

**SENATE SUBSTITUTE FOR  
HOUSE BILL NO. 5291**

A bill to amend 1951 PA 51, entitled

"An act to provide for the classification of all public roads, streets, and highways in this state, and for the revision of that classification and for additions to and deletions from each classification; to set up and establish the Michigan transportation fund; to provide for the deposits in the Michigan transportation fund of specific taxes on motor vehicles and motor vehicle fuels; to provide for the allocation of funds from the Michigan transportation fund and the use and administration of the fund for transportation purposes; to promote safe and efficient travel for motor vehicle drivers, bicyclists, pedestrians, and other legal users of roads, streets, and highways; to set up and establish the truck safety fund; to provide for the allocation of funds from the truck safety fund and administration of the fund for truck safety purposes; to set up and establish the Michigan truck safety commission; to establish certain standards for road contracts for certain businesses; to provide for the continuing review of transportation needs within the state; to authorize the state transportation commission, counties, cities, and villages to borrow

money, issue bonds, and make pledges of funds for transportation purposes; to authorize counties to advance funds for the payment of deficiencies necessary for the payment of bonds issued under this act; to provide for the limitations, payment, retirement, and security of the bonds and pledges; to provide for appropriations and tax levies by counties and townships for county roads; to authorize contributions by townships for county roads; to provide for the establishment and administration of the state trunk line fund, local bridge fund, comprehensive transportation fund, and certain other funds; to provide for the deposits in the state trunk line fund, critical bridge fund, comprehensive transportation fund, and certain other funds of money raised by specific taxes and fees; to provide for definitions of public transportation functions and criteria; to define the purposes for which Michigan transportation funds may be allocated; to provide for Michigan transportation fund grants; to provide for review and approval of transportation programs; to provide for submission of annual legislative requests and reports; to provide for the establishment and functions of certain advisory entities; to provide for conditions for grants; to provide for the issuance of bonds and notes for transportation purposes; to provide for the powers and duties of certain state and local agencies and officials; to provide for the making of loans for transportation purposes by the state transportation department and for the receipt and repayment by local units and agencies of those loans from certain specified sources; to investigate and study the tolling of roads, streets, highways, or bridges; and to repeal acts and parts of acts,"

(MCL 247.651 to 247.675) by adding sections 9d and 10s.

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

- 1           **Sec. 9d. As used in this act, "port facility" means a**  
 2 **commercial facility located alongside a navigable waterway used for**  
 3 **commercial vessels and includes any of the following types of**  
 4 **facilities:**
- 5           **(a) A seawall jetty, pier, wharf, or dock.**  
 6           **(b) A warehouse, storehouse, elevator, grain bin, cold storage**  
 7 **plant, terminal icing plant, bunker, or oil tank.**  
 8           **(c) A ferry, canal, lock, seaway, or conveyor.**  
 9           **(d) A modern appliance for the economical handling, storage,**

1 or transportation of freight and handling of passenger traffic.

2 (e) A transfer or terminal facility required for the efficient  
3 operation or development of a port or harbor.

4 (f) Any other port or harbor improvement to assist with  
5 commercial operations.

6 (g) An improvement, enlargement, remodeling, or extension of a  
7 facility described in this section.

8 Sec. 10s. (1) The maritime and port facility assistance office  
9 is created in the department. The office shall do both of the  
10 following:

11 (a) Assist owners of port facilities in this state by doing  
12 all of the following:

13 (i) Administering the grant program as described in subsection  
14 (2).

15 (ii) Developing a statewide strategic maritime plan.

16 (iii) Identifying federal funding opportunities to which owners  
17 of port facilities can apply.

18 (iv) Providing technical assistance to integrate and take  
19 advantage of the maritime resources of this state in moving goods  
20 within and through this state to support a global economy in a  
21 sustainable manner.

22 (b) Perform the duties described in the maritime and port  
23 facility assistance grant program act.

24 (2) The office shall implement and administer the grant  
25 program by doing all of the following:

26 (a) Awarding grants to publicly or privately owned port  
27 facilities for the purposes described in the maritime and port  
28 facility assistance grant program act.

29 (b) Establishing criteria for awarding grants consistent with

1 the maritime and port facility assistance grant program act, and  
2 based on the impact the project will have on all of the following:

3 (i) Direct port facility activity.

4 (ii) Increasing the amount or value of freight moving through  
5 the port facility.

6 (iii) Overall economic development or transportation  
7 opportunities in the region.

8 (c) Receiving and reviewing grant applications under the  
9 maritime and port facility assistance grant program act and  
10 prescribing the form, nature, and extent of the information that  
11 must be contained in a grant application.

12 (d) Before disbursing grant money under the maritime and port  
13 facility assistance grant program act, entering into a grant  
14 agreement with the grant recipient.

15 (3) As used in this section:

16 (a) "Grant program" means the maritime and port facility  
17 assistance grant program created in section 5 of the maritime and  
18 port facility assistance grant program act.

19 (b) "Office" means the maritime and port facility assistance  
20 office created in subsection (1).

21 Enacting section 1. This amendatory act does not take effect  
22 unless Senate Bill No. 744 of the 101st Legislature is enacted into  
23 law.