

SENATE BILL No. 1278

April 21, 2010, Introduced by Senator THOMAS and referred to the Committee on Appropriations.

A bill to amend 2007 PA 61, entitled
"Neighborhood improvement authority act,"
by amending section 3 (MCL 125.2913).

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 3. As used in this act:

2 (a) "Operations" means office maintenance, including salaries
3 and expenses of employees, office supplies, consultation fees,
4 design costs, and other expenses incurred in the daily management
5 of the authority and planning of its activities.

6 (b) "Parcel" means an identifiable unit of land that is
7 treated as separate for valuation or zoning purposes.

8 (c) "Public facility" means housing, a street, plaza,
9 pedestrian mall, and any improvements to a street, plaza, or

1 pedestrian mall including street furniture and beautification,
2 park, parking facility, recreational facility, right-of-way,
3 structure, waterway, bridge, lake, pond, canal, utility line or
4 pipe, or building, including access routes designed and dedicated
5 to use by the public generally, or used by a public agency. Public
6 facility includes an improvement to a facility used by the public
7 or a public facility as those terms are defined in section 1 of
8 1966 PA 1, MCL 125.1351, if the improvement complies with the
9 barrier free design requirements of the state construction code
10 promulgated under the Stille-DeRossett-Hale single state
11 construction code act, 1972 PA 230, MCL 125.1501 to 125.1531.

12 (d) "Residential district" means an area of a municipality
13 where 75% or more of the area is zoned for residential housing.

14 (e) "Specific local tax" means a tax levied under 1974 PA 198,
15 MCL 207.551 to 207.572, the commercial redevelopment act, 1978 PA
16 255, MCL 207.651 to 207.668, the technology park development act,
17 1984 PA 385, MCL 207.701 to 207.718, 1953 PA 189, MCL 211.181 to
18 211.182, the neighborhood enterprise zone act, 1992 PA 147, MCL
19 207.771 to 207.786, or the commercial rehabilitation act, 2005 PA
20 210, MCL 207.841 to 207.856. The initial assessed value or current
21 assessed value of property subject to a specific local tax shall be
22 the quotient of the specific local tax paid divided by the ad
23 valorem millage rate. The state tax commission shall prescribe the
24 method for calculating the initial assessed value and current
25 assessed value of property for which a specific local tax was paid
26 in lieu of a property tax.

27 (f) "State fiscal year" means the annual period commencing

1 ~~October~~**JULY** 1 of each year.

2 (g) "Tax increment revenues" means the amount of ad valorem
3 property taxes and specific local taxes attributable to the
4 application of the levy of all taxing jurisdictions upon the
5 captured assessed value of real and personal property in the
6 development area. Tax increment revenues do not include any of the
7 following:

8 (i) Taxes under the state education tax act, 1993 PA 331, MCL
9 211.901 to 211.906.

10 (ii) Taxes levied by local or intermediate school districts.

11 (iii) Ad valorem property taxes attributable either to a portion
12 of the captured assessed value shared with taxing jurisdictions
13 within the jurisdictional area of the authority or to a portion of
14 value of property that may be excluded from captured assessed value
15 or specific local taxes attributable to the ad valorem property
16 taxes.

17 (iv) Ad valorem property taxes excluded by the tax increment
18 financing plan of the authority from the determination of the
19 amount of tax increment revenues to be transmitted to the authority
20 or specific local taxes attributable to the ad valorem property
21 taxes.

22 (v) Ad valorem property taxes exempted from capture under
23 section 14(5) or specific local taxes attributable to those ad
24 valorem property taxes.

25 (vi) Ad valorem property taxes specifically levied for the
26 payment of principal and interest of obligations approved by the
27 electors or obligations pledging the unlimited taxing power of the

1 local governmental unit or specific taxes attributable to those ad
2 valorem property taxes.

3 Enacting section 1. This amendatory act does not take effect
4 unless Senate Bill No. 1281

5 of the 95th Legislature is enacted into law.