

SUBSTITUTE FOR
SENATE BILL NO. 700

A bill to amend 1893 PA 206, entitled
"The general property tax act,"
by amending section 89a (MCL 211.89a), as added by 1994 PA 189,
and by adding section 89b.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 89a. (1) Notwithstanding the provisions of a charter
2 of a county adopted pursuant to ~~Act No. 93 of the Public Acts of~~
3 ~~1966, being sections 45.501 to 45.521 of the Michigan Compiled~~
4 ~~Laws~~ **1966 PA 293, MCL 45.501 to 45.521**, or the provisions of the
5 charter of a home rule city, to the contrary, the city treasurer
6 of a city that ~~does not return delinquent real property taxes to~~
7 ~~the county treasurer~~ **contains a first class school district**
8 shall return all uncollected delinquent ~~state education~~ taxes
9 levied ~~under the state education tax act, Act No. 331 of the~~
10 ~~Public Acts of 1993, being sections 211.901 to 211.906 of the~~

1 ~~Michigan Compiled Laws,~~ on real property after December 31, 2002
2 on the March 1 immediately following the year in which the taxes
3 are levied. For the purposes of this section, delinquent taxes
4 include all interest and penalties that accrue after August 15 of
5 the year in which all taxes billed by the city are levied if that
6 interest and penalty remain unpaid on the date the delinquent
7 taxes are returned to the county treasurer.

8 (2) The city treasurer of a city that contains a first class
9 school district may return all uncollected delinquent taxes
10 levied in 2001, 2002, or 2001 and 2002 to the county treasurer
11 for collection under this section on March 1, 2004. A city
12 treasurer shall provide the county treasurer written notice of
13 his or her intent to return uncollected delinquent taxes levied
14 in 2001 or 2002 under this subsection not later than February 1,
15 2004. If uncollected delinquent taxes levied in 2001 or 2002 are
16 returned to the county treasurer for collection under this
17 subsection, the county treasurer shall collect those taxes with
18 taxes returned as delinquent in 2004.

19 (3) ~~(2)~~ After the delinquent taxes levied on real property
20 ~~taxes~~ are returned to the county treasurer for collection under
21 this section, the provisions of this act apply for collection of
22 those taxes and, except for taxes levied on or before December
23 31, 2002, for the issuance of notes in anticipation of the
24 collection of ~~the~~ those taxes.

25 (4) A judgment entered under section 78k that extinguishes
26 any lien for unpaid taxes or special assessments does not
27 extinguish the right of the city to bring an in personam action

1 under this act or its charter to enforce personal liability for
2 those unpaid taxes or special assessments. The city may bring an
3 in personam action to enforce personal liability for unpaid
4 delinquent taxes levied prior to January 1, 2003 or special
5 assessments not returned as delinquent under this section within
6 15 years after the taxes or special assessments are levied.

7 (5) If a city treasurer returns uncollected delinquent taxes
8 levied on real property on or before December 31, 2002 to the
9 county treasurer for collection under this section, the county
10 treasurer shall remit to the city treasurer after each month the
11 taxes and interest collected during that month.

12 (6) As used in this section, "first class school district"
13 means a school district organized as a school district of the
14 first class under the revised school code, 1976 PA 451, MCL 380.1
15 to 380.1852.

16 Sec. 89b. (1) For taxes levied after December 31, 2003,
17 notwithstanding the provisions of a charter of a county adopted
18 pursuant to 1966 PA 293, MCL 45.501 to 45.521, or the provisions
19 of the charter of a home rule city, to the contrary, a city
20 containing a first class school district shall do all of the
21 following:

22 (a) Prepare and submit to each taxpayer a statement
23 indicating the amount of tax levied on real and personal property
24 by all taxing jurisdictions authorized to levy a general ad
25 valorem property tax in that city.

26 (b) Collect the tax levied on real and personal property by
27 all taxing jurisdictions authorized to levy a general ad valorem

1 property tax in that city.

2 (2) As used in this section, "first class school district"
3 means a school district organized as a school district of the
4 first class under the revised school code, 1976 PA 451, MCL 380.1
5 to 380.1852.