HOUSE SUBSTITUTE FOR

## SENATE BILL NO. 1118

A bill to amend 2007 PA 36, entitled

"Michigan business tax act,"

(MCL 208.1101 to 208.1601) by adding section 410a.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 SEC. 410A. (1) FOR TAX YEARS THAT BEGIN ON OR AFTER JANUARY 1, 2 2008 AND END BEFORE JANUARY 1, 2013, AN ELIGIBLE TAXPAYER MAY CLAIM 3 A CREDIT AGAINST THE TAX IMPOSED BY THIS ACT EQUAL TO THE 4 FOLLOWING:

5 (A) FOR THE 2008 THROUGH 2010 TAX YEARS, 65% OF THE ELIGIBLE 6 TAXPAYER'S TOTAL TAX LIABILITY IMPOSED UNDER THIS ACT NOT TO EXCEED 7 \$1,700,000.00.

8 (B) FOR THE 2011 TAX YEAR, 45% OF THE ELIGIBLE TAXPAYER'S
9 TOTAL TAX LIABILITY IMPOSED UNDER THIS ACT NOT TO EXCEED

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1 \$1,180,000.00.

2 (C) FOR THE 2012 TAX YEAR, 25% OF THE ELIGIBLE TAXPAYER'S 3 TOTAL TAX LIABILITY IMPOSED UNDER THIS ACT NOT TO EXCEED 4 \$650,000.00.

5 (2) AS USED IN THIS SECTION, "ELIGIBLE TAXPAYER" MEANS A 6 TAXPAYER THAT IS, COLLECTIVELY OR INDIVIDUALLY, INCLUDING THROUGH 7 AFFILIATED COMPANIES, AN OWNER, OPERATOR, MANAGER, LICENSEE, LESSEE, OR TENANT OF MORE THAN 1 FACILITY OR STADIUM IN THIS STATE, 8 INCLUDING GROUNDS AND ANCILLARY FACILITIES, THAT HAS A CAPACITY OF 9 AT LEAST 14,000 PATRONS PER FACILITY AND IS PRIMARILY USED FOR 10 11 PROFESSIONAL SPORTING EVENTS OR OTHER ENTERTAINMENT, AND THAT HAS 12 MADE A CAPITAL INVESTMENT OF NOT LESS THAN \$250,000,000.00, COLLECTIVELY OR INDIVIDUALLY, INCLUDING THROUGH AFFILIATED 13 COMPANIES, INTO THE CONSTRUCTION COST OF A FACILITY OR STADIUM FOR 14 WHICH THE TAXPAYER QUALIFIES FOR THIS CREDIT. 15

16 Enacting section 1. This amendatory act does not take effect 17 unless House Bill No. 5463 of the 94th Legislature is enacted into 18 law.