



SENATE BILL No. 1062

March 15 1994, Introduced by Senators GOUGEON, CISKY,
DI NELLO WARTNER MC MANUS, EMMONS, DILLINGHAM
DUNASKISS CARL and WELBORN and referred to the
Committee on Corporations and Economic Development

A bill to amend Act No 17 of the Public Acts of 1921, entitled as amended

"An act to provide for the protection and conservation of the natural resources of the state to provide and develop facilities for outdoor recreation to create a conservation department to define the powers and duties thereof to provide rules and regulations concerning the use and occupancy of lands and property under its control and penalties for the violation thereof to provide for the transfer to said department of the powers and duties now vested by law in certain boards, commissions and officers of the state and for the abolishing of the boards, commissions and offices the powers and duties of which are hereby transferred "

as amended being sections 299 1 to 299 10 of the Michigan Compiled Laws by adding section 4a

THE PEOPLE OF THE STATE OF MICHIGAN ENACT

- 1 Section 1 Act No 17 of the Public Acts of 1921, as
- 2 amended, being sections 299 1 to 299 10 of the Michigan Compiled
- 3 Laws, is amended by adding section 4a to read as follows

1 SEC 4A (1) PRIOR TO IMPLEMENTATION OF A PROGRAM
2 ESTABLISHED AFTER THE EFFECTIVE DATE OF THIS SECTION THAT IMPOSES
3 NEW REGULATIONS ON LOCAL UNITS OF GOVERNMENT, THE DEPARTMENT
4 SHALL PREPARE AN ECONOMIC IMPACT STATEMENT THAT DETAILS THE
5 EFFECT OF THE NEW REGULATIONS ON THE LOCAL ECONOMY
6 (2) AN ECONOMIC IMPACT STATEMENT PREPARED UNDER SUBSECTION
7 (1) SHALL USE GENERALLY ACCEPTED METHODOLOGY, SHALL DETAIL BOTH
8 SHORT-TERM AND LONG-TERM ECONOMIC EFFECTS OF THE REGULATION,
9 SHALL REVIEW THE ALTERNATIVES INCLUDING THE NULL ALTERNATIVE, AND
10 SHALL INCLUDE THE FOLLOWING INFORMATION
11 (A) A DESCRIPTION OF THE REGULATION, THE PURPOSE OF THE REG-
12 ULATION, THE LEGAL AUTHORITY FOR THE REGULATION, AND THE PLAN FOR
13 IMPLEMENTING THE REGULATION
14 (B) A DETERMINATION OF THE NEED FOR THE REGULATION AND THE
15 EXPECTED BENEFIT OF THE REGULATION
16 (C) A DETERMINATION THAT THE REGULATION IS THE MOST
17 COST-EFFECTIVE METHOD FOR ACHIEVING THE STATED PURPOSE
18 (D) A DETERMINATION THAT THE REGULATION REPRESENTS THE MOST
19 EFFICIENT ALLOCATION OF PUBLIC AND PRIVATE RESOURCES TO ACHIEVE
20 THE STATED PURPOSE
21 (E) THE SOURCE OF REVENUE TO BE USED FOR IMPLEMENTING AND
22 ENFORCING THE REGULATION
23 (F) A DETERMINATION OF THE PROBABLE RESULT OF THE REGULATION
24 IN TERMS OF THE NUMBER OF PUBLIC AND PRIVATE JOBS THAT WILL BE
25 CREATED, RETAINED, OR ELIMINATED
26 (G) A DETERMINATION OF THE RELATIVE IMPACT OF THE REGULATION
27 ON BUSINESSES OF DIFFERING SIZES

1 (H) A DETERMINATION OF THE EFFECT OF THE REGULATION ON
2 COMPETITION WITHIN THE STATE, WITH OTHER STATES AND WITH REGIONS
3 ON THE REGULATED COMMUNITY, AND ON POTENTIAL GLOBAL COMPETITION

4 (I) A DETERMINATION OF THE EFFECT OF THE REGULATION ON THE
5 STATE TAX BASE

6 (J) A DETERMINATION OF THE EFFECT OF THE REGULATION ON THE
7 COST OF LIVING

8 (K) A DESCRIPTION OF ANY INCREASE OR DECREASE IN COSTS TO
9 THE STATE AND ITS POLITICAL SUBDIVISIONS, INCLUDING REVENUES THAT
10 MAY BE LOST BECAUSE OF THE REGULATION AND THE ESTIMATED DOLLAR
11 MEASURE OF THE COSTS

12 (1) A CONCLUSION AS TO THE ECONOMIC IMPACT OF THE REGULATION
13 UPON ALL PERSONS SUBSTANTIALLY AFFECTED BY IT, INCLUDING AN ANAL-
14 YSIS CONTAINING A DESCRIPTION AS TO WHICH PERSONS WILL BEAR THE
15 COSTS OF THE ACTION AND WHICH PERSONS WILL BENEFIT DIRECTLY AND
16 INDIRECTLY FROM THE ACTION

17 (3) AN ECONOMIC IMPACT STATEMENT THAT OMITTS ANY INFORMATION
18 REQUIRED BY SUBSECTION (2) SHALL SPECIFICALLY NOTE ITS OMISSION,
19 THE REASON FOR ITS OMISSION THE IMPORTANCE OF ANY RELEVANT
20 INFORMATION SO OMITTED TO A COMPLETE AND REALISTIC ASSESSMENT OF
21 THE ECONOMIC IMPACT OF THE REGULATION AND THE ADDITIONAL TIME
22 AND EFFORT REQUIRED TO OBTAIN ANY INFORMATION NEEDED FOR THE
23 ASSESSMENT

24 (4) IN PREPARING AN ECONOMIC IMPACT STATEMENT UNDER THIS
25 SECTION, THE DEPARTMENT SHALL CONSULT WITH APPROPRIATE FEDERAL,
26 STATE, AND LOCAL AGENCIES ALL STATE AGENCIES SHALL COOPERATE
27 WITH THE DEPARTMENT IN PREPARING AN ECONOMIC IMPACT STATEMENT

1 (5) UPON COMPLETION OF AN ECONOMIC IMPACT STATEMENT UNDER
2 THIS SECTION THE DEPARTMENT SHALL PROVIDE A COPY OF THE ECONOMIC
3 IMPACT STATEMENT TO THE STANDING COMMITTEES OF THE LEGISLATURE
4 THAT PRIMARILY HANDLE ISSUES RELATED TO NATURAL RESOURCES AND THE
5 ENVIRONMENT AND TO THE SENATE AND HOUSE APPROPRIATIONS
6 COMMITTEES ADDITIONALLY THE DEPARTMENT SHALL MAKE THE ECONOMIC
7 IMPACT STATEMENT AVAILABLE TO ANY PERSON UPON REQUEST