

HOUSE BILL No. 5973

September 11, 1990, Introduced by Rep. Jacobetti and referred to the Committee on Appropriations.

A bill to amend section 3 of Act No. 140 of the Public Acts of 1971, entitled as amended

"State revenue sharing act of 1971,"

as amended by Act No. 275 of the Public Acts of 1980, being section 141.903 of the Michigan Compiled Laws.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Section 1. Section 3 of Act No. 140 of the Public Acts of
2 1971, as amended by Act No. 275 of the Public Acts of 1980, being
3 section 141.903 of the Michigan Compiled Laws, is amended to read
4 as follows:

5 Sec. 3. (1) "Population" for the purpose of distributing
6 revenues among cities, villages, townships, and counties means
7 population according to the last and each succeeding statewide
8 federal census, or a special statewide census as provided by law,
9 whichever is later. Corrections to the statewide federal census

1 that are published by the bureau of the census, United States
2 department of commerce, and that occur during the period OF July
3 1 ~~and ending~~ TO June 30, shall become effective for the pur-
4 pose of revenue distributions on the next July 1. Fifty percent
5 of the total number of persons who are wards, patients, or con-
6 victs committed to or domiciled in a city, village, or township
7 institution located outside the boundaries of the city, village,
8 or township, or committed to or domiciled in a county, state, or
9 federal tax-supported institution, if the persons were included
10 in the federal census, or any special census as provided by law,
11 shall be excluded from the computation. ON THE LAST DAY OF
12 DECEMBER OF EACH YEAR THAT IS NOT A SATURDAY, SUNDAY, OR LEGAL
13 HOLIDAY, THE DIRECTOR OF THE DEPARTMENT OF CORRECTIONS SHALL CER-
14 TIFY TO THE DEPARTMENT OF MANAGEMENT AND BUDGET THE DEPARTMENT OF
15 CORRECTIONS' LATEST CENSUS OF PRISONERS COMMITTED TO EACH STATE
16 TAX-SUPPORTED PENAL INSTITUTION. FOR THE PURPOSE OF MAKING DIS-
17 TRIBUTIONS AFTER JUNE 30 FOLLOWING THE DATE OF CERTIFICATION BUT
18 BEFORE THE DEPARTMENT BEGINS TO MAKE DISTRIBUTIONS BASED ON THE
19 NEXT STATEWIDE CENSUS, THE COMPUTATION OF POPULATION OF THE
20 COUNTY AND OF THE CITY, VILLAGE, OR TOWNSHIP IN WHICH A STATE
21 TAX-SUPPORTED PENAL INSTITUTION IS LOCATED SHALL BE ADJUSTED TO
22 REFLECT 50% OF THE NUMBER OF PRISONERS COMMITTED TO THAT INSTITU-
23 TION ACCORDING TO THE CENSUS CERTIFIED BY THE DIRECTOR OF THE
24 DEPARTMENT OF CORRECTIONS. The population of a township is its
25 population outside the corporate limits of villages in the
26 township. The population data used in determining distributions
27 under this act in a year in which a federal decennial statewide

1 census, federal mid-decade statewide census, or special statewide
2 census provided by law is conducted shall become effective for
3 distributions made on and after October 1 of the year for which
4 the respective census is conducted. Once the official population
5 data from a federal decennial statewide census, federal
6 mid-decade statewide census, or special statewide census provided
7 by law is certified and published, the department of management
8 and budget shall calculate any overpayment or underpayment made
9 to a local unit of government since the effective date of the
10 ~~respective~~ STATEWIDE census, ~~and~~ TAKING INTO ACCOUNT ANY
11 ADJUSTMENTS ALREADY MADE IN REVENUE DISTRIBUTED AFTER THE EFFEC-
12 TIVE DATE OF THE STATEWIDE CENSUS BASED ON A PRISONER CENSUS CER-
13 TIFIED BY THE DIRECTOR OF THE DEPARTMENT OF CORRECTIONS PURSUANT
14 TO THIS SUBSECTION. THE DEPARTMENT OF MANAGEMENT AND BUDGET
15 SHALL make adjustments in future distributions to the local unit
16 of government to correct these overpayments or underpayments of
17 revenue distributed pursuant to this act.

18 (2) "Rate" means a figure determined each May 15 by the
19 department of management and budget pursuant to this act from
20 applicable tax data for the preceding calendar year as reported
21 to it by the department of treasury and applicable to payments
22 made during the succeeding period of July 1 to June 30.