

HOUSE BILL No. 5640

March 10, 1998, Introduced by Reps. Tesanovich, Prusi, Cherry, Vaughn, Hale, Richner, Horton, DeHart, Cropsey, Scott and Raczkowski and referred to the Committee on Regulatory Affairs.

A bill to amend 1976 PA 115, entitled
"An act to provide surveyors with a right of entry and to limit liability,"
by amending section 2 (MCL 54.122).

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 2. (1) ~~—A~~ SUBJECT TO SUBSECTION (2), A surveyor may
2 enter upon public or private lands or waters in this state,
3 except buildings, for the purpose of making a survey.

4 (2) BEFORE ENTRY UPON PRIVATE LANDS OR WATERS UNDER SUBSEC-
5 TION (1), THE SURVEYOR SHALL PROVIDE WRITTEN NOTICE TO BOTH THE
6 OWNER AND OCCUPANT OF THE LAND OR WATER NOT LESS THAN 2 WEEKS
7 BEFORE THE INTENDED TIME OF ENTRY. IN THE CASE OF LAND THAT
8 APPEARS TO THE SURVEYOR TO BE UNOCCUPIED, NOTICE SHALL BE GIVEN
9 TO THE OWNER OF RECORD. NOTICE GIVEN IN THE MANNER PROVIDED FOR

1 UNDER THIS SUBSECTION IS PRESUMED TO BE RECEIVED BY THE OWNER OR
2 OCCUPANT, OR BOTH.

3 (3) ~~—(2)—~~ A vehicle used for or during entry pursuant to
4 this section shall be identified on the exterior by a proper and
5 ethical sign listing name, address, and telephone number of the
6 surveyor or firm.