



# SENATE BILL No. 978

January 18, 1994, Introduced by Senator Bouchard and  
referred to the Committee on Finance

A bill to amend section 5 of Act No 330 of the Public Acts  
of 1993, entitled

"State real estate transfer tax act,"

being section 207 525 of the Michigan Compiled Laws

## THE PEOPLE OF THE STATE OF MICHIGAN ENACT

1 Section 1 Section 5 of Act No 330 of the Public Acts of  
2 1993, being section 207 525 of the Michigan Compiled Laws, is  
3 amended to read as follows

4 Sec 5 (1) Except as otherwise provided in this section,  
5 the tax imposed under sections 3 and 4 is levied at the following  
6 rate

7 (a) Beginning May 1, 1994, if the sales tax is levied at a  
8 rate of 4% under the general sales tax act, Act No 167 of the  
9 Public Acts of 1933, being sections 205 51 to 205 78 of the  
10 Michigan Compiled Laws, \$5 00 for each \$500 00 or fraction of

1 \$500 00 of the total value of the property being transferred  
2 However, if on May 1, 1994, the sales tax is levied at a rate of  
3 6% under Act No 167 of the Public Acts of 1933, then no tax  
4 shall be levied under this subdivision

5 (b) Beginning January 1, 1995, if the sales tax is levied at  
6 a rate of 6% under the general sales tax act, Act No 167 of the  
7 Public Acts of 1933, being sections 205 51 to 205 78 of the  
8 Michigan Compiled Laws, ~~-\$10 00 for each \$500 00 or fraction of~~  
9 ~~\$500 00 of the total value of the property being transferred~~ NOT  
10 MORE THAN THE RATE LEVIED UNDER ACT NO 134 OF THE PUBLIC ACTS OF  
11 1966, BEING SECTIONS 207 501 TO 207 513 OF THE MICHIGAN COMPILED  
12 LAWS

13 (2) A written instrument subject to the tax imposed by this  
14 act shall state on its face the total value of the real property  
15 being transferred unless an affidavit is attached to the written  
16 instrument declaring the total value of the real property being  
17 transferred The form of the affidavit shall be prescribed by  
18 the department of treasury If the sale or transfer is of a com-  
19 bination of real and personal property, the tax shall be imposed  
20 only upon the transfer of the real property if the values of the  
21 real and personal property are stated separately on the face of  
22 the written instrument or if an affidavit is attached to the  
23 written instrument setting forth the respective values of the  
24 real and personal property

25 Section 2 This amendatory act shall take effect March 15,  
26 1994