

SENATE BILL No. 873

November 9, 2005, Introduced by Senators PATTERSON, KUIPERS, HARDIMAN, GOSCHKA, ALLEN and McMANUS and referred to the Committee on Local, Urban and State Affairs.

A bill to amend 1990 PA 345, entitled
 "State survey and remonumentation act,"
 by amending section 8 (MCL 54.268), as amended by 2002 PA 489.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 8. (1) Each county shall establish a county monumentation
 2 and remonumentation plan. Not later than ~~1 year after~~ January 1,
 3 ~~1991~~ 1992, the commission shall create and distribute a model
 4 county plan that may be adopted by a county with any changes
 5 appropriate for that county. Not later than January 1, 1994, each
 6 county shall ~~have submitted~~ **SUBMIT** a county plan that is approved
 7 by the commission.

8 (2) A county plan shall provide for all of the following:

9 (a) The monumentation or remonumentation of the entire county,

1 within 20 years, under the guidelines of the manual of instructions
2 for the survey of the public lands of the United States, 1973,
3 prepared by the bureau of land management of the department of
4 interior, technical bulletin 6, or subsequent editions. **THE**
5 **MONUMENTATION OR REMONUMENTATION MAY UTILIZE THE REAL TIME**
6 **KINEMATIC GPS STANDARDS DEVELOPED BY THE MICHIGAN DEPARTMENT OF**
7 **TRANSPORTATION.**

8 (b) The provision of copies of all survey monumentation
9 information produced by the county plan to the county surveyor and
10 the commission.

11 (c) The filing with the county surveyor and the commission of
12 copies of all monumentation or remonumentation documents required
13 to be recorded with the register of deeds under the corner
14 recordation act, 1970 PA 74, MCL 54.201 to 54.210d, or recorded
15 with the register of deeds under 1970 PA 132, MCL 54.211 to 54.213.

16 (d) A perpetual monument maintenance plan that provides for
17 all corners to be checked, and if necessary remonumented, at least
18 once every 20 years.

19 (e) Any other provisions reasonably required by the commission
20 for purposes of this act.

21 (3) Two or more contiguous counties may submit a multicounty
22 plan, which shall meet the same requirements within each member
23 county as are established for a county plan under this act.

24 (4) If a county fails to establish and submit a **COUNTY** plan
25 that is approved by the commission within the time required under
26 subsection (1), the commission shall initiate and contract for the
27 implementation of a county plan in that county pursuant to section

1 10.

2 (5) Upon the establishment and approval by the commission of a
3 county plan, a county may expend or borrow funds to expedite the
4 completion of its plan. If a county or 2 or more counties elect to
5 expend or borrow funds to expedite their county plan, the
6 commission shall enter into a contract to provide that the costs to
7 expedite that plan including the payment of the principal of and
8 interest on the bonds issued under subsection (7) are reimbursed or
9 paid from the fund as provided in section 12(2) and (4).

10 (6) A county or 2 or more counties that expended or borrowed
11 money to expedite their county plan after January 1, 1991 may
12 recapture costs expended or borrowed and used to expedite that
13 plan, which shall be paid out of the fund as provided in section
14 12(2) and (4). The commission shall pay those costs to the county
15 over a period of not less than 10 years.

16 (7) Upon the establishment and approval by the commission of a
17 county plan, a county or 2 or more counties seeking to expedite
18 their county plan may by resolution of the county board of
19 commissioners, and without the vote of its electors, issue bonds
20 payable primarily from the money received or to be received under
21 the contract provided for in subsection (5). These bonds may be
22 secured by a limited tax full faith and credit pledge of the county
23 or counties. The bonds shall be payable in annual installments, and
24 unless otherwise determined by the commission, the annual
25 installments ~~are~~ **SHALL** not ~~to~~ exceed the length of the contract
26 that the county or counties entered into with the commission under
27 subsection (5). The issuance of bonds under this section ~~shall be~~

1 **IS** subject to ~~the provisions of~~ the revised municipal finance
2 act, 2001 PA 34, MCL 141.2101 to 141.2821.