

Act No. 164
Public Acts of 1989
Approved by the Governor
August 15, 1989
Filed with the Secretary of State
August 15, 1989

**STATE OF MICHIGAN
85TH LEGISLATURE
REGULAR SESSION OF 1989**

Introduced by Reps. Oxender, Jondahl, Nye, Keith and O'Neill

ENROLLED HOUSE BILL No. 4298

AN ACT to amend section 12 of Act No. 385 of the Public Acts of 1984, entitled "An act to provide for the establishment of technology park districts in local governmental units; to provide certain facilities located in technology park districts an exemption from certain taxes; to levy and collect a specific tax upon the owners of certain facilities; to provide for the disposition of the tax; to provide for the obtaining and transferring of an exemption certificate and to prescribe the contents of those certificates; to prescribe the powers and duties of the state tax commission and certain officers of local governmental units; and to provide remedies and penalties," being section 207.712 of the Michigan Compiled Laws.

The People of the State of Michigan enact:

Section 1. Section 12 of Act No. 385 of the Public Acts of 1984, being section 207.712 of the Michigan Compiled Laws, is amended to read as follows:

Sec. 12. (1) There is levied upon every owner of record and every user or occupant, if known, of a facility to which a certificate is issued, a specific tax to be known as a technology park facilities tax.

(2) For exemption certificates issued before 1990, the amount of the technology park facilities tax in each year shall be determined by multiplying 1/2 of the total mills levied as ad valorem taxes for that year by all taxing units within which the facility is situated by the state equalized valuation of the facility after deducting the state equalized valuation of the land and inventory. For the purposes of this subsection, the calculation of the total mills levied as ad valorem taxes for that year shall include the number of mills levied for operating purposes in 1989 by the local school district in which the facility is situated.

(3) For exemption certificates issued after 1989, the amount of the technology park facilities tax in each year shall be determined by multiplying the total mills levied as ad valorem taxes for that year by all taxing units within which the facility is situated, minus 1/2 the number of mills levied by all taxing units other than the state and the local school district within which the facility is situated, by the state equalized valuation of the facility after deducting the state equalized valuation of the land and inventory.

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

(5) The technology park facilities tax shall be an annual tax payable at the same time, in the same manner, and to the same officer or officers as taxes imposed under the general property tax act, Act No. 206 of the Public Acts of 1893, being sections 211.1 to 211.157 of the Michigan Compiled Laws, are payable. Except as otherwise provided in this section, the officer or officers shall disburse technology park facilities tax payments received each year to the cities, townships, villages, school districts, counties, community and junior colleges, authorities, and the state, at the times and in the proportions required by law for the disbursement of taxes collected under Act No. 206 of the Public Acts of 1893. For taxes determined under subsection (3), the proportion of taxes to be disbursed to a taxing unit shall be a fraction the denominator of which is the number of mills by which the state equalized valuation is multiplied to compute the tax under subsection (3) and the

numerator of which is the number of mills of the taxing unit included in the denominator. All or a portion of the amount to be disbursed to local and intermediate school districts receiving state aid under sections 21, 56, 62, and 81 of Act No. 94 of the Public Acts of 1979, being sections 388.1621, 388.1656, 388.1662, and 388.1681 of the Michigan Compiled Laws, as determined on the basis of the tax rates being utilized to compute the amount of state aid, shall be paid to the state treasury and credited to the state account for education fund established by section 11 of article IX of the state constitution of 1963. The officer or officers shall send a copy of the amount of disbursement made to each unit under this section to the commission on a form provided by the commission.

Section 2. This amendatory act shall not take effect unless amendment 2 of House Joint Resolution I of the 85th Legislature becomes a part of the state constitution of 1963 as provided in section 1 of article XII of the state constitution of 1963.

This act is ordered to take immediate effect.

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Clerk of the House of Representatives.

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Secretary of the Senate.

Approved.....

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Governor.