

SENATE BILL No. 516

September 25, 1991, Introduced by Senator CISKY and
referred to the Committee on State Affairs and
Military/Veteran Affairs.

A bill to amend sections 368 and 382 of Act No. 150 of the
Public Acts of 1967, entitled
"Michigan military act,"
being sections 32.768 and 32.782 of the Michigan Compiled Laws;
and to add section 382a.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Section 1. Sections 368 and 382 of Act No. 150 of the
2 Public Acts of 1967, being sections 32.768 and 32.782 of the
3 Michigan Compiled Laws, are amended and section 382a is added to
4 read as follows:
5 Sec. 368. The state military board may receive from the
6 federal and local governments, corporations, individuals, or
7 other sources, gifts of property and money to aid in providing,
8 erecting, or improving armories OR OTHER FACILITIES, OR training
9 — areas and other surrounding lands throughout the state for

1 the use of the state military establishment. ALL GIFTS OF MONEY
2 RECEIVED UNDER THIS SECTION SHALL BE DEPOSITED BY THE STATE TREA-
3 SURER IN THE MICHIGAN NATIONAL GUARD ARMORY CONSTRUCTION FUND
4 CREATED IN SECTION 382A, AND SHALL BE USED AS PROVIDED IN THAT
5 SECTION. When a deed to land has been presented to the board and
6 accepted by it for an armory site and the board deems it neces-
7 sary to change the location of the site, the board may accept a
8 new deed or relinquish the rights of the state in the lands cov-
9 ered by the prior deed without prejudice to the right of priority
10 of the local government to the erection of an armory on the
11 land. The state military board has authority to do any act and
12 execute any deeds to carry out the provisions of this act.

13 Sec. 382. (1) THE STATE MILITARY BOARD MAY DISPOSE OF
14 MICHIGAN NATIONAL GUARD ARMORIES, FACILITIES, OR LANDS UNDER THE
15 JURISDICTION OF THE STATE MILITARY ESTABLISHMENT IF, IN THE STATE
16 MILITARY BOARD'S JUDGMENT, THE ARMORY, FACILITY, OR LAND IS OBSO-
17 LETE, INADEQUATE, UNUSABLE, OR NO LONGER IS REQUIRED FOR MICHIGAN
18 NATIONAL GUARD PURPOSES. THE DISPOSAL SHALL BE BY SALE FOR FAIR
19 MARKET VALUE OR BY EXCHANGE AT FAIR MARKET VALUE FOR OTHER LANDS
20 OWNED BY PRIVATE PERSONS OR ENTITIES, LOCAL UNITS OF GOVERNMENT,
21 OR THE FEDERAL GOVERNMENT.

22 (2) Disposal of armories, ~~and other military state-owned~~
23 facilities, OR LAND UNDER THIS SECTION shall be in accordance
24 with policies established by the STATE military board AND IN
25 ACCORDANCE WITH PROCEDURES ESTABLISHED BY THE DEPARTMENT OF MAN-
26 AGEMENT AND BUDGET. Each disposal action ALSO shall be subject
27 to approval by the state ~~legislature~~ ADMINISTRATIVE BOARD.

1 SEC. 382A. (1) THE MICHIGAN NATIONAL GUARD ARMORY
2 CONSTRUCTION FUND IS CREATED AS A SEPARATE FUND IN THE STATE
3 TREASURY. ALL MONEY RECEIVED AS GIFTS UNDER SECTION 368 OR FROM
4 SALES, TRANSFERS, OR EXCHANGES UNDER SECTION 382 SHALL BE DEPOS-
5 ITED BY THE STATE TREASURER IN THE MICHIGAN NATIONAL GUARD CON-
6 STRUCTION FUND. MONEY IN THE FUND SHALL NOT REVERT TO THE GEN-
7 ERAL FUND AT THE CLOSE OF THE FISCAL YEAR BUT SHALL REMAIN IN THE
8 FUND.

9 (2) MONEY IN THE MICHIGAN NATIONAL GUARD CONSTRUCTION FUND
10 SHALL BE EXPENDED BY THE STATE TREASURER AT THE EXCLUSIVE DIREC-
11 TION OF THE STATE MILITARY BOARD FOR THE PURPOSE OF ACQUIRING
12 FACILITIES AND TRAINING LANDS AND CONSTRUCTING NEW FACILITIES.
13 EACH EXPENDITURE FROM THE FUND SHALL BE SUBJECT TO APPROPRIATION
14 BY THE LEGISLATURE. THE UNEXPENDED PORTION OF THE ACCOUNT SHALL
15 BE INVESTED BY THE STATE TREASURER AND THE EARNINGS ON THE
16 ACCOUNT SHALL BE CREDITED TO THE ACCOUNT AT THE STATE TREASURER'S
17 COMMON CASH INVESTMENT INCOME RATE.