

# SENATE BILL No. 7

January 16, 2013, Introduced by Senator ROCCA and referred to the Committee on Judiciary.

A bill to amend 1994 PA 451, entitled  
"Natural resources and environmental protection act,"  
by amending section 2133 (MCL 324.2133), as added by 1995 PA 60.

## THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1       Sec. 2133. (1) ~~A notice of~~ **NOT LESS THAN 10 DAYS BEFORE** a  
2       sealed or oral bid public auction sale of surplus lands, **A NOTICE**  
3       **OF THE SALE** shall be published at least once in a newspaper as  
4       defined in ~~section 1461 of the revised judicature act of 1961, Act~~  
5       ~~No. 236 of the Public Acts of 1961, being section 600.1461 of the~~  
6       ~~Michigan Compiled Laws, not less than 10 days before the sale. The~~  
7       ~~newspaper shall be~~ **SECTION 1 OF 1963 PA 247, MCL 691.1051,**  
8       published in the county where the surplus lands are located. If a  
9       ~~newspaper is not published~~ **THERE IS NO PUBLICATION OR WEBSITE THAT**  
10       **MEETS THE REQUIREMENTS OF SECTION 1 OF 1963 PA 247, MCL 691.1051,**

1 in the county where the surplus lands are located **OR IN AN**  
 2 **ADJOINING COUNTY**, the notice shall be published in a newspaper in a  
 3 county nearest to the county in which the lands are located. ~~A-**THE**~~  
 4 notice shall describe the general location of the surplus lands to  
 5 be offered at the sale and the date, time, and place of the sale.  
 6 Upon request, the department shall furnish a list of surplus lands  
 7 being offered for sale at public auction. The surplus land sale  
 8 list shall include all of the following:

9 (a) The date, time, and place of sale.

10 (b) Descriptions of surplus lands being offered.

11 (c) The conditions of sale.

12 (2) ~~A notice of~~ **NOT LESS THAN 10 DAYS BEFORE THE DEPARTMENT**  
 13 **AUTHORIZES** a negotiated sale of surplus lands, **NOTICE OF THE SALE**  
 14 shall be published at least once in a newspaper as defined in  
 15 ~~section 1461 of the revised judicature act of 1961 not less than 10~~  
 16 ~~days before the department authorizes the sale. The newspaper shall~~  
 17 ~~be~~ **SECTION 1 OF 1963 PA 247, MCL 691.1051**, published in the county  
 18 where the surplus lands are located. If ~~a newspaper is not~~  
 19 ~~published~~ **THERE IS NO PUBLICATION OR WEBSITE THAT MEETS THE**  
 20 **REQUIREMENTS OF SECTION 1 OF 1963 PA 247, MCL 691.1051**, in the  
 21 county where the surplus lands are located **OR IN AN ADJOINING**  
 22 **COUNTY**, the notice shall be published in a newspaper in a county  
 23 nearest to the county in which the lands are located. ~~A-**THE**~~ notice  
 24 shall describe the general location of the surplus lands offered in  
 25 a negotiated sale and the date, time, and place that the department  
 26 will meet to authorize the sale. Upon request, the department shall  
 27 furnish a list of surplus lands being offered in a negotiated sale.

1 The surplus land negotiated sale list shall include both of the  
2 following:

3 (a) The date, time, and place that the department will meet to  
4 authorize the sale.

5 (b) Descriptions of surplus lands being offered.

6 Enacting section 1. This amendatory act does not take effect  
7 unless Senate Bill No. 8

8 of the 97th Legislature is enacted into law.