



SENATE BILL No. 352

February 9, 1993, Introduced by Senators CONROY, SCHWARZ, ARTHURHULTZ, CHERRY, BERRYMAN, STABENOW, HONIGMAN, HART, KELLY, KOIVISTO and FAXON and referred to the Committee on Local Government and Urban Development.

A bill to amend section 1a of chapter I, sections 1, 2, 6, 7, 9, 10, and 13 of chapter VI, sections 1, 2, 3, 40, 46, and 62 of chapter VII, and section 12 of chapter X of Act No. 3 of the Public Acts of 1895, entitled as amended

"An act to provide for the incorporation of villages; to define their powers and duties; to provide for the levy and collection of taxes, borrowing of money, and issuance of bonds and other evidences of indebtedness by villages; to define the powers and duties of the municipal finance commission or its successor agency and of the department of treasury with regard thereto; to define the application of this act and provide for its amendment by villages subject thereto; and to validate prior amendments and certain prior actions taken and bonds issued by villages,"

section 1 of chapter VII as amended by Act No. 176 of the Public Acts of 1991 and section 46 of chapter VII as amended by Act No. 173 of the Public Acts of 1985, being sections 61.1a, 66.1, 66.2, 66.6, 66.7, 66.9, 66.10, 66.13, 67.1, 67.2, 67.3, 67.40, 67.46, 67.62, and 70.12 of the Michigan Compiled Laws.

SENATE BILL No. 352

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Section 1. Section 1a of chapter I, sections 1, 2, 6, 7, 9,
2 10, and 13 of chapter VI, sections 1, 2, 3, 40, 46, and 62 of
3 chapter VII, and section 12 of chapter X of Act No. 3 of the
4 Public Acts of 1895, section 1 of chapter VII as amended by Act
5 No. 176 of the Public Acts of 1991 and section 46 of chapter VII
6 as amended by Act No. 173 of the Public Acts of 1985, being sec-
7 tions 61.1a, 66.1, 66.2, 66.6, 66.7, 66.9, 66.10, 66.13, 67.1,
8 67.2, 67.3, 67.40, 67.46, 67.62, and 70.12 of the Michigan
9 Compiled Laws, are amended to read as follows:

10 CHAPTER I

11 Sec. 1a. As used in this act, ~~the phrase "having a~~
12 ~~population," or any phrase or combination of words of like~~
13 ~~import, shall be construed to mean "now or hereafter having a~~
14 ~~population of."~~ The words "last," "latest," "preceding" or "last
15 preceding" used in connection with a "federal" or "United States"
16 or other census, or any words, phrases or combinations of words
17 of like import, shall be construed to also include any such
18 census taken after the enactment of the statute. "CIVIL
19 INFRACTION", "CIVIL INFRACTION ACTION", AND "MUNICIPAL CIVIL
20 INFRACTION" MEAN THOSE TERMS AS DEFINED IN SECTION 113 OF THE
21 REVISED JUDICATURE ACT OF 1961, ACT NO. 236 OF THE PUBLIC ACTS OF
22 1961, BEING SECTION 600.113 OF THE MICHIGAN COMPILED LAWS.

23 CHAPTER VI

24 Sec. 1. The style of ~~all ordinances~~ AN ORDINANCE shall
25 be: "The village of ordains." ~~All~~
26 ~~ordinances~~ AN ORDINANCE, except as ~~herein~~ otherwise provided

1 ~~shall require,~~ IN THIS ACT, REQUIRES for ~~their~~ ITS passage
2 ~~the~~ concurrence of a majority of the council. ~~No~~ AN ordi-
3 nance imposing a ~~penalty~~ SANCTION shall NOT take effect in less
4 than 20 days after its passage.

5 Sec. 2. Except as otherwise ~~specifically~~ provided in this
6 act, the council of a village authorized to pass an ordinance ~~the~~
7 may prescribe a ~~penalty~~ SANCTION for a violation of the
8 ordinance. If a ~~penalty~~ SANCTION is prescribed, it shall be
9 prescribed in the ordinance. ~~The~~ IF A VIOLATION OF THE ORDI-
10 NANCE IS A CIVIL INFRACTION, THE ORDINANCE MAY PROVIDE A CIVIL
11 FINE FOR ITS VIOLATION. A VIOLATION OF THE ORDINANCE IS A MUNIC-
12 IPAL CIVIL INFRACTION ONLY IF THE ORDINANCE EXPLICITLY STATES
13 THAT A VIOLATION IS A MUNICIPAL CIVIL INFRACTION. IF A VIOLATION
14 OF THE ORDINANCE IS NOT A CIVIL INFRACTION, THE ordinance may
15 provide that a person who violates the ordinance ~~may~~ IS SUBJECT
16 TO EITHER, OR BOTH, OF THE FOLLOWING:

17 (a) ~~Be punished~~ PUNISHMENT by imprisonment for not more
18 than 90 days or BY a fine of not more than \$500.00, or both.

19 (b) ~~Be ordered to pay~~ PAYMENT OF court costs.

20 Sec. 6. (1) ~~Prosecutions~~ AN ACTION for violation of ~~the~~
21 ~~village ordinances~~ AN ORDINANCE shall be commenced not more than
22 2 years after the ~~commission of the offense, and~~ VIOLATION
23 OCCURS. THIS SUBSECTION DOES NOT APPLY TO A VIOLATION OF AN ORDI-
24 NANCE THAT CONSTITUTES A CIVIL INFRACTION.

25 (2) AN ACTION FOR THE VIOLATION OF AN ORDINANCE shall be
26 brought in the district court or municipal court in the judicial
27 district in which the village is located UNLESS THE DEFENDANT

1 ALLEGED TO HAVE VIOLATED THE ORDINANCE ENTERS A PLEA OF GUILTY,
2 ADMITS RESPONSIBILITY, OR ADMITS RESPONSIBILITY WITH EXPLANATION
3 BEFORE A MAGISTRATE, TRAFFIC BUREAU, OR MUNICIPAL ORDINANCE VIO-
4 LATION BUREAU AS OTHERWISE PROVIDED BY LAW. That court may hear,
5 try, and determine ~~all~~ causes and actions arising under ~~these~~
6 ~~ordinances~~ AN ORDINANCE of the village, and ~~inflict punishment~~
7 ~~for violations of these ordinances~~ IMPOSE SANCTIONS FOR A VIOLA-
8 TION OF AN ORDINANCE as provided in the ~~ordinances~~ ORDINANCE.

9 Sec. 7. ~~When~~ IF a penalty ~~shall be~~ IS incurred for the
10 violation of an ordinance, and a provision is not made for the
11 imprisonment of the offender upon conviction of the violation,
12 ~~a~~ THE penalty may be recovered in a civil action. ~~When~~ IF a
13 corporation ~~shall incur~~ INCURS a penalty for the violation of
14 an ordinance, the corporation shall be sued in a civil action.
15 ~~Prosecutions for violations of the ordinances of the village, in~~
16 ~~all cases except against corporations,~~ EXCEPT IN THE CASE OF A
17 CIVIL INFRACTION ACTION OR AN ACTION AGAINST A CORPORATION, AN
18 ACTION FOR A VIOLATION OF AN ORDINANCE OF THE VILLAGE may be com-
19 menced by warrant for the arrest of the offender. The warrant
20 shall be in the name of the people of this state, ~~and~~ shall set
21 forth the substance of the offense complained of, AND SHALL be
22 substantially in the form, and be issued upon complaint made, as
23 provided by law in misdemeanor cases. The proceedings relating
24 to the arrest and custody of the accused during the pendency of
25 the action, the pleadings, and ~~all~~ THE proceedings upon the
26 trial of the cause, ~~and~~ in procuring the attendance and
27 testimony of witnesses, and in the rendition of judgments and the

1 execution of judgments, except as otherwise provided by this act,
2 ~~shall be~~ ARE governed by and SHALL conform as nearly as may be
3 ~~to~~ to the provisions of law regulating proceedings in misde-
4 meanor cases.

5 Sec. 9. (1) An action ~~, proceeding, or prosecution~~ for
6 the violation of an ordinance ~~, need not state or set forth the~~
7 ordinance, or the provisions of the ordinance ~~, in a complaint,~~
8 warrant, process, or pleading, ~~, but shall be considered suf-~~
9 ~~ficiently set forth or stated by reciting its~~ RECITE THE
10 ORDINANCE'S title and the date of its passage, adoption, or
11 approval.

12 (2) It ~~shall be~~ IS a sufficient statement of the cause of
13 action in a complaint or warrant ~~, to set forth substantially,~~
14 and with reasonable certainty, as to time and place, the act ~~or~~
15 ~~offense~~ complained of, and to allege the act ~~or offense~~ to be
16 in violation of an ordinance of the village, referring to the
17 ordinance by its title ~~, and the date of its passage, adoption,~~
18 or approval. ~~In all prosecutions for violations of the ordi-~~
19 ~~nances of the village, either~~ EITHER party may require a trial
20 by jury IN AN ACTION FOR VIOLATION OF THE ORDINANCE.

21 (3) The jury, except when other provision is made, shall
22 consist of 6 persons. In actions commenced by warrant, the jury
23 shall be selected and summoned as in misdemeanor cases before the
24 court in which the prosecution for the village ordinance viola-
25 tion is brought. In a civil action to recover penalties for
26 ~~the~~ A village ordinance violation, the jury shall be selected
27 and summoned as in any other civil action before the court in

1 which the action is brought. An inhabitant of the village
2 ~~shall~~ IS not ~~be~~ incompetent to serve as a juror in a cause in
3 which the village is a party or interested, on account merely of
4 the interest ~~as~~ THAT the inhabitant may have, in common with
5 the inhabitants of the village, in the results of the action.

6 (4) THIS SECTION DOES NOT APPLY TO AN ORDINANCE VIOLATION
7 THAT CONSTITUTES A CIVIL INFRACTION.

8 Sec. 10. A person convicted of a violation of an ordinance
9 of the village in an action commenced by warrant as set forth in
10 section 7 ~~—~~ may appeal the judgment to the circuit court for
11 the county in which the village is located, by appeal, and the
12 time for the appeal, the proceedings for the appeal, ~~and~~ the
13 bond or security to be given on the appeal, and the proceedings
14 and disposition of the cause in the circuit court ~~—~~ shall be
15 the same as in misdemeanor cases on appeal from the court that
16 tried the village ordinance violation. In actions to which the
17 village ~~may be~~ IS a party, brought to recover a ~~penalty~~ FINE
18 for a violation OF A VILLAGE ORDINANCE, either party may appeal
19 from the judgment to the circuit court, and similar proceedings
20 shall be had on that appeal ~~—~~ and similar bond or security
21 shall be given as in cases of appeal in civil actions before the
22 court ~~which~~ THAT tried the village ordinance violation, except
23 that the village shall not be required to give a bond or security
24 on ~~those appeals~~ THAT APPEAL.

25 Sec. 13. ~~All fines~~ EXCEPT IN CASES IN WHICH A FINE IS
26 PAID TO A PARKING VIOLATIONS BUREAU OR A MUNICIPAL ORDINANCE
27 VIOLATIONS BUREAU PURSUANT TO SECTION 8395 OR 8396 OF THE REVISED

1 JUDICATURE ACT OF 1961, ACT NO. 236 OF THE PUBLIC ACTS OF 1961,
2 BEING SECTIONS 600.8395 AND 600.8396 OF THE MICHIGAN COMPILED
3 LAWS, A FINE imposed for ~~violations~~ A VIOLATION of ~~the~~
4 ~~ordinances~~ AN ORDINANCE of the village ~~, if paid before the~~
5 ~~accused is committed,~~ shall be received by the ~~court or magis-~~
6 ~~trate before whom the~~ CLERK OF THE COURT IN WHICH JUDGMENT OR
7 conviction was had. If ~~any~~ THE fine ~~shall be~~ IS collected
8 upon execution, the ~~officer or~~ person receiving the ~~same~~ FINE
9 shall immediately pay ~~over~~ the money collected to ~~said court~~
10 ~~or magistrate~~ THAT CLERK. If the ~~accused be~~ DEFENDANT IS com-
11 mitted, ~~payment of~~ the fine and costs imposed shall be ~~made~~
12 PAID to the sheriff or other keeper of the jail or prison, who
13 shall, within 30 days ~~thereafter, pay the same to said court or~~
14 ~~magistrate, and the court or magistrate receiving any such fine~~
15 ~~or penalty, or any part thereof, shall pay the same into the vil-~~
16 ~~lage treasury except such fines as by the constitution are appro-~~
17 ~~priated for library purposes, on or before the first Monday of~~
18 ~~the month next after the receipt of the same, and take the~~
19 ~~treasurer's receipt therefor, and file the same with the clerk~~
20 AFTER RECEIVING PAYMENT, PAY THE MONEY TO THAT CLERK FOR DISTRI-
21 BUTION PURSUANT TO LAW.

22 CHAPTER VII

23 Sec. 1. A village subject to this act has, ~~in addition to~~
24 ~~other powers that are conferred, the general power and authority~~
25 ~~granted in this chapter. The~~ AND THE council ~~of a village~~
26 ~~subject to this act~~ may enact ordinances relating to, the
27 FOLLOWING powers: ~~described in this section as it considers~~

1 ~~proper, including, but not limited to, ordinances relating to~~
2 ~~or more of the following:~~

3 (a) To restrain and prevent vice and immorality.

4 (b) To ~~punish vagrants, disorderly persons, and~~
5 ~~prostitutes~~ IMPOSE SANCTIONS ON INDIVIDUALS ENGAGED IN VAGRANCY,
6 DISORDERLY CONDUCT, OR PROSTITUTION.

7 (c) To abate nuisances and preserve the public health.

8 (d) To prohibit and suppress disorderly houses and gaming
9 houses.

10 (e) To regulate, license, or suppress ~~billiard tables and~~
11 ~~ball alleys, public dance halls, and soft drink emporiums~~ PLACES
12 OF ENTERTAINMENT.

13 (f) To suppress gaming.

14 (g) To regulate and license public shows and exhibitions.

15 (h) To license auctioneers, TO license and regulate hawkers
16 and peddlers, to regulate or prohibit sales of property at auc-
17 tion except sales made pursuant to an order of a court or public
18 law, to require transient traders and dealers to obtain a license
19 before engaging in business, and to regulate by ordinance the
20 terms and conditions of issuing those licenses.

21 (i) To license and regulate ~~hacks and other~~ public
22 vehicles.

23 (j) To provide for and regulate the inspection of
24 provisions.

25 (k) To regulate or prohibit bathing in the ~~rivers, ponds,~~
26 ~~streams, and waters~~ BODIES OF WATER of the village.

1 (l) To regulate or prohibit the selling, storing, ~~or~~ AND
 2 transportation of combustible or explosive substances or
 3 materials within the village ~~—~~ and to regulate and restrain the
 4 making of fires in the streets or other open spaces in the
 5 village.

6 (m) To provide for the organization and regulation of a fire
 7 department, to provide for the prevention and extinguishment of
 8 fires, and to establish and maintain definite fire limits.

9 (n) To license and regulate solicitors for passengers or
 10 baggage for any hotel, tavern, public house, boat, or railroad;
 11 ~~—, and draymen, carmen, truckmen,~~ TO LICENSE AND REGULATE
 12 porters, runners, AND drivers of ~~cabs, hackney coaches, omni-~~
 13 ~~buses, carriages, sleighs, express vehicles, and other~~ vehicles
 14 used and employed for hire, and to fix and regulate the amount
 15 and rate of compensation of those individuals.

16 (o) To require horses, mules, or other animals attached to
 17 ~~any vehicle~~ VEHICLES or standing in any street, lane, or alley
 18 in the village to be securely fastened, hitched, watched, or
 19 held.

20 (p) To prevent and ~~punish~~ IMPOSE SANCTIONS FOR horse
 21 racing and immoderate driving in ~~any~~ A street, park, or alley
 22 and to authorize the stopping and detaining of ~~any~~ A person who
 23 is immoderately driving or riding in ~~any~~ A street, park, or
 24 alley in the village.

25 (q) To prevent the running at large of dogs, to require dogs
 26 to be muzzled, and to authorize the destruction of dogs found at
 27 large in violation of an ordinance of the village.

1 (r) To establish lines and grades upon which buildings may
2 be erected, and beyond which buildings shall not extend.

3 (s) To prevent the erection and provide for the removal of
4 buildings considered unsafe.

5 (t) To regulate the placement and provide for the preserva-
6 tion of ~~horse posts or~~ hitching posts.

7 (u) To declare and define the powers and duties of the offi-
8 cers of the village whose powers and duties are not specifically
9 prescribed in this act.

10 (v) To require the treasurer or marshal of the village, and
11 other officers of the village as the council considers proper, to
12 give bonds for the discharge of their official duties.

13 (w) To see that the officers of the village perform their
14 duties faithfully and that proper measures are taken to ~~punish~~
15 IMPOSE SANCTIONS FOR neglect of duty by ~~any~~ AN officer of the
16 village.

17 (x) To provide for the care, custody, and preservation of
18 the public property of the village.

19 (y) To investigate any matter that may come under the juris-
20 diction of the village and that is pursuant to the authority
21 vested in the council or in ~~any~~ AN officer under this act. The
22 council by majority ~~consent~~ VOTE of the council members serving
23 may serve upon a person a subpoena that has been authorized by a
24 court of proper jurisdiction in the county in which the village
25 is located compelling the person to appear before the council or
26 any committee of the council to be examined under oath or to
27 produce a document or object for inspection or copying. If a

1 person objects to or otherwise fails to comply with the written
2 notice served upon him or her, the council may file in that court
3 an action to enforce the subpoena. The court may issue an order
4 requiring the person to appear to be examined or to produce a
5 document or object for inspection or copying. Failure to obey
6 the order of the court is punishable by the court as a contempt.

7 (z) To adopt other ordinances and make other regulations for
8 the safety and good government of the village and the general
9 welfare of its inhabitants that are not inconsistent with the
10 general laws of this state.

11 (aa) To regulate or prohibit public nudity within village
12 boundaries. As used in this subdivision, "public nudity" means
13 knowingly or intentionally displaying in a public place, or for
14 payment or promise of payment by any person including, but not
15 limited to, payment or promise of payment of an admission fee,
16 any individual's genitals or anus with less than a fully opaque
17 covering.

18 Sec. 2. (1) The council may prescribe the terms and condi-
19 tions upon which ~~licenses may~~ A LICENSE SHALL be granted —
20 and may ~~exact and~~ require payment of ~~such sum for any license~~
21 ~~as shall be~~ A reasonable and proper SUM FOR A LICENSE. The
22 person receiving the license shall, if required by the council or
23 AN ordinance of the village, before the issuing ~~thereof~~ OF THE
24 LICENSE, execute a bond to the ~~corporation in such~~ VILLAGE IN A
25 sum ~~as~~ PRESCRIBED BY the council, ~~may prescribe,~~ with 1 or
26 more sufficient sureties, conditioned for a faithful performance
27 of the laws relating to the ~~corporation~~ VILLAGE and the

1 ordinances of the council, and otherwise conditioned as the
 2 council may prescribe. ~~Every~~ A license ~~shall be~~ IS revocable
 3 by the council. ~~at pleasure, and when any~~ IF A license ~~shall~~
 4 ~~be~~ IS revoked for ~~non-compliance~~ NONCOMPLIANCE with the terms
 5 and conditions upon which it was granted, or on account of ~~any~~
 6 A violation of ~~any~~ AN ordinance or regulation passed or autho-
 7 rized by the council, the person holding ~~such~~ THE license
 8 shall, in addition to ~~all~~ ANY other ~~penalties~~ SANCTIONS
 9 imposed, forfeit ~~all payment~~ PAYMENTS made for ~~such~~ THE
 10 license. ~~And the~~ THE council may provide SANCTIONS for
 11 ~~punishment, by fine or imprisonment, or both, of any~~ A person
 12 who, without license, ~~shall exercise any occupation or trade, or~~
 13 ~~do anything for or in respect to~~ DOES SOMETHING FOR which ~~any~~
 14 A license ~~shall be~~ IS required by ~~any~~ AN ordinance ~~or~~
 15 ~~regulation~~ of the council.

16 (2) The council of ~~any~~ A village may ~~make such provisions~~
 17 ~~as they shall deem expedient~~ PROVIDE for the support and relief
 18 of poor persons residing in the village ~~—~~ and, for that
 19 purpose, may provide, by ordinance or resolution, for the
 20 appointment of a director of the poor for the village ~~—~~ and may
 21 prescribe ~~his~~ THE DIRECTOR'S duties and vest him OR HER with
 22 ~~such~~ authority ~~as may be~~ proper for the ~~due~~ exercise of
 23 ~~his~~ THOSE duties.

24 Sec. 3. The council may provide and maintain 1 or more
 25 pounds within the village; ~~—, and may~~ appoint, ~~pound masters,~~
 26 prescribe ~~their~~ THE powers and duties OF, and fix ~~their~~ THE
 27 compensation OF POUND MASTERS; ~~—, and may~~ authorize the

1 impounding of ~~all beasts and fowls~~ ANIMALS found ~~in the~~
2 ~~streets or otherwise~~ at large, contrary to ~~any~~ AN ordinance of
3 the village. ~~and if~~ IF there ~~shall be~~ IS no pound or pound
4 master, ~~they~~ THE COUNCIL may provide for the impounding of
5 ~~such beasts and fowls~~ AN ANIMAL by the village marshal, in some
6 suitable place, under his OR HER immediate care and inspection
7 and may confer on him OR HER the powers and duties of pound
8 master. The council may also prescribe the fees for impounding
9 AN ANIMAL, and the amount or rate of expenses for keeping AN
10 IMPOUNDED ANIMAL, and the charges to be paid by the owner or
11 keeper of ~~the beasts or fowls~~ AN impounded ~~and~~ ANIMAL. THE
12 COUNCIL may authorize the sale of ~~such beasts and fowls~~ AN
13 IMPOUNDED ANIMAL for the payment of ~~such~~ THE fees, expenses,
14 and charges, and for ~~penalties~~ SANCTIONS incurred, and may
15 impose ~~penalties~~ SANCTIONS for rescuing ~~any beast or fowl~~ AN
16 ANIMAL impounded.

17 Sec. 40. The council of ~~any~~ A village may regulate and
18 license ferries from ~~such~~ THE village, or ~~any~~ A place ~~of~~
19 ~~landing therein, to the opposite shore, or from one part of the~~
20 ~~village to another~~ IN THE VILLAGE; ~~and may~~ require the payment
21 of ~~such~~ A reasonable sum for ~~such~~ A FERRY license; ~~as the~~
22 ~~council shall deem proper, and may~~ impose ~~such~~ reasonable
23 terms and restrictions, in relation to the keeping and management
24 of ferries ~~,~~ and the time, manner, and rates of carriage and
25 transportation of persons and property ~~as may be proper, and~~
26 ~~may~~ BY FERRY; provide for the revocation of ~~any such~~ A FERRY
27 license ~~,~~ and for the ~~punishment, by proper fines and~~

1 ~~penalties, for violations of any~~ IMPOSITION OF SANCTIONS FOR A
 2 VIOLATION OF AN ordinance prohibiting unlicensed ferries ~~—~~ or
 3 regulating ~~those~~ FERRIES established and licensed.

4 Sec. 46. The village marshal is the chief of police, and,
 5 subject to the president, ~~shall have~~ HAS the direction of the
 6 police of the village. For the preservation of the peace, the
 7 police officers ~~shall~~ have all the powers given by law to
 8 constables. The police shall suppress ~~all~~ riots, disturbances,
 9 and breaches of the peace; arrest ~~all persons~~ ANY PERSON flee-
 10 ing from justice; ~~—~~ apprehend upon view any person found ~~in~~
 11 ~~the act of committing any offense against the laws of the state~~
 12 ~~or violating the ordinances~~ VIOLATING A LAW OF THIS STATE OR AN
 13 ORDINANCE of the village in ~~any~~ A manner involving a breach of
 14 the peace ~~—~~ and, UNLESS THE VIOLATION CONSTITUTES A CIVIL
 15 INFRACTION, take the offender before the proper magistrate or
 16 officer, to be punished; make complaints before the proper magis-
 17 trate of any person known or believed by the police to be guilty
 18 of crime or ~~any~~ RESPONSIBLE FOR violation of ~~the ordinances~~
 19 AN ORDINANCE of the council; ~~and~~ serve ~~all processes~~ PROCESS
 20 that may be delivered to the police for that purpose; and gener-
 21 ally perform all duties required by the council for the good gov-
 22 ernment of the village. This section is subject to an ordinance
 23 adopted under section 8 of chapter V.

24 Sec. 62. The council of ~~any~~ A village owning a ~~public~~
 25 burial ~~ground or cemetery~~ PLACE, whether within or without the
 26 village, may pass and enforce ~~all ordinances~~ AN ORDINANCE
 27 necessary to carry into effect the provisions ~~herein and~~ OF

1 THIS ACT CONCERNING BURIAL PLACES, to control or regulate ~~such~~
 2 ~~cemetery or~~ THE burial place and the improvement ~~thereof~~ OF
 3 THE BURIAL PLACE, ~~and~~ to protect ~~the same~~ IT and ~~the~~ ITS
 4 appurtenances ~~thereof~~ from injury, and to ~~punish violations of~~
 5 ~~any lawful orders and regulations~~ IMPOSE SANCTIONS FOR A VIOLA-
 6 TION OF A LAWFUL ORDER OR REGULATION made by the board of ceme-
 7 tery trustees.

8 CHAPTER X

9 Sec. 12. The council of ~~any~~ A village located upon any of
 10 the navigable waters of the state may by ordinance prescribe
 11 ~~such~~ regulations, to be observed by owners, masters, and
 12 ~~employees of steamboats and water craft as may be~~ EMPLOYEES OF
 13 WATERCRAFT, necessary ~~for the prevention of~~ TO PREVENT fires in
 14 ~~the~~ A harbor and to prevent the communication of fire from
 15 ~~such boats and craft~~ WATERCRAFT, and may prescribe in such
 16 ~~ordinances~~ AN ORDINANCE the manner of collecting any
 17 ~~penalties~~ SANCTION imposed ~~thereby~~ BY THE ORDINANCE.

18 Section 2. This amendatory act shall not take effect unless
 19 Senate Bill No. 348

20 of the 87th Legislature is enacted into law.