

# SENATE BILL No. 389

June 18, 1991, Introduced by Senators CHERRY, O'BRIEN and DINGELL and referred to the Committee on Appropriations.

A bill to amend section 4 of Act No. 101 of the Public Acts of 1985, entitled  
"Michigan natural resources trust fund act,"  
being section 318.504 of the Michigan Compiled Laws.

## THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1       Section 1. Section 4 of Act No. 101 of the Public Acts of  
2 1985, being section 318.504 of the Michigan Compiled Laws, is  
3 amended to read as follows:

4       Sec. 4. (1) Subject to the limitations of this act and of  
5 section 35 of article IX of the state constitution of 1963, the  
6 interest and earnings of the trust fund in any 1 state fiscal  
7 year may be expended in the following state fiscal year only for  
8 the following purposes:

1 (a) The acquisition of land or rights in land for  
2 recreational uses or protection of the land because of its  
3 environmental importance or its scenic beauty.

4 (b) The development of public recreation facilities.

5 (c) The administration of the fund, including payments in  
6 lieu of taxes on state owned land purchased through the trust  
7 fund.

8 (2) In addition to the money described in subsection (1),  
9 33-1/3% of the money, exclusive of interest and earnings,  
10 received by the trust fund in any state fiscal year may be  
11 expended in the following state fiscal year for the purposes  
12 described in subsection (1). However, the authorization for the  
13 expenditure of money provided in this subsection shall not apply  
14 after the fiscal year in which the total amount of money in the  
15 trust fund, exclusive of interest and earnings, exceeds the limi-  
16 tation on the fund prescribed in section 6.

17 (3) An expenditure from the trust fund may be made in the  
18 form of a grant to a local unit of government, subject to the  
19 following conditions:

20 (a) The grant is used for the purposes described in  
21 subsection (1) and meets the requirements of either subdivision  
22 (b) or (c).

23 (b) A grant for the purposes described in subsection (1)(a)  
24 is matched by the local unit of government or public authority  
25 with at least 25% of the total cost of the project.

1 (c) A grant for the purposes described in subsection (1)(b)  
2 is matched by the local unit of government with 25% or more of  
3 the total cost of the project.

4 (4) Not less than 25% of the total expenditures from the  
5 trust fund in any fiscal year shall be expended for acquisition  
6 of land and rights in land, and not more than 25% of the total  
7 expenditures from the trust fund in any fiscal year shall be  
8 expended for development of public recreation facilities. OF THE  
9 NOT LESS THAN 25% OF THE EXPENDITURES FROM THE TRUST FUND IN ANY  
10 FISCAL YEAR FOR ACQUISITION OF LAND AND RIGHTS IN LAND, NOT LESS  
11 THAN 25% OF THAT MONEY SHALL BE UTILIZED TO ACQUIRE DEVELOPMENTAL  
12 RIGHTS TO LAND IN COUNTIES THAT HAVE A POPULATION IN EXCESS OF  
13 400,000.

14 (5) During the first 3 fiscal years after the effective date  
15 of this act, not less than 15% of the total expenditures from the  
16 trust fund shall be expended for development of public recrea-  
17 tional facilities. However, at the request of the legislature or  
18 the governor, the board may suspend the requirement of this sub-  
19 section in order to permit the acquisition of land or rights in  
20 land of exceptional statewide significance.