

SENATE BILL No. 751

September 13, 2005, Introduced by Senators ALLEN, BISHOP, GOSCHKA and BIRKHOLZ and referred to the Committee on Commerce and Labor.

A bill to amend 1929 PA 137, entitled

"An act to authorize the formation of corporations by summer resort owners; to authorize the purchase, improvement, sale, and lease of lands; to authorize the exercise of certain police powers over the lands owned by said corporation and within its jurisdiction; to impose certain duties on the department of commerce; and to provide penalties for the violation of by-laws established under police powers,"

by amending section 19 (MCL 455.219).

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 19. (1) The ~~corporation~~ **BOARD OF TRUSTEES** may ~~assess~~
2 **REQUIRE THAT THE MEMBERS OF A CORPORATION PAY** annual dues ~~and~~ **OR**
3 special assessments ~~against its members, by a vote of a majority~~
4 ~~thereof, for the purpose of carrying into effect any of the powers~~
5 ~~herein contained and may~~ **FOR ANY PURPOSE AUTHORIZED UNDER THIS**
6 **ACT. ALL OF THE FOLLOWING APPLY TO AN ASSESSMENT OF ANNUAL DUES OR**
7 **A SPECIAL ASSESSMENT UNDER THIS SUBSECTION:**

1 (A) THE APPROVAL OF THE MEMBERS UNDER SUBSECTION (2) IS
2 REQUIRED.

3 (B) WITH THE APPROVAL OF THE MEMBERS UNDER SUBSECTION (2), THE
4 BOARD OF TRUSTEES SHALL prescribe the time and manner of payment
5 and manner of collection ~~, and in case of delinquencies,~~ OF THE
6 ANNUAL DUES OR SPECIAL ASSESSMENT.

7 (C) WITH THE APPROVAL OF THE MEMBERS UNDER SUBSECTION (2), THE
8 BOARD OF TRUSTEES may provide that ~~such~~ DELINQUENT ANNUAL dues
9 ~~and~~ OR assessments shall become a lien upon the land of the
10 delinquent member and may provide the manner and method of
11 enforcing ~~such~~ THAT lien.

12 (2) UNLESS THE BYLAWS SPECIFICALLY PROVIDE FOR APPROVAL BY A
13 MAJORITY OF THE VOTES CAST, THE VOTE OF A MAJORITY OF ALL OF THE
14 MEMBERS OF THE CORPORATION IS REQUIRED TO APPROVE AN ACTION OF THE
15 BOARD UNDER SUBSECTION (1).