

# HOUSE BILL No. 4551

March 10, 2009, Introduced by Rep. Gonzales and referred to the Committee on Commerce.

A bill to amend 1987 PA 231, entitled

"An act to create a transportation economic development fund in the state treasury; to prescribe the uses of and distributions from this fund; to create the office of economic development and to prescribe its powers and duties; to prescribe the powers and duties of the state transportation department, state transportation commission, and certain other bodies; and to permit the issuance of certain bonds,"

by amending section 9 (MCL 247.909), as amended by 1993 PA 149.

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

- 1           Sec. 9. (1) A project shall relate to 1 or more of the  
2 following categories:
- 3           (a) Economic development road projects in any of the following  
4 targeted industries:
- 5           (i) Agriculture or food processing.  
6           (ii) Tourism.  
7           (iii) Forestry.

1 (iv) High technology research.

2 (v) Manufacturing.

3 (vi) Mining.

4 (vii) Office centers of not less than 50,000 square feet.

5 (c) Projects for reducing congestion on county primary and  
6 city major streets within urban counties including advanced traffic  
7 management systems.

8 (d) Development projects for the improvement of rural primary  
9 roads in rural counties and major streets in cities and villages  
10 with a population of 5,000 or less.

11 (e) Projects for development within rural counties on county  
12 rural primary roads or major streets within incorporated villages  
13 and cities with a population of less than 5,000.

14 (2) The minimum requirements specified in section 7 for  
15 projects identified in subsection (1)(a) shall ensure that those  
16 projects satisfy the following requirements:

17 (a) Meet a particular transportation need that is shown to  
18 exist.

19 (b) Have an immediate positive impact on local employment and  
20 the economy.

21 (c) Exclude speculative projects with little or no return on  
22 investment. Projects that contribute to the economic development  
23 and redevelopment of areas having experienced or having significant  
24 potential to experience job loss which meet the criteria for  
25 funding under section 7(3)(b)(ii) shall not be considered  
26 speculative for the purposes of this subdivision.

27 (d) Provide cooperation and support between developers and

1 state and local government.

2 (e) Were evaluated on the basis of impact on the local  
3 community.

4 (3) A project that is within 1 or more of the categories in  
5 subsection (1) shall also meet the criteria developed for that  
6 category.

7 (4) BEGINNING JANUARY 1, 2010, THE COMMISSION SHALL NOT  
8 APPROVE A PROJECT THAT IS WITHIN 1 OR MORE OF THE CATEGORIES IN  
9 SUBSECTION (1) (A) IF THE PROJECT IS TO ACCOMMODATE A BUSINESS THAT  
10 HAS FAILED TO COMPLY WITH SECTION 3 OF THE MICHIGAN CORPORATE  
11 RESPONSIBILITY ACT OR HAS FAILED TO DISCLOSE A CIVIL OR CRIMINAL  
12 OFFENSE AS REQUIRED BY SECTION 3 OF THE MICHIGAN CORPORATE  
13 RESPONSIBILITY ACT.