

HOUSE BILL No. 4763

June 9, 1987, Introduced by Reps. Hickner and Harrison and referred to the Committee on Appropriations.

A bill to amend sections 113 and 221 of Act No. 431 of the Public Acts of 1984, entitled as amended "The management and budget act," being sections 18.1113 and 18.1221 of the Michigan Compiled Laws; and to add sections 253 and 254.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Section 1. Sections 113 and 221 of Act No. 431 of the
2 Public Acts of 1984, being sections 18.1113 and 18.1221 of the
3 Michigan Compiled Laws, is amended and sections 253 and 254 are
4 added to read as follows:

5 Sec. 113. (1) "Community college" means a community college
6 or a junior college.

7 (2) "Department" means the department of management and
8 budget.

1 (3) "Directives" means intergovernmental, interagency, or
2 interdepartment administrative or procedural guidelines or
3 instructions which do not affect the rights of, or procedures and
4 practices available to, the public.

5 (4) "Director" means the director of the department of man-
6 agement and budget.

7 (5) "ENERGY CONSERVATION MEASURE" MEANS IMPROVEMENT OF A
8 BUILDING STRUCTURALLY OR THE INSTALLATION OF EQUIPMENT OR MATERI-
9 ALS IN A BUILDING FOR THE PURPOSE OF REDUCING ENERGY CONSUMPTION
10 OR COST, INCREASING ENERGY EFFICIENCY, OR ALLOWING THE USE OF A
11 RENEWABLE RESOURCE FOR FUEL.

12 Sec. 221. (1) The director may provide for the rental and
13 lease of land and facilities for the use of state agencies in the
14 manner provided by law. The rentals and leases shall not be
15 effective unless approved by the board.

16 (2) The department may grant easements, upon terms and con-
17 ditions the board determines are just and reasonable, for ~~the~~
18 ~~purpose of~~ HIGHWAY AND ROAD PURPOSES, AND FOR constructing,
19 operating, and maintaining pipelines or electric, telephone,
20 telegraph, television, gas, sanitary sewer, storm sewer, or other
21 utility lines including all supporting fixtures and other appur-
22 tenances over, through, under, upon, and across any land belong-
23 ing to this state, except lands under the jurisdiction of the
24 department of natural resources, the department of military
25 affairs, or the state transportation department.

26 (3) The department shall determine annually the prevailing
27 market rental values of all state owned office facilities and

1 facilities which provide private housing for state employees.
2 The rental values determined pursuant to this subsection shall
3 not be effective unless approved by the board. The renting and
4 leasing of excess state owned land and buildings to private and
5 public entities shall be at prevailing market rental values.

6 (4) The department shall determine the rentals for occupancy
7 of the department of labor building in the city of Detroit pursu-
8 ant to section 223.

9 SEC. 253. A STATE AGENCY MAY ENTER INTO A MULTI-YEAR CON-
10 TRACT FOR ENERGY CONSERVATION IMPROVEMENTS TO STATE FACILITIES
11 WHICH WOULD BE PAID FOR FROM THE AVOIDED OPERATING COSTS FOR
12 UTILITY SERVICE OR FUEL PRODUCED BY THE IMPROVEMENTS.

13 SEC. 254. (1) UPON THE REQUEST OF A STATE AGENCY, THE
14 PUBLIC SERVICE COMMISSION SHALL PROVIDE TO THE STATE AGENCY A
15 CERTIFICATE OF ENERGY COST SAVINGS BASED UPON ACTUAL ENERGY USE
16 AND COST DATA AS PROVIDED TO THE COMMISSION BY THE STATE AGENCY.

17 (2) AT THE CLOSE OF EACH FISCAL YEAR, THE AMOUNT OF ANY
18 UNENCUMBERED BALANCE OF A STATE APPROPRIATION FOR FUEL OR UTILI-
19 TIES TO A STATE AGENCY WHICH RESULTED DUE TO ENERGY MANAGEMENT
20 ACTIONS AS CERTIFIED BY THE PUBLIC SERVICE COMMISSION, AS PRO-
21 VIDED IN SUBSECTION (1), SHALL BE DISTRIBUTED AS FOLLOWS:

22 (A) 75% OF THE ENERGY COST SAVINGS, AS CERTIFIED BY THE COM-
23 MISSION, SHALL BE CARRIED FORWARD TO THE NEXT FISCAL YEAR AND
24 ALLOCATED TO A SPECIAL ENERGY CONSERVATION WORK ORDER OR WORK
25 PROJECT ACCOUNT TO BE USED FOR ENERGY CONSERVATION MEASURES IN
26 THE FACILITIES OF THE STATE AGENCY TO WHICH THE CERTIFICATE WAS
27 ISSUED.

1 (B) THE REMAINING UNENCUMBERED BALANCE SHALL BE CREDITED TO
2 THE STATE GENERAL FUND.