

# HOUSE BILL No. 5974

June 30, 1998, Introduced by Rep. Hammerstrom and referred to the Committee on Local Government.

A bill to amend 1895 PA 3, entitled "The general law village act," by amending section 4 of chapter VI (MCL 66.4), as amended by 1982 PA 346.

## THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 CHAPTER VI

2 Sec. 4. (1) Within 15 days after the passage of an ordi-  
3 nance, the CLERK SHALL PUBLISH THE ordinance or a synopsis of the  
4 ordinance ~~shall be published~~ in a newspaper circulated in the  
5 village. IF THE CLERK PUBLISHES A SYNOPSIS OF THE ORDINANCE, THE  
6 CLERK SHALL INCLUDE IN THE PUBLICATION THE LOCATION IN THE VIL-  
7 LAGE WHERE A COPY OF THE ORDINANCE CAN BE INSPECTED OR OBTAINED.  
8 Immediately after ~~publication~~ THE ORDINANCE OR SYNOPSIS IS  
9 PUBLISHED, the clerk shall enter in the record of ordinances, in  
10 a blank space to be left for ~~that~~ THIS purpose under the record

1 of the ordinance, a SIGNED certificate ~~under the clerk's hand,~~  
2 stating the ~~time and places of the publication~~ DATE ON WHICH  
3 AND THE NAME OF THE NEWSPAPER IN WHICH THE ORDINANCE WAS  
4 PUBLISHED. The certificate ~~shall be~~ IS prima facie evidence of  
5 the ~~due~~ LEGAL publication of the ordinance or the synopsis.

6 (2) A village may adopt a ~~plumbing code, electrical code,~~  
7 ~~or building code which has been promulgated by this state, by a~~  
8 ~~department, board, or other agency of this state, or by an organ-~~  
9 ~~ization or association which is organized or conducted for the~~  
10 ~~purpose of developing a code~~ STATUTE OR RULE OF THIS STATE,  
11 INCLUDING BUT NOT LIMITED TO A STATUTE OR RULE ADOPTING BY REFER-  
12 ENCE A CODE PROMULGATED BY ANOTHER PUBLIC OR PRIVATE ENTITY OR A  
13 STATUTE OR RULE CONSTITUTING THE TEXT OF A CODE, OR MAY ADOPT A  
14 CODE PROMULGATED BY ANOTHER PUBLIC ENTITY OR A PRIVATE ENTITY, by  
15 reference ~~to the code~~ in an adopting ordinance and without pub-  
16 lishing the STATUTE, RULE, OR code in full. IF AN ORDINANCE  
17 ADOPTS BY REFERENCE A STATUTE OR RULE OF THIS STATE, THE ORDI-  
18 NANCE MAY INCORPORATE FUTURE AMENDMENTS OR REVISIONS OF THE STAT-  
19 UTE OR RULE BY EXPLICITLY PROVIDING THAT FUTURE AMENDMENTS OR  
20 REVISIONS ARE INCORPORATED BY REFERENCE WHEN, OR A SPECIFIED  
21 PERIOD OF TIME AFTER, THEY TAKE EFFECT IN THIS STATE. The  
22 STATUTE, RULE, OR code shall be clearly identified in the ordi-  
23 nance, and a statement of the purpose of the STATUTE, RULE, OR  
24 code shall be published with the adopting ordinance OR WITH THE  
25 SYNOPSIS OF THE ADOPTING ORDINANCE. ~~Printed copies~~ COPIES of  
26 the STATUTE, RULE, OR code ADOPTED BY THE VILLAGE BY REFERENCE  
27 shall be kept in the office of the village clerk, available for

1 inspection by and distribution to the public. ~~at all times.~~ IF  
2 A STATUTE OR RULE OF THIS STATE IS ADOPTED BY THE VILLAGE BY REF-  
3 ERENCE AND THE STATUTE OR RULE ADOPTS BY REFERENCE A CODE PROMUL-  
4 GATED BY ANOTHER PUBLIC ENTITY OR A PRIVATE ENTITY, COPIES OF THE  
5 CODE ITSELF SHALL ALSO BE KEPT IN THE OFFICE OF THE VILLAGE  
6 CLERK, AVAILABLE FOR INSPECTION BY AND DISTRIBUTION TO THE  
7 PUBLIC. The NEWSPAPER publication ~~in the newspaper~~ OF THE  
8 ORDINANCE shall contain a notice ~~to the effect~~ that a complete  
9 copy of the STATUTE, RULE, OR code is available for INSPECTION BY  
10 AND DISTRIBUTION TO THE public ~~use and inspection~~ at the office  
11 of the village clerk.