

HOUSE BILL No. 5436

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

A bill to amend 2000 PA 146, entitled
"Obsolete property rehabilitation act,"
by amending section 12 (MCL 125.2792).

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 obsolete property
3 rehabilitation exemption certificate of a facility if it finds that
4 the completion of rehabilitation of the facility has not occurred
5 within the time authorized by the legislative body in the exemption
6 certificate or a duly authorized extension of that time, or that
7 the holder of the obsolete property exemption certificate has not
8 proceeded in good faith with the operation of the rehabilitated
9 facility in a manner consistent with the purposes of this act and
10 in the absence of circumstances that are beyond the control of the

holder of the exemption certificate.

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

(3) UPON THE WRITTEN REQUEST OF THE HOLDER OF A REVOKED OBSOLETE PROPERTY REHABILITATION EXEMPTION CERTIFICATE TO THE LEGISLATIVE BODY OF THE QUALIFIED LOCAL GOVERNMENTAL UNIT AND THE COMMISSION OR UPON THE APPLICATION OF A SUBSEQUENT OWNER TO THE LEGISLATIVE BODY OF THE QUALIFIED LOCAL GOVERNMENTAL UNIT TO TRANSFER THE REVOKED OBSOLETE PROPERTY REHABILITATION EXEMPTION CERTIFICATE TO A SUBSEQUENT OWNER, AND THE SUBMISSION TO THE COMMISSION OF A RESOLUTION OF CONCURRENCE BY THE LEGISLATIVE BODY OF THE QUALIFIED LOCAL GOVERNMENTAL UNIT IN WHICH THE FACILITY IS LOCATED, AND IF THE FACILITY CONTINUES TO QUALIFY UNDER THIS ACT, THE COMMISSION MAY REINSTATE A REVOKED OBSOLETE PROPERTY REHABILITATION EXEMPTION CERTIFICATE FOR THE HOLDER OR A SUBSEQUENT OWNER THAT HAS APPLIED FOR THE TRANSFER.