

HOUSE BILL No. 5352

December 3, 1991, Introduced by Reps. Joe Young, Sr., Harrison, Wallace, Dobronski, Yokich, Joe Young, Jr., Byrum, Baade, Palamara, Profit, DeMars, Clarke, Varga, Owen, Saunders, Gubow, Pitoniak, Hunter, Murphy, Wozniak, Leland, Barns, Richard A. Young and Hood and referred to the Committee on Taxation.

A bill to amend Act No. 206 of the Public Acts of 1893,
entitled as amended

"The general property tax act,"

as amended, being sections 211.1 to 211.157 of the Michigan
Compiled Laws, by adding section 89a.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Section 1. Act No. 206 of the Public Acts of 1893, as
2 amended, being sections 211.1 to 211.157 of the Michigan Compiled
3 Laws, is amended by adding section 89a to read as follows:

4 SEC. 89A. NOTWITHSTANDING ACT NO. 293 OF THE PUBLIC ACTS OF
5 1966, BEING SECTIONS 45.501 TO 45.521 OF THE MICHIGAN COMPILED
6 LAWS, OR THE PROVISIONS OF THE CHARTER OF A HOME RULE CITY TO THE
7 CONTRARY, THE FOLLOWING APPLIES IN A COUNTY WITH A POPULATION OF
8 1,750,000 OR MORE:

1 (A) THE CITY TREASURER OF A CITY THAT DOES NOT RETURN
2 DELINQUENT REAL PROPERTY TAXES TO THE COUNTY TREASURER SHALL
3 RETURN ALL UNCOLLECTED DELINQUENT REAL PROPERTY TAXES LEVIED BY
4 THE CITY OR A LIBRARY OR FIRST-CLASS SCHOOL DISTRICT IN THE CITY
5 TO THE COUNTY TREASURER ACCORDING TO THE FOLLOWING SCHEDULE:

6 (i) THE 1990 DELINQUENT REAL PROPERTY TAXES THAT ARE UNCOL-
7 LECTED AS OF JANUARY 1, 1992 SHALL BE RETURNED TO THE COUNTY
8 TREASURER FOR COLLECTION ON JANUARY 1, 1992.

9 (ii) FOR ALL TAXES LEVIED AFTER 1990, UNCOLLECTED REAL PROP-
10 ERTY TAXES SHALL BE RETURNED AS DELINQUENT TO THE COUNTY TREA-
11 SURER ON THE MARCH 1 IMMEDIATELY FOLLOWING THE MAILING OF THE TAX
12 STATEMENTS.

13 (B) AFTER THE DELINQUENT REAL PROPERTY TAXES ARE RETURNED TO
14 THE COUNTY TREASURER FOR COLLECTION UNDER THIS SECTION, THE PRO-
15 VISIONS OF THIS ACT APPLY FOR COLLECTION. HOWEVER, FOR 1990
16 DELINQUENT TAXES, THE COUNTY TREASURER IS NOT REQUIRED TO SEND
17 THE NOTICE OF RETURN OF TAXES AS DELINQUENT REQUIRED BY
18 SECTION 57.

19 (C) THE COUNTY SHALL CREATE A SEPARATE DELINQUENT TAX COL-
20 LECTION FUND. TWENTY PERCENT OF THE COUNTY PROPERTY TAX ADMINIS-
21 TRATION FEES COLLECTED ON THE DELINQUENT REAL PROPERTY TAXES COL-
22 LECTED UNDER THIS SECTION SHALL BE DEPOSITED BY THE COUNTY TREA-
23 SURER IN THE DELINQUENT TAX COLLECTION FUND. THE MONEY IN THIS
24 FUND SHALL BE USED BY THE COUNTY TREASURER TO OFFSET THE COSTS OF
25 COLLECTING DELINQUENT REAL PROPERTY TAXES RETURNED UNDER THIS
26 SECTION, INCLUDING ADMINISTRATIVE COSTS OR LEGAL OR OTHER FEES
27 INCURRED IN CONNECTION WITH THE COLLECTION OF THE TAXES OR

1 BORROWING MADE IN ANTICIPATION OF THE COLLECTION OF THE TAXES.
2 NOTES ISSUED BY THE COUNTY UNDER THIS ACT IN ANTICIPATION OF THE
3 COLLECTION OF TAXES UNDER THIS SECTION ARE NOT SUBJECT TO THE
4 PROVISIONS OF THE MUNICIPAL FINANCE ACT, ACT NO. 202 OF THE
5 PUBLIC ACTS OF 1943, BEING SECTIONS 131.1 TO 139.3 OF THE
6 MICHIGAN COMPILED LAWS, AND DO NOT REQUIRE EITHER THE APPROVAL OR
7 THE EXEMPTION FROM APPROVAL OF THE DEPARTMENT OF TREASURY.