



SENATE BILL No. 394

March 15, 1995, Introduced by Senator EMMONS and referred to the Committee on Finance.

A bill to amend section 18 of Act No. 194 of the Public Acts of 1947, entitled as amended

"An act to provide for the administration of the estates of deceased persons in certain cases; to provide for the appointment of a public administrator for the state; to provide for the appointment of county public administrators; and to define and prescribe their powers and duties,"

being section 720.218 of the Michigan Compiled Laws.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Section 1. Section 18 of Act No. 194 of the Public Acts of
2 1947, being section 720.218 of the Michigan Compiled Laws, is
3 amended to read as follows:

4 Sec. 18. ~~Whenever~~ IF the state public administrator or
5 ~~any~~ A county public administrator ~~shall have~~ HAS been
6 appointed fiduciary of ~~any~~ AN estate ~~,~~ under the provisions
7 of this act ~~,~~ and ~~shall have~~ HAS completely administered
8 ~~such~~ THE estate and IF the residue ~~thereof shall have~~ OF THE

1 ESTATE HAS been assigned to the people of the state of Michigan
2 as an escheated estate by the judge of probate having jurisdic-
3 tion ~~thereof, it shall become the duty of such~~ OF THE ESTATE,
4 THE fiduciary ~~to~~ SHALL deliver ~~over all such~~ THE assigned
5 residue to the state ~~board of escheats~~ TREASURER PURSUANT TO
6 THE UNIFORM UNCLAIMED PROPERTY ACT, together with a true copy of
7 petition for appointment of administrator and certified copies of
8 final account, order allowing final account, and order assigning
9 residue. ~~, and the~~ IN ADDITION TO THE REQUIREMENTS UNDER THE
10 UNIFORM UNCLAIMED PROPERTY ACT, THE state ~~board of escheats~~
11 TREASURER, upon receipt ~~thereof~~ OF THE RESIDUE OF THE ESTATE,
12 shall furnish ~~such~~ THE fiduciary with official receipts for
13 ~~said~~ THE residue, in duplicate, 1 to be filed with the probate
14 court having jurisdiction of ~~said~~ THE estate, the other to be
15 retained by ~~said~~ THE fiduciary. ~~It shall be the further duty~~
16 ~~of said~~ THE fiduciary ~~to~~ SHALL deliver ~~over~~ to the state
17 ~~board of escheats~~ TREASURER, together with ~~such~~ THE residue,
18 any personal effects of the deceased, such as abstracts of title
19 pertaining to real estate ~~which~~ THAT has escheated to the
20 state, unsurrendered insurance policies, receipts, documents,
21 correspondence, or other material having probative value ~~, which~~
22 ~~shall have~~ THAT HAS come into the possession of ~~said~~ THE fidu-
23 ciary ~~, and which~~ would tend to prove or refute any future
24 claim of ownership in or to ~~said~~ THE residue. ~~, the same to~~
25 ~~be safely preserved by the~~ THE state ~~board of escheats~~
26 TREASURER SHALL HOLD THE PERSONAL EFFECTS OF THE DECEASED

1 PURSUANT TO THE UNIFORM UNCLAIMED PROPERTY ACT and ~~made~~ MAKE
2 THEM A part of the records of ~~such~~ THE estate.

3 Section 2. This amendatory act shall take effect January 1,
4 1996.

5 Section 3. This amendatory act shall not take effect unless
6 Senate Bill No. 390
7 of the 88th Legislature is enacted into law.