

HOUSE BILL No. 4319

February 23, 2011, Introduced by Reps. Geiss and Haveman and referred to the Committee on Local, Intergovernmental, and Regional Affairs.

A bill to amend 1909 PA 279, entitled
"The home rule city act,"
(MCL 117.1 to 117.38) by adding section 4t.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 SEC. 4T. (1) EXCEPT AS OTHERWISE SPECIFICALLY PROVIDED BY LAW
2 AND NOTWITHSTANDING ANY CHARTER PROVISION OR ORDINANCE, A CITY THAT
3 IS REQUIRED TO PUBLISH A LEGAL NOTICE IN A NEWSPAPER OF GENERAL
4 CIRCULATION IN THE CITY MAY SATISFY THAT REQUIREMENT BY POSTING THE
5 LEGAL NOTICE IN THE OFFICE OF THE CITY CLERK IN A PROMINENT PLACE
6 VISIBLE TO THE PUBLIC AT ALL TIMES AND ON, BUT NOT LIMITED TO, 1 OR
7 MORE OF THE FOLLOWING:

8 (A) ON THE HOMEPAGE OF THE CITY'S WEBSITE UNDER A SECTION

1 L A B E L E D F O R L E G A L N O T I C E S .

2 (B) ON THE HOMEPAGE OF THE WEBSITE OF THE NEWSPAPER DESIGNATED
3 BY THE CITY AS THE OFFICIAL NEWSPAPER OF GENERAL CIRCULATION IN THE
4 CITY UNDER A SECTION LABELED FOR LEGAL NOTICES.

5 (C) THE PUBLIC, EDUCATION, AND GOVERNMENT CHANNEL OPERATED IN
6 THAT CITY.

7 (D) A PUBLIC OR COMMERCIAL RADIO STATION BROADCAST IN THE
8 CITY.

9 (E) A PUBLIC OR COMMERCIAL TELEVISION STATION BROADCAST IN THE
10 CITY.

11 (2) THE LEGAL NOTICE POSTED IN THE OFFICE OF THE CITY CLERK AS
12 PROVIDED IN SUBSECTION (1) SHALL BE NOTARIZED. THE CITY CLERK SHALL
13 RETAIN A COPY OF THE NOTARIZED LEGAL NOTICE IN PERPETUITY, AND THE
14 NOTICE MAY BE VIEWED BY A PERSON UPON REQUEST TO THE CITY CLERK.

15 (3) IF A CITY CLERK POSTS A LEGAL NOTICE AS PROVIDED IN THIS
16 SECTION, THE CITY CLERK SHALL CREATE AND MAINTAIN A PERMANENT
17 NOTICE LIST. A PERSON MAY MAKE A REQUEST TO THE CITY CLERK TO BE
18 PLACED ON THE PERMANENT NOTICE LIST TO RECEIVE BY REGULAR MAIL OR
19 ELECTRONIC MAIL THE LEGAL NOTICES POSTED PURSUANT TO SUBSECTION
20 (1). WITHIN 24 HOURS AFTER A LEGAL NOTICE IS POSTED IN THE OFFICE
21 OF THE CITY CLERK AS PROVIDED IN SUBSECTION (1), THE CITY CLERK
22 SHALL SEND TO EACH PERSON ON THE PERMANENT NOTICE LIST BY REGULAR
23 MAIL OR ELECTRONIC MAIL A COPY OF THAT LEGAL NOTICE.

24 (4) IF A CITY CHANGES THE METHOD BY WHICH A LEGAL NOTICE IS
25 PUBLISHED OR POSTED AS PROVIDED IN THIS SECTION, THAT METHOD FOR
26 PUBLISHING OR POSTING A LEGAL NOTICE SHALL BE MAINTAINED BY THE
27 CITY FOR NOT LESS THAN 1 YEAR AND THAT METHOD FOR PUBLISHING OR

1 POSTING A LEGAL NOTICE SHALL CONTINUE TO BE USED BY THE CITY FOR
2 NOT LESS THAN 30 DAYS AFTER ANY ADDITIONAL CHANGE IS MADE TO THE
3 METHOD BY WHICH A LEGAL NOTICE IS PUBLISHED OR POSTED IN THE CITY.

4 (5) IF A CITY CHANGES THE METHOD BY WHICH A LEGAL NOTICE IS
5 PUBLISHED OR POSTED AS PROVIDED IN THIS SECTION, THE CITY SHALL
6 PROVIDE NOTICE OF THAT CHANGE BY USING THE MOST RECENT METHOD THAT
7 THE CITY USES FOR PUBLISHING OR POSTING LEGAL NOTICES.