

# SENATE BILL No. 917

January 14, 2004, Introduced by Senator JELINEK and referred to the Committee on Natural Resources and Environmental Affairs.

A bill to amend 1994 PA 451, entitled  
"Natural resources and environmental protection act,"  
by amending section 2131 (MCL 324.2131), as amended by 2001 PA  
174.

## THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1       Sec. 2131. (1) Except as otherwise provided in subsection  
2 (2), the department may designate as surplus land any state owned  
3 land that is under the control of the department and that has  
4 been dedicated for public use and may, on behalf of the state,  
5 sell that land if the department determines all of the  
6 following:

7       (a) That the sale will not diminish the quality or utility of  
8 other state owned land.

9       (b) That the sale is not otherwise restricted by law.

10       (c) That the sale is in the best interests of the state.

1 (d) That 1 or both of the following conditions are met:

2 (i) The land has been dedicated for public use for not less  
3 than 5 years immediately preceding its sale and is not needed to  
4 meet a department objective.

5 (ii) The land is occupied for a private use through  
6 inadvertent trespass.

7 (2) The department shall not authorize the sale of surplus  
8 land as provided in subsection (1) if the proceeds from the sale  
9 of the land will cause the fund to exceed ~~-\$2,500,000.00~~  
10 **\$5,000,000.00.**