

REPRINT

SUBSTITUTE FOR

HOUSE BILL NO. 5465

(As passed the House, November 7, 2002)

(As passed the Senate, December 11, 2002)

A bill to authorize the state administrative board to convey certain property in Jackson county; to prescribe conditions for the conveyance; and to provide for disposition of the revenue from the conveyance.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 1. The state administrative board, on behalf of the
2 state, may convey for consideration of not less than fair market
3 value as determined under section 3 certain state owned property
4 in Leoni charter township, Jackson county, Michigan, consisting
5 of 369.78 acres, of which 2.29 acres will be placed in a wetland
6 bank, and which is more particularly described as follows:
7 Leoni Township - Parcel # 000-09-18-100-001-00
8 SECTION 18 EXC THEREFROM RR R/W 100 FT WIDE ACROSS NW COR
9 THEREOF. ALSO EXC S 1/2 OF SE 1/4 OF SE 1/4 ALSO EXC NE 1/4 OF
10 SE 1/4. SEC 18 T2S R1E.

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1 Sec. 2. The description of the property in section 1 is
2 approximate and for purposes of conveyance is subject to adjust-
3 ment, by a state survey or other legal description, as the state
4 administrative board or attorney general considers necessary.

5 Sec. 3. The fair market value of the property described in
6 section 1 shall be determined by an appraisal prepared by the
7 state tax commission or an independent fee appraiser.

8 Sec. 4. Any conveyance authorized under this act shall pro-
9 vide that the property is to be used by the grantee for an indus-
10 trial park with adjacent wetlands, in conjunction with the enter-
11 prise park proposed industrial development plan as presented to
12 the department of management and budget, the department of cor-
13 rections, Blackman charter township, and Leoni charter township,
14 for review and comment, and with the resolutions of support for
15 that plan from Blackman charter township and Leoni charter
16 township.

17 Sec. 5. (1) Any sale of property authorized under this act
18 shall be conducted in a manner to realize the highest price for
19 the sale and the highest return to the state. The sale shall be
20 done in an open manner that uses 1 or more of the following:

- 21 (a) A competitive sealed bid.
- 22 (b) Oral bid.
- 23 (c) Public auction.
- 24 (d) Use of broker services.

25 (2) Broker services for the sale shall only be used if there
26 are 3 or more bidders for this property. The minimum selling
27 price for the property shall be the higher value of either its

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1 fair market value or the result of a professional concept plan
2 value as determined by a real estate professional qualified to
3 make such valuations. This real estate professional shall be
4 selected through a request for proposal and competitive bid
5 process.

6 (3) A notice of a sealed or oral bid, public auction sale,
7 or use of broker negotiation services, regarding the sale of
8 property under this act shall be published at least once in a
9 newspaper as defined in section 1461 of the revised judicature
10 act of 1961, 1961 PA 236, MCL 600.1461, not less than 10 days
11 before the sale. The newspaper shall be one that is published in
12 the county where the property is located. If a newspaper is not
13 published in the county where the property is located, the notice
14 shall be published in a newspaper in a county nearest to the
15 county in which the property is located. The notice shall
16 describe the general location of the property and the date, time,
17 and place of the sale.

18 Sec. 6. A conveyance authorized by this act shall be by
19 quitclaim deed approved by the attorney general. To ensure the
20 security and operations of the department of corrections and the
21 state of Michigan, all final sales under this act shall be
22 approved by the department of corrections and the department of
23 management and budget.

24 Sec. 7. The net revenue received under this act shall be
25 deposited in the state treasury and credited to the general
26 fund. As used in this section, "net revenue" means the proceeds

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1 from the sale of the property less reimbursement for any costs to
2 the state associated with the sale of the property.

3 Sec. 8. This act does not take effect unless all of the
4 following bills of the 91st Legislature are enacted into law:

5 (a) Senate Bill No. 616.

6 (b) House Bill No. 5456.