

**SENATE BILL NO. 1178**

June 3, 1998, Introduced by Senators PETERS, CHERRY, O'BRIEN, DE BEAUSSAERT, BYRUM, HART, CONROY, MILLER, KOIVISTO, VAUGHN, YOUNG, A. SMITH and V. SMITH and referred to the Committee on Government Operations.

A bill to amend 1995 PA 24, entitled  
"Michigan economic growth authority act,"  
(MCL 207.801 to 207.810) by adding section 8a.

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

1        SEC. 8A. (1) AN AUTHORIZED BUSINESS OR PERSON WHO HAS AN  
2 INTEREST IN AN AUTHORIZED BUSINESS, OR THE SPOUSE, PARENT, CHILD,  
3 OR SPOUSE OF A CHILD OF A PERSON WHO HAS AN INTEREST IN AN AUTHO-  
4 RIZED BUSINESS, SHALL NOT MAKE A CONTRIBUTION TO A CANDIDATE OR A  
5 COMMITTEE DURING THE FOLLOWING PERIODS:

6        (A) THE TIME PERIOD DURING WHICH THE AUTHORIZED BUSINESS IS  
7 ELIGIBLE FOR A TAX CREDIT AS PROVIDED IN THIS ACT.

8        (B) THE 3 YEARS FOLLOWING THE FINAL EXPIRATION OR TERMINA-  
9 TION OF THE AUTHORIZED BUSINESS'S ELIGIBILITY FOR A TAX CREDIT AS  
10 PROVIDED IN THIS ACT.



1 (2) AN AUTHORIZED BUSINESS OR PERSON WHO HAS AN INTEREST IN  
2 AN AUTHORIZED BUSINESS, OR THE SPOUSE, PARENT, CHILD, OR SPOUSE  
3 OF A CHILD OF A PERSON WHO HAS AN INTEREST IN AN AUTHORIZED BUSI-  
4 NESS, SHALL NOT MAKE A CONTRIBUTION TO A CANDIDATE OR COMMITTEE  
5 THROUGH A LEGAL ENTITY THAT IS ESTABLISHED, DIRECTED, OR CON-  
6 TROLLED BY ANY OF THE PERSONS DESCRIBED IN THIS SUBSECTION DURING  
7 THE TIME PERIODS DESCRIBED IN SUBSECTION (1).

8 (3) FOR PURPOSES OF THIS SECTION, A PERSON IS CONSIDERED TO  
9 HAVE AN INTEREST IN AN AUTHORIZED BUSINESS IF ANY OF THE FOLLOW-  
10 ING CIRCUMSTANCES EXIST:

11 (A) THE PERSON HOLDS AT LEAST A 1% INTEREST IN THE AUTHO-  
12 RIZED BUSINESS.

13 (B) THE PERSON IS AN OFFICER OR A MANAGERIAL EMPLOYEE OF THE  
14 AUTHORIZED BUSINESS AS DEFINED BY RULES PROMULGATED BY THE  
15 AUTHORITY.

16 (C) THE PERSON IS AN OFFICER OF A PERSON WHO HOLDS AT LEAST  
17 A 1% INTEREST IN THE AUTHORIZED BUSINESS.

18 (D) THE PERSON IS AN INDEPENDENT COMMITTEE OF THE AUTHORIZED  
19 BUSINESS.

20 (4) AN AUTHORIZED BUSINESS IS CONSIDERED TO HAVE MADE A CON-  
21 TRIBUTION IF A CONTRIBUTION IS MADE BY A PERSON WHO HAS AN INTER-  
22 EST IN THE AUTHORIZED BUSINESS.

23 (5) AS USED IN THIS SECTION:

24 (A) "CANDIDATE" MEANS BOTH OF THE FOLLOWING:

25 (i) THAT TERM AS DEFINED IN SECTION 3 OF THE MICHIGAN CAM-  
26 PAIGN FINANCE ACT, 1976 PA 388, MCL 169.203.

1           (ii) THE HOLDER OF ANY STATE, LEGISLATIVE, OR LOCAL ELECTIVE  
2 OFFICE.

3           (B) "COMMITTEE" MEANS ANY OF THE FOLLOWING:

4           (i) A CANDIDATE COMMITTEE AS THAT TERM IS DEFINED IN  
5 SECTION 3 OF THE MICHIGAN CAMPAIGN FINANCE ACT, 1976 PA 388, MCL  
6 169.203.

7           (ii) A POLITICAL PARTY COMMITTEE AS THAT TERM IS DEFINED IN  
8 SECTION 11 OF THE MICHIGAN CAMPAIGN FINANCE ACT, 1976 PA 388, MCL  
9 169.211.

10           (iii) AN INDEPENDENT COMMITTEE AS THAT TERM IS DEFINED IN  
11 SECTION 8 OF THE MICHIGAN CAMPAIGN FINANCE ACT, 1976 PA 388, MCL  
12 169.208.

13           (iv) A COMMITTEE ORGANIZED BY A LEGISLATIVE CAUCUS OF A  
14 CHAMBER OF THE LEGISLATURE.

15           (C) "OFFICER" MEANS EITHER OF THE FOLLOWING:

16           (i) AN INDIVIDUAL LISTED AS AN OFFICER OF A CORPORATION,  
17 LIMITED LIABILITY COMPANY, OR LIMITED LIABILITY PARTNERSHIP.

18           (ii) AN INDIVIDUAL WHO IS A SUCCESSOR TO AN INDIVIDUAL  
19 DESCRIBED IN SUBPARAGRAPH (i).