

HOUSE BILL NO. 4564

May 16, 2023, Introduced by Reps. Outman, Bierlein and Bezotte and referred to the Committee on Tax Policy.

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. 4563 (request no.
4 00155'23) of the 102nd Legislature is enacted into law.