

SUBSTITUTE FOR
HOUSE BILL NO. 5598

A bill to amend 1883 PA 98, entitled
"An act to punish persons who procure or place upon record spurious
or fraudulent conveyances of real estate, with intent to deceive,"
by amending the title and section 1 (MCL 565.371).

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 TITLE
2 An act to ~~punish~~ **prohibit** persons who ~~procure or place~~ **from**
3 **procuring or placing** upon record spurious or fraudulent conveyances
4 of real estate, with intent to deceive; **to prohibit drafting or**
5 **submitting to the register of deeds a fraudulent document; and to**
6 **prescribe penalties.**

7 Sec. 1. **(1)** ~~That whoever~~ **A person that** procures or places upon
8 record any conveyance of real estate ~~with~~ with intent to deceive any

1 person as to the ~~identity of the grantor mentioned in such~~
2 ~~conveyance, shall upon conviction be punished~~ **veracity of the**
3 **document recorded is guilty of a felony punishable** by imprisonment
4 ~~in the state prison at hard labor, for not to exceed more than 3~~
5 ~~years, or by a fine of not exceeding 5,000 dollars, more than~~
6 **\$5,000.00, or both. , in the discretion of the court.**

7 (2) A person that knowingly and willfully drafts or submits a
8 document to be filed and recorded with a register of deeds in this
9 state with intent to defraud the owner of real estate or the owner
10 of an interest in real estate is guilty of a felony punishable by
11 imprisonment for not more than 10 years, a fine of not more than
12 \$5,000.00, or both.

13 (3) If the register of deeds believes a document was submitted
14 to the register of deeds in violation of this section, the register
15 of deeds may provide evidence of the violation to the county
16 prosecutor in the county where the register of deeds is located.