

# HOUSE BILL No. 6735

November 19, 2008, Introduced by Rep. Johnson and referred to the Committee on Judiciary.

A bill to amend 1961 PA 236, entitled  
"Revised judicature act of 1961,"  
by amending section 3208 (MCL 600.3208) and by adding section 3108.

## THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1        SEC. 3108. WITHIN 15 DAYS AFTER BEING SERVED WITH A SUMMONS  
2        AND COMPLAINT UNDER THIS CHAPTER TO FORECLOSE A MORTGAGE OF  
3        RESIDENTIAL REAL PROPERTY THAT HAS BEEN LEASED, THE DEFENDANT SHALL  
4        PROVIDE A COPY OF THE SUMMONS AND COMPLAINT TO THE TENANTS OF THE  
5        PROPERTY.

6        Sec. 3208. (1) Notice that ~~the~~ A mortgage will be foreclosed  
7        UNDER THIS CHAPTER by a sale of the mortgaged premises, or some  
8        part of them, shall be given by publishing the ~~same~~ NOTICE for 4  
9        successive weeks at least once in each week ~~7~~ in a newspaper

1 published in the county where the premises included in the mortgage  
2 and intended to be sold, or some part of them, are situated. If ~~no~~  
3 A newspaper is **NOT** published in the county, the notice shall be  
4 published in a newspaper published in an adjacent county. ~~In every~~  
5 ~~case within~~ **WITHIN** 15 days after the first publication of the  
6 notice, a true copy shall be posted in a conspicuous place upon any  
7 part of the premises described in the notice.

8 (2) IF THE MORTGAGED PREMISES INCLUDES RESIDENTIAL PROPERTY  
9 THAT HAS BEEN LEASED, THE MORTGAGOR SHALL PROVIDE A COPY OF THE  
10 NOTICE PUBLISHED UNDER THIS SECTION TO THE TENANTS OF THE PROPERTY  
11 WITHIN 15 DAYS AFTER THE FIRST PUBLICATION OF THE NOTICE.