

HOUSE BILL No. 4425

March 14, 1989, Introduced by Reps. Harrison, Joe Young, Sr., DeBeaussaert, Hoekman, Wallace, Joe Young, Jr., Gire, Webb, Hart, Niederstadt, Dutko, Allen, Clack, Rocca, Pitoniak, Miller, DeMars and Sofio and referred to the Committee on Appropriations.

A bill to establish a grant program to fund clean-up projects in the Great Lakes and its major tributaries; and to prescribe the powers and duties of the department of natural resources.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 1. This act shall be known and may be cited as the
2 "Great Lakes clean-up grants act".

3 Sec. 2. As used in this act:

4 (a) "Approved community organization" means a community
5 organization approved by the department for the purposes of this
6 act.

7 (b) "Clean-up" means the clearing of debris from shorelines,
8 river bottoms, or beaches; building, restoring, or removing
9 structures for public enjoyment of the resource; projects to
10 prevent or diminish bank erosion along tributaries; and other

1 clean-up activities. Clean-up does not include remedial action
2 at sites of toxic contamination.

3 (c) "Department" means the department of natural resources.

4 (d) "Director" means the director of the department.

5 (e) "Eligible community organization" means any of the fol-
6 lowing in a city, village, or township, or combination of these
7 entities, that borders the Great Lakes or a major tributary of
8 the Great Lakes:

9 (i) The governing body of the city, village, or township or
10 the governing bodies of any combination of cities, villages, or
11 townships.

12 (ii) A watershed council established pursuant to the local
13 river management act, Act No. 253 of the Public Acts of 1964,
14 being sections 323.301 to 323.320 of the Michigan Compiled Laws.

15 (iii) An approved community organization.

16 (e) "Great Lakes" means Lake Erie, Lake Huron, Lake
17 Michigan, Lake Ontario, Lake Superior, and Lake St. Clair, and
18 their connecting waterways.

19 (f) "Major tributary" means a river that flows into the
20 Great Lakes that has a drainage area in excess of 700 square
21 miles or has a drainage area that contains a population of
22 1,000,000 persons or more.

23 Sec. 3. (1) The department shall establish a Great Lakes
24 clean-up incentives grant program. The program shall provide
25 grants to eligible community organizations to fund up to 50% of
26 the cost of projects designed to clean up Great Lakes waters and

1 shorelines and major tributaries. A grant under this act shall
2 not exceed \$25,000.00.

3 (2) The department shall establish an applicant review pro-
4 cedure by rule promulgated under section 4.

5 (3) The department shall consider at least all of the fol-
6 lowing factors in selecting recipients of Great Lakes clean-up
7 incentives grants:

8 (a) The extent to which the grant contributes to a balanced
9 geographic and demographic distribution of grants throughout the
10 state.

11 (b) The extent to which the applicant demonstrates that the
12 remaining funding of the project has been or will be committed to
13 the clean-up project by an eligible community organization.

14 (c) The extent of community involvement and support for the
15 project.

16 (d) The extent to which the project stimulates an awareness
17 of the Great Lakes or major tributaries, and their adjacent natu-
18 ral areas.

19 (e) The likely effectiveness of the project in cleaning up
20 Great Lakes or major tributary waters and shorelines.

21 (f) The extent of commitment to a continuing cleaning up and
22 protection program by the eligible community organization.

23 (g) The extent to which a clean-up project protects endan-
24 gered or threatened species, wetlands, or other environmentally
25 sensitive areas.

1 (h) The extent to which the project contributes to the
2 public use and enjoyment of the natural resources related to the
3 shoreline of the Great Lakes or a major tributary.

4 (4) A grant issued under this section shall not be used to
5 supplement other state funds for a clean-up project.

6 Sec. 4. The director shall promulgate rules pursuant to the
7 administrative procedures act of 1969, Act No. 306 of the Public
8 Acts of 1969, being sections 24.201 to 24.328 of the Michigan
9 Compiled Laws, for all of the following purposes:

10 (a) To establish criteria for approving community
11 organizations.

12 (b) To establish an applicant review procedure.

13 (c) To establish additional criteria for the selection of
14 recipients for Great Lakes clean-up incentives grants.

15 Sec. 5. The department shall report to the governor, the
16 committee of the house of representatives on conservation and
17 environment, the committee of the senate on natural resources and
18 environmental affairs, and the subcommittees of the house of rep-
19 resentatives and the senate on appropriations for the department
20 of natural resources each year regarding any grants authorized by
21 this act that were awarded during the preceding year. This
22 report shall include the following information for each grant
23 awarded: the name, address, and telephone number of the grant
24 recipient; the nature of the project funded by the grant; the
25 amount of the grant; and other information considered pertinent
26 by the department.

1 Sec. 6. The legislature shall appropriate funds necessary
2 to implement this act.