

SENATE BILL No. 1269

May 2, 2002, Introduced by Senator EMMONS and referred to the Committee on Finance.

A bill to amend 1951 PA 51, entitled

"An act to provide for the classification of all public roads, streets, and highways in this state, and for the revision of that classification and for additions to and deletions from each classification; to set up and establish the Michigan transportation fund; to provide for the deposits in the Michigan transportation fund of specific taxes on motor vehicles and motor vehicle fuels; to provide for the allocation of funds from the Michigan transportation fund and the use and administration of the fund for transportation purposes; to set up and establish the truck safety fund; to provide for the allocation of funds from the truck safety fund and administration of the fund for truck safety purposes; to set up and establish the Michigan truck safety commission; to establish certain standards for road contracts for certain businesses; to provide for the continuing review of transportation needs within the state; to authorize the state transportation commission, counties, cities, and villages to borrow money, issue bonds, and make pledges of funds for transportation purposes; to authorize counties to advance funds for the payment of deficiencies necessary for the payment of bonds issued under this act; to provide for the limitations, payment, retirement, and security of the bonds and pledges; to provide for appropriations and tax levies by counties and townships for county roads; to authorize contributions by townships for county roads; to provide for the establishment and administration of the state trunk line fund, critical bridge fund, comprehensive transportation fund, and certain other funds; to provide for the deposits in the state trunk line fund, critical bridge fund, comprehensive

transportation fund, and certain other funds of money raised by specific taxes and fees; to provide for definitions of public transportation functions and criteria; to define the purposes for which Michigan transportation funds may be allocated; to provide for Michigan transportation fund grants; to provide for review and approval of transportation programs; to provide for submission of annual legislative requests and reports; to provide for the establishment and functions of certain advisory entities; to provide for conditions for grants; to provide for the issuance of bonds and notes for transportation purposes; to provide for the powers and duties of certain state and local agencies and officials; to provide for the making of loans for transportation purposes by the state transportation department and for the receipt and repayment by local units and agencies of those loans from certain specified sources; and to repeal acts and parts of acts,"

by amending section 18f (MCL 247.668f), as amended by 1983 PA

82.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 18f. ~~-(1) Unless an exception from prior approval is~~
 2 ~~available pursuant to subsection (2), a bond issued by any county~~
 3 ~~under section 18c shall be issued subject to the prior approval~~
 4 ~~of the municipal finance commission or its successor agency. If~~
 5 ~~the aggregate maturities of the bonds exceed 15 years, the~~
 6 ~~municipal finance commission or its successor agency shall not~~
 7 ~~give its approval, when prior approval is required, and the~~
 8 ~~bonds shall not be issued until the state transportation depart-~~
 9 ~~ment has approved the construction to be financed by the proceeds~~
 10 ~~of the bonds. Bonds issued under section 18b and bonds issued~~
 11 ~~under section 18d shall not require the prior permission of the~~
 12 ~~municipal finance commission or its successor agency for their~~
 13 ~~issuance. All bonds issued under this act shall be sold at~~
 14 ~~public sale on at least 7 days' notice by publication in~~
 15 ~~accordance with the requirements of section 2 of chapter III of~~
 16 ~~the municipal finance act, Act No. 202 of the Public Acts of~~

1 ~~1943, as amended, being section 133.2 of the Michigan Compiled~~
2 ~~Laws, or at negotiated sale.~~ The sale price of the bonds shall
3 not be less than the minimum price specified in the proceedings
4 authorizing their issuance.

5 ~~(2) The requirement of subsection (1) for obtaining the~~
6 ~~prior approval of the municipal finance commission or its succes-~~
7 ~~sor agency before a county issues bonds under section 18c shall~~
8 ~~be subject to sections 10 and 11 of chapter III of Act No. 202 of~~
9 ~~the Public Acts of 1943, being sections 133.10 and 133.11 of the~~
10 ~~Michigan Compiled Laws, and the department of treasury shall have~~
11 ~~the same authority as provided by section 11 of chapter III of~~
12 ~~Act No. 202 of the Public Acts of 1943 to issue an order provid-~~
13 ~~ing or denying an exception from the prior approval required by~~
14 ~~subsection (1) for bonds authorized for issuance by a county by~~
15 ~~section 18c.~~