

Act No. 31
Public Acts of 1993
Approved by the Governor
April 22, 1993
Filed with the Secretary of State
April 23, 1993

**STATE OF MICHIGAN
87TH LEGISLATURE
REGULAR SESSION OF 1993**

Introduced by Rep. Mathieu

ENROLLED HOUSE BILL No. 4420

AN ACT to amend section 7 of Act No. 328 of the Public Acts of 1988, entitled "An act to implement the environmental protection bond authorization act; to create the environmental protection bond fund; to provide for the use of the fund; and to prescribe the powers and duties of certain state agencies," being section 299.677 of the Michigan Compiled Laws.

The People of the State of Michigan enact:

Section 1. Section 7 of Act No. 328 of the Public Acts of 1988, being section 299.677 of the Michigan Compiled Laws, is amended to read as follows:

Sec. 7. (1) The total proceeds of all bonds issued under the environmental protection bond authorization act, Act No. 326 of the Public Acts of 1988, being sections 299.651 to 299.660 of the Michigan Compiled Laws, shall be deposited into the fund and allocated as follows:

(a) Except as provided in section 8(1)(a)(ii), not more than \$425,000,000.00 shall be used to clean up sites of toxic and other environmental contamination.

(b) Not more than \$150,000,000.00 shall be used for solid waste projects including, but not limited to, reducing, recycling, and properly disposing of solid waste.

(c) Not more than \$60,000,000.00 shall be used to capitalize the state water pollution control revolving fund established pursuant to section 16a of the shared credit rating act, Act No. 227 of the Public Acts of 1985, being section 141.1066a of the Michigan Compiled Laws.

(d) Not more than \$25,000,000.00 shall be used to fund this state's participation in a regional Great Lakes protection fund.

(2) The state treasurer shall direct the investment of the fund. Except as otherwise may be required by the resolution authorizing the issuance of the bonds in order to maintain the exclusion from gross income of the interest paid on the bonds or to comply with state or federal law, interest and earnings from investment of the proceeds of any bond issue shall be allocated in the same proportion as earned on the investment of the proceeds of the bond issue, except for the fiscal years 1992-93 and 1993-94, when any such interest and earnings accrued in those, or prior fiscal years, shall be deposited in the state water pollution control revolving fund established pursuant to section 16a of Act No. 227 of the Public Acts of 1985.

(3) Except as otherwise may be required by the resolution authorizing the issuance of the bonds in order to maintain the exclusion from gross income of the interest paid on the bonds or to comply with state or federal law, all repayments of principal and interest earned under a loan program provided in this act shall be credited to the appropriate restricted subaccounts of the fund and used for the purposes authorized for the use of bond proceeds deposited in that subaccount

or to pay debt service on any obligation issued which pledges the loan repayments and the proceeds of which are deposited in that subaccount.

(4) The unencumbered balance in the fund at the close of the fiscal year shall remain in the fund and shall not revert to the general fund.

This act is ordered to take immediate effect.

Co-Clerk of the House of Representatives.

Secretary of the Senate.

Approved -----

Governor.