

SENATE BILL No. 1138

October 20, 2016, Introduced by Senator SCHMIDT and referred to the Committee on Local Government.

A bill to amend 1988 PA 226, entitled

"An act to limit the powers of a local governmental unit regarding the leasing of private residential property,"

by amending section 1 (MCL 123.411).

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 1. (1) As used in this section, "local governmental unit"
2 means a political subdivision of this state including, but not
3 limited to, a county, city, village, or township, if the political
4 subdivision provides local government services for residents in a
5 geographically limited area of this state as its primary purpose
6 and has the power to act primarily on behalf of that area.

7 (2) ~~A~~**SUBJECT TO SUBSECTION (3), A** local governmental unit
8 shall not enact, maintain, or enforce an ordinance or resolution
9 that would have the effect of controlling the amount of rent
10 charged for leasing private residential property. This section does

1 not impair the right of any local governmental unit to manage and
2 control residential property in which the local governmental unit
3 has a property interest.

4 (3) THIS SECTION DOES NOT LIMIT THE POWERS OF A LOCAL
5 GOVERNMENTAL UNIT TO ENACT OR ADOPT AN ORDINANCE OR RESOLUTION TO
6 IMPLEMENT A PLAN DESIGNED TO INCREASE THE SUPPLY OF MODERATE- OR
7 LOW-COST PRIVATE RESIDENTIAL PROPERTY AVAILABLE FOR LEASE THROUGH
8 INCENTIVES. INCENTIVES MAY INCLUDE, BUT ARE NOT LIMITED TO, DENSITY
9 BONUSES OR ADJUSTMENTS, EXPEDITED SERVICE FOR LOCAL PERMITTING
10 PROCESSES, REDUCED OR DEFERRED FEES, MODIFICATION OF SITE-SPECIFIC
11 REQUIREMENTS, FEE-IN-LIEU, OR OTHER INCENTIVES AS DETERMINED BY THE
12 LOCAL GOVERNMENTAL UNIT.

13 Enacting section 1. This amendatory act takes effect 90 days
14 after the date it is enacted into law.