

HOUSE BILL NO. 4942

September 07, 2023, Introduced by Reps. Dievendorf, Byrnes, Wegela, Rheingans, O'Neal and Shannon and referred to the Committee on Government Operations.

A bill to authorize the state administrative board to convey state-owned property in Ingham County to the house of representatives; to prescribe conditions for the conveyance; to provide for powers and duties of state agencies and departments concerning the property and the conveyance; and to provide for disposition of revenue derived from the conveyance.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 1. Not later than 1 year after the effective date of this
2 act, the state administrative board, on behalf of this state, may

1 convey by quitclaim deed to the house of representatives, for
2 \$1.00, a parcel of state-owned land in the city of Lansing, Ingham
3 County, Michigan, under the jurisdiction of the department of
4 technology, management, and budget, more specifically described as
5 follows:

6 Parcel 1: Lots #10, #11 & #12 and the north 3.00 feet of lot
7 #9, Block 95, Original Plat of the City of Lansing, Ingham County,
8 Michigan and more particularly described as beginning at the
9 northwest corner of said lot #12; thence N89°41'45"E 165.00 feet,
10 on the north line of said lot #12 to the northeast corner of said
11 lot #12; thence S00°18'15"E 201.00 feet, on the east line of said
12 lots #12, #11, #10 & #9 to a point 3.00 feet south of the northeast
13 corner of said lot #9; thence S89°41'45"W 165.00 feet, parallel
14 with the north line of said lot #9 to the west line of said lot #9;
15 thence N00°18'15"W 201.00 feet, on the west line of said lots #9,
16 #10, #11 & #12 to the point of beginning. Subject to all
17 agreements, covenants, easements, right-of-ways, reservations and
18 restrictions of record, if any.

19 Parcel 2: The south 10.00 feet of the north 13.00 feet of the
20 east 85.00 feet of lot #9, Block 95, Original Plat of the City of
21 Lansing, Ingham County, Michigan and more particularly described as
22 commencing at the northeast corner of said lot #9; thence
23 S00°18'15"E 3.00 feet, on the east line of said lot #9 to the point
24 of beginning of this description; thence S00°18'15"E 10.00 feet, on
25 the east line of said lot #9; thence S89°41'45"W 85.00 feet; thence
26 N00°18'15"W 10.00 feet; thence N89°41'45"E 85.00 feet, to the point
27 of beginning, containing 850.00 square feet.

28 Sec. 2. The property descriptions in section 1 are approximate
29 and may be adjusted as the state administrative board or the

1 department of the attorney general considers necessary because of a
2 survey or another legal description.

3 Sec. 3. The conveyance under this act must be subject to all
4 of the following restrictions:

5 (a) The Roosevelt parking ramp on the property described in
6 section 1 must be used exclusively to facilitate the automobile
7 parking needs of the house of representatives for its members,
8 staff, and guests as determined by the house of representatives,
9 except that nonlegislative employees of this state must be afforded
10 ingress and egress to and use of 29 common automobile parking
11 spaces in the Roosevelt parking ramp, as requested by the
12 nonlegislative employees to the house of representatives in
13 writing, for as long as the Roosevelt parking ramp is owned by the
14 house of representatives. The parking spaces provided to the
15 nonlegislative employees must be provided at the same monthly or
16 pro rata rate the house of representatives charges its own members
17 for similar parking spaces. Four of the 29 parking spaces provided
18 to the nonlegislative employees will be relinquished to the house
19 of representatives on each of the first 4 separations from
20 employment by the nonlegislative employees who are allocated space
21 in the garage on the date of the conveyance, or voluntarily before
22 those separations, leaving a total of 25 spaces remaining to be
23 allocated for nonlegislative employees of this state, the
24 allocations to be determined by the department of technology,
25 management, and budget. If the property described in section 1 is
26 ever not used exclusively for the specific purposes stated in this
27 subdivision, this state may reenter and repossess the property,
28 terminating the house of representatives' or any successor's estate
29 in the property.

1 (b) If the house of representatives or any successor to the
2 house of representatives disputes this state's exercise of its
3 right of reentry under subdivision (a) and fails to promptly
4 deliver possession of the property to this state, the attorney
5 general, on behalf of this state, may bring an action to quiet
6 title to, and regain possession of, the property.

7 (c) If this state reenters and repossesses the property under
8 subdivision (b), this state will not be liable to reimburse any
9 person for any improvements made on the property.

10 (d) On written request of this state, the house of
11 representatives will, not later than 60 days after the request,
12 reimburse this state for all costs demonstrably incurred by this
13 state in preparing the property for conveyance to the house of
14 representatives and implementing the conveyance.

15 (e) If the house of representatives ever intends to convey the
16 property to a third party, the house of representatives will
17 provide written notice to the director of the department of
18 technology, management, and budget of its intent to offer the
19 property for sale. This state retains a right to first purchase the
20 property at the original sale price not later than 180 days after
21 the date of the notice. If this state waives its right to purchase,
22 the house of representatives will pay to this state 100% of the
23 difference between the sale price of the conveyance from this state
24 and the sale price of any subsequent sale to a third party.

25 Sec. 4. The department of technology, management, and budget
26 shall not convey property under this act unless the conveyance and
27 the terms of the conveyance have been approved by the state
28 administrative board.

29 Sec. 5. A deed authorized by this act must be approved as to

1 legal form by the department of the attorney general.

2 Sec. 6. The property described in this act includes all
3 improvements made on the land and all surplus, salvage, and scrap
4 property or equipment remaining on the property on the date of the
5 conveyance.

6 Sec. 7. This state shall not reserve oil, gas, or mineral
7 rights to the property conveyed under this act. However, a
8 conveyance authorized under this act must provide that, if the
9 house of representatives or any subsequent purchaser develops any
10 oil, gas, or minerals found on, within, or under the conveyed
11 property, the house of representatives or subsequent purchaser will
12 pay this state 1/2 of the gross revenue generated from the
13 development of the oil, gas, or minerals. This payment must be
14 deposited in the state treasury in the general fund.

15 Sec. 8. The conveyance authorized under this act must reserve
16 to this state all aboriginal antiquities, including mounds,
17 earthworks, forts, burial and village sites, mines, or other
18 relics, lying on, in, or under the property, with power to this
19 state and all others acting under this state's authority to enter
20 the property for any purpose related to exploring, excavating, and
21 taking away the aboriginal antiquities.

22 Sec. 9. The conveyance authorized under this act must reserve
23 to this state sole ownership of all future naming and name
24 licensing rights to the Roosevelt parking ramp, including, but not
25 limited to, the sole right to display the facility name on electric
26 or nonelectric signage affixed to any part of the parking ramp
27 structure or its grounds in compliance with applicable ordinances.
28 This state, through the department of technology, management, and
29 budget, must be solely responsible for keeping physical facility

1 name signage in good repair and must be afforded access to the
2 property conveyed as needed to perform that task. Any revenue
3 earned by this state from licensing the facility name must be
4 deposited into the general fund, less reimbursement to the
5 department of technology, management, and budget for its associated
6 incurred expenses, including, but not limited to, metered
7 electricity costs for electrified facility name signage.

8 Sec. 10. The state administrative board shall deposit the net
9 revenue received from the sale of property under this act in the
10 state treasury. The state treasurer shall credit the money
11 deposited to the general fund. As used in this section, "net
12 revenue" means the proceeds from the sale of the property less
13 reimbursement to the department of technology, management, and
14 budget for any demonstrable costs it incurs in implementing this
15 act, including, but not limited to, costs for employee wages,
16 salaries, and benefits; costs of reports and studies and other
17 materials necessary to the preparation of sale; environmental
18 remediation; legal fees; and any litigation related to the
19 conveyance of the property.