

HOUSE BILL No. 5998

December 2, 2014, Introduced by Rep. Price and referred to the Committee on Local Government.

A bill to amend 1979 PA 214, entitled

"An act to provide for the disposition and sale of certain stolen or abandoned property recovered or discovered within a city, village, or township; and to provide for the disposition of the proceeds of sale and certain other property,"

by amending section 2 (MCL 434.182), as amended by 1984 PA 258.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 2. (1) The village council or township board of trustees
2 shall act upon the request of the law enforcement officer within
3 not less than 60 days after ~~the receipt of~~ **RECEIVING** the request
4 and not more than 6 months after ~~the receipt of~~ **RECEIVING** the
5 request.

6 (2) If the village council or township board of trustees
7 authorizes the law enforcement officer to give the property to the

1 sheriff of the county, the law enforcement officer shall deliver
2 the property to the sheriff within 10 days.

3 (3) If the village council or township board of trustees
4 authorizes the law enforcement officer to dispose of the property
5 ~~pursuant to~~ **UNDER** this act, the law enforcement officer shall
6 conduct a sale of the property in the manner provided in subsection
7 (4).

8 (4) ~~The~~ **BEFORE JANUARY 1, 2015, THE** law enforcement officer
9 shall publish a notice in a newspaper of general circulation in the
10 county not less than 5 days before the proposed sale of the
11 property. **BEGINNING JANUARY 1, 2015, THE LAW ENFORCEMENT OFFICER**
12 **SHALL PROVIDE TIER B PUBLIC NOTICE WITH A LINK AS PRESCRIBED IN THE**
13 **LOCAL GOVERNMENT PUBLIC NOTICE ACT NOT LESS THAN 5 DAYS BEFORE THE**
14 **PROPOSED SALE OF THE PROPERTY.** The notice shall describe the
15 property, including money, and shall state the time and place of
16 the public sale at which the property may be purchased by the
17 highest bidder. The law enforcement officer may obtain an appraisal
18 to determine whether money, because of age, origin, metal content,
19 or value as a collector's item, has a value other than its face
20 value. Money ~~which~~ **THAT** does not have a value other than its face
21 value ~~shall~~ **IS** not ~~be~~ subject to the public sale provisions
22 contained in this section. Until the date of the sale, the property
23 may be claimed at the office of the law enforcement officer. If
24 ownership of the property is proved, the property shall be turned
25 over to the owner and the sale shall be canceled insofar as the
26 claimed property is concerned.

27 Enacting section 1. This amendatory act does not take effect

1 unless Senate Bill No.____ or House Bill No. 5560 (request no.
2 03796'13) of the 97th Legislature is enacted into law.