

INCOME TAX ACT OF 1967 (EXCERPT)
Act 281 of 1967

206.701 Definitions.

Sec. 701. As used in this chapter:

- (a) "Casino" means that term as defined in section 110.
- (b) "Casino licensee" means a person licensed to operate a casino under the Michigan Gaming Control and Revenue Act, 1996 IL 1, MCL 432.201 to 432.226.
- (c) "Eligible production company" means that term as defined under section 455 of the Michigan business tax act, 2007 PA 36, MCL 208.1455.
- (d) "Flow-through entity" means an entity that for the applicable tax year is treated as an S corporation under section 1362(a) of the internal revenue code, a general partnership, a limited partnership, a limited liability partnership, or a limited liability company, that for the applicable tax year is not taxed as a corporation for federal income tax purposes. Flow-through entity does not include any entity disregarded under section 699.
- (e) "Member" means a shareholder of an S corporation, a partner in a general partnership, a limited partnership, or a limited liability partnership, a member of a limited liability company, or a beneficiary of a trust, that is a flow-through entity.
- (f) "Nonresident" means an individual who is not a resident of or domiciled in this state, a business entity that does not have its commercial domicile in this state, or a trust not organized in this state.
- (g) "Partnership" means a taxpayer that is required to or has elected to file as a partnership for federal income tax purposes.
- (h) "Publicly traded partnership" means that term as defined under section 7704 of the internal revenue code.
- (i) "Race meeting licensee" and "track licensee" mean a person to whom a race meeting license or track license is issued pursuant to section 8 of the horse racing law of 1995, 1995 PA 279, MCL 431.308.
- (j) "S corporation" means a corporation electing taxation under subchapter S of chapter 1 of subtitle A of the internal revenue code, sections 1361 to 1379 of the internal revenue code.

History: Add. 2011, Act 38, Eff. Jan. 1, 2012;—Am. 2011, Act 194, Eff. Jan. 1, 2012;—Am. 2011, Act 311, Eff. Jan. 1, 2012;—Am. 2022, Act 148, Imd. Eff. July 19, 2022.

Compiler's note: This section as added by Act 38 of 2011 was assigned the compilation number "206.701". To avoid a conflict with another section previously numbered "206.701", Sec. 701 of 2006 PA 513 has been renumbered as 206.901.

Enacting section 1 of Act 148 of 2022 provides:

"Enacting section 1. This amendatory act is retroactive and applies to all tax years that begin on and after January 1, 2018."