

HOUSE BILL No. 6115

September 26, 1990, Introduced by Reps. Jaye and Kulchitsky and referred to the Committee on Elections.

A bill to amend sections 485 and 643a of Act No. 116 of the Public Acts of 1954, entitled "Michigan election law," being sections 168.485 and 168.643a of the Michigan Compiled Laws.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Section 1. Sections 485 and 643a of Act No. 116 of the
2 Public Acts of 1954, being sections 168.485 and 168.643a of the
3 Michigan Compiled Laws, are amended to read as follows:

4 Sec. 485. (1) Any question submitted to the electors of
5 this state or the electors of any subdivision of this state
6 shall, to the extent that it will not confuse the electorate, be
7 worded in the following manner: A "yes" vote will be a vote in
8 favor of the subject matter of the proposal or issue, and a "no"
9 vote will be a vote against the subject matter of the proposal or

1 issue. Questions shall be worded so as to apprise the voters of
2 the subject matter of the proposal or issue, but need not be
3 legally precise. The language used shall create no prejudice for
4 or against the issue or proposal.

5 (2) ANY QUESTION SUBMITTED TO THE ELECTORS OF THIS STATE OR
6 THE ELECTORS OF ANY SUBDIVISION OF THIS STATE THAT RELATES TO A
7 NEW TAX, A TAX INCREASE, OR A TAX RENEWAL SHALL MEET ALL OF THE
8 FOLLOWING REQUIREMENTS THAT ARE APPLICABLE TO THE QUESTION BEING
9 SUBMITTED TO THE ELECTORS:

10 (A) THE QUESTION SHALL INCLUDE A STATEMENT THAT CLEARLY
11 INDICATES THE IMPACT IN NUMERICAL VALUE OF THE NEW TAX, THE TAX
12 INCREASE, OR THE TAX RENEWAL. THE STATEMENT SHALL INCLUDE THE
13 DOLLAR AMOUNT OF THE INCREASE IN TAX REVENUE GENERATED IN THE
14 FIRST YEAR OF THE NEW TAX, TAX INCREASE, OR TAX RENEWAL BY A
15 MEDIAN HOME IN THE UNIT OF LOCAL GOVERNMENT. THIS STATEMENT
16 SHALL INDICATE THAT THIS TAX OBLIGATION DOLLAR AMOUNT WILL
17 INCREASE EACH YEAR ON A COMPOUNDED BASIS.

18 (B) A QUESTION TO APPROVE A NEW TAX OR TO APPROVE THE
19 INCREASE OF THE RATE OF AN EXISTING TAX PURSUANT TO SECTION 31 OF
20 ARTICLE IX OF THE STATE CONSTITUTION OF 1963 SHALL INCLUDE THE
21 FOLLOWING HEADING AND STATEMENT:

22 "OVERRIDE HEADLEE TAX LIMITATION LAW

23 THE HEADLEE TAX LIMITATION LAW PROHIBITS A UNIT OF LOCAL
24 GOVERNMENT FROM LEVYING A NEW TAX OR INCREASING AN EXISTING TAX
25 WITHOUT VOTER APPROVAL. HOWEVER, THE HEADLEE TAX LIMITATION LAW
26 GUARANTEES A COST OF LIVING INCREASE IN TAXES PLUS ADDITIONAL TAX
27 REVENUE FROM NEW HOME AND COMMERCIAL CONSTRUCTION. THIS UNIT OF

1 LOCAL GOVERNMENT WANTS MORE THAN THE GUARANTEED COST OF LIVING
2 AND NEW CONSTRUCTION INCREASES UNDER THE HEADLEE TAX LIMITATION
3 LAW."

4 (C) THE QUESTION SHALL INDICATE IF THE NEW TAX REVENUE GEN-
5 ERATED IS IN ADDITION TO EXISTING FUNDS OR IS TO REPLACE EXISTING
6 FUNDS.

7 (3) A QUESTION SUBMITTED TO THE ELECTORS OF THIS STATE OR
8 THE ELECTORS OF ANY SUBDIVISION OF THIS STATE THAT RELATES TO A
9 BOND ISSUE SHALL MEET ALL OF THE FOLLOWING REQUIREMENTS THAT ARE
10 APPLICABLE TO THE QUESTION BEING SUBMITTED TO THE ELECTORS:

11 (A) THE QUESTION SHALL INCLUDE A STATEMENT THAT THE BOND
12 ISSUE IS A TAX INCREASE THAT OBLIGATES PROPERTY OWNERS TO A SPE-
13 CIFIC ADDITIONAL DOLLAR AMOUNT EACH YEAR FOR THE NUMBER OF YEARS
14 OF THE BOND. THE STATEMENT SHALL INCLUDE THE DOLLAR AMOUNT OF
15 THE SPECIFIC ADDITIONAL DOLLAR AMOUNT THAT THE OWNER OF A MEDIAN
16 HOME IN THE UNIT OF LOCAL GOVERNMENT WILL BE OBLIGATED TO PAY IN
17 THE FIRST AND THE LAST YEAR OF THE BOND ISSUE.

18 (B) THE QUESTION SHALL INDICATE IF THE NEW TAX REVENUE GEN-
19 ERATED IS IN ADDITION TO EXISTING FUNDS OR IS TO REPLACE EXISTING
20 FUNDS.

21 Sec. 643a. (1) Any question submitted to the electors of
22 this state or the electors of any subdivision of this state
23 shall, to the extent that it will not confuse the electorate, be
24 worded in the following manner: A "yes" vote will be a vote in
25 favor of the subject matter of the proposal or issue, and a "no"
26 vote will be a vote against the subject matter of the proposal or
27 issue. Questions shall be worded so as to apprise the voters of

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