

HOUSE BILL NO. 6432

November 12, 2020, Introduced by Reps. Meerman and Steven Johnson and referred to the Committee on Government Operations.

A bill to amend 1956 (Ex Sess) PA 6, entitled
"Township water system act of 1956,"
by amending section 4 (MCL 486.504).

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 4. ~~(1) It shall be lawful for the~~ **The** township board of
2 ~~any-a~~ township for and on behalf of that township ~~to-may~~ **may** contract
3 with ~~any-such-a~~ corporation for the purchase of water for public,
4 municipal, or other purposes and ~~to-may~~ **may** provide in ~~said-that~~

1 contract for the time and manner of payment and any and all other
 2 matters incident thereto. ~~Such to the provision of water for~~
 3 **public, municipal, or other purposes. The** contract may further ~~also~~
 4 provide for the acquisition of all or some of the physical
 5 properties of ~~any such the~~ corporation at ~~such a~~ time or times,
 6 upon ~~such terms~~, and in ~~such a~~ manner as ~~to the township board~~
 7 ~~shall seem~~ **considers** just and proper. ~~The township board of any~~
 8 ~~township, before~~

9 **(2) Before** entering into ~~any such a~~ contract ~~as hereinbefore~~
 10 ~~provided, under this section, a township board~~ shall pass a
 11 resolution declaring its intent to proceed under ~~the provisions of~~
 12 this act and to enter into 1 or more contracts ~~as in this act~~
 13 ~~contemplated. Such~~ **authorized by this act. The** resolution shall
 14 **must** set forth substantially the terms and provisions of ~~such the~~
 15 contract and ~~shall must~~ provide for a public hearing upon all
 16 matters pertaining thereto. ~~Such to the contract. A~~ contract shall
 17 ~~be is~~ effective for a period ~~of~~ not to exceed 50 years. ~~Such A~~
 18 public hearing ~~shall must~~ be held within 20 days after the passage
 19 of ~~such the~~ resolution. ~~Notice~~ **Before January 1, 2022, notice** of
 20 the time and place of ~~such the~~ public hearing ~~shall must~~ be given
 21 at least 10 days ~~prior thereto before the public hearing~~ by
 22 publication of ~~such the~~ notice in a newspaper of general
 23 circulation in ~~such the~~ township and by posting ~~such the~~ notice in
 24 3 public places within ~~such the~~ township. **Beginning January 1,**
 25 **2022, at least 10 days before the public hearing, notice of the**
 26 **hearing must be posted as provided in the local government public**
 27 **notice act.** After ~~such the~~ public hearing the township board by the
 28 affirmative vote of a 2/3 majority of its members-elect may pass an
 29 ordinance adopting the provisions of this act and may by ~~such~~

1 ordinance authorize 2 or more of its members on behalf of the
 2 township to enter into ~~such-a~~ contract with ~~such-the~~ corporation.
 3 ~~Any-Before January 1, 2022, an~~ ordinance adopted hereunder,
 4 ~~together with~~ **under this section and** a notice or certificate of its
 5 adoption, ~~shall-must~~ be published in a newspaper having general
 6 circulation within ~~such-the~~ township within 15 days following its
 7 passage. ~~and such~~ **Beginning January 1, 2022, notice of an ordinance**
 8 **adopted under this section and a certificate of its adoption must**
 9 **be posted within 15 days after its adoption as provided in the**
 10 **local government public notice act. An** ordinance ~~shall-become~~
 11 **adopted under this section becomes** effective within 30 days ~~next~~
 12 ~~following~~ **after** the date of its publication. ~~:- Provided, however,~~
 13 ~~That-However,~~ if within 30 days ~~from~~ **after** the publication of ~~such~~
 14 **the** ordinance, a petition signed by not less than 10% of the
 15 registered electors residing within the limits of ~~such-the~~ township
 16 ~~shall have been-is~~ filed with the township clerk requesting a
 17 referendum upon the effectiveness of ~~such-the~~ ordinance, ~~then-such~~
 18 **the** ordinance ~~shall-does~~ not become effective until approved by
 19 vote of a majority of the electors of ~~such-the~~ township qualified
 20 to vote and voting ~~thereon,~~ **on the ordinance** at a general or
 21 special election. Signatures on ~~any-such-a~~ petition ~~shall-described~~
 22 **in this subsection must** be verified by some person or persons under
 23 oaths as the actual signatures of persons whose names are signed
 24 ~~thereto,~~ **on the petition,** and the township clerk ~~shall-have~~ **has** the
 25 same power to reject signatures and petitions as city clerks
 26 possess by law. The number of registered electors in ~~such-the~~
 27 township ~~shall-be-is~~ determined by the township registration books.

28 Enacting section 1. This amendatory act does not take effect
 29 unless Senate Bill No. ____ or House Bill No. 6440 (request no.

1 02449'19) of the 100th Legislature is enacted into law.