

# SENATE BILL No. 1303

May 8, 2002, Introduced by Senators SIKKEMA and STEIL and referred to the Committee on Finance.

A bill to amend 1851 PA 156, entitled

"An act to define the powers and duties of the county boards of commissioners of the several counties, and to confer upon them certain local, administrative and legislative powers; and to prescribe penalties for the violation of the provisions of this act,"

by amending section 11b (MCL 46.11b), as amended by 1983 PA 142.

## THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1       Sec. 11b. (1) A county, by resolution of the county board  
2 of commissioners, may enter into a contract or agreement for the  
3 purchase of lands, property, or equipment to be used for public  
4 purposes and, except as provided in subsection (6), to be paid  
5 for in installments over a period of not more than 10 years FOR  
6 PROPERTY OR EQUIPMENT, OR OVER A PERIOD OF NOT MORE THAN 30 YEARS  
7 FOR LANDS AND BUILDINGS, or the useful life of the property,  
8 whichever is less. A contract or agreement described in this

1 section made before August 21, 1975, is validated and made  
2 legal.

3       (2) ~~The~~ EXCEPT AS PROVIDED IN SUBSECTION (7), THE aggre-  
4 gate outstanding balance of ALL purchases made by a county pursu-  
5 ant to this section, excluding interest, shall not exceed 1/2 of  
6 1% of the equalized assessed value of real and personal property  
7 in the county at the date of the contract or agreement, except  
8 that a contract or lease entered into pursuant to ~~Act No. 31 of~~  
9 ~~the Public Acts of the First Extra Session of 1948, as amended,~~  
10 ~~being sections 123.951 to 123.965 of the Michigan Compiled Laws~~  
11 1948 (1ST EX SESS) PA 31, MCL 123.951 TO 123.965, or a contract  
12 or lease entered into with a public corporation or municipality,  
13 shall not be included in a calculation of the aggregate outstand-  
14 ing balance.

15       (3) The county board of commissioners shall include in its  
16 budget and pay the sum or sums necessary each year to meet the  
17 payments of the installments, including interest, when they  
18 become due and overdue installments.

19       (4) This section shall not authorize the county board of  
20 commissioners to levy taxes in excess of statutory limitations  
21 without the approval of the electors.

22       (5) The limitations imposed in this section shall not be  
23 applicable to a contract for purchase of land declared surplus by  
24 the United States government or any of its agencies.

25       (6) The installments for a contract or agreement to purchase  
26 ~~lands,~~ property ~~,~~ or equipment may be for a period of not

1 more than 15 years if all of the following conditions are  
2 satisfied:

3 (a) The ~~lands,~~ property ~~,~~ or equipment is entirely  
4 within the county.

5 (b) The ~~lands,~~ property ~~,~~ or equipment is purchased from  
6 a city ~~which~~ THAT is entirely within the county.

7 (c) The ~~lands,~~ property ~~,~~ or equipment is used for air-  
8 port purposes.

9 (d) The purchase is made after June 30, 1983, and before  
10 July 1, 1984.

11 (7) IF THE AGGREGATE OUTSTANDING BALANCE OF PURCHASES FOR  
12 LANDS AND BUILDINGS ONLY, EXCLUDING INTEREST AND THOSE CONTRACTS  
13 OR LEASES THAT ARE ENTERED INTO PURSUANT TO 1948 (1ST EX SESS)  
14 PA 31, MCL 123.951 TO 123.965, OR ENTERED INTO WITH A PUBLIC COR-  
15 PORATION OR MUNICIPALITY, DOES NOT EXCEED 1/2 OF 1% OF THE EQUAL-  
16 IZED ASSESSED VALUE OF REAL AND PERSONAL PROPERTY IN THE COUNTY  
17 AT THE DATE OF THE CONTRACT OR AGREEMENT, THEN THE AGGREGATE OUT-  
18 STANDING BALANCE OF THE PURCHASES FOR LANDS AND BUILDINGS SHALL  
19 NOT BE INCLUDED IN THE CALCULATION OF THE AGGREGATE OUTSTANDING  
20 BALANCE UNDER SUBSECTION (2).