

SENATE BILL No. 84

January 30, 2013, Introduced by Senators CASPERSON and KAHN and referred to the Committee on Appropriations.

A bill to amend 1994 PA 451, entitled
"Natural resources and environmental protection act,"
by amending sections 2020 and 71101 (MCL 324.2020 and 324.71101),
section 2020 as added and section 71101 as amended by 2004 PA 587;
and to repeal acts and parts of acts.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 2020. (1) The recreation improvement account is
2 established as an account within the legacy fund.

3 (2) The recreation improvement account shall consist of both
4 of the following:

5 (a) All money in the recreation improvement fund, formerly
6 created in section 71105, immediately prior to ~~the effective date~~
7 ~~of the amendatory act that added this section, DECEMBER 23, 2006,~~

1 which money is hereby transferred to the recreation improvement
2 account.

3 (b) Revenue from the following sources:

4 (i) ~~Two percent of the gasoline sold in this state for~~
5 ~~consumption in internal combustion engines.~~ **SEVEN-TENTHS OF 1% OF**
6 **THE REVENUE FROM THE ADDITIONAL 2% SALES AND USE TAXES DEDICATED**
7 **EXCLUSIVELY FOR TRANSPORTATION PURPOSES UNDER SECTION 8 OF ARTICLE**
8 **IX OF THE STATE CONSTITUTION OF 1963.**

9 (ii) Other revenues as provided by law.

10 (3) Money in the recreation improvement account shall be used
11 only as provided for in part 711 and for the administration of the
12 recreation improvement account.

13 (4) Money in the recreation improvement account may be
14 expended pursuant to subsection (3) for grants to state colleges
15 and universities to implement programs funded by the recreation
16 improvement account.

17 Sec. 71101. As used in this part:

18 (a) "Associated facilities" means restrooms, shelters,
19 campgrounds, and parking lots directly related to trails or
20 waterways projects.

21 (b) "Off-road vehicle" means **AN** ORV as ~~it is~~ defined in part
22 811 ~~—~~ **AND** which is required **BY SECTION 81115** to be registered under
23 ~~part 811.~~ **THAT PART.**

24 ~~— (c) "Off-road vehicle account" means the off-road vehicle~~
25 ~~account of the Michigan conservation and recreation legacy fund~~
26 ~~provided for in section 2015.~~

27 (C) ~~(d)~~ "Recreation improvement account" means the recreation

1 improvement account of the Michigan conservation and recreation
2 legacy fund provided for in section 2020.

3 (D) ~~(e)~~—"Recreational projects" means, in addition to the
4 activities provided for in this part, the construction,
5 maintenance, and operation of trails and associated facilities that
6 may be used by off-road vehicles, cross-country skiers, horseback
7 riders, and hikers, and inland lake cleanup grants as provided by
8 part 309.

9 (E) ~~(f)~~—"Snowmobile account" means the snowmobile account of
10 the Michigan conservation and recreation legacy fund provided for
11 in section 2025.

12 ~~—— (g) "Vessel" means all watercraft except the following:~~

13 ~~—— (i) Watercraft used for commercial fishing.~~

14 ~~—— (ii) Watercraft used by the sea scout department of the boy
15 scouts of America chiefly for training scouts in seamanship.~~

16 ~~—— (iii) Watercraft owned by this state, any political subdivision
17 of this state, or the federal government.~~

18 ~~—— (iv) Watercraft when used in interstate or foreign commerce and
19 watercraft used or owned by any railroad company or railroad car
20 ferry company.~~

21 ~~—— (v) Watercraft when used in trade, including watercraft when
22 used in connection with an activity that constitutes a person's
23 chief business or means of livelihood.~~

24 ~~—— (h) "Watercraft" means any contrivance that is used or
25 designed for navigation on water, including, but not limited to,
26 any vessel, ship, boat, motor vessel, steam vessel, vessel operated
27 by machinery, motorboat, sailboat, barge, scow, tugboat, and~~

~~rowboat, but does not include watercraft used or owned by the
United States.~~

(F) ~~(i)~~ "Waterways account" means the waterways account of the Michigan conservation and recreation legacy fund provided for in section 2035.

Enacting section 1. Sections 71102 to 71106 of the natural resources and environmental protection act, 1994 PA 451, MCL 324.71102 to 324.71106, are repealed.

Enacting section 2. This amendatory act takes effect October 1, 2013.

Enacting section 3. This amendatory act does not take effect unless Senate Joint Resolution J _____

of the 97th Legislature becomes a part of the state constitution of 1963 as provided in section 1 of article XII of the state constitution of 1963.