

# SENATE BILL No. 931

April 11, 2018, Introduced by Senators HANSEN, CASPERSON and BOOHER and referred to the Committee on Natural Resources.

A bill to amend 1994 PA 451, entitled  
"Natural resources and environmental protection act,"  
by amending section 74119 (MCL 324.74119), as amended by 2002 PA  
54.

## THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1       Sec. 74119. (1) In accordance with section 35a of article IX  
2 of the state constitution of 1963, the Michigan state parks  
3 endowment fund is created within the state treasury. The Michigan  
4 state parks endowment fund may be referred to as the Genevieve  
5 Gillette state parks endowment fund.

6       (2) The state treasurer may receive money or other assets from  
7 any source for deposit into the endowment fund. The state treasurer  
8 shall direct the investment of the endowment fund. The state  
9 treasurer shall have the same authority to invest the assets of the

1 endowment fund as is granted to an investment fiduciary under the  
 2 public employee retirement system investment act, 1965 PA 314, MCL  
 3 38.1132 to ~~38.1140~~. **38.1141**. The state treasurer shall credit to  
 4 the endowment fund interest and earnings from endowment fund  
 5 investments.

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

9 (4) The accumulated principal of the endowment fund shall not  
 10 exceed \$800,000,000.00, which amount shall be annually adjusted  
 11 pursuant to the Detroit ~~consumer price index~~ **all CONSUMER PRICE**  
 12 **INDEX-ALL** items beginning when the endowment fund reaches  
 13 \$800,000,000.00. This annually adjusted figure is the accumulated  
 14 principal limit of the endowment fund.

15 (5) ~~Money~~ **SUBJECT TO SUBSECTION (6), MONEY** in the endowment  
 16 fund shall be expended for ~~operations~~, **THE FOLLOWING:**

17 (A) **OPERATIONS**, maintenance, and capital improvements at  
 18 Michigan state parks and for the acquisition of land or rights in  
 19 land for Michigan state parks.

20 (B) **LOCAL PUBLIC RECREATION PROJECTS CONDUCTED BY LOCAL UNITS**  
 21 **OF GOVERNMENT AND PUBLIC AUTHORITIES THAT PROVIDE FOR 1 OR MORE OF**  
 22 **THE FOLLOWING:**

23 (i) **THE DEVELOPMENT, RENOVATION, AND REDEVELOPMENT OF**  
 24 **MOTORIZED AND NONMOTORIZED TRAILS AND RELATED INFRASTRUCTURE.**

25 (ii) **THE PREVENTION AND MANAGEMENT OF AQUATIC INVASIVE SPECIES**  
 26 **THAT ADVERSELY AFFECT RECREATIONAL ACTIVITIES.**

27 (iii) **THE DEVELOPMENT, RENOVATION, AND REDEVELOPMENT OF LOCAL**

1 PUBLIC RECREATION FACILITIES.

2 (C) THE ADMINISTRATION OF THE ENDOWMENT FUND.

3 (6) NOT MORE THAN 25% OF THE EXPENDITURES FROM THE ENDOWMENT  
4 FUND FOR LOCAL PUBLIC RECREATION PROJECTS SHALL BE FOR THE  
5 PREVENTION AND MANAGEMENT OF AQUATIC INVASIVE SPECIES THAT  
6 ADVERSELY AFFECT RECREATIONAL OPPORTUNITIES.

7 (7) ~~(6) Money in the endowment fund shall be expended as~~  
8 ~~follows:~~

9 ~~—— (a) Until the endowment fund reaches an accumulated principal~~  
10 ~~of \$800,000,000.00, each state fiscal year the legislature may~~  
11 ~~appropriate not more than 50% of~~ **SHALL ALLOCATE** ~~the money received~~  
12 ~~under section 35 of article IX of the state constitution of 1963~~  
13 ~~plus interest and earnings and any private contributions or other~~  
14 ~~revenue to the endowment fund.~~ **AS FOLLOWS:**

15 (A) TWENTY-FIVE PERCENT SHALL BE RETAINED BY THE ENDOWMENT  
16 FUND AND CREDITED TO THE ACCUMULATED PRINCIPAL OF THE ENDOWMENT  
17 FUND.

18 (B) NOT LESS THAN 50% SHALL BE MADE AVAILABLE FOR EXPENDITURE  
19 FOR OPERATIONS, MAINTENANCE, AND CAPITAL IMPROVEMENTS AT MICHIGAN  
20 STATE PARKS AND THE ACQUISITION OF LAND AND RIGHTS IN LAND FOR  
21 MICHIGAN STATE PARKS.

22 (C) NOT LESS THAN 20% SHALL BE MADE AVAILABLE FOR EXPENDITURE  
23 FOR LOCAL PUBLIC RECREATION PROJECTS AUTHORIZED BY THIS SECTION.

24 (8) UNTIL THE ENDOWMENT FUND REACHES AN ACCUMULATED PRINCIPAL  
25 OF \$800,000,000.00, THE LEGISLATURE MAY APPROPRIATE THE MONEY MADE  
26 AVAILABLE FOR EXPENDITURE UNDER SUBSECTION (7) PLUS INTEREST AND  
27 EARNINGS AND ANY PRIVATE CONTRIBUTIONS OR OTHER REVENUE RECEIVED BY

1   **THE ENDOWMENT FUND.**

2           (9) ~~(b)~~—Once the accumulated principal in the endowment fund  
3 reaches \$800,000,000.00, only the interest and earnings of the  
4 endowment fund **AND ANY PRIVATE CONTRIBUTIONS OR OTHER REVENUE**  
5 **RECEIVED BY THE ENDOWMENT FUND** in excess of the amount necessary to  
6 maintain the endowment fund's accumulated principal limit shall be  
7 expended ~~FOR THE FOLLOWING:~~

8           (A) **OPERATIONS, MAINTENANCE, AND CAPITAL IMPROVEMENTS AT**  
9 **MICHIGAN STATE PARKS AND FOR THE ACQUISITION OF LAND OR RIGHTS IN**  
10 **LAND FOR MICHIGAN STATE PARKS.**

11           (B) **THE ADMINISTRATION OF THE ENDOWMENT FUND.**

12           (10) ~~(7)~~—Unexpended appropriations of the endowment fund from  
13 any state fiscal year as authorized by this section may be carried  
14 forward or may be appropriated as determined by the legislature for  
15 purposes of this section.

16           (11) **AN EXPENDITURE FROM THE ENDOWMENT FUND MAY BE MADE IN THE**  
17 **FORM OF A GRANT TO A LOCAL UNIT OF GOVERNMENT OR PUBLIC AUTHORITY,**  
18 **SUBJECT TO ALL OF THE FOLLOWING CONDITIONS:**

19           (A) **THE GRANT IS USED FOR A LOCAL PUBLIC RECREATION PROJECT**  
20 **DESCRIBED IN SUBSECTION (5) (B) .**

21           (B) **THE GRANT IS MATCHED BY THE LOCAL UNIT OF GOVERNMENT OR**  
22 **PUBLIC AUTHORITY WITH AT LEAST 25% OF THE TOTAL COST OF THE**  
23 **PROJECT.**

24           (12) ~~(8)~~—The department shall annually prepare a report  
25 containing an accounting of revenues and expenditures from the  
26 endowment fund. This report shall identify the interest and  
27 earnings of the endowment fund from the previous year, the

1 investment performance of the endowment fund during the previous  
2 year, and the total amount of appropriations from the endowment  
3 fund during the previous year. This report shall be provided to the  
4 senate and house of representatives appropriations committees and  
5 the standing committees of the senate and house of representatives  
6 with jurisdiction over issues pertaining to natural resources and  
7 the environment.

8 Enacting section 1. This amendatory act does not take effect  
9 unless all of the following bills of the 99th Legislature are  
10 enacted into law:

11 (a) Senate Bill No. 763.

12 (b) Senate Bill No. 932.

13  
14 Enacting section 2. This amendatory act does not take effect  
15 unless Senate Joint Resolution O of the 99th Legislature becomes a  
16 part of the state constitution of 1963 as provided in section 1 of  
17 article XII of the state constitution of 1963.