

HOUSE BILL No. 6101

May 24, 2006, Introduced by Rep. Drolet and referred to the Committee on Government Operations.

A bill to amend 2000 PA 489, entitled "Michigan trust fund act," by amending sections 2 and 9 (MCL 12.252 and 12.259), section 2 as amended and section 9 as added by 2005 PA 232; and to repeal acts and parts of acts.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 2. As used in this act:

2 (a) "Medicaid benefits trust fund" means the Michigan medicaid
3 benefits trust fund established in section 5.

4 (b) "Medicaid program" means a program for medical assistance
5 established under title XIX of the social security act, chapter
6 531, 49 Stat. 620, 42 USC 1396 to 1396f, 1396g-1 to 1396r-6, and
7 1396r-8 to 1396v.

1 (c) "Medicaid special financing payments" means the medicaid
2 special adjustor payments each year authorized in the department of
3 community health appropriations act.

4 (d) "Michigan merit award trust fund" means the Michigan merit
5 award trust fund established in section 9.

6 ~~—— (e) "Residual tobacco settlement revenue" means any residual
7 interests, as defined by the Michigan tobacco settlement finance
8 authority act, that are received by this state.~~

9 (E) ~~—(f)—~~ "Tobacco settlement revenue" means money received by
10 this state that is attributable to the master settlement agreement
11 incorporated into a consent decree and final judgment entered into
12 on December 7, 1998 in Kelly Ex Rel. Michigan v Philip Morris
13 Incorporated, et al., Ingham county circuit court, docket no. 96-
14 84281CZ, including any rights to receive money attributable to the
15 master settlement agreement that has been sold by this state.

16 ~~—— (g) "21st century jobs trust fund" means the 21st century jobs
17 trust fund established in section 7.~~

18 Sec. 9. (1) The Michigan merit award trust fund is established
19 in the department of treasury. The Michigan merit award trust fund
20 shall consist only of interest and earnings from Michigan merit
21 award trust fund investments, donations of money made to the trust
22 fund from any source, and any money allocated as provided by law.

23 (2) Money in the Michigan merit award trust fund at the close
24 of a fiscal year shall remain in the Michigan merit award trust
25 fund and shall not revert to the general fund.

26 (3) The state treasurer shall direct the investment of the
27 Michigan merit award trust fund.

1 (4) ~~Except as otherwise provided in section 7(5), each~~ **EACH**
2 fiscal year, tobacco settlement revenue received by this state
3 ~~that is not considered a TSR as that term is defined under the~~
4 ~~Michigan tobacco settlement finance authority act~~ shall be
5 allocated to the Michigan merit award trust fund.

6 Enacting section 1. Sections 7 and 8 of the Michigan trust
7 fund act, 2000 PA 489, MCL 12.257 and 12.258, are repealed.