STATE OF MICHIGAN
92ND LEGISLATURE
REGULAR SESSION OF 2004

Introduced by Reps. Taub, Spade, LaJoy, Garfield, Tabor, Bradstreet, Acciavatti, Milosch, Pastor, Amos, Walker, Shackleton, Meyer, Stahl, Nofs, Gaffney, Pappageorge, Emmons, Voorhees, Vander Veen, Stakoe, Newell, DeRossett, Jamnick, DeRoche, LaSata, Palsrok, Rocca, Hune, Nitz, Ward, Hoogendyk, Farhat and Palmer

ENROLLED HOUSE BILL No. 5434

AN ACT to amend 1967 PA 281, entitled "An act to meet deficiencies in state funds by providing for the imposition, levy, computation, collection, assessment, and enforcement by lien and otherwise of taxes on or measured by net income; to prescribe the manner and time of making reports and paying the taxes, and the functions of public officers and others as to the taxes; to permit the inspection of the records of taxpayers; to provide for interest and penalties on unpaid taxes; to provide exemptions, credits and refunds of the taxes; to prescribe penalties for the violation of this act; to provide an appropriation; and to repeal certain acts and parts of acts," by amending section 471 (MCL 206.471), as amended by 2002 PA 486.

The People of the State of Michigan enact:

Sec. 471. (1) The tax imposed by this act shall be administered by the department. The department shall prescribe forms for use by taxpayers and may promulgate rules for all of the following:

(a) The maintenance by taxpayers of records, books, and accounts.

(b) The computation of the tax.

(c) The manner and time of changing or electing accounting methods and of exercising the accounting method options contained in this act.

(d) The making of returns, the payment of tax due, and the ascertainment, assessment, and collection of the tax.

(2) The taxpayer shall determine whether his or her tax return required under this act is filed electronically. For the tax year that begins on or after January 1, 2003 and before January 1, 2004 only, the department shall not require any person who prepares a tax return under this act on behalf of another person for compensation to electronically file that return.

(3) The rules shall follow the rulings of the United States internal revenue service with respect to the federal income tax if those rulings are not inconsistent with this act, and the department may adopt as a part of the rules any portions of the internal revenue code or rulings, in whole or in part.

(4) A summary of state expenditures and revenues by major category, in dollar amounts and percentage of total, for the most recent state fiscal year that the information is available, shall be printed in the instruction booklet accompanying each state income tax return.

(5) Each state income tax return shall contain a space for the taxpayer to indicate the school district in which the taxpayer resides.

(6) The department may provide information in the instruction booklet about the purchase of an annual state park motor vehicle permit pursuant to part 741 of the natural resources and environmental protection act, 1994 PA 451, MCL 324.74101 to 324.74125.

(7) In the instruction booklet that accompanies the annual return required under this act, the department shall provide a clear and concise listing of each credit and each deduction allowed under this act and a reference to a detailed explanation.

(8) The department shall post the list described in subsection (7) on the department's official website.

Clerk of the House of Representatives

Secretary of the Senate

Approved

Governor