

SENATE BILL NO. 92

January 26, 1999, Introduced by Senator PETERS and referred to the Committee on Government Operations.

A bill to amend 1995 PA 24, entitled "Michigan economic growth authority act," (MCL 207.801 to 207.810) by adding section 8a.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 SEC. 8A. (1) AN AUTHORIZED BUSINESS OR PERSON WHO HAS AN
2 INTEREST IN AN AUTHORIZED BUSINESS, OR THE SPOUSE, PARENT, CHILD,
3 OR SPOUSE OF A CHILD OF A PERSON WHO HAS AN INTEREST IN AN AUTHO-
4 RIZED BUSINESS, SHALL NOT MAKE A CONTRIBUTION TO A CANDIDATE OR A
5 COMMITTEE DURING THE FOLLOWING PERIODS:
6 (A) THE TIME PERIOD DURING WHICH THE AUTHORIZED BUSINESS IS
7 ELIGIBLE FOR A TAX CREDIT AS PROVIDED IN THIS ACT.
8 (B) THE 3 YEARS FOLLOWING THE FINAL EXPIRATION OR TERMINA-
9 TION OF THE AUTHORIZED BUSINESS'S ELIGIBILITY FOR A TAX CREDIT AS
10 PROVIDED IN THIS ACT.

1 (2) AN AUTHORIZED BUSINESS OR PERSON WHO HAS AN INTEREST IN
2 AN AUTHORIZED BUSINESS, OR THE SPOUSE, PARENT, CHILD, OR SPOUSE
3 OF A CHILD OF A PERSON WHO HAS AN INTEREST IN AN AUTHORIZED BUSI-
4 NESS, SHALL NOT MAKE A CONTRIBUTION TO A CANDIDATE OR COMMITTEE
5 THROUGH A LEGAL ENTITY THAT IS ESTABLISHED, DIRECTED, OR CON-
6 TROLLED BY ANY OF THE PERSONS DESCRIBED IN THIS SUBSECTION DURING
7 THE TIME PERIODS DESCRIBED IN SUBSECTION (1).

8 (3) FOR PURPOSES OF THIS SECTION, A PERSON IS CONSIDERED TO
9 HAVE AN INTEREST IN AN AUTHORIZED BUSINESS IF ANY OF THE FOLLOW-
10 ING CIRCUMSTANCES EXIST:

11 (A) THE PERSON HOLDS AT LEAST A 1% INTEREST IN THE AUTHO-
12 RIZED BUSINESS.

13 (B) THE PERSON IS AN OFFICER OR A MANAGERIAL EMPLOYEE OF THE
14 AUTHORIZED BUSINESS AS DEFINED BY RULES PROMULGATED BY THE
15 AUTHORITY.

16 (C) THE PERSON IS AN OFFICER OF A PERSON WHO HOLDS AT LEAST
17 A 1% INTEREST IN THE AUTHORIZED BUSINESS.

18 (D) THE PERSON IS AN INDEPENDENT COMMITTEE OF THE AUTHORIZED
19 BUSINESS.

20 (4) AN AUTHORIZED BUSINESS IS CONSIDERED TO HAVE MADE A CON-
21 TRIBUTION IF A CONTRIBUTION IS MADE BY A PERSON WHO HAS AN INTER-
22 EST IN THE AUTHORIZED BUSINESS.

23 (5) AS USED IN THIS SECTION:

24 (A) "CANDIDATE" MEANS BOTH OF THE FOLLOWING:

25 (i) THAT TERM AS DEFINED IN SECTION 3 OF THE MICHIGAN CAM-
26 PAIGN FINANCE ACT, 1976 PA 388, MCL 169.203.

1 (ii) THE HOLDER OF ANY STATE, LEGISLATIVE, OR LOCAL ELECTIVE
2 OFFICE.

3 (B) "COMMITTEE" MEANS ANY OF THE FOLLOWING:

4 (i) A CANDIDATE COMMITTEE AS THAT TERM IS DEFINED IN
5 SECTION 3 OF THE MICHIGAN CAMPAIGN FINANCE ACT, 1976 PA 388, MCL
6 169.203.

7 (ii) A POLITICAL PARTY COMMITTEE AS THAT TERM IS DEFINED IN
8 SECTION 11 OF THE MICHIGAN CAMPAIGN FINANCE ACT, 1976 PA 388, MCL
9 169.211.

10 (iii) AN INDEPENDENT COMMITTEE AS THAT TERM IS DEFINED IN
11 SECTION 8 OF THE MICHIGAN CAMPAIGN FINANCE ACT, 1976 PA 388, MCL
12 169.208.

13 (iv) A COMMITTEE ORGANIZED BY A LEGISLATIVE CAUCUS OF A
14 CHAMBER OF THE LEGISLATURE.

15 (C) "OFFICER" MEANS EITHER OF THE FOLLOWING:

16 (i) AN INDIVIDUAL LISTED AS AN OFFICER OF A CORPORATION,
17 LIMITED LIABILITY COMPANY, OR LIMITED LIABILITY PARTNERSHIP.

18 (ii) AN INDIVIDUAL WHO IS A SUCCESSOR TO AN INDIVIDUAL
19 DESCRIBED IN SUBPARAGRAPH (i).