

3.3: Appointment and Term. Members shall be randomly selected pursuant to the process set forth in Constitution 1963, article IV, section 6, subsection 2. Except as provided in section 3.4 of these rules, the terms of the members of the Commission shall be:

A. For the complete census cycle for the period beginning when the appointment is made until the next Commission is appointed for the subsequent census cycle.

B. The members of the Commission shall always be in active status, when the Commission is in the active process of redistricting the Congressional, State Senate, and State House maps.

C. The members of the Commission shall always continue in active status if there is litigation pending against the Commission pertaining to the redistricting maps drawn by the Commission or any other litigation brought against the Commission or its members because of its or their official duties.

D. At such time, all litigation filed against the Commission and or the members is completed, and no further action is required of the Commission or its members. The Commission will vote to move to dormant status. If approved, the Commission will notify the Michigan Department of State and the Michigan Legislature of the change of status.

3.3.1: Dormant Status.

A. Upon the Commission assuming dormant status, the Commission staff shall have 30 days to complete the remaining staff and Commission responsibilities, or such additional time as may be required as authorized by the Commission.

B. The Commission shall coordinate with the Michigan Department of State to coordinate this change in status and if necessary to assist in said change.

C. All computers and phones in the possession of Commission and staff members shall be returned to the Michigan Department of State for retention in the litigation hold room. An image shall be taken of each computer data for any future litigation. All other records or materials pertaining to the Commission held by members and staff of the Commission shall be turned over to the Michigan

Department of State. Members and staff shall keep a record of their usernames and passwords.

D. Extension agreements shall be made with necessary vendors, ex. EDS, attorneys, and experts in the event of new litigation being filed against the Commission or its members or staff. Said extensions shall be made with no additional payment being made or required until such time as litigation is pending.

E. Upon the Commission going into dormancy status and all final expenses being paid, any remaining Commission funds shall be returned to the proper state agency pursuant to Constitution 1963, article IV, section 6.

F. During all times the Commission is in a dormant status, members will not receive any compensation or reimbursement of expenses.

G. The Commission will designate one or more members of the Commission as contact person[s] for the Commission. The Michigan Department of State will designate a person or position within the Michigan Department of State as a contact person for the Michigan Department of State. Commission members will keep the Michigan Department of State apprised of any changes in their personal contact information.

3.3.2: Reactivation

A. In the event of litigation being filed against the Commission or its members or staff, the Commission shall return to active status to address said litigation. When a member of the Commission is notified of litigation, he/she shall notify the Michigan Department of State who will notify the other members of the Commission. The Michigan Department of State upon being notified of litigation shall notify the members of the Commission.

B. Upon litigation being filed against the Commission, the Commission will return to active status for purposes of the litigation. At that time, the Commission's and staff's computers and phones will be returned to them for use in said litigation, if necessary, or mapping. Upon return to active status, the Commission members and staff shall be entitled to compensation pursuant to the terms of the Constitution 1963, Art. IV, Sec. 6.

C. The Michigan Department of State and the Secretary of State shall convene a meeting of the Commission members to take such action as shall be required to address the litigation.

D. The Commission shall at that time request a budget be established and funded by the Legislature pursuant to the Constitution 1963, article IV, section 6, and take such other action as required to address the litigation.

3.3.3: Expiration of Term. The term of the members of the Commission shall expire upon the appointment of the succeeding Michigan Independent Citizens Redistricting Commission.