

HOUSE BILL No. 4168

January 30, 1997, Introduced by Reps. Whyman, Lowe, Richner and Raczkowski and referred to the Committee on Tax Policy.

A bill to amend 1976 PA 451, entitled
"The revised school code,"
by amending section 705 (MCL 380.705), as amended by 1994 PA
258.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 705. (1) Beginning in 1997 and each year after 1997, a
2 regional enhancement property tax may be levied by an intermedi-
3 ate school district at a rate not to exceed 3 mills to enhance
4 other state and local funding for local school district opera-
5 tions if approved by a majority of the intermediate school elec-
6 tors voting on the question.
7 (2) If a resolution requesting that the question of a
8 regional enhancement property tax be submitted to the voters is
9 adopted within a 180-day period and transmitted to the
10 intermediate school board by 1 or more boards of its constituent

1 school districts representing a majority of the combined
2 membership of the constituent school districts as of the most
3 recent pupil membership count day and if those resolutions all
4 contain an identical specified number of mills to be levied under
5 this section and an identical specified number of years for which
6 the tax shall be levied, the question of levying a regional
7 enhancement property tax by the intermediate school district
8 shall be placed on the ballot by the intermediate school district
9 at the next annual school election held in each of the constitu-
10 ent SCHOOL districts EXCEPT A CONSTITUENT SCHOOL DISTRICT ELECT-
11 ING UNDER SUBSECTION (3) NOT TO PARTICIPATE IN THE REGIONAL
12 ENHANCEMENT PROPERTY TAX. However, if the question is to be sub-
13 mitted at an annual school election and a constituent SCHOOL dis-
14 trict does not hold its annual election on the second Monday in
15 June, the intermediate school board shall call a special election
16 in that constituent SCHOOL district to be held on the same day as
17 the annual school election. If the question is to be submitted
18 to the intermediate school electors of an intermediate school
19 district having a population of more than 1,400,000, the interme-
20 diate school board shall call a special election to be held at
21 the next state primary or general election. However, if the res-
22 olution requirement is met more than 180 days before the next
23 annual school district elections to be held on the second Monday
24 in June, and if requested in the resolutions, the intermediate
25 school board shall submit the question of levying a regional
26 enhancement property tax within the intermediate school district
27 on the ballot at a special election under section 662 called by

1 the intermediate school board for that purpose not earlier than
2 90 days or later than 120 days after the resolution requirements
3 are met, TO BE HELD IN ALL CONSTITUENT SCHOOL DISTRICTS EXCEPT A
4 CONSTITUENT SCHOOL DISTRICT ELECTING UNDER SUBSECTION (3) NOT TO
5 PARTICIPATE IN THE REGIONAL ENHANCEMENT PROPERTY TAX.

6 (3) A CONSTITUENT SCHOOL DISTRICT MAY ELECT NOT TO PARTICI-
7 PATE IN A REGIONAL ENHANCEMENT PROPERTY TAX BY RESOLUTION ADOPTED
8 BY ITS BOARD NOT LATER THAN 30 DAYS AFTER RECEIPT OF NOTICE THAT
9 THE QUESTION OF ESTABLISHING THE REGIONAL ENHANCEMENT PROPERTY
10 TAX WILL BE SUBMITTED TO THE INTERMEDIATE SCHOOL ELECTORS.

11 (4) ~~(3)~~ Not later than 10 days after receipt by the inter-
12 mediate school district of the revenue from the regional enhance-
13 ment property tax, the intermediate school district shall calcu-
14 late and pay to each of its constituent school districts
15 PARTICIPATING IN THE REGIONAL ENHANCEMENT PROPERTY TAX an amount
16 of the revenue calculated by dividing the total amount of the
17 revenue by the combined membership of the constituent school dis-
18 tricts within the intermediate district PARTICIPATING IN THE
19 REGIONAL ENHANCEMENT PROPERTY TAX, as of the most recent pupil
20 membership count day, and multiplying that quotient by the con-
21 stituent school district's membership, as of the most recent
22 pupil membership count day for which a final department-audited
23 pupil count is available.

24 (5) ~~(4)~~ Regional enhancement property tax under this sec-
25 tion may be levied for a term not to exceed 20 years, as speci-
26 fied in the ballot question, and may be renewed for the same term

1 with the approval of a majority of the intermediate school
2 electors voting on the question.

3 (6) ~~-(5)-~~ The question of levying a regional enhancement
4 property tax under this section shall be presented to the inter-
5 mediate school electors as a separate question.