

Legislative Analysis



REVISE SUPPORTIVE HOUSING ACT

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House Bill 4758

Sponsor: Rep. Marie Donigan

Committee: Intergovernmental and Regional Affairs

Complete to 4-27-09

A SUMMARY OF HOUSE BILL 4758 AS INTRODUCED 4-2-09

The bill would amend the Housing Development Authority Act (MCL 125.1401) to repeal the enacting section of Public Act 456 of 2008 (formerly House Bill 6493 of 2008).

The enacting section of Public Act 456/House Bill 6493 that would be removed is a tie-bar; it reads:

Enacting section 1. This amendatory act does not take effect unless all of the following bills of the 94th Legislature are enacted into law:

- (a) House Bill No. 5437.
- (b) House Bill No. 5438.

This act is ordered to take immediate effect.

When bills are tie-barred none of them can go into effect unless all of them are enacted into law.

House Bill 5437 was enacted into law; House Bill 5438 was not. Instead, a companion Senate bill was used in place of House Bill 5438, but the enacting section was not revised before the bill passed the Legislature. Consequently, Public Act 456 of 2008 has not been able to go into effect. House Bill 4758 would remove the enacting section, and allow Public Act 456 of 2008 to go into effect.

Background. Public Act 456/House Bill 6493 was one of three bills enacted into law during the 2007-08 legislative session that would exempt "supportive housing property" from the 18-mill local school operating levy; and create a certification process for "supportive housing property" to be undertaken by the Michigan State Housing Development Authority. (The Authority cannot certify more than 250 individual living units each year). The focus is on nonprofit housing occupied solely by people with low and moderate incomes who are eligible recipients of mental health services and that consists of not more than six individual living units. For a more detailed explanation of the laws, see the HFA-Legislative Analysis Section analysis for House Bill 6493 of 2008 located at <http://www.michiganlegislature.gov>

FISCAL IMPACT:

This bill would have no state or local fiscal impact.

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