

Qualified Heavy Equipment Rental Personal Property Exemption Claim

Issued under authority of PA 206 of 1893, as amended. Filing is mandatory in order to claim the Qualified Heavy Equipment Rental Personal Property (QHERPP) exemption.

DO NOT COMPLETE THIS FORM UNLESS THE PERSONAL PROPERTY MEETS THE DEFINITION OF QUALIFIED HEAVY EQUIPMENT RENTAL PERSONAL PROPERTY.

The qualified renter must annually claim the exemption by filing this form and a statement of all QHERPP located at and rented from the qualified renter business location. A fully completed form, including the spreadsheet on page 3, must be filed with the assessor of the city or township where the qualified renter business location is located no later than February 21, 2023 (postmark is acceptable). Failure to fill out the form completely can be cause for denial of the exemption. If the form is not delivered to the assessor by February 21, a late application can be filed directly with the March Board of Review. The spreadsheet must list the addresses of the qualified renter and must identify each item of QHERPP located at and rented from the qualified business rental location.

QUALIFIED RENTER BUSINESS LOCATION INFORMATION					
NOTE: If the property is located within a city, complete the City and County fields below. If located within a township but not within a village, complete the Township and County fields. If the property is located within a village, complete the Township, Village, and County fields.					
Real Parcel Number of Qualified Renter Business Location			Personal Parcel Number(s) of Equipment		
City	Township		Village	County	
Qualified Renter Business Location Street Address			City	State	ZIP Code
QUALIFIED RENTER INFORMATION					
Federal Employer Identification Number (FEIN)		Qualified Renter Business Name (associated with the FEIN)			
Contact Person Name			Contact Telephone Number	Contact Email Address	
Contact Street Address	City		State	ZIP Code	Country
QUALIFICATION QUESTIONS					
Is the Qualified Renter engaged in a line of business described in Code 532412 or 532310 of the North American Industry Classification System (NAICS)? <input type="checkbox"/> Yes <input type="checkbox"/> No					
Description of business activity					
Does this business receive more than 50% of its annual gross receipts from the rental of QHERPP to the public or have an affiliate that receives more than 50% of the affiliate's annual gross receipts from the rental of QHERPP to the public? <input type="checkbox"/> Yes <input type="checkbox"/> No					
Is the QHERPP permanently labeled with the name of the qualified renter and address of qualified renter business location? <input type="checkbox"/> Yes <input type="checkbox"/> No					
Is the QHERPP an attachment or ancillary equipment otherwise labeled in a way that identifies the qualified renter? ... <input type="checkbox"/> Yes <input type="checkbox"/> No					

TAXPAYER: Continue and sign on Page 2.

Also complete the Page 3 spreadsheet to list QHERPP located at the property.

ASSESSOR: Complete and sign on Page 2.

ASSESSOR USE ONLY - DATE OF RECEIPT

PREVIOUS YEAR TAX LEVIES (to be completed by the taxpayer)

Amount of ad valorem property tax levied in this state in 2020, 2021, and 2022 on QHERPP owned by the qualified renter:

2020: 2021: 2022:

Amount of liability under the tax levied under the Qualified Heavy Equipment Rental Personal Property Specific Tax Act (PA 35 of 2022) for 2020, 2021, and 2022 if that tax had been in effect for those years:

2020: 2021: 2022:

CERTIFICATION

The undersigned certifies that:

1. I am the owner of the QHERPP being claimed as exempt or I am the duly authorized agent.
2. I have listed on the spreadsheet on page 3 all QHERPP located at and/or rented from the qualified rental business location and all QHERPP is properly labeled in accordance with MCL 211.9p.
3. I understand that once qualified for the QHERPP exemption under MCL 211.9p, qualifying personal property will be exempt from ad valorem taxes for the tax year and instead pay the QHERPP specific tax as provided by the Qualified Heavy Equipment Rental Personal Property Specific Tax Act, Public Act 35 of 2022 (MCL 211.1121 - 211.1133).
4. I understand that to qualify for the QHERPP exemption, I must quarterly submit Form 5815 and pay the reported QHERPP specific tax and that failure to do so will result in rescission of the QHERPP exemption.
5. I understand that according to MCL 211.9p, I am required to maintain and provide access to books and records for audit purposes.
6. All of the information contained within Form 5819 is true and accurate to the best of my knowledge and belief, the business meets the definition of qualified renter, the property claimed meets the definition of QHERPP, and I acknowledge a fraudulent claim for exemption may result in loss of the exemption.

Signature

Date

Printed Name

Title

TAXPAYER: Complete the Page 3 spreadsheet to list QHERPP located at the property.**TO BE COMPLETED BY THE ASSESSOR****PREVIOUS YEAR AD VALOREM PROPERTY TAX**

Assessor verification and certification of reported amount of ad valorem property tax levied on QHERPP in this local unit on QHERPP owned by the qualified renter. (This section to be filled out by the local unit assessor only.)

2020: 2021: 2022:

The undersigned certifies that to the best of his/her knowledge, the amount of ad valorem property tax listed includes the tax levied on all personal property that meets the definition of Qualified Heavy Equipment Rental Personal Property located in the assessment unit provided above.

Signature of Assessing Officer

Assessor Certificate Number

Date

Instructions for Form 5819

Qualified Heavy Equipment Rental Personal Property Exemption Claim

MCL 211.9p provides for a personal property tax exemption for “qualified heavy equipment rental personal property.” A separate exemption claim form and statement must be filed for each Qualified Renter Business Location.

Qualified heavy equipment rental personal property (QHERPP) is defined in MCL 211.9p(8)(f) as any construction, earthmoving, or industrial equipment that is mobile and rented to customers by a qualified renter, including attachments or other ancillary equipment for that equipment. QHERPP does not include handheld tools or equipment solely designed for industry-specific uses in oil and gas exploration, mining, or forestry. Equipment is determined to be mobile if it is not intended to be permanently affixed to real property for its intended use and can be moved among worksites. Examples of eligible equipment can be found under MCL 211.9p or State Tax Commission guidance.

Qualified renter business location is defined in MCL 211.9p(8)(h) as the location within a local assessing unit where QHERPP for which an exemption is claimed is kept when it is not rented to a customer.

Qualified renter is defined in MCL 211.9p(8)(g) as an individual, corporation, limited liability company, partnership, association, or any other legal entity, that meets all the following:

1. Is engaged in a line of business described in Code 532412 or 532310 of the North American Industry Classification System published by the United States Census Bureau, 2017 edition.
2. Maintains in this state a qualified renter business location.
3. Receives more than 50% of its annual gross receipts from the rental of qualified QHERPP to the public or has an affiliate that receives more than 50% of the affiliate's annual gross receipts from the rental of QHERPP to the public.

In order to claim this exemption, this form **must be filed with the local assessing unit (City or Township) where the qualified rental business location is located no later than February 21, 2023** (postmark is acceptable). This form IS NOT to be mailed to the Michigan Department of Treasury or the Michigan State Tax Commission. **Please contact the local assessing unit where the qualified rental business location is located for their mailing address.** Late filed forms may be filed directly with the local assessing unit's March Board of Review. The qualified renter must contact the local assessing unit directly to determine the March Board of Review dates.

As part of the QHERPP Exemption Claim form (Form 5819), qualified renters wishing to claim the exemption must also complete an inventory list on Page 3.

Once qualified for the QHERPP exemption under MCL 211.9p, qualifying personal property will be exempt from ad valorem taxes and qualified renters will instead pay the QHERPP specific tax as provided by Public Act 35 of 2022 (MCL 211.1121 - 211.1133).

QUALIFIED RENTER BUSINESS LOCATION INFORMATION

Real Parcel Number of Qualified Renter Business Location field: Claimants must report both the real parcel number of the qualified renter business location at which the QHERPP is kept when not rented as well as the personal property number(s) under which the QHERPP is reported.

Personal Parcel Number(s) of Equipment field: The parcel number(s) for the personal property being claimed as QHERPP must be provided. If no number exists, contact the assessor of the local unit in which the personal property is located and request that a number be assigned.

City; Township; Village; County fields: List the local unit of government in which the property is assessed.

Only one field, in addition to the County field, should be entered unless the claimed personal property is located in a village, in which case both the village and township should be listed.

QUALIFIED RENTER INFORMATION

Contact Person Name: Name of person that can be contacted which can answer questions related to the QHERPP, the qualified renter business location, and Form 5819, including the spreadsheet on page 3.

QUALIFICATION QUESTIONS

Qualifying business activity fields: To qualify for the QHERPP exemption, a Qualified Renter must be engaged in a line of business described in Code 532412 or 532310 of the North American Industry Classification System (NAICS). In addition to affirming that the business engages in either/or of these lines of business, provide a brief description of this activity. Additionally, a qualified renter must receive more than 50% of its annual gross receipts from the rental of QHERPP to the public or have an affiliate that receives more than 50% of the affiliate's annual gross receipts from the rental of QHERPP.

Labelling fields: To qualify for the exemption, the qualified renter permanently label QHERPP with the name of the qualified renter and address of qualified renter business location and/or otherwise label an attachment or ancillary equipment in a way that identifies the qualified renter.

CERTIFICATION

Certification of the Form indicates understanding that the qualified renter must file the quarterly QHERPP specific tax return form (Form 5815) and pay the QHERPP specific tax.