

MARITIME AND PORT FACILITY ASSISTANCE GRANT PROGRAM ACT (EXCERPT)
Act 159 of 2022

120.155 Maritime and port facility assistance grant program; application and certification requirements.

Sec. 5. (1) The maritime and port facility assistance grant program is created. Subject to subsections (2) to (4), the office shall administer the grant program and may award grants to owners of port facilities that submit a grant application on a form prescribed by the office that contains the information required by the office. A grant awarded under this section by the office may be used by the owner of a port facility for public purposes, including 1 or more of the following:

(a) Increasing the amount of either of the following:

(i) Direct port facility activity, including the amount or value of freight moving through the port facility.

(ii) Overall maritime-related economic development or maritime-related transportation opportunities in the port facility's region.

(b) Achieving or improving green marine certification.

(c) Matching federal funding opportunities.

(d) Dredging waterways and harbors.

(e) Repairing seawalls.

(f) Transitioning to cleaner technology.

(g) Other projects related to port facilities as determined by the office.

(2) The office shall give higher priority in awarding a grant to an owner of a port facility that has achieved green marine certification or that has submitted a grant application to fund achieving or improving green marine certification over other grant applicants.

(3) A grant awarded by the office under this section must include a statement defining measurable, annual goals for the grant funding recipient. For the 3 years after a grant is awarded, the office shall annually evaluate the grant funding recipient to determine whether the grant funding recipient is meeting its annual goals as defined in the grant award.

(4) The office may award grants of not more than \$2,500,000.00 per grant annually. The office shall not award more than 50% of the amount available under the grant program in a single year to 1 grant applicant, unless there are no other grant applicants in that year.

(5) A grant applicant must certify both of the following to the office:

(a) When applying for a grant, both of the following:

(i) That the grant applicant is currently in compliance with all state and federal environmental laws and regulations applicable to the grant applicant's port facility.

(ii) That the grant applicant has not received notice of any violation of a state or federal environmental law or regulation applicable to the grant applicant's port facility in the 3 years before the grant is applied for.

(b) Annually, if participating in the grant program for more than 1 year, that the grant applicant has not received notice of any violation of a state environmental law or regulation applicable to the grant applicant's port facility in the past year.

History: 2022, Act 159, Imd. Eff. July 19, 2022.