

# SENATE BILL No. 521

May 28, 2003, Introduced by Senators McMANUS, BIRKHOLZ, ALLEN and JELINEK and referred to the Committee on Appropriations.

A bill to amend 1994 PA 451, entitled  
"Natural resources and environmental protection act,"  
by amending sections 2151, 2153, and 2154 (MCL 324.2151,  
324.2153, and 324.2154), as added by 1995 PA 60; and by adding  
sections 2151a and 2154a.

## THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1       Sec. 2151. (1) The department shall enter upon its records  
2 against each description of ~~the~~ land **described in section 2150**  
3 the amounts provided by this subpart and shall certify the  
4 amounts to the department of treasury, which shall draw a warrant  
5 on the state treasurer for those amounts ~~—, the tax on tax~~  
6 ~~reverted, recreation, forest lands, or other lands under the~~  
7 ~~control of the department~~ to be paid out of ~~any money in the~~  
8 general fund. ~~not otherwise appropriated.~~ The amounts shall be  
9 forwarded by the department of treasury to the county

1 treasurers.

2 (2) Payments under this subpart and subpart 14 are a first  
3 budget obligation of the department.

4 Sec. 2151a. In consideration for the sale or lease of land  
5 described in section 2150 to a local unit of government, school  
6 district, or other assessing district, the local unit of  
7 government, school district, or other assessing district may  
8 forgive an obligation of the department under this subpart or  
9 subpart 14.

10 Sec. 2153. (1) The valuation of lands described in section  
11 2152, for the purposes of this subpart, shall be ~~fixed~~  
12 **determined** by the state tax commission on or before February 1 of  
13 each year, and the state tax commission shall, on or before  
14 February 15 of each year, make a report to **the department and to**  
15 **the assessing officers of** the assessing districts of the state in  
16 which the lands are located. ~~—, giving~~ **The report shall provide**  
17 a description of the land in the assessing district held by the  
18 state with the valuation as ~~fixed~~ **determined** by the state tax  
19 commission. ~~The state tax commission shall furnish a value to~~  
20 ~~the assessing officers that~~

21 (2) For land included in the state tax commission's 2003  
22 valuation of lands under this section, the commission's valuation  
23 each year shall be equal to the valuation, including any  
24 adjustments made by the assessing officer of the assessing  
25 district, as determined under this section in 2003.

26 (3) For land acquired after the state tax commission's 2003  
27 valuation of lands under this section, the commission's first

1 annual valuation of that land shall be at the same value as other  
2 property is assessed in the assessment district. In ~~fixing~~  
3 **determining** the valuation, the state tax commission shall not  
4 include improvements made to or placed upon such lands.

5 (4) For land acquired after the state tax commission's 2003  
6 valuation of lands under this section, the commission's second  
7 and subsequent annual valuations of that land shall be equal to  
8 the first annual valuation under this section, including any  
9 adjustments made by the assessing officer of the assessing  
10 district under subsection (5) at the time of that first annual  
11 valuation.

12 (5) Upon receipt of the **state tax commission** report, ~~by the~~  
13 assessing officer ~~—, he or she—~~ shall enter upon the assessment  
14 rolls of each ~~municipality~~ **local unit of government, school**  
15 **district**, or assessing district the respective descriptions of  
16 the lands with the ~~fixed value and assess such lands for the~~  
17 ~~purposes of this subpart at the same rate as other real property~~  
18 ~~in the assessing district, except that adjustment to the value~~  
19 ~~certified by the state tax commission may be made by the~~  
20 ~~assessing officer~~ **value determined by the state tax commission.**  
21 **However, the assessing officer may adjust a valuation to reflect**  
22 **any general adjustment of assessed valuation from the prior year**  
23 **that is not included in the state tax commission computation.**  
24 **Such an adjustment may be made only under either of the following**  
25 **circumstances:**

26 (a) A valuation of land described in subsection (2) may be  
27 adjusted in 2003.

1           (b) A first valuation of land described in subsection (3) may  
2 be adjusted in the first year that land is entered on the  
3 assessment rolls under this subpart.

4           (6) If an adjustment ~~to the value certified by the state tax~~  
5 ~~commission~~ is made **under subsection (5)**, the assessing officer  
6 shall certify to the department, not later than the first  
7 Wednesday after the first Monday in March, the amount and  
8 percentage of any general adjustment of assessed valuation and  
9 the amount and percentage of any change in the assessment roll;  
10 the relation of the total valuation to that reported by the state  
11 tax commission; and the adjusted total of ~~conservation land.~~  
12 ~~Assessments for special improvements shall not be included~~ **lands**  
13 **described in section 2152.**

14           (7) The assessing officer shall assess lands described in  
15 section 2152 for the purposes of this subpart at the same rate as  
16 other real property in the assessing district. However, the  
17 lands are not subject to assessment or collection of millage  
18 attributable to either of the following:

19           (a) Taxes imposed for the payment of bonds issued by a city,  
20 village, township, county, school district, or other political  
21 subdivision of this state unless the bonds were approved by a  
22 majority of the electors voting on the question prior to  
23 October 1, 2003 or the bonds were authorized prior to  
24 December 23, 1978.

25           (b) The state education tax authorized under section 3 of the  
26 state education tax act, 1993 PA 331, MCL 211.903.

27           Sec. 2154. (1) The treasurer or other officer charged with

1 the collection of taxes for an assessing district shall forward  
2 ~~a~~ **an annual** statement of the assessment to the ~~Lansing office~~  
3 ~~of the department, which shall review the statement and, if the~~  
4 ~~amount of the assessment has been determined according to this~~  
5 ~~subpart,~~ **county treasurer. The county treasurer may establish a**  
6 **deadline and requirements for the format and content of**  
7 **statements submitted under this subsection.**

8 (2) The county treasurer shall prepare and submit to the  
9 department before December 31 of each year a single statement for  
10 all lands described in section 2152 in the county based on the  
11 annual statements from each assessing district under subsection  
12 (1). The annual county statement shall be prepared and submitted  
13 in a format and with contents as required by the department and  
14 shall include at least all of the following information for lands  
15 covered by the statement:

16 (a) Location information.

17 (b) Parcel identification codes as established by the  
18 department.

19 (c) Taxable value, millage rates, and amount of payment in  
20 lieu of taxes as determined under section 2153.

21 (3) The department shall review each annual county statement  
22 submitted under subsection (2). If the amount of the payment in  
23 lieu of taxes has been determined as required by section 2153,  
24 the department shall authorize the state treasurer to pay the  
25 amount of the assessment by warrant on the state treasury.

26 (4) Each county treasurer shall distribute payments in lieu  
27 of taxes received under subsection (3) to the respective

1 assessing districts.

2 (5) ~~-(2)-~~ If the amount of the assessment is not paid to the  
 3 county treasurer within the time provided for the payment of  
 4 property taxes ~~pursuant to~~ under the general property tax act,  
 5 ~~Act No. 206 of the Public Acts of 1893, being sections 211.1 to~~  
 6 ~~211.157 of the Michigan Compiled Laws~~ 1893 PA 206, MCL 211.1 to  
 7 211.157, interest and penalties may be imposed by the local  
 8 property tax collecting unit in the same manner provided for  
 9 delinquent property taxes in ~~Act No. 206 of the Public Acts of~~  
 10 ~~1893~~ that act. However, interest and penalties shall not be  
 11 imposed for a tax that is collected in the summer for the first  
 12 time by a local property tax collecting unit.

13 (6) Payments under this subpart and subpart 13 are a first  
 14 budget obligation of the department.

15 Sec. 2154a. In consideration for the sale or lease of land  
 16 described in section 2152 to a local unit of government, school  
 17 district, or other assessing district, the local unit of  
 18 government, school district, or other assessing district may  
 19 forgive an obligation of the department under this subpart or  
 20 subpart 13.