

**LAWS, DOCUMENTS, AND REPORTS**  
**Act 44 of 1899**

AN ACT to provide for the publication and distribution of publications, laws, and documents, reports of the several officers, boards of officers and public institutions of this state now or hereafter to be published; to provide for the replacing of publications lost by fire or otherwise; to provide for the publication and distribution of the Michigan manual; to provide for duties of certain state and local government departments and agencies; to establish certain funds; and to provide for certain penalties and remedies.

**History:** 1899, Act 44, Imd. Eff. Apr. 18, 1899;—Am. 1958, Act 161, Eff. Sept. 13, 1958;—Am. 1988, Act 185, Eff. July 1, 1988;—Am. 1995, Act 179, Imd. Eff. Oct. 17, 1995.

*The People of the State of Michigan enact:*

**24.1 Public and local acts; examination, classification, numbering, catchlining, indexing, and preparation for publication; items to be included; title text; arrangement of acts; style of compilation numbers and catchlining; bill numbers; citation to Michigan statutes annotated; cardinal numerals; “publication” or “published” defined.**

Sec. 1. (1) The legislative service bureau, under the direction of the legislative council, shall, as soon as practicable after the close of any session of the legislature, carefully examine, classify, assign compilation numbers to, catchline, and index the acts passed and prepare them for publication by the legislative service bureau. The publication shall include the following:

- (a) A title, preface, and table of contents.
- (b) All acts of a general character which affect the people of the whole state.
- (c) All joint resolutions.
- (d) All amendments to the state constitution of 1963 adopted after the publication of the acts of the last preceding session of the legislature.
- (e) All acts of a local or municipal character which do not affect the people of the whole state.
- (f) All initiated laws.
- (g) All veto messages of the governor.
- (h) All executive orders by which the governor makes changes in the organization of the executive branch or in the assignment of functions among its units which require the force of law.
- (i) Abstracts of proceedings of boards of supervisors organizing new townships, consolidating townships, or changing the boundaries of townships, received and filed in the office of the secretary of state after the publication of the acts of the previous session of the legislature.
- (j) Abstracts of proceedings relative to incorporation and change of boundaries of cities and villages filed in the office of the secretary of state after the publication of the acts of the previous session of the legislature.
- (k) Abstracts of proceedings relative to the incorporation of charter townships filed in the office of the secretary of state after the publication of the acts of the previous session of the legislature.
- (l) A certificate of the secretary of state setting forth the date of the final adjournment of the legislative session at which the acts published were enacted, and setting forth in the same certificate the date upon which all such acts, not given immediate effect or carrying an effective date, shall take effect according to the state constitution of 1963.
- (m) That part of the annual report of the state treasurer for the latest completed fiscal year as shall give an accurate account of the receipts and expenditures of public money.
- (n) The Michigan compiled laws table.
- (o) An index.

(2) The legislative service bureau, under the direction of the legislative council, shall include each final adopted apportionment and districting plan with the public and local acts of the first regular session following the date on which the plan becomes law.

(3) The items described in subsections (1) and (2) shall be published with the following title text:

"PUBLIC AND LOCAL ACTS  
MICHIGAN  
SESSION OF . . . . ."  
(YEAR)

(4) The public and local acts shall be sequentially arranged by act number, with boldfaced compilation numbers and catchlines of a style similar to compilation numbers and catchlines in the Michigan Compiled Laws. The senate or house of representatives bill number of each public or local act shall appear in parentheses in boldfaced type immediately below the act number. In cases where a section appearing in the

last preceding compilation of the general laws has been amended, the catchline of that section shall contain the compilation number given to that section in the compilation and that number shall be in boldfaced type. The corresponding citation to the Michigan statutes annotated shall be placed in brackets in boldface immediately following and as part of the catchline to each section. Cardinal numerals shall be printed in figures and not written out, except when a sentence begins with a cardinal numeral.

(5) As used in this section, "publication" or "published" means the production and dissemination of information in print, microfilm, microfiche, or electronic form.

**History:** 1899, Act 44, Imd. Eff. Apr. 18, 1899;—CL 1915, 820;—CL 1929, 486;—Am. 1931, Act 187, Imd. Eff. May 28, 1931;—Am. 1939, Act 6, Imd. Eff. Feb. 27, 1939;—CL 1948, 24.1;—Am. 1949, Act 47, Imd. Eff. Apr. 7, 1949;—Am. 1958, Act 161, Eff. Sept. 13, 1958;—Am. 1980, Act 462, Eff. Mar. 31, 1981;—Am. 1983, Act 97, Imd. Eff. June 23, 1983;—Am. 1995, Act 179, Imd. Eff. Oct. 17, 1995.

#### **24.2 Public and local acts; publication; publication of additional copies; deposit of copies with department of management and budget; reprints of laws; publishing laws relating to revenues of state; "publication" or "published" defined.**

Sec. 2. (1) The legislative service bureau, at the direction of the legislative council, shall publish at least 1 print copy of the publication containing the public and local acts of each session of the legislature. The legislative service bureau shall also make the publication containing the public and local acts of each session of the legislature available on the internet.

(2) There may be published additional copies of the public and local acts as the legislative service bureau, upon the direction of the legislative council, considers necessary. Unless otherwise directed by the legislative service bureau, these copies shall be deposited with the department of management and budget for sale and future distribution.

(3) The legislative service bureau may prepare, at not less than the actual cost, reprints of laws upon particular subjects for printing and distribution. The department of treasury shall publish and distribute all pamphlets of the general tax law or of all other laws relating to the revenues of the state.

(4) As used in this section, "publication" or "published" means the production and dissemination of information in print, microfilm, microfiche, or electronic form.

**History:** 1899, Act 44, Imd. Eff. Apr. 18, 1899;—Am. 1911, Act 240, Eff. Aug. 1, 1911;—Am. 1915, Act 29, Eff. Aug. 24, 1915;—CL 1915, 821;—Am. 1921, Act 32, Eff. Aug. 18, 1921;—CL 1929, 487;—Am. 1931, Act 187, Imd. Eff. May 28, 1931;—CL 1948, 24.2;—Am. 1958, Act 161, Eff. Sept. 13, 1958;—Am. 1983, Act 97, Imd. Eff. June 23, 1983;—Am. 1995, Act 179, Imd. Eff. Oct. 17, 1995;—Am. 2004, Act 15, Imd. Eff. Mar. 4, 2004.

#### **24.3 Repealed. 1958, Act 161, Eff. Sept. 13, 1958.**

**Compiler's note:** The repealed section provided for publication of local acts and distribution to specified libraries and offices.

#### **24.4 Publications to be marked as state property.**

Sec. 4. All the copies of the state laws, legislative manuals, and other publications, hereafter published and distributed, and required to be retained in any library, or passed over by any officer to his or her successor in office, shall have marked the words "State property."

**History:** 1899, Act 44, Imd. Eff. Apr. 18, 1899;—CL 1915, 823;—CL 1929, 489;—CL 1948, 24.4;—Am. 1995, Act 179, Imd. Eff. Oct. 17, 1995.

#### **24.5 Public and local acts; sale; price; accounting; disposition of money received.**

Sec. 5. The department of management and budget may sell, at a price determined by the legislative service bureau, extra copies of the public and local acts which are not required for statutory distribution, which sale shall be at not less than the actual cost of the extra copies, and shall account for the sales to the state treasurer, and pay the money received for those extra copies into the state treasury monthly.

**History:** 1899, Act 44, Imd. Eff. Apr. 18, 1899;—CL 1915, 824;—CL 1929, 490;—CL 1948, 24.5;—Am. 1983, Act 97, Imd. Eff. June 23, 1983.

#### **24.6 Official journal of senate and house of representatives; printing; binding; quantity; retention; availability on internet; additional copies.**

Sec. 6. (1) The official journal of the senate and house of representatives shall be printed and bound, in volumes of convenient size in a quantity to be determined by the secretary of the senate and the clerk of the house of representatives. The secretary of the senate shall retain at least 1 printed and bound copy of the senate journal, the clerk of the house of representatives shall retain at least 1 printed and bound copy of the house journal, and 1 printed and bound copy of each journal shall be provided to the library of Michigan. The official journal of the senate and house of representatives shall be made available to the public on the internet.

(2) Additional copies may be provided to any governmental officers and agencies and libraries, when approved by the secretary of the senate or the clerk of the house of representatives, or both.

**History:** 1899, Act 44, Imd. Eff. Apr. 18, 1899;—CL 1915, 825;—CL 1929, 491;—Am. 1933, Act 3, Imd. Eff. Feb. 13, 1933;—Am. 1939, Act 40, Imd. Eff. Apr. 19, 1939;—CL 1948, 24.6;—Am. 1983, Act 97, Imd. Eff. June 23, 1983;—Am. 2014, Act 357, Imd. Eff. Dec. 9, 2014.

#### **24.7 Repealed. 1958, Act 161, Eff. Sept. 13, 1958.**

**Compiler's note:** The repealed section provided for printing and distribution of board of agricultural reports.

#### **24.8 Annual report of state horticultural society; printing, distribution.**

Sec. 8. The secretary of the state horticultural society shall make a report annually, covering the subject of horticulture; such report, however, shall not be published for any year if a manuscript copy of the same be not furnished to the governor complete on or before the first day of February of the succeeding calendar year; and in case of the omission of the publication by reason of delay in furnishing said report, a synopsis, not exceeding 20 pages of printed matter of the delayed report, shall be printed in the succeeding volume of such report when furnished in accordance with the provisions of this section. Said report shall be printed and bound and distributed in a quantity provided in the appropriation made therefor by the legislature.

**History:** 1899, Act 44, Imd. Eff. Apr. 18, 1899;—CL 1915, 827;—CL 1929, 493;—CL 1948, 24.8;—Am. 1958, Act 161, Eff. Sept. 13, 1958.

#### **24.9, 24.10 Repealed. 1978, Act 368, Eff. Sept. 30, 1978.**

**Compiler's note:** The repealed sections pertained to annual reports.

#### **24.11 Annual report of superintendent of public instruction; printing.**

Sec. 11. There shall be printed of the annual report of the superintendent of public instruction such quantity as shall be provided in the appropriation made therefor by the legislature.

**History:** 1899, Act 44, Imd. Eff. Apr. 18, 1899;—Am. 1901, Act 31, Imd. Eff. Mar. 28, 1901;—Am. 1903, Act 225, Imd. Eff. June 18, 1903;—CL 1915, 830;—CL 1929, 496;—CL 1948, 24.11;—Am. 1958, Act 161, Eff. Sept. 13, 1958.

#### **24.12 Annual report of commissioner of labor; printing.**

Sec. 12. There shall be furnished of the annual report of the commissioner of labor such quantity as shall be provided in the appropriation made therefor by the legislature.

**History:** 1899, Act 44, Imd. Eff. Apr. 18, 1899;—Am. 1903, Act 9, Imd. Eff. Mar. 24, 1903;—CL 1915, 831;—CL 1929, 497;—CL 1948, 24.12;—Am. 1958, Act 161, Eff. Sept. 13, 1958.

#### **24.14 Other reports; printing.**

Sec. 14. Of all other reports not specifically enumerated in this act there shall be printed and bound such quantity as shall be provided in the appropriation made therefor by the legislature.

**History:** 1899, Act 44, Imd. Eff. Apr. 18, 1899;—Am. 1903, Act 255, Imd. Eff. June 18, 1903;—Am. 1905, Act 297, Eff. Sept. 16, 1905;—Am. 1911, Act 42, Eff. Aug. 1, 1911;—Am. 1913, Act 78, Eff. Aug. 14, 1913;—CL 1915, 832;—CL 1929, 498;—CL 1948, 24.14;—Am. 1958, Act 161, Eff. Sept. 13, 1958.

#### **24.15 Repealed. 1958, Act 161, Eff. Sept. 13, 1958.**

**Compiler's note:** The repealed section provided for printing and distribution of crop reports.

#### **24.16 Repealed. 1957, Act 95, Eff. Sept. 27, 1957;—1958, Act 161, Eff. Sept. 13, 1958.**

**Compiler's note:** The repealed section provided for printing and distribution of board of corrections and charities reports.

#### **24.17 State publications; complimentary distribution; violation, penalty.**

Sec. 17. All state publications, the distribution of which is made at the expense of the state, and which is not otherwise provided by law shall be distributed by the secretary of state upon the written request of the several officers under whose charge the several reports may be issued. The cost of distribution of such publications shall be allowed in accordance with the accounting laws of the state. No publication containing slips "with compliments of ....." or other designating marks, indicating that the publication was sent to the recipient other than as a present from the state, shall be hereafter distributed under this section, or otherwise, at the expense of the state, and any officer or employe who knowingly permits or allows any violation of the provisions of this section shall be deemed guilty of a misdemeanor, and on conviction thereof shall be discharged from the employ of the state, and fined not less than 5 dollars nor more than 50 dollars, in the discretion of the court.

**History:** 1899, Act 44, Imd. Eff. Apr. 18, 1899;—CL 1915, 835;—CL 1929, 501;—CL 1948, 24.17;—Am. 1958, Act 161, Eff. Sept. 13, 1958.

#### **24.18 Annual or biennial reports of state officers and agencies; period covered.**

Sec. 18. It shall be the duty of the several officers and boards of this state, and also of the several public institutions thereof, from whom reports are now or may hereafter be required, unless otherwise especially provided for, to make their respective annual or biennial reports to the governor for the period covered by the fiscal year ending June 30.

**History:** 1899, Act 44, Imd. Eff. Apr. 18, 1899;—CL 1915, 836;—CL 1929, 502;—CL 1948, 24.18;—Am. 1958, Act 161, Eff. Sept. 13, 1958.

#### **24.19 Annual or biennial reports; publication.**

Sec. 19. (1) All reports enumerated in this act which are made annually shall be published annually.

(2) All reports enumerated in this act which are made biennially shall be published biennially.

**History:** 1899, Act 44, Imd. Eff. Apr. 18, 1899;—CL 1915, 837;—CL 1929, 503;—CL 1948, 24.19;—Am. 1995, Act 179, Imd. Eff. Oct. 17, 1995.

#### **24.20 Copies for use and exchanges by state library.**

Sec. 20. Copies of all publications, reports, and documents as provided in this act may be provided for use and exchanges by the state library as the state librarian may consider necessary for such purpose.

**History:** 1899, Act 44, Imd. Eff. Apr. 18, 1899;—CL 1915, 838;—CL 1929, 504;—CL 1948, 24.20;—Am. 1958, Act 161, Eff. Sept. 13, 1958;—Am. 1995, Act 179, Imd. Eff. Oct. 17, 1995.

#### **24.21-24.23 Repealed. 1958, Act 161, Eff. Sept. 13, 1958.**

**Compiler's note:** The repealed sections pertained to state publications, public and local acts, and legislative journals.

#### **24.24 Michigan manual; publication and distribution; voting information.**

Sec. 24. (1) The legislative service bureau, under the direction of the legislative council, shall prepare and publish biennially an official state manual to be known as the "Michigan Manual", to be distributed by the department of management and budget to the persons and officers named in this act, which shall be ready for distribution before December 2 of each odd-numbered year.

(2) The secretary of state shall provide the legislative service bureau with voting results and statistics adequate for the bureau to provide the voting information required by section 25.

(3) The secretary of state shall deliver the voter information required by subsection (2) in time to allow the legislative service bureau to meet the publication date in subsection (1).

**History:** 1899, Act 44, Imd. Eff. Apr. 18, 1899;—CL 1915, 842;—CL 1929, 508;—CL 1948, 24.24;—Am. 1958, Act 161, Eff. Sept. 13, 1958;—Am. 1981, Act 46, Imd. Eff. May 13, 1981;—Am. 1988, Act 185, Eff. July 1, 1988.

#### **24.25 Michigan manual; contents.**

Sec. 25. The Michigan manual shall contain the following:

(a) The constitution of the state of Michigan and a list of amendments proposed, adopted, and rejected; the method of proposal and the vote thereon; the vote by which the state constitution was adopted; and the vote on constitutional revision.

(b) A list of post offices in Michigan.

(c) A list of newspapers in Michigan.

(d) The latest statistics of educational, mental, medical, reformatory, and penal institutions of the state, arranged in such a way as to show the cost of conducting each of those institutions during the immediately preceding 2 fiscal years; salary of officers; the amount of legislative appropriations; receipts from all other sources; all expenditures and for what purposes; and showing the number of students, patients, or convicts, according to the nature of each institution, and the instruction or employment given in each.

(e) A table of valuation of taxable property in the counties of the state as fixed by the state board of equalization for each of the latest 2 years.

(f) The names, ages, occupations, residences, politics, and prior legislative service of the members of both houses of the legislature, and the names and residences of their officers.

(g) The names and residences of state officers and members of state boards and state institutions.

(h) A list of standing committees of both houses of the legislature.

(i) Representation by counties of members of both houses of the legislature.

(j) A list of former officials of the United States from Michigan.

(k) A list of former state officials of Michigan showing their county of residence.

- (l) The names of officers and delegates to the constitutional conventions of Michigan.
- (m) The judicial systems of Michigan.
- (n) The state judiciary.
- (o) The territory and population of judicial circuits.
- (p) The names and dates of public holidays.
- (q) The report of the state treasurer.
- (r) Statistics of the public school system of Michigan.
- (s) A list of names and addresses of intermediate school districts in Michigan, showing the counties where they are located.
- (t) Statistics of former legislatures of Michigan, giving length of session, number of laws enacted, number of joint resolutions, total membership, and politics.
- (u) Names of members of former Michigan legislatures sitting within the latest 10 years, giving post-office addresses at time of membership, districts, and terms.
- (v) Names of speakers and speakers pro tem of all former houses of representatives, with districts from which chosen and counties of residence, and terms.
- (w) Names of all former clerks of the house of representatives, with post-office addresses at time chosen and terms.
- (x) Names of presidents pro tem of the senate of all former legislatures of Michigan, with districts from which chosen, counties of residence, and terms of service.
- (y) Names of all former secretaries of the senate, with post-office addresses at time chosen and terms of service.
- (z) Names of former Michigan members of United States senate with dates of election and years of service arranged to show a history of occupancy of each of the 2 seats.
- (aa) Names of former Michigan members of the United States house of representatives, with dates of election and years of service.
- (bb) Lists of miscellaneous state associations, officers, and their residences.
- (cc) Congressional, senatorial, and representative districts, with the territory and population thereof.
- (dd) A list of county officers elected at the preceding November election.
- (ee) The official canvass of votes cast at the preceding primary election for governor, lieutenant governor, United States senator, members of congress, and members of the legislature.
- (ff) The official canvass of votes cast at the preceding November election for electors of president and vice president of the United States, state officers, members of the legislature, United States senator, members of congress, and of proposals submitted to the people.
- (gg) A summary of votes cast at the preceding November election for state officers.
- (hh) A summary of votes cast for all governors of Michigan.
- (ii) The official canvass of votes cast at the April election in the biennium for which the manual is issued, for state officers, justices of the supreme court, and circuit judges.
- (jj) A descriptive summary of the duties of the several departments of the state government.
- (kk) A descriptive outline of the organization of the military department.
- (ll) A complete list of all departments, boards, commissions, and agencies of the state government, including special commissions created by executive authority and all ex officio boards, setting forth by reference the authority for their creation, whether constitutional, statutory, executive order, or other authority.
- (mm) Biographical sketches of present United States senators from Michigan, members of national house of representatives from Michigan, members of the state legislature, and elective state officers.
- (nn) Any other matter considered essential by the legislative service bureau if adequate funding is available.

**History:** 1899, Act 44, Imd. Eff. Apr. 18, 1899;—Am. 1901, Act 213, Eff. Sept. 5, 1901;—CL 1915, 843;—CL 1929, 509;—CL 1948, 24.25;—Am. 1958, Act 161, Eff. Sept. 13, 1958;—Am. 1981, Act 46, Imd. Eff. May 13, 1981;—Am. 1988, Act 185, Eff. July 1, 1988.

#### **24.26 Repealed. 1958, Act 161, Eff. Sept. 13, 1958.**

**Compiler's note:** The repealed section pertained to additional contents of legislative manuals.

#### **24.27 Arrangement of statistics of public institutions in reports; contents.**

Sec. 27. In all reports the statistics of educational, charitable, reformatory and penal institutions shall be arranged in such a way as to show the cost of conducting each of said institutions during the 2 fiscal years preceding, salary of officers, the amount of legislative appropriation, receipts from all other sources, and all expenditures, and for what purposes. The said statistics shall also show the number of students, inmates or

prisoners, according to the nature of each institution, and the instruction or employment given.

**History:** 1899, Act 44, Imd. Eff. Apr. 18, 1899;—CL 1915, 845;—CL 1929, 511;—CL 1948, 24.27;—Am. 1958, Act 161, Eff. Sept. 13, 1958.

#### **24.28 Repealed. 1954, Act 116, Eff. June 1, 1955.**

**Compiler's note:** The repealed section provided for returns of vote for state officers by county clerk, and information for legislative manual.

#### **24.30 Michigan manual; number of copies to be published; distribution; price; sale; creation and administration of Michigan manual fund; disposition and use of money received from sale of Michigan manual; "publication" or "published" defined; U.S. Constitution to be included.**

Sec. 30. (1) The legislative service bureau shall publish sufficient copies of the "Michigan Manual", to be distributed as provided in subsection (2) and as directed by the legislative council.

(2) The department of management and budget shall deliver the following number of copies to the following persons:

(a) Members of the senate, 1.

(b) Members of the house, 1.

(3) The legislative service bureau shall determine a price per publication copy not to exceed the cost of preparation and distribution and, unless directed otherwise by the legislative service bureau, the department of management and budget shall sell the copies of the publication not distributed pursuant to subsection (2).

(4) The Michigan manual fund is created in the state treasury and shall be administered by the legislative council. Any money received from the sale of the Michigan manual shall be deposited with the state treasurer to the credit of the Michigan manual fund and shall be used to pay the costs of preparing and distributing the Michigan manual.

(5) As used in this section, "publication" or "published" means the production and dissemination of information in print, microfilm, microfiche, or electronic form.

(6) The legislative service bureau, under section 25(nn), shall include in the Michigan manual the United States constitution, including amendments, unless otherwise specifically directed by the legislative council.

**History:** 1899, Act 44, Imd. Eff. Apr. 18, 1899;—CL 1915, 848;—Am. 1917, Act 325, Eff. Aug. 10, 1917;—Am. 1921, Act 105, Eff. Aug. 18, 1921;—CL 1929, 513;—CL 1948, 24.30;—Am. 1951, Act 27, Eff. Sept. 28, 1951;—Am. 1981, Act 46, Imd. Eff. May 13, 1981;—Am. 1986, Act 56, Imd. Eff. Mar. 17, 1986;—Am. 1988, Act 185, Eff. July 1, 1988;—Am. 1995, Act 179, Imd. Eff. Oct. 17, 1995.

#### **24.31 Reports of public institutions; number of copies.**

Sec. 31. It shall be the duty of the secretary of state to advise with the several officers, boards of officers and public institutions making reports as to the number of copies of their reports necessary. And it shall be the duty of the state printer or binder to deliver at the office of the secretary of state, or at such other place or places as he may direct, all the books or pamphlets to be printed and bound, as mentioned in this act.

**History:** 1899, Act 44, Imd. Eff. Apr. 18, 1899;—CL 1915, 849;—CL 1929, 514;—CL 1948, 24.31;—Am. 1958, Act 161, Eff. Sept. 13, 1958.

#### **24.32 Distribution of Michigan manual by county superintendents of schools; distribution of documents and reports by secretary of state.**

Sec. 32. The county superintendents of schools shall distribute all copies of the "Michigan Manual" to the schools in their respective counties, as provided in section 30 of this act and insure that the copies are kept for the use of such schools. The secretary of state shall direct and oversee the prompt distribution of the documents and reports mentioned in this act, distribution of which is not otherwise provided for; and such documents and reports shall be shipped to the several county clerks and county superintendents of schools in the state, and be distributed by them to the persons within their respective counties entitled to the same, and until so distributed, they shall be carefully preserved by the county clerks and county superintendents of schools.

**History:** 1899, Act 44, Imd. Eff. Apr. 18, 1899;—CL 1915, 850;—CL 1929, 515;—CL 1948, 24.32;—Am. 1958, Act 161, Eff. Sept. 13, 1958;—Am. 1988, Act 185, Eff. July 1, 1988.

#### **24.33 State publications; distribution by county clerks and superintendents of schools.**

Sec. 33. It shall be the duty of the several county clerks and county superintendents of schools, upon receiving any of the books mentioned in this act, to receipt to the secretary of state for the same, which receipt shall be filed and preserved in the office of the secretary of state; and it shall also be the duty of the said county clerks and county superintendents of schools to distribute said books as provided in this act, and to

report at the expiration of a month after each reception of books to the secretary of state, on blanks furnished by him, by giving a full statement of all of said books remaining in his office, together with the names of the officers neglecting to call for the books to which they are entitled; and it shall be the duty of all persons, upon receiving any of the books mentioned in this act, to receipt respectively to the county clerk and county superintendent of schools for the same, which receipt shall be filed and preserved in the office of the county clerk and county superintendent of schools respectively. It shall also be the duty of the secretary of state to notify each person to whom any books are sent, except township officers, either directly or in care of the county clerk, which are required by this act to be kept in any library or passed over to any successor in office, and that each person receiving such notice shall, within a reasonable time, apply to the county clerk for the books mentioned in this notice, if such books were sent to the county clerk, and obtain the same; and if such books have been received by the county clerk and are not called for as aforesaid, such person thus notified shall be held responsible in the same manner and to the like extent as in the case of his neglect or refusal to deliver over to his successor books received by him, except that books sent for the use of township officers may be sent to either the township clerk or county clerk, when the secretary of state shall notify the township clerk, who shall draw all of the books for the officers of his township and distribute the same.

**History:** 1899, Act 44, Imd. Eff. Apr. 18, 1899;—CL 1915, 851;—CL 1929, 516;—CL 1948, 24.33;—Am. 1958, Act 161, Eff. Sept. 13, 1958.

\*\*\*\*\* 24.34 THIS SECTION IS AMENDED EFFECTIVE AUGUST 24, 2016: See 24.34.amended \*\*\*\*\*

#### **24.34 State officers, delivery of books to successors; damages, penalty; exception.**

Sec. 34. Every person or officer who shall receive any of the books distributed by the secretary of state, which are required by this act to be placed in his library, and each city, village, township and county officer, shall, when he ceases to hold such office, deliver over to his successor in office all such books received by him; and any person who shall neglect or refuse to deliver over to his successor in office all such books, received by him as aforesaid, shall be liable to such successor in an action for money had and received to the full amount it shall cost him to furnish himself with such books, and costs of suit; which action shall, on request, be brought and prosecuted by the prosecuting attorney of the county; and any person who shall knowingly and wilfully retain any such books in his possession, or refuse to pass them over to his successor, shall also be subject to a penalty in a sum not exceeding 50 dollars, or be imprisoned in the county jail not exceeding 3 months, or both, in the discretion of the court: Provided, however, That township and county officers receiving the abstract of reports of county superintendents of the poor, of sheriffs, or of the insane, deaf, dumb and blind, shall not be required to pass them over to their successors.

**History:** 1899, Act 44, Imd. Eff. Apr. 18, 1899;—CL 1915, 852;—CL 1929, 517;—CL 1948, 24.34.

\*\*\*\*\* 24.34.amended THIS AMENDED SECTION IS EFFECTIVE AUGUST 24, 2016 \*\*\*\*\*

#### **24.34.amended Delivery of books to successor; violation as misdemeanor; penalty.**

Sec. 34. A person or officer who receives any of the books distributed by the secretary of state that this act requires the person to retain, and each city, village, township, and county officer, shall deliver to his or her successor in office all of those books. A person who does not do so is liable to his or her successor for the cost of replacing those books and costs of suit. An action shall, on request, be brought and prosecuted by the prosecuting attorney for the county. A person who knowingly and willfully retains those books or refuses to deliver them to the successor officer is guilty of a misdemeanor punishable by imprisonment for not more than 90 days or a fine of not more than \$50.00, or both.

**History:** 1899, Act 44, Imd. Eff. Apr. 18, 1899;—CL 1915, 852;—CL 1929, 517;—CL 1948, 24.34;—Am. 2016, Act 134, Eff. Aug. 24, 2016.

#### **24.35 State publications; distribution by township clerks; procedure in case of vacancy in township offices; compensation.**

Sec. 35. It shall be the duty of the township clerk or deputy clerk, within 10 days after the receipt of the notice for books from the secretary of state, to call for the same and give his or her receipt to the county clerk, and distribute the books so received to the different officers of his or her township entitled to the same, taking their receipts, and filing said receipts in his or her office, and transcribing them in a book for that purpose to be delivered to his or her successor. In case any vacancy occurs in a township office provided with books, the property of the state, which should be turned over to the officer filling such vacancy, it shall be the duty of the township clerk or deputy clerk to collect at once all such books and keep them in his or her custody until he or she can turn them over to the new officer filling such vacancy. The township board is authorized and directed to allow said township clerk or deputy clerk all just and necessary expenses incurred by him or her, or a per

diem for his or her compensation, for the performance of his or her duties imposed upon said township clerk by this section. However, in case of a vacancy in the office of township clerk and deputy township clerk, or his or her inability to perform the duties as prescribed in this section, then the supervisor of the township shall perform the duties. The supervisor performing such duties shall be entitled to the same compensation as the clerk if he or she had performed the duties.

**History:** 1899, Act 44, Imd. Eff. Apr. 18, 1899;—CL 1915, 853;—CL 1929, 518;—CL 1948, 24.35;—Am. 1991, Act 157, Imd. Eff. Nov. 25, 1991.

#### **24.36 State publications; loss of books by fire, etc.; replacement.**

Sec. 36. In cases of loss by fire, or in any manner whatsoever beyond his control, of a book or books by an officer, who is required to transmit them to his successor, or if the same is so worn as to become useless said officer shall make a statement setting forth all the circumstances under which the loss occurred, which statement shall be sworn and subscribed to before an officer entitled to administer oaths, and certified to by the clerk of the county under his hand and seal of the court, and forward the same to the secretary of state, who, after examination of said affidavit, he being convinced that the facts as set forth in the affidavit are true, and that in his judgment the officer is not responsible for the loss of the book or books, is hereby empowered and authorized to replace the book or books lost as claimed, and in his discretion may send the book or books either to the county clerk or to the township clerk in whose township the loss occurred.

**History:** 1899, Act 44, Imd. Eff. Apr. 18, 1899;—CL 1915, 854;—CL 1929, 519;—CL 1948, 24.36.

#### **24.37 Michigan compiled laws; distribution; sale; price; “publication” or “published” defined.**

Sec. 37. (1) A sufficient number of publications of the Michigan compiled laws shall be provided to the department of management and budget for distribution as follows:

- (a) One publication copy to each member of the legislature.
- (b) Forty publication copies to the secretary of the state senate for use as desk copies by the members of the senate.
- (c) One hundred fourteen publication copies to the clerk of the state house of representatives for use as desk copies by the members of the house of representatives.

(2) Unless directed otherwise by the legislative service bureau, the department of management and budget may sell copies of the Michigan compiled laws at a price determined by the legislative service bureau.

(3) As used in this section, “publication” or “published” means the production and dissemination of information in print, microfilm, microfiche, or electronic form.

**History:** Add. 1958, Act 161, Eff. Sept. 13, 1958;—Am. 1962, Act 85, Eff. Mar. 28, 1963;—Am. 1964, Act 66, Imd. Eff. May 12, 1964;—Am. 1972, Act 369, Imd. Eff. Jan. 9, 1973;—Am. 1983, Act 97, Imd. Eff. June 23, 1983;—Am. 1995, Act 179, Imd. Eff. Oct. 17, 1995.