

**PUBLIC HEALTH CODE (EXCERPT)**  
**Act 368 of 1978**

**333.6523 Local law, ordinance, resolution, or rule; interpretation or application of law by local unit of government; exceptions.**

Sec. 6523. (1) After January 15, 1978, a city, county, township, or village may not adopt or enforce a local law, ordinance, resolution, rule, or portion thereof having the force of law that imposes a civil or criminal penalty for public intoxication, being a common drunkard, or being incapacitated, except as provided in subsection (3) or (4).

(2) A local unit of government may not interpret or apply any law of general application to circumvent subsection (1).

(3) This part does not affect a law, ordinance, resolution, or rule against drunken driving, driving under the influence of alcohol, or other similar offense involving the operation of a vehicle, snowmobile, aircraft, vessel, machinery, or other equipment, or motorized conveyance, or regarding the sale, purchase, dispensing, possession, transportation, consumption, or use of alcoholic beverages at stated times and places, or by a particular class of individuals.

(4) This act shall not prohibit a local unit of government from adopting an ordinance consistent with section 167 of Act No. 328 of the Public Acts of 1931, as amended, being section 750.167 of the Michigan Compiled Laws.

**History:** 1978, Act 368, Eff. Sept. 30, 1978.

**Popular name:** Act 368