



HOUSE BILL No. 5822

May 23, 2000, Introduced by Reps. Richardville, Scranton, DeRossett, Kukuk, Mans, Lockwood and Garcia and referred to the Committee on Economic Development.

A bill to amend 1959 PA 243, entitled

"An act to define, license and regulate trailer coach parks; to prescribe the powers and duties of the state health commissioner and other state and local officers; to provide for the levy and collection of specific taxes on occupied trailers in trailer coach parks and the disposition of the revenues therefrom; to provide remedies and penalties for the violation of this act; and to repeal certain acts and parts of acts,"

by amending the title and sections 35, 41, 42, and 43

(MCL 125.1035, 125.1041, 125.1042, and 125.1043), section 42 as amended by 1994 PA 365.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

TITLE

An act to define, license, and regulate ~~trailer coach~~
MANUFACTURED HOME parks; to prescribe the powers and duties of
the ~~state health commissioner~~ DIRECTOR OF THE DEPARTMENT OF
COMMUNITY HEALTH and other state and local officers; to provide
for the levy and collection of specific taxes on occupied

1 trailers AND MANUFACTURED HOMES in ~~trailer coach~~ MANUFACTURED
 2 HOME parks and the disposition of the revenues ~~therefrom~~ FROM
 3 THE SPECIFIC TAX; AND to provide remedies and penalties for the
 4 violation of this act. ~~and to repeal certain acts and parts of~~
 5 ~~acts.~~

6 Sec. 35. (1) If a ~~trailer coach~~ MANUFACTURED HOME park is
 7 located in more than ~~one~~ 1 municipality, then it ~~shall be~~ IS
 8 considered to be a separate park for each of the municipalities
 9 in which it is located, except that all requirements pertaining
 10 to physical arrangement and provision of facilities shall be the
 11 same as though for a single park. ~~Any license~~ LICENSE fees and
 12 monthly taxes accruing to municipalities under the provisions of
 13 this act shall be paid to each municipality on the basis of the
 14 number of ~~trailer coach~~ MANUFACTURED HOME sites in each munici-
 15 pality and the number of occupied ~~trailer coaches~~ MANUFACTURED
 16 HOMES on sites in each municipality.

17 (2) AS USED IN THIS ACT:

18 (A) "MANUFACTURED HOME" MEANS THAT TERM AS DEFINED IN SEC-
 19 TION 2 OF THE MANUFACTURED HOUSING COMMISSION ACT, 1987 PA 96,
 20 MCL 125.2302.

21 (B) "TRAILER COACH" MEANS THAT TERM AS DEFINED IN SECTION 74
 22 OF THE MICHIGAN VEHICLE CODE, 1949 PA 300, MCL 257.74.

23 Sec. 41. Each licensee shall collect and remit a specific
 24 tax of \$3.00 per month, or major fraction ~~thereof~~ OF A MONTH,
 25 per occupied ~~trailer coach, which shall be~~ MANUFACTURED HOME.
 26 THE SPECIFIC TAX IS a tax ~~upon~~ ON the owners ~~or occupants~~ of
 27 each occupied ~~trailer coach~~ MANUFACTURED HOME, including A

1 trailer ~~coaches licensed~~ COACH REGISTERED under the provisions
2 of ~~Act No. 300 of the Public Acts of 1949, as amended, being~~
3 ~~sections 257.1 to 257.923 of the Compiled Laws of 1948~~ THE
4 MICHIGAN VEHICLE CODE, 1949 PA 300, MCL 257.1 TO 257.923, not-
5 withstanding any provision of ~~Act No. 300 of the Public Acts of~~
6 ~~1949, as amended,~~ THAT ACT to the contrary, occupying space
7 within the ~~trailer coach~~ MANUFACTURED HOME park. The specific
8 tax ~~shall be~~ IS in lieu of ~~any~~ property tax levied ~~upon~~ ON
9 the ~~trailer coach~~ MANUFACTURED HOME pursuant to the ~~provisions~~
10 of ~~Act No. 206 of the Public Acts of 1893, as amended, being sec-~~
11 ~~tions 211.1 to 211.157 of the Compiled Laws of 1948~~ GENERAL
12 PROPERTY TAX ACT, 1893 PA 206, MCL 211.1 TO 211.157, ~~upon~~ ON or
13 on account of the ~~trailer~~ MANUFACTURED HOME while located in
14 the ~~trailer coach~~ MANUFACTURED HOME park. The licensee of a
15 ~~trailer coach~~ MANUFACTURED HOME park shall not collect a
16 monthly tax for ~~any~~ space occupied by a trailer coach accom-
17 panied by an automobile when the trailer coach and automobile
18 bear license plates issued by ~~any~~ A state other than this state
19 for an accumulated period not to exceed 90 days in ~~any~~ A
20 12-month period, if all the occupants of the trailer coach with
21 accompanying automobiles are tourists or vacationists. When
22 ~~one~~ 1 or more persons occupying a trailer coach bearing a for-
23 eign license are employed or are conducting ~~any manner of~~ busi-
24 ness or furnishing ~~any~~ A service for gain within this state,
25 there ~~shall be~~ IS no exemption from the specific tax LEVIED
26 UNDER THIS SECTION.

1 Sec. 42. (1) ~~The~~ UNTIL JUNE 30, 2000, THE treasurer of
 2 the municipality ~~,~~ in which a ~~trailer coach~~ MANUFACTURED HOME
 3 park is located ~~,~~ shall accept and verify the monthly reports
 4 from licensees and collect and disburse the monthly tax payments
 5 as provided in this act. The municipal treasurer shall issue a
 6 receipt in triplicate for all money collected under this act. ~~,~~
 7 THE TREASURER SHALL GIVE the original receipt ~~to be given~~ to
 8 the licensee, SHALL RETAIN the duplicate ~~to be retained by the~~
 9 ~~treasurer~~ for municipal records, and SHALL TRANSMIT the tripli-
 10 cate ~~,~~ together with 50 cents per ~~trailer coach shall be~~
 11 ~~transmitted~~ MANUFACTURED HOME to the county treasurer. ~~,~~ who
 12 THE COUNTY TREASURER shall issue a receipt for the amount
 13 received and credit the proceeds to the county general fund. The
 14 municipal treasurer shall credit the municipal general fund with
 15 50 cents per ~~trailer coach~~ MANUFACTURED HOME located within the
 16 municipality.

17 (2) For taxes transmitted after June 30, 1994 BUT BEFORE
 18 JUNE 30, 2000, the municipal treasurer shall transmit \$2.00 for
 19 each ~~trailer coach~~ MANUFACTURED HOME parked in the municipality
 20 to the state treasury for credit to the state school aid fund
 21 established by section 11 of article IX of the state constitution
 22 of 1963.

23 (3) FOR TAXES CREDITED AFTER JUNE 30, 2000, THE MUNICIPAL
 24 TREASURER SHALL TRANSMIT \$2.00 OF THE SPECIFIC TAX FOR EACH MANU-
 25 FACTURED HOME TO THE SCHOOL DISTRICT IN WHICH THE MANUFACTURED
 26 HOME IS LOCATED FOR THE PURPOSES OF THE SCHOOL DISTRICT'S
 27 INFRASTRUCTURE.

1 Sec. 43. ~~All remittances~~ A REMITTANCE of monthly taxes
2 shall be made by the licensee on or before the fifth day of each
3 month for the preceding month. Nothing in this act ~~shall pro-~~
4 ~~hibit any~~ PROHIBITS A licensee from reimbursing himself OR
5 HERSELF for the amount of each specific tax ~~which he~~ THAT THE
6 LICENSEE is obligated to collect and remit by adding to ~~his~~
7 charges for each parking space in ~~his trailer coach~~ THE MANU-
8 FACTURED HOME park an amount equal to the specific tax levied
9 ~~hereunder~~ IN THIS ACT.