

SENATE BILL NO. 102

January 27, 1999, Introduced by Senators BULLARD, SCHWARZ,
ROGERS, STEIL and SHUGARS and referred to the Committee on
Finance.

A bill to amend 1893 PA 206, entitled
"The general property tax act,"
by amending section 9f (MCL 211.9f), as added by 1998 PA 328.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 9f. (1) The governing body of ~~an eligible local~~
2 ~~assessing district~~ A CITY OR TOWNSHIP may adopt a resolution to
3 provide for the exemption from taxation under this act of all new
4 personal property ~~of an~~ OWNED OR LEASED BY ALL eligible
5 ~~business~~ BUSINESSES located in an eligible district or dis-
6 tricts THAT HAS BEEN designated in the resolution.

7 (2) ~~The~~ SUBJECT TO SUBSECTION (4), THE exemption under
8 this section shall become effective on the December 31 ~~next~~
9 ~~following~~ IMMEDIATELY SUCCEEDING the approval of the resolution
10 by the governing body of the ~~eligible local assessing district~~
11 CITY OR TOWNSHIP and shall continue in effect for a period

1 specified in the resolution. A copy of the resolution shall be
2 filed with the state tax commission and shall not become effec-
3 tive unless approved as provided in subsection (3).

4 (3) Within 60 days after receipt of a copy of the resolution
5 adopted pursuant to subsection (1), the state tax commission
6 shall approve or disapprove the resolution. The state treasurer,
7 with the written concurrence of the ~~department of~~ Michigan jobs
8 commission, shall advise the state tax commission as to whether
9 exempting ~~the~~ new personal property of ~~the~~ ALL eligible
10 ~~business~~ BUSINESSES IN THE ELIGIBLE DISTRICT OR DISTRICTS is
11 necessary to reduce unemployment, promote economic growth, and
12 increase capital investment in ~~the~~ THIS state.

13 (4) IF AN ELIGIBLE BUSINESS RELOCATES MORE THAN 25 FULL-TIME
14 EQUIVALENT JOBS FROM 1 OR MORE LOCAL GOVERNMENTAL UNITS TO A CITY
15 OR TOWNSHIP THAT HAS ADOPTED A RESOLUTION PURSUANT TO SUBSECTION
16 (1), THE ELIGIBLE BUSINESS SHALL NOTIFY THE STATE TAX COMMISSION,
17 THE MICHIGAN JOBS COMMISSION, AND THE LOCAL GOVERNMENTAL UNIT
18 FROM WHICH THE JOBS ARE BEING RELOCATED OF THE RELOCATION. THE
19 ELIGIBLE BUSINESS IS NOT ELIGIBLE FOR THE EXEMPTION UNDER THIS
20 SECTION IF THE LOCAL GOVERNMENTAL UNIT FROM WHICH THE JOBS ARE
21 BEING RELOCATED ADOPTS A RESOLUTION OBJECTING TO THE RELOCATION
22 OF THE JOBS WITHIN 60 DAYS AFTER THE NOTIFICATION OF THE RELOCA-
23 TION BY THE ELIGIBLE BUSINESS. THE ELIGIBLE BUSINESS BECOMES
24 ELIGIBLE FOR THE EXEMPTION UNDER THIS SECTION WHEN THE LOCAL GOV-
25 ERNMENTAL UNIT THAT OBJECTED TO THE RELOCATION RESCINDS ITS
26 OBJECTION BY RESOLUTION. A LOCAL GOVERNMENTAL UNIT THAT OBJECTS
27 TO THE RELOCATION OF JOBS SHALL FILE A COPY OF ALL RESOLUTIONS OF

1 OBJECTION AND RESCISSION WITH THE STATE TAX COMMISSION, THE
2 MICHIGAN JOBS COMMISSION, AND THE CITY OR TOWNSHIP INTO WHICH THE
3 JOBS ARE TRANSFERRED.

4 (5) ~~(4)~~ As used in this section:

5 (a) "Eligible ~~business~~ BUSINESSES" means ~~that term as~~
6 ~~defined in the Michigan economic growth authority act, 1995~~
7 ~~PA 24, MCL 207.801 to 207.810~~ BUSINESSES ENGAGED IN MANUFACTUR-
8 ING, MINING, RESEARCH AND DEVELOPMENT, WHOLESALE AND TRADE, OR
9 OFFICE OPERATIONS. ELIGIBLE BUSINESSES DO NOT INCLUDE RETAIL
10 ESTABLISHMENTS, PROFESSIONAL SPORTS STADIUMS, OR THAT PORTION OF
11 ELIGIBLE BUSINESSES USED EXCLUSIVELY FOR RETAIL SALES.

12 (b) "Eligible district" means any of the following:

13 (i) An industrial development district as that term is
14 defined in 1974 PA 198, MCL 207.551 to 207.572.

15 (ii) A renaissance zone as that term is defined in the
16 Michigan renaissance zone act, 1996 PA 376, MCL 125.2681 to
17 125.2696.

18 (iii) An enterprise zone as that term is defined in the
19 enterprise zone act, 1985 PA 224, MCL 125.2101 to 125.2123.

20 (iv) A brownfield redevelopment zone as that term is defined
21 in the brownfield redevelopment financing act, 1996 PA 381,
22 MCL 125.2651 to 125.2672.

23 (v) An empowerment zone designated under subchapter U of
24 chapter 1 of the internal revenue code of 1986, 26 U.S.C. 1391 to
25 1397F.

1 (vi) An authority district or a development area as those
2 terms are defined in the tax increment finance authority act,
3 1980 PA 450, MCL 125.1801 to 125.1830.

4 (vii) An authority district as that term is defined in the
5 local development financing act, 1986 PA 281, MCL 125.2151 to
6 125.2174.

7 (viii) A downtown district or a development area as those
8 terms are defined in 1975 PA 197, MCL 125.1651 to 125.1681.

9 ~~(c) "Eligible distressed area" means that term as defined~~
10 ~~in section 11 of the state housing development authority act of~~
11 ~~1966, 1966 PA 346, MCL 125.1411.~~

12 ~~(d) "Eligible local assessing district" means a city, vil-~~
13 ~~lage, or township that contains an eligible distressed area.~~

14 (C) ~~(e)~~ "New personal property" means personal property
15 that was not previously subject to tax under this act and that is
16 placed in ~~the~~ AN eligible district after a resolution under
17 subsection (1) is approved by the ~~eligible local assessing~~
18 ~~district~~ CITY OR TOWNSHIP.