

SENATE BILL No. 460

May 5, 2005, Introduced by Senators TOY, BIRKHOLZ, JELINEK, BERNERO, KUIPERS,
SWITALSKI and GOSCHKA and referred to the Committee on Local, Urban and State Affairs.

A bill to amend 1909 PA 279, entitled
"The home rule city act,"
by amending section 5b (MCL 117.5b).

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 5b. (1) Each city shall have power, whether provided in
2 its charter or not, to codify, recodify and continue in code its
3 municipal ordinances, in whole or in part, without the necessity of
4 publishing the entire code in full. The ordinance adopting the
5 code, as well as subsequent ordinances repealing, amending,
6 continuing or adding to the code, shall be published as required by
7 law. The ordinance adopting the code may amend, repeal, revise or
8 rearrange ordinances or parts of ordinances by reference by title

1 only.

2 (2) THE CITY SHALL DETERMINE THE METHOD OF PUBLICATION OF ALL
3 NOTICES, ORDINANCES, AND PROCEEDINGS FOR WHICH THE METHOD OF
4 PUBLICATION IS NOT PRESCRIBED BY LAW.

5 (3) IN MAKING A DETERMINATION UNDER SUBSECTION (2), THE CITY
6 SHALL REQUIRE 1 OR BOTH OF THE FOLLOWING:

7 (A) THAT PUBLICATION BE MADE IN A NEWSPAPER PUBLISHED AND
8 CIRCULATED IN THE CITY OR, IF NO SUCH NEWSPAPER EXISTS, THEN IN ONE
9 PUBLISHED IN THE COUNTY IN WHICH THE CITY IS LOCATED.

10 (B) THAT PUBLICATION BE MADE BY POSTING IN THE OFFICE OF THE
11 CLERK AND IN 5 OTHER PUBLIC PLACES IN THE CITY OR BY POSTING IN THE
12 OFFICE OF THE CLERK AND ON THE CITY'S WEBSITE.

13 (4) IF PUBLICATION IS MADE BY POSTING UNDER SUBSECTION (3) (B),
14 A NOTICE OF THE POSTING DESCRIBING THE PURPOSE OR NATURE OF THE
15 NOTICE, ORDINANCE, OR PROCEEDING POSTED AND THE LOCATION OF THE
16 PLACES WHERE POSTED SHALL BE PUBLISHED AT LEAST ONCE IN A NEWSPAPER
17 AS REQUIRED UNDER SUBSECTION (3) (A) WITHIN 7 DAYS OF THE POSTING.