

HOUSE BILL No. 5543

February 22, 1990, Introduced by Reps. Pitoniak, DeMars, Stupak, Ciaramitaro, Profit and Gire and referred to the Committee on Public Health.

A bill to amend Act No. 264 of the Public Acts of 1987, entitled
"Health and safety fund act,"
being sections 141.471 to 141.479 of the Michigan Compiled Laws, by adding section 5a.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Section 1. Act No. 264 of the Public Acts of 1987, being
2 sections 141.471 to 141.479 of the Michigan Compiled Laws, is
3 amended by adding section 5a to read as follows:

4 SEC. 5A. (1) SUBJECT TO THE LIMITATIONS PRESCRIBED BY THIS
5 SECTION, A COUNTY MAY ENTER INTO AN AGREEMENT WITH THE MICHIGAN
6 MUNICIPAL BOND AUTHORITY CREATED UNDER SECTION 4 OF THE SHARED
7 CREDIT RATING ACT, ACT NO. 227 OF THE PUBLIC ACTS OF 1985, BEING
8 SECTIONS 141.1051 TO 141.1077 OF THE MICHIGAN COMPILED LAWS, TO
9 PLEDGE ALL OR A PORTION OF THE 5/17 DISTRIBUTION UNDER SECTION

1 5(C) TO THE MICHIGAN MUNICIPAL BOND AUTHORITY OR FOR PAYMENT OF
 2 AN OBLIGATION THAT THE COUNTY INCURS WITH THE MICHIGAN MUNICIPAL
 3 BOND AUTHORITY. A PLEDGE OF A DISTRIBUTION AS PERMITTED BY THIS
 4 SECTION IS NOT VALID UNLESS THE PROCEEDS OF THE OBLIGATIONS FOR
 5 WHICH THE PLEDGE IS MADE ARE USED FOR THE ACQUISITION, CONSTRUC-
 6 TION, EXPANSION, OR EQUIPPING OF A JAIL, SECURITY CAMP, OR LOCAL
 7 COMMUNITY CORRECTIONS CENTER AS THOSE TERMS ARE DEFINED IN
 8 SECTION 2 OF THE STATE AND LOCAL PARTNERSHIP ON CORRECTIONS ACT.

9 (2) IF A COUNTY ENTERS INTO AN AGREEMENT DESCRIBED IN SUB-
 10 SECTION (1), THE STATE TREASURER SHALL TRANSMIT TO THE MICHIGAN
 11 MUNICIPAL BOND AUTHORITY, OR A TRUSTEE DESIGNATED BY THE AUTHORI-
 12 TY, THE AMOUNT OF THE PAYMENT THAT IS PLEDGED IN ACCORDANCE WITH
 13 THE AGREEMENT. NOTWITHSTANDING THE PAYMENT DATES PRESCRIBED FOR
 14 DISTRIBUTIONS UNDER SECTION 5(C), THE STATE TREASURER MAY ADVANCE
 15 ALL OR A PORTION OF A DISTRIBUTION UNDER SECTION 5(C) IF THE
 16 MONEY FOR THE DISTRIBUTION IS APPROPRIATED AND IN ACCORDANCE WITH
 17 THE TERMS OF THE AGREEMENT BETWEEN THE COUNTY AND THE MICHIGAN
 18 MUNICIPAL BOND AUTHORITY.

19 (3) THIS SECTION DOES NOT REQUIRE THE STATE TO MAKE AN
 20 APPROPRIATION TO A COUNTY AND SHALL NOT BE CONSTRUED AS CREATING
 21 AN INDEBTEDNESS OF THE STATE. AN AGREEMENT MADE UNDER THIS SEC-
 22 TION SHALL CONTAIN A STATEMENT TO THAT EFFECT.

23 Section 2. This amendatory act shall take effect April 1,
 24 1990.

25 Section 3. This amendatory act shall not take effect unless
 26 Senate Bill No. _____ or House Bill No. ⁵⁵⁴⁰ (request
 27 no. 02250'89 *) of the 85th Legislature is enacted into law.