



HOUSE BILL No. 4654

April 22, 1993, Introduced by Reps. Randall, Dobb, Cropsey, DeLange and McNutt and referred to the Committee on Conservation, Environment and Great Lakes.

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; and to add section 4a.

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 and section 4a is added 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~~ PURSUANT TO SECTION 4A.

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~~ DOES not
14 apply after the fiscal year in which the total amount of money in
15 the trust fund, exclusive of interest and earnings, exceeds the
16 limitation 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.

9 (5) During the first 3 fiscal years after ~~the effective~~
10 ~~date of this act~~ OCTOBER 1, 1985, not less than 15% of the total
11 expenditures from the trust fund shall be expended for develop-
12 ment of public recreational facilities. However, at the request
13 of the legislature or the governor, the board may suspend the
14 requirement of this subsection in order to permit the acquisition
15 of land or rights in land of exceptional statewide significance.

16 SEC. 4A. THE DEPARTMENT SHALL MAKE PAYMENTS TO LOCAL UNITS
17 OF GOVERNMENT ON ALL LAND PURCHASED AFTER THE EFFECTIVE DATE OF
18 THIS SECTION WITH MONEY IN THE TRUST FUND. THESE PAYMENTS SHALL
19 BE EQUAL TO THE AMOUNT OF THE GENERAL AD VALOREM PROPERTY TAX
20 THAT WOULD BE PAID UNDER THE GENERAL PROPERTY TAX ACT, ACT
21 NO. 206 OF THE PUBLIC ACTS OF 1893, BEING SECTIONS 211.1 TO
22 211.157 OF THE MICHIGAN COMPILED LAWS, IF THE LAND WAS HELD IN
23 PRIVATE OWNERSHIP. THE PAYMENTS MADE UNDER THIS SECTION SHALL
24 ALSO INCLUDE ANY SPECIAL ASSESSMENTS THAT ARE LAWFULLY IMPOSED
25 UPON THE LAND.