

HOUSE BILL NO. 5598

December 02, 2021, Introduced by Reps. Steven Johnson, Yarocho and Whitsett and referred to the Committee on Local Government and Municipal Finance.

A bill to amend 1973 PA 186, entitled
"Tax tribunal act,"

by amending sections 26 and 34 (MCL 205.726 and 205.734), section 26 as amended by 2008 PA 126 and section 34 as amended by 1980 PA 437.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 26. **(1)** The tribunal may appoint 1 or more hearing
2 officers to hold hearings. ~~Hearings, except~~ **Except** as otherwise
3 provided in chapter 6 **and subject to subsection (2), shall** ~~hearings~~

1 **must** be conducted pursuant to chapter 4 of the administrative
 2 procedures act of 1969, 1969 PA 306, MCL 24.271 to ~~24.287,~~ **24.288,**
 3 and the open meetings act, 1976 PA 267, MCL 15.261 to 15.275.
 4 Public notice of the time, date, and place of ~~the-a~~ hearing shall
 5 **must** be given in the manner required by the open meetings act, 1976
 6 PA 267, MCL 15.261 to 15.275. A proposed decision of a hearing
 7 officer or referee ~~shall-~~**must** be considered and decided by 1 or
 8 more members of the tribunal.

9 **(2) Hearings conducted under subsection (1) may be held in**
 10 **person or, if agreed upon by the parties and approved by the**
 11 **tribunal, electronically by telephone or video conferencing.**

12 Sec. 34. (1) One or more members of the tribunal may hear and
 13 decide proceedings. **Proceedings conducted under this subsection may**
 14 **be held in person or, if agreed upon by the parties and approved by**
 15 **the tribunal, electronically by telephone or video conferencing.**

16 (2) The tribunal shall sit at places throughout the state as
 17 the tribunal determines. The county board of commissioners for the
 18 county in which the tribunal is sitting, except when the tribunal
 19 is sitting in the city of Lansing, shall provide the tribunal with
 20 suitable accommodations and equipment on request of the
 21 chairperson. ~~The business which the tribunal may perform shall be~~
 22 ~~conducted at a public meeting on the tribunal held in compliance~~
 23 ~~with Act No. 267 of the Public Acts of 1976, as amended. The~~
 24 **tribunal shall conduct its business in compliance with the open**
 25 **meetings act, 1976 PA 267, MCL 15.261 to 15.275.** Public notice of
 26 the time, date, and place of ~~the-a~~ meeting shall ~~shall-~~**subject to the**
 27 **open meetings act, 1976 PA 267, MCL 15.261 to 15.275, must** be given
 28 in the manner required by ~~Act No. 267 of the Public Acts of 1976,~~
 29 ~~as amended.~~ **the open meetings act, 1976 PA 267, MCL 15.261 to**

1 **15.275.**

2 Enacting section 1. This amendatory act does not take effect
3 unless Senate Bill No. _____ or House Bill No. 5599 (request no.
4 04831'21) of the 101st Legislature is enacted into law.