

SUBSTITUTE FOR
HOUSE BILL NO. 5220

A bill to amend 1973 PA 186, entitled
"Tax tribunal act,"
(MCL 205.701 to 205.779) by adding section 62b.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 SEC. 62B. (1) EXCEPT AS OTHERWISE PROVIDED IN THIS SECTION,
2 AFTER A PETITIONER HAS FILED A PETITION UNDER THIS CHAPTER AND THE
3 RESPONDENT LOCAL TAX COLLECTING UNIT HAS FILED AN ANSWER TO THE
4 PETITION, THE PETITIONER OR THE LOCAL TAX COLLECTING UNIT MAY
5 REQUEST AN INFORMAL SETTLEMENT CONFERENCE AS PROVIDED IN THIS
6 SECTION.

7 (2) A PETITIONER SHALL SUBMIT A WRITTEN REQUEST FOR AN
8 INFORMAL SETTLEMENT CONFERENCE TO THE LOCAL TAX COLLECTING UNIT AND
9 SHALL FILE A COPY OF THAT WRITTEN REQUEST WITH THE RESIDENTIAL
10 PROPERTY AND SMALL CLAIMS DIVISION. A LOCAL TAX COLLECTING UNIT

1 SHALL SUBMIT A WRITTEN REQUEST FOR AN INFORMAL SETTLEMENT
2 CONFERENCE TO THE PETITIONER AND SHALL FILE A COPY OF THAT WRITTEN
3 REQUEST WITH THE RESIDENTIAL PROPERTY AND SMALL CLAIMS DIVISION.

4 (3) IF A PETITIONER HAS REQUESTED AN INFORMAL SETTLEMENT
5 CONFERENCE UNDER SUBSECTION (2), THE LOCAL TAX COLLECTING UNIT
6 SHALL SCHEDULE AND HOLD AN INFORMAL SETTLEMENT CONFERENCE WITHIN 60
7 DAYS AFTER RECEIPT OF THE WRITTEN REQUEST. THE INFORMAL SETTLEMENT
8 CONFERENCE SHALL BE HELD AT THE OFFICES OF THE LOCAL TAX COLLECTING
9 UNIT. IF THE LOCAL TAX COLLECTING UNIT DOES NOT SCHEDULE AND HOLD
10 AN INFORMAL SETTLEMENT CONFERENCE WITHIN 60 DAYS AFTER RECEIPT OF
11 THE WRITTEN REQUEST, THE PETITIONER MAY FILE A MOTION WITH THE
12 RESIDENTIAL PROPERTY AND SMALL CLAIMS DIVISION FOR AN ORDER TO
13 COMPEL THE INFORMAL SETTLEMENT CONFERENCE. IF THE LOCAL TAX
14 COLLECTING UNIT DOES NOT SCHEDULE AND HOLD AN INFORMAL SETTLEMENT
15 CONFERENCE AFTER RECEIPT OF THE ORDER TO COMPEL THE INFORMAL
16 SETTLEMENT CONFERENCE, THE RESIDENTIAL PROPERTY AND SMALL CLAIMS
17 DIVISION SHALL SCHEDULE AN EXPEDITED DEFAULT HEARING.

18 (4) IF A LOCAL TAX COLLECTING UNIT HAS REQUESTED AN INFORMAL
19 SETTLEMENT CONFERENCE UNDER SUBSECTION (2), THE LOCAL TAX
20 COLLECTING UNIT SHALL SCHEDULE AND HOLD AN INFORMAL SETTLEMENT
21 CONFERENCE WITHIN 60 DAYS AFTER DELIVERY OF THE WRITTEN REQUEST TO
22 THE PETITIONER. THE INFORMAL SETTLEMENT CONFERENCE SHALL BE HELD AT
23 THE OFFICES OF THE LOCAL TAX COLLECTING UNIT. A PETITIONER IS NOT
24 REQUIRED TO RESPOND TO THE LOCAL TAX COLLECTING UNIT'S REQUEST FOR
25 AN INFORMAL SETTLEMENT CONFERENCE OR TO ATTEND THE INFORMAL
26 SETTLEMENT CONFERENCE. IF A PETITIONER DOES NOT RESPOND TO THE
27 LOCAL TAX COLLECTING UNIT'S REQUEST FOR AN INFORMAL SETTLEMENT

1 CONFERENCE OR ATTEND THE INFORMAL SETTLEMENT CONFERENCE, THE
2 PETITIONER'S APPEAL SHALL CONTINUE AS PROVIDED IN THIS ACT.

3 (5) AT THE INFORMAL SETTLEMENT CONFERENCE, THE PETITIONER AND
4 THE LOCAL TAX COLLECTING UNIT MAY ENTER INTO A STIPULATION FOR
5 JUDGMENT. THE STIPULATION FOR JUDGMENT SHALL BE FILED WITH THE
6 RESIDENTIAL PROPERTY AND SMALL CLAIMS DIVISION. THE RESIDENTIAL
7 PROPERTY AND SMALL CLAIMS DIVISION SHALL REVIEW THE STIPULATION FOR
8 JUDGMENT TO DETERMINE IF THE STIPULATION FOR JUDGMENT SHALL BE
9 ADOPTED AS A FINAL ORDER. UPON A SHOWING OF GOOD CAUSE OR AT THE
10 RESIDENTIAL PROPERTY AND SMALL CLAIMS DIVISION'S DISCRETION, THE
11 RESIDENTIAL PROPERTY AND SMALL CLAIMS DIVISION MAY REJECT THE
12 PROPOSED STIPULATION FOR JUDGMENT.

13 (6) IF THE PETITIONER AND THE LOCAL TAX COLLECTING UNIT DO NOT
14 AGREE TO A STIPULATION FOR JUDGMENT OR IF THE RESIDENTIAL PROPERTY
15 AND SMALL CLAIMS DIVISION REJECTS THE PROPOSED STIPULATION FOR
16 JUDGMENT, THE PETITIONER'S APPEAL SHALL CONTINUE AS PROVIDED IN
17 THIS ACT.

18 (7) THIS SECTION DOES NOT APPLY TO THE DENIAL OF A CLAIM FOR
19 EXEMPTION OF A PRINCIPAL RESIDENCE UNDER SECTION 7CC(8) OR (11) OF
20 THE GENERAL PROPERTY TAX ACT, 1893 PA 206, MCL 211.7CC.