

SENATE BILL NO. 1169

December 03, 2024, Introduced by Senator SHINK and referred to the Committee on Natural Resources and Agriculture.

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending section 36202 (MCL 324.36202), as amended by 2016 PA 265.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 36202. (1) The agricultural preservation fund is created
2 within the state treasury.

3 (2) The state treasurer may receive money or other assets from
4 any source for deposit into the fund, including federal funds,
5 other state revenues, gifts, bequests, and other donations. The

1 state treasurer shall direct the investment of the fund and shall
2 credit to the fund interest and earnings from fund investments.

3 (3) Money in the fund at the close of the fiscal year shall
4 remain in the fund and shall not lapse to the general fund.

5 (4) The department ~~shall be~~ **is** the administrator of the fund
6 for ~~auditing purposes.~~ **audits of the fund.**

7 (5) Money in the fund may be expended, upon appropriation, as
8 follows:

9 (a) ~~Not~~ **Subject to subsection (6), not** more than ~~\$1,400,000.00~~
10 **\$2,100,000.00** annually **may be expended** for the administrative costs
11 of the department and the board in implementing this part and part
12 361.

13 (b) After expenditures for the administrative costs under
14 subdivision (a), money in the fund may be ~~used,~~ **expended**, upon
15 approval of the board, to provide grants to local units of
16 government pursuant to section 36203.

17 (c) ~~After~~ **If, after** expenditures under subdivisions (a) and
18 (b), ~~have been made, if~~ the amount of money remaining in the fund
19 exceeds \$5,000,000.00, money in the fund may be ~~used,~~ **expended**,
20 upon approval of the board, pursuant to part 361 for the purchase
21 of development rights to farmland or the acquisition of
22 agricultural conservation easements.

23 (6) **For 2026 and each year thereafter, the state treasurer**
24 **shall adjust the amount in subsection (5) (a) by the percentage by**
25 **which the Consumer Price Index for the preceding year exceeds or is**
26 **less than the Consumer Price Index for 2024. If an amount produced**
27 **by a computation under this subsection is not a multiple of**
28 **\$1,000.00, the state treasurer shall round the amount to the**
29 **nearest multiple of \$1,000.00. The department of treasury shall**

1 post the adjusted amount for each year on its website by June 1 of
2 the preceding year. As used in this subsection, "Consumer Price
3 Index" means the most comprehensive index of consumer prices
4 available for the Detroit-Warren-Dearborn area from the Bureau of
5 Labor Statistics of the United States Department of Labor.

6 (7) ~~(6)~~—Expenditures of money in the fund as provided in this
7 part are consistent with the state's interest in preserving
8 farmland and are for an important public purpose.