

HOUSE BILL No. 4033

January 22, 2013, Introduced by Rep. Geiss and referred to the Committee on Local Government.

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
9 LABELED FOR LEGAL NOTICES.

10 (B) ON THE HOMEPAGE OF THE WEBSITE OF THE NEWSPAPER DESIGNATED
11 BY THE CITY AS THE OFFICIAL NEWSPAPER OF GENERAL CIRCULATION IN THE

1 CITY UNDER A SECTION LABELED FOR LEGAL NOTICES.

2 (C) THE PUBLIC, EDUCATION, AND GOVERNMENT CHANNEL OPERATED IN
3 THAT CITY.

4 (D) A PUBLIC OR COMMERCIAL RADIO STATION BROADCAST IN THE
5 CITY.

6 (E) A PUBLIC OR COMMERCIAL TELEVISION STATION BROADCAST IN THE
7 CITY.

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

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

21 (4) IF A CITY CHANGES THE METHOD BY WHICH A LEGAL NOTICE IS
22 PUBLISHED OR POSTED AS PROVIDED IN THIS SECTION, THAT METHOD FOR
23 PUBLISHING OR POSTING A LEGAL NOTICE SHALL BE MAINTAINED BY THE
24 CITY FOR NOT LESS THAN 1 YEAR AND THAT METHOD FOR PUBLISHING OR
25 POSTING A LEGAL NOTICE SHALL CONTINUE TO BE USED BY THE CITY FOR
26 NOT LESS THAN 30 DAYS AFTER ANY ADDITIONAL CHANGE IS MADE TO THE
27 METHOD BY WHICH A LEGAL NOTICE IS PUBLISHED OR POSTED IN THE CITY.

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