

HOUSE BILL No. 4144

January 26, 2011, Introduced by Reps. Rogers, Hughes and Denby and referred to the Committee on Commerce.

A bill to amend 1996 PA 376, entitled
"Michigan renaissance zone act,"
by amending section 3 (MCL 125.2683), as amended by 2010 PA 277,
and by adding section 8i.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 3. As used in this act:

2 (a) "Agricultural processing facility" means 1 or more
3 facilities or operations that transform, package, sort, or grade
4 livestock or livestock products, agricultural commodities, or
5 plants or plant products, excluding forest products, into goods
6 that are used for intermediate or final consumption including goods
7 for nonfood use, and surrounding property.

8 (b) "Board" means the state administrative board created in

1 1921 PA 2, MCL 17.1 to 17.3.

2 (c) "Border crossing facility" means a business that is 1 or
3 more of the following as determined by the board of the Michigan
4 strategic fund:

5 (i) That was located in a qualified border local governmental
6 unit as defined in section 8g and was displaced or otherwise
7 negatively affected by the development of the international border
8 crossing and is unable to recover from the displacement or negative
9 effect without the establishment of a renaissance zone.

10 (ii) That is associated with international trade, shipping, or
11 freight hauling, including, but not limited to, all of the
12 following:

13 (A) Customs brokers.

14 (B) Distribution centers.

15 (C) Truck supply and repair.

16 (d) "Development plan" means a written plan that addresses the
17 criteria in section 7 and includes all of the following:

18 (i) A map of the proposed renaissance zone that indicates the
19 geographic boundaries, the total area, and the present use and
20 conditions generally of the land and structures within those
21 boundaries.

22 (ii) Evidence of community support and commitment from
23 residential and business interests.

24 (iii) A description of the methods proposed to increase economic
25 opportunity and expansion, facilitate infrastructure improvement,
26 and identify job training opportunities.

27 (iv) Current social, economic, and demographic characteristics

1 of the proposed renaissance zone and anticipated improvements in
2 education, health, human services, public safety, and employment if
3 the renaissance zone is created.

4 (v) Any other information required by the board.

5 (e) "Elected county executive" means the elected county
6 executive in a county organized under 1966 PA 293, MCL 45.501 to
7 45.521, or 1973 PA 139, MCL 45.551 to 45.573.

8 (f) "Eligible next Michigan business" means a business engaged
9 in the shipment of tangible personal property via multimodal
10 commerce; a supply chain business providing a majority of its
11 services to businesses engaged in the shipment of tangible personal
12 property, including inventory, via multimodal commerce; a
13 manufacturing or assembly facility receiving a majority of its
14 production components via multimodal commerce; a manufacturing or
15 assembly facility shipping a majority of products via multimodal
16 commerce; or a light manufacturing or assembly facility that
17 packages, kits, labels, or customizes products and ships those
18 products via multimodal commerce.

19 (g) "Forest products processing facility" means 1 or more
20 facilities or operations that transform, package, sort, recycle, or
21 grade forest or paper products into goods that are used for
22 intermediate or final use or consumption or for the creation of
23 biomass or alternative fuels through the utilization of forest
24 products or forest residue, and surrounding property. Forest
25 products processing facility does not include an existing facility
26 or operation that is located in this state that relocates to a
27 renaissance zone for a forest products processing facility. Forest

1 products processing facility does not include a facility or
2 operation that engages primarily in retail sales.

3 (h) "Local governmental unit" means a county, city, village,
4 township, or, for taxes levied after 2009, any other taxing
5 jurisdiction that levies an ad valorem property tax.

6 (i) "Multimodal commerce" means the movement of products or
7 services via 2 or more of the following:

8 (i) Air.

9 (ii) Road.

10 (iii) Rail.

11 (iv) Water.

12 (j) "Next Michigan development corporation" means that term as
13 defined in section 3 of the next Michigan development act.

14 (k) "Next Michigan development district" means that term as
15 defined in section 3 of the next Michigan development act.

16 (l) "Next Michigan renaissance zone" means a renaissance zone
17 created under section 8h.

18 (m) "Person" means an individual, partnership, corporation,
19 association, limited liability company, governmental entity, or
20 other legal entity.

21 (n) "Qualified eligible next Michigan business" means an
22 eligible next Michigan business that has been certified in
23 accordance with section 8h.

24 (o) "Qualified local governmental unit" means either of the
25 following:

26 (i) A county.

27 (ii) A city, village, or township that contains an eligible

1 distressed area as defined in section 11 of the state housing
2 development authority act of 1966, 1966 PA 346, MCL 125.1411.

3 (p) "Recovery zone" means a tool and die renaissance recovery
4 zone created in section 8d.

5 (q) "Renaissance zone" means a geographic area designated
6 under this act.

7 (r) "Renewable energy facility" means a facility that creates
8 energy, fuels, or chemicals directly from the wind, the sun, trees,
9 grasses, biosolids, algae, agricultural commodities, processed
10 products from agricultural commodities, or residues from
11 agricultural processes, wood or forest processes, food production
12 and processing, or the paper products industry. Renewable energy
13 facility also includes a facility that creates energy, fuels, or
14 chemicals from solid biomass, animal wastes, or landfill gases.
15 Renewable energy facility also includes a facility that focuses on
16 research, development, or manufacturing of systems or components of
17 systems used to create energy, fuel, or chemicals from the items
18 described in this subdivision. Renewable energy facility also
19 includes a facility that focuses on research, development, or
20 manufacturing of systems or components of systems that involve the
21 conversion of chemical energy for advanced battery technology.

22 (s) "Residential rental property" means that term as defined
23 in section 7ff of the general property tax act, 1893 PA 206, MCL
24 211.7ff.

25 (t) "Review board" means the renaissance zone review board
26 created in section 5.

27 (u) "Rural area" means an area that lies outside of the

boundaries of an urban area.

(V) "UNDERDEVELOPED SPECIAL ASSESSMENT DISTRICT" MEANS ALL OR A PORTION OF A SPECIAL ASSESSMENT DISTRICT THAT MEETS ALL OF THE FOLLOWING:

(i) THE SPECIAL ASSESSMENT DISTRICT WAS CREATED ON OR BEFORE DECEMBER 31, 2007.

(ii) THE SPECIAL ASSESSMENT DISTRICT WAS CREATED TO FINANCE INFRASTRUCTURE FOR RESIDENTIAL DEVELOPMENT AND THE RESIDENTIAL DEVELOPMENT SITE PLAN WAS APPROVED BY THE CITY, VILLAGE, OR TOWNSHIP BEFORE BEING DESIGNATED AS A RENAISSANCE ZONE FOR UNDERDEVELOPED SPECIAL ASSESSMENT DISTRICTS BY THE BOARD OF THE MICHIGAN STRATEGIC FUND.

(iii) THE RESIDENTIAL DEVELOPMENT THAT IS SUBJECT TO THE SPECIAL ASSESSMENT DISTRICT IS LESS THAN 20% DEVELOPED.

(iv) THE DEVELOPER OR OWNER OF EACH PARCEL OF PROPERTY IN THE RESIDENTIAL DEVELOPMENT THAT IS PART OF THE SPECIAL ASSESSMENT DISTRICT SHALL PAY ALL SPECIAL ASSESSMENTS BEFORE THE CERTIFICATE OF OCCUPANCY IS GRANTED FOR THAT PARCEL.

(W) ~~(v)~~—"Urban area" means an urbanized area as determined by the economics and statistics administration, United States bureau of the census according to the 1990 census.

SEC. 8I. (1) THE BOARD OF THE MICHIGAN STRATEGIC FUND DEFINED IN SECTION 4 OF THE MICHIGAN STRATEGIC FUND ACT, 1984 PA 270, MCL 125.2004, MAY DESIGNATE UP TO 10 ADDITIONAL RENAISSANCE ZONES FOR UNDERDEVELOPED SPECIAL ASSESSMENT DISTRICTS WITHIN THIS STATE IN 1 OR MORE CITIES, VILLAGES, OR TOWNSHIPS IF THAT CITY, VILLAGE, OR TOWNSHIP OR COMBINATION OF CITIES, VILLAGES, OR TOWNSHIPS CONSENTS

1 TO THE CREATION OF A RENAISSANCE ZONE FOR AN UNDERDEVELOPED SPECIAL
2 ASSESSMENT DISTRICT WITHIN THEIR BOUNDARIES. A RENAISSANCE ZONE FOR
3 AN UNDERDEVELOPED SPECIAL ASSESSMENT DISTRICT SHALL HAVE A DURATION
4 OF RENAISSANCE ZONE STATUS FOR A PERIOD OF YEARS NOT TO EXCEED THE
5 TIME IN WHICH THE SPECIAL ASSESSMENT BONDS WILL BE PAID OFF OR
6 DEFEASED.

7 (2) EACH RENAISSANCE ZONE DESIGNATED FOR AN UNDERDEVELOPED
8 SPECIAL ASSESSMENT DISTRICT UNDER THIS SECTION SHALL BE 1
9 CONTINUOUS DISTINCT GEOGRAPHIC AREA.