



HOUSE BILL No. 5222

October 10, 1995, Introduced by Reps. Gernaat, Brackenridge and Goschka and referred to the Committee on Tax Policy.

A bill to amend sections 4, 11, and 12 of Act No. 385 of the Public Acts of 1984, entitled as amended "Technology park development act," section 12 as amended by Act No. 364 of the Public Acts of 1994, being sections 207.704, 207.711, and 207.712 of the Michigan Compiled Laws.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Section 1. Sections 4, 11, and 12 of Act No. 385 of the
2 Public Acts of 1984, section 12 as amended by Act No. 364 of the
3 Public Acts of 1994, being sections 207.704, 207.711, and 207.712
4 of the Michigan Compiled Laws, are amended to read as follows:

5 Sec. 4. (1) "State equalized valuation" means the valuation
6 determined under Act No. 44 of the Public Acts of 1911, being
7 sections 209.1 to 209.8 of the Michigan Compiled Laws.

1 (2) "TAXABLE VALUE" MEANS THAT VALUE DETERMINED UNDER
2 SECTION 27A OF THE GENERAL PROPERTY TAX ACT, ACT NO. 206 OF THE
3 PUBLIC ACTS OF 1893, BEING SECTION 211.27A OF THE MICHIGAN
4 COMPILED LAWS.

5 (3) ~~-(2)-~~ "Technology park district" or "district" means an
6 area of a local governmental unit established as provided in sec-
7 tion 5.

8 (4) ~~-(3)-~~ "Technology park facilities exemption certificate"
9 or "certificate" means a certificate issued pursuant to section
10 8.

11 (5) ~~-(4)-~~ "Technology park facilities tax" means the spe-
12 cific tax levied under section 12.

13 Sec. 11. (1) The assessor of a local governmental unit in
14 which is located a facility for which 1 or more certificates are
15 in force shall annually determine the value AND TAXABLE VALUE, as
16 of December 31, of each facility separately, of both real and
17 personal property.

18 (2) Upon receipt of notice of the filing of an application
19 for an issuance of a certificate, the assessor of a local govern-
20 mental unit shall determine and furnish to the local legislative
21 body the value of the property to which the application pertains
22 and other information as may be necessary to permit the local
23 legislative body to make the determination required by section
24 10(1).

25 Sec. 12. (1) There is levied upon every owner of record and
26 every user or occupant, if known, of a facility to which a

1 certificate is issued, a specific tax to be known as a technology
2 park facilities tax.

3 (2) The amount of the technology park facilities tax in each
4 year shall be determined by multiplying the ~~state-equalized~~
5 ~~valuation~~ TAXABLE VALUE of the facility excluding the land and
6 the inventory personal property by the sum of 1/2 of the total
7 mills levied as ad valorem taxes for that year by all taxing
8 units within which the facility is located other than mills
9 levied by a local or intermediate school district within which
10 the facility is located for school operating purposes or mills
11 levied under the state education tax act, Act No. 331 of the
12 Public Acts of 1993, being sections 211.901 to 211.906 of the
13 Michigan Compiled Laws, plus 1/2 of the number of mills levied
14 for school operating purposes in 1993.

15 (3) The technology park facilities tax shall be collected,
16 disbursed, and assessed in accordance with this act.

17 (4) The technology park facilities tax shall be an annual
18 tax payable at the same time, in the same manner, and to the same
19 officer or officers as taxes imposed under the general property
20 tax act, Act No. 206 of the Public Acts of 1893, being sections
21 211.1 to 211.157 of the Michigan Compiled Laws, are payable.
22 Except as otherwise provided in this section, the officer or
23 officers shall disburse technology park facilities tax payments
24 received each year to the state, cities, townships, villages,
25 school districts, counties, community and junior colleges, and
26 authorities, at the times and in the proportions required by law
27 for the disbursement of taxes collected under Act No. 206 of the

1 Public Acts of 1893. To determine the proportion for the
2 disbursement of taxes under this subsection and for attribution
3 of taxes under subsection (6) for taxes collected pursuant to
4 technology park facilities exemption certificates issued before
5 January 1, 1994, the number of mills levied for local school dis-
6 trict operating purposes to be used in the calculation shall
7 equal the number of mills for local school district operating
8 purposes levied in 1993 minus the number of mills levied under
9 ~~the state education tax act,~~ Act No. 331 of the Public Acts of
10 1993 ~~, being sections 211.901 to 211.906 of the Michigan~~
11 ~~Compiled Laws,~~ for the year for which the disbursement is
12 calculated.

13 (5) Except as provided in subsection (6), all or a portion
14 of the amount to be disbursed to intermediate school districts
15 receiving state aid under sections 56, 62, and 81(1) of the state
16 school aid act of 1979, Act No. 94 of the Public Acts of 1979,
17 being sections 388.1656, 388.1662, and 388.1681 of the Michigan
18 Compiled Laws, as determined on the basis of the tax rates being
19 utilized to compute the amount of state aid, shall be paid to the
20 state treasury and credited to the state school aid fund estab-
21 lished by section 11 of article IX of the state constitution of
22 1963.

23 (6) For technology park facilities taxes levied after 1993
24 for school operating purposes, the amount to be disbursed to a
25 local school district shall be paid to the state treasury and
26 credited to the state school aid fund established by section 11
27 of article IX of the state constitution of 1963.

1 (7) The officer or officers shall send a copy of the amount
2 of disbursement made to each unit under this section to the
3 department on a form provided by the department.