

SENATE BILL NO. 822

December 2, 1997, Introduced by Senator PETERS and referred to the Committee on Finance.

A bill to amend 1893 PA 206, entitled
"The general property tax act,"
(MCL 211.1 to 211.157) by adding section 131f.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 SEC. 131F. (1) A TAX CERTIFICATE ISSUED AFTER THE EFFECTIVE
2 DATE OF THE AMENDATORY ACT THAT ADDED THIS SECTION FOR PROPERTY
3 THAT IS CERTIFIED SPECIAL RESIDENTIAL PROPERTY UNDER SECTION 55A
4 OR THAT IS A DESIGNATED PARCEL UNDER SECTION 55A MAY BE RECALLED
5 UNDER THIS SECTION BY THE GOVERNING BODY OF A UNIT OF LOCAL
6 GOVERNMENT.

7 (2) THE GOVERNING BODY OF A UNIT OF LOCAL GOVERNMENT MAY
8 PETITION THE TREASURER OF THE COUNTY IN WHICH PROPERTY THAT IS
9 CERTIFIED SPECIAL RESIDENTIAL PROPERTY UNDER SECTION 55A OR IS A
10 DESIGNATED PARCEL UNDER SECTION 55A IS LOCATED TO RECALL AND
11 CANCEL ANY OUTSTANDING TAX CERTIFICATE ISSUED AGAINST THAT

1 PROPERTY. THE PETITION SHALL BE IN A FORM PROVIDED BY THE
2 DEPARTMENT OF TREASURY. THE GOVERNING BODY OF A UNIT OF LOCAL
3 GOVERNMENT SHALL SUBMIT 1 COPY OF THE PETITION TO THE TREASURER
4 OF THE COUNTY IN WHICH THE PROPERTY IS LOCATED AND 1 COPY OF THE
5 PETITION TO THE DEPARTMENT OF TREASURY.

6 (3) WITHIN 30 DAYS AFTER THE DEPARTMENT OF TREASURY RECEIVES
7 A PETITION SUBMITTED UNDER SUBSECTION (2), THE DEPARTMENT OF
8 TREASURY SHALL PROVIDE WRITTEN NOTIFICATION OF THE APPROVAL OR
9 DENIAL OF THE PETITION TO THE GOVERNING BODY OF THE UNIT OF LOCAL
10 GOVERNMENT THAT SUBMITTED THE PETITION AND TO THE TREASURER OF
11 THE COUNTY IN WHICH THE PROPERTY FOR WHICH THE PETITION IS SUB-
12 MITTED IS LOCATED.

13 (4) IF THE DEPARTMENT OF TREASURY APPROVES A PETITION UNDER
14 SUBSECTION (3), THE TREASURER OF THE COUNTY IN WHICH THE PROPERTY
15 IS LOCATED SHALL SEND TO THE PURCHASER OF THAT PROPERTY BY CERTI-
16 FIED MAIL, RETURN RECEIPT REQUESTED, POSTAGE PREPAID, A WRITTEN
17 DEMAND THAT THE PURCHASER SURRENDER ANY TAX CERTIFICATE ISSUED TO
18 THE PURCHASER FOR THAT PROPERTY OR AN AFFIDAVIT ATTESTING TO THE
19 LOSS OF THAT TAX CERTIFICATE.

20 (5) UPON RECEIPT OF A WRITTEN DEMAND TO SURRENDER A TAX CER-
21 TIFICATE PURSUANT TO SUBSECTION (4), A PURCHASER SHALL SURRENDER
22 ANY TAX CERTIFICATE ISSUED TO THAT PURCHASER FOR THE PROPERTY
23 IDENTIFIED IN THAT DEMAND OR AN AFFIDAVIT ATTESTING TO THE LOSS
24 OF THAT TAX CERTIFICATE. IF A PURCHASER DOES NOT SURRENDER A TAX
25 CERTIFICATE OR AN AFFIDAVIT ATTESTING TO THE LOSS OF THAT TAX
26 CERTIFICATE WITHIN 30 DAYS OF RECEIPT OF THE WRITTEN DEMAND TO
27 SURRENDER THAT TAX CERTIFICATE UNDER THIS SECTION, THE TREASURER

1 OF THE COUNTY IN WHICH THE PROPERTY IS LOCATED SHALL CANCEL THAT
2 TAX CERTIFICATE IN THE TAX RECORD AND CERTIFY THE CANCELLATION OF
3 THAT TAX CERTIFICATE TO THE DEPARTMENT OF TREASURY.

4 (6) UPON SURRENDER OF A TAX CERTIFICATE OR AFFIDAVIT ATTEST-
5 ING TO THE LOSS OF A TAX CERTIFICATE UNDER THIS SECTION, THE
6 TREASURER OF THE COUNTY IN WHICH THE PROPERTY IS LOCATED SHALL DO
7 BOTH OF THE FOLLOWING:

8 (A) REFUND TO THE PURCHASER OF THAT CERTIFICATE THE PURCHASE
9 PRICE OF THAT CERTIFICATE, WITHOUT INTEREST.

10 (B) CANCEL THAT TAX CERTIFICATE IN THE TAX RECORD AND CER-
11 TIFY THE CANCELLATION OF THAT TAX CERTIFICATE TO THE DEPARTMENT
12 OF TREASURY.

13 (7) AS USED IN THIS SECTION, "TAX CERTIFICATE" MEANS A
14 PURCHASER'S CERTIFICATE OF TAX SALE PRESCRIBED UNDER SECTION 71.