

SENATE BILL No. 1205

July 18, 2012, Introduced by Senators BOOHER and CASPERSON 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 section 2154 (MCL 324.2154), as amended by 2011 PA 118.

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
9 districts in the county to the Lansing office of the department by

December 15. The Lansing office of the department shall review each statement. Subject to subsection (2), if the assessment has been determined according to this subpart, the department shall authorize the state treasurer to pay the amount of the assessment by warrant on the state treasury. The state treasurer shall annually forward a separate payment in the amount of the assessment to each affected assessing district in the county by February 14.

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

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

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

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

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

(3) For payments made after 2011, the aggregate amount for all payments to all assessing districts under section 2153 shall be charged as follows:

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

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

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

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

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

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

20 **(4) IF THE AMOUNT AVAILABLE FOR PAYMENT TO ALL LOCAL ASSESSING**
21 **DISTRICTS IS LESS THAN THE AMOUNT REQUIRED FOR PAYMENT TO ALL LOCAL**
22 **ASSESSING DISTRICTS, THE AMOUNT NECESSARY FOR FULL PAYMENT TO ALL**
23 **LOCAL ASSESSING DISTRICTS SHALL BE PAID, UPON APPROPRIATION, FROM**
24 **THE COUNTERCYCLICAL BUDGET AND ECONOMIC STABILIZATION FUND CREATED**
25 **IN SECTION 351 OF THE MANAGEMENT AND BUDGET ACT, 1984 PA 431, MCL**
26 **18.1351.**

27 (5) ~~(4)~~—If the amount available for payment to all local

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

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