

SENATE BILL No. 401

April 24, 2003, Introduced by Senator EMERSON and referred to the Committee on Finance.

A bill to amend 1967 PA 281, entitled "Income tax act of 1967," by amending section 451 (MCL 206.451), as amended by 2002 PA 581.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

SENATE BILL No. 401

1 Sec. 451. (1) A domestic corporation, ~~or~~ a foreign
2 corporation, **or other business entity** authorized to transact
3 business in this state that submits a certificate of dissolution
4 or requests a certificate of withdrawal from this state shall
5 request a certificate from the department stating that taxes are
6 not due under section 27a of 1941 PA 122, MCL 205.27a, not more
7 than 60 days after submitting the certificate of dissolution or
8 requesting the certificate of withdrawal. A corporation **or other**
9 **business entity** that does not request a certificate stating that
10 taxes are not due is subject to the same penalties under section

1 24 of 1941 PA 122, MCL 205.24, that a taxpayer would be subject
2 to for failure to file a return.

3 (2) An estate of a person subject to tax under this act shall
4 not be closed without the payment of the tax levied by this act,
5 both in respect to the liability of the estate and decedent prior
6 to his or her death.

7 Enacting section 1. This amendatory act takes effect
8 October 1, 2003.

9 Enacting section 2. This amendatory act does not take
10 effect unless Senate Bill No. 404
11 of the 92nd Legislature is enacted into
12 law.