

SENATE BILL No. 625

October 18, 1989, Introduced by Senators CARL, N. SMITH, GAST, SHINKLE, DI NELLO, GEAKE, SCHWARZ and WELBORN and referred to the Committee on Local Government and Veterans.

A bill to amend section 2 of chapter VI of Act No. 3 of the Public Acts of 1895, entitled as amended

"An act to provide for the incorporation of villages; to define their powers and duties; to provide for the levy and collection of taxes, borrowing of money, and issuance of bonds and other evidences of indebtedness by villages; to define the powers and duties of the municipal finance commission or its successor agency and of the department of treasury with regard thereto; to define the application of this act and provide for its amendment by villages subject thereto; and to validate prior amendments and certain prior actions taken and bonds issued by villages,"

being section 66.2 of the Michigan Compiled Laws.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

- 1 Section 1. Section 2 of chapter VI of Act No. 3 of the
- 2 Public Acts of 1895, being section 66.2 of the Michigan Compiled
- 3 Laws, is amended to read as follows:

CHAPTER VI

Sec. 2. (1) Except as otherwise ~~specifically~~ provided in this act, the council of a village authorized to pass an ordinance ~~—~~ may prescribe a penalty for a violation of the ordinance. If a penalty is prescribed, ~~it~~ THE PENALTY shall be prescribed in the ordinance. The ordinance may provide that a person who violates the ordinance ~~may~~ IS SUBJECT TO EITHER, OR BOTH, OF THE FOLLOWING:

(a) ~~Be punished~~ PUNISHMENT by imprisonment for not more than 90 days, or BY a fine of not more than \$500.00, or both.

(b) ~~Be ordered to pay~~ PAYMENT OF court costs.

(2) THE COUNCIL OF A VILLAGE SHALL NOT ENACT OR ENFORCE AN ORDINANCE THAT IMPOSES A FINE OR TERM OF IMPRISONMENT LESS THAN THE FINE OR TERM OF IMPRISONMENT IMPOSED BY STATE LAW FOR CONDUCT PROSCRIBED BY SECTION 7401, 7402, 7403, 7404, 7405, 7407, 7410, OR 7413 OF THE PUBLIC HEALTH CODE, ACT NO. 368 OF THE PUBLIC ACTS OF 1978, BEING SECTIONS 333.7401, 333.7402, 333.7403, 333.7404, 333.7405, 333.7407, 333.7410, AND 333.7413 OF THE MICHIGAN COMPILED LAWS.

Section 2. This amendatory act shall not take effect unless all of the following bills of the 85th Legislature are enacted into law:

(a) Senate Bill No. 621.

(b) Senate Bill No. 622.

1 (c) Senate Bill No. 623.

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3 (d) Senate Bill No. 624.

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