

HOUSE SUBSTITUTE FOR
SENATE BILL NO. 1633

A bill to amend 1987 PA 264, entitled
"Health and safety fund act,"
by amending section 5 (MCL 141.475), as amended by 1998 PA 529.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 5. The state treasurer shall cause to be distributed from
2 the health and safety fund the following amounts in the 1988-89
3 fiscal year and in each **FOLLOWING** fiscal year: ~~after that.~~

4 (a) One-fourth of the collections deposited in the fund under
5 section 3(2) shall be used for indigent volume adjusters for
6 hospitals within the medicaid program.

7 (b) After the distribution in subdivision (a), \$16,000,000.00
8 of the amount deposited in the fund under section 3(2) shall be
9 distributed as follows:

10 (i) ~~To~~ **EXCEPT AS PROVIDED IN SUBPARAGRAPH (iii)**, TO a county
11 that received a loan authorized under section 3(2) or (3) of the

1 emergency municipal loan act, 1980 PA 243, MCL 141.933, to pay
2 outstanding obligations of the county; for the repayment of
3 principal and interest on any loans made to the county under the
4 emergency municipal loan act, 1980 PA 243, MCL 141.931 to 141.942;
5 and for the payment of principal, premium, if any, and interest due
6 during a fiscal year on bonds issued by that county under the
7 fiscal stabilization act, 1981 PA 80, MCL 141.1001 to 141.1011. The
8 distributions under this subparagraph shall be made as necessary
9 and only to the extent necessary to satisfy the obligations of the
10 county.

11 (ii) ~~To~~ **EXCEPT AS PROVIDED IN SUBPARAGRAPH (iii)**, TO the extent
12 that \$16,000,000.00 is no longer necessary to satisfy the
13 obligations under subparagraph (i), a portion of the amount not
14 required for satisfaction of obligations shall be distributed to
15 each county that receives or has received a loan authorized under
16 section 3(2) or (3) of the emergency municipal loan act, 1980 PA
17 243, MCL 141.933, in an amount determined by multiplying the amount
18 available for distribution under this subparagraph by a fraction,
19 the numerator of which is the population of the county receiving
20 the distribution and the denominator of which is the total
21 population of the state according to the most recent decennial
22 census. The distribution under this subparagraph shall be made at
23 the same times and shall be used, subject to section 6, for the
24 same purposes described in subdivision (c). The remaining amount
25 available for distribution under this subparagraph shall be used on
26 a per capita basis to offset the cost to the state of the
27 assumption of the financing of the state court system in the

counties not receiving a distribution under this subparagraph.

(iii) IN THE 2008-2009 FISCAL YEAR THROUGH THE 2014-2015 FISCAL YEAR, \$16,000,000.00 OF THE AMOUNT DEPOSITED IN THE FUND UNDER SECTION 3(2) SHALL BE TRANSFERRED TO AND DEPOSITED IN THE CONVENTION FACILITY DEVELOPMENT FUND CREATED UNDER THE STATE CONVENTION FACILITY DEVELOPMENT ACT, 1985 PA 106, MCL 207.621 TO 207.640, FOR DISTRIBUTION AND USE ONLY IN THE MANNER AND FOR THE PURPOSES STATED IN THAT ACT AND NO AMOUNT SHALL BE DISTRIBUTED UNDER SUBPARAGRAPH (i) OR (ii). IN THE 2015-2016 FISCAL YEAR THROUGH THE 2038-2039 FISCAL YEAR, \$15,000,000.00 OF THE AMOUNT DEPOSITED IN THE FUND UNDER SECTION 3(2) SHALL BE TRANSFERRED TO AND DEPOSITED IN THE CONVENTION FACILITY DEVELOPMENT FUND CREATED UNDER THE STATE CONVENTION FACILITY DEVELOPMENT ACT, 1985 PA 106, MCL 207.621 TO 207.640, FOR DISTRIBUTION AND USE ONLY IN THE MANNER AND FOR THE PURPOSES STATED IN THAT ACT AND \$1,000,000.00 SHALL BE DISTRIBUTED UNDER SUBPARAGRAPHS (i) AND (ii).

(c) The remaining amount deposited in the fund under section 3(2) not distributed under subdivisions (a) and (b) shall be distributed to each county that does not receive and has never received a loan authorized under section 3(2) or (3) of the emergency municipal loan act, 1980 PA 243, MCL 141.933, on a per capita basis according to the ratio that the population of the county receiving the distribution under this subdivision, according to the most recent decennial census, bears to the total population of all counties receiving distribution under this subdivision, according to the most recent decennial census. A distribution under this subdivision shall be made each February, May, August, and

Senate Bill No. 1633 (H-1) as amended December 19, 2008

1 November from the collections that were deposited in the fund under
2 section 3(2) in the immediately preceding calendar quarter. Subject
3 to section 6, 12/17 of the distribution under this subdivision
4 shall be distributed to each local health department as defined in
5 section 1105 of the public health code, 1978 PA 368, MCL 333.1105,
6 in the county receiving the distribution on a per capita basis,
7 based on the most recent decennial census, to be used only for
8 public health prevention programs and services. This distribution
9 is in addition to and is not intended as a replacement for any
10 other state or county payments to these health departments. This
11 distribution satisfies the requirements of former section 7a(3) of
12 1947 PA 265. The remaining 5/17 of the distribution shall be used
13 only for 1 or more of the following:

14 (i) The operation, maintenance, or expansion of an existing
15 county jail facility or juvenile facility.

16 (ii) The acquisition, construction, and equipping of a new jail
17 facility or juvenile facility.

18 (iii) Court operations.

19 Enacting section 1. This amendatory act does not take effect
20 unless all of the following bills of the 94th Legislature are
21 enacted into law:

22 (a) Senate Bill No. 1630.

23 (b) [House Bill No. 5691.

(c) Senate Bill No. 880.

(d) Senate Bill No. 881.]