



# SENATE BILL No. 1072

July 3, 1996, Introduced by Senator BENNETT and referred to the Committee on Appropriations.

A bill to amend section 7 of Act No. 248 of the Public Acts of 1987, entitled "Airport parking tax act," being section 207.377 of the Michigan Compiled Laws.

**THE PEOPLE OF THE STATE OF MICHIGAN ENACT:**

1 Section 1. Section 7 of Act No. 248 of the Public Acts of  
2 1987, being section 207.377 of the Michigan Compiled Laws, is  
3 amended to read as follows:

4 Sec. 7. (1) Beginning January 1, 1988, through December 31,  
5 1988, on the first day of each month, the state treasurer shall  
6 make a distribution from the fund to each qualified county in an  
7 amount equal to the total amount on deposit in the fund multi-  
8 plied by a fraction the numerator of which is the population of  
9 that qualified county during the immediately preceding year and

1 the denominator of which is the total population of all qualified  
2 counties during the immediately preceding year.

3       (2) Beginning January 1, 1989, on the first day of each  
4 month, the state treasurer shall make a distribution from the  
5 fund to each city within which a regional airport facility is  
6 wholly located in an amount equal to 20% of the total amount on  
7 deposit in the fund minus the amount of revenue generated from  
8 any airport parking facility located within the boundaries of the  
9 regional airport facility divided by the total number of cities  
10 within which a regional airport facility is wholly located. Any  
11 surplus funds remaining after this distribution shall be distrib-  
12 uted in accordance with SUBSECTION (1). ~~above.~~ After the dis-  
13 tribution is made under subsection (1), on the first day of each  
14 month, the state treasurer shall make a distribution from the  
15 fund to each qualified county in an amount equal to the total  
16 amount on deposit in the fund after the distribution under  
17 subsection (1).

18       (3) A distribution made under subsection (1) or (2) shall be  
19 deposited in the general fund of the city or qualified county.

20       (4) The distribution provided by subsection (2) shall not be  
21 made if all taxing units are authorized by law to impose taxes  
22 and the collection is made of taxes imposed under Act No. 189 of  
23 the Public Acts of 1953, being sections 211.181 to 211.182 of the  
24 Michigan Compiled Laws, on concessions at a regional airport  
25 facility.

26       (5) BEGINNING ON THE FIRST DAY OF EACH MONTH FOLLOWING THE  
27 EFFECTIVE DATE OF THE AMENDATORY ACT THAT ADDED THIS SUBSECTION

1 AND CONTINUING UNTIL JANUARY 1, 2007, A DISTRIBUTION SHALL NO  
2 LONGER BE MADE TO A QUALIFIED COUNTY UNDER SUBSECTION (1) OR (2)  
3 EXCEPT FOR THAT AMOUNT NECESSARY TO MAKE ANY REMAINING PAYMENTS  
4 FOR BONDS OR OTHER OBLIGATIONS THAT THE QUALIFIED COUNTY HAS  
5 PLEDGED UNDER SECTION 8. AFTER JUNE 1, 1996 AND UNTIL JANUARY 1,  
6 2007, A QUALIFIED COUNTY SHALL NOT ASSIGN OR PLEDGE ALL OR A POR-  
7 TION OF A DISTRIBUTION RECEIVED UNDER THIS ACT FOR THE PAYMENT OF  
8 BONDS OR OTHER OBLIGATIONS THAT THE QUALIFIED COUNTY IS AUTHO-  
9 RIZED TO ISSUE BY LAW.

10 (6) BEGINNING ON THE FIRST DAY OF EACH MONTH FOLLOWING THE  
11 EFFECTIVE DATE OF THE AMENDATORY ACT THAT ADDED THIS SUBSECTION  
12 AND CONTINUING UNTIL JANUARY 1, 2007, THE AMOUNT PREVIOUSLY DIS-  
13 TRIBUTED TO A QUALIFIED COUNTY SHALL BE DISTRIBUTED ON A PER  
14 CAPITA BASIS BASED ON THE LATEST FEDERAL DECENNIAL CENSUS OR ANY  
15 SPECIAL CENSUS BY A LOCAL UNIT AS PERMITTED BY LAW TO THE CITIES,  
16 VILLAGES, AND TOWNSHIPS WITHIN THAT QUALIFIED COUNTY FOR THE SOLE  
17 PURPOSES OF RECONSTRUCTING, FINANCING, AND MAINTAINING THE EXIST-  
18 ING ROADS AND STREETS WITHIN THOSE CITIES, VILLAGES, AND  
19 TOWNSHIPS. A DISTRIBUTION UNDER THIS SUBSECTION SHALL NOT BE  
20 USED FOR NEW CONSTRUCTION, SHALL NOT BE COMMINGLED WITH OTHER  
21 FUNDS OF THE LOCAL UNIT BUT SHALL BE MAINTAINED IN A SEPARATE  
22 RESTRICTED FUND, SHALL NOT BE USED FOR ADMINISTRATIVE EXPENSES,  
23 AND SHALL NOT BE USED AS AN ASSIGNMENT OR PLEDGE FOR THE ISSUANCE  
24 OF BONDS OR OTHER OBLIGATIONS. INTEREST EARNED FROM MONEY  
25 RECEIVED FROM A DISTRIBUTION SHALL BE USED FOR THE SAME PURPOSES  
26 AS THE DISTRIBUTION. EACH CITY, VILLAGE, OR TOWNSHIP THAT  
27 RECEIVES A DISTRIBUTION UNDER THIS SUBSECTION SHALL MAKE AN

1 ANNUAL REPORT TO THE REVENUE COMMISSIONER BY FEBRUARY 15 FOR THE  
2 PRECEDING CALENDAR YEAR SPECIFYING THE PROJECTS FOR WHICH DISTRI-  
3 BUTIONS FROM THE PRECEDING CALENDAR YEAR WERE USED AND ANY  
4 PROJECTS NOT YET COMPLETED FOR WHICH FUTURE DISTRIBUTIONS MAY BE  
5 USED.

6 (7) IF THE REVENUE COMMISSIONER DETERMINES THAT A CITY, VIL-  
7 LAGE, OR TOWNSHIP HAS NOT USED A DISTRIBUTION OR DISTRIBUTIONS  
8 FOR THE REQUIRED PURPOSES DESCRIBED IN SUBSECTION (6), THE COM-  
9 MISSIONER MAY ASSESS A PENALTY IN AN AMOUNT NOT TO EXCEED 100% OF  
10 THE DISTRIBUTION OR DISTRIBUTIONS USED IN VIOLATION OF THE  
11 REQUIREMENTS OF SUBSECTION (6).