

SENATE BILL No. 404

May 3, 1989, Introduced by Senator NICHOLS and referred
to the Committee on Judiciary.

A bill to amend section 35 of Act No. 44 of the Public Acts
of 1899, entitled as amended

"An act to provide for the publication and distribution of laws
and documents, reports of the several officers, boards of offi-
cers and public institutions of this state now or hereafter to be
published; to provide for the replacing of books lost by fire or
otherwise; to provide for the publication and distribution of the
Michigan manual; and to establish certain funds,"

being section 24.35 of the Michigan Compiled Laws.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Section 1. Section 35 of Act No. 44 of the Public Acts of
2 1899, being section 24.35 of the Michigan Compiled Laws, is
3 amended to read as follows:

4 Sec. 35. It shall be the duty of the township clerk or
5 ~~his~~ deputy CLERK, within 10 days after the receipt of the
6 notice for books from the secretary of state, to call for the
7 same and give his OR HER receipt to the county clerk, and

1 distribute the books so received to the different officers of his
2 OR HER township entitled to the same, taking their receipts,
3 ~~therefor,~~ and filing said receipts in his OR HER office, and
4 transcribing them in a book for that purpose to be delivered to
5 his OR HER successor. In case any vacancy occurs in a township
6 office provided with books, the property of the state, which
7 should be turned over to the officer filling such vacancy, it
8 shall be the duty of the township clerk or ~~his~~ deputy CLERK to
9 collect at once all such books and keep them in his OR HER cus-
10 tody until he OR SHE can turn them over to the new officer fill-
11 ing such vacancy. ~~, taking his receipt therefor.~~ The township
12 board is ~~hereby~~ authorized and directed to allow said township
13 clerk or ~~his~~ deputy CLERK all just and necessary expenses
14 incurred by him OR HER, or a per diem for his OR HER compensa-
15 tion, for the performance of his OR HER duties imposed upon said
16 township clerk by this section. ~~:- Provided, That~~ HOWEVER, in
17 case of a vacancy in the office of township clerk and deputy
18 township clerk, or his OR HER inability to perform the duties as
19 prescribed in this section, then the supervisor of the township
20 shall perform the ~~same.~~ ~~And provided further, That in case of~~
21 ~~vacancies or inability of the clerk, his deputy and the super-~~
22 ~~visor to perform such duties as prescribed above, the justice of~~
23 ~~the peace of the township whose term of office first expires~~
24 ~~shall perform these duties until such vacancy or vacancies are~~
25 ~~duly filled, or inability removed, and either the~~ DUTIES. THE
26 supervisor ~~or justice of the peace~~ performing such duties shall

1 be entitled to the same compensation as the clerk if he OR SHE
2 had performed the duties.