

**STATE OF MICHIGAN
87TH LEGISLATURE
REGULAR SESSION OF 1993**

**Introduced by Senators Conroy, Schwarz, Arthurhultz, Cherry, Berryman, Stabenow, Honigman, Hart,
Kelly, Koivisto and Faxon**

ENROLLED SENATE BILL No. 349

AN ACT to amend sections 20 and 21 of Act No. 359 of the Public Acts of 1947, entitled "An act to authorize the incorporation of charter townships; to provide a municipal charter therefor; and to prescribe the powers and functions thereof," being sections 42.20 and 42.21 of the Michigan Compiled Laws.

The People of the State of Michigan enact:

Section 1. Sections 20 and 21 of Act No. 359 of the Public Acts of 1947, being sections 42.20 and 42.21 of the Michigan Compiled Laws, are amended to read as follows:

Sec. 20. (1) Legislation of a charter township shall be by ordinance or by resolution. A resolution shall be limited to matters required or permitted to be done by resolution by this act or by state or federal law and to matters pertaining to the internal affairs or concerns of the township government. Any other act of the township board, and any act imposing a sanction for the violation of the act, shall be by ordinance. "Resolution" means the official action of the township board in the form of a motion.

(2) Each ordinance shall be identified by a number and a short title. Each proposed ordinance shall be introduced in written or printed form. The style of an ordinance shall be, "The charter township of ordains:". Except in the case of an ordinance that is declared to be an emergency ordinance, an ordinance shall not be finally passed by the township board at the same meeting at which it is introduced, or before it is published in the form in which it is introduced. An ordinance shall not be revised, altered, or amended by reference to its title only, but the section or sections of the ordinance revised, altered, or amended shall be re-enacted and published at length. When enacted, an ordinance shall be immediately recorded by the township clerk in a book to be called "The ordinance book". The supervisor and township clerk shall authenticate the record by their official signatures on the record. The ordinances of each charter township shall be compiled and published in loose leaf or booklet form not less than once in every 10-year period.

Sec. 21. (1) The township board shall provide in each ordinance a sanction for violation of the ordinance. If a violation of an ordinance is a civil infraction, the ordinance shall provide a civil fine for its violation. A violation of an ordinance is a municipal civil infraction only if the ordinance explicitly states that a violation is a municipal civil infraction. If a violation of an ordinance is not a civil infraction, punishment for a violation of the ordinance shall not exceed a fine of \$500.00, or imprisonment for 90 days, or both, in the discretion of the court. Fines collected for the violation of the ordinances of a charter township shall be distributed as provided in section 8379 of the revised judicature act of 1961, Act No. 236 of the Public Acts of 1961, being section 600.8379 of the Michigan Compiled Laws.

(2) As used in this section, "civil infraction" and "municipal civil infraction" mean those terms as defined in section 113 of Act No. 236 of the Public Acts of 1961, being section 600.113 of the Michigan Compiled Laws.

Section 2. This amendatory act shall not take effect unless Senate Bill No. 348 of the 87th Legislature is enacted into law.

This act is ordered to take immediate effect.

Secretary of the Senate.

Co-Clerk of the House of Representatives.

Approved -----

Governor.