

HOUSE BILL No. 6165

September 9, 2004, Introduced by Reps. Ward, Amos, Stakoe, Meisner, Taub, Phillips, Farrah and Gaffney and referred to the Committee on Local Government and Urban Policy.

A bill to amend 1985 PA 106, entitled
"State convention facility development act,"
by amending section 9 (MCL 207.629), as amended by 1993 PA 58.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 9. (1) On or before the thirtieth day of each month,
2 the state treasurer shall make a distribution from the convention
3 facility development fund to a qualified local governmental
4 unit. ~~The~~ **Except as otherwise provided by subsections (4),**
5 **(5), and (6), the** distribution shall be an amount equal to the
6 sum of the collections from the excise tax levied for
7 accommodations ~~pursuant to~~ **under** this act for the previous
8 month from the convention hotels in the county in which the
9 convention facility is or is to be located and in any county in
10 which convention hotels are located that is contiguous to the
11 county in which the convention facility is located, or is to be

1 located, and the additional ~~liquor tax received pursuant to~~
2 ~~the tourism and convention facility promotion tax act, Act~~
3 ~~No. 107 of the Public Acts of 1985, being sections 436.141 to~~
4 ~~436.148 of the Michigan Compiled Laws~~ **imposed under section 1207**
5 **of the Michigan liquor control code of 1998, 1998 PA 58, MCL**
6 **436.2207**, for the previous month received in the fund. However,
7 distributions for any state fiscal year to any qualified local
8 governmental unit shall not exceed an amount equal to the amount
9 pledged, assigned, or dedicated by the qualified local
10 governmental unit pursuant to section 11 for the payment during
11 that state fiscal year of bonds, obligations, or other evidences
12 of indebtedness incurred for the purposes specified in this act,
13 plus any amount necessary to maintain a fully funded debt reserve
14 or other reserves intended to secure the principal and interest
15 on the bonds, obligations, or other evidences of indebtedness as
16 contained in the resolution or ordinance authorizing their
17 issuance.

18 (2) Notwithstanding the distributions provided by subsection
19 (1), if a local governmental unit becomes a qualified local
20 governmental unit entitled to receive distributions from the tax
21 imposed ~~by the tourism and convention facility promotion tax~~
22 ~~act, Act No. 107 of the Public Acts of 1985~~ **under section 1207**
23 **of the Michigan liquor control code of 1998, 1998 PA 58, MCL**
24 **436.2207**, or from the tax imposed by this act in counties in
25 which the convention facility is located or in a county in which
26 a convention hotel is located that is contiguous to the county in
27 which the convention facility is located, no other qualified

1 local governmental unit is entitled to distributions pursuant to
2 this section for which that qualified local governmental unit has
3 previously become entitled.

4 (3) As used in this act, "qualified local governmental unit"
5 means a city, village, township, county, or authority that is
6 located in a county in which convention hotels are located and
7 that either is the owner or lessee of a convention facility with
8 350,000 square feet or more of total exhibit space on July 30,
9 1985 or, if such a convention facility does not exist, will be
10 the owner or lessee of a convention facility with 350,000 square
11 feet or more of total exhibit space through the application of
12 distributions under this section to the purchase or lease of a
13 convention facility.

14 (4) The first \$500,000.00 of excise taxes levied for the
15 month of September 2004 from convention hotels located in a
16 county in which convention hotels are located with a population
17 greater than 1,000,000 and less than 2,000,000 shall be
18 distributed to the state sports tourism fund. This subsection
19 shall apply only to the first \$500,000.00 in excise taxes
20 collected for September 2004, after which distributions shall be
21 made pursuant to subsection (1).

22 (5) The first \$500,000.00 of excise taxes levied for the
23 month of September 2004 from convention hotels located in a
24 county in which a convention facility and convention hotels are
25 located, shall be distributed to the state sports tourism fund.
26 This subsection shall apply only to the first \$500,000.00 in
27 excise taxes collected for September 2004, after which

1 distributions shall be made pursuant to subsection (1).

2 (6) The first \$75,000.00 of excise taxes levied for the month
3 of September 2004 from convention hotels located in a county in
4 which convention hotels are located with a population of greater
5 than 700,000 and less than 1,000,000 shall be distributed to the
6 state sports tourism fund. This subsection shall apply only to
7 the first \$75,000.00 in excise taxes collected for September
8 2004, after which distributions shall be made pursuant to
9 subsection (1).

10 (7) The state sports tourism fund is created within the state
11 treasury.

12 (8) The state treasurer may receive money or other assets
13 from any source for deposit into the state sports tourism fund.
14 The state treasurer shall direct the investment of the state
15 sports tourism fund. The state treasurer shall credit to the
16 state sports tourism fund interest and earnings from the state
17 sports tourism fund investments.

18 (9) Money in the state sports tourism fund at the close of
19 the fiscal year shall remain in the state sports tourism fund and
20 shall not lapse to the general fund. However, money remaining in
21 the fund on September 30, 2006, shall lapse to the convention
22 facility development fund.

23 (10) The department of treasury shall expend money from the
24 state sports tourism fund, upon appropriation, only for grants to
25 Super Bowl XL host committee functions related to hosting,
26 staging, or execution of Super Bowl XL activities or to reimburse
27 a county not more than \$500,000.00 for contributions or grants

1 already made to the Super Bowl XL host committee for functions
2 related to hosting, staging, or execution of Super Bowl XL
3 activities. Money distributed to the state sports tourism fund
4 shall not impair obligations, bonds, or other evidences of
5 indebtedness issued under this act.