ENATE BILL No. 475

SENATE BILL No. 475

May 15, 2001, Introduced by Senators BENNETT, JOHNSON, STILLE and EMERSON and referred to the Committee on Education.

A bill to amend 1975 PA 228, entitled "Single business tax act,"

(MCL 208.1 to 208.145) by adding section 39d.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

- 1 SEC. 39D. (1) FOR TAX YEARS THAT BEGIN AFTER DECEMBER 31,
- 2 2000, A TAXPAYER MAY CLAIM A CREDIT AGAINST THE TAX IMPOSED BY
- 3 THIS ACT FOR QUALIFIED CONTRIBUTIONS MADE BY THE TAXPAYER IN THE
- 4 TAX YEAR TO AN ELIGIBLE SCHOOL DISTRICT.
- 5 (2) THE CREDIT ALLOWED BY THIS SECTION SHALL NOT EXCEED 5%
- 6 OF THE TAXPAYER'S TAX LIABILITY FOR THE TAX YEAR OR \$5,000.00,
- 7 WHICHEVER IS LESS.
- 8 (3) CONTRIBUTIONS USED AS A BASIS FOR CLAIMING THE CREDIT
- 9 UNDER THIS SECTION SHALL NOT BE USED TO CLAIM A CREDIT UNDER
- 10 SECTION 269 OF THE INCOME TAX ACT OF 1967, 1967 PA 281,
- **11** MCL 206.269.

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- 1 (4) THE ELIGIBLE SCHOOL DISTRICT TO WHICH THE QUALIFIED
- 2 CONTRIBUTION IS MADE SHALL ISSUE A STATEMENT TO THE TAXPAYER THAT
- 3 CONTAINS THE AMOUNT OF THE QUALIFIED CONTRIBUTION MADE BY THE
- 4 TAXPAYER AND THE DATE OR DATES ON WHICH THE CONTRIBUTION WAS
- 5 MADE.
- **6** (5) AS USED IN THIS SECTION:
- 7 (A) "ELIGIBLE SCHOOL DISTRICT" MEANS A PRIORITY SCHOOL DIS-
- 8 TRICT UNDER PART 15A OF THE REVISED SCHOOL CODE, 1976 PA 451, OR
- 9 A SCHOOL DISTRICT IN WHICH A SCHOOL REFORM BOARD HAS BEEN
- 10 APPOINTED UNDER PART 5A OF THE REVISED SCHOOL CODE, 1976 PA 451,
- 11 MCL 380.371 TO 380.376.
- 12 (B) "QUALIFIED CONTRIBUTION" MEANS 50% OF THE VALUE OF GOODS
- 13 AND SERVICES PROVIDED TO A SCHOOL IN AN ELIGIBLE SCHOOL DISTRICT
- 14 BY THE TAXPAYER IN THE TAX YEAR, INCLUDING, BUT NOT LIMITED TO,
- 15 ALL OF THE FOLLOWING:
- 16 (i) BUILDING, REPAIR, MAINTENANCE, OR OTHER RELATED SERVICES
- 17 THAT SUPPORT THE REGULAR, ONGOING OPERATIONAL OR EDUCATIONAL
- 18 FUNCTIONS AND PROGRAMS OF THE SCHOOL. BUILDING, REPAIRS, AND
- 19 MAINTENANCE SHALL BE PERFORMED BY PERSONS WHOSE PRIMARY BUSINESS
- 20 IS TO PERFORM THOSE FUNCTIONS AND WHO ARE LICENSED TO PERFORM
- 21 THOSE FUNCTIONS IF A LICENSE IS REQUIRED. PERSONS DESCRIBED
- 22 UNDER THIS SUB-SUBPARAGRAPH INCLUDE, BUT ARE NOT LIMITED TO,
- 23 ELECTRICIANS, PLUMBERS, MECHANICAL CONTRACTORS, RESIDENTIAL
- 24 BUILDERS, AND RESIDENTIAL MAINTENANCE AND ALTERATION
- 25 CONTRACTORS.

- 1 (ii) FURNITURE, SUPPLIES, OR OTHER PERSONAL PROPERTY
- 2 ACCEPTED BY THE SCHOOL TO ENHANCE OR SUPPORT SCHOOL FUNCTIONS AND
- 3 ACTIVITIES.
- (iii) FUNCTIONING INFORMATION TECHNOLOGY EQUIPMENT THAT IS
- 5 NO MORE THAN 2 YEARS OLD, INCLUDING, BUT NOT LIMITED TO, ALL OF
- 6 THE FOLLOWING:
- (A) CENTRAL PROCESSING UNITS, MONITORS, PRINTERS, KEYBOARDS,
- 8 LAPTOPS, ZIP DRIVES, SCANNERS, MODEMS, AND OTHER COMPUTER PERIPH-
- 9 ERALS AND COPIERS.
- 10 (B) COMMUNICATION DEVICES.
- 11 Enacting section 1. This amendatory act does not take
- 12 effect unless Senate Bill No. 473
- 13 of the 91st Legislature is enacted into
- **14** law.