



# HOUSE BILL No. 5059

September 19, 1995, Introduced by Reps. Voorhees, Green, Law, LeTarte, Kukuk, Hill, Rhead, Jamian, Bobier, Walberg, Middleton, Crissman, McBryde, Jersevic, Bodem, Brackenridge, Goschka, Lowe, Jellema, Gustafson, Pitoniak, Dalman, Oxender, Whyman, Bullard, Rocca, Bush, Harder, Baade, Gire, Curtis, Wetters, Clack, Freeman, DeLange and Llewellyn and referred to the Committee on Tax Policy.

A bill to amend section 59 of Act No. 206 of the Public Acts of 1893, entitled as amended

"The general property tax act,"

as amended by Act No. 254 of the Public Acts of 1983, being section 211.59 of the Michigan Compiled Laws.

## THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Section 1. Section 59 of Act No. 206 of the Public Acts of  
2 1893, as amended by Act No. 254 of the Public Acts of 1983, being  
3 section 211.59 of the Michigan Compiled Laws, is amended to read  
4 as follows:

5 Sec. 59. (1) A person may pay the taxes, any 1 of the sev-  
6 eral taxes, a portion of the taxes ~~that is~~ specified by resolu-  
7 tion of the county board of commissioners, or, if a specification  
8 is not made by a resolution of the county board of commissioners,  
9 a portion of the taxes ~~that is~~ approved by the county treasurer

1 ~~on~~ on a parcel or description of land returned as delinquent, or  
 2 on an undivided share of a parcel or description of land returned  
 3 as delinquent, with interest computed from March 1 ~~next~~ after  
 4 the taxes were assessed at ~~the~~ A rate of 1% ~~per month or frac-~~  
 5 ~~tion of a month~~ PLUS THE AVERAGE INTEREST RATE PAID AT AUCTIONS  
 6 OF 5-YEAR UNITED STATES TREASURY NOTES DURING THE 6 MONTHS IMME-  
 7 DIATELY PRECEDING JULY 1 AND JANUARY 1, AS CERTIFIED BY THE STATE  
 8 TREASURER, AND COMPOUNDED ANNUALLY, except as provided in  
 9 section 89, with 4% of the delinquent taxes as a county property  
 10 tax administration fee ~~which~~ THAT shall be a minimum of \$1.00  
 11 per payment of delinquent taxes, except as provided in  
 12 section 89, to the county treasurer of the county ~~in which~~  
 13 WHERE the ~~lands are~~ LAND IS situated, at any time before ~~they~~  
 14 ~~are~~ THE LAND IS sold. The county and township treasurers shall  
 15 allocate and distribute the taxes and interest paid proportion-  
 16 ately among the county or township funds and the property tax  
 17 administration fee returned as delinquent ~~pursuant to~~ UNDER  
 18 section 44(6) to the treasurer of the local unit who transmitted  
 19 the statement of taxes returned as delinquent. On all descrip-  
 20 tions of land ~~on which the~~ WITH UNPAID taxes ~~remain unpaid~~ on  
 21 October 1 ~~next preceding~~ BEFORE the time prescribed for the  
 22 sale of the land, ~~there shall be charged~~ an additional \$10.00  
 23 SHALL BE CHARGED for expenses, which shall ~~thereafter~~ be a lien  
 24 on the land. When collected, \$5.00 of this expense charge shall  
 25 be credited to a restricted revenue fund of the state, to be  
 26 known as the delinquent property tax administration fund, to  
 27 reimburse the state for the cost of publishing the lists of lands

1 and other ~~expense~~ EXPENSES, and \$5.00 shall belong to the  
 2 general fund of the county to reimburse the county for the  
 3 expense incurred in preparing the list of delinquent lands for  
 4 sale.

5 (2) The county property tax administration fee paid to the  
 6 county treasurer ~~shall belong~~ BELONGS to the general fund of  
 7 the county and that paid to the state treasurer shall be credited  
 8 to the delinquent property tax administration fund. Amounts  
 9 credited to the general fund of the county shall be used only for  
 10 the purposes ~~for which they may be collected as~~ specified ~~by~~  
 11 IN subsection (6).

12 (3) A county board of commissioners, by resolution, may pro-  
 13 vide ~~that~~ ALL OF THE FOLLOWING for taxes paid BEFORE MAY 1 in  
 14 the first year of delinquency ~~before May 1~~ for the homestead  
 15 property ~~for which~~ OF a senior citizen, paraplegic, quadriple-  
 16 gic, eligible serviceman, eligible veteran, eligible widow,  
 17 totally and permanently disabled person, or blind person, as  
 18 those persons are defined in chapter 9 of THE INCOME TAX ACT OF  
 19 1967, Act No. 281 of the Public Acts of 1967, ~~as amended,~~ being  
 20 sections 206.501 to 206.532 of the Michigan Compiled Laws,  
 21 ~~makes~~ IF a claim ~~,~~ IS MADE before February 15 ~~,~~ for the  
 22 credit provided by chapter 9 of Act No. 281 of the Public Acts of  
 23 1967, ~~as amended,~~ if that claimant presents a copy of the form  
 24 filed for that credit to the county treasurer, AND THAT CLAIMANT  
 25 has not received the credit before March 1:

1 (a) Any interest, fee, or penalty in excess of the interest,  
2 fee, or penalty that would have been added if the tax had been  
3 paid before February 15 shall be waived.

4 (b) Interest paid ~~pursuant to~~ UNDER subsection (1) or sec-  
5 tion 89(1)(a) shall be waived unless the interest is pledged to  
6 the repayment of delinquent tax revolving fund notes or payable  
7 to the county delinquent tax revolving fund, in which case the  
8 interest shall be refunded from the general fund of the county.

9 (c) The county property tax administration fee shall be  
10 waived.

11 (4) The local treasurer shall indicate on the delinquent tax  
12 roll if a 1% property tax administration fee was added to taxes  
13 collected before February 15.

14 (5) The fees authorized and collected ~~pursuant to~~ UNDER  
15 this section and credited to the delinquent property tax adminis-  
16 tration fund shall be used by the department of treasury to pay  
17 expenses incurred in the administration of this act.

18 (6) The county property tax administration fee shall be used  
19 by the county to offset the costs incurred in and ancillary to  
20 collecting delinquent property taxes, and for THE purposes autho-  
21 rized by sections 87b and 87d.