

SENATE BILL No. 213

April 7, 1987, Introduced by Senator ARTHURHULTZ and referred to the Committee on Appropriations.

A bill to amend Act No. 17 of the Public Acts of 1921, entitled as amended

"An act to provide for the protection and conservation of the natural resources of the state; to provide and develop facilities for outdoor recreation; to create a conservation department; to define the powers and duties thereof; to provide rules and regulations concerning the use and occupancy of lands and property under its control and penalties for the violation thereof; to provide for the transfer to said department of the powers and duties now vested by law in certain boards, commissions and officers of the state; and for the abolishing of the boards, commissions and offices the powers and duties of which are hereby transferred,"

as amended, being sections 299.1 to 299.6 of the Michigan Compiled Laws, by adding sections 7, 8, 9, and 10.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Section 1. Act No. 17 of the Public Acts of 1921, as
2 amended, being sections 299.1 to 299.6 of the Michigan Compiled
3 Laws, is amended by adding sections 7, 8, 9, and 10 to read as
4 follows:

1 SEC. 7. THE DEPARTMENT MAY ESTABLISH AND COLLECT FEES AND
2 RENTALS FOR ANY PHOTOGRAPHIC OR PUBLICATION PRODUCTS OR SERVICES
3 THAT THE DEPARTMENT PROVIDES. THE FEES AND RENTALS SHALL BE
4 CREDITED TO A SEPARATE FUND OF THE DEPARTMENT AND USED TO PROVIDE
5 THE PHOTOGRAPHIC OR PUBLICATION PRODUCTS OR SERVICES. THE FEES
6 AND RENTALS SHALL NOT EXCEED THE COSTS TO THE DEPARTMENT OF PRO-
7 VIDING THE PRODUCTS OR SERVICES. IN ADDITION, THE EXPENDITURES
8 MADE IN A FISCAL YEAR TO PROVIDE THE PHOTOGRAPHIC AND PUBLICATION
9 PRODUCTS OR SERVICES SHALL NOT EXCEED THE AMOUNT APPROPRIATED FOR
10 THAT PURPOSE FOR THAT FISCAL YEAR, PLUS ANY AMOUNTS CARRIED OVER
11 FROM PREVIOUS FISCAL YEARS, OR THE AMOUNT OF FEES AND RENTALS
12 ACTUALLY RECEIVED DURING THAT FISCAL YEAR, PLUS ANY AMOUNTS CAR-
13 RIED OVER FROM PREVIOUS FISCAL YEARS, WHICHEVER IS LESS. ANY
14 UNEXPENDED FEES AND RENTALS COLLECTED PURSUANT TO THIS SECTION,
15 ALONG WITH ANY EXCESS COLLECTIONS FROM PRIOR FISCAL YEARS, SHALL
16 BE CARRIED OVER INTO SUBSEQUENT FISCAL YEARS AND SHALL BE AVAIL-
17 ABLE FOR APPROPRIATION FOR THE PURPOSES DESCRIBED IN THIS
18 SECTION.

19 SEC. 8. (1) THE COMMISSION MAY REQUIRE THAT A PERSON OBTAIN
20 A PERMIT FOR THE USE OF A STATE PARK, A STATE FOREST CAMPGROUND,
21 OR A SPECIFIC STATE FOREST AREA. THE COMMISSION MAY ESTABLISH
22 AND COLLECT FEES FOR PERMITS TO USE STATE PARKS, STATE FOREST
23 CAMPGROUNDS, AND SPECIFIC STATE FOREST AREAS. THE REVENUE REAL-
24 IZED BY THE COMMISSION FROM PERMIT FEES AND CONCESSIONS AT STATE
25 PARKS SHALL BE CREDITED TO A SEPARATE FUND OF THE DEPARTMENT FOR
26 IMPROVEMENT AND MAINTENANCE OF STATE PARKS. THE PERMIT FEES FOR
27 STATE FOREST CAMPGROUNDS SHALL BE USED FOR THE OPERATION,

1 MAINTENANCE, AND DEVELOPMENT OF STATE FOREST CAMPGROUNDS. ANY
2 UNEXPENDED PERMIT FEES FOR STATE FOREST CAMPGROUNDS, ALONG WITH
3 ANY EXCESS COLLECTIONS FROM PRIOR FISCAL YEARS, SHALL BE CARRIED
4 OVER INTO SUBSEQUENT FISCAL YEARS AND SHALL BE AVAILABLE FOR
5 APPROPRIATION FOR THE OPERATION, MAINTENANCE, AND DEVELOPMENT OF
6 STATE FOREST CAMPGROUNDS. THE PERMIT FEES FOR THE USE OF SPE-
7 CIFIC STATE FOREST AREAS SHALL BE USED FOR THE OPERATION, MAINTEN-
8 NANCE, AND DEVELOPMENT OF STATE FOREST AREAS.

9 (2) THE COMMISSION MAY ESTABLISH AND COLLECT FEES FOR THE
10 PROCESSING OF APPLICATIONS FOR THE USE OF STATE FORESTS THAT
11 REQUIRE EXTENSIVE REVIEW. THE FEES SHALL COVER THE COST TO THE
12 DEPARTMENT OF PROCESSING THE APPLICATIONS.

13 SEC. 9. (1) MONEY RECEIVED BY THE DEPARTMENT FOR REIMBURSE-
14 MENT OF DAMAGES TO DEPARTMENT PROPERTY, REIMBURSEMENT OF LAND
15 RECORDING FEES, SALE OF FARM ANIMALS FROM MAYBURY STATE PARK,
16 REIMBURSEMENT FOR UTILITIES FOR THE MICHIGAN STATE UNIVERSITY
17 EXPOSITION AND FAIRGROUNDS, REPRODUCTION OF THE AGENDA OF THE
18 COMMISSIONS OF THE DEPARTMENT, REIMBURSEMENT FOR FOREST FIRE PRO-
19 TECTION SERVICES PROVIDED TO THE FEDERAL GOVERNMENT OR OTHER
20 STATES, AND MONEY RECEIVED FROM FORFEITED CASH BONDS, SECURITY
21 BONDS, AND COURT ORDERED REIMBURSEMENTS MAY BE CREDITED TO THE
22 ACCOUNTS FROM WHICH THESE DISBURSEMENTS WERE OR ARE TO BE MADE.

23 (2) THE DEPARTMENT MAY ESTABLISH AND COLLECT FEES FOR USE OF
24 AIRCRAFT AND PILOTS OF THE DEPARTMENT. THE AIRCRAFT FEES COL-
25 LECTED SHALL BE CREDITED TO A SEPARATE FUND OF THE DEPARTMENT AND
26 USED TO PAY ALL OPERATING AND MAINTENANCE COSTS OF THE AIRCRAFT,
27 INCLUDING DEPRECIATION AND AIRCRAFT REPLACEMENT, BUT SHALL NOT

1 EXCEED THE FEE REVENUE COLLECTED FOR THE FISCAL YEAR TOGETHER
2 WITH ANY UNEXPENDED BALANCES OF PRIOR YEARS.

3 SEC. 10. THE DEPARTMENT OF NATURAL RESOURCES MAY ESTABLISH
4 AND COLLECT FEES FOR THE DEPARTMENT MAGAZINE, PUBLICATIONS, AND
5 RELATED MATERIALS. FEES COLLECTED SHALL BE CREDITED TO A SEPA-
6 RATE FUND OF THE DEPARTMENT AND USED TO PAY ALL DIRECT AND INDI-
7 RECT OPERATING COSTS OF THE MAGAZINE AND FOR THE PURCHASE OF
8 OTHER RELATED PUBLICATIONS AND MATERIALS. THE EXPENDITURES MADE
9 FOR THE PURPOSES DESCRIBED IN THIS SECTION SHALL NOT EXCEED THE
10 AMOUNT APPROPRIATED FOR THAT PURPOSE FOR THAT FISCAL YEAR, PLUS
11 ANY AMOUNTS CARRIED OVER FROM PREVIOUS FISCAL YEARS, OR THE FEES
12 ACTUALLY COLLECTED FOR THAT FISCAL YEAR, PLUS ANY AMOUNTS CARRIED
13 OVER FROM PREVIOUS FISCAL YEARS, NOR SHALL THE RETAINED EARNINGS
14 BALANCE OF THE MAGAZINE AT THE END OF THE FISCAL YEAR FALL BELOW
15 THE RETAINED EARNINGS BALANCE AT THE END OF THE PRIOR FISCAL
16 YEAR. ANY UNEXPENDED FEES COLLECTED PURSUANT TO THIS SECTION,
17 ALONG WITH ANY EXCESS COLLECTIONS FROM PRIOR FISCAL YEARS, SHALL
18 BE CARRIED OVER INTO SUBSEQUENT FISCAL YEARS AND SHALL BE AVAIL-
19 ABLE FOR APPROPRIATION FOR THE PURPOSES DESCRIBED IN THIS
20 SECTION. THE MAGAZINE ACCOUNT SHALL RECEIVE AN ANNUAL ALLOCATION
21 OF INTEREST EARNED BY THE STATE TREASURER'S COMMON CASH FUND ON
22 CASH BALANCES OF THE MAGAZINE IN ACCORDANCE WITH PROCEDURES
23 ESTABLISHED BY THE STATE TREASURER. ACCOUNTING RECORDS OF THE
24 MAGAZINE SHALL BE MAINTAINED ON AN ACCRUAL BASIS IN ACCORDANCE
25 WITH GENERALLY ACCEPTED ACCOUNTING PRINCIPLES, INCLUDING THE
26 ESTABLISHMENT OF SEPARATE ASSET, LIABILITY, AND EQUITY ACCOUNTS
27 FOR THE MAGAZINE. ON MARCH 1 OF EACH YEAR, THE DEPARTMENT OF

1 NATURAL RESOURCES SHALL REPORT TO THE APPROPRIATIONS COMMITTEES
2 OF THE HOUSE OF REPRESENTATIVES AND SENATE AND THE HOUSE AND
3 SENATE FISCAL AGENCIES THE STATUS OF THE NATURAL RESOURCES MAGA-
4 ZINE PROGRAM AS OF THE END OF THE PRIOR FISCAL YEAR.