



HOUSE BILL No. 5020

September 12, 1995, Introduced by Rep. Jamian and referred to the Committee on Tax Policy.

A bill to amend section 705 of Act No. 451 of the Public Acts of 1976, entitled as amended "The school code of 1976," as amended by Act No. 258 of the Public Acts of 1994, being section 380.705 of the Michigan Compiled Laws.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Section 1. Section 705 of Act No. 451 of the Public Acts of
2 1976, as amended by Act No. 258 of the Public Acts of 1994, being
3 section 380.705 of the Michigan Compiled Laws, is amended to read
4 as follows:

5 Sec. 705. (1) Beginning in 1997 and each year after 1997, a
6 regional enhancement property tax may be levied by an intermedi-
7 ate school district at a rate not to exceed 3 mills to enhance
8 other state and local funding for local school district

1 operations if approved by a majority of the intermediate school
2 electors voting on the question.

3 (2) If a resolution requesting that the question of a
4 regional enhancement property tax be submitted to the voters is
5 adopted within a 180-day period and transmitted to the intermedi-
6 ate school board by 1 or more boards of its constituent school
7 districts representing a majority of the combined membership of
8 the constituent school districts as of the most recent pupil mem-
9 bership count day and if those resolutions all contain an identi-
10 cal specified number of mills to be levied under this section and
11 an identical specified number of years for which the tax shall be
12 levied, the question of levying a regional enhancement property
13 tax by the intermediate school district shall be placed on the
14 ballot by the intermediate school district at the next annual
15 school election held in each of the constituent districts.
16 However, if the question is to be submitted at an annual school
17 election and a constituent district does not hold its annual
18 election on the second Monday in June, the intermediate school
19 board shall call a special election in that constituent district
20 to be held on the same day as the annual school election. If the
21 question is to be submitted to the intermediate school electors
22 of an intermediate school district having a population of more
23 than 1,400,000, the intermediate school board shall call a spe-
24 cial election to be held at the next state primary or general
25 election. However, if the resolution requirement is met more
26 than 180 days before the next annual school district elections to
27 be held on the second Monday in June, and if requested in the

1 resolutions, the intermediate school board shall submit the
2 question of levying a regional enhancement property tax within
3 the intermediate school district on the ballot at a special elec-
4 tion under section 662 called by the intermediate school board
5 for that purpose not earlier than 90 days or later than 120 days
6 after the resolution requirements are met.

7 (3) Not later than 10 days after receipt by the intermediate
8 school district of the revenue from the regional enhancement
9 property tax, the intermediate school district shall calculate
10 and pay to each of its constituent school districts an amount of
11 the revenue calculated by dividing the total amount of the reve-
12 nue by the combined membership of the constituent school dis-
13 tricts within the intermediate district, as of the most recent
14 pupil membership count day, and multiplying that quotient by the
15 constituent school district's membership, as of the most recent
16 pupil membership count day for which a final department-audited
17 pupil count is available.

18 (4) Regional enhancement property tax under this section may
19 be levied for a term not to exceed 20 years, as specified in the
20 ballot question, and may be renewed for the same term with the
21 approval of a majority of the intermediate school electors voting
22 on the question.

23 (5) The question of levying a regional enhancement property
24 tax under this section shall be presented to the intermediate
25 school electors as a separate question.

1 (6) A REGIONAL ENHANCEMENT PROPERTY TAX LEVIED BY AN
2 INTERMEDIATE SCHOOL DISTRICT PURSUANT TO THIS SECTION SHALL NOT
3 BE LEVIED ON THE HOMESTEAD OF A SENIOR CITIZEN.

4 (7) AS USED IN THIS SECTION:

5 (A) "HOMESTEAD" MEANS THAT TERM AS DEFINED IN SECTION 508 OF
6 THE INCOME TAX ACT OF 1967, ACT NO. 281 OF THE PUBLIC ACTS OF
7 1967, BEING SECTION 206.508 OF THE MICHIGAN COMPILED LAWS.

8 (B) "SENIOR CITIZEN" MEANS THAT TERM AS DEFINED IN SECTION
9 514 OF ACT NO. 281 OF THE PUBLIC ACTS OF 1967, BEING SECTION
10 206.514 OF THE MICHIGAN COMPILED LAWS.