



HOUSE BILL No. 4514

March 2, 1995, Introduced by Reps. Gubow and Bullard and referred to the Committee on Tax Policy.

A bill to amend the title and section 1 of Act No. 298 of the Public Acts of 1917, entitled as amended

"An act to authorize cities and villages to levy a tax for the purpose of collecting and disposing of garbage; and providing for the issuance of bonds therefor,"

being section 123.261 of the Michigan Compiled Laws.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Section 1. The title and section 1 of Act No. 298 of the
2 Public Acts of 1917, being section 123.261 of the Michigan
3 Compiled Laws, are amended to read as follows:

4 TITLE

5 An act to authorize cities and villages to levy a tax for
6 the purpose of collecting, ~~and~~ SEPARATING, COMPOSTING, RECYCL-
7 ING, OR disposing of garbage; and providing for the issuance of
8 bonds therefor.

1 Sec. 1. (1) The ~~city council~~ LEGISLATIVE BODY of a city
2 ~~, whether organized under the general law or special charter, or~~
3 ~~the president and board of trustees of a~~ OR village may estab-
4 lish and maintain garbage systems or plants for the collection
5 and disposal of garbage in the city or village, and may levy a
6 tax not to exceed 3 mills on the dollar on all taxable property
7 in the city or village according to the valuation of the ~~same,~~
8 ~~as~~ PROPERTY made for the purpose of state and county taxation by
9 the last assessment in the city or village. ~~for these~~
10 ~~purposes.~~ THE LEGISLATIVE BODY OF A CITY OR VILLAGE MAY LEVY UP
11 TO AN ADDITIONAL 3 MILLS FOR THESE PURPOSES IF APPROVED BY A
12 MAJORITY OF THE QUALIFIED ELECTORS OF THE CITY OR VILLAGE VOTING
13 ON THE QUESTION. The annual garbage tax shall be in addition to
14 the amount authorized to be levied for general purposes by the
15 general law or special charter under which the city or village is
16 incorporated. ~~All cities~~ A CITY or ~~villages~~ VILLAGE may, for
17 the construction of a garbage COLLECTION AND disposal plant or
18 system, issue bonds in a sum not to exceed 3 mills, OR 6 MILLS,
19 IF ADDITIONAL MILLAGE IS APPROVED BY THE ELECTORS AS PROVIDED IN
20 THIS SUBSECTION, on the dollar on all taxable property in the
21 city or village according to the valuation of the ~~same, as~~
22 PROPERTY made for the purpose of state and county taxation by the
23 last assessment in the city or village, and may make the bonds
24 run for a period of not to exceed 5 years and ~~to~~ bear interest
25 at a rate not to exceed the maximum rate permitted by THE MUNICI-
26 PAL FINANCE ACT, Act No. 202 of the Public Acts of 1943, ~~as~~

1 ~~amended,~~ being sections 131.1 to ~~+38.2-~~ 139.3 of the Michigan
2 Compiled Laws.

3 (2) As used in this act: ~~"garbage"~~

4 (A) "COLLECTION AND DISPOSAL" INCLUDES SEPARATION, COMPOST-
5 ING, AND RECYCLING.

6 (B) "GARBAGE" means any putrescible and nonputrescible solid
7 wastes, except body wastes, and includes ~~ashes~~ ASH, incinerator
8 ash, incinerator residue, street cleanings, solid market wastes,
9 solid industrial wastes, HOUSEHOLD HAZARDOUS WASTES, and ~~also~~
10 rubbish ~~including~~ such ~~items~~ as paper, cardboard, tin cans,
11 yard clippings, wood, glass, bedding, crockery, and litter of any
12 kind.

13 (3) A CITY OR VILLAGE SHALL NOT LEVY MORE THAN 6 MILLS PUR-
14 SUANT TO THIS ACT.