

HOUSE BILL No. 4060

January 8, 1997, Introduced by Rep. Bobier and referred to the Committee on Forestry and Mineral Rights.

A bill to amend 1994 PA 451, entitled
"Natural resources and environmental protection act,"
(MCL 324.101 to 324.90106) by adding section 503b.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 SEC. 503B. (1) NOTWITHSTANDING ANY OTHER PROVISION OF THIS
2 ACT, IF THE COMMISSION DETERMINES, AND THE LEGISLATURE DEMON-
3 STRATES ITS CONCURRENCE IN THAT DETERMINATION BY CONCURRENT RESO-
4 LUTION AND RECORD ROLL CALL OF A MAJORITY OF THE MEMBERS ELECTED
5 AND SERVING IN EACH HOUSE OF THE LEGISLATURE, STATE OWNED PROP-
6 ERTY DESCRIBED IN THIS SECTION MAY BE DESIGNATED AS RESERVED
7 PROPERTY UPON WHICH SUBSURFACE MINERAL OR OTHER INTERESTS SHALL
8 NOT BE DEVELOPED OR EXPLOITED, AND SHALL BE RETAINED BY THE STATE
9 FOR A PERIOD OF 10 YEARS, UNLESS EXTENDED AS PROVIDED UNDER
10 SUBSECTION (2). PROPERTY ELIGIBLE FOR THE DESIGNATION PROVIDED
11 IN THIS SECTION SHALL BE AT LEAST A 640-ACRE SECTION OF LAND OR,

1 IF NOT A FULL SECTION, AT LEAST 720 ACRES OF CONTIGUOUS PROPERTY,
2 WHICH IN COMPOSITE IS PROPERTY THAT BECAUSE OF DESIGNATED SURFACE
3 OR SUBSURFACE FEATURES HAS SIGNIFICANT ENVIRONMENTAL
4 SENSITIVITY.

5 (2) THE PERIOD DURING WHICH PROPERTY IS RESERVED AS PROVIDED
6 UNDER SUBSECTION (1) MAY BE EXTENDED BY RESOLUTION OF THE COMMIS-
7 SION OR THE HOUSE OF REPRESENTATIVES OR THE SENATE FOR ADDITIONAL
8 PERIODS OF 10 YEARS.

9 (3) THE STATE MAY TRANSFER ALL OR A PORTION OF ITS INTEREST
10 IN PROPERTY THAT IS DESIGNATED AS RESERVED UNDER SUBSECTION (1)
11 TO THE FEDERAL GOVERNMENT OR TO A LOCAL UNIT OF GOVERNMENT.
12 HOWEVER, IF PROPERTY IS TRANSFERRED UNDER THIS SECTION, THE PROP-
13 ERTY REMAINS SUBJECT TO THE RESTRICTED DESIGNATION FOR THE PERIOD
14 AUTHORIZED UNDER SUBSECTION (1). PRIOR TO TRANSFERRING PROPERTY
15 THAT HAS BEEN DESIGNATED AS RESERVED UNDER SUBSECTION (1), THE
16 STATE SHALL INFORM THE FEDERAL GOVERNMENT OR LOCAL UNIT OF GOV-
17 ERNMENT TO WHICH THE PROPERTY WILL BE TRANSFERRED OF THE LIMITA-
18 TIONS PLACED ON THE PROPERTY PURSUANT TO THIS SECTION.