



# HOUSE BILL No. 5785

September 14 1994 Introduced by Reps Stille, McBryde LeTarte Dalman Bobier Horton, DeLange Bodem, Shugars Hill and Voorhees and referred to the Committee on Taxation

A bill to amend section 36 of Act No 206 of the Public Acts of 1893, entitled as amended

The general property tax act,  
as amended by Act No 240 of the Public Acts of 1993 being section 211 36 of the Michigan Compiled Laws

## THE PEOPLE OF THE STATE OF MICHIGAN ENACT

1 Section 1 Section 36 of Act No 206 of the Public Acts of  
2 1893 as amended by Act No 240 of the Public Acts of 1993 being  
3 section 211 36 of the Michigan Compiled Laws is amended to read  
4 as follows

5 Sec 36 (1) The township clerk of each township on or  
6 before September 30 of each year, shall make and deliver to the  
7 supervisor of the clerk s township and to the county clerk a  
8 certified copy of all statements and certificates on file and of  
9 all records of any vote or resolution in the clerk s office

1 authorizing or directing money to be raised in the township by  
2 taxation for township school highway drain and all other pur-  
3 poses together with a statement of the aggregate amount to be  
4 raised However if the issuance of bonds or notes or the levy  
5 of taxes for school purposes has been approved by the electors  
6 before September 30 this subsection does not preclude delivery  
7 by the clerk after September 30 of a resolution authorizing addi-  
8 tional millage to be levied in the year voted The clerk shall  
9 present the copies to the county board of commissioners at its  
10 annual meeting and file the copies in the clerk s office The  
11 county board of commissioners shall not levy in the year voted a  
12 tax levy voted on or after September 30 This subsection does  
13 not apply if 1 of subsections (2) through (4) applies

14 (2) The amount of taxes that are to be levied for school  
15 purposes in a school district an intermediate school district  
16 or community or junior college district that holds an election on  
17 or after September 30 and on or before November 15 or that holds  
18 a second millage election under this subsection allowable pursu-  
19 ant to subsection (3) on or before December 7 and that are  
20 approved shall be certified for the calendar year in which the  
21 election is held only if 1 of the following applies

22 (a) For a school district a school millage in that district  
23 has been defeated in a prior election in the same calendar year

24 (b) For a school district the school millage election is  
25 held in November on the date that school district elects its  
26 board members

1 (c) For a community or junior college district a community  
2 or junior college millage in that district has been defeated in a  
3 prior election in the same calendar year

4 (d) For an intermediate school district the district has a  
5 population greater than 1,400,000

6 (e) For an intermediate school district with a population of  
7 less than 1 400,000 the millage election is held on or before  
8 October 15

9 (3) Except as otherwise provided in this subsection a  
10 school district an intermediate school district, or a community  
11 or junior college district shall not conduct more than 1 millage  
12 election pursuant to subsection (2) If a district s operating  
13 revenue is less than the total operating revenue for the previous  
14 school year the district may hold a second school millage elec-  
15 tion pursuant to subsection (2) on or before December 7

16 (4) ~~Notwithstanding subsections (2) and (3), the~~ THE  
17 amount of taxes that are to be levied ~~for~~ ~~for~~ ~~any purpose~~ by  
18 a ~~taxing unit that holds~~ DISTRICT LIBRARY BOARD UNDER THE DIS-  
19 TRICT LIBRARY ESTABLISHMENT ACT ACT NO 24 OF THE PUBLIC ACTS OF  
20 1989 BEING SECTIONS 397 171 TO 397 196 OF THE MICHIGAN COMPILED  
21 LAWS AND THAT ARE APPROVED AT an election ~~after September 30~~  
22 ~~+1993 and~~ HELD on or before ~~November 30, 1993 and that are~~  
23 ~~approved~~ NOVEMBER 8 1994 shall be certified for the ~~+1993~~ 1994  
24 calendar year

25 (5) On the day after a millage is certified pursuant to sub-  
26 sections (2) through (4) the appropriate county board of  
27 commissioners shall meet and direct or amend its direction for

1 the spread of millages by local units in the county pursuant to  
2 the certification or amended certification

3       (6) The reasonable and actual expenses incurred by a town-  
4 ship county or city in assessing and collecting the school dis-  
5 trict, intermediate school district or community or junior col-  
6 lege district taxes levied and spread pursuant to an election  
7 under subsection (2) or (3) that is held after September 30 to  
8 the extent these expenses are in addition to the expense of col-  
9 lection and assessing any other taxes at the same time and exceed  
10 the amount of any fees imposed for the collection of these taxes  
11 shall be billed to and paid by the school district intermediate  
12 school district, or community or junior college district