



HOUSE BILL No. 5130

October 14, 1993, Introduced by Reps. Gnodtke and O'Neill and referred to the Committee on Local Government.

A bill to amend section 13 of Act No. 24 of the Public Acts of 1989, entitled

"The district library establishment act,"

being section 397.183 of the Michigan Compiled Laws.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Section 1. Section 13 of Act No. 24 of the Public Acts of
2 1989, being section 397.183 of the Michigan Compiled Laws, is
3 amended to read as follows:

4 Sec. 13. (1) Subject to any limitation in the district
5 library agreement on the amount of the district library annual
6 budget or the amount or percentage of an increase in the district
7 library annual budget, or both, that applies in the absence of a
8 districtwide tax approved by the electors, the board shall
9 annually determine the amount of money necessary for the

1 establishment and operation of the district library and shall
 2 state that amount in an annual budget of the district library.

3 (2) All or part of the money necessary for the establishmentⁿ
 4 and operation of a district library may be supplied by a tax
 5 levied by the district library on the taxable property in the
 6 district. A district library shall not levy a tax authorized by
 7 this subsection unless the tax is approved as provided in
 8 section 15. However, a districtwide tax in effect or authorized^d
 9 to be levied by a district library established pursuant to forme^t
 10 Act No. 164 of the Public Acts of 1955 may be levied by the dis-
 11 trict library at the rate and for the period of time originally
 12 authorized without being approved as provided in section 15.

13 (3) A districtwide tax or taxes authorized by subsection (2)
 14 shall not exceed ~~2~~ 4 mills. However, if 1 or more of the par-
 15 ticipating municipalities had a legally established public
 16 library with an authorized tax levy ~~of more than 2 mills on the~~
 17 ~~day before the effective date of this act~~ ON MAY 21, 1989, the
 18 district library may, pursuant to subsection (2), levy on the
 19 taxable property of the district a tax or taxes of not more than
 20 the GREATER OF THE FOLLOWING:

21 (A) THE greatest number of mills authorized to be levied by
 22 any such participating municipality for its public library on
 23 ~~the day before the effective date of this act~~ MAY 21, 1989.

24 (B) FOUR MILLS.

25 (4) Of the amount of money stated in the annual budget pur-
 26 suant to subsection (1) that is not supplied by a districtwide
 27 tax, the legislative body of each participating municipality

1 shall annually pay to the board the percentage set forth in the
2 agreement pursuant to section 4. A participating municipality
3 may make the payment by appropriating money from its general fund
4 or by levying a tax for district library purposes on the taxable
5 property in the municipality, or both.

6 (5) A participating municipality shall not levy a tax autho-
7 rized by subsection (4) unless the tax is approved by a majority
8 of the electors who reside in the participating municipality and
9 vote on the proposal. Not less than 60 days before the date of
10 the election, the legislative body of a participating municipal-
11 ity shall certify a proposed tax to the clerk of the municipality
12 or, if the participating municipality is a school district, to
13 the secretary of the school board for inclusion on the ballot.

14 (6) A library tax in effect or authorized to be levied by a
15 participating municipality before the municipality became a party
16 to an agreement may be levied at the rate and for the period of
17 time originally authorized and used as a source of all or part of
18 the percentage of money set forth in the agreement pursuant to
19 section 4, unless prohibited by the millage authorization.