

SENATE BILL No. 1022

March 15, 2012, Introduced by Senator BOOHER and referred to the Committee on Natural Resources, Environment and Great Lakes.

A bill to amend 1994 PA 451, entitled
"Natural resources and environmental protection act,"
by amending sections 2154 and 51106 (MCL 324.2154 and 324.51106),
section 2154 as amended by 2011 PA 118 and section 51106 as amended
by 2006 PA 382.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 2154. (1) The treasurer or other officer charged with the
2 collection of taxes for an assessing district shall annually
3 forward a single statement of the assessment of all property for
4 which payment is claimed under this subpart to the respective
5 county by December 1. The statement shall include an itemization of
6 the valuation and assessment for each individual parcel for which
7 payment is claimed under this subpart. The county shall annually
8 forward the statements received from all affected assessing

1 districts in the county to the Lansing office of the department by
2 December 15. The Lansing office of the department shall review each
3 statement. Subject to subsection (2), if the assessment has been
4 determined according to this subpart, the department shall
5 authorize the state treasurer to pay the amount of the assessment
6 by warrant on the state treasury. **THE DEPARTMENT SHALL AUTHORIZE**
7 **PAYMENT WITHIN 10 DAYS AFTER RECEIPT OF THE ASSESSMENT.** The state
8 treasurer shall annually forward a separate payment in the amount
9 of the assessment to each affected assessing district in the county
10 **WITHIN 10 DAYS AFTER THE DEPARTMENT AUTHORIZES PAYMENT. ALL**
11 **PAYMENTS SHALL BE MADE** by February 14.

12 (2) For payments made before 2012, the aggregate amount for
13 all payments to all assessing districts under section 2153 shall be
14 charged as follows:

15 (a) That portion of the payment that represents an assessment
16 by a local school district, intermediate school district, or
17 community college district shall be charged against the state
18 school aid fund established in section 11 of article IX of the
19 state constitution of 1963.

20 (b) The balance of any payment remaining after the charge made
21 in subdivision (a) shall be charged as follows:

22 (i) Not more than 50% from restricted revenue sources of the
23 department of natural resources.

24 (ii) The remaining balance after the charge under subparagraph
25 (i), from the general fund.

26 (3) For payments made after 2011, the aggregate amount for all
27 payments to all assessing districts under section 2153 shall be

1 charged as follows:

2 (a) If property for which payment is claimed was not purchased
3 with funds from the Michigan natural resources trust fund, payments
4 shall be charged as follows:

5 (i) That portion of the payment that represents an assessment
6 by a local school district, intermediate school district, or
7 community college district shall be charged against the state
8 school aid fund established in section 11 of article IX of the
9 state constitution of 1963.

10 (ii) The balance of any payment remaining after the charge made
11 in subparagraph (i) shall be charged as follows:

12 (A) Not more than 50% from restricted revenue sources of the
13 department of natural resources.

14 (B) The remaining balance after the charge under sub-
15 subparagraph (A), from the general fund.

16 (b) If the property for which payment is claimed was purchased
17 with funds from the Michigan natural resources trust fund, that
18 portion of the payment that represents an assessment by a local
19 school district, intermediate school district, or community college
20 district shall be charged against the Michigan natural resources
21 trust fund and the balance of any payment remaining after that
22 charge shall be charged against the Michigan natural resources
23 trust fund.

24 (4) ~~IF~~ **BEFORE 2012, IF** the amount available for payment to all
25 local assessing districts from the general fund or from any
26 restricted fund is less than the amount required for payment to all
27 local assessing districts from the general fund or from any

1 restricted fund, the amount available for payment to each local
2 assessing district shall be distributed in the same proportion from
3 the general fund or from any restricted fund that the required
4 payment to that local assessing district is to the total of all
5 required payments from the general fund or from any restricted
6 fund. Partial payments charged against the Michigan natural
7 resources trust fund under subsection (3) do not satisfy payments
8 obligated by this state.

9 (5) BEGINNING 2012, THIS STATE SHALL MAKE PAYMENT IN FULL TO
10 ALL LOCAL ASSESSING DISTRICTS UNDER THIS SECTION.

11 (6) ~~(5)~~—As used in this section, "Michigan natural resources
12 trust fund" means the Michigan natural resources trust fund
13 established in section 35 of article IX of the state constitution
14 of 1963 and provided for in section 1902.

15 Sec. 51106. (1) On December 1 of each year, the department
16 shall certify to the state treasurer the number of acres that are
17 commercial forestlands in each county and the state treasurer shall
18 transmit to the treasurer of each county in which these commercial
19 forests are located a warrant on the state treasurer for an amount
20 equal to the following for commercial forest in the county:

21 (a) Until December 31, 2011, \$1.20 per acre.

22 (b) Beginning January 1, 2012 and every 5 years after that
23 date, the amount of the annual payment under this section shall be
24 increased by 5 cents per acre.

25 (2) From the payments received under subsection (1), the
26 county treasurer of each county shall distribute an amount equal to
27 25 cents per acre for each acre of commercial forest in the county

1 in the same proportions between the various funds as the ad valorem
2 general property tax is distributed by the township treasurers in
3 each township. Except as provided by section 51109(2), the county
4 treasurer of each county shall distribute the remainder of the
5 funds received under this section in the same manner and in the
6 same proportion as ad valorem taxes collected under the ad valorem
7 general property tax.

8 **(3) THIS STATE SHALL MAKE PAYMENT IN FULL TO EACH COUNTY UNDER**
9 **THIS SECTION.**