

# SENATE BILL NO. 915

May 12, 2020, Introduced by Senators HOLLIER, GEISS, BULLOCK, CHANG, IRWIN, WOJNO, SANTANA, MOSS, POLEHANKI, BAYER, ANANICH and MCMORROW and referred to the Committee on Finance.

A bill to amend 1966 PA 346, entitled "State housing development authority act of 1966," by amending sections 48a and 49 (MCL 125.1448a and 125.1449), section 48a as added by 1981 PA 173 and section 49 as amended by 1993 PA 221.

**THE PEOPLE OF THE STATE OF MICHIGAN ENACT:**

**1**           Sec. 48a. **(1)** The circuit court has jurisdiction to foreclose  
**2** mortgages of real estate and land contracts held by the authority.

1           (2) A court shall not enter a judgment for sale under this  
2 chapter or take any action to advance an action filed under this  
3 chapter if prohibited under the emergency rental relief act.

4           Sec. 49. (1) ~~Every~~**A** mortgage of real estate held by the  
5 authority ~~which~~**that** contains a power of sale, ~~upon~~**on** default  
6 ~~being made~~ in any condition of ~~such~~**the** mortgage, may be foreclosed  
7 by advertisement, ~~in the cases and in the manner specified as~~  
8 **provided** in sections 49a to 49v, including ~~the giving of~~ a notice  
9 as described in sections 49b and 49c.

10           (2) The authority shall not take any action to proceed with a  
11 foreclosure by advertisement, or instruct or allow any other person  
12 to do so, if prohibited by the emergency rental relief act.

13           (3) A person aggrieved by a violation of subsection (2) may  
14 commence an action to restrain the violation and recover any costs  
15 or expenses incurred because of the violation and the actual costs  
16 of the action, including, but not limited to, attorney fees.

17           Enacting section 1. This amendatory act does not take effect  
18 unless Senate Bill No. 912 of the 100th Legislature is enacted into  
19 law.