



HOUSE BILL No. 5378

November 7, 1995, Introduced by Rep. Bullard and referred to the Committee on Tax Policy.

A bill to amend sections 6c and 6d of Act No. 157 of the Public Acts of 1905, entitled as amended

"An act to provide for the acquisition, maintenance, management, and control of township parks, resorts, bathing beaches, and places of recreation; to provide for the creation of a township park commission; to provide for a board of commissioners to provide for the issuance of bonds and the levy of taxes; to provide for the transfer of certain real property for parks; to authorize cities and villages to appropriate money for park purposes; to provide for the acquisition, construction, and use of wharves, piers, docks, and landing places in townships; and to provide the powers and duties of certain local units of government and certain officials,"

as added by Act No. 79 of the Public Acts of 1989, being sections 41.426c and 41.426d of the Michigan Compiled Laws.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Section 1. Sections 6c and 6d of Act No. 157 of the Public
2 Acts of 1905, as added by Act No. 79 of the Public Acts of 1989,
3 being sections 41.426c and 41.426d of the Michigan Compiled Laws,
4 are amended to read as follows:

1 Sec. 6c. (1) The township park commission shall submit to
2 the township board a detailed budget covering the cost of mainte-
3 nance of the township parks and places of recreation of the town-
4 ship for the ensuing year. ~~The~~ BEFORE 1996, THE budget shall
5 not exceed ~~+ and 1/2~~ 1.5 mill on the assessed valuation of the
6 township. AFTER 1995, THE BUDGET SHALL NOT EXCEED 1.5 MILL ON
7 THE TAXABLE VALUE OF THE TOWNSHIP. The township board shall
8 examine the budget and shall approve the entire budget, or a part
9 of the budget that the board considers reasonable and necessary,
10 which ~~sum~~ shall be incorporated into the tax on the township,
11 and when collected shall be deposited by the township treasurer
12 in a fund to be known as the park maintenance fund. Expenditures
13 from ~~this~~ THE PARK MAINTENANCE fund shall be on vouchers
14 approved by the township park commission, and ~~it shall be the~~
15 ~~duty of~~ the township treasurer ~~to~~ SHALL allow and pay these
16 vouchers on presentation to him or her. The assessment, levy,
17 and collection of the tax provided in this section shall be per-
18 formed in the manner provided in the general property tax act,
19 Act No. 206 of the Public Acts of 1893, being sections 211.1 to
20 211.157 of the Michigan Compiled Laws.

21 (2) AS USED IN THIS SECTION AND SECTION 6D, "TAXABLE VALUE"
22 MEANS THAT VALUE DETERMINED UNDER SECTION 27A OF ACT NO. 206 OF
23 THE PUBLIC ACTS OF 1893, BEING SECTION 211.27A OF THE MICHIGAN
24 COMPILED LAWS.

25 Sec. 6d. The township park commission may request that the
26 township board submit to the voters of the township the question
27 of the issuance of township bonds, the proceeds of which shall be

1 used in the acquisition of lands for township parks and places of
2 recreation. A majority vote of the qualified voters voting shall
3 authorize the issuance of township bonds. The issuance of town-
4 ship bonds shall be governed by the municipal finance act, Act
5 No. 202 of the Public Acts of 1943, being sections 131.1 to 139.3
6 of the Michigan Compiled Laws. ~~However~~ BEFORE 1996, if the
7 township has no outstanding indebtedness, bonded or otherwise,
8 and the amount of the total proposed acquisition cost is less
9 than ~~1 per cent~~ 1% of the assessed valuation of the township,
10 the township board may authorize and direct the township park
11 commission to purchase or condemn designated lands for township
12 parks and places of recreation and may pay annually to the town-
13 ship park commission the available portions of contingent funds
14 of the township necessary to pay for the acquisition of the
15 lands. AFTER 1995, IF THE TOWNSHIP HAS NO OUTSTANDING INDEBTED-
16 NESS, BONDED OR OTHERWISE, AND THE AMOUNT OF THE TOTAL PROPOSED
17 ACQUISITION COST IS LESS THAN 1% OF THE TAXABLE VALUE OF THE
18 TOWNSHIP, THE TOWNSHIP BOARD MAY AUTHORIZE AND DIRECT THE TOWN-
19 SHIP PARK COMMISSION TO PURCHASE OR CONDEMN DESIGNATED LANDS FOR
20 TOWNSHIP PARKS AND PLACES OF RECREATION AND MAY PAY ANNUALLY TO
21 THE TOWNSHIP PARK COMMISSION THE AVAILABLE PORTIONS OF CONTINGENT
22 FUNDS OF THE TOWNSHIP NECESSARY TO PAY FOR THE ACQUISITION OF THE
23 LANDS. The township board shall determine the maximum amount to
24 be paid for these lands and, if acquisition is made by purchase
25 instead of condemnation, shall also prescribe the terms of
26 payment.