



HOUSE BILL No. 6043

September 11, 1996, Introduced by Reps. Jaye, Goschka, Ryan, Cropsey, Bush, Whyman, Hill, Horton, Green, McManus and Bodem and referred to the Committee on Human Services.

A bill to amend Act No. 280 of the Public Acts of 1939, entitled as amended
"The social welfare act,"
as amended, being sections 400.1 to 400.119b of the Michigan Compiled Laws, by adding section 43b.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Section 1. Act No. 280 of the Public Acts of 1939, as
2 amended, being sections 400.1 to 400.119b of the Michigan
3 Compiled Laws, is amended by adding section 43b to read as
4 follows:

5 SEC. 43B. (1) AN INDIVIDUAL WHO IS RECEIVING, OR HAS
6 RECEIVED WITHIN THE PREVIOUS 10 YEARS, OR WHOSE CHILDREN ARE
7 RECEIVING OR HAVE RECEIVED WITHIN THE PREVIOUS 10 YEARS, ONGOING
8 CASH ASSISTANCE, FOSTER CARE PAYMENTS, OR MEDICAL OR EDUCATIONAL
9 ASSISTANCE UNDER THIS ACT AND WHO WINS A LOTTERY PRIZE OF

1 \$1,000.00 OR MORE IS LIABLE TO THE DEPARTMENT FOR THE AMOUNT OF
2 ASSISTANCE PAID TO THAT INDIVIDUAL OR HIS OR HER CHILDREN DURING
3 THE PREVIOUS 10 YEARS UP TO 50% OF THE AMOUNT OF THE LOTTERY
4 PRIZE. THIS LIABILITY CONSTITUTES A LIABILITY TO THE STATE FOR
5 PURPOSES OF SECTION 32 OF THE MCCAULEY-TRAXLER-LAW-BOWMAN-MCNEELY
6 LOTTERY ACT, ACT NO. 239 OF THE PUBLIC ACTS OF 1972, BEING SEC-
7 TION 432.32 OF THE MICHIGAN COMPILED LAWS.

8 (2) IF THE DEPARTMENT RECEIVES INFORMATION THAT AN INDIVID-
9 UAL DESCRIBED IN SUBSECTION (1) HAS WON A LOTTERY PRIZE OF
10 \$1,000.00 OR MORE FROM ANOTHER STATE, THE DEPARTMENT SHALL TAKE
11 ALL NECESSARY ACTION TO RECOVER THE AMOUNT OF THE LIABILITY
12 DESCRIBED IN SUBSECTION (1).

13 (3) THE DIRECTOR OF THE DEPARTMENT SHALL ENTER INTO A WRIT-
14 TEN AGREEMENT WITH THE COMMISSIONER OF STATE LOTTERY SETTING
15 FORTH THE PROCEDURES FOR IMPLEMENTING THIS SECTION. THE AGREE-
16 MENT SHALL INCLUDE ALL OF THE FOLLOWING:

17 (A) THE PROCEDURE UNDER WHICH THE DEPARTMENT AND THE BUREAU
18 OF STATE LOTTERY SHALL EXCHANGE INFORMATION REGARDING LOTTERY
19 WINNINGS AND INDIVIDUALS LIABLE FOR RECEIPT OF ONGOING CASH
20 ASSISTANCE, FOSTER CARE PAYMENTS, OR MEDICAL OR EDUCATIONAL
21 ASSISTANCE WITHIN THE PREVIOUS 10 YEARS.

22 (B) SUBJECT TO THE APPROVAL OF THE DIRECTOR OF THE DEPART-
23 MENT OF MANAGEMENT AND BUDGET, THE PROCEDURE FOR REIMBURSEMENT OF
24 THE BUREAU OF STATE LOTTERY BY THE DEPARTMENT FOR THE ADDITIONAL
25 COST OF CARRYING OUT THE PROCEDURES AUTHORIZED BY THIS SECTION.

26 (C) ANY OTHER MATTER THAT THE PARTIES TO THE AGREEMENT
27 CONSIDER NECESSARY TO CARRY OUT THIS SECTION.

1 (4) THE DEPARTMENT SHALL PROVIDE WRITTEN NOTICE TO EACH
2 PRIZE WINNER OF THE AMOUNT OF THE PRIZE WINNING TO BE CREDITED
3 AGAINST ASSISTANCE RECEIVED AS DESCRIBED IN SUBSECTION (1) AND
4 THE PROCEDURE AND TIME FRAME BY WHICH THE PRIZE WINNER MAY CON-
5 TEST THAT CREDITING. THE NOTICE SHALL INCLUDE THE ADDRESS AND
6 TELEPHONE NUMBER OF THE DEPARTMENT AND THE NAME OF THE INDIVIDUAL
7 THE PRIZE WINNER MAY CONTACT WITH RESPECT TO THE INDIVIDUAL'S
8 LIABILITY FOR ASSISTANCE OR THE PAYMENT OF THAT LIABILITY. THE
9 PROCEDURE SHALL INCLUDE THE RIGHT TO A HEARING BEFORE AN ADMINIS-
10 TRATIVE LAW JUDGE.