

HOUSE BILL No. 4889

June 5, 2001, Introduced by Reps. Pappageorge, Gosselin, Drolet, Kuipers, Patterson, Richardville, Ehardt, Toy, Richner, Middaugh, Bradstreet, Stallworth, Raczkowski, Ruth Johnson and Rocca and referred to the Committee on Tax Policy.

A bill to amend 1954 PA 188, entitled

"An act to provide for the making of certain improvements by townships; to provide for paying for the improvements by the issuance of bonds; to provide for the levying of taxes; to provide for assessing the whole or a part of the cost of improvements against property benefited; and to provide for the issuance of bonds in anticipation of the collection of special assessments and for the obligation of the township on the bonds,"

by amending section 15 (MCL 41.735) and by adding section 15d.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 15. The township board may borrow money and issue the
2 bonds of the township ~~therefor~~ in anticipation of the collec-
3 tion of special assessments to defray all or any part of the cost
4 of any improvement made under this act after the special assess-
5 ment roll ~~therefor shall have~~ OF THE TOWNSHIP HAS been
6 confirmed. ~~Such bonds~~ BONDS ISSUED UNDER THIS SECTION shall
7 not exceed the amount of the special assessments in anticipation
8 of the collection of which they are issued, and shall bear

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1 interest at a rate not exceeding the maximum rate permitted by
2 ~~Act No. 202 of the Public Acts of 1943, as amended, being sec-~~
3 ~~tions 131.1 to 138.2 of the Michigan Compiled Laws~~ THE MUNICIPAL
4 FINANCE ACT, 1943 PA 202, MCL 131.1 TO 139.3. Collections on
5 special assessments to the extent the ~~same~~ COLLECTIONS are
6 pledged for the payment of bonds shall be set aside in a special
7 fund for the payment of ~~such~~ THOSE bonds. Bonds may be issued
8 in anticipation of the collection of special assessments levied
9 in respect to 1 or more public improvements, but no special
10 assessment district shall be compelled to pay the obligation of
11 any other special assessment district. ~~The~~ SUBJECT TO SECTION
12 15D, THE township board may pledge the full faith and credit of
13 the township for the prompt payment of the principal of and
14 interest on the bonds authorized ~~herein~~ IN THIS SECTION, as the
15 ~~same shall~~ PRINCIPAL OF AND INTEREST ON THE BONDS become due.
16 ~~, in which event the~~ THE township may levy a tax on all taxable
17 property in the township for the payment of principal and inter-
18 est on the bonds ISSUED UNDER THIS SECTION without limitation as
19 to rate or amount and in addition to all other taxes ~~which~~ THAT
20 the township may be authorized to levy. The issuance of bonds
21 under this section ~~shall be~~ IS subject to ~~Act No. 202 of the~~
22 ~~Public Acts of 1943, as amended, being sections 131.1 to 138.2 of~~
23 ~~the Michigan Compiled Laws~~ THE MUNICIPAL FINANCE ACT, 1943 PA
24 202, MCL 131.1 TO 139.3. Bonds issued ~~hereunder~~ UNDER THIS
25 SECTION shall be executed by the supervisor and township clerk
26 and the interest coupons to be attached ~~thereto~~ TO THOSE BONDS

1 shall be executed by the officials causing their facsimile
2 signatures to be affixed ~~thereto~~ TO THOSE BONDS.

3 SEC. 15D. IF A TOWNSHIP BOARD PLEDGES ANY PORTION OF THE
4 GENERAL FUND OF THE TOWNSHIP AND ISSUES ANY BOND OTHER THAN A
5 GENERAL OBLIGATION BOND OR A REVENUE BOND UNDER SECTION 15, THE
6 TOWNSHIP SHALL PROVIDE FOR AND PUBLISH A NOTICE OF INTENT AS PRO-
7 VIDED IN SECTION 10 OF CHAPTER 5 OF THE MUNICIPAL FINANCE ACT,
8 1943 PA 202, MCL 135.10.