

Act No. 16
Public Acts of 1992
Approved by the Governor
March 16, 1992
Filed with the Secretary of State
March 16, 1992

STATE OF MICHIGAN
86TH LEGISLATURE
REGULAR SESSION OF 1992

Introduced by Rep. Willis Bullard

Reps. Barns, Bartnik, Byrum, DeMars, Fitzgerald, Gilmer, Gire, Goss, Harder, Jacobetti, Ostling, Scott and Stallworth named co-sponsors

ENROLLED HOUSE BILL No. 4657

AN ACT to amend section 2 of chapter 16 of the Revised Statutes of 1846, entitled as amended "Of the powers and duties of townships, the election and duties of township officers, and the division of townships," as amended by Act No. 77 of the Public Acts of 1989, being section 41.2 of the Michigan Compiled Laws.

The People of the State of Michigan enact:

Section 1. Section 2 of chapter 16 of the Revised Statutes of 1846, as amended by Act No. 77 of the Public Acts of 1989, being section 41.2 of the Michigan Compiled Laws, is amended to read as follows:

Sec. 2. (1) The inhabitants of an organized township are a body corporate and have, in addition to other powers that are conferred, all of the following powers and duties:

(a) To sue and be sued and appoint necessary agents and attorneys for that purpose.

(b) To make contracts necessary and convenient for the exercise of their corporate powers.

(2) In addition to other powers that are conferred, the township board may investigate any matter that is under the jurisdiction of the township and the authority vested in the township or an officer under this act. The supervisor or the township board by majority consent of the township board members serving may serve upon a person a subpoena that has been authorized by a court of proper jurisdiction in the county in which the township is situated compelling the person to appear before the board or a committee of the board to be examined under oath or to produce a document or object for inspection or copying. If a person objects to or otherwise fails to comply with the subpoena served upon him or her, the supervisor or the township board by majority consent of the township board members may file in that court an action to enforce the notice. The court may issue an order requiring the person to appear to be examined or to produce a document or object for inspection or copying. Failure to obey the order of the court is punishable by the court as a contempt.

(3) By resolution of the township board, a majority of the members serving may acquire property for public purposes by purchase, gift, condemnation, lease, construction, or otherwise and may convey or lease that property or part of that property not needed for public purposes.

(4) A suit, act, or proceeding, by or against a township, in its corporate capacity, shall be in the name of the township. The supervisor of each township shall be the agent for his or her township for the transaction of legal business, by whom a suit may be brought and defended, and upon whom process against the township shall be served.

This act is ordered to take immediate effect.

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Clerk of the House of Representatives.

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Secretary of the Senate.

Approved

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Governor.