



HOUSE BILL No. 5368

November 7, 1995, Introduced by Reps. Kukuk, Green, Goschka, Hill, Bush, Voorhees, Weeks, Bobier and Perricone and referred to the Committee on Local Government.

A bill to amend section 4 of Act No. 246 of the Public Acts of 1945, entitled as amended

"An act to authorize township boards to adopt ordinances and regulations to secure the public health, safety and general welfare; to provide for the establishment of a township police department; to provide for policing of townships by certain law enforcement officers and agencies; to provide for the publication of ordinances; to prescribe powers and duties of township boards and certain local and state officers and agencies; to provide sanctions; and to repeal all acts and parts of acts in conflict with the act,"

as amended by Act No. 14 of the Public Acts of 1994, being section 41.184 of the Michigan Compiled Laws.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Section 1. Section 4 of Act No. 246 of the Public Acts of
2 1945, as amended by Act No. 14 of the Public Acts of 1994, being
3 section 41.184 of the Michigan Compiled Laws, is amended to read
4 as follows:

1 Sec. 4. (1) A township ordinance shall contain a provision
2 stating when the ordinance takes effect.

3 (2) Except as provided in section 22 of THE CHARTER TOWNSHIP
4 ACT, Act No. 359 of the Public Acts of 1947, being section 42.22
5 of the Michigan Compiled Laws, and section 11 of the township
6 rural zoning act, Act No. 184 of the Public Acts of 1943, being
7 section 125.281 of the Michigan Compiled Laws, a township ordi-
8 nance shall take effect as follows:

9 (a) If an ordinance imposes a sanction for the violation of
10 the ordinance, the ordinance shall take effect 30 days after the
11 first publication of the ordinance.

12 (b) If an ordinance does not impose a sanction for the vio-
13 lation of the ordinance, the ordinance shall take effect the day
14 following the date of the publication of the ordinance or any
15 date following publication specified in the ordinance.

16 (c) IF AN ORDINANCE ADOPTS BY REFERENCE A STATUTE OF THIS
17 STATE, A RULE PROMULGATED BY AN AGENCY OF THIS STATE, OR A RECOG-
18 NIZED STANDARD OFFICIAL OR UNOFFICIAL CODE, THE ORDINANCE SHALL
19 TAKE EFFECT WITHIN 30 DAYS OF THE DATE OF THE ADOPTION OF THE
20 STATUTE, RULE, OR CODE.

21 (3) Publication of the ordinance shall be made within 30
22 days after the passage of the ordinance by inserting either a
23 true copy or a summary of the ordinance once in a newspaper cir-
24 culating within the township. A summary of an ordinance may be
25 drafted by the same person that drafted the ordinance or by the
26 township board or township zoning board and shall be written in
27 clear and nontechnical language. Each section of an ordinance or

1 a summary of an ordinance shall be preceded by a catch line. IF
2 AN ORDINANCE ADOPTS BY REFERENCE A STATUTE OF THIS STATE, A RULE
3 PROMULGATED BY AN AGENCY OF THIS STATE, OR A RECOGNIZED STANDARD
4 OFFICIAL OR UNOFFICIAL CODE, IT IS NOT NECESSARY TO PUBLISH THE
5 STATUTE, RULE, OR CODE IN ITS ENTIRETY.

6 (4) If a summary of an ordinance is published, the township
7 shall designate in the publication the location in the township
8 where a true copy of the ordinance can be inspected or obtained.
9 IF AN ORDINANCE ADOPTS BY REFERENCE A STATUTE OF THIS STATE, A
10 RULE PROMULGATED BY AN AGENCY OF THIS STATE, OR A STANDARD OFFI-
11 CIAL OR UNOFFICIAL CODE, THE TOWNSHIP SHALL PROVIDE A TRUE COPY
12 OF THE STATUTE, RULE, OR CODE FOR INSPECTION AND DISTRIBUTION TO
13 THE PUBLIC.