

HOUSE BILL No. 4609

April 23, 2013, Introduced by Rep. Shirkey and referred to the Committee on Transportation and Infrastructure.

A bill to amend 1929 PA 48, entitled

"An act levying a specific tax to be known as the severance tax upon all producers engaged in the business of severing oil and gas from the soil; prescribing the method of collecting the tax; requiring all producers of such products or purchasers thereof to make reports; to provide penalties; to provide exemptions and refunds; to prescribe the disposition of the funds so collected; and to exempt those paying such specific tax from certain other taxes, "

by amending section 14 (MCL 205.314), as amended by 1994 PA 307.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 14. ~~(1)~~ All taxes shall accompany the report provided for
2 in section 2. ~~Except as provided in subsection (2), all~~ **ALL** taxes,
3 penalties, or costs paid to the state treasurer under this act
4 shall be paid into the state treasury and shall be credited as
5 follows:

6 (a) Two percent of the revenue received during each fiscal
7 year, but not less than \$1,000,000.00 shall be credited to the

1 orphan well fund created in ~~the orphan well fund act~~ **SECTION 61602**
2 **OF THE NATURAL RESOURCES AND ENVIRONMENTAL PROTECTION ACT, 1994 PA**
3 **451, MCL 324.61602.** However, whenever the unexpended balance of the
4 orphan well fund exceeds \$3,000,000.00, further revenues shall not
5 be credited to the orphan well fund under this subdivision until
6 the unexpended balance of the orphan well fund becomes less than
7 \$3,000,000.00.

8 ~~—— (b) The remaining revenue received during each fiscal year~~
9 ~~that is not allocated pursuant to subdivision (a) shall be credited~~
10 ~~to the general fund of the state and shall be available for any~~
11 ~~purpose for which the general fund is made available by law.~~

12 ~~—— (2) The revenue collected under subsection (1) in excess of~~
13 ~~\$16,000,000.00, shall be deposited in the general fund and shall be~~
14 ~~allocated for the payment of credits for heating fuel costs~~
15 ~~provided under section 527a of Act No. 281 of the Public Acts of~~
16 ~~1967, being section 206.527a of the Michigan Compiled Laws, for the~~
17 ~~fiscal year ending September 30, 1980 only.~~

18 **(B) THE BALANCE OF THE REVENUE RECEIVED DURING EACH FISCAL**
19 **YEAR, LESS THE AMOUNT DESCRIBED IN SUBDIVISION (A), SHALL BE**
20 **DISTRIBUTED AS FOLLOWS:**

21 **(i) 50% TO THE GENERAL FUND OF THIS STATE.**

22 **(ii) 50% TO THE STATE TRANSPORTATION DEPARTMENT TO BE ALLOCATED**
23 **IN THE SAME MANNER AS PROVIDED IN SECTION 10(1)(J) OF 1951 PA 51,**
24 **MCL 247.660.**