

SENATE BILL No. 1069

April 17, 2012, Introduced by Senators HILDENBRAND, RICHARDVILLE, JONES, KOWALL, MARLEAU, NOFS, CASWELL, JANSEN, ROBERTSON and HUNE and referred to the Committee on Finance.

A bill to amend 1893 PA 206, entitled
"The general property tax act,"
(MCL 211.1 to 211.155) by adding section 9m.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 SEC. 9M. (1) BEGINNING DECEMBER 31, 2015 AND EACH YEAR
2 THEREAFTER, QUALIFIED NEW PERSONAL PROPERTY IS EXEMPT FROM THE
3 COLLECTION OF TAXES UNDER THIS ACT.

4 (2) AN OWNER OF QUALIFIED NEW PERSONAL PROPERTY SHALL CLAIM
5 THE EXEMPTION UNDER THIS SECTION BY FILING AN AFFIDAVIT WITH THE
6 LOCAL TAX COLLECTING UNIT IN WHICH THE QUALIFIED NEW PERSONAL
7 PROPERTY IS LOCATED AND WITH THE DEPARTMENT OF TREASURY NOT LATER
8 THAN MAY 1, 2016. THE AFFIDAVIT SHALL BE IN A FORM PRESCRIBED BY
9 THE DEPARTMENT OF TREASURY. AN OWNER OF QUALIFIED NEW PERSONAL
10 PROPERTY IS ONLY REQUIRED TO FILE THE AFFIDAVIT CLAIMING THE
11 EXEMPTION UNDER THIS SECTION IN 2016.

1 (3) IF AN AFFIDAVIT CLAIMING THE EXEMPTION UNDER THIS SECTION
2 IS FILED IN 2016 AS PROVIDED IN SUBSECTION (2), THE OWNER OF THAT
3 QUALIFIED NEW PERSONAL PROPERTY IS NOT REQUIRED TO ALSO FILE A
4 STATEMENT UNDER SECTION 19 FOR THAT QUALIFIED NEW PERSONAL PROPERTY
5 IN 2016.

6 (4) BEGINNING IN 2017 AND EACH YEAR AFTER 2017, AN OWNER OF
7 QUALIFIED NEW PERSONAL PROPERTY IS NOT REQUIRED TO FILE AN
8 AFFIDAVIT CLAIMING THE EXEMPTION UNDER THIS SECTION FOR QUALIFIED
9 NEW PERSONAL PROPERTY AND IS NOT REQUIRED TO FILE A STATEMENT UNDER
10 SECTION 19 FOR THAT QUALIFIED NEW PERSONAL PROPERTY. AN OWNER OF
11 QUALIFIED NEW PERSONAL PROPERTY EXEMPT UNDER THIS SECTION SHALL
12 PROVIDE DOCUMENTATION EVIDENCING THE DATE OF PURCHASE OF THAT
13 QUALIFIED NEW PERSONAL PROPERTY TO THE ASSESSOR OF THE LOCAL TAX
14 COLLECTING UNIT UPON REQUEST.

15 (5) AS USED IN THIS SECTION:

16 (A) "ELIGIBLE MANUFACTURING PERSONAL PROPERTY" MEANS THAT TERM
17 AS DEFINED IN SECTION 2 OF THE PERSONAL PROPERTY TAX EXEMPTION
18 REIMBURSEMENT ACT.

19 (B) "NEW PERSONAL PROPERTY" MEANS PROPERTY THAT MEETS ALL OF
20 THE FOLLOWING CONDITIONS:

21 (i) BEFORE JANUARY 1, 2012, WAS NOT SUBJECT TO OR EXEMPT FROM
22 THE COLLECTION OF TAXES UNDER THIS ACT, EXCEPT INVENTORY EXEMPT
23 UNDER SECTION 9C, AND WAS NOT IN USE OR PLACED IN SERVICE IN THIS
24 STATE.

25 (ii) BEFORE JANUARY 1, 2012, WAS NOT IN USE OR PLACED IN
26 SERVICE OUTSIDE OF THIS STATE.

27 (iii) WAS INITIALLY PURCHASED FROM THE MANUFACTURER, DEALER,

1 DISTRIBUTOR, OR OTHER VENDOR OF NEW PROPERTY AFTER DECEMBER 31,
2 2011.

3 (C) "QUALIFIED NEW PERSONAL PROPERTY" MEANS PROPERTY THAT
4 MEETS ALL OF THE FOLLOWING CONDITIONS:

5 (i) IS ELIGIBLE MANUFACTURING PERSONAL PROPERTY.

6 (ii) WAS NEW PERSONAL PROPERTY AFTER DECEMBER 31, 2011.