

HOUSE BILL No. 5327

December 6, 1989, Introduced by Reps. Martin, Runco, Stupak, Profit, Bandstra, London, Sikkema, DeMars, Brown, Emerson, Power, DeBeaussaert, Munsell, Fitzgerald, Jondahl, Emmons, Law, Hoffman, Griffin, Webb, Porreca, Gubow and Bankes and referred to the Committee on Judiciary.

A bill to amend Act No. 368 of the Public Acts of 1978, entitled as amended "Public health code," as amended, being sections 333.1101 to 333.25211 of the Michigan Compiled Laws, by adding section 7524a.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Section 1. Act No. 368 of the Public Acts of 1978, as
2 amended, being sections 333.1101 to 333.25211 of the Michigan
3 Compiled Laws, is amended by adding section 7524a to read as
4 follows:

5 SEC. 7524A. BEFORE FEBRUARY 1 OF EACH YEAR, EACH LOCAL UNIT
6 OF GOVERNMENT THAT HAD FORFEITURE PROCEEDINGS PENDING IN THE CIR-
7 CUIT COURT PURSUANT TO SECTION 7523; OR EFFECTUATED A FORFEITURE
8 OF PROPERTY PURSUANT TO SECTION 7523 WITHOUT A FORFEITURE
9 PROCEEDING IN THE CIRCUIT COURT; OR RECEIVED MONEY, NEGOTIABLE

1 INSTRUMENTS, SECURITIES, OR ANY OTHER THING OF VALUE PURSUANT TO
2 SECTION 7524 DURING THE IMMEDIATELY PRECEDING YEAR ENDING
3 DECEMBER 31 SHALL SUBMIT A REPORT TO THE LEGISLATURE AND THE
4 DEPARTMENT OF MANAGEMENT AND BUDGET. THE ANNUAL REPORT SHALL BE
5 A SUMMARY OF THE LOCAL UNIT OF GOVERNMENT'S ACTIVITIES REGARDING
6 THE FORFEITURE OF PROPERTY UNDER THIS ARTICLE FOR THE YEAR AND
7 SHALL CONTAIN THE FOLLOWING INFORMATION, AS APPLICABLE:

8 (A) THE NUMBER OF FORFEITURE PROCEEDINGS THAT WERE INSTI-
9 TUTED IN THE CIRCUIT COURT BY THE LOCAL UNIT OF GOVERNMENT.

10 (B) THE NUMBER OF FORFEITURE PROCEEDINGS INSTITUTED BY THE
11 LOCAL UNIT OF GOVERNMENT THAT WERE CONCLUDED IN THE CIRCUIT
12 COURT.

13 (C) THE NUMBER AND STATUS OF ALL FORFEITURE PROCEEDINGS
14 INSTITUTED BY THE LOCAL UNIT OF GOVERNMENT THAT WERE PENDING IN
15 THE CIRCUIT COURT AT THE END OF THE YEAR.

16 (D) THE NUMBER OF FORFEITURES ACCOMPLISHED BY THE LOCAL UNIT
17 OF GOVERNMENT WITHOUT A FORFEITURE PROCEEDING IN THE CIRCUIT
18 COURT.

19 (E) THE TOTAL VALUE OF ALL PROPERTY FORFEITED UNDER THIS
20 ARTICLE THROUGH FORFEITURES INSTITUTED BY THE LOCAL UNIT OF
21 GOVERNMENT.

22 (F) THE TYPE AND AMOUNT OF PROPERTY RECEIVED BY THE LOCAL
23 UNIT OF GOVERNMENT PURSUANT TO SECTION 7524.

24 (G) A STATEMENT EXPLAINING HOW THE MONEY RECEIVED BY THE
25 LOCAL UNIT OF GOVERNMENT PURSUANT TO SECTION 7524(1)(B)(ii) HAS
26 BEEN USED OR IS BEING USED TO ENHANCE THE LAW ENFORCEMENT EFFORTS
27 PERTAINING TO THIS ARTICLE.