

**SUBSTITUTE FOR
HOUSE BILL NO. 4930**

A bill to amend 2014 PA 86, entitled
"Local community stabilization authority act,"
by amending section 18 (MCL 123.1358), as amended by 2018 PA 616.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 18. (1) Beginning in fiscal year 2015-2016, and each
2 fiscal year thereafter, the department shall determine the amount
3 of the distributions under this act, except for the payments under
4 section 17(4) (a) (vii) and (viii) and section 17(4) (d) (ii).

5 (2) Each municipality shall submit to the department
6 sufficient information for the department to make its calculations
7 under this act, except for the payments under section 17(4) (a) (vii)
8 and (viii) and section 17(4) (d) (ii), as determined by the department.



1 (3) The department shall annually make the distribution
2 calculations, except for the payments under section 17(4) (a) (vii) and
3 (viii) and section 17(4) (d) (ii), and the commercial personal property
4 and industrial personal property taxable values available on the
5 internet.

6 (4) For calendar year 2018, each municipality may review the
7 prior year distribution calculations that the department posted on
8 the internet to determine if there are any errors in reporting
9 under section 13(4) or any calculation errors made by the
10 department. For calendar year 2018 and subsequent calendar years,
11 each municipality may review the current year distribution
12 calculations that the department posted on the internet to
13 determine if there are any errors in reporting under section 13(4)
14 or any calculation errors made by the department. A municipality
15 may notify the department of any errors identified, **in a form and**
16 **manner prescribed by the department**, by providing substantiating
17 documentation to support an adjustment to the payment amount by
18 March 31 of the year following the calendar year for which the
19 payments are calculated, except that for errors identified in
20 calculations under section 13(5) for the current calendar year, a
21 municipality shall notify the department by August 1 of the
22 calendar year for which the payments are calculated. Upon the
23 department's review of the substantiating documentation and
24 verification of the errors, the department shall calculate an
25 underpayment or overpayment amount in accordance with section
26 17(5). The department shall determine if the substantiating
27 documentation is sufficient.

28 (5) Each municipality may review the annual commercial
29 personal property and industrial personal property taxable values



1 posted by the department on the internet to determine if there are
2 any errors in reporting under section 13(3) or any calculation
3 errors made by the department. A municipality may notify the
4 department of any errors identified, **in a form and manner**
5 **prescribed by the department**, by providing substantiating
6 documentation to support an adjustment to the payment amount, as
7 described in subdivisions (a) to (e). Upon the department's review
8 of the substantiating documentation and verification of the errors,
9 the department shall calculate an underpayment or overpayment
10 amount in accordance with section 17(5). The department shall
11 determine if the substantiating documentation is sufficient. Error
12 notifications under this subsection are subject to the following,
13 as applicable:

14 (a) For the 2013, 2014, and 2015 commercial personal property
15 and industrial personal property taxable values, as reported by the
16 county equalization director in calendar year 2015 under section
17 13(3), ~~municipalities must report any~~ **if a municipality identifies**
18 **an** inaccurate commercial personal property ~~and~~ **or** industrial
19 personal property taxable ~~values~~ **value, the municipality must**
20 **report the error** to the county equalization director by ~~August 1,~~
21 ~~2018,~~ **November 30, 2020**, except as provided in section 17(6), **by**
22 **providing substantiating documentation to support the corrected**
23 **value. County equalization directors shall review all reported**
24 **inaccurate commercial personal property and industrial personal**
25 **property taxable values and determine all municipalities affected**
26 **by the inaccurate commercial personal property and industrial**
27 **personal property taxable values. If a county equalization director**
28 **identifies an inaccurate commercial personal property or industrial**
29 **personal property taxable value, the county equalization director**



1 **shall determine all municipalities affected by the inaccurate**
2 **commercial personal property or industrial personal property**
3 **taxable value.** County equalization directors shall notify the
4 department by ~~August 13, 2018,~~ **December 30, 2020**, of any corrected
5 2013, 2014, and 2015 commercial personal property and industrial
6 personal property taxable values ~~, by providing for each affected~~
7 **municipality. County equalization directors shall provide to the**
8 **department** substantiating documentation to support the corrected
9 values.

10 (b) For the 2013 and 2016 commercial personal property and
11 industrial personal property taxable values, as reported by the
12 county equalization director in calendar year 2016 under section
13 13(3), municipalities must report any inaccurate commercial
14 personal property and industrial personal property taxable values
15 to the county equalization director by February 28, 2019, except as
16 provided in section 17(6). County equalization directors shall
17 notify the department by March 29, 2019, of any corrected 2013 and
18 2016 commercial personal property and industrial personal property
19 taxable values by providing substantiating documentation to support
20 the corrected values.

21 (c) For the 2013, 2014, 2015, and 2016 commercial personal
22 property and industrial personal property taxable values, as
23 reported on July 10, 2017, under section 151(1) of the state school
24 aid act of 1979, 1979 PA 94, MCL 388.1751, municipalities must
25 report any inaccurate commercial personal property and industrial
26 personal property taxable values to the county treasurer by
27 February 28, 2019, except as provided in section 17(6). County
28 treasurers shall notify the department by March 29, 2019, of any
29 corrected 2013, 2014, 2015, and 2016 commercial personal property



1 and industrial personal property taxable values by providing
 2 substantiating documentation to support the corrected values. For
 3 purposes of this subdivision, the corrected 2013, 2014, 2015, and
 4 2016 commercial personal property and industrial personal property
 5 taxable values shall be the current taxable values on July 10,
 6 2017.

7 (d) For the 2013 and 2017 commercial personal property and
 8 industrial personal property taxable values, as reported by the
 9 county equalization director in calendar year 2017 under section
 10 13(3), municipalities must report any inaccurate commercial
 11 personal property and industrial personal property taxable values
 12 to the county equalization director by February 28, 2019, except as
 13 provided in section 17(6). County equalization directors shall
 14 notify the department by March 29, 2019, of any corrected 2013 and
 15 2017 commercial personal property and industrial personal property
 16 taxable values by providing substantiating documentation to support
 17 the corrected values.

18 (e) For 2018 and subsequent years' commercial personal
 19 property and industrial personal property taxable values, as
 20 reported by the county equalization director by May 31 of each year
 21 under section 13(3), ~~municipalities must report any~~ **if a**
 22 **municipality identifies an** inaccurate commercial personal property
 23 ~~and-or~~ industrial personal property taxable ~~values~~ **value** for the
 24 current year, **the municipality must report the error** to the county
 25 equalization director by February 28 of the following year, **by**
 26 **providing substantiating documentation to support the corrected**
 27 **value. County equalization directors shall review all reported**
 28 **inaccurate commercial personal property and industrial personal**
 29 **property taxable values and determine all municipalities affected**



1 by the inaccurate commercial personal property and industrial
2 personal property taxable values. If a county equalization director
3 identifies an inaccurate commercial personal property or industrial
4 personal property taxable value, the county equalization director
5 shall determine all municipalities affected by the inaccurate
6 commercial personal property or industrial personal property
7 taxable value. County equalization directors shall notify the
8 department by March 31 of each year of any corrected prior year
9 commercial personal property and industrial personal property
10 taxable values ~~by providing for each affected municipality.~~
11 **County equalization directors shall provide to the department**
12 substantiating documentation to support the corrected values.

