

HOUSE BILL No. 4867

June 4, 1997, Introduced by Reps. Kilpatrick and Quarles and referred to the Committee on Marine Affairs and Port Development.

A bill to amend 1933 PA 167, entitled
"General sales tax act,"
by amending section 25 (MCL 205.75), as amended by 1993 PA 325.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 25. (1) All sums of money received and collected under
2 this act shall be deposited by the department in the state trea-
3 sury to the credit of the general fund, except as provided in
4 this section.

5 (2) Fifteen percent of the collections of the tax imposed at
6 a rate of 4% shall be distributed to cities, villages, and town-
7 ships pursuant to the state revenue sharing act of 1971, ~~Act~~
8 ~~No. 140 of the Public Acts of 1971, being sections 141.901 to~~
9 ~~141.921 of the Michigan Compiled Laws~~ 1971 PA 140, MCL 141.901
10 TO 141.921.

1 (3) Sixty percent of the collections of the tax imposed at a
2 rate of 4% shall be deposited in the state school aid fund
3 established in section 11 of article IX of the state constitution
4 of 1963 and distributed as provided by law. In addition, all of
5 the collections of the tax imposed at the additional rate of 2%
6 approved by the electors ON March 15, 1994 shall be deposited in
7 the state school aid fund.

8 (4) For the fiscal year ending September 30, 1988 and each
9 fiscal year ending after September 30, 1988, of the 25% of the
10 collections of the general sales tax imposed at a rate of 4%
11 directly or indirectly on fuels sold to propel motor vehicles
12 upon highways, on the sale of motor vehicles, and on the sale of
13 the parts and accessories of motor vehicles by new and used car
14 businesses, used car businesses, accessory dealer businesses, and
15 gasoline station businesses as classified by the department of
16 treasury remaining after the allocations and distributions are
17 made pursuant to subsections (2) and (3), the following amounts
18 shall be deposited each year into the respective funds:

19 (a) Not less than 27.9% to the comprehensive transportation
20 fund. ~~However, for the fiscal year ending September 30, 1991~~
21 ~~only, the amount to be deposited in the comprehensive transporta-~~
22 ~~tion fund shall be reduced by \$1,500,000.00.~~

23 (b) The balance to the state general fund.

24 (5) FOR THE FISCAL YEAR ENDING SEPTEMBER 30, 1997 AND EACH
25 FISCAL YEAR AFTER SEPTEMBER 30, 1997, 25% OF THE COLLECTIONS OF
26 THE GENERAL SALES TAX IMPOSED AT A RATE OF 4% DIRECTLY OR
27 INDIRECTLY ON THE SALE OF NEW BOATS, USED BOATS, OR

1 BOATING-RELATED EQUIPMENT SHALL BE DEPOSITED EACH YEAR INTO THE
2 MICHIGAN STATE WATERWAYS FUND CREATED IN SECTION 78110 OF PART
3 781 (MICHIGAN STATE WATERWAYS COMMISSION) OF THE NATURAL
4 RESOURCES AND ENVIRONMENTAL PROTECTION ACT, 1994 PA 451, MCL
5 324.78110, AND SHALL BE USED FOR PUBLIC ACCESS SITE INFRASTRUC-
6 TURE IMPROVEMENTS INCLUDING, BUT NOT LIMITED TO, THE CONSTRUC-
7 TION, MAINTENANCE, AND OPERATION OF LIMITED ACCESS HIGHWAYS AND
8 CONNECTING DRIVES FOR PUBLIC ACCESS SITES.

9 (6) ~~-(5)-~~ After the allocations and distributions are made
10 pursuant to subsections (2) and (3), an amount equal to the col-
11 lections of the tax imposed at a rate of 4% by this act from the
12 sale at retail of computer software as defined in section 1 shall
13 be deposited in the Michigan health initiative fund created in
14 section 5911 of the public health code, ~~Act No. 368 of the~~
15 ~~Public Acts of 1978, being section 333.5911 of the Michigan~~
16 ~~Compiled Laws~~ 1978 PA 368, MCL 333.5911, and shall be considered
17 in addition to, and is not intended as a replacement for any
18 other money appropriated to the department of public health. The
19 funds deposited in the Michigan health initiative fund on an
20 annual basis shall not be less than \$9,000,000.00 or more than
21 \$12,000,000.00.

22 (7) ~~-(6)-~~ The balance in the state general fund shall be
23 disbursed only on an appropriation or appropriations by the
24 legislature.