

HOUSE BILL No. 6735

November 19, 2008, Introduced by Rep. Johnson and referred to the Committee on Judiciary.

A bill to amend 1961 PA 236, entitled
"Revised judicature act of 1961,"
by amending section 3208 (MCL 600.3208) and by adding section 3108.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 **SEC. 3108. WITHIN 15 DAYS AFTER BEING SERVED WITH A SUMMONS**
2 **AND COMPLAINT UNDER THIS CHAPTER TO FORECLOSE A MORTGAGE OF**
3 **RESIDENTIAL REAL PROPERTY THAT HAS BEEN LEASED, THE DEFENDANT SHALL**
4 **PROVIDE A COPY OF THE SUMMONS AND COMPLAINT TO THE TENANTS OF THE**
5 **PROPERTY.**

6 Sec. 3208. (1) Notice that ~~the~~**A** mortgage will be foreclosed
7 **UNDER THIS CHAPTER** by a sale of the mortgaged premises, or some
8 part of them, shall be given by publishing the ~~same~~**NOTICE** for 4
9 successive weeks at least once in each week ~~7~~in a newspaper

1 published in the county where the premises included in the mortgage
2 and intended to be sold, or some part of them, are situated. If ~~no~~
3 A newspaper is **NOT** published in the county, the notice shall be
4 published in a newspaper published in an adjacent county. ~~In every~~
5 ~~case within~~ **WITHIN** 15 days after the first publication of the
6 notice, a true copy shall be posted in a conspicuous place upon any
7 part of the premises described in the notice.

8 **(2) IF THE MORTGAGED PREMISES INCLUDES RESIDENTIAL PROPERTY**
9 **THAT HAS BEEN LEASED, THE MORTGAGOR SHALL PROVIDE A COPY OF THE**
10 **NOTICE PUBLISHED UNDER THIS SECTION TO THE TENANTS OF THE PROPERTY**
11 **WITHIN 15 DAYS AFTER THE FIRST PUBLICATION OF THE NOTICE.**