

# MEMORANDUM

TO: Real Property Law Section Council

FROM: Thomas A. Kabel

DATE: April 12, 2021

SUBJECT: Legislative Committee - Report

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1. **Monthly Call.** The ad hoc Legislative Committee met via conference call this Monday, April 12, 2021, to discuss recent legislation.
2. **New Proposed Legislation.** Of the recently introduced legislation impacting real estate, the following is the only bill the Legislative Committee is currently reviewing for potential action by Council:
  - **Prohibited Restrictive Covenants Act – HB 4416**  
(<https://www.legislature.mi.gov/documents/2021-2022/billintroduced/House/pdf/2021-HIB-4416.pdf>)

**NOTE:** HB 4416 is similar to two bills introduced in the prior legislative session (HB 4676 and HB 4677), but has been revised to address some, though not all, of the concerns that Council and other organizations had with those prior bills. The Legislative Committee is reviewing this new bill and will be further discussing at its currently scheduled meeting in May 2021.
3. **Potential Future Action.**
  - **Marketable Record Title Act** – the Section’s lobbyist is working to reintroduce a draft of the Section’s comprehensive amendment to the Marketable Record Title Act, which was introduced but not passed during the prior legislative session.
  - **Prior Tax Foreclosure Amendments (issue with MCL §781(1))** – the Section’s lobbyist will be working to assist us in trying to fix the problem the Section previously identified with this legislation [see November Legislative Report].
4. **Bills of Interest; New Acts.** Except as noted above, no bills of interest were introduced since the date of the last Legislative Report except as reported above.
5. **Pending Legislation; Positions.** Except as noted above, none of the current bills on which the Council previously took action have been acted upon.