

SENATE BILL No. 265

March 21, 2017, Introduced by Senators STAMAS, BRANDENBURG, JONES, HERTEL, HORN, BOOHER, ZORN, ROCCA, PROOS, SCHMIDT, HANSEN, KNEZEK and HOPGOOD and referred to the Committee on Regulatory Reform.

A bill to amend 2011 PA 256, entitled
"Michigan fireworks safety act,"
by amending section 11 (MCL 28.461), as amended by 2013 PA 65.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 11. (1) The fireworks safety fund is created within the
2 department of treasury.

3 (2) The state treasurer may receive money or other assets from
4 any source for deposit into the fund. The state treasurer shall
5 direct the investment of the fund. The state treasurer shall credit
6 to the fund interest and earnings from fund investments.

7 (3) Money in the fund at the close of the fiscal year shall
8 remain in the fund and shall not lapse to the general fund.

9 (4) The department shall expend money deposited in the fund as
10 follows:

11 (a) One hundred percent of the money received from fireworks

1 safety fees under section 8 to be used for the training of
2 firefighters under the direction and approval of the firefighters
3 training council established under the firefighters training
4 council act, 1966 PA 291, MCL 29.361 to 29.377.

5 (b) One hundred percent of the money received from consumer
6 fireworks safety certificates under section 4 to administer this
7 act and to pay the costs of delegating inspections under this act
8 to local units of government under subsection (5).

9 **(C) ONE HUNDRED PERCENT OF THE MONEY RECEIVED FROM THE FEES**
10 **COLLECTED UNDER SECTION 11 OF THE FIREFIGHTERS TRAINING COUNCIL**
11 **ACT, 1966 PA 291, 29.371, TO BE USED FOR THE TRAINING OF**
12 **FIREFIGHTERS UNDER THE DIRECTION AND APPROVAL OF THE FIREFIGHTERS**
13 **TRAINING COUNCIL ESTABLISHED UNDER THE FIREFIGHTERS TRAINING**
14 **COUNCIL ACT, 1966 PA 291, MCL 29.361 TO 29.377.**

15 (5) The department may establish a program for delegating
16 inspection duties under this act to 1 or more local units of
17 government. If a local unit of government agrees to carry out
18 inspections, the department shall pay 70% of the consumer fireworks
19 safety certificate fee paid by each retail location inspected by
20 the local unit of government and retain the remaining 30% of that
21 fee. If a local unit of government declines to participate in the
22 program described in this subsection, the department retains its
23 inspection duties under this act.

24 Enacting section 1. This amendatory act takes effect 90 days
25 after the date it is enacted into law.

26 Enacting section 2. This amendatory act does not take effect
27 unless Senate Bill No. 264

1 of the 99th Legislature is enacted into law.