

# SENATE BILL No. 1053

January 23, 2008, Introduced by Senators RICHARDVILLE and CASSIS and referred to the Committee on Finance.

A bill to amend 2007 PA 36, entitled  
"Michigan business tax act,"  
by amending section 511 (MCL 208.1511).

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

1       Sec. 511. A unitary business group shall file a combined  
2 return that includes each United States person, other than a  
3 foreign operating entity, that is included in the unitary business  
4 group. Each United States person included in a unitary business  
5 group or included in a combined return shall be treated as a single  
6 person and all transactions between those persons included in the  
7 unitary business group shall be eliminated from the business income  
8 tax base, modified gross receipts tax base, and the apportionment  
9 formula under this act. If a United States person included in a

1 unitary business group or included in a combined return is subject  
2 to the tax under chapter 2A or 2B, any business income attributable  
3 to that person shall be eliminated from the business income tax  
4 base, any modified gross receipts attributable to that person shall  
5 be eliminated from the modified gross receipts tax base, and any  
6 sales attributable to that person shall be eliminated from the  
7 apportionment formula under this act. **A UNITARY BUSINESS GROUP MAY**  
8 **ELECT TO INCLUDE ANOTHER PERSON THAT WOULD NOT OTHERWISE BE**  
9 **INCLUDED IN THE UNITARY BUSINESS GROUP AS LONG AS THAT PERSON MEETS**  
10 **THE OWNERSHIP REQUIREMENTS OF A UNITARY BUSINESS GROUP.**