



HOUSE BILL No. 5669

June 22, 1994 Introduced by Rep Jaye and referred to the Committee on Local Government

A bill to amend sections 485 and 643a of Act No 116 of the Public Acts of 1954, entitled "Michigan election law," being sections 168 485 and 168 643a of the Michigan Compiled Laws

THE PEOPLE OF THE STATE OF MICHIGAN ENACT

1 Section 1 Sections 485 and 643a of Act No 116 of the
2 Public Acts of 1954, being sections 168 485 and 168 643a of the
3 Michigan Compiled Laws, are amended to read as follows
4 Sec 485 (1) ~~Any~~ A question submitted to the electors
5 of this state or the electors of ~~any~~ A subdivision of this
6 state, ~~shall,~~ to the extent that it will not confuse the elec-
7 torate, SHALL be worded ~~in the following manner~~ A SO THAT A
8 "yes" vote will be a vote in favor of the subject matter of the
9 proposal or issue ~~—~~ and a "no" vote will be a vote against the

1 subject matter of the proposal or issue ~~Questions~~ THE
2 QUESTION shall be worded so as to apprise the voters of the
3 subject matter of the proposal or issue, but need not be legally
4 precise The language used shall NOT create ~~no~~ prejudice for
5 or against the issue or proposal

6 (2) A QUESTION SUBMITTED TO THE ELECTORS OF THIS STATE OR
7 THE ELECTORS OF A SUBDIVISION OF THIS STATE THAT RELATES TO A NEW
8 TAX, A TAX INCREASE, OR A TAX RENEWAL SHALL MEET ALL OF THE FOL-
9 LOWING REQUIREMENTS THAT ARE APPLICABLE TO THE QUESTION BEING
10 SUBMITTED TO THE ELECTORS

11 (A) THE QUESTION SHALL INCLUDE A STATEMENT THAT CLEARLY
12 INDICATES THE IMPACT IN NUMERICAL VALUE OF THE NEW TAX, THE TAX
13 INCREASE, OR THE TAX RENEWAL THE STATEMENT SHALL INCLUDE THE
14 DOLLAR AMOUNT OF THE INCREASE IN TAX REVENUE GENERATED IN THE
15 FIRST YEAR OF THE NEW TAX, TAX INCREASE, OR TAX RENEWAL BY A
16 MEDIAN HOME IN THE UNIT OF LOCAL GOVERNMENT THIS STATEMENT
17 SHALL INDICATE THAT THIS TAX OBLIGATION DOLLAR AMOUNT WILL
18 INCREASE EACH YEAR ON A COMPOUNDED BASIS

19 (B) A QUESTION TO APPROVE A NEW TAX OR TO APPROVE THE
20 INCREASE OF THE RATE OF AN EXISTING TAX PURSUANT TO SECTION 31 OF
21 ARTICLE IX OF THE STATE CONSTITUTION OF 1963 SHALL INCLUDE THE
22 FOLLOWING HEADING AND STATEMENT

23 "OVERRIDE HEADLEE TAX LIMITATION LAW

24 THE HEADLEE TAX LIMITATION LAW PROHIBITS A UNIT OF LOCAL
25 GOVERNMENT FROM LEVYING A NEW TAX OR INCREASING AN EXISTING TAX
26 WITHOUT VOTER APPROVAL HOWEVER, THE HEADLEE TAX LIMITATION LAW
27 GUARANTEES A COST OF LIVING INCREASE IN TAXES PLUS ADDITIONAL TAX

1 REVENUE FROM NEW HOME AND COMMERCIAL CONSTRUCTION THIS UNIT OF
 2 LOCAL GOVERNMENT WANTS MORE THAN THE GUARANTEED COST OF LIVING
 3 AND NEW CONSTRUCTION INCREASES UNDER THE HEADLEE TAX LIMITATION
 4 LAW "

5 (C) THE QUESTION SHALL INDICATE IF THE NEW TAX REVENUE GEN-
 6 ERATED IS IN ADDITION TO EXISTING FUNDS OR IS TO REPLACE EXISTING
 7 FUNDS

8 (3) A QUESTION SUBMITTED TO THE ELECTORS OF THIS STATE OR
 9 THE ELECTORS OF A SUBDIVISION OF THIS STATE THAT RELATES TO A
 10 BOND ISSUE SHALL MEET ALL OF THE FOLLOWING REQUIREMENTS THAT ARE
 11 APPLICABLE TO THE QUESTION BEING SUBMITTED TO THE ELECTORS

12 (A) THE QUESTION SHALL INCLUDE A STATEMENT THAT THE BOND
 13 ISSUE IS A TAX INCREASE THAT OBLIGATES PROPERTY OWNERS TO A SPE-
 14 CIFIC ADDITIONAL DOLLAR AMOUNT EACH YEAR FOR THE NUMBER OF YEARS
 15 OF THE BOND THE STATEMENT SHALL INCLUDE THE DOLLAR AMOUNT OF
 16 THE SPECIFIC ADDITIONAL DOLLAR AMOUNT THAT THE OWNER OF A HOME OF
 17 MEDIAN VALUE IN THE UNIT OF LOCAL GOVERNMENT WILL BE OBLIGATED TO
 18 PAY IN THE FIRST AND THE LAST YEAR OF THE BOND ISSUE

19 (B) THE QUESTION SHALL INDICATE IF THE NEW TAX REVENUE GEN-
 20 ERATED IS IN ADDITION TO EXISTING FUNDS OR IS TO REPLACE EXISTING
 21 FUNDS

22 Sec 643a (1) ~~Any~~ A question submitted to the electors
 23 of this state or the electors of ~~any~~ A subdivision of this
 24 state, ~~shall,~~ to the extent that it will not confuse the elec-
 25 torate, SHALL be worded ~~in the following manner~~ A SO THAT A
 26 "yes" vote will be a vote in favor of the subject matter of the
 27 proposal or issue ~~—~~ and a "no" vote will be a vote against the

1 subject matter of the proposal or issue ~~Questions~~ THE
2 QUESTION shall be worded so as to apprise the voters of the
3 subject matter of the proposal or issue, but need not be legally
4 precise The language used shall NOT create ~~no~~ prejudice for
5 or against the issue or proposal

6 (2) A QUESTION SUBMITTED TO THE ELECTORS OF THIS STATE OR
7 THE ELECTORS OF A SUBDIVISION OF THIS STATE THAT RELATES TO A NEW
8 TAX, A TAX INCREASE, OR A TAX RENEWAL SHALL MEET ALL OF THE FOL-
9 LOWING REQUIREMENTS THAT ARE APPLICABLE TO THE QUESTION BEING
10 SUBMITTED TO THE ELECTORS

11 (A) THE QUESTION SHALL INCLUDE A STATEMENT THAT CLEARLY
12 INDICATES THE IMPACT IN NUMERICAL VALUE OF THE NEW TAX, THE TAX
13 INCREASE, OR THE TAX RENEWAL THE STATEMENT SHALL INCLUDE THE
14 DOLLAR AMOUNT OF THE INCREASE IN TAX REVENUE GENERATED IN THE
15 FIRST YEAR OF THE NEW TAX, TAX INCREASE, OR TAX RENEWAL BY A
16 MEDIAN HOME IN THE UNIT OF LOCAL GOVERNMENT THIS STATEMENT
17 SHALL INDICATE THAT THIS TAX OBLIGATION DOLLAR AMOUNT WILL
18 INCREASE EACH YEAR ON A COMPOUNDED BASIS

19 (B) A QUESTION TO APPROVE A NEW TAX OR TO APPROVE THE
20 INCREASE OF THE RATE OF AN EXISTING TAX PURSUANT TO SECTION 31 OF
21 ARTICLE IX OF THE STATE CONSTITUTION OF 1963 SHALL INCLUDE THE
22 FOLLOWING HEADING AND STATEMENT

23 "OVERRIDE HEADLEE TAX LIMITATION LAW

24 THE HEADLEE TAX LIMITATION LAW PROHIBITS A UNIT OF LOCAL
25 GOVERNMENT FROM LEVYING A NEW TAX OR INCREASING AN EXISTING TAX
26 WITHOUT VOTER APPROVAL HOWEVER, THE HEADLEE TAX LIMITATION LAW
27 GUARANTEES A COST OF LIVING INCREASE IN TAXES PLUS ADDITIONAL TAX

1 REVENUE FROM NEW HOME AND COMMERCIAL CONSTRUCTION THIS UNIT OF
2 LOCAL GOVERNMENT WANTS MORE THAN THE GUARANTEED COST OF LIVING
3 AND NEW CONSTRUCTION INCREASES UNDER THE HEADLEE TAX LIMITATION
4 LAW '

5 (C) THE QUESTION SHALL INDICATE IF THE NEW TAX REVENUE GEN-
6 ERATED IS IN ADDITION TO EXISTING FUNDS OR IS TO REPLACE EXISTING
7 FUNDS

8 (3) A QUESTION SUBMITTED TO THE ELECTORS OF THIS STATE OR
9 THE ELECTORS OF A SUBDIVISION OF THIS STATE THAT RELATES TO A
10 BOND ISSUE SHALL MEET ALL OF THE FOLLOWING REQUIREMENTS THAT ARE
11 APPLICABLE TO THE QUESTION BEING SUBMITTED TO THE ELECTORS

12 (A) THE QUESTION SHALL INCLUDE A STATEMENT THAT THE BOND
13 ISSUE IS A TAX INCREASE THAT OBLIGATES PROPERTY OWNERS TO A SPE-
14 CIFIC ADDITIONAL DOLLAR AMOUNT EACH YEAR FOR THE NUMBER OF YEARS
15 OF THE BOND THE STATEMENT SHALL INCLUDE THE DOLLAR AMOUNT OF
16 THE SPECIFIC ADDITIONAL DOLLAR AMOUNT THAT THE OWNER OF A HOME OF
17 MEDIAN VALUE IN THE UNIT OF LOCAL GOVERNMENT WILL BE OBLIGATED TO
18 PAY IN THE FIRST AND THE LAST YEAR OF THE BOND ISSUE

19 (B) THE QUESTION SHALL INDICATE IF THE NEW TAX REVENUE GEN-
20 ERATED IS IN ADDITION TO EXISTING FUNDS OR IS TO REPLACE EXISTING
21 FUNDS