

HOUSE BILL No. 4947

June 12, 1991, Introduced by Reps. O'Neill, Emerson, Mathieu, Ostling, Richard A. Young, DeMars and Johnson and referred to the Committee on Appropriations.

A bill to amend section 6 of Act No. 26 of the Public Acts of 1969, entitled as amended

"An act to establish an institution of higher education having authority to grant baccalaureate degrees, known as Lake Superior state university; to implement section 6 of article VIII of the state constitution of 1963 by providing for the appointment of the first board of control, the organization of the board and the vesting of assets in the board; granting and confirming the powers of the board; and to repeal certain acts and parts of acts,"

being section 390.396 of the Michigan Compiled Laws.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Section 1. Section 6 of Act No. 26 of the Public Acts of
2 1969, being section 390.396 of the Michigan Compiled Laws, is
3 amended to read as follows:

4 Sec. 6. The board shall not borrow money on its general
5 faith and credit ~~—nor—~~ OR create any liens upon its property.
6 The board may acquire land or acquire or erect buildings or

1 alter, equip, or maintain them, to be used as residence halls,
 2 apartments, dining facilities, student centers, health centers,
 3 parking structures, stadiums, athletic fields, gymnasiums, audi-
 4 toriums, and other educational facilities. After the legislature
 5 by concurrent resolution OR, IF REQUIRED OR AUTHORIZED BY AN
 6 APPROPRIATIONS ACT OR OTHER STATE STATUTE, THE JOINT CAPITAL
 7 OUTLAY SUBCOMMITTEE OF THE APPROPRIATIONS COMMITTEES OF THE
 8 SENATE AND HOUSE OF REPRESENTATIVES has approved the acquisition
 9 or construction of ~~such~~ THE facilities, the board may borrow
 10 money issuing notes or bonds under such terms and provisions as
 11 it ~~deems~~ CONSIDERS best to finance ~~such~~ THE facilities.

12 ~~and~~ HOWEVER, THE APPROVAL IS REQUIRED ONLY IF THE PROJECT IS
 13 ESTIMATED TO COST MORE THAN \$500,000.00 OR ANOTHER AMOUNT AS MAY
 14 BE STATED IN AN APPROPRIATIONS ACT FOR THE FISCAL YEAR IN WHICH
 15 THE PROJECT IS BEGUN. THE BOARD shall obligate itself for the
 16 repayment ~~thereof~~ OF THE NOTES OR BONDS, together with inter-
 17 est, ~~thereon~~, solely out of 1 OR MORE OF THE FOLLOWING:

18 (a) ~~income~~ INCOME and revenues from ~~such~~ facilities. ~~7~~
 19 ~~or other such facilities heretofore or hereafter acquired,~~

20 (b) ~~special~~ SPECIAL fees and charges required to be paid
 21 by the students ~~deemed by it to be~~ CONSIDERED benefited
 22 ~~thereby,~~ BY THE FACILITIES.

23 (c) ~~funds~~ FUNDS to be received as gifts, grants, or other-
 24 wise from the state or federal government, ~~or~~ any STATE OR
 25 FEDERAL agency, ~~thereof~~ or any public or private donor, if,
 26 ~~prior to~~ BEFORE issuance of ~~such~~ THE notes or bonds, the
 27 state ~~7~~ OR federal government, ~~or~~ STATE OR FEDERAL agency,

1 ~~thereof~~ or other donor has contracted to pay to the board or to
2 the holder of ~~such~~ THE notes or bonds definite amounts of money
3 as determined by formula or otherwise.' ~~—~~

4 (d) ~~the~~ THE proceeds of or delivery of any notes or bonds
5 issued ~~hereunder, and~~ UNDER THIS SECTION.

6 (e) ~~any~~ ANY combination of (a), (b), (c) and (d).