

HOUSE BILL No. 5439

November 8, 2007, Introduced by Rep. Tobocman and referred to the Committee on Intergovernmental, Urban and Regional Affairs.

A bill to amend 1966 PA 346, entitled
"State housing development authority act of 1966,"
(MCL 125.1401 to 125.1499c) by adding chapter 3B.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

CHAPTER 3B

SEC. 59. (1) THE DEFINITIONS IN SECTION 11 APPLY TO THIS
CHAPTER UNLESS OTHERWISE PROVIDED IN THIS CHAPTER.

(2) AS USED IN THIS CHAPTER:

(A) "HOUSEHOLD INCOME" MEANS THAT TERM AS DEFINED IN SECTION
508 OF THE INCOME TAX ACT OF 1967, 1967 PA 281, MCL 206.508.

(B) "LOW AND MODERATE INCOME" MEANS HOUSEHOLD INCOME OF LESS
THAN 80% OF THE AREA MEDIAN GROSS INCOME.

(C) "SUPPORTIVE HOUSING PROPERTY" MEANS PROPERTY THAT MEETS

1 ALL OF THE FOLLOWING REQUIREMENTS:

2 (i) IS DEVELOPED BY AN ORGANIZATION EXEMPT UNDER SECTION
3 501(C)(3) OF THE OF THE INTERNAL REVENUE CODE, 26 USC 501.

4 (ii) IS OCCUPIED SOLELY BY PERSONS WITH LOW AND MODERATE
5 INCOMES WHO ARE ELIGIBLE RECIPIENTS OF THE PUBLIC MENTAL HEALTH
6 SYSTEM.

7 (iii) IS ACQUIRED AFTER THE EFFECTIVE DATE OF THE AMENDATORY ACT
8 THAT ADDED THIS CHAPTER.

9 SEC. 59A. (1) NOT MORE THAN 90 DAYS AFTER AN OWNER OF PROPERTY
10 SUBMITS AN APPLICATION, THE AUTHORITY SHALL DETERMINE IF PROPERTY
11 IS SUPPORTIVE HOUSING PROPERTY. THE APPLICATION SHALL BE IN A FORM
12 PROVIDED BY THE AUTHORITY.

13 (2) IF THE AUTHORITY DETERMINES THAT PROPERTY IS SUPPORTIVE
14 HOUSING PROPERTY AS DEFINED IN THIS CHAPTER, THE AUTHORITY SHALL
15 CERTIFY THAT PROPERTY AS SUPPORTIVE HOUSING PROPERTY.

16 (3) AN OWNER OF PROPERTY FOR WHICH CERTIFICATION AS SUPPORTIVE
17 HOUSING PROPERTY IS DENIED OR A LOCAL UNIT OF GOVERNMENT IN WHICH
18 PROPERTY CERTIFIED AS SUPPORTIVE HOUSING PROPERTY IS LOCATED MAY
19 APPEAL THE AUTHORITY'S DETERMINATION TO THE CIRCUIT COURT OF THE
20 COUNTY IN WHICH THE PROPERTY IS LOCATED.

21 SEC. 59B. THE AUTHORITY SHALL NOT CERTIFY MORE THAN 250
22 PARCELS OF PROPERTY AS SUPPORTIVE HOUSING PROPERTY IN EACH YEAR.

23 Enacting section 1. This amendatory act does not take effect
24 unless all of the following bills of the 94th Legislature are
25 enacted into law:

26 (a) Senate Bill No. ____ or House Bill No. 5437(request no.
27 00884'07).

1 (b) Senate Bill No. _____ or House Bill No. 5438 (request no.
2 00884'07 a).