

**STATE OF MICHIGAN
90TH LEGISLATURE
REGULAR SESSION OF 2000**

Introduced by Senator Stille

ENROLLED SENATE BILL No. 1272

AN ACT to create incentives to locate and maintain agricultural processing facilities within this state; to create certain funds; to authorize expenditures from the funds; to finance the development of certain facilities; to provide for appropriations; and to prescribe the powers and duties of certain state officials.

The People of the State of Michigan enact:

Sec. 1. This act shall be known and may be cited as the “agricultural processing facility act”.

Sec. 2. The legislature of this state finds and declares that there exists in this state continuing need for programs to assist in encouraging agricultural processing facilities development and consequent job retention and creation and ancillary economic growth within this state.

Sec. 3. As used in this act:

(a) “Develop”, unless the context clearly indicates a different meaning, means to acquire, construct, improve, enlarge, renew, renovate, replace, lease, finance, equip, furnish, pay debt, and operate.

(b) “Fund” means the agricultural processing facility fund created in section 4.

(c) “Qualified employer” means the operator of a qualified facility.

(d) “Qualified facility” means an agricultural processing facility that is a co-op that processes agricultural products in this state, and has received an industrial facilities exemption certificate under 1974 PA 198, MCL 207.551 to 207.572, from the local unit of government in which the qualified facility is located.

Sec. 4. The agricultural processing facility fund is created within the department of treasury. The state treasurer shall credit funds from the following sources to the fund:

(a) Funds paid to the fund pursuant to section 484 of the income tax act of 1967, 1967 PA 281, MCL 206.484.

(b) Funds from any other source provided by law.

(c) Interest earnings on deposits in the fund that accrue interest as a participating fund of the state’s common cash fund.

Sec. 5. (1) The department shall use the fund to make grants to develop qualified facilities in this state. The grants shall be made to qualified facilities that create or retain jobs and promote economic growth in this state.

(2) The department shall not grant to a qualified facility more than the amount captured in the immediately preceding year attributable to the qualified employees at that qualified facility under section 484 of the income tax act of 1967, 1967 PA 281, MCL 206.484.

Sec. 6. The legislature shall appropriate each year from the agricultural processing facility fund to the department an amount sufficient to make the grants described in section 5.

Enacting section 1. This amendatory act does not take effect unless Senate Bill No. 1271 of the 90th Legislature is enacted into law.

This act is ordered to take immediate effect.

Carol Morey Viventi

Secretary of the Senate.

Sam E. Randall

Clerk of the House of Representatives.

Approved _____

Governor.