

HOUSE BILL No. 4096

February 1, 2005, Introduced by Reps. Miller, Gleason, Polidori, Sheltroun, Gosselin and Byrnes 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 272.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 SEC. 272. (1) FOR TAX YEARS THAT BEGIN AFTER DECEMBER 31,
2 2004, A TAXPAYER MAY CLAIM A CREDIT AGAINST THE TAX IMPOSED BY THIS
3 ACT EQUAL TO THE 50% OF THE COST PAID BY THE TAXPAYER, NOT TO
4 EXCEED \$5,000.00, FOR QUALIFIED RENOVATIONS MADE TO THE HOME OF THE
5 TAXPAYER IF THE TAXPAYER IS EITHER OF THE FOLLOWING:

6 (A) A SENIOR CITIZEN OR PERSON WITH A DISABILITY WHO MAKES
7 RENOVATIONS TO HIS OR HER OWN HOME.

8 (B) A TAXPAYER, OTHER THAN A TAXPAYER DESCRIBED IN SUBDIVISION
9 (A), IF A SENIOR CITIZEN OR PERSON WITH A DISABILITY LIVES IN THE

HOME OF THE TAXPAYER WHO MAKES THE QUALIFIED RENOVATIONS.

(2) THE CREDIT ALLOWED UNDER THIS SECTION SHALL BE TAKEN ONLY IN THE YEAR IN WHICH ALL QUALIFIED RENOVATIONS FOR WHICH A CREDIT UNDER THIS SECTION WILL BE CLAIMED ARE COMPLETED AND SHALL BE CLAIMED FOR ONLY 1 TAX YEAR FOR QUALIFIED RENOVATIONS MADE BY OR ON BEHALF OF ANY 1 SENIOR CITIZEN OR PERSON WITH A DISABILITY.

(3) IF THE CREDIT ALLOWED UNDER THIS SECTION EXCEEDS THE TAX LIABILITY OF THE TAXPAYER FOR THE TAX YEAR, THE AMOUNT BY WHICH THE CREDIT EXCEEDS THE TAXPAYER'S TAX LIABILITY SHALL BE REFUNDED.

(4) AS USED IN THIS SECTION:

(A) "HOME" MEANS A PRINCIPAL RESIDENCE EXEMPT UNDER SECTION 7CC OF THE GENERAL PROPERTY TAX ACT, 1893 PA 206, MCL 211.7CC.

(B) "QUALIFIED RENOVATIONS" MEANS RENOVATIONS, ADDITIONS, OR OTHER CONSTRUCTION MADE TO A HOME THAT ARE ANY OF THE FOLLOWING:

(i) CHANGES TO ACCOMMODATE THE PHYSICAL NEEDS OF A SENIOR CITIZEN OR PERSON WITH A DISABILITY, INCLUDING, BUT NOT LIMITED TO, BATH BARS, RAMPS, DOOR WIDENING, ACCESS CHANGES, AND REFITTING OF FIXTURES.

(ii) ADDITION OF A ROOM.

(iii) ANY CHANGE TO THE HOME THAT IS MADE TO MEET LOCAL OR STATE BUILDING CODES, ORDINANCES, STATUTES, OR RULES THAT REGULATE HOUSING FOR PERSONS WITH DISABILITIES.

(iv) SAFETY FEATURES.

(C) "PERSON WITH A DISABILITY" MEANS THAT TERM AS DEFINED IN SECTION 103 OF THE PERSONS WITH DISABILITIES CIVIL RIGHTS ACT, 1976 PA 220, MCL 37.1103.

(D) "SENIOR CITIZEN" MEANS A PERSON WHO IS 65 YEARS OF AGE OR

- 1 OLDER ON THE LAST DAY OF THE TAX YEAR IN WHICH THE CREDIT UNDER
- 2 THIS SECTION IS CLAIMED.