

Revised Statutes of 1846 (EXCERPT)
R.S. of 1846
Qualifications of Voters and Officers.

41.102 Right to vote; challenge; ruling.

Sec. 102.

An elector of the township shall have a right to vote on all matters and questions before any township meeting of the electors, and when any person claiming the right to vote is challenged, the moderator shall rule on the challenged person's qualifications as an elector.

History: R.S. 1846, Ch. 16 ;-- CL 1857, 594 ;-- CL 1871, 748 ;-- How. 781 ;-- CL 1897, 2381 ;-- CL 1915, 2161 ;-- CL 1929, 1050 ;-- CL 1948, 41.102 ;-- Am. 1963, 2nd Ex. Sess., Act 1, Imd. Eff. Dec. 27, 1963 ;-- Am. 1989, Act 77, Imd. Eff. June 20, 1989

41.103 Polling places.

Sec. 103.

A township board may provide polling places located within the limits of a city that has been incorporated from territory formerly a part of the township, and the electors of the township may cast their ballots at this polling place.

History: Add. 1989, Act 77, Imd. Eff. June 20, 1989

Compiler's Notes: Former MCL 41.103, which pertained to eligibility for elective township office, was repealed by Act 19 of 1972, Imd. Eff. Feb. 19, 1972.

41.104 Limits and boundary lines of organized township; division of lands into 2 or more townships; agreement as dispositive of lands and apportionment of proceeds; annexation; sale and conveyance of lands; apportionment of proceeds.

Sec. 104.

(1) The limits and boundary lines of every organized township in existence on the effective date of the amendatory act that added this section shall remain as established until otherwise provided by law.

(2) If, as provided by law, lands owned by a township are divided into 2 or more townships, the township boards of the townships constituted by the division shall jointly meet as soon as possible after the first township meetings of the electors held in each of the townships. At the meeting, the township boards may make an agreement concerning the disposition of township lands and the apportionment of the proceeds of a sale of those lands, as they think equitable, and take measures, and execute conveyances necessary to implement the agreement.

(3) If a township's boundary is altered by annexing a part of its territory to 1 or more townships, the township board of the township from which the territory is to be taken and the township board of the township or townships to which the territory is to be annexed shall jointly meet as soon as possible after the annexation and shall possess the powers provided in subsection (2).

(4) If an agreement for the disposition of lands altered pursuant to this section is not made by the township boards within 6 months after the alteration or division, the township board of each township in which any portion of these lands are located shall proceed as soon as possible to sell and convey the part of the lands that are located within the limits of that township. The proceeds arising from this sale shall be apportioned between the several townships by the township boards of all of these townships, according to the amount of taxable property in the township divided or altered, as it existed immediately before the division or alteration, to be ascertained by the last assessment roll of the township.

History: Add. 1989, Act 77, Imd. Eff. June 20, 1989

41.105 Apportionment of money, rights, credits, and other personal estate.

Sec. 105.

If a township possessed of or entitled to money, rights, credits, or other personal estate is divided or altered, the money, rights, credits, and other personal estate, shall be apportioned between the interested townships by the township boards of these townships according to the rule of apportionment above prescribed. The township boards of these townships shall jointly meet for that purpose as soon as possible after each township holds its first subsequent township meeting.

History: Add. 1989, Act 77, Imd. Eff. June 20, 1989

41.106 Meeting of township boards; notice; compliance with open meetings act.

Sec. 106.

If a meeting of the township boards of 2 or more townships is required pursuant to sections 104 to 109 of this chapter, a meeting may be called by any of the supervisors, but the supervisor calling the meeting shall give in writing to all the other officers at least 6 days' notice of the time and place at which the meeting is to be held. The meeting shall be held in compliance with the open meetings act, Act No. 267 of the Public Acts of 1976, being sections 15.261 to 15.275 of the Michigan Compiled Laws.

History: Add. 1989, Act 77, Imd. Eff. June 20, 1989

41.107 Cemeteries.

Sec. 107.

Sections 104 to 106 of this chapter shall not apply to a cemetery belonging to a township. Such a cemetery shall belong to the township within which it is situated after a division is made.

History: Add. 1989, Act 77, Imd. Eff. June 20, 1989

41.108 Apportionment of debts.

Sec. 108.

Debts of a township divided or altered as provided in this chapter shall be apportioned in the same manner as the personal property of the township. After the apportionment of the debts, each township shall be charged with and pay its share of the debts, according to the apportionment.

History: Add. 1989, Act 77, Imd. Eff. June 20, 1989

41.109 Liability in action for accounting and settlement; applicable law.

Sec. 109.

If the township board or boards of any townships, or the proper board of officers of any village or city, neglect or refuse to meet as provided in this chapter, or having met refuse or neglect to arrive at a settlement of the matters of in difference between them, as provided in this chapter, the township, city, or village whose board refuses or neglects to settle the matters of difference shall be liable in an action for an accounting and settlement in the same manner as is provided for conflicts between individuals or private corporations. The provisions of sections 104 to 109 relative to settlements between townships regarding divisions shall be applicable to villages and cities, so far as those provisions may be applied.

History: Add. 1989, Act 77, Imd. Eff. June 20, 1989

Compiler's Notes: In this section, the phrase "of the matters of in difference" evidently should read "of the matters of difference."

41.110 Transfer of unexpended balance in nonrestricted township fund to general fund of township.

Sec. 110.

(1) The township board may, by resolution, transfer the unexpended balance in a nonrestricted township fund to the general fund of the township after provision has been made for the payment of unpaid warrants or orders drawn on the nonrestricted fund and for claims and accounts then existing which, when audited and allowed, would be payable out of that fund.

(2) If a transfer of funds is authorized pursuant to subsection (1), the treasurer of the township shall provide for the transfer of funds when and as authorized by the township board.

(3) A township board shall not transfer the unexpended balance of any township fund under this section if unpaid bonds payable from the fund are outstanding.

History: Add. 1989, Act 77, Imd. Eff. June 20, 1989

41.110a Uniform chart of accounts and reports; annual financial reports and audits.

Sec. 110a.

The township board of a township shall establish a uniform chart of accounts and reports and provide annual financial reports and audits in accordance with the uniform budgeting and accounting act, Act No. 2 of the Public Acts of 1968, being sections 141.421 to 141.440a of the Michigan Compiled Laws.

History: Add. 1989, Act 77, Imd. Eff. June 20, 1989

41.110b Retirement system; insurance; deduction of premium or charge; automatic insurance or coverage; notice of desire not to be insured or covered; validity of prior programs, insurance, or coverage; authority in addition to existing powers; exercise of powers by ordinance.

Sec. 110b.

(1) Subject to the protecting local government retirement and benefits act, a township may do all of the following:

(a) Establish a retirement system for its employees and provide for financing, funding, and the payment of

benefits in the same manner and to the same extent as permitted counties under section 12a of 1851 PA 156, MCL 46.12a, or make contracts of insurance with an insurance company authorized to transact business within this state.

(b) Make arrangements with a prepayment plan authorized to transact business within this state, insuring and covering 1 or more of the following under policies of group insurance or prepayment plan contracts, or both, covering life, accident, dental care, vision care, health, hospitalization, and medical and surgical service and expense insurance:

- (i) Elected or appointed township officers and employees, and dependents of those officers or those employees.
- (ii) Any classes of elected or appointed township officers and employees, and dependents of those officers or those employees.
- (iii) Any classes of retired township officers and employees, and dependents of those officers or those employees.
- (c) Establish a cafeteria plan authorized under section 125 of the internal revenue code of 1986, 26 USC 125, for its elected or appointed officers and employees, any classes of elected or appointed officers and employees, and dependents of those officers and those employees. As used in this subdivision, "cafeteria plan" means that term as defined in section 125 of the internal revenue code of 1986, 26 USC 125.

(d) Contract with a company that grants annuities or pensions for the pensioning of the officers and employees and for these purposes pay any part of the premiums or charges for insurance, prepayment plan coverage, annuities, or pensions.

(e) Offer any other employment benefit authorized by state or federal law.

(2) Notwithstanding any other provision of law, the proper disbursing officer of the township may deduct from an officer's or employee's pay, salary, or compensation that part of the premium or charge that is payable by the officer or employee.

(3) A contract of insurance or arrangement for prepayment plan coverage procured under this section may provide that each elected or appointed officer or employee becoming eligible for insurance or coverage becomes insured or covered automatically when he or she becomes eligible, subject to any actively-at-work requirements or effective retirement dates specified in the contract or arrangement. If the insurance or coverage under the contract or arrangement requires contributions from the individual, any individual desiring not to be insured or covered under the contract or arrangement shall give written notice to his or her employing office that he or she desires not to be insured or covered, and if the notice is received before the individual has become insured or covered under the contract or arrangement, he or she shall not be insured or covered. If the notice is received after the individual has become insured or covered, his or her insurance or coverage under the contract or arrangement shall cease as provided for in the contract or arrangement.

(4) Subject to the protecting local government retirement and benefits act, this section does not affect the validity of a retirement program or contract of group insurance or arrangement for prepayment plan coverage entered into by the township before June 20, 1989.

(5) The authority given under this section is in addition to and not in derogation of any power existing in the township under the laws of this state. A township may exercise the powers granted under this section by ordinance without the necessity of amending its charter.

History: Add. 1989, Act 77, Imd. Eff. June 20, 1989 ;-- Am. 1999, Act 209, Imd. Eff. Dec. 21, 1999 ;-- Am. 2017, Act 207, Imd. Eff. Dec. 20, 2017

41.110c Appropriations and expenditures; purposes.

Sec. 110c.

The township board may appropriate money or expend funds for all of the following purposes:

(a) To advertise the agricultural, industrial, commercial, educational, or recreational advantages of the state, county, or township.

(b) To collect, prepare, or maintain an exhibition of the products and industries of the township at any domestic or foreign exposition to encourage immigration and increase the trade in the products of this state or the township.

(c) To advertise this state or any portion of this state to tourists and resorters.

(d) To maintain and circulate a publication to disseminate information regarding township improvements, activities, and functions.

(e) To enter into a contract for services with any private, nonprofit corporation or organization that provides domestic or sexual violence services including, but not limited to, 1 or more of the following to victims of domestic or sexual violence:

- (i) Safe emergency shelter.

- (ii) A 24-hour crisis hotline.
- (iii) Supportive counseling.
- (iv) Coordination of supportive services.
- (v) Legal advocacy.
- (f) To abate mosquitoes.

History: Add. 1989, Act 77, Imd. Eff. June 20, 1989 ;-- Am. 2015, Act 248, Eff. Mar. 21, 2016 ;-- Am. 2020, Act 273, Eff. Mar. 24, 2021