

HOUSE BILL No. 5435

January 18, 2018, Introduced by Reps. Leutheuser and Frederick and referred to the Committee on Commerce and Trade.

A bill to amend 2005 PA 210, entitled
"Commercial rehabilitation act,"
by amending section 12 (MCL 207.852).

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 12. (1) The legislative body of the qualified local
2 governmental unit may, by resolution, revoke the commercial
3 rehabilitation exemption certificate of a facility if it finds that
4 the completion of rehabilitation of the qualified facility has not
5 occurred within the time authorized by the legislative body in the
6 exemption certificate or a duly authorized extension of that time,
7 or that the holder of the commercial rehabilitation exemption
8 certificate has not proceeded in good faith with the operation of
9 the qualified facility in a manner consistent with the purposes of
10 this act and in the absence of circumstances that are beyond the

1 control of the holder of the exemption certificate.

2 (2) UPON RECEIPT OF A REQUEST BY CERTIFIED MAIL TO THE
3 LEGISLATIVE BODY OF THE QUALIFIED LOCAL GOVERNMENTAL UNIT BY THE
4 HOLDER OF A COMMERCIAL REHABILITATION EXEMPTION CERTIFICATE
5 REQUESTING REVOCATION OF THE CERTIFICATE, THE LEGISLATIVE BODY OF
6 THE QUALIFIED LOCAL GOVERNMENTAL UNIT SHALL BY ORDER REVOKE THE
7 CERTIFICATE IN WHOLE OR REVOKE THE CERTIFICATE WITH RESPECT TO ITS
8 REAL PROPERTY COMPONENT, OR ITS PERSONAL PROPERTY COMPONENT,
9 WHICHEVER IS REQUESTED.

10 (3) UPON THE WRITTEN REQUEST OF THE HOLDER OF A REVOKED
11 COMMERCIAL REHABILITATION EXEMPTION CERTIFICATE TO THE LEGISLATIVE
12 BODY OF THE QUALIFIED LOCAL GOVERNMENTAL UNIT AND THE COMMISSION OR
13 UPON THE APPLICATION OF A SUBSEQUENT OWNER TO THE LEGISLATIVE BODY
14 OF THE QUALIFIED LOCAL GOVERNMENTAL UNIT TO TRANSFER THE REVOKED
15 COMMERCIAL REHABILITATION EXEMPTION CERTIFICATE TO A SUBSEQUENT
16 OWNER, AND THE SUBMISSION TO THE COMMISSION OF A RESOLUTION OF
17 CONCURRENCE BY THE LEGISLATIVE BODY OF THE QUALIFIED LOCAL
18 GOVERNMENTAL UNIT IN WHICH THE QUALIFIED FACILITY IS LOCATED, AND
19 IF THE QUALIFIED FACILITY CONTINUES TO QUALIFY UNDER THIS ACT, THE
20 COMMISSION MAY REINSTATE A REVOKED COMMERCIAL REHABILITATION
21 EXEMPTION CERTIFICATE FOR THE HOLDER OR A SUBSEQUENT OWNER THAT HAS
22 APPLIED FOR THE TRANSFER.