

# HOUSE BILL No. 4544

March 10, 2009, Introduced by Rep. Kennedy and referred to the Committee on Commerce.

A bill to amend 2000 PA 146, entitled  
"Obsolete property rehabilitation act,"  
by amending section 3 (MCL 125.2783).

**THE PEOPLE OF THE STATE OF MICHIGAN ENACT:**

1           Sec. 3. (1) A qualified local governmental unit, by resolution  
2 of its legislative body, may establish 1 or more obsolete property  
3 rehabilitation districts that may consist of 1 or more parcels or  
4 tracts of land or a portion of a parcel or tract of land, if at the  
5 time the resolution is adopted, the parcel or tract of land or  
6 portion of a parcel or tract of land within the district is either  
7 of the following:

8           (a) Obsolete property in an area characterized by obsolete  
9 commercial property or commercial housing property.

10          (b) Commercial property that is obsolete property that was

1 owned by a qualified local governmental unit on the effective date  
2 of this act, and subsequently conveyed to a private owner.

3 (2) The legislative body of a qualified local governmental  
4 unit may establish an obsolete property rehabilitation district on  
5 its own initiative or upon a written request filed by the owner or  
6 owners of property comprising at least 50% of all taxable value of  
7 the property located within a proposed obsolete property  
8 rehabilitation district. The written request must be filed with the  
9 clerk of the qualified local governmental unit.

10 (3) Before adopting a resolution establishing an obsolete  
11 property rehabilitation district, the legislative body shall give  
12 written notice by certified mail to the owners of all real property  
13 within the proposed obsolete property rehabilitation district and  
14 shall afford an opportunity for a hearing on the establishment of  
15 the obsolete property rehabilitation district at which any of those  
16 owners and any other resident or taxpayer of the qualified local  
17 governmental unit may appear and be heard. The legislative body  
18 shall give public notice of the hearing not less than 10 days or  
19 more than 30 days before the date of the hearing.

20 (4) The legislative body of the qualified local governmental  
21 unit, in its resolution establishing an obsolete property  
22 rehabilitation district, shall set forth a finding and  
23 determination that the district meets the requirements set forth in  
24 subsection (1).

25 **(5) BEGINNING JANUARY 1, 2010, THE OWNER OR LESSEE OF A**  
26 **REHABILITATED FACILITY WHO FAILS TO COMPLY WITH SECTION 3 OF THE**  
27 **MICHIGAN CORPORATE RESPONSIBILITY ACT OR WHO FAILS TO DISCLOSE A**

1 CIVIL OR CRIMINAL OFFENSE AS REQUIRED BY SECTION 3 OF THE MICHIGAN  
2 CORPORATE RESPONSIBILITY ACT IS NOT ELIGIBLE FOR AN OBSOLETE  
3 PROPERTY REHABILITATION EXEMPTION CERTIFICATE UNDER THIS ACT.