

SENATE SUBSTITUTE FOR  
HOUSE BILL NO. 5463

A bill to amend 2007 PA 36, entitled  
"Michigan business tax act,"  
by amending section 410 (MCL 208.1410).

**THE PEOPLE OF THE STATE OF MICHIGAN ENACT:**

1           Sec. 410. (1) For tax years that begin on or after January 1,  
2   2008 and end before January 1, 2013, an eligible taxpayer may claim  
3   a credit against the tax imposed by this act equal to the  
4   following:

5           (a) For the 2008 through 2010 tax years, 65% of the eligible  
6   taxpayer's total tax liability imposed under this act not to exceed  
7   \$1,700,000.00.

8           (b) For the 2011 tax year, 45% of the eligible taxpayer's  
9   total tax liability imposed under this act not to exceed

1 \$1,180,000.00.

2 (c) For the 2012 tax year, 25% of the eligible taxpayer's  
3 total tax liability imposed under this act not to exceed  
4 \$650,000.00.

5 (2) As used in this section, "eligible taxpayer" means a  
6 taxpayer that ~~satisfies each of the following:~~

7 ~~—— (a) Is~~ **IS**, collectively or individually, including through  
8 affiliated companies, an owner, operator, manager, licensee,  
9 lessee, or tenant of more than 1 facility or stadium **IN THIS STATE**,  
10 including grounds and ancillary facilities, that has a capacity of  
11 at least 14,000 patrons **PER FACILITY** and is primarily used for  
12 professional sporting events or other entertainment ~~—~~

13 ~~—— (b) The owner, operator, manager, licensee, lessee, or tenant~~  
14 ~~as described in subdivision (a) has made a capital investment of~~  
15 ~~not less than \$250,000,000.00, collectively or individually,~~  
16 ~~including through affiliated companies, into the construction cost~~  
17 ~~of a facility or stadium for which the taxpayer qualifies for this~~  
18 ~~credit.~~

19 ~~—— (c) The owner, operator, manager, licensee, lessee, or tenant~~  
20 ~~as described in subdivision (a) **AND THAT** has not received proceeds~~  
21 ~~from a state appropriation ~~—~~**OR** a public bond issue from a local~~  
22 ~~unit of government or public authority ~~—~~~~or a state or local tax or~~~~  
23 ~~fee to assist in the construction or debt retirement of the~~  
24 ~~facility, other than **EXCLUDING A TAX ABATEMENT, OTHER WAIVER OF** a~~  
25 ~~state or local tax or fee, **OR A STATE OR LOCAL TAX OR FEE** from a~~  
26 ~~public entity for road or infrastructure assistance.~~

27 Enacting section 1. This amendatory act does not take effect

1 unless Senate Bill No. 1118 of the 94th Legislature is enacted into  
2 law.