## **SENATE BILL No. 1047**

February 16, 2006, Introduced by Senator BASHAM and referred to the Committee on Commerce and Labor.

A bill to amend 1992 PA 147, entitled "Neighborhood enterprise zone act,"

by amending section 4 (MCL 207.774), as amended by 2005 PA 339.

## THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

- 1 Sec. 4. (1) The owner of a homestead facility or owner or
- 2 developer or prospective owner or developer of a proposed new
- 3 facility or an owner or developer or prospective developer
- 4 proposing to rehabilitate property located in a neighborhood
- 5 enterprise zone may file an application for a neighborhood
- 6 enterprise zone certificate with the clerk of the local
- 7 governmental unit. The application shall be filed in the manner and
- 8 form prescribed by the commission. The clerk of the local
- 9 governmental unit shall provide a copy of each homestead facility

- 1 application to the assessor for the local governmental unit. Except
- 2 as provided in subsection (2), the application shall be filed
- 3 before a building permit is issued for the new construction or
- 4 rehabilitation of the facility.
- 5 (2) An application may be filed after a building permit is
- 6 issued only if 1 or more of the following apply:
- 7 (a) For the rehabilitation of a facility if the area in which
- 8 the facility is located is designated as a neighborhood enterprise
- 9 zone by the governing body of the local governmental unit in the
- 10 calendar year 1992 and if the building permit is issued for the
- 11 rehabilitation before December 31, 1994 and after the date on which
- 12 the area in which the facility is located was designated as a
- 13 neighborhood enterprise zone by the governing body of the local
- 14 governmental unit.
- 15 (b) For the construction of a new facility if the area in
- 16 which the new facility is located is designated as a neighborhood
- 17 enterprise zone by the governing body of the local governmental
- 18 unit in calendar year 1992 or 1993 and if the building permit is
- 19 issued for that new facility before December 31, 1995 and after
- 20 January 1, 1993.
- 21 (c) For the construction of a new facility if the area in
- 22 which the new facility is located is designated as a neighborhood
- 23 enterprise zone by the governing body of the local governmental
- 24 unit in July 1997 and if the building permit is issued for that new
- 25 facility on February 3, 1998.
- 26 (d) For a new facility or a rehabilitated facility if the area
- 27 in which the new facility or rehabilitated facility is located was

- 1 designated as a neighborhood enterprise zone by the governing body
- 2 of the local governmental unit in July 1996 and if the building
- 3 permit was issued for that facility on or before July 3, 2001.
- 4 (e) For a new facility or a rehabilitated facility if the area
- 5 in which the new facility or rehabilitated facility is located was
- 6 designated as a neighborhood enterprise zone by the governing body
- 7 of the local governmental unit in October 1994 and if the building
- 8 permit was issued for that facility on or before April 25, 1997.
- 9 (f) For the construction of a new facility if the area in
- 10 which the new facility is located is designated as a neighborhood
- 11 enterprise zone by the governing body of the local governmental
- 12 unit in September 2001 and if the building permit is issued for
- 13 that new facility on March 3, 2003.
- 14 (g) For a rehabilitated facility if all or a portion of the
- 15 rehabilitated facility is a qualified historic building.
- 16 (h) For the construction of a new facility if the area in
- 17 which the new facility is located is designated as a neighborhood
- 18 enterprise zone by the governing body of the local governmental
- 19 unit in July 1993 and the new facility was a model home.
- (i) For the construction of a new facility if the area in
- 21 which the new facility is located is designated as a neighborhood
- 22 enterprise zone by the governing body of the local governmental
- 23 unit in August 2004 and if building permits were issued for that
- 24 facility beginning November 5, 2002 through December 23, 2003.
- 25 (j) For a homestead facility.
- 26 (K) FOR THE CONSTRUCTION OF A FACILITY IF THE AREA IN WHICH
- 27 THE FACILITY IS LOCATED WAS DESIGNATED AS A NEIGHBORHOOD ENTERPRISE

## Senate Bill No. 1047 as amended March 2, 2006 as amended March 7, 2006

- 1 ZONE BY THE GOVERNING BODY OF THE LOCAL GOVERNMENTAL UNIT IN << JULY>>
- 2 2003, <<AND>> IF THE BUILDING PERMIT WAS ISSUED FOR THAT FACILITY IN JUNE
- 3 2004<<.
- 4
- 5 (3) The application shall contain or be accompanied by all of
- 6 the following:
- 7 (a) A general description of the homestead facility, new
- 8 facility, or proposed rehabilitated facility.
- 9 (b) The dimensions of the parcel on which the homestead
- 10 facility, new facility, or proposed rehabilitated facility is or is
- 11 to be located.
- 12 (c) The general nature and extent of the construction to be
- 13 undertaken.
- 14 (d) A time schedule for undertaking and completing the
- 15 rehabilitation of property or the construction of the new facility.
- 16 (e) A statement by the owner of a homestead facility that the
- owner is committed to investing a minimum of \$500.00 in the first 3
- 18 years that the certificate for a homestead facility is in effect
- 19 and committed to documenting the minimum investment if required to
- 20 do so by the assessor of the local governmental unit.
- 21 (f) Any other information required by the local governmental
- 22 unit.
- 23 (4) Notwithstanding any other provisions of this act, for any
- 24 certificate issued as a result of the enactment of the amendatory
- 25 act that added subsection (2)(c), the effective date of the
- 26 certificate shall be the first day of the tax year following the
- 27 year the certificate is approved by the commission.

- 1 (5) Notwithstanding any other provisions of this act, for any 2 certificate issued as a result of the enactment of the amendatory 3 act that added subsection (2)(d) or the amendatory act that added
- 4 subsection (2)(e), the effective date of the certificate shall be
- 5 January 1, 2001.
- **6** (6) Notwithstanding any other provisions of this act, for any
- 7 certificate issued as a result of the enactment of the amendatory
- 8 act that added subsection (2)(j) OR THE AMENDATORY ACT THAT ADDED
- 9 SUBSECTION (2)(K), the effective date of the certificate shall be
- 10 the first day of the tax year following the year the certificate is
- 11 approved by the commission.