



HOUSE BILL No. 5367

November 7, 1995, Introduced by Reps. Bush, Hill, Perricone, Galloway, Geiger, Kukuk, Weeks, Bobier and Ryan and referred to the Committee on Local Government.

A bill to amend section 23 of Act No. 278 of the Public Acts of 1909, entitled as amended "The home rule village act," as amended by Act No. 373 of the Public Acts of 1982, being section 78.23 of the Michigan Compiled Laws.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Section 1. Section 23 of Act No. 278 of the Public Acts of
2 1909, as amended by Act No. 373 of the Public Acts of 1982, being
3 section 78.23 of the Michigan Compiled Laws, is amended to read
4 as follows:

5 Sec. 23. Each village charter shall provide FOR ALL OF the
6 following:

7 (a) ~~For the~~ THE election of a president who shall be the
8 executive head, a clerk, and a ~~commission or other body~~ vested
9 with legislative ~~power~~ BODY, and shall ~~fix~~ ESTABLISH their

1 compensation. An election may be by a partisan, nonpartisan, or
2 preferential ballot or by any other legal method of voting.

3 (b) ~~For the~~ THE election or appointment of other officers
4 or administrative boards as ~~may be~~ considered necessary.

5 (c) ~~For the~~ THE levying and collection of village taxes.

6 (d) That the subjects of taxation for municipal purposes
7 shall be the same as for state, county, and school purposes under
8 the general law.

9 (e) ~~For an~~ AN annual appropriation of money for municipal
10 purposes.

11 (f) ~~For the~~ THE public peace and health, and for the
12 safety of persons and property.

13 (g) ~~For~~ ONE or more election districts; the time, place,
14 and means of holding elections; and the registration of
15 electors.

16 (h) ~~For keeping~~ KEEPING in the English language a written
17 or printed journal of ~~all~~ proceedings of the legislative body.

18 (i) ~~For the~~ THE publication of an ordinance or a synopsis
19 of an ordinance before the ordinance becomes operative. Whether
20 or not provided in its charter, a village may adopt a ~~plumbing~~
21 ~~code, electrical code, or building code which has been~~ STATUTE
22 OF THIS STATE, A RULE promulgated by ~~this state, by a depart-~~
23 ~~ment, board, or other~~ AN agency of this state, or ~~by an organi-~~
24 ~~zation or association which is organized and conducted for the~~
25 ~~purpose of developing that~~ A RECOGNIZED STANDARD OFFICIAL OR
26 UNOFFICIAL code, by ~~making~~ reference ~~to that code~~ in an
27 adopting ordinance ~~—~~ AND without publishing ~~that~~ THE STATUTE,

1 RULE, OR code in full. IF AN ORDINANCE ADOPTS BY REFERENCE A
2 STATUTE OF THIS STATE OR A RULE PROMULGATED BY AN AGENCY OF THIS
3 STATE, THE ORDINANCE MAY INCORPORATE FUTURE AMENDMENTS OR REVI-
4 SIONS OF THE STATUTE OR RULE BY EXPLICITLY PROVIDING THAT FUTURE
5 AMENDMENTS OR REVISIONS ARE INCORPORATED BY REFERENCE WHEN, OR A
6 SPECIFIED PERIOD OF TIME AFTER, THEY TAKE EFFECT IN THIS STATE.
7 The STATUTE, RULE, OR code shall be clearly identified in the
8 ordinance and a statement of the purpose of the STATUTE, RULE, OR
9 code shall be published with the adopting ordinance. Printed
10 copies of the STATUTE, RULE, OR code shall be kept in the office
11 of the village clerk, ~~and made~~ available to the public. ~~at all~~
12 ~~times.~~ The NEWSPAPER publication OF THE ORDINANCE shall contain
13 a notice ~~stating~~ that a complete copy of the STATUTE, RULE, OR
14 code is available to the public at the office of the village
15 clerk.

16 (j) ~~For all~~ THAT THE business ~~which~~ OF the legislative
17 body ~~may perform to~~ SHALL be conducted at a public meeting of
18 the body held in compliance with the open meetings act, Act No.
19 267 of the Public Acts of 1976, ~~as amended,~~ being sections
20 15.261 to 15.275 of the Michigan Compiled Laws, and all records
21 of the municipality shall be available to the public under the
22 freedom of information act, Act No. 442 of the Public Acts of
23 1976, ~~as amended,~~ being sections 15.231 to 15.246 of the
24 Michigan Compiled Laws.

25 (k) ~~For adopting~~ ADOPTING, continuing, amending, or
26 repealing village ordinances.

1 (1) ~~For a~~ A system of accounts ~~which shall conform~~ THAT
2 CONFORMS to a uniform system required by law.