

HOUSE BILL No. 5423

November 1, 2001, Introduced by Rep. Pumford and referred to the Committee on Commerce.

A bill to amend 1966 PA 331, entitled
"Community college act of 1966,"
by amending section 144 (MCL 389.144), as amended by 1990
PA 287.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 144. (1) The board of trustees of each community col-
2 lege district may levy for the purposes specified as within the
3 power of the board a tax that does not exceed the rate previously
4 or subsequently authorized by the qualified electors of the dis-
5 trict or the rate derived through the previous adoption by the
6 electors of the district of former ~~Act No. 188 of the Public~~
7 ~~Acts of 1955, as amended~~ 1955 PA 188, or the rate that is allo-
8 cated to the community college district in accordance with the
9 property tax limitation act, ~~Act No. 62 of the Public Acts of~~
10 ~~1933, as amended, being sections 211.201 to 211.217a of the~~

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1 ~~Michigan Compiled Laws~~ 1933 PA 62, MCL 211.201 TO 211.217A. The
2 funds may be used for all purposes authorized, except that to the
3 extent permitted under the ~~municipal finance act, Act No. 202 of~~
4 ~~the Public Acts of 1943, as amended, being sections 131.1 to~~
5 ~~139.3 of the Michigan Compiled Laws~~ REVISED MUNICIPAL FINANCE
6 ACT, 2001 PA 34, MCL 141.2101 TO 141.2821, taxes imposed for the
7 payment of principal and interest on bonds or other evidences of
8 indebtedness or for the payment of assessments or contract obli-
9 gations in anticipation of which bonds are issued may be imposed
10 without limitation as to rate or amount. This limitation may be
11 increased to not more than 5 mills if approved by a majority of
12 the qualified electors voting on the question at any general or
13 special election of the community college district.

14 (2) Except as provided in subsection (3), the board of
15 trustees shall determine the total taxes required for any year
16 and shall certify the approved tax rate to be levied and the
17 amount of taxes to be raised to the proper assessing officer of
18 each city and township in which the territory of the community
19 college district is situated on or before September 1 of each
20 year, except that the board of trustees may provide by resolution
21 that taxes to be raised against property within any city or town-
22 ship, any portion of which lies within the community college dis-
23 trict boundaries, may be levied and collected in the same manner
24 and at the same time as the city or township taxes or in the same
25 manner and at the same time as school district or intermediate
26 school district taxes are being collected by the city or township
27 ~~pursuant to~~ UNDER part 26 of the REVISED school code, ~~of 1976,~~

1 ~~Act No. 451 of the Public Acts of 1976, as amended, being~~
2 ~~sections 380.1611 to 380.1615 of the Michigan Compiled Laws 1976~~
3 ~~PA 451, MCL 380.1611 TO 380.1615.~~

4 (3) By resolution of its board on or before May 15 of the
5 year in which it is established, a community college district
6 established under this act between January 1 and May 1 of any
7 calendar year may impose a summer property tax levy of either the
8 total or 1/2 of the community college district property taxes for
9 that tax year. The board resolution shall also determine the
10 total taxes required for that tax year and certify the approved
11 tax rate to be levied and the amount of taxes to be raised to the
12 proper assessing officer of each city or township in which the
13 territory of the community college district is situated. Upon
14 receipt of that board resolution, each city and township in which
15 the community college district is situated that collects a summer
16 property tax levy pursuant to section 1613 of ~~Act No. 451 of the~~
17 ~~Public Acts of 1976, being section 380.1613 of the Michigan~~
18 ~~Compiled Laws~~ THE REVISED SCHOOL CODE, 1976 PA 451, MCL
19 380.1613, shall collect the summer levy for that year. The rea-
20 sonable and actual expenses incurred by a city or township in
21 collecting the community college district property taxes under
22 this subsection, to the extent these expenses are in addition to
23 the expense of collecting and assessing any other taxes at the
24 same time and exceed the amount of any fees imposed for the col-
25 lection of the community college property taxes, shall be billed
26 to and paid by the community college district. For the purposes
27 of this subsection, reasonable and actual expenses shall not

1 exceed the current collection agreements negotiated with the
2 largest intermediate school district within the community college
3 district. This subsection applies until December 31, 1992.

4 (4) All money collected by any tax collecting officer from
5 the tax levied pursuant to this section shall be returned to the
6 community college district pursuant to section 43 of the general
7 property tax act, ~~Act No. 206 of the Public Acts of 1893, being~~
8 ~~section 211.43 of the Michigan Compiled Laws~~ 1893 PA 206, MCL
9 211.43, or to the county treasurer who shall pay the taxes so
10 returned immediately to the community college district.

11 (5) The subjects of taxation for the community college dis-
12 trict purposes shall be the same as for state, county, and other
13 school purposes as provided under the general property tax act,
14 ~~Act No. 206 of the Public Acts of 1893, being sections 211.1 to~~
15 ~~211.157 of the Michigan Compiled Laws~~ 1893 PA 206, MCL 211.1 TO
16 211.157.