

# HOUSE BILL No. 4046

January 28, 2003, Introduced by Rep. LaSata and referred to the Committee on Commerce.

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  
3 treasury 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  
7 townships pursuant to the **Glenn Steil** state revenue sharing act  
8 of 1971, ~~Act No. 140 of the Public Acts of 1971, being sections~~  
9 ~~141.901 to 141.921 of the Michigan Compiled Laws~~ **1971 PA 140,**  
10 **MCL 141.901 to 141.921.**

11       (3) Sixty percent of the collections of the tax imposed at a

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

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

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

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

23 (5) After the allocations and distributions are made  
24 ~~pursuant to~~ **under** subsections (2) and (3), an amount equal to  
25 the collections of the tax imposed at a rate of 4% by this act  
26 from the sale at retail of computer software as defined in  
27 section 1 shall be deposited in the Michigan health initiative

1 fund created in section 5911 of the public health code, ~~Act~~  
2 ~~No. 368 of the Public Acts of 1978, being section 333.5911 of the~~  
3 ~~Michigan Compiled Laws 1978 PA 368, MCL 333.5911,~~ and shall be  
4 considered in addition to, and is not intended as a replacement  
5 for any other money appropriated to the department of public  
6 health. The funds deposited in the Michigan health initiative  
7 fund on an annual basis shall not be less than \$9,000,000.00 or  
8 more than \$12,000,000.00.

9       (6) After the allocations and distributions are made under  
10 subsections (2) and (3), an amount equal to the balance of the  
11 collections of the tax imposed at a rate of 4% under this act on  
12 the sale of each manufactured or mobile home shall be deposited  
13 in the state school aid fund. As used in this subsection,  
14 "manufactured or mobile home" means a structure, transportable in  
15 1 or more sections, that is built on a chassis and designed to be  
16 used as a dwelling, with or without a permanent foundation, when  
17 connected to the required utilities and includes the plumbing,  
18 heating, air-conditioning, and electrical systems contained in  
19 the structure.

20       (7) ~~—(6)—~~ The balance in the state general fund shall be  
21 disbursed only on an appropriation or appropriations by the  
22 legislature.