

SENATE BILL No. 1631

November 12, 2008, Introduced by Senators GILBERT and CLARK-COLEMAN and referred to the Committee on Commerce and Tourism.

A bill to amend 1985 PA 106, entitled
"State convention facility development act,"
by amending sections 9 and 20 (MCL 207.629 and 207.640), section 9
as amended by 2007 PA 72.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

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

1 located, or is to be located, and the additional tax imposed under
2 section 1207 of the Michigan liquor control code of 1998, 1998 PA
3 58, MCL 436.2207, for the previous month received in the fund.
4 However, distributions for any state fiscal year to any qualified
5 local governmental unit shall not exceed an amount equal to the
6 amount pledged, assigned, or dedicated by the qualified local
7 governmental unit pursuant to section 11 for the payment during
8 that state fiscal year of bonds, obligations, or other evidences of
9 indebtedness incurred for the purposes specified in this act, plus
10 any amount necessary to maintain a fully funded debt reserve or
11 other reserves intended to secure the principal and interest on the
12 bonds, obligations, or other evidences of indebtedness as contained
13 in the resolution or ordinance authorizing their issuance.

14 (2) Notwithstanding the distributions provided by subsection
15 (1), if a local governmental unit becomes a qualified local
16 governmental unit entitled to receive distributions from the tax
17 imposed under section 1207 of the Michigan liquor control code of
18 1998, 1998 PA 58, MCL 436.2207, or from the tax imposed by this act
19 in counties in which the convention facility is located or in a
20 county in which a convention hotel is located that is contiguous to
21 the county in which the convention facility is located, no other
22 qualified local governmental unit is entitled to distributions
23 pursuant to this section for which that qualified local
24 governmental unit has previously become entitled.

25 (3) As used in this act, "qualified local governmental unit"
26 means a city, village, township, county, or authority that is
27 located in a county in which convention hotels are located and that

1 either is the owner or lessee of a convention facility with 350,000
2 square feet or more of total exhibit space on July 30, 1985 or, if
3 such a convention facility does not exist, will be the owner or
4 lessee of a convention facility with 350,000 square feet or more of
5 total exhibit space through the application of distributions under
6 this section to the purchase or lease of a convention facility.

7 ~~—— (4) Notwithstanding any other provision of this act, after the~~
8 ~~distributions under subsection (1), and before any distributions~~
9 ~~under section 10, for fiscal year 2004-2005 only, \$1,075,000.00~~
10 ~~shall be distributed to the state sports tourism fund. The money~~
11 ~~distributed to the state sports tourism fund described in this~~
12 ~~subsection, including any funds appropriated in fiscal year 2005-~~
13 ~~2006 from the state convention facility development fund, shall be~~
14 ~~deducted from the money described in section 10(2)(a) before any~~
15 ~~distribution is made under section 10(2)(a).~~

16 (4) ~~(5)~~ The state sports tourism fund is created within the
17 state treasury.

18 (5) ~~(6)~~ The state treasurer may receive money or other assets
19 from any source for deposit into the state sports tourism fund. The
20 state treasurer shall direct the investment of the state sports
21 tourism fund. The state treasurer shall credit to the state sports
22 tourism fund interest and earnings from the state sports tourism
23 fund investments.

24 (6) ~~(7)~~ Money in the state sports tourism fund at the close of
25 the fiscal year shall remain in the state sports tourism fund and
26 shall not lapse to the general fund. However, money remaining in
27 the fund on September 30, 2006, shall lapse to the convention

1 facility development fund.

2 ~~—— (8) The department of treasury shall expend money from the~~
3 ~~state sports tourism fund, upon appropriation, only for grants to~~
4 ~~Super Bowl XL host committee functions related to hosting, staging,~~
5 ~~or execution of Super Bowl XL activities or to reimburse a county~~
6 ~~not more than \$500,000.00 for contributions or grants already made~~
7 ~~to the Super Bowl XL host committee for functions related to~~
8 ~~hosting, staging, or execution of Super Bowl XL activities. Money~~
9 ~~shall not be distributed to the state sports tourism fund that~~
10 ~~impairs obligations, bonds, or other evidences of indebtedness~~
11 ~~issued under this act.~~

12 ~~—— (9) The department of treasury shall expend money from the~~
13 ~~state sports tourism fund, upon appropriation of not more than~~
14 ~~\$1,000,000.00, for Super Bowl XL host committee functions related~~
15 ~~to security operations of Super Bowl XL activities. Money shall not~~
16 ~~be distributed to the state sports tourism fund that impairs~~
17 ~~obligations, bonds, or other evidences of indebtedness issued under~~
18 ~~this act.~~

19 ~~—— (10) Notwithstanding any other provision of this act, after~~
20 ~~the distributions under subsection (1) and before any distributions~~
21 ~~under section 10, for the fiscal year ending September 30, 2007~~
22 ~~only, \$35,000,000.00 is transferred to the general fund and is~~
23 ~~appropriated for general fund expenditures.~~

24 Sec. 20. The tax imposed by this act shall not be levied after
25 ~~December 31, 2015~~ **JANUARY 1, 2016.**