

SENATE BILL No. 941

November 29, 2007, Introduced by Senator KAHN and referred to the Committee on Finance.

A bill to amend 1945 PA 47, entitled

"An act to authorize 2 or more cities, townships, and villages, or any combination of cities, townships, and villages, to incorporate a hospital authority for planning, promoting, acquiring, constructing, improving, enlarging, extending, owning, maintaining, and operating 1 or more community hospitals and related buildings or structures and related facilities; to provide for the sale, lease, or other transfer of a hospital owned by a hospital authority to a nonprofit corporation established under the laws of this state for no or nominal monetary consideration; to define hospitals and community hospitals; to provide for changes in the membership therein; to authorize the cities, townships, and villages to levy taxes for community hospital purposes; to provide for the issuance of bonds; to provide for the pledge of assessments; to provide for borrowing money for operation and maintenance and issuing notes for operation and maintenance; to validate elections heretofore held and notes heretofore issued; to validate bonds heretofore issued; to authorize condemnation proceedings; to grant certain powers of a body corporate; to validate and ratify the organization, existence, and membership of entities acting as hospital authorities under the act and the actions taken by hospital authorities and by the members of the hospital authorities; and to prescribe penalties and provide remedies,"

by amending section 4 (MCL 331.4).

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 4. The legislative bodies of the cities, villages, and
2 townships belonging to the hospital authority may annually raise by
3 a tax, to be levied on the taxable property within their respective
4 jurisdictions, a sum of money to be used to assist in planning,
5 promoting, acquiring, constructing, improving, enlarging,
6 extending, owning, maintaining, and operating community hospitals
7 authorized by this act. The annual tax authorized in this section
8 shall not exceed 4/10 of 1 mill of the state equalized valuation on
9 each dollar of assessed valuation in each city, village, or
10 township in the authority. The treasurer of any city, village, or
11 township who collects the tax authorized by this section shall also
12 pay to the authority its proportionate share of reimbursement
13 payments under the ~~single business tax as provided for in section~~
14 ~~137 of Act No. 228 of the Public Acts of 1975, being section~~
15 ~~208.137 of the Michigan Compiled Laws~~ **GLENN STEIL STATE REVENUE**
16 **SHARING ACT OF 1971, 1971 PA 140, MCL 141.901 TO 141.921.** In
17 addition, an annual tax at a rate not to exceed 2 mills may be
18 levied for not more than 10 years for capital improvements when
19 authorized at a general or special election and approved by a
20 majority vote of the total qualified electors voting on the
21 question in all member cities, villages, and townships. The
22 hospital authority board may initiate a proceeding for the
23 additional tax by resolution of the hospital authority board which
24 shall set forth the amount of the tax, not to exceed 2 mills, and
25 shall set a date of election which shall be not less than 60 days

1 after the adoption of the resolution. The secretary of the
2 authority shall within 5 days after the adoption of the resolution
3 transmit a certified copy of the resolution to the clerk of each
4 city, village, or township which is a member of the authority. The
5 clerk of each member city, village, or township shall take the
6 steps necessary to provide for an election pursuant to the
7 resolution passed at which election the question of the additional
8 tax shall be submitted. The election shall be conducted in the same
9 manner as elections are required to be conducted in the member
10 cities, villages, or townships under the provisions of the general
11 election law. When a part or all of a village belonging to the
12 authority is located in a township belonging to the authority, the
13 township election shall include that part of the village located in
14 it and the village shall not be required to hold an election except
15 in that portion of the village not located in the township
16 belonging to the authority. The election in each member city,
17 village, and township shall be canvassed in the manner required by
18 the general election law and the results of the election shall be
19 certified to the hospital authority board within 5 days after the
20 date of the election. The hospital authority board shall compile
21 and tabulate the vote as received from the member cities, villages,
22 and townships and certify the election by resolution upon the
23 records of the authority, and a majority of the total valid votes
24 cast in the election voting "yes" on the question submitted shall
25 constitute an approval. A special election called pursuant to this
26 section shall not be included in a statutory or charter limitation
27 as to the number of special elections to be called within a period

1 of time. A previous election held under this act is not invalid if
2 the election was approved by majority of the total valid votes cast
3 in a proper election. The hospital authority calling an election
4 for a date other than a primary, general, or special election held
5 within the cities, villages, or townships forming the hospital
6 authority shall pay the costs of the election. If the election is
7 held at the same time as a primary, general, or special election
8 held within the cities, villages, or townships forming the hospital
9 authority, the hospital authority shall pay its proportionate share
10 of the costs incurred in holding the election.