

# HOUSE BILL No. 5716

February 21, 2002, Introduced by Rep. Jacobs and referred to the Committee on House Oversight and Operations.

A bill to amend 1941 PA 230, entitled

"An act to authorize the auditor general of the state of Michigan to sell or lease real estate, the title to which is vested in the state of Michigan by grant, devise or gift, or in payment for care or medical treatment rendered in any Michigan state hospital or institution,"

by amending the title and sections 1, 2, 3, and 4 (MCL 322.1, 322.2, 322.3, and 322.4).

## THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1

### TITLE

2

An act to authorize the ~~auditor general of the state of~~

3

~~Michigan~~ STATE TREASURER to sell or lease CERTAIN real estate;

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~~, the title to which is vested in the state of Michigan by~~

5

~~grant, devise or gift, or in payment for care or medical treat=~~

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~~ment rendered in any Michigan state hospital or institution~~ AND

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TO PRESCRIBE CERTAIN REQUIREMENTS FOR THAT SALE OR LEASE.

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1       Sec. 1. Whenever the title to any real estate has vested in  
2 ~~the~~ THIS state ~~of Michigan~~ by grant, devise or gift, or in  
3 payment for care or medical treatment rendered in any ~~Michigan~~  
4 state hospital or institution, ~~such~~ THE real estate or any part  
5 thereof may be sold or leased by the ~~auditor general of this~~  
6 ~~state,~~ STATE TREASURER with the approval of the state adminis-  
7 trative board.

8       Sec. 2. The ~~auditor general~~ STATE TREASURER shall cause  
9 ~~such~~ real estate DESCRIBED IN SECTION 1 to be appraised by 2  
10 disinterested and qualified appraisers ~~—~~ WHO ARE residents of  
11 the county in which ~~such~~ THE real estate is located, and then  
12 ~~he~~ shall SOLICIT AND receive bids on the ~~same and it~~ REAL  
13 ESTATE. THE REAL ESTATE shall be sold to the highest bidder but  
14 in no case at less than the appraised value. ~~—:— Provided, That~~  
15 ~~the same~~ HOWEVER, THE REAL ESTATE shall not be sold until adver-  
16 tisement offering ~~said~~ THE property for sale ~~shall have~~ HAS  
17 been published at least 3 successive weeks ~~prior to said~~ BEFORE  
18 THE sale in ~~some~~ A newspaper printed and circulated in the  
19 county in which the real estate is situated. If there ~~be~~ IS no  
20 newspaper printed and circulated in the county where ~~such~~ THE  
21 real estate is situated, then ~~and in that case said~~ THE notice  
22 shall be published in a newspaper printed and circulated nearest  
23 to ~~where such real estate is situated~~ THE SITE OF THE REAL  
24 ESTATE.

25       Sec. 3. ~~On such~~ UPON sale OF REAL ESTATE UNDER THIS ACT,  
26 the ~~auditor general~~ STATE TREASURER may give such length of  
27 credit, not to exceed 5 years, and for not more than 3/4 of the

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1 purchase money, as ~~he shall deem~~ THE STATE TREASURER CONSIDERS  
2 best calculated to produce the highest price, and shall require  
3 the money for which credit is given to be secured by a mortgage  
4 on the real estate sold.

5       Sec. 4. An affidavit of the publisher of the notice of sale  
6 REQUIRED UNDER SECTION 2 shall be attached to the deed ~~of the~~  
7 ~~auditor general~~ conveying ~~such~~ real estate UNDER THIS ACT,  
8 together with a copy of ~~such~~ THE notice of sale, showing the  
9 dates of publication of ~~such~~ THE notice. A copy of the resolu-  
10 tion of the state administrative board approving ~~such~~ THE sale,  
11 certified by the secretary of ~~such~~ THE STATE ADMINISTRATIVE  
12 board, shall also be attached to ~~such~~ THE deed of conveyance.  
13 The conveyance of ~~such~~ THE property shall be by quitclaim deed,  
14 executed by the ~~auditor general of the state of Michigan~~ STATE  
15 TREASURER for and on behalf of the people of ~~the~~ THIS state.  
16 ~~of Michigan.~~