

# HOUSE BILL No. 4713

May 3, 2001, Introduced by Rep. Sanborn and referred to the Committee on Local Government and Urban Policy.

A bill to amend 1893 PA 206, entitled "The general property tax act," by amending section 59 (MCL 211.59), as amended by 1999 PA 123.

**THE PEOPLE OF THE STATE OF MICHIGAN ENACT:**

1       Sec. 59. (1) A person may pay the taxes, any 1 of the  
2 taxes, a portion of the taxes specified by resolution of the  
3 county board of commissioners, or if a specification is not made  
4 by a resolution of the county board of commissioners, a portion  
5 of the taxes approved by the county treasurer on a parcel or  
6 description of property returned as delinquent, or on an undi-  
7 vided share of a parcel or description of property returned as  
8 delinquent. For taxes levied before January 1, 1999, the amount  
9 paid under this subsection shall include interest computed from  
10 the March 1 after the taxes were assessed at the rate of 1% per  
11 month or fraction of a month, except as provided in section 89,

1 and 4% of the delinquent taxes as a county property tax  
2 administration fee that shall be a minimum of \$1.00 per payment  
3 of delinquent taxes, except as provided in section 89. Payment  
4 under this subsection shall be made to the county treasurer of  
5 the county in which the property is situated, at any time before  
6 the property is sold AT A TAX SALE HELD PURSUANT TO SECTION 60,  
7 BID OFF TO THIS STATE PURSUANT TO SECTION 70, OR FORFEITED TO A  
8 COUNTY TREASURER PURSUANT TO SECTION 78G. The county treasurer  
9 and the treasurer for the local tax collecting unit shall allo-  
10 cate and distribute the taxes and interest paid proportionately  
11 among the county or local tax collecting unit funds and the prop-  
12 erty tax administration fee returned as delinquent under section  
13 44(6) to the treasurer of the local tax collecting unit who  
14 transmitted the taxes returned as delinquent. For taxes levied  
15 before January 1, 1999, on all descriptions of property with  
16 unpaid taxes on the October 1 before the time prescribed for the  
17 sale of a tax lien on the property, an additional \$10.00 shall be  
18 charged for expenses, which shall be a lien on the property. If  
19 collected, \$5.00 of this expense charge shall be credited to a  
20 restricted revenue fund of this state, to be known as the delin-  
21 quent property tax administration fund, to reimburse this state  
22 for the cost of publishing the lists of property and other  
23 expenses, and \$5.00 shall belong to the general fund of the  
24 county to reimburse the county for the expense incurred in pre-  
25 paring the list of delinquent property for sale or forfeiture.  
26 (2) For taxes levied before January 1, 1999, the property  
27 tax administration fee paid to the county treasurer shall be

1 credited to the general fund of the county and the property tax  
2 administration fee paid to the state treasurer shall be credited  
3 to the delinquent property tax administration fund. Amounts  
4 credited to the general fund of the county shall be used only for  
5 the purposes specified in subsection (6).

6 (3) For taxes levied before January 1, 1999, and FOR TAXES  
7 LEVIED after December 31, 1998, a county board of commissioners,  
8 by resolution, may provide all of the following for taxes paid  
9 before May 1 in the first year of delinquency for the homestead  
10 property of a senior citizen, paraplegic, hemiplegic, quadruple-  
11 gic, eligible serviceman, eligible veteran, eligible widow,  
12 totally and permanently disabled person, or blind person, as  
13 those persons are defined in chapter 9 of the income tax act of  
14 1967, 1967 PA 281, MCL 206.501 to 206.532, if a claim is made  
15 before February 15 for the credit provided by chapter 9 of the  
16 income tax act of 1967, 1967 PA 281, MCL 206.501 to 206.532, if  
17 that claimant presents a copy of the form filed for that credit  
18 to the county treasurer, and if that claimant has not received  
19 the credit before March 1:

20 (a) Any interest, fee, or penalty in excess of the interest,  
21 fee, or penalty that would have been added if the tax had been  
22 paid before February 15 is waived.

23 (b) Interest paid under subsection (1) or section 89(1)(a)  
24 is waived unless the interest is pledged to the repayment of  
25 delinquent tax revolving fund notes or payable to the county  
26 delinquent tax revolving fund, in which case the interest shall  
27 be refunded from the general fund of the county.

1 (c) The county property tax administration fee is waived.

2 (4) The treasurer of the local tax collecting unit shall  
3 indicate on the delinquent tax roll if a 1% property tax adminis-  
4 tration fee was added to taxes collected before February 15.

5 (5) The fees authorized and collected under this section and  
6 credited to the delinquent property tax administration fund shall  
7 be used by the department of treasury to pay expenses incurred in  
8 the administration of this act.

9 (6) The county property tax administration fee shall be used  
10 by the county to offset the costs incurred in and ancillary to  
11 collecting delinquent property taxes and for purposes authorized  
12 by sections 87b and 87d.