

SENATE SUBSTITUTE FOR
HOUSE BILL NO. 4375

A bill to amend 2003 PA 258, entitled
"Land bank fast track act,"
by amending section 3 (MCL 124.753).

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 3. As used in this act:

2 (a) "Authority" means a land bank fast track authority created
3 under section 15, section 23(4), or section 23(5).

4 (b) "Authority board" means the board of directors of the
5 state authority appointed under section 16.

6 (c) "Casino" means a casino regulated by this state under the
7 Michigan ~~gaming control and revenue act, the Initiated Law of 1996,~~
8 **Gaming Control and Revenue Act, 1996 IL 1**, MCL 432.201 to 432.226,
9 or a casino at which gaming is conducted under the Indian gaming

1 regulatory act, Public Law 100-497, ~~102 Stat. 2467,~~ and all
2 property associated or affiliated with the operation of the casino,
3 including, but not limited to, a parking lot, hotel, motel, or
4 retail store.

5 (d) "County authority" means a county land bank fast track
6 authority created by a county foreclosing governmental unit under
7 section 23(4).

8 (e) "Department" means the department of ~~labor and economic~~
9 ~~growth, a principal department of state government created by~~
10 ~~section 225 of the executive organization act of 1965, 1965 PA 380,~~
11 ~~MCL 16.325, and renamed by Executive Order No. 1996-2, MCL~~
12 ~~445.2001, and by Executive Order No. 2003-18.~~ **labor and economic**
13 **opportunity.**

14 (f) "Foreclosing governmental unit" means that term as defined
15 in section 78 of the general property tax act, 1893 PA 206, MCL
16 211.78.

17 (g) "Fund" means the land bank fast track fund created in
18 section 18.

19 (h) "Intergovernmental agreement" means a contractual
20 agreement between 1 or more governmental agencies, including, but
21 not limited to, an interlocal agreement to jointly exercise any
22 power, privilege, or authority that the agencies share in common
23 and that each might exercise separately under the urban cooperation
24 act of 1967, 1967 (Ex Sess) PA 7, MCL 124.501 to 124.512.

25 (i) "Local authority" means a local land bank fast track
26 authority created by a qualified city under section 23(5), **with the**
27 **local land bank fast track authority having control over properties**
28 **within its geographical boundaries, unless that local land bank**
29 **fast track authority approves an intergovernmental agreement as**

1 **allowed under this act.**

2 (j) "Local unit of government" means a city, village,
3 township, county, or any intergovernmental, metropolitan, or local
4 department, agency, or authority, or other local political
5 subdivision.

6 (k) "Michigan economic development corporation" means the
7 public body corporate created under section 28 of article VII of
8 the state constitution of 1963 and the urban cooperation act of
9 1967, 1967 (Ex Sess) PA 7, MCL 124.501 to 124.512, by a contractual
10 interlocal agreement effective April 5, 1999, as amended, between
11 local participating economic development corporations formed under
12 the economic development corporations act, 1974 PA 338, MCL
13 125.1601 to 125.1636, and the Michigan strategic fund. If the
14 Michigan economic development corporation is unable for any reason
15 to perform its duties under this act, those duties may be exercised
16 by the Michigan strategic fund.

17 (l) "Michigan state housing development authority" means the
18 **Michigan state housing development** authority created under the
19 state housing development authority act of 1966, 1966 PA 346, MCL
20 125.1401 to 125.1499c.

21 (m) "Michigan strategic fund" means the Michigan strategic
22 fund as described in the Michigan strategic fund act, 1984 PA 270,
23 MCL 125.2001 to ~~125.2093~~ **125.2094**.

24 (n) "Qualified city" means ~~a~~ **1 of the following:**

25 (i) **A city that contains a first class school district.** ~~and~~
26 ~~includes any department or agency of the city.~~

27 (ii) **A city that has a population of 50,000 or more according**
28 **to the most recent federal decennial census if that city is not**
29 **located in a county with a county authority under section 23(4)**

1 when the city establishes a local authority under section 23(5).

2 (iii) A township that has a population of 50,000 or more
 3 according to the most recent federal decennial census if that
 4 township is not located in a county with a county authority under
 5 section 23(4) when the township establishes a local authority under
 6 section 23(5). Beginning on the effective date of the amendatory
 7 act that added this subparagraph, a reference to "city" in section
 8 23(7) includes a township described in this subparagraph.

9 (o) "State administrative board" means the board created under
 10 1921 PA 2, MCL 17.1 to 17.3, that exercises general supervisory
 11 control over the functions and activities of all administrative
 12 departments, boards, commissioners, and officers of ~~the~~**this** state
 13 and of all state institutions.

14 (p) "State authority" means the land bank fast track authority
 15 created under section 15.

16 (q) "Tax reverted property" means property that meets 1 or
 17 more of the following criteria:

18 (i) The property was conveyed to this state under **former**
 19 section 67a of the general property tax act, 1893 PA 206, ~~MCL~~
 20 ~~211.67a~~, and subsequently was not sold at a public auction under
 21 **former** section 131 of the general property tax act, 1893 PA 206,
 22 ~~MCL 211.131~~, except property described in **former** section 131 of the
 23 general property tax act, 1893 PA 206, ~~MCL 211.131~~, that is
 24 withheld from sale by the director of the department of natural
 25 resources as authorized in that section.

26 (ii) The property was conveyed to this state under **former**
 27 section 67a of the general property tax act, 1893 PA 206, ~~MCL~~
 28 ~~211.67a~~, and subsequently was either redeemed by a local unit of
 29 government or transferred to a local unit of government under

1 section 2101 or 2102 of the natural resources and environmental
2 protection act, 1994 PA 451, MCL 324.2101 and 324.2102, or under
3 former section 461 of 1909 PA 223, except property transferred to a
4 local unit of government that is subject to a reverter clause under
5 which the property reverts to this state upon transfer by the local
6 unit of government.

7 (iii) The property was subject to forfeiture, foreclosure, and
8 sale for the collection of delinquent taxes as provided in sections
9 78 to 79a of the general property tax act, 1893 PA 206, MCL 211.78
10 to 211.79a, and both of the following apply:

11 (A) Title to the property vested in a foreclosing governmental
12 unit under section 78k of the general property tax act, 1893 PA
13 206, MCL 211.78k.

14 (B) The property was offered for sale at an auction but not
15 sold under section 78m of the general property tax act, 1893 PA
16 206, MCL 211.78m.

17 (iv) The property was obtained by or transferred to a local
18 unit of government under section 78m of the general property tax
19 act, 1893 PA 206, MCL 211.78m.

20 (v) Pursuant to the requirements of a city charter, the
21 property was deeded to or foreclosed by the city or a department or
22 agency of the city for unpaid delinquent real property taxes.

23 (vi) Pursuant to the requirements of a township charter, the
24 property was deeded to or foreclosed by the township or a
25 department or agency of the township for unpaid delinquent real
26 property taxes.