

# SENATE BILL No. 1288

September 19, 2012, Introduced by Senator BOOHER and referred to the Committee on Natural Resources, Environment and Great Lakes.

A bill to provide for the exemption of certain property from certain taxes; to levy and collect a specific tax upon the owners of certain property; to provide for the disposition of the tax; to prescribe the powers and duties of certain state and local government officials; and to provide penalties.

**THE PEOPLE OF THE STATE OF MICHIGAN ENACT:**

1           Sec. 1. This act shall be known and may be cited as the  
2 "qualified forest specific tax act".

3           Sec. 2. As used in this act:

4           (a) "Commission" means the state tax commission created by  
5 1927 PA 360, MCL 209.101 to 209.107.

6           (b) "Qualified forest property" means that term as defined in  
7 section 7jj of the general property tax act, 1893 PA 206, MCL

1 211.7jj[1].

2 (c) "Taxable value" means the taxable value as determined  
3 under section 27a of the general property tax act, 1893 PA 206, MCL  
4 211.27a.

5 Sec. 3. Qualified forest property is exempt from ad valorem  
6 property taxes collected under the general property tax act, 1893  
7 PA 206, MCL 211.1 to 211.155, as provided under section 7jj of the  
8 general property tax act, 1893 PA 206, MCL 211.7jj[1].

9 Sec. 4. The assessor of each local tax collecting unit in  
10 which there is qualified forest property shall determine annually  
11 as of December 31 the value and taxable value of each parcel of  
12 qualified forest property located in that local tax collecting  
13 unit.

14 Sec. 5. (1) There is levied upon the owner of every qualified  
15 forest property a specific tax to be known as the qualified forest  
16 property specific tax.

17 (2) The amount of the qualified forest property specific tax  
18 in each year shall be determined by the sum of both of the  
19 following:

20 (a) Multiplying the number of mills that would be assessed in  
21 the local tax collecting unit excluding the number of mills levied  
22 under the revised school code, 1976 PA 451, MCL 380.1 to 380.1852,  
23 if the property were subject to the collection of taxes under the  
24 general property tax act, 1893 PA 206, MCL 211.1 to 211.155, by the  
25 qualified forest property's taxable value.

26 (b) Multiplying 2 mills by the qualified forest property's  
27 taxable value.

1           (3) The qualified forest property specific tax is an annual  
2 tax, payable at the same times, in the same installments, and to  
3 the same collecting officer or officers as taxes collected under  
4 the general property tax act, 1893 PA 206, MCL 211.1 to 211.155.

5           (4) The collecting officer or officers shall disburse that  
6 portion of the qualified forest property specific tax described in  
7 subsection (2)(a) to and among this state and cities, townships,  
8 villages, counties, or other taxing units, at the same times and in  
9 the same proportions as required by law for the disbursement of  
10 taxes collected under the general property tax act, 1893 PA 206,  
11 MCL 211.1 to 211.155, excluding disbursements for amounts levied  
12 under the revised school code, 1976 PA 451, MCL 380.1 to 380.1852.

13           (5) The collecting officer or officers shall disburse that  
14 portion of the qualified forest property specific tax described in  
15 subsection (2)(b) to the department of treasury for deposit in the  
16 private forestland enhancement fund created in section 51305 of the  
17 natural resources and environmental protection act, 1994 PA 451,  
18 MCL 324.51305.

19           (6) The collecting officer or officers shall send a copy of  
20 the amount of disbursement made to each taxing unit and to the  
21 department of agriculture and rural development under this section  
22 to the commission on a form provided by the commission.

23           (7) Qualified forest property located in a renaissance zone  
24 under the Michigan renaissance zone act, 1996 PA 376, MCL 125.2681  
25 to 125.2696, is exempt from the qualified forest property specific  
26 tax levied under this act to the extent and for the duration  
27 provided pursuant to the Michigan renaissance zone act, 1996 PA

1 376, MCL 125.2681 to 125.2696, except for that portion of the  
2 qualified forest property specific tax attributable to a tax  
3 described in section 7ff(2) of the general property tax act, 1893  
4 PA 206, MCL 211.7ff. The qualified forest property specific tax  
5 calculated under this subsection shall be disbursed proportionately  
6 to the taxing unit or units that levied the tax described in  
7 section 7ff(2) of the general property tax act, 1893 PA 206, MCL  
8 211.7ff.

9       Sec. 6. Unpaid qualified forest property specific taxes are  
10 subject to forfeiture, foreclosure, and sale in the same manner and  
11 at the same time as taxes returned as delinquent under the general  
12 property tax act, 1893 PA 206, MCL 211.1 to 211.155.