

HOUSE SUBSTITUTE FOR
SENATE BILL NO. 1070

(As amended December 13, 2012)

A bill to amend 1893 PA 206, entitled
"The general property tax act,"
(MCL 211.1 to 211.155) by adding section 90.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 SEC. 90. (1) BEGINNING DECEMBER 31, 2013, ELIGIBLE PERSONAL
2 PROPERTY IS EXEMPT FROM THE COLLECTION OF TAXES UNDER THIS ACT.
3 (2) AN OWNER OF ELIGIBLE PERSONAL PROPERTY SHALL CLAIM THE
4 EXEMPTION UNDER THIS SECTION BY ANNUALLY FILING AN AFFIDAVIT WITH
5 THE LOCAL TAX COLLECTING UNIT IN WHICH THE ELIGIBLE PERSONAL
6 PROPERTY IS LOCATED AND WITH THE DEPARTMENT OF TREASURY NOT LATER
7 THAN [FEBRUARY 20] IN EACH TAX YEAR. THE AFFIDAVIT SHALL BE IN A FORM
8 PRESCRIBED BY THE DEPARTMENT OF TREASURY. THE AFFIDAVIT SHALL
9 REQUIRE THE OWNER TO ATTEST THAT THE COMBINED TAXABLE VALUE OF ALL
10 INDUSTRIAL PERSONAL PROPERTY AND COMMERCIAL PERSONAL PROPERTY OWNED

Senate Bill No. 1070 (H-1) as amended December 13, 2012

1 BY OR UNDER THE CONTROL OF THAT OWNER IS LESS THAN \$40,000.00 IN
2 THAT LOCAL TAX COLLECTING UNIT.

3 (3) IF AN AFFIDAVIT CLAIMING THE EXEMPTION UNDER THIS SECTION
4 IS FILED AS PROVIDED IN SUBSECTION (2), THE OWNER OF THAT ELIGIBLE
5 PERSONAL PROPERTY IS NOT REQUIRED TO ALSO FILE A STATEMENT UNDER
6 SECTION 19 IN THAT TAX YEAR.

7 (4) AS USED IN THIS SECTION:

8 (A) "COMMERCIAL PERSONAL PROPERTY" MEANS PERSONAL PROPERTY
9 CLASSIFIED AS COMMERCIAL PERSONAL PROPERTY UNDER SECTION 34C.

10 (B) "ELIGIBLE PERSONAL PROPERTY" MEANS PROPERTY THAT MEETS ALL
11 OF THE FOLLOWING CONDITIONS:

12 (i) IS INDUSTRIAL PERSONAL PROPERTY OR COMMERCIAL PERSONAL
13 PROPERTY.

14 (ii) THE COMBINED TAXABLE VALUE OF ALL INDUSTRIAL PERSONAL
15 PROPERTY AND COMMERCIAL PERSONAL PROPERTY OWNED BY OR UNDER THE
16 CONTROL OF THE OWNER CLAIMING AN EXEMPTION UNDER THIS SECTION IS
17 LESS THAN \$40,000.00 IN THAT LOCAL TAX COLLECTING UNIT.

18 (C) "INDUSTRIAL PERSONAL PROPERTY" MEANS PERSONAL PROPERTY
19 CLASSIFIED AS INDUSTRIAL PERSONAL PROPERTY UNDER SECTION 34C.

[Enacting section 1. Section 90 of the general property tax act, 1893 PA 206, MCL 211.90, as added by this amendatory act, is repealed if House Bill No. 6026 of the 96th Legislature is not approved by a majority of the qualified electors of this state voting on the question at an election to be held on the August regular election date in 2014.]