

**SENATE BILL NO. 352**

February 23, 1999, Introduced by Senators V. SMITH, SCHUETTE, SIKKEMA, STEIL, EMERSON, SHUGARS and HAMMERSTROM and referred to the Committee on Economic Development, International Trade and Regulatory Affairs.

A bill to amend 1893 PA 206, entitled  
"The general property tax act,"  
by amending section 60 (MCL 211.60), as amended by 1993 PA 291.

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

1       Sec. 60. (1) ~~Those lands that are~~ EXCEPT AS OTHERWISE  
2 PROVIDED IN SUBSECTION (5), PROPERTY returned ~~as delinquent~~ for  
3 DELINQUENT taxes, and upon which taxes remain unpaid after ~~their~~  
4 ~~return~~ THE PROPERTY IS RETURNED AS DELINQUENT under this act or  
5 to the county treasurers of ~~the~~ THIS state, ~~are~~ IS subject to  
6 ~~disposition, sale , and redemption~~ for the enforcement and  
7 collection of the tax liens ~~, in the method and manner~~ as pro-  
8 vided in this act.

9       (2) On the first Tuesday in May in each year, a tax sale  
10 shall be held in the counties of this state by the county  
11 treasurers of those counties for and in behalf of ~~the~~ THIS

1 state. ~~At the tax sale, lands, other than certified special~~  
2 ~~residential property,~~ EXCEPT AS OTHERWISE PROVIDED IN SUBSECTION  
3 (5), PROPERTY delinquent for taxes assessed in the third year  
4 preceding the sale or in a prior year or land identified as cer-  
5 tified special residential property under section 55a delinquent  
6 for taxes assessed in the second year IMMEDIATELY preceding the  
7 sale shall be sold for the total of the unpaid taxes of those  
8 years.

9 (3) Delinquent tax sales shall include \$10.00 for expenses,  
10 as provided in section 59, a county property tax administration  
11 fee of 4%, and interest computed at a rate of 1.25% per month,  
12 except as provided in section 89, from the date the taxes origi-  
13 nally became delinquent ~~pursuant to~~ UNDER this act.

14 (4) In the ~~disposition and~~ sale of PROPERTY FOR delinquent  
15 ~~tax lands~~ TAXES, the people of ~~the~~ THIS state have a valid  
16 lien ~~upon~~ ON the ~~lands~~ PROPERTY, with rights to enforce the  
17 lien as a preferred or first claim ~~upon~~ ON the ~~lands~~  
18 PROPERTY. The rights and choses to enforce the lien are the  
19 prima facie rights of ~~the~~ THIS state, and shall not be set  
20 aside or annulled except in the manner and for the causes speci-  
21 fied in this act.

22 (5) BEGINNING DECEMBER 31, 1998, IF AUTHORIZED UNDER THE TAX  
23 DELINQUENT ABANDONED PROPERTY IDENTIFICATION AND ACCELERATED FOR-  
24 FEITURE ACT, A COLLECTING COUNTY SHALL UTILIZE THE TAX DELINQUENT  
25 ABANDONED PROPERTY IDENTIFICATION AND ACCELERATED FORFEITURE ACT  
26 TO COLLECT TAXES RETURNED AS DELINQUENT THAT ARE LEVIED ON TAX  
27 DELINQUENT ABANDONED PROPERTY IN THE IMMEDIATELY PRECEDING YEAR.

1           (6) BEGINNING DECEMBER 31, 1998, A COLLECTING COUNTY THAT  
2 UTILIZES THE TAX DELINQUENT ABANDONED PROPERTY IDENTIFICATION AND  
3 ACCELERATED FORFEITURE ACT TO COLLECT TAXES RETURNED AS DELIN-  
4 QUENT THAT ARE LEVIED ON TAX DELINQUENT ABANDONED PROPERTY IN THE  
5 IMMEDIATELY PRECEDING YEAR SHALL LEVY ON EACH PARCEL OF TAX  
6 DELINQUENT PROPERTY IN THE LOCAL TAX COLLECTING UNIT IN WHICH THE  
7 TAX DELINQUENT ABANDONED PROPERTY IS LOCATED ALL OF THE FOLLOWING  
8 FEES, THE PROCEEDS OF WHICH SHALL BE USED FOR INSPECTIONS, NOTICE  
9 REQUIREMENTS, AND TITLE WORK REQUIRED UNDER THE TAX DELINQUENT  
10 ABANDONED PROPERTY IDENTIFICATION AND ACCELERATED FORFEITURE  
11 ACT:

12           (A) A \$25.00 SPECIAL TAX ADMINISTRATION AND COLLECTION FEE.

13           (B) A \$25.00 CERTIFIED MAILING AND NOTICE REQUIREMENT FEE.

14           (C) A \$150.00 TITLE SEARCH FEE.

15           (7) AS USED IN SUBSECTIONS (5) AND (6):

16           (A) "COLLECTING COUNTY" MEANS A COUNTY THAT UTILIZES THE TAX  
17 DELINQUENT ABANDONED PROPERTY IDENTIFICATION AND ACCELERATED FOR-  
18 FEITURE ACT TO COLLECT DELINQUENT TAXES ON, AND TO ACCELERATE THE  
19 FORFEITURE OF, TAX DELINQUENT ABANDONED PROPERTY.

20           (B) "TAX DELINQUENT ABANDONED PROPERTY" MEANS PROPERTY THAT  
21 IS VACANT OR DILAPIDATED AND OPEN TO ENTRANCE OR TRESPASS, THAT  
22 HAS BEEN DETERMINED TO BE ABANDONED UNDER THE PROCEDURES SET  
23 FORTH IN THE TAX DELINQUENT ABANDONED PROPERTY IDENTIFICATION AND  
24 ACCELERATED FORFEITURE ACT, AND ON WHICH TAXES HAVE BEEN RETURNED  
25 AS DELINQUENT UNDER THIS ACT.

26           (C) "TAX DELINQUENT PROPERTY" MEANS PROPERTY ON WHICH TAXES  
27 HAVE BEEN RETURNED AS DELINQUENT UNDER THIS ACT.