

# HOUSE BILL No. 5682

March 6, 2018, Introduced by Reps. Sabo, Lucido, Lasinski, Yancey, Elder, Hertel, Chirkun, Gay-Dagnogo, Yarocho, Pagan and Green and referred to the Committee on Appropriations.

A bill to amend 2011 PA 256, entitled  
"Michigan fireworks safety act,"  
by amending section 11 (MCL 28.461), as amended by 2017 PA 145.

## 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:

1 (a) One hundred percent of the money received from fireworks  
2 safety fees under section 8 to be used for the training of  
3 firefighters under the direction and approval of the firefighters  
4 training council established under the firefighters training  
5 council act, 1966 PA 291, MCL 29.361 to 29.377.

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

10 (c) One hundred percent of the money received from the fees  
11 collected under section 11 of the firefighters training council  
12 act, 1966 PA 291, 29.371, to be used for the training of  
13 firefighters under the direction and approval of the firefighters  
14 training council established under the firefighters training  
15 council act, 1966 PA 291, MCL 29.361 to 29.377.

16 **(D) ONE HUNDRED PERCENT OF THE MONEY RECEIVED FROM SALES TAX**  
17 **REVENUE DEPOSITED PURSUANT TO SECTION 25 OF THE GENERAL SALES TAX**  
18 **ACT, 1933 PA 167, MCL 205.75, TO BE USED FOR THE TRAINING OF**  
19 **FIREFIGHTERS UNDER THE DIRECTION AND APPROVAL OF THE FIREFIGHTERS**  
20 **TRAINING COUNCIL ESTABLISHED UNDER THE FIREFIGHTERS TRAINING**  
21 **COUNCIL ACT, 1966 PA 291, MCL 29.361 TO 29.377.**

22 (5) The department may establish a program for delegating  
23 inspection duties under this act to 1 or more local units of  
24 government. If a local unit of government agrees to carry out  
25 inspections, the department shall pay 70% of the consumer fireworks  
26 safety certificate fee paid by each retail location inspected by  
27 the local unit of government and retain the remaining 30% of that

1 fee. If a local unit of government declines to participate in the  
2 program described in this subsection, the department retains its  
3 inspection duties under this act.

4 Enacting section 1. This amendatory act does not take effect  
5 unless Senate Bill No. \_\_\_\_ or House Bill No. 5681 (request no.  
6 04667'17) of the 99th Legislature is enacted into law.