

HOUSE BILL No. 5160

September 25, 1991, Introduced by Reps. Jaye, Power, Porreca, Willis Bullard, Rocca, Sikkema, Strand, London, Walberg, Shugars, Martin, Horton, Dalman, Dobb, Goss, Robertson, Dolan and Jamian and referred to the Committee on Taxation.

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

"The general property tax act,"

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

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

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

5 Sec. 27a. (1) Except as otherwise provided in subsection
6 (2), EACH property ASSESSMENT shall be ~~assessed at 50%~~ REDUCED
7 TO 45% of its true cash value ON DECEMBER 31, 1991, EACH PROPERTY
8 ASSESSMENT SHALL BE REDUCED TO 40% OF ITS TRUE CASH VALUE ON EACH

1 SUCCEEDING YEAR THEREAFTER, pursuant to section 3 of article 9 of
2 the state constitution of 1963.

3 (1A). A LOCAL ENTITY'S REVENUE LOSS CAUSE BY THIS STATUTE
4 SHALL BE REIMBURSED BY THE STATE GENERAL FUND THE SAME CALENDAR
5 YEAR OF THE LOSS IN ADDITION TO REQUIRED FUNDING IN ART. 9
6 SEC. 30, CONST. OF 1963.

7 (1B). ANY TAXPAYER SHALL HAVE STANDING TO BEING SUIT,
8 INCLUDING CLASS ACTIONS, IN THE CIRCUIT COURT WHERE THE PROPERTY
9 IS LOCATED, TO ENFORCE THIS STATUTE. A TAXPAYER, PREVAILING ON
10 ANY POINT OF SUCH LITIGATION SHALL HAVE AS DAMAGES FROM THE
11 DEFENDANT, ITS ACTUAL EXPENSES OF LITIGATION INCLUDING ATTORNEY
12 FEES, TIMES 150%. NO COST OF ANY NATURE SHALL BE LEVIED AGAINST
13 PLAINTIFF TAXPAYER.

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