

# HOUSE BILL No. 5955

September 11, 1990, Introduced by Rep. Mathieu and referred to the Committee on Conservation, Recreation and Environment.

A bill to amend section 9a of Act No. 307 of the Public Acts of 1982, entitled as amended  
"The environmental response act,"  
as added by Act No. 157 of the Public Acts of 1989, being section 299.609a of the Michigan Compiled Laws.

## THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1       Section 1. Section 9a of Act No. 307 of the Public Acts of  
2 1982, as added by Act No. 157 of the Public Acts of 1989, being  
3 section 299.609a of the Michigan Compiled Laws, is amended to  
4 read as follows:

5       Sec. 9a. (1) A Michigan unclaimed bottle fund is estab-  
6 lished as a separate revolving fund in the state treasury. The  
7 money in the Michigan unclaimed bottle fund shall not revert to  
8 the general fund. The Michigan unclaimed bottle fund shall be  
9 administered by the department of treasury.

1       (2) The Michigan unclaimed bottle fund shall receive money  
2 as disbursed by the department of treasury from the bottle  
3 deposit fund under section 3c of the Initiated Law of 1976, being  
4 section 445.573c of the Michigan Compiled Laws.

5       (3) The money deposited in the Michigan unclaimed bottle  
6 fund shall be used in the manner and for the purposes described  
7 in subsection (5).

8       (4) The Michigan unclaimed bottle fund shall consist of the  
9 following:

10       (a) Money received from the bottle deposit fund under  
11 section 3c of the Initiated Law of 1976.

12       (b) Any interest earned on the money described in subdivi-  
13 sion (a) while that money is in the Michigan unclaimed bottle  
14 fund.

15       (5) During the first 10 years that money is disbursed ~~by~~  
16 ~~the bottle deposit fund under section 3c~~ PURSUANT TO  
17 SECTION 3C(2)(A) (ii) of the Initiated Law of 1976, the money  
18 received by the Michigan unclaimed bottle fund and any interest  
19 earned on that money shall remain permanently in the Michigan  
20 unclaimed bottle fund and shall not be disbursed except that the  
21 legislature may appropriate from the unclaimed bottle fund an  
22 amount sufficient to cover the reasonable administrative costs  
23 incurred by the long-term maintenance trust fund board created in  
24 section 9b. After the expiration of those first 10 years, all of  
25 the money thereafter deposited annually in the Michigan unclaimed  
26 bottle fund, interest earned on the money thereafter deposited  
27 annually in the Michigan unclaimed bottle fund, and any interest

1 earned on the money already in that fund shall be disbursed  
2 annually by the department of treasury in the following manner:

3 (a) One-third to the environmental response fund created in  
4 section 9.

5 (b) One-third to the long-term maintenance trust fund cre-  
6 ated in section 9c.

7 (c) One-third to the clean Michigan fund created in  
8 section 5 of the clean Michigan fund act, Act No. 249 of the  
9 Public Acts of 1986, being section 299.375 of the Michigan  
10 Compiled Laws.

11 Section 2. This amendatory act shall not take effect unless  
12 all of the following bills of the 85th Legislature are enacted  
13 into law:

14 (a) House Bill No. 5765.

15 (b) Senate Bill No. \_\_\_\_\_ or House Bill No. 5954 (request  
16 no. 03965'89 \*\*).