

SENATE BILL NO. 356

February 23, 1999, Introduced by Senators GOUGEON, SCHUETTE, SIKKEMA, STEIL, SHUGARS, HAMMERSTROM and EMERSON and referred to the Committee on Economic Development, International Trade and Regulatory Affairs.

A bill to amend 1893 PA 206, entitled
"The general property tax act,"
by amending section 60 (MCL 211.60), as amended by 1993 PA 291.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 60. (1) ~~Those lands that are~~ EXCEPT AS OTHERWISE
2 PROVIDED IN SUBSECTION (5), PROPERTY returned ~~as delinquent~~ for
3 DELINQUENT taxes, and upon which taxes remain unpaid after ~~their~~
4 ~~return~~ THE PROPERTY IS RETURNED AS DELINQUENT under this act or
5 to the county treasurers of ~~the~~ THIS state, ~~are~~ IS subject to
6 ~~disposition, sale, and redemption~~ for the enforcement and
7 collection of the tax liens ~~, in the method and manner~~ as pro-
8 vided in this act.

9 (2) On the first Tuesday in May in each year, a tax sale
10 shall be held in the counties of this state by the county
11 treasurers of those counties for and in behalf of ~~the~~ THIS

1 state. ~~At the tax sale, lands, other than certified special~~
2 ~~residential property,~~ EXCEPT AS OTHERWISE PROVIDED IN SUBSECTION
3 (5), PROPERTY delinquent for taxes assessed in the third year
4 preceding the sale or in a prior year or land identified as cer-
5 tified special residential property under section 55a delinquent
6 for taxes assessed in the second year IMMEDIATELY preceding the
7 sale shall be sold for the total of the unpaid taxes of those
8 years.

9 (3) Delinquent tax sales shall include \$10.00 for expenses,
10 as provided in section 59, a county property tax administration
11 fee of 4%, and interest computed at a rate of 1.25% per month,
12 except as provided in section 89, from the date the taxes origi-
13 nally became delinquent ~~pursuant to~~ UNDER this act.

14 (4) In the ~~disposition and~~ sale of PROPERTY FOR delinquent
15 ~~tax lands~~ TAXES, the people of ~~the~~ THIS state have a valid
16 lien ~~upon~~ ON the ~~lands~~ PROPERTY, with rights to enforce the
17 lien as a preferred or first claim ~~upon~~ ON the ~~lands~~
18 PROPERTY. The rights and choses to enforce the lien are the
19 prima facie rights of ~~the~~ THIS state, and shall not be set
20 aside or annulled except in the manner and for the causes speci-
21 fied in this act.

22 (5) BEGINNING DECEMBER 31, 1998, IF AUTHORIZED UNDER THE TAX
23 DELINQUENT RESIDENTIAL RENTAL PROPERTY IDENTIFICATION AND ACCEL-
24 ERATED FORFEITURE ACT, A COLLECTING COUNTY SHALL UTILIZE THE TAX
25 DELINQUENT RESIDENTIAL RENTAL PROPERTY IDENTIFICATION AND ACCEL-
26 ERATED FORFEITURE ACT TO COLLECT TAXES RETURNED AS DELINQUENT

1 THAT ARE LEVIED ON TAX DELINQUENT RESIDENTIAL RENTAL PROPERTY IN
2 THE IMMEDIATELY PRECEDING YEAR.

3 (6) BEGINNING DECEMBER 31, 1998, A COLLECTING COUNTY THAT
4 UTILIZES THE TAX DELINQUENT RESIDENTIAL RENTAL PROPERTY IDENTIFI-
5 CATION AND ACCELERATED FORFEITURE ACT TO COLLECT TAXES RETURNED
6 AS DELINQUENT THAT ARE LEVIED ON TAX DELINQUENT RESIDENTIAL
7 RENTAL PROPERTY IN THE IMMEDIATELY PRECEDING YEAR SHALL LEVY ON
8 EACH PARCEL OF TAX DELINQUENT PROPERTY IN THE LOCAL TAX COLLECT-
9 ING UNIT IN WHICH THE TAX DELINQUENT RESIDENTIAL RENTAL PROPERTY
10 IS LOCATED ALL OF THE FOLLOWING FEES, THE PROCEEDS OF WHICH SHALL
11 BE USED FOR INSPECTIONS, NOTICE REQUIREMENTS, AND TITLE WORK
12 REQUIRED UNDER THE TAX DELINQUENT RESIDENTIAL RENTAL PROPERTY
13 IDENTIFICATION AND ACCELERATED FORFEITURE ACT:

14 (A) A \$25.00 SPECIAL TAX ADMINISTRATION AND COLLECTION FEE.

15 (B) A \$25.00 CERTIFIED MAILING AND NOTICE REQUIREMENT FEE.

16 (C) A \$150.00 TITLE SEARCH FEE.

17 (7) AS USED IN SUBSECTIONS (5) AND (6):

18 (A) "COLLECTING COUNTY" MEANS A COUNTY THAT UTILIZES THE TAX
19 DELINQUENT RESIDENTIAL RENTAL PROPERTY IDENTIFICATION AND ACCEL-
20 ERATED FORFEITURE ACT TO COLLECT DELINQUENT TAXES ON, AND TO
21 ACCELERATE THE FORFEITURE OF, TAX DELINQUENT RESIDENTIAL RENTAL
22 PROPERTY.

23 (B) "TAX DELINQUENT PROPERTY" MEANS PROPERTY ON WHICH TAXES
24 HAVE BEEN RETURNED AS DELINQUENT UNDER THIS ACT.

25 (C) "TAX DELINQUENT RESIDENTIAL RENTAL PROPERTY" MEANS PROP-
26 ERTY OCCUPIED BY A PERSON OR PERSONS OTHER THAN THE OWNER OF THAT
27 PROPERTY PURSUANT TO A LEASE, LAND CONTRACT, OR OTHER RENTAL

1 AGREEMENT, ON WHICH TAXES HAVE BEEN RETURNED AS DELINQUENT UNDER
2 THIS ACT, AND THAT IS ELIGIBLE FOR ACCELERATED FORFEITURE UNDER
3 THE TAX DELINQUENT RESIDENTIAL RENTAL PROPERTY IDENTIFICATION AND
4 ACCELERATED FORFEITURE ACT. TAX DELINQUENT RESIDENTIAL RENTAL
5 PROPERTY INCLUDES A MULTIUNIT RESIDENTIAL STRUCTURE OF 4 UNITS OR
6 LESS.