

HOUSE BILL No. 4082

January 28, 2015, Introduced by Rep. Heise and referred to the Committee on Local Government.

A bill to amend 1956 PA 40, entitled
"The drain code of 1956,"
by amending section 5 (MCL 280.5).

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 5. (1) ~~Any~~ A drainage district heretofore or hereafter
2 ~~established shall be~~ IS a body corporate with power to contract, to
3 sue and to be sued, and to hold, manage, and dispose of real and
4 personal property, in addition to any other powers conferred upon
5 it by law. ~~The foregoing provision shall apply~~ THIS SUBSECTION
6 APPLIES to all drainage districts, REGARDLESS OF WHEN ESTABLISHED,
7 including those established under chapters 20 and 21 of this act or
8 under chapters 18 and 18a of ~~Act No. 316 of the Public Acts of~~
9 ~~1923, as amended.~~ FORMER 1923 PA 316.

10 (2) A DRAINAGE BOARD UNDER CHAPTER 20 OR 21 SHALL NOT SELL,

1 LEASE, TRANSFER, MONETIZE, LEASE BACK, OR SIMILARLY MODIFY ITS
2 OWNERSHIP INTEREST IN THE ASSETS OF THE DRAINAGE DISTRICT UNLESS
3 THE ACTION IS APPROVED BY RESOLUTIONS ADOPTED BY A MAJORITY OF THE
4 PUBLIC CORPORATIONS ASSESSED FOR THE DRAIN.