

HOUSE BILL No. 5100

September 11, 1991, Introduced by Reps. Niederstadt and Randall and referred to the Committee on Taxation.

A bill to amend sections 10 and 27a of Act No. 206 of the Public Acts of 1893, entitled as amended

"The general property tax act,"

section 27a as added by Act No. 539 of the Public Acts of 1982, being sections 211.10 and 211.27a of the Michigan Compiled Laws.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Section 1. Sections 10 and 27a of Act No. 206 of the Public
2 Acts of 1893, section 27a as added by Act No. 539 of the Public
3 Acts of 1982, being sections 211.10 and 211.27a of the Michigan
4 Compiled Laws, are amended to read as follows:

5 Sec. 10. (1) An assessment of all the property in the
6 state, liable to taxation, shall be made annually THROUGH 1995 in
7 the several townships, villages, and cities ~~thereof~~ by the
8 supervisors of the several townships, or in villages and cities
9 ~~where~~ IF provision is made in the acts of incorporation or

1 charter for an assessing officer, ~~then~~ by ~~such~~ AN assessing
2 officer, as ~~hereinafter~~ provided IN THIS ACT.

3 (2) BEGINNING IN 1996 AND EACH YEAR AFTER 1996, ALL PROPERTY
4 CLASSIFIED AS COMMERCIAL, INDUSTRIAL, DEVELOPMENTAL, OR TIMBER
5 CUTOVER UNDER SECTION 34C IN THE STATE SUBJECT TO TAXATION SHALL
6 BE ASSESSED BIENNIALY IN THE TOWNSHIPS, VILLAGES, AND CITIES.
7 BEGINNING IN 1997 AND EACH YEAR AFTER 1997, ALL PROPERTY CLASSI-
8 FIED AS RESIDENTIAL OR AGRICULTURAL UNDER SECTION 34C IN THE
9 STATE SUBJECT TO TAXATION SHALL BE ASSESSED BIENNIALY IN THE
10 TOWNSHIPS, VILLAGES, AND CITIES. IN A YEAR IN WHICH AN ASSESS-
11 MENT IS NOT MADE, THE ASSESSMENT MADE THE IMMEDIATELY PRECEDING
12 YEAR SHALL BE USED ON THE ASSESSMENT ROLL AND SHALL BE ADJUSTED
13 ONLY TO REFLECT ADDITIONS AND LOSSES, AS THOSE TERMS ARE DEFINED
14 IN SECTION 34D, THAT HAVE OCCURRED. PROVISIONS OR REQUIREMENTS
15 RELATING TO ASSESSMENTS SHALL APPLY BIENNIALY IN THE YEAR OF AN
16 ASSESSMENT EXCEPT THOSE RELATING TO THE VALUATION OF ADDITIONS
17 AND LOSSES OR OMISSIONS AND CORRECTIONS, WHICH SHALL APPLY
18 ANNUALLY.

19 (3) Notwithstanding any provision to the contrary in the act
20 of incorporation or charter of a village, an assessment for vil-
21 lage taxes shall be identical to the assessment made by the town-
22 ship supervisor in which the village is located, and tax state-
23 ments shall set forth clearly the state equalized value of the
24 individual properties in the village upon which authorized mill-
25 ages are levied.

26 (4) ~~Whenever~~ IF a nonresident of the taxing unit against
27 whom an assessment is made ~~shall request~~ REQUESTS in writing

1 information relative to the amount of the assessment against his
2 OR HER property, the supervisor or assessing officer, within a
3 reasonable length of time, shall ~~make~~ reply ~~thereto~~ TO THE
4 REQUEST.

5 Sec. 27a. (1) Except as otherwise provided in ~~subsection~~
6 ~~(2)~~ SUBSECTIONS (2) AND (3), property shall be assessed at 50%
7 of its true cash value pursuant to section 3 of article ~~9~~ IX of
8 the state constitution of 1963.

9 (2) Assessment of property, as required in this section and
10 section 27, shall be inapplicable to the assessment of property
11 subject to the levy of ad valorem taxes within voted tax limita-
12 tion increases to pay principal and interest on limited tax bonds
13 issued by any governmental unit, including a county, township,
14 community college district, or school district, before January 1,
15 1964, if the assessment required to be made under this act would
16 be less than the assessment as state equalized prevailing on the
17 property at the time of the issuance of the bonds. This inappli-
18 cability shall continue until levy of taxes to pay principal and
19 interest on the bonds is no longer required. The assessment of
20 property required by this act shall be applicable for all other
21 purposes.

22 (3) THE PROPORTION OF TRUE CASH VALUE AT WHICH PROPERTY
23 SHALL BE ASSESSED IN DETERMINING TAXES LEVIED BY LOCAL SCHOOL
24 DISTRICTS FOR OPERATING PURPOSES SHALL NOT EXCEED 45% IN 1991,
25 42-1/2% IN 1992, AND 40% FOR EACH YEAR AFTER 1992. THE PROPOR-
26 TION OF TRUE CASH VALUE AT WHICH PROPERTY SHALL BE ASSESSED IN
27 DETERMINING TAXES LEVIED BY ALL TAXING UNITS OTHER THAN LOCAL

1 SCHOOL DISTRICTS SHALL NOT EXCEED 45% IN 1994 AND 40% FOR EACH
2 YEAR AFTER 1994.

3 (4) THE LEGISLATURE SHALL PROVIDE FOR THE REIMBURSEMENT OF
4 ALL TAXING UNITS FOR THE LOSS OF REVENUE DUE TO THE REDUCTION IN
5 THE PROPORTION OF TRUE CASH VALUE AT WHICH PROPERTY IS ASSESSED.
6 THE REIMBURSEMENT SHALL BE DETERMINED BY MULTIPLYING THE DIFFER-
7 ENCE BETWEEN THE STATE EQUALIZED VALUATION AS ASSESSED AT 50% OF
8 TRUE CASH VALUE MINUS THE STATE EQUALIZED VALUATION AS ASSESSED
9 AT THE REDUCED PROPORTION OF TRUE CASH VALUE ALLOWED IN THE YEAR
10 FOR WHICH REIMBURSEMENT IS BEING CALCULATED BY THE NUMBER OF
11 MILLS LEVIED BY THE TAXING UNIT IN 1991 OR THE NUMBER OF MILLS
12 LEVIED IN THE YEAR FOR WHICH REIMBURSEMENT IS BEING CALCULATED,
13 WHICHEVER IS LESS. THE REIMBURSEMENT SHALL BE MADE NOT LATER
14 THAN THE DAY TAXES CALCULATED USING THE ASSESSMENT FOR WHICH
15 REIMBURSEMENT IS BEING MADE BECOME DELINQUENT.

16 Section 2. This amendatory act shall not take effect unless
17 Senate Bill No. ____ or House Bill No. 5101 (request no. 03079'91)
18 of the 86th Legislature is enacted into law.