

REGIONAL EVENT CENTER FINANCING ACT (EXCERPT)
Act 340 of 2020

***** 141.1443.new THIS NEW SECTION IS EFFECTIVE MARCH 24, 2021 *****

141.1443.new Event center financing program; assessment; ordinance; form; written referendum.

Sec. 3. (1) A municipality may, by ordinance, establish an event center financing program.

(2) The event center financing program shall describe the proposed size, location, cost, and financing structure of the proposed event center.

(3) The event center financing program shall specify the amount of the assessment proposed to be levied, which shall not exceed 4% of the room charges in the applicable payment period.

(4) Upon adoption of an ordinance establishing an event center financing program, the clerk of the municipality shall cause an event center financing program notice to be mailed by registered or certified mail to each owner of a transient facility located in the municipality. In assembling the list of owners to whom the notices shall be mailed, the clerk shall use any data that are reasonably available to the clerk.

(5) The form of the event center financing program notice, in addition to the information required by subsections (1), (2), and (3), shall set forth the right of referendum prescribed in subsection (6).

(6) Within 30 days after adoption of an ordinance establishing an event center financing program, the clerk of the municipality shall require a written referendum to be held by mail or in person among all owners of transient facilities in each municipality in the assessment district. For purposes of the referendum, each owner shall have 1 vote for each room in an owner's transient facility. If a majority of votes actually cast at the referendum approve the assessment and the votes actually cast at the referendum represent 60% or more of the total rooms in those transient facilities, as proposed by the municipality in its event center financing program notice, the assessment shall become effective as to all owners of transient facilities located in the assessment district on the first day of the month following expiration of 30 days after certification of the results by the clerk that the event center financing program was approved. If a majority of votes actually cast at the referendum are opposed to the assessment or if less than 60% of the total rooms are represented in the votes actually cast at the referendum, the assessment shall not become effective. If the assessment is defeated by the referendum, the municipality may file and serve a new notice of intention if at least 60 days have elapsed from the date of certification of the results of the earlier referendum. Not more than 2 referenda or notices may be held pursuant to this subsection or filed pursuant to this subsection in any 1 calendar year. Only 1 assessment under this act may be in existence in an assessment district, or any part of an assessment district, at any 1 time.

(7) The assessment described in this act shall not be effective before January 1, 2020.

History: 2020, Act 340, Eff. Mar. 24, 2021.