

State Tax Commission November 13, 2013 Tip
Topic: Eligible Personal Property Exemption



Dear STaCy,

I just read the STC Bulletin on the new personal property exemption. I have several taxpayers in my local unit that I know own under \$80,000 true cash value in personal property. If they don't file the affidavit can I just remove them from the roll anyway?

Sincerely,
Affi Davit

Dear Mr. Davit;

The simple fact that a taxpayer had under \$80,000 TCV on their 2013 personal property statement does not make them eligible for the exemption. The Act indicates that in order to be eligible a taxpayer must meet all of the following:

The exemption must be properly claimed (this is done by filing the affidavit) **and**

The personal property must be classified as industrial personal property or commercial personal property as defined in MCL 211.34c or would be classified as industrial personal property or commercial personal property if not exempt **and**

The combined true cash value of all industrial personal property and commercial personal property owned by, leased by or in the possession of the owner or a related entity claiming the exemption is less than \$80,000 in the local tax collecting unit **and**

The property is not leased to or used by a person that previously owned the property or a person that, directly or indirectly controls, is controlled by, or under common control with the person that previously owned the property.

We would encourage assessors to take extraordinary steps to ensure that all taxpayers are aware of this exemption including consideration of mailing the affidavit to all personal property taxpayers this first year of the exemption.

Sincerely,
STaCy