

SENATE BILL No. 375

March 12, 2009, Introduced by Senators JELINEK, VAN WOERKOM, GEORGE, BIRKHOLZ and CROPSEY and referred to the Committee on Local, Urban and State Affairs.

A bill to amend 1990 PA 345, entitled
"State survey and remonumentation act,"
by amending section 12 (MCL 54.272), as amended by 2002 PA 489.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 12. (1) Money in the fund shall be used by the commission
2 for the following purposes:

3 (a) Annual grants to the various counties to implement their
4 county plans, excluding the perpetual monument maintenance plan
5 described in section 8(2)(d).

6 (b) Annual grants to 2 or more counties to implement their
7 multicounty plan, excluding the perpetual monument maintenance plan
8 described in section 8(2)(d).

1 (c) The implementation of county plans that are initiated and
2 contracted for by the commission pursuant to section 8(4).

3 (d) An annual grant to each county that has a county plan or
4 to 2 or more counties that have a multicounty plan to implement the
5 perpetual monument maintenance plan described in section 8(2)(d).
6 The commission shall make not less than 5% of the total amount of
7 the fund available for grants under this subdivision.

8 (e) The payment of contracts that are entered into by the
9 commission under section 10.

10 (f) Other activities necessary, incidental, or appropriate to
11 implement this act.

12 (2) In addition to the purposes described in subsection (1),
13 money in the fund shall be used to pay the costs of expediting a
14 plan or to reimburse the cost described in section 8(6) and (7),
15 for a county or 2 or more counties that have elected to expend or
16 borrow funds to expedite the implementation of the county's or
17 counties' plan.

18 (3) Of the money collected and remitted to the state treasurer
19 for deposit in the fund pursuant to section 2567a of the revised
20 judicature act of 1961, 1961 PA 236, MCL 600.2567a, both of the
21 following shall apply:

22 (a) An annual grant to a county pursuant to subsection (1)(a)
23 or to 2 or more counties pursuant to subsection (1)(b) shall be in
24 an amount that is not less than 40% of the amount of money
25 collected in that county or those counties, as applicable, under
26 section 2567a of the revised judicature act of 1961, 1961 PA 236,
27 MCL 600.2567a, during the calendar year immediately preceding the

1 year in which the grant is made.

2 (b) If the commission initiates and contracts for the
3 implementation of a county plan for a county pursuant to section
4 8(4), the commission shall annually spend an amount that is not
5 less than 40% of the amount of money collected in that county under
6 section 2567a of the revised judicature act of 1961, 1961 PA 236,
7 MCL 600.2567a, during the calendar year immediately preceding the
8 year in which the expenditure is made, to implement that county
9 plan.

10 (4) If the commission contracts with a county or 2 or more
11 counties that elect to expend or borrow funds to expedite the
12 implementation of the county's or counties' plan under section
13 6(2), the commission shall annually pay to that county or counties
14 in lieu of any grant or payments under subsection (3) an amount
15 that is not less than 40% of the amount of money collected in that
16 county or counties under section 2567a of the revised judicature
17 act of 1961, 1961 PA 236, MCL 600.2567a, during the calendar year
18 and will be paid in annual installments until the contract is paid
19 in full.

20 (5) IN ADDITION TO THE PURPOSES DESCRIBED IN SUBSECTIONS (1)
21 AND (2), ANY AMOUNT OF MONEY NOT GREATER THAN \$500,000.00 THAT IS
22 APPROPRIATED BY THE LEGISLATURE TO PAY THE COSTS OF THE
23 MONUMENTATION OF THE MICHIGAN-INDIANA STATE BOUNDARY LINE PURSUANT
24 TO THE MICHIGAN AND INDIANA STATE LINE MONUMENT ACT SHALL BE USED
25 BY THE COMMISSION ONLY FOR THAT PURPOSE.

26 Enacting section 1. This amendatory act does not take effect
27 unless Senate Bill No. 374

1 of the 95th Legislature is enacted into law.