

**HOUSE SUBSTITUTE FOR
SENATE BILL NO. 1316**

A bill to create and provide for the operation of the Michigan next energy authority; to provide for the creation and appointment of a board to govern the authority and to prescribe its powers and duties; to provide for the powers and duties of the authority; to extend protections against certain liabilities to the authority; to authorize the conveyance of state land and to confer authority and jurisdiction over state land to the authority; to provide for the issuance of certain bonds, notes, and other obligations; to facilitate the use and development of authority property; to promote alternative energy technology and economic growth; to authorize the acquisition, maintenance, and disposal of interests in real and personal property; to provide for the conveyance of land transferred to the authority; to convey state land; and to exempt property, income, and operations of an authority from tax.

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THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 1. This act shall be known and may be cited as the
2 "Michigan next energy authority act".

3 Sec. 2. As used in this act:

4 (a) "Advanced battery cell" means a rechargeable battery
5 cell with a specific energy of not less than 80 watt hours per
6 kilogram.

7 (b) "Alternative energy marine propulsion system" means an
8 onboard propulsion system or detachable outboard propulsion
9 system for a watercraft that is powered by a fuel cell energy
10 system, photovoltaic energy system, or advanced battery cell
11 energy system and that is the singular propulsion system for the
12 watercraft. Alternative energy marine propulsion system does not
13 include battery powered motors designed to assist in the propul-
14 sion of the watercraft during fishing or other recreational use.

15 (c) "Alternative energy system" means the small-scale gener-
16 ation or release of energy from 1 or any combination of the fol-
17 lowing types of energy systems:

18 (i) A fuel cell energy system.

19 (ii) A photovoltaic energy system.

20 (iii) A solar-thermal energy system.

21 (iv) A wind energy system.

22 (v) A CHP energy system.

23 (vi) A microturbine energy system.

24 (vii) A miniturbine energy system.

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1 (viii) A Stirling cycle energy system.

2 (ix) A battery cell energy system.

3 (x) A clean fuel energy system.

4 (xi) An electricity storage system.

5 (d) "Alternative energy technology" means equipment, compo-
6 nent parts, materials, electronic devices, testing equipment, and
7 related systems that are solely related to the following:

8 (i) The storage or generation of hydrogen for use in an
9 alternative energy system.

10 (ii) The process of generating and putting into a usable
11 form the energy generated by an alternative energy system.

12 Alternative energy technology does not include those component
13 parts of an alternative energy system that are required regard-
14 less of the energy source.

15 (iii) A microgrid. As used in this subparagraph,
16 "microgrid" means the lines, wires, and controls to connect 2 or
17 more alternative energy systems.

18 (e) "Alternative energy technology business" means a busi-
19 ness engaged solely in the research, development, or manufactur-
20 ing of alternative energy technology.

21 (f) "Alternative energy technology park" or "park" means the
22 property transferred to the authority under section 22.

23 (g) "Alternative energy vehicle" means a motor vehicle manu-
24 factured by an original equipment manufacturer that fully war-
25 rants and certifies that the motor vehicle meets federal motor
26 vehicle safety standards for its class of vehicles as defined by
27 the Michigan vehicle code, 1949 PA 300, MCL 257.1 to 257.923, and

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1 certifies that the motor vehicle meets local emissions standards,
2 that is propelled by an alternative energy system. Alternative
3 energy vehicle includes the following:

4 (i) An alternative fueled vehicle. As used in this subpara-
5 graph, "alternative fueled vehicle" means a motor vehicle that
6 can only be powered by a clean fuel energy system and can only be
7 fueled by a clean fuel.

8 (ii) A fuel cell vehicle. As used in this subparagraph,
9 "fuel cell vehicle" means a motor vehicle powered solely by a
10 fuel cell energy system.

11 (iii) An electric vehicle. As used in this subparagraph,
12 "electric vehicle" means a motor vehicle powered solely by a bat-
13 tery cell energy system.

14 (iv) A hybrid vehicle. As used in this subparagraph,
15 "hybrid vehicle" means a motor vehicle that can only be powered
16 by 2 or more alternative energy systems.

17 (v) A solar vehicle. As used in this subparagraph, "solar
18 vehicle" means a motor vehicle powered solely by a photovoltaic
19 energy system.

20 (vi) A hybrid electric vehicle. As used in this subpara-
21 graph, "hybrid electric vehicle" means a motor vehicle powered by
22 an integrated propulsion system consisting of an electric motor
23 and combustion engine. Hybrid electric vehicle does not include
24 a retrofitted conventional diesel or gasoline engine. A hybrid
25 electric vehicle obtains the power necessary to propel the motor
26 vehicle from a combustion engine and 1 of the following:

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1 (A) A battery cell energy system.

2 (B) A fuel cell energy system.

3 (C) A photovoltaic energy system.

4 (h) "Alternative energy zone" means a renaissance zone des-
5 igned as an alternative energy zone by the board of the
6 Michigan strategic fund under section 8a of the Michigan renaiss-
7 sance zone act, 1996 PA 376, MCL 125.2688a, limited to the land
8 transferred to the authority in section 22 of this act.

9 (i) "Authority" means the Michigan next energy authority
10 created under section 3.

11 (j) "Battery cell" means a closed electrochemical system
12 that converts chemical energy from oxidation and reduction reac-
13 tions directly into electric energy without combustion and with-
14 out external fuel and consists of an anode, a cathode, and an
15 electrolyte.

16 (k) "Battery cell energy system" means 1 or more battery
17 cells and an inverter or other power conditioning unit used to
18 perform 1 or more of the following functions:

19 (i) Propel a motor vehicle or an alternative energy marine
20 propulsion system.

21 (ii) Provide electricity that is distributed within a dwell-
22 ing or other structure.

23 (iii) Provide electricity to operate a portable electronic
24 device including, but not limited to, a laptop computer, a per-
25 sonal digital assistant, or a cell phone. For purposes of this
26 subparagraph only, a battery cell energy system shall only use
27 advanced battery cells.

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1 (l) "Board" means the governing body of an authority under
2 section 4.

3 (m) "CHP energy system" means an integrated unit that gener-
4 ates power and either cools, heats, or controls humidity in a
5 building or provides heating, drying, or chilling for an indus-
6 trial process that includes and is limited to both of the
7 following:

8 (i) An absorption chiller, a desiccant dehumidifier, or heat
9 recovery equipment.

10 (ii) One of the following:

11 (A) An internal combustion engine, an external combustion
12 engine, a microturbine, or a miniturbine, fueled solely by a
13 clean fuel.

14 (B) A fuel cell energy system.

15 (n) "Clean fuel" means 1 or more of the following:

16 (i) Methane.

17 (ii) Natural gas.

18 (iii) Methanol neat or methanol blends containing at least
19 85% methanol.

20 (iv) Denatured ethanol neat or ethanol blends containing at
21 least 85% ethanol.

22 (v) Compressed natural gas.

23 (vi) Liquefied natural gas.

24 (vii) Liquefied petroleum gas.

25 (viii) Hydrogen.

26 (o) "Clean fuel energy system" means a device that is
27 designed and used solely for the purpose of generating power from

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1 a clean fuel. Clean fuel energy system does not include a
2 conventional gasoline or diesel fuel engine or a retrofitted con-
3 ventional diesel or gasoline engine.

4 (p) "Department" means the department of management and
5 budget.

6 (q) "Electricity storage device" means a device, including a
7 capacitor, that directly stores electrical energy without conver-
8 sion to an intermediary medium.

9 (r) "Electricity storage system" means 1 or more electricity
10 storage devices and inverters or other power conditioning
11 equipment.

12 (s) "Fiscal year" means that annual period that is the
13 fiscal year of the state government.

14 (t) "Fuel cell energy system" means 1 or more fuel cells or
15 fuel cell stacks and an inverter or other power conditioning
16 unit. A fuel cell energy system may also include a fuel
17 processor. As used in this subdivision:

18 (i) "Fuel cell" means an electrochemical device that uses an
19 external fuel and continuously converts the energy released from
20 the oxidation of fuel by oxygen directly into electricity without
21 combustion and consists of an anode, a cathode, and an
22 electrolyte.

23 (ii) "Fuel cell stack" means an assembly of fuel cells.

24 (iii) "Fuel processor" means a device that converts a fuel,
25 including, but not limited to, methanol, natural gas, or gaso-
26 line, into a hydrogen rich gas, without combustion for use in a
27 fuel cell.

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1 (u) "Fund" means the alternative energy technology fund
2 created in section 20.

3 (v) "Governmental agency" means a department, agency, or
4 commission of this state or of a county, city, village, or town-
5 ship of this state.

6 (w) "Infrastructure" means a public facility as that term is
7 defined in section 2 of the local development financing act, 1986
8 PA 281, MCL 125.2152. Infrastructure also includes a facility or
9 facilities that support an alternative energy technology project
10 and that are located within an alternative energy technology
11 park.

12 (x) "Local unit of government" means a city, county, town-
13 ship, or village.

14 (y) "Microturbine energy system" means a system that gener-
15 ates electricity, composed of a compressor, combustor, turbine,
16 and generator, fueled solely by a clean fuel with a capacity of
17 not more than 250 kilowatts. A microturbine energy system may
18 include an alternator and shall include a recuperator if the use
19 of the recuperator increases the efficiency of the energy
20 system.

21 (z) "Miniturbine energy system" means a system that gener-
22 ates electricity, composed of a compressor, combustor, turbine,
23 and generator, fueled solely by a clean fuel with a capacity of
24 not more than 2 megawatts. A miniturbine energy system may also
25 include an alternator and a recuperator.

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1 (aa) "Nonprofit corporation" means a nonprofit corporation
2 created under the nonprofit corporation act, 1982 PA 162,
3 MCL 450.2101 to 450.3192.

4 (bb) "Person" means an individual, partnership, corporation,
5 limited liability company, association, governmental entity, or
6 other legal entity.

7 (cc) "Personal property" means, except as used in section
8 7(3), personal property located or intended to be used in the
9 alternative energy technology park.

10 (dd) "Photovoltaic energy system" means a solar energy
11 device composed of 1 or more photovoltaic cells or photovoltaic
12 modules and an inverter or other power conditioning unit. A pho-
13 tovoltaic system may also include batteries for power storage or
14 an electricity storage device. As used in this subdivision:

15 (i) "Photovoltaic cell" means an integrated device consist-
16 ing of layers of semiconductor materials and electrical contacts
17 capable of converting incident light directly into electricity.

18 (ii) "Photovoltaic module" means an assembly of photovoltaic
19 cells.

20 (ee) "Project" means an alternative energy technology
21 project and, in addition, means the acquisition, construction,
22 conversion, conveyance, or leasing of land or facilities inside
23 the alternative energy technology park to carry out the purposes
24 of this act and of the authority, including, but not limited to,
25 acquisition of land or interest in land, buildings, structures,
26 or other planned or existing improvements to land inside the
27 alternative energy technology park, including leasehold

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1 improvements, machinery, equipment, or furnishings, which
2 include, but are not limited to, the following facilities for
3 alternative energy technology: office facilities; engineering
4 facilities; research and development laboratories; manufacturing
5 facilities; warehousing facilities; parts distribution facili-
6 ties; storage facilities; testing facilities; facilities that
7 support alternative energy technology projects; and equipment or
8 facilities designed to produce energy from renewable resources.

9 (ff) "Property" means real or personal property.

10 (gg) "Real property" means, except as used in section 7(3),
11 real property located in the alternative energy technology park.

12 (hh) "Small-scale" means a single energy system with a gen-
13 erating capacity of not more than 2 megawatts or an integrated
14 energy system with a generating capacity of not more than
15 10 megawatts.

16 (ii) "Solar thermal energy system" means an integrated unit
17 consisting of a sunlight collection device, a system containing a
18 heat transfer fluid to receive the collected sunlight, and heat
19 exchangers to transfer the solar energy to a thermal storage tank
20 to heat or cool spaces or water or to generate electricity.

21 (jj) "Stirling cycle energy system" means a closed-cycle,
22 regenerative heat engine that is fueled solely by a clean fuel
23 and uses an external combustion process, heat exchangers, pis-
24 tons, a regenerator, and a confined working gas, such as hydrogen
25 or helium, to convert heat into mechanical energy. A Stirling
26 cycle energy system may also include a generator to generate
27 electricity.

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1 (kk) "Wind energy system" means an integrated unit
2 consisting of a wind turbine composed of a rotor, an electrical
3 generator, a control system, an inverter or other power condi-
4 tioning unit, and a tower, which uses moving air to produce
5 power.

6 Sec. 3. (1) There is created by this act a public body cor-
7 porate and politic known as the Michigan next energy authority.
8 The authority shall be located within the department.

9 (2) The authority shall exercise its prescribed statutory
10 powers, duties, and functions independently of the director of
11 the department. The budgeting, procurement, and related adminis-
12 trative functions of the authority shall be performed under the
13 direction and supervision of the director of the department.

14 (3) The authority may contract with the department for the
15 purpose of maintaining the rights and interests of the
16 authority.

17 (4) The accounts of the authority may be subject to annual
18 financial audits by the state auditor general. Records of the
19 authority shall be maintained according to generally accepted
20 accounting principles.

21 Sec. 4. (1) An authority created under this act is governed
22 by a board consisting of 7 board members who are residents of
23 this state.

24 (2) The members of a board shall be appointed by the gover-
25 nor for the following initial terms:

26 (a) One board member representing the government of a county
27 in which land transferred to the authority under section 22 is

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1 located, for a term of 3 years from a list of not less than 3
2 names provided by the county board of commissioners. A member
3 appointed under this subdivision may be a member of a county
4 board of commissioners.

5 (b) One board member representing the government of a city
6 or township in which land transferred to the authority under sec-
7 tion 22 is located, for a term of 4 years from a list of not less
8 than 3 names provided by that city's legislative body or that
9 township's board of trustees. A member appointed under this sub-
10 division may be a member of a city council or township board.

11 (c) Five board members, 1 for a term of 2 years, 2 for a
12 term of 3 years, and 2 for a term of 4 years.

13 (3) One of the board members described in subsection (2)(c)
14 shall have not less than 10 years' experience in planning or real
15 estate development.

16 (4) Upon appointment to the board under subsection (2) and
17 upon the taking and filing of the constitutional oath of office
18 prescribed in section 1 of article XI of the state constitution
19 of 1963, a member of the board shall enter the office and exer-
20 cise the duties of the office.

21 (5) After the first appointment, each member shall serve a
22 term of 4 years, except that a person appointed to fill a vacancy
23 shall be appointed for the balance of the unexpired term. The
24 governor shall fill a vacancy in the office by appointment in the
25 same manner as an appointment under subsection (2). A member of
26 the board shall hold office until a successor has been appointed

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1 and qualified. A member of the board is eligible for
2 reappointment.

3 (6) A member of the board or an officer, appointee, or
4 employee of the authority is not subject to personal liability
5 when acting in good faith within the scope of his or her author-
6 ity or on account of liability of the authority. The board may
7 indemnify a member of the board or an officer, appointee, or
8 employee of the authority against liability arising out of the
9 discharge of his or her official duties. The authority may
10 indemnify and procure insurance indemnifying members of the board
11 and other officers and employees of the authority from personal
12 loss or accountability for liability asserted by a person with
13 regard to bonds or other obligations of the authority or from any
14 personal liability or accountability by reason of the issuance of
15 the bonds or other obligations or by reason of any other action
16 taken or the failure to act by the authority. The authority may
17 also purchase and maintain insurance on behalf of any person
18 against any liability asserted against the person and incurred by
19 the person in any capacity or arising out of the status of the
20 person as a member of the board or an officer or employee of the
21 authority, whether or not the authority would have the power to
22 indemnify the person against any liability under this section.
23 The authority, pursuant to bylaw, contract, agreement, or resolu-
24 tion of its board, may obligate itself in advance to indemnify
25 persons.

26 (7) Members of the board and officers and employees of the
27 authority are considered public servants subject to 1968 PA 317,

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1 MCL 15.321 to 15.330, and 1968 PA 318, MCL 15.301 to 15.310. A
2 member of the board or an officer, employee, or agent of the
3 authority shall discharge the duties of the position in a nonpar-
4 tisan manner, in good faith, in the best interests of the author-
5 ity, and with the degree of diligence, care, and skill that an
6 ordinarily prudent person would exercise under similar circum-
7 stances in a like position. In discharging duties of the office,
8 a member of the board or an officer, employee, or agent of the
9 authority, when acting in good faith, may rely upon a majority
10 vote of a quorum of the board, upon the opinion of counsel for
11 the authority, upon the report of an independent appraiser
12 selected with reasonable care by the board, or upon financial
13 statements of the authority represented to the member of the
14 board, officer, employee, or agent to be correct by the officer
15 of the authority having charge of its books or accounts or stated
16 in a written report by the auditor general or a certified public
17 accountant or a firm of accountants to fairly reflect the finan-
18 cial condition of the authority.

19 (8) The board shall establish policies and procedures
20 requiring periodic disclosure of relationships that may give rise
21 to conflicts of interest. The board shall require that a member
22 of the board who has a direct or indirect interest in any matter
23 before the authority disclose the member's interest and any rea-
24 sons reasonably known to the member of the board why the transac-
25 tion may not be in the best interest of the public before the
26 board takes any action with respect to the matter. The
27 disclosure shall become part of the record of an authority's

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1 proceedings. A member of the board who has an interest in a
2 contract before the authority, as set forth in section 2(2) of
3 1968 PA 317, MCL 15.322, shall not take part in the negotiation
4 or approval of the contract.

5 (9) The governor shall designate 1 member of the board to
6 serve as its chairperson. The board shall elect a
7 vice-chairperson, secretary, and any additional officers of the
8 board considered necessary by the board from among its members.
9 With the exception of the chairperson, who shall serve a 4-year
10 term, all officers of the board shall be elected annually by the
11 board. Members of the board shall serve without compensation,
12 but shall be reimbursed for actual and necessary expenses.

13 Sec. 5. (1) Upon the appointment of at least 4 members of
14 the board under section 4, the board may hold its first meeting.
15 The first meeting of the board shall be held not more than 60
16 days after the creation date of the authority.

17 (2) Except for those powers reserved or delegated to a chief
18 executive officer of the authority by this act or by the board,
19 the board shall not delegate any power of the board to any other
20 officer or committee of the authority. The board may withdraw
21 from the chief executive officer any power that the board dele-
22 gates to the chief executive officer.

23 (3) The board shall organize and adopt its own policies,
24 procedures, schedule of regular meetings, and a regular meeting
25 date, place, and time. The board shall conduct all business at
26 public meetings held in compliance with the open meetings act,
27 1976 PA 267, MCL 15.261 to 15.275. Public notice of the time,

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1 date, and place of each meeting shall be giving in the manner
2 required by the open meetings act, 1976 PA 267, MCL 15.261 to
3 15.275.

4 (4) A writing prepared, owned, used, in the possession of,
5 or retained by the board in the performance of an official func-
6 tion shall be made available to the public in compliance with the
7 freedom of information act, 1976 PA 442, MCL 15.231 to 15.246.

8 (5) A board may act only by resolution. A majority of the
9 members of the board then in office, or of any committee of the
10 board, shall constitute a quorum for the transaction of
11 business. A vote of a majority of the members of the board serv-
12 ing at the time of the vote is necessary to approve the issuance
13 by the authority of bonds, to approve or amend the annual budget
14 of the authority, or to hire, remove, discharge, or set the
15 salary of the chief executive officer. Except as otherwise pro-
16 vided in this act, a vote of the majority of the board members
17 present at a meeting at which a quorum is present constitutes the
18 action of the board or of the committee.

19 (6) Before the beginning of each fiscal year, the board
20 shall prepare a budget containing an itemized statement of the
21 estimated current operational expenses and the expenses for the
22 operation and development of the land under the jurisdiction of
23 the board, the amount necessary to pay the principal and interest
24 of any outstanding bonds or other obligations of the authority
25 maturing during the ensuing fiscal year or that have previously
26 matured and are unpaid, an estimate of the revenue of the
27 authority from all sources for the ensuing fiscal year, and other

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1 amounts necessary to further the purposes of this act. The board
2 shall adopt that budget in accordance with the uniform budgeting
3 and accounting act, 1968 PA 2, MCL 141.421 to 141.440a, and shall
4 submit it to the department for its approval. The authority's
5 budget shall be funded by proceeds derived from the conveyance of
6 land held by the authority and any gifts, grants, loans, and
7 other aids from any person or the federal, the state, or a local
8 government or any agency of the federal, the state, or a local
9 government.

10 Sec. 6. (1) The board may appoint a person, other than a
11 member of the board, to serve as the chief executive of the
12 authority, to whom the authority may delegate any of its adminis-
13 trative powers and authorization. The chief executive shall be
14 an ex officio member, without vote, of the board and shall not be
15 considered in determining the presence of a quorum, and shall
16 have professional qualifications commensurate with the responsi-
17 bility of the position. During employment, the chief executive
18 shall not have a financial interest in facilities or projects
19 over which the authority has jurisdiction or power to act.

20 Before entering upon the duties of his or her office, the chief
21 executive shall take and file the constitutional oath of office
22 provided in section 1 of article XI of the state constitution of
23 1963.

24 (2) Subject to the approval of the board, the chief execu-
25 tive shall supervise, and be responsible for, all of the
26 following:

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1 (a) The performance of the functions of the authority under
2 this act.

3 (b) A regular report describing the activities and financial
4 condition of the authority.

5 (c) The issuance of bonds and notes approved by the board.

6 (d) The negotiation and establishment of compensation and
7 other terms and conditions of employment for employees of the
8 authority.

9 (e) The negotiation, supervision, and enforcement of con-
10 tracts entered into by the authority and the supervision of con-
11 tractors and subcontractors of the authority in the performance
12 of their duties.

13 (f) All other activities or functions that the board consid-
14 ers necessary.

15 (3) If considered necessary by the board, the chief execu-
16 tive may appoint a chief financial officer who shall be the trea-
17 surer of the authority, who shall have professional qualifica-
18 tions commensurate with the responsibility of the position.
19 Notwithstanding any law or charter provision to the contrary, the
20 chief financial officer of the authority shall receive all money
21 belonging to the authority or arising or received in connection
22 with the land over which jurisdiction has been transferred to the
23 authority, from whatever source derived. Money of the authority
24 shall be deposited, invested, and paid by the chief financial
25 officer only in accordance with this act or with policies, proce-
26 dures, ordinances, or resolutions adopted by the board. The
27 chief financial officer shall provide the board with copies of

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1 all reports made by the chief financial officer to the chief
2 executive officer.

3 (4) The board may employ legal and technical experts, pri-
4 vate consultants and engineers, accountants, and other agents or
5 employees for rendering professional and technical assistance and
6 advice as may be necessary. The authority shall determine the
7 qualifications, duties, and compensation of those it employs.

8 (5) The chief executive officer and the chief financial
9 officer shall be a resident of this state.

10 Sec. 7. (1) Except as otherwise provided in this act, the
11 authority may do all things necessary to implement the purposes
12 of this act, including, but not limited to, all of the
13 following:

14 (a) Adopt, amend, and repeal bylaws for the regulation of
15 its affairs and the conduct of its business.

16 (b) Adopt an official seal and alter the seal at the plea-
17 sure of the board.

18 (c) Sue and be sued in its own name and plead and be
19 impleaded.

20 (d) Solicit and accept gifts, grants, loans, and other
21 assistance from any person or the federal, the state, or a local
22 government or any agency of the federal, the state, or a local
23 government or participate in any other way in any federal, state,
24 or local government program.

25 (e) Research and publish studies, investigations, surveys,
26 and findings on the development and use of alternative energy
27 technology.

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1 (f) Manage and oversee an alternative energy technology park
2 and an alternative energy zone on land owned by the authority and
3 receive designation of renaissance zone status for the alterna-
4 tive energy zone.

5 (g) Finance, direct, or otherwise aid in the planning, con-
6 struction, and design of alternative energy technology businesses
7 and infrastructure located within an alternative energy zone and
8 an alternative energy technology park.

9 (h) Lay out, design, construct, acquire, operate, lease,
10 sell, and convey planned sites within an alternative energy zone
11 and an alternative energy technology park, subject to the
12 restrictions contained in this act.

13 (i) Make grants, loans, and investments; guarantee and
14 insure loans, leases, bonds, notes, or other indebtedness,
15 whether public or private; and issue letters of credit.

16 (j) Construct; acquire by gift, purchase, installment pur-
17 chase, or lease; and reconstruct, improve, repair, or equip a
18 project or any part of a project, including related
19 infrastructure.

20 (k) Borrow money and issue bonds and notes to finance part
21 or all of the project costs of a project and secure those bonds
22 and notes by mortgage, assignment, or pledge of any of its money,
23 revenues, income, and properties. The authority provided by this
24 subdivision includes, but is not limited to, issuing bonds and
25 notes to acquire and install machinery, equipment, furnishings,
26 and other personal property inside the alternative energy
27 technology park, notwithstanding that the authority does not own

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1 or propose to own or finance the building or land in or near to
2 which the machinery, equipment, furnishings, and other personal
3 property are or will be located inside the alternative energy
4 technology park.

5 (l) Acquire or contract to acquire from a person, a munici-
6 pality, the federal or state government, or an agency of the fed-
7 eral or state government, leaseholds, real or personal property,
8 or any interest in real or personal property and own, hold,
9 clear, improve, and rehabilitate and sell, assign, exchange,
10 transfer, convey, lease, mortgage, or otherwise dispose of or
11 encumber leaseholds, real or personal property, or any interest
12 in real or personal property, as is convenient for the accom-
13 plishment of the purposes of this act and of the authority.

14 (m) Procure insurance against any loss in connection with
15 the authority's property, assets, or activities.

16 (n) Invest any money of the authority, at the board's dis-
17 cretion, in any bond, note, or other obligation determined proper
18 by the board, and name and use depositories for its money.

19 (o) Contract for goods and services and engage personnel as
20 necessary and engage the services of private consultants, manag-
21 ers, legal counsel, engineers, accountants, and auditors for
22 rendering professional financial assistance and advice payable
23 out of any money of the authority.

24 (p) Charge, impose, and collect fees and charges in connec-
25 tion with any transaction and provide for reasonable penalties
26 for delinquent payment of fees or charges.

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1 (q) Indemnify and procure insurance indemnifying any members
2 of the board from personal loss or accountability from liability
3 asserted by a person on the bonds or notes of the authority or
4 from any personal liability or accountability by reason of the
5 issuance of the bonds, notes, insurance, or guarantees; by reason
6 of acquisition, construction, ownership, or operation of a
7 project; or by reason of any other action taken or the failure to
8 act by the authority.

9 (r) Enter into a lease for the use or sale of a project.
10 The lease may provide for options to purchase or renew.

11 (s) Mortgage or create security interests in a project or
12 any part of a project, or in a lease or loan, or in the rents,
13 revenues, or sums to be paid under a lease or loan, in favor of
14 the holders of the bonds or notes issued by the authority.

15 (t) Convey or release a project or any part of a project to
16 a lessee, purchaser, or borrower under any agreement after provi-
17 sion has been made for the retirement in full of the bonds or
18 notes issued for that project under terms and conditions provided
19 in the agreement or as may be agreed with the holders of the
20 bonds or notes, at any time where the obligation of the lessee,
21 purchaser, or borrower to make the payments prescribed shall
22 remain fixed as provided in the agreement notwithstanding the
23 conveyance or release, or as may otherwise be agreed with the
24 holders of the bonds or notes.

25 (u) Promote the research, development, and manufacturing of
26 alternative energy technology through the conveyance or lease of
27 real property.

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1 (v) Develop property to advance the purposes of the
2 authority.

3 (w) Make and enter into contracts or agreements with a state
4 university described in section 4 of article VIII of the state
5 constitution of 1963, a community college, governmental agencies,
6 local units of government, and nonprofit corporations necessary
7 or incidental to accomplish the powers and duties of the author-
8 ity under this act or other laws that relate to the purposes and
9 responsibilities of the authority.

10 (x) Do all other things necessary to promote and increase
11 the research, development, and manufacturing of alternative
12 energy technology and to otherwise achieve the objectives and
13 purposes of the authority.

14 (2) The enumeration of a power in this act shall not be con-
15 strued as a limitation upon the general powers of the authority.

16 (3) The authority shall certify and provide proof of certi-
17 fication of all of the following:

18 (a) An alternative energy marine propulsion system, an
19 alternative energy system, and an alternative energy vehicle as
20 eligible for the exemption provided under section 4aa of the gen-
21 eral sales tax act, 1933 PA 167, MCL 205.54aa.

22 (b) An alternative energy marine propulsion system, an
23 alternative energy system, and an alternative energy vehicle as
24 eligible for the exemption provided under section 4w of the use
25 tax act, 1937 PA 94, MCL 205.94w.

26 (c) An alternative energy marine propulsion system, an
27 alternative energy system, an alternative energy vehicle,

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1 personal property of an alternative energy technology business,
2 and personal property of a business that is not an alternative
3 energy technology business that is used solely for the purpose of
4 researching, developing, or manufacturing an alternative energy
5 technology as eligible for the exemption provided under
6 section 9i of the general property tax act, 1893 PA 206,
7 MCL 211.9i.

8 (4) The authority shall certify and provide proof of certi-
9 fication of the following business entities:

10 (a) An alternative energy technology business. The author-
11 ity shall provide proof of certification to the assessor of the
12 local tax collecting unit in which the alternative energy tech-
13 nology business is located.

14 (b) A taxpayer as an eligible taxpayer for the purposes of
15 claiming the credit under section 39e(2) of the single business
16 tax act, 1975 PA 228, MCL 208.39e.

17 (5) The authority shall certify and provide proof of certi-
18 fication of the qualified business activity of a taxpayer eligi-
19 ble under subsection (4)(b). As used in this subsection,
20 "qualified business activity" means that term as defined in
21 section 39e of the single business tax act, 1975 PA 228,
22 MCL 208.39e.

23 (6) The authority is encouraged not to purchase foreign
24 goods or services, or both, if competitively priced and com-
25 parable quality American goods or services, or both, are
26 available. The authority shall encourage all business entities
27 that locate or operate in the park to purchase American goods or

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1 services, or both. The authority shall encourage and support the
2 creation and retention of jobs in this state, and the manufac-
3 ture, assembly, and construction of alternative energy marine
4 propulsion systems, alternative energy systems, and alternative
5 energy vehicles, in this state.

6 (7) The authority shall not operate an alternative energy
7 technology business or otherwise engage in the manufacturing of
8 any commercial products.

9 Sec. 8. (1) The authority may acquire real or personal
10 property or rights or interests in real or personal property by
11 gift, devise, transfer, exchange, foreclosure, purchase, or oth-
12 erwise on terms and conditions and in a manner the authority con-
13 siders proper. The authority may own, lease as lessor, convey,
14 demolish, relocate, or rehabilitate real or personal property or
15 rights or interests in real or personal property, consistent with
16 the purposes of this act.

17 (2) Real property acquired by the authority by purchase may
18 be obtained by any method deemed desirable by the authority. The
19 authority may purchase real property or rights or interests in
20 real property for any purpose the authority considers necessary
21 to carry out the purposes of this act, including, but not limited
22 to, 1 or more of the following purposes:

23 (a) The use or development of property the authority has
24 otherwise acquired for alternative energy technology or related
25 infrastructure.

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1 (b) To facilitate the assembly of property for sale or lease
2 to any other public or private person, for use consistent with
3 the purposes of this act.

4 (3) The authority shall not acquire, own, purchase, lease,
5 develop, or otherwise possess an interest in real property
6 located outside of the alternative energy technology park or per-
7 sonal property not intended to be used in the alternative energy
8 technology park.

9 Sec. 9. (1) The authority may control, hold, manage, main-
10 tain, operate, repair, lease as lessor, secure, prevent the waste
11 or deterioration of, demolish, and take all other actions neces-
12 sary to preserve the value of property held by the authority
13 inside the alternative energy technology park. The authority has
14 exclusive jurisdiction over all property held by the authority.
15 The authority may take or perform the following with respect to
16 property held or owned by the authority:

17 (a) Grant or acquire a license, easement, or option with
18 respect to property as the authority determines is reasonably
19 necessary to achieve the purposes of this act.

20 (b) Fix, charge, and collect rents, fees, and charges for
21 use of property under the control of the authority.

22 (c) Pay any tax or special assessment due on property
23 acquired or owned by the authority.

24 (d) Take any action, provide any notice, or institute any
25 proceeding required to clear or quiet title to property held by
26 the authority in order to establish ownership by and vest title
27 to property in the authority.

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1 (e) Develop a land use master plan consistent with the
2 purposes of this act that is in reasonable accord with the master
3 zoning plan of the local unit of government in which the property
4 is located.

5 (2) The authority shall defend any actions concerning title
6 claims against property held or owned by the authority and shall
7 have exclusive jurisdiction over all property held or owned by
8 the authority.

9 (3) All powers and duties granted by this act to the gover-
10 nor, the authority, or the board, including the authority to
11 convey, transfer, or dispose of property, may be exercised not-
12 withstanding any charter provision or ordinance to the contrary.

13 (4) In the exercise of its powers and duties under this act
14 and its powers relating to property held or owned by the authori-
15 ty, the authority shall have complete control as fully and com-
16 pletely as if it represented a private property owner and shall
17 not be subject to restrictions imposed by any charter, ordinance,
18 or resolution of a local unit of government.

19 (5) Subsection (4) shall not be construed to prohibit a
20 local unit of government from enforcing its local police and fire
21 protection ordinances.

22 Sec. 10. (1) The authority may authorize and issue its
23 bonds or notes payable solely from revenues or funds available to
24 the authority. Bonds and notes of the authority are not a debt
25 or liability of this state and do not create or constitute any
26 indebtedness, liability, or obligations of this state or
27 constitute a pledge of the faith or credit of this state. All

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1 authority bonds and notes shall be payable solely from revenues
2 or funds pledged or available for their payment as authorized in
3 this act. Each bond and note shall contain on its face a state-
4 ment to the effect that the authority is obligated to pay the
5 principal of and the interest on the bond or note only from reve-
6 nue or funds of the authority pledged for the payment of princi-
7 pal and interest and that this state is not obligated to pay that
8 principal and interest and that neither the faith and credit nor
9 the taxing power of this state is pledged to the payment of the
10 principal of or the interest on the bond or note.

11 (2) All expenses incurred in carrying out this section shall
12 be payable solely from revenues or funds provided or to be pro-
13 vided under this act. This act does not authorize the authority
14 to incur any indebtedness or liability on behalf of or payable by
15 this state.

16 (3) Bonds and notes issued under this act are not subject to
17 the revised municipal finance act, 2001 PA 34, MCL 141.2101 to
18 141.2821.

19 (4) The issuance of bonds and notes under this section is
20 subject to the agency financing reporting act [, 2002 PA 470, MCL 129.171
to 129.177].

21 Sec. 11. (1) The authority may issue from time to time
22 bonds or notes in principal amounts the authority considers nec-
23 essary to provide funds for any purpose, including, but not
24 limited to, all of the following:

25 (a) The payment, funding, or refunding of the principal of,
26 interest on, or redemption premiums on bonds or notes issued by

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1 the authority whether the bonds or notes or interest to be funded
2 or refunded has or has not become due.

3 (b) The establishment or increase of reserves to secure or
4 to pay authority bonds or notes or interest on those bonds or
5 notes.

6 (c) The payment of interest on the bonds or notes for a
7 period as the authority determines.

8 (d) The payment of all other costs or expenses of the
9 authority incident to and necessary or convenient to carry out
10 its corporate purposes and powers.

11 (2) The bonds or notes of the authority shall not be a gen-
12 eral obligation of the authority but shall be payable solely from
13 the revenues or funds, or both, pledged to the payment of the
14 principal of and interest on the bonds or notes as provided in
15 the resolution authorizing the bonds or notes.

16 (3) The bonds or notes of the authority:

17 (a) Shall be authorized by resolution of the authority.

18 (b) Shall bear the date or dates of issuance.

19 (c) May be issued as either tax-exempt bonds or notes or
20 taxable bonds or notes for federal income tax purposes.

21 (d) Shall be serial bonds, term bonds, or term and serial
22 bonds.

23 (e) Shall mature at a time or times not exceeding 30 years
24 from the date of issuance.

25 (f) May provide for sinking fund payments.

26 (g) May provide for redemption at the option of the
27 authority at any time for any reason or reasons.

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1 (h) May provide for redemption at the option of the
2 bondholder at any time for any reason.

3 (i) Shall bear interest at a fixed or variable rate or rates
4 of interest per year or at no interest.

5 (j) Shall be registered bonds, coupon bonds, or both.

6 (k) May contain a conversion feature.

7 (l) May be transferable.

8 (m) Shall be in the form, denomination or denominations, and
9 with such other provisions and terms as are determined necessary
10 or beneficial by the authority.

11 Sec. 12. (1) The authority may authorize and approve an
12 insurance contract, an agreement for a line of credit, a letter
13 of credit, a commitment to purchase notes or bonds, an agreement
14 to remarket bonds or notes, or any other transaction to provide
15 security to assure timely payment of a bond or note.

16 (2) The authority may authorize payment from the proceeds of
17 the notes or bonds, or other funds available, of the costs of
18 issuance, including, but not limited to, fees for placement,
19 charges for insurance, letters of credit, lines of credit, remar-
20 keting agreements, reimbursement agreements, or purchase or sales
21 agreements or commitments, or agreements to provide security to
22 assure timely payment of notes or bonds.

23 Sec. 13. Within limitations that shall be contained in the
24 issuance or authorization resolution of the authority, the
25 authority may authorize a member of the board, the chief execu-
26 tive, or other officer of the authority to do 1 or more of the
27 following:

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1 (a) Sell and deliver and receive payment for notes or
2 bonds.

3 (b) Refund notes or bonds by the delivery of new notes or
4 bonds whether or not the notes or bonds to be refunded have
5 matured or are subject to redemption.

6 (c) Deliver notes or bonds, partly to refund notes or bonds
7 and partly for any other authorized purpose.

8 (d) Buy notes or bonds that are issued and resell those
9 notes or bonds.

10 (e) Approve interest rates or methods for fixing interest
11 rates, prices, discounts, maturities, principal amounts, denomi-
12 nations, dates of issuance, interest payment dates, redemption
13 rights, at the option of the authority or the holder, the place
14 of delivery and payment, and other matters and procedures neces-
15 sary to complete the transactions authorized.

16 (f) Direct the investment of any and all funds of the
17 authority.

18 (g) Approve the terms of a contract and execute and deliver
19 the contract subject to the restrictions of this part.

20 (h) Approve the terms of any insurance contract, agreement
21 for a line of credit, a letter of credit, a commitment to pur-
22 chase notes or bonds, an agreement to remarket bonds or notes, an
23 agreement to manage payment, revenue, or interest rate exposure,
24 or any other transaction to provide security to assure timely
25 payment of a bond or note.

26 (i) Perform any power, duty, function, or responsibility of
27 the authority.

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1 Sec. 14. A resolution authorizing bonds or notes may
2 provide for all of the following that shall be part of the con-
3 tract with the holders of the bonds or notes:

4 (a) A pledge to any payment or purpose all or any part of
5 authority revenues or assets to which its right then exists or
6 may later come to exist, of money derived from the revenues or
7 assets, and of the proceeds of bonds or notes or of an issue of
8 bonds or notes, subject to any existing agreements with bondhold-
9 ers or noteholders.

10 (b) A pledge of a loan, grant, or contribution from the fed-
11 eral, state, or local government.

12 (c) The establishment and setting aside of reserves or sink-
13 ing funds and the regulation and disposition of reserves or sink-
14 ing funds subject to this act.

15 (d) Authorization for and limitations on the issuance of
16 additional bonds or notes for the purposes provided for in the
17 resolution and the terms upon which additional notes or bonds may
18 be issued and secured.

19 (e) The procedure, if any, by which the terms of a contract
20 with noteholders or bondholders may be amended or abrogated, the
21 number of noteholders or bondholders who are required to consent
22 to the amendment or abrogation, and the manner in which consent
23 may be given.

24 (f) A contract with the bondholders as to the custody, col-
25 lection, securing, investment, and payment of any money of the
26 authority. Money of the authority and deposits of money may be

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1 secured in the manner determined by the authority. Banks and
2 trust companies may give security for the deposits.

3 (g) Vest in a trustee, or a secured party, the property,
4 income, revenue, receipts, rights, remedies, powers, and duties
5 in trust or otherwise as the authority determines necessary or
6 appropriate to adequately secure and protect noteholders and
7 bondholders or to limit or abrogate the right of the holders of
8 bonds or notes of the authority to appoint a trustee under this
9 act or to limit the rights, powers, and duties of the trustee.

10 (h) Provide the trustee, the noteholders, or the bondholders
11 remedies that may be exercised if the authority fails or refuses
12 to comply with this act or defaults in an agreement made with the
13 holders of an issue of bonds or notes, which may include, but are
14 not limited to, the following:

15 (i) By mandamus or other suit, action, or proceeding at law
16 or in equity, to enforce the rights of the bondholders or note-
17 holders and require the authority to carry out any other agree-
18 ment with the holders of those notes or bonds and to perform the
19 duties of the authority under this act.

20 (ii) Bring suit upon the notes or bonds.

21 (iii) By action or suit, require the authority to account as
22 if it were the trustee of an express trust for the holders of the
23 notes or bonds.

24 (iv) By action or suit in equity, enjoin any acts or things
25 that may be unlawful or in violation of the rights of the holders
26 of the notes or bonds.

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1 (v) Declare the notes or bonds due and payable and, if all
2 defaults shall be made good, then, as permitted by the
3 resolution, annul that declaration and its consequences.

4 (i) Any other matters of like or different character that in
5 any way affect the security or protection of the bonds or notes.

6 Sec. 15. A pledge made by the authority shall be valid and
7 binding from the time the pledge is made. The money or property
8 pledged and then received by the authority immediately is subject
9 to the lien of the pledge without physical delivery or further
10 act. The lien of a pledge is valid and binding as against par-
11 ties having claims of any kind in tort, contract, or otherwise
12 against the authority and is valid and binding as against the
13 transfers of money or property pledged, irrespective of whether
14 parties have notice. The resolution, the trust agreement, or any
15 other instrument by which a pledge is created is not required to
16 be recorded in order to establish and perfect a lien or security
17 interest in the property pledged.

18 Sec. 16. The members of the board and any person executing
19 bonds or notes issued as provided in this act and any person exe-
20 cuting any agreement on behalf of the authority is not personally
21 liable on the bonds or notes by reason of their issuance.

22 Sec. 17. The authority may hold, cancel, or resell author-
23 ity bonds or notes subject to or in accordance with an agreement
24 with holders of authority bonds or notes.

25 Sec. 18. This state pledges to and agrees with the holders
26 of bonds or notes issued in accordance with this act that this
27 state shall not limit or restrict the rights vested in the

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1 authority by this act to fulfill the terms of an agreement made
2 with the holders of authority bonds or notes or in any way impair
3 the rights or remedies of the holders of the bonds or notes of
4 the authority until the bonds and notes, together with interest
5 on the bonds or notes and interest on any unpaid installments of
6 interest, and all costs and expenses in connection with an action
7 or proceedings by or on behalf of those holders are fully met,
8 paid, and discharged.

9 Sec. 19. Notwithstanding any restriction in any other law,
10 this state and a public officer, local unit of government, agency
11 of this state or a local unit of government, an intergovernmental
12 entity created under the laws of this state; a bank, trust com-
13 pany, savings bank and institution, savings and loan association,
14 investment company, or other person carrying on a banking busi-
15 ness; an insurance company, insurance association, or other
16 person carrying on an insurance business; or an executor, admin-
17 istrator, guardian, trustee, or other fiduciary may legally
18 invest funds belonging to them or within their control in bonds
19 or notes issued under this act, and authority bonds or notes
20 shall be authorized security for public deposits.

21 Sec. 20. (1) The Michigan alternative energy technology
22 fund is created under the jurisdiction and control of the author-
23 ity and may be administered for the general operations of the
24 authority and to secure any notes and bonds of the authority.

25 (2) The authority may receive money or other assets from any
26 source for deposit into the fund. The authority shall credit to
27 the fund interest and earnings from fund investments.

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1 (3) Money in the fund at the close of the fiscal year shall
2 remain in the fund and shall not lapse to any other fund.

3 (4) The authority shall expend money from the fund only for
4 the purposes provided in this act.

5 (5) The authority shall deposit into the fund all money it
6 receives from the sale, transfer, or lease of property under this
7 act. The authority shall credit to the fund the proceeds of the
8 sale of notes or bonds to the extent provided for in the autho-
9 rizing resolution of the authority and any other money made
10 available to the authority for the purposes of the fund.

11 Sec. 21. The authority created under this act shall be
12 exempt from and shall not be required to pay taxes on property,
13 both real and personal, belonging to the authority, which is used
14 for a public purpose. Property of the authority is public prop-
15 erty devoted to an essential public and governmental function and
16 purpose. The authority's income and operation, including bonds
17 or notes issued by the authority or the interest and income
18 derived from the bonds or notes, are exempt from all taxes and
19 special assessments of this state or a political subdivision of
20 this state.

21 Sec. 22. (1) There is transferred to the authority, without
22 consideration, certain parcels of state owned property located in
23 York township, Washtenaw county, Michigan, and further described
24 as follows:

25 (a) Parcel #1: All of section 2, t4s, r6e, washtenaw
26 county, Michigan, lying westerly of interstate highway us-23
27 except the north 1,200 feet thereof. The above described parcel

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1 contains approximately 342 acres, subject to survey, and to all
2 easements and restrictions of record, if any.

3 (b) Parcel #2: the east 1/2 of section 3, t4s, r6e, wash-
4 tenaw county, Michigan, except the north 1/2 of the northeast 1/4
5 of said section 3, containing approximately 302 acres, subject to
6 survey, and to all easements and restrictions of record, if any.

7 (c) Parcel #3: the northwest 1/4 of section 3, t4n, r6e,
8 washtenaw county, Michigan lying easterly of the conrail rail-
9 road, containing approximately 53 acres, subject to survey, and
10 to all easements and restrictions of record, if any.

11 (d) Parcel #4: beginning at the north 1/4 corner of section
12 11, t4s, r6e, washtenaw county, Michigan, thence south 89 degrees
13 49' 45" west 1,485.77 feet, on the north line of said section 11;
14 thence south 01 degrees 32' 29" east 948.23 feet; thence north 89
15 degrees 49' 45" east 490.01 feet; thence north 01 degrees 32' 29"
16 west 239.65 feet; thence north 89 degrees 49' 45" east 998.63
17 feet, to the north-south 1/4 line of said section 11; thence
18 north 01 degrees 46' 23" west 708.65 feet, on said north-south
19 1/4 line to the point of beginning; containing 26.88 acres, more
20 or less, subject to survey, and to all easements and restrictions
21 of record, if any.

22 (2) The descriptions of the parcels in subsection (1) are
23 approximate and for purposes of transfer are subject to adjust-
24 ments as the state administrative board or the attorney general
25 considers necessary by survey or other legal description. These
26 parcels of land are subject to any easements, rights-of-way, or
27 restrictions existing at the time of transfer, if any.

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1 Sec. 23. (1) Upon completion of the transfer described in
2 section 22, the authority, on behalf of this state and for the
3 purposes of the authority, may convey for value as determined
4 under section 24, or may convey a leasehold in, any portion or
5 all of the parcels of property described in section 22.

6 (2) Any reuse or development of the property conveyed or
7 leased under this act shall be done by the authority in con-
8 formance with a plan developed by the authority. The authority
9 may enter into an agreement with a state university governed by a
10 control board under section 4 of article VIII of the state con-
11 stitution of 1963, a local unit of government, a governmental
12 agency, or a nonprofit corporation to create this plan or develop
13 the property conveyed.

14 Sec. 24. (1) Notwithstanding any other provisions to the
15 contrary, value shall be determined by the authority under sec-
16 tion 22 based on the property's highest and best use in accord-
17 ance with the plan described in section 23 and the purposes of
18 the authority. The authority may, on terms and conditions, and
19 in a manner for consideration the authority considers proper,
20 fair, and valuable, including for no monetary consideration,
21 convey, sell, transfer, exchange, lease as lessor, or otherwise
22 dispose of property or rights or interests in property in which
23 the authority holds a legal interest to any public or private
24 person for the specific purpose of fulfilling this act.
25 Consideration received from any conveyance of the authority's
26 real or personal property shall be deposited in the fund created
27 under section 20 of this act.

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1 (2) Any conveyance of the property described in this act
2 shall provide for all of the following:

3 (a) That the property shall be used for public purposes or
4 to further the public purposes of this act, as determined by the
5 authority pursuant to the purposes in this act, and that upon
6 termination of that use or use for any other purpose, the author-
7 ity may reenter and repossess the property, terminating the
8 grantee's estate in the property.

9 (b) That any subsequent conveyance by the grantee or the
10 grantee's successors shall also be subject to the "exclusive use"
11 and right of reentry and possession provisions of
12 subdivision (a).

13 (c) That if the grantee or the grantee's successor disputes
14 the authority's exercise of its rights of reentry and possession
15 and fails to promptly deliver possession of the property to this
16 state, the attorney general, on behalf of this state, may bring
17 an action to quiet title to, and regain possession of, the
18 property.

19 (3) A conveyance authorized under this act shall be by quit-
20 claim deed approved by the attorney general and shall convey all
21 rights held by the state to coal, oil, gas, and other minerals
22 found on or under the property conveyed.

23 (4) Except as otherwise provided in this act, or as the
24 authority otherwise agrees, any proceeds received by the author-
25 ity may be retained by the authority for the purposes of this
26 act.

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1 (5) The authority shall obtain an appraisal of the
2 property.

3 Sec. 25. This act shall be construed liberally to effectuate
4 the legislative intent and its purposes. All powers granted
5 shall be cumulative and not exclusive and shall be broadly interpreted
6 to effectuate the intent and purposes and not as a limitation
7 of powers.

8 Sec. 26. (1) This state shall reimburse intermediate school
9 districts each year for all tax revenue lost on property previously
10 subject to the collection of taxes under the general property
11 tax act, 1893 PA 206, MCL 211.1 to 211.157, as the result of
12 the exemption of property under section 9i of the general property
13 tax act, 1893 PA 206, MCL 211.9i.

14 (2) This state shall reimburse local school districts each
15 year for all tax revenue lost on property previously subject to
16 the collection of taxes under the general property tax act, 1893
17 PA 206, MCL 211.1 to 211.157, as the result of the exemption of
18 property under section 9i of the general property tax act, 1893
19 PA 206, MCL 211.9i.

20 (3) This state shall reimburse the school aid fund for all
21 revenues lost on property previously subject to the collection of
22 taxes under the general property tax act, 1893 PA 206, MCL 211.1
23 to 211.157, as the result of the exemption of property under section
24 9i of the general property tax act, 1893 PA 206,
25 MCL 211.9i. Foundation allowances calculated under section 20 of
26 the state school aid act of 1979, 1979 PA 94, MCL 388.1620, shall
27 not be reduced as a result of lost revenues from the exemption of

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- 1 property under section 9i of the general property tax act, 1893
- 2 PA 206, MCL 211.9i.