

HOUSE BILL No. 4395

March 7, 2013, Introduced by Reps. Kosowski, Jacobsen, Price, Pagel, Outman, VerHeulen, Victory and Cotter and referred to the Committee on Elections and Ethics.

A bill to amend 1994 PA 425, entitled

"An act to provide for the creation of community swimming pool authorities; to provide powers and duties of the authorities; to provide for the levy of a tax by the authorities; and to provide for the collection and distribution of the tax,"

by amending section 13 (MCL 123.1073).

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 13. (1) An authority formed under this act may levy a tax
2 on all of the taxable property in a participating municipality
3 located within the district for the purposes of owning or operating
4 a community swimming pool.

5 (2) The tax authorized in this section shall not exceed 1 mill
6 of the state equalized valuation on each dollar of assessed
7 valuation of taxable property within the limits of each
8 participating municipality.

9 (3) The tax authorized under this section shall not be levied

1 except upon the approval of a majority of the qualified and
2 registered electors of the participating municipalities who reside
3 in the district voting on the tax at an annual or special school
4 election. The election may be called by resolution of the board.
5 The secretary of the board shall file a copy of the resolution of
6 the board calling the election with the clerk of any participating
7 municipality not ~~less than 70 days~~ **LATER THAN 4 P.M. ON THE**
8 **FIFTEENTH TUESDAY** before the date of the election. The resolution
9 calling the election shall contain a statement of the proposition
10 to be submitted to the electors. All appropriate clerks and all
11 appropriate officials shall take all necessary steps to properly
12 submit the proposition to the electors of the participating
13 municipalities who reside in the district at the election specified
14 in the resolution of the authority. The election shall be conducted
15 and canvassed in accordance with the Michigan election law, ~~Act No.~~
16 ~~116 of the Public Acts of 1954, being sections 168.1 to 168.992 of~~
17 ~~the Michigan Compiled Laws.~~ **1954 PA 116, MCL 168.1 TO 168.992.** The
18 results of the election shall be certified to the board promptly
19 after the date of the election. No more than 2 elections may be
20 held in a calendar year for approval of the tax authorized under
21 this section. The authority shall pay its share of the costs of the
22 election.

23 (4) The taxes authorized by this section may be levied at a
24 rate and for a period, not more than 5 years, as determined by the
25 authority in the resolution calling the election and as set forth
26 in the proposition submitted to the electors.

27 Enacting section 1. This amendatory act takes effect 120 days

1 after the date it is enacted into law.

2 Enacting section 2. This amendatory act does not take effect
3 unless Senate Bill No. _____ or House Bill No. 4393 (request no.
4 01399'13) of the 97th Legislature is enacted into law.