

SENATE BILL No. 641

July 19, 2007, Introduced by Senators KUIPERS and PAPPAGEORGE 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, the commission shall create and distribute a model county
4 plan that may be adopted by a county with any changes appropriate
5 for that county. Not later than January 1, 1994, each county shall
6 have submitted a county plan that is approved by the commission.

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

8 (a) The monumentation or remonumentation of the entire county,
9 within 20 years, under the guidelines of the manual of instructions
10 for the survey of the public lands of the United States, 1973,

1 prepared by the bureau of land management of the department of
2 interior, technical bulletin 6, or subsequent editions.

3 (b) The provision of copies of all survey monumentation
4 information produced by the county plan to the county surveyor and
5 the commission.

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

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

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

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

19 (4) If a county fails to establish and submit a plan that is
20 approved by the commission within the time required under
21 subsection (1), the commission shall initiate and contract for the
22 implementation of a county plan in that county pursuant to section
23 10.

24 (5) Upon the establishment and approval by the commission of a
25 county plan, a county may expend or borrow funds to expedite the
26 completion of its plan. If a county or 2 or more counties elect to
27 expend or borrow funds to expedite their county plan, the

1 commission shall enter into a contract to provide that the costs to
2 expedite that plan including the payment of the principal of and
3 interest on the bonds issued under subsection (7) are reimbursed or
4 paid from the fund as provided in section 12(2) and (4).

5 (6) A county or 2 or more counties that expended or borrowed
6 money to expedite their county plan after January 1, 1991 may
7 recapture costs expended or borrowed and used to expedite that
8 plan, which shall be paid out of the fund as provided in section
9 12(2) and (4). The commission shall pay those costs to the county
10 over a period of not ~~less~~**MORE** than 10 years.

11 (7) Upon the establishment and approval by the commission of a
12 county plan, a county or 2 or more counties seeking to expedite
13 their county plan may by resolution of the county board of
14 commissioners, and without the vote of its electors, issue bonds
15 payable primarily from the money received or to be received under
16 the contract provided for in subsection (5). These bonds may be
17 secured by a limited tax full faith and credit pledge of the county
18 or counties. The bonds shall be payable in annual installments, and
19 unless otherwise determined by the commission, the annual
20 installments are not to exceed the length of the contract that the
21 county or counties entered into with the commission under
22 subsection (5). The issuance of bonds under this section shall be
23 subject to the provisions of the revised municipal finance act,
24 2001 PA 34, MCL 141.2101 to 141.2821.