HOUSE BILL No. 4709

May 3, 2001, Introduced by Rep. Richardville and referred to the Committee on Local Government and Urban Policy.

A bill to amend 1893 PA 206, entitled

"The general property tax act,"

by amending section 78f (MCL 211.78f), as added by 1999 PA 123.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 78f. (1) Except as otherwise provided in section 79

2 for certified abandoned property, not later than the February 1

3 immediately succeeding the date that unpaid taxes were returned

4 to the county treasurer for forfeiture, foreclosure, and sale

5 under section 60a(1) or (2) or returned to the county treasurer

6 as delinquent under section 78a, the county treasurer shall send

7 a notice by certified mail, return receipt requested, to the

8 person to whom a tax bill for property returned for delinquent

9 taxes was last sent and, if different, to the person identified

10 as the owner of property returned for delinquent taxes as shown

11 on the current records of the county treasurer and to those

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1 persons identified under section 78e(2). The notice required

2 under this subsection shall include all of the following:

3   (a) The date property on which those unpaid taxes were

4 returned as delinquent will be forfeited to the county treasurer

5 for the unpaid delinquent taxes, interest, penalties, and fees.

6   (b) A statement that a person who holds a legal interest in

7 the property may lose that interest as a result of the forfeiture

8 and subsequent foreclosure proceeding.

9   (c) A legal description or parcel number of the property and

10 the street address of the property, if possible.

11   (d) The person or persons to whom the notice is addressed.

12   (e) The unpaid delinquent taxes, interest, penalties, and

13 fees due on the property.

14   (f) A schedule of the additional interest, penalties, and

15 fees that will accrue on the immediately succeeding March 1 pur-

16 suant to section 78g if those unpaid delinquent taxes, interest,

17 penalties, and fees due on the property are not paid.

18   (g) A statement that unless those unpaid delinquent taxes,

19 interest, penalties, and fees are paid within 21 days after judg-

20 ment is entered in the foreclosure proceeding, absolute title to

21 the property shall vest in the foreclosing governmental unit.

22   (h) A statement of the person's rights of redemption and

23 notice that the rights of redemption will expire 21 days after

24 the court enters an order foreclosing the property.

25   (2) The notice required under subsection (1) shall also be

26 mailed to the property by first-class mail, addressed to

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1 "occupant", if the notice was not sent to the occupant of the

2 property pursuant to subsection (1).

3   (3) A county treasurer may insert 1 or more additional

4 notices in a newspaper published and circulated in the county in

5 which the property is located, if there is one. If no newspaper

6 is published in that county, publication may be made in a newspa-

7 per published and circulated in an adjoining county.

8 ~~Publication under this subsection is subject to the requirements~~

9 ~~set forth in section 65.~~

10   (4) The county treasurer may publish the street address of

11 property subject to forfeiture under section 78g on the immedi-

12 ately succeeding March 1 for delinquent taxes or the street

13 address of property subject to forfeiture under section 78g on

14 the immediately succeeding March 1 for delinquent taxes and the

15 name of the person to whom a tax bill for property returned for

16 delinquent taxes was last sent and, if different, the name of the

17 person identified as the owner of the property returned for

18 delinquent taxes as shown on the current records of the county

19 treasurer in a newspaper published and circulated in the county

20 in which the property is located, if there is one. If no newspa-

21 per is published in that county, publication may be made in a

22 newspaper published and circulated in an adjoining county.

23 ~~Publication under this subsection is subject to the requirements~~

24 ~~set forth in section 65.~~