

SENATE BILL NO. 892

February 18, 1998, Introduced by Senators STALLINGS, MILLER,
V. SMITH and YOUNG and referred to the Committee on
Finance.

A bill to amend 1893 PA 206, entitled
"The general property tax act,"
by amending section 7d (MCL 211.7d), as amended by 1987 PA 200.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 7d. (1) Housing owned and operated by a nonprofit cor-
2 poration or association or by ~~the~~ THIS state, a political sub-
3 division of ~~the~~ THIS state, or an instrumentality of ~~the~~ THIS
4 state, for occupancy or use solely by elderly or ~~handicapped~~
5 DISABLED families is exempt from all general property taxation by
6 the state, city, village, or county, or by a public body or
7 agency. For purposes of this section, housing shall be consid-
8 ered occupied solely by elderly or ~~handicapped~~ DISABLED fami-
9 lies even if 1 or more of the units is occupied by service
10 personnel, such as a custodian or nurse, OR BY 1 OR MORE PERSONS
11 FOR WHOM THE UNITED STATES DEPARTMENT OF HOUSING AND URBAN

1 DEVELOPMENT HAS WAIVED THE ADMISSION REQUIREMENTS SET FORTH IN
2 SECTION 202 OF TITLE II OF THE HOUSING ACT OF 1959, PUBLIC LAW
3 86-372, 12 U.S.C. 1701q.

4 (2) As used in this section, "elderly or ~~handicapped~~
5 DISABLED families" means families consisting of 2 or more persons
6 if the head of the household, or his or her spouse, is 62 years
7 of age or over or is ~~handicapped~~ DISABLED, and includes a
8 single person who is 62 years of age or over or is ~~handicapped~~
9 DISABLED.

10 ~~(3) As used in this section, "handicapped person" means~~
11 ~~that term as defined in section 202 of the national housing act~~
12 ~~of 1959, as amended, 12 U.S.C. 1701q.~~

13 (3) ~~(4)~~ "Housing" means new or rehabilitated structures
14 with 8 or more residential units in 1 or more of the structures
15 for occupancy and use by elderly persons, including essential
16 contiguous land and related facilities as well as all personal
17 property of the corporation or association used in connection
18 with the facilities. As used in this subsection, "residential
19 units" include individual self-contained dwellings, or 1-bedroom
20 units in a facility for persons with a mental illness, a develop-
21 mental disability, or a physical ~~handicap~~ DISABILITY as those
22 terms are defined in the adult foster care facility licensing
23 act, ~~Act No. 218 of the Public Acts of 1979, being sections~~
24 ~~400.701 to 400.737 of the Michigan Compiled Laws~~ 1979 PA 218,
25 MCL 400.701 TO 400.737, that share dining, living, or bathroom
26 facilities, that is financed at the time of construction or
27 rehabilitation under section 202 of title II of the housing act

1 of 1959, PUBLIC LAW 86-372, 12 U.S.C. 1701q, and that is licensed
2 as an adult foster care facility under the adult foster care
3 facility licensing act, ~~Act No. 218 of the Public Acts of 1979~~
4 1979 PA 218, MCL 400.701 TO 400.737.

5 (4) ~~-(5)-~~ "Nonprofit corporation or association" means a
6 nonprofit corporation or association incorporated under the laws
7 of this state not otherwise exempt from general ad valorem real
8 and personal property taxes operating a housing facility or
9 project qualified, built, or financed under section 202 of TITLE
10 II OF the national housing act of 1959, ~~as amended,~~ PUBLIC LAW
11 86-372, 12 U.S.C. 1701q, or section 236 of the national housing
12 act, ~~as added by Public Law 90-448~~ CHAPTER 847, 82 STAT. 498,
13 12 U.S.C. 1715z-1.

14 (5) ~~-(6)-~~ When a tax roll is placed in the hands of a city,
15 county, village, or township treasurer for collection, and there
16 are taxes assessed on that roll against property concerning which
17 exemption is claimed under this section, the treasurer shall pre-
18 pare a statement on a form prescribed by the department of man-
19 agement and budget showing all descriptions for which exemptions
20 have been claimed under this section, the names and addresses of
21 the corporations or associations entitled to the exemptions, the
22 total amount of taxes so exempted, and the amount of taxes
23 assessed against the descriptions. The city, county, village, or
24 township treasurer shall forward the statement to the department
25 of management and budget, upon verification of which the state
26 treasurer shall draw his or her warrant upon the state treasury
27 for the total amount of tax revenues lost by a local taxing unit

1 as a result of the nonprofit housing exemption allowed by this
2 act as shown by the statement. The state treasurer after exami-
3 nation of the statement shall forward the warrants to the city,
4 county, village, or township treasurer.

5 (6) ~~-(7)-~~ The budget director shall estimate, as near as may
6 be, the amount of money necessary to meet the expense of adminis-
7 tering the provisions of this section under this act during each
8 year, and the expense shall be met by a specific appropriation
9 included in the budget.