

# HOUSE BILL No. 5527

March 29, 2012, Introduced by Reps. McMillin, Somerville, Gilbert, Shirkey and Ananich and referred to the Committee on Commerce.

A bill to amend 1984 PA 270, entitled  
"Michigan strategic fund act,"  
(MCL 125.2001 to 125.2094) by adding section 15.

**THE PEOPLE OF THE STATE OF MICHIGAN ENACT:**

1           SEC. 15. BEGINNING OCTOBER 1, 2012, THE FUND SHALL ESTABLISH  
2 REQUIREMENTS TO ENSURE THAT ANY RECIPIENT OF FUNDS, INCLUDING A  
3 LOAN, A GRANT, OR FUNDING OR OTHER ASSISTANCE FOR A PROJECT,  
4 SUBMITS TO AND TESTS NEGATIVE FOR SUBSTANCE ABUSE UNDER A SUBSTANCE  
5 ABUSE TESTING PROGRAM PRESCRIBED BY THE FUND. AS USED IN THIS  
6 SECTION, ANY RECIPIENT WHO IS NOT AN INDIVIDUAL INCLUDES ALL OF THE  
7 FOLLOWING:

8           (A) FOR A CORPORATION, THE PRESIDENT AND THE CHIEF EXECUTIVE  
9 OFFICER, AND EACH MANAGERIAL EMPLOYEE WHO DIRECTLY REPORTS TO THE

1 PRESIDENT OR CHIEF EXECUTIVE OFFICER.

2 (B) FOR A PARTNERSHIP, ALL PARTNERS AND EACH MANAGERIAL  
3 EMPLOYEE WHO DIRECTLY REPORTS TO A PARTNER.

4 (C) FOR A LIMITED PARTNERSHIP, THE GENERAL AND LIMITED  
5 PARTNERS AND EACH MANAGERIAL EMPLOYEE WHO DIRECTLY REPORTS TO A  
6 GENERAL OR LIMITED PARTNER.

7 (D) FOR A LIMITED LIABILITY COMPANY, ALL MEMBERS AND EACH  
8 MANAGERIAL EMPLOYEE WHO DIRECTLY REPORTS TO A MEMBER.

9 Enacting section 1. This amendatory act takes effect only if a  
10 law is enacted in this state that requires recipients to be tested  
11 for substance abuse as a condition of receiving family independence  
12 program assistance as defined in section 57(1)(e) of the social  
13 welfare act, 1939 PA 280, MCL 400.57.