

SENATE SUBSTITUTE FOR
HOUSE BILL NO. 5365

A bill to amend 1996 PA 376, entitled
"Michigan renaissance zone act,"
by amending section 10 (MCL 125.2690), as amended by 1998 PA
239.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 10. (1) An individual who is a resident of a renais-
2 sance zone or a business that is located and conducts business
3 activity within a renaissance zone or a person that owns property
4 located in a renaissance zone is not eligible for the exemption,
5 deduction, or credit listed in section 9(1) or (2) for that tax-
6 able year if 1 or more of the following apply:
7 (a) The resident, business, or property owner is delinquent
8 under 1 or more of the following:
9 (i) The single business tax act, 1975 PA 228, MCL 208.1 to
10 208.145.

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1 (ii) The income tax act of 1967, 1967 PA 281, MCL 206.1 to
2 206.532.

3 ~~(iii) The city income tax act, 1964 PA 284, MCL 141.501 to~~
4 ~~141.787.~~

5 (iii) ~~(iv)~~ 1974 PA 198, MCL 207.551 to 207.572.

6 (iv) ~~(v)~~ The commercial redevelopment act, 1978 PA 255,
7 MCL 207.651 to 207.668.

8 (v) ~~(vi)~~ The enterprise zone act, 1985 PA 224, MCL
9 125.2101 to 125.2123.

10 (vi) ~~(vii)~~ 1953 PA 189, MCL 211.181 to 211.182.

11 (vii) ~~(viii)~~ The technology park development act, 1984 PA
12 385, MCL 207.701 to 207.718.

13 (viii) ~~(ix)~~ Part 511 (commercial forests) of the natural
14 resources and environmental protection act, 1994 PA 451, MCL
15 324.51101 to 324.51120.

16 (ix) ~~(x)~~ The neighborhood enterprise zone act, 1992 PA
17 147, MCL 207.771 to 207.787.

18 (x) ~~(xi)~~ The city utility users tax act, 1990 PA 100, MCL
19 141.1151 to 141.1177.

20 ~~(xii) Taxes, fees, and special assessments collected under~~
21 ~~the general property tax act, 1893 PA 206, MCL 211.1 to 211.157.~~

22 (B) THE RESIDENT, BUSINESS, OR PROPERTY OWNER IS SUBSTAN-
23 TIALY DELINQUENT AS DETERMINED BY THE QUALIFIED LOCAL GOVERNMEN-
24 TAL UNIT IN WHICH THE RENAISSANCE ZONE IS LOCATED UNDER 1 OR BOTH
25 OF THE FOLLOWING:

26 (i) THE CITY INCOME TAX ACT, 1964 PA 284, MCL 141.501 TO
27 141.787.

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1 (ii) TAXES, FEES, AND SPECIAL ASSESSMENTS COLLECTED UNDER
2 THE GENERAL PROPERTY TAX ACT, 1893 PA 206, MCL 211.1 TO 211.157.

3 (C) ~~(b)~~ For residential rental property in a renaissance
4 zone, the residential rental property is not in substantial com-
5 pliance with all applicable state and local zoning, building, and
6 housing laws, ordinances, or codes and the residential rental
7 property owner has not filed an affidavit before December 31 in
8 the immediately preceding tax year with the local tax collecting
9 unit in which the residential rental property is located as
10 required under section 7ff of the general property tax act, 1893
11 PA 206, MCL 211.7ff.

12 (2) A business located in a qualified local governmental
13 unit that relocates from outside a renaissance zone into a
14 renaissance zone in that same qualified local governmental unit
15 shall not receive the exemptions, deductions, or credits
16 described in section 9 unless the governing body of the qualified
17 local governmental unit in which the renaissance zone is located
18 approves the relocation of the business.

19 (3) ~~If~~ UNLESS APPROVAL OF THE RELOCATION IS OBTAINED UNDER
20 SUBSECTION (2), IF a business relocates more than 25 full-time
21 equivalent jobs ~~from 1 or more local governmental units other~~
22 ~~than a local governmental unit in which a renaissance zone is~~
23 ~~located to a local governmental unit within~~ a renaissance
24 zone, the business shall notify the Michigan jobs commission and
25 the local governmental unit from which the jobs are being relo-
26 cated of the relocation. The business is not eligible for the
27 exemptions, deductions, or credits listed in section 9(1) and (2)

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1 if the local governmental unit from which the jobs are being
2 relocated adopts a resolution objecting to the relocation of the
3 jobs within 60 days after the notification by the business. The
4 business becomes eligible for the exemptions, deductions, and
5 credits listed in section 9(1) and (2) when the local governmen-
6 tal unit that objected to the relocation rescinds its objection
7 by resolution. A local governmental unit that objects to the
8 relocation of jobs shall file a copy of all resolutions of objec-
9 tion and rescission with the department of treasury, Michigan
10 jobs commission, county or local governmental unit that created
11 the renaissance zone into which the jobs are transferred, and the
12 local governmental unit into which the jobs are transferred. As
13 used in this subsection only, "local governmental unit" means a
14 city, village, or township.

15 (4) An individual who is a resident of a renaissance zone is
16 eligible for an exemption, deduction, or credit under section
17 9(1) and (2) until the department of treasury determines that the
18 aggregate state and local tax revenue forgone as a result of all
19 exemptions, deductions, or credits granted under this act to that
20 individual reaches \$10,000,000.00.

21 (5) A casino located and conducting business activity within
22 a renaissance zone is not eligible for the exemption, deduction,
23 or credit listed in section 9(1) or (2). Real property in a
24 renaissance zone on which a casino is operated, personal property
25 of a casino located in a renaissance zone, and all property asso-
26 ciated or affiliated with the operation of a casino is not
27 eligible for the exemption, deduction, or credit listed in

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1 section 9(1) or (2). As used in this subsection, "casino" means
2 a casino or a parking lot, hotel, motel, or retail store owned or
3 operated by a casino, an affiliate, or an affiliated company,
4 regulated by this state pursuant to the Michigan gaming control
5 and revenue act, the Initiated Law of 1996, MCL 432.201 to
6 ~~432.216~~ 432.226.