

HOUSE BILL No. 5098

September 25, 2001, Introduced by Reps. Jansen, DeWeese, Hummel, Ruth Johnson, Voorhees, Richardville and Pappageorge and referred to the Committee on Tax Policy.

A bill to amend 1967 PA 281, entitled
"Income tax act of 1967,"
(MCL 206.1 to 206.532) by adding section 270.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 SEC. 270. (1) FOR TAX YEARS THAT BEGIN AFTER DECEMBER 31,
2 2000, A TAXPAYER MAY CLAIM A CREDIT AGAINST THE TAX IMPOSED BY
3 THIS ACT EQUAL TO 50% OF THE FAIR MARKET VALUE OF A PASSENGER
4 VEHICLE DONATED BY THE TAXPAYER TO AN ORGANIZATION EXEMPT FROM
5 TAXATION UNDER SECTION 501(c)(3) OF THE INTERNAL REVENUE CODE.

6 (2) THE VALUE OF A PASSENGER VEHICLE SHALL BE DETERMINED
7 USING EITHER OF THE FOLLOWING:

8 (A) THE NATIONAL AUTOMOTIVE DEALERS ASSOCIATION OFFICIAL
9 USED CAR GUIDE, COMMONLY REFERRED TO AS THE BLUE BOOK, OR A
10 SIMILAR, NATIONALLY RECOGNIZED VALUATION SYSTEM.

1 (B) THE INTERNAL REVENUE CODE VALUATION SYSTEM TO DETERMINE
2 THE VALUE OF PROPERTY DONATED TO QUALIFIED ORGANIZATIONS.

3 (3) IF THE CREDIT ALLOWED UNDER THIS SECTION EXCEEDS THE TAX
4 LIABILITY OF THE TAXPAYER FOR THE TAX YEAR, THAT AMOUNT THAT
5 EXCEEDS THE TAX LIABILITY SHALL NOT BE REFUNDED.

6 (4) AS USED IN THIS SECTION:

7 (A) "GROSS VEHICLE WEIGHT RATING" MEANS THE VALUE SPECIFIED
8 BY THE MANUFACTURER AS THE LOADED WEIGHT OF A SINGLE VEHICLE.

9 (B) "PASSENGER VEHICLE" MEANS A MOTOR VEHICLE WITH MOTIVE
10 POWER DESIGNED TO CARRY 10 PASSENGERS OR LESS, OR A VAN HAVING A
11 GROSS VEHICLE WEIGHT RATING OF 5,000 POUNDS OR LESS, BUT NOT
12 INCLUDING A MULTIPURPOSE PASSENGER MOTOR VEHICLE OR MOTORCYCLE,
13 BUT INCLUDING A PICKUP TRUCK.