

MICHIGAN METROPOLITAN AREAS METROPOLITAN AUTHORITY ACT (EXCERPT)
Act 407 of 2012

***** 123.1327.new *THIS NEW SECTION IS EFFECTIVE WHEN CONDITIONS APPLIED BY ENACTING SECTION 1 OF ACT 407 OF 2012 ARE MET: See enacting section 1 of Act 407 of 2012* *****

***** 123.1327.new *THIS SECTION IS REPEALED BY ACT 86 OF 2014 IF THE CONDITIONS APPLIED BY ENACTING SECTION 2 OF ACT 86 OF 2014 ARE MET: See enacting section 2 of Act 86 of 2014* *****

123.1327.new Appropriation of funds; distribution to municipalities; distribution of metropolitan areas component tax funds.

Sec. 17. (1) The legislature shall appropriate funds for all of the following purposes:

(a) For fiscal year 2013-2014 and fiscal year 2014-2015, an amount equal to all debt loss for municipalities that are not a local school district or intermediate school district, and an amount equal to all school debt loss for municipalities that are a local school district or intermediate school district.

(b) Beginning in fiscal year 2013-2014 and each fiscal year thereafter, an amount equal to the necessary expenses incurred by the authority and the department in implementing this act.

(2) In fiscal year 2013-2014 and fiscal year 2014-2015, the authority shall distribute to municipalities those funds appropriated under subsection (1)(a).

(3) Beginning in fiscal year 2015-2016, the authority shall distribute metropolitan areas component tax funds as follows in the following order of priority:

(a) The authority shall distribute to each municipality an amount equal to 100% of that municipality's school debt loss, 100% of that municipality's amount calculated under section 16(c), and 100% of that municipality's school operating loss not reimbursed by the school aid fund.

(b) Beginning in fiscal year 2017-2018, 5% of the amount remaining after the distribution under subdivision (a) shall be distributed to each municipality as follows:

(i) Calculate the total taxable value of all industrial real property in the municipality on which is located personal property exempt under sections 9m and 9n of the general property tax act, 1893 PA 206, MCL 211.9m and 211.9n.

(ii) Multiply the result of the calculation in subparagraph (i) by the sum of the lowest rate of each individual millage levied by the municipality in the period between 2012 and the year immediately preceding the current year that is not used to calculate a distribution under subdivision (a) and that is not used to calculate the distribution under section 21(3) of the use tax act, 1937 PA 94, MCL 205.111.

(iii) Divide the result of the calculation in subparagraph (ii) by the sum of the calculation under subparagraph (ii) for all municipalities.

(iv) Multiply the result of the calculation in subparagraph (iii) by the amount to be distributed under this subdivision.

(v) For fiscal year 2018-2019, and each fiscal year thereafter, the percentage amount described in this subdivision shall be increased an additional 5% each year, not to exceed 100%.

(c) After the distributions in subdivisions (a) and (b), the authority shall distribute the remaining balance of that fiscal year's metropolitan areas component tax fund to each qualified municipality in an amount determined by multiplying the remaining balance by a fraction, the numerator of which is that qualified municipality's qualified loss and the denominator of which is the total restricted qualified loss.

History: 2012, Act 407, Eff. (pending).

Compiler's note: Enacting section 1 of Act 407 of 2012 provides:

"Enacting section 1. This act does not take effect unless House Bill No. 6026 of the 96th Legislature is 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."

Enacting section 2 of Act 407 of 2012 provides:

"Enacting section 2. If House Bill No. 6026 of the 96th Legislature is not approved by the majority of the qualified electors of this state voting on the question at an election to be held on the August regular election in 2014, for fiscal year 2013-2014 and fiscal year 2014-2015, the legislature shall appropriate an amount sufficient to make the appropriations described in section 17(1)(a)."

Enacting section 2 of Act 86 of 2014 provides:

"Enacting section 2. This act does not take effect unless Senate Bill No. 822 of the 97th Legislature is 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."

Enacting section 3 of Act 86 of 2014 provides:

"Enacting section 3. If Senate Bill No. 822 of the 97th Legislature is not approved by the majority of the qualified electors of this state voting on the question at an election to be held on the August regular election in 2014, for fiscal year 2014-2015, the legislature shall appropriate an amount sufficient to make the appropriation described in section 17(1)(a) for fiscal year 2014-2015."