

SENATE BILL No. 98

February 2, 2017, Introduced by Senators ANANICH, CONYERS, KNEZEK, HORN, HOPGOOD, BIEDA, NOFS, HANSEN and ROCCA and referred to the Committee on Government Operations.

A bill to amend 2008 PA 549, entitled
"Michigan promise zone authority act,"
by amending section 4 (MCL 390.1664), as added by 2016 PA 9.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 4. (1) If a governing body determines that it is
2 necessary for the best interests of the public to promote access to
3 postsecondary education, the governing body may, by resolution,
4 declare its intention to establish a promise zone.

5 (2) A governing body shall set a date for a public hearing on
6 the adoption of a proposed resolution establishing a promise zone.
7 Notice of the public hearing shall be published twice in a
8 newspaper of general circulation in the eligible entity, at least

1 20 and not more than 40 days before the date of the hearing. Notice
2 of the hearing shall be posted in at least 20 conspicuous and
3 public places in the eligible entity at least 20 days before the
4 hearing. The notice shall state the date, time, and place of the
5 hearing and shall describe the proposed promise zone, the details
6 of the promise of financial assistance, and the criteria for
7 eligibility to receive that financial assistance.

8 (3) ~~Not less than~~ **AT LEAST** 30 days after the public hearing,
9 if the governing body of an eligible entity intends to proceed with
10 the establishment of a promise zone, it shall submit an application
11 to the department of treasury seeking approval to establish the
12 promise zone.

13 (4) The department of treasury shall review an application
14 submitted under subsection (3) and shall determine if the governing
15 body of the eligible entity that submitted the application is
16 eligible to establish a promise zone under this act. If so, the
17 department of treasury shall certify the eligibility of that
18 governing body to establish a promise zone. ~~The~~ **SUBJECT TO**
19 **SUBSECTION (8), THE** department of treasury shall review the
20 applications submitted under subsection (3) on a first-come, first-
21 served basis and shall not certify more than ~~10~~ **11** governing bodies
22 of eligible entities as eligible to establish a promise zone under
23 this act.

24 (5) If the department of treasury certifies that the governing
25 body of the eligible entity is eligible to create a promise zone,
26 the governing body shall, by resolution, establish a promise zone.

27 (6) Within 90 days after a governing body approves a

1 resolution to establish a promise zone, a local school district may
2 by resolution elect not to participate in the establishment of a
3 promise zone by the governing body of the eligible entity in which
4 the local school district is located. The resolution shall include
5 a provision that the local school district will establish a
6 separate promise zone under this act. If the local school district
7 does not establish a promise zone within a reasonable period of
8 time, the department of treasury may include that local school
9 district in the promise zone established by the eligible entity in
10 which the local school district is located.

11 (7) If a governing body of an eligible entity by resolution
12 dissolves a promise zone established under subsection (5), the
13 department of treasury's certification authorizing that promise
14 zone under subsection (4) is terminated and does not count toward
15 the limit of ~~10~~11 certifications under subsection (4).

16 (8) FOR THE ADDITIONAL PROMISE ZONE THAT MAY BE ESTABLISHED AS
17 A RESULT OF THE AMENDATORY ACT THAT ADDED THIS SUBSECTION, THE
18 DEPARTMENT OF TREASURY SHALL REVIEW, ON A FIRST-COME, FIRST-SERVED
19 BASIS, ONLY THOSE APPLICATIONS SUBMITTED BY GOVERNING BODIES OF
20 ELIGIBLE ENTITIES THAT ARE CITIES THAT MEET BOTH OF THE FOLLOWING:

21 (A) THE CITY MUST HAVE A POPULATION OF MORE THAN 80,000 AND
22 LESS THAN 120,000 ACCORDING TO THE MOST RECENT DECENNIAL CENSUS.

23 (B) THE CITY MUST BE ONE IN WHICH A DECLARATION OF EMERGENCY
24 WAS ISSUED FOR DRINKING WATER CONTAMINATION WITHIN THE IMMEDIATELY
25 PRECEDING 3 YEARS.