

HOUSE BILL NO. 5325

November 09, 2023, Introduced by Reps. Bierlein, Aragona, Johnsen, BeGole, St. Germaine, Phil Green and Jaime Greene and referred to the Committee on Government Operations.

A bill to amend 2000 PA 489, entitled
"Michigan trust fund act,"
by amending section 2 (MCL 12.252), as amended by 2023 PA 174, and
by adding section 3b.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

- 1 Sec. 2. As used in this act:
- 2 (a) "Community district education trust fund" means the
- 3 community district education trust fund created in section 12.
- 4 (b) "Flint settlement trust fund" means the Flint settlement
- 5 trust fund created in section 11.

1 (c) "Local government reimbursement fund" means the local
2 government reimbursement fund created in section 3a.

3 (d) "Medicaid benefits trust fund" means the Michigan Medicaid
4 benefits trust fund established in section 5.

5 (e) "Medicaid program" means a program for medical assistance
6 established under title XIX of the social security act, 42 USC 1396
7 to ~~1396w-6-1396w-7~~.

8 (f) "Medicaid special financing payments" means the Medicaid
9 special adjustor payments each year authorized in the department of
10 health and human services appropriations act.

11 (g) "Michigan merit award trust fund" means the Michigan merit
12 award trust fund established in section 9.

13 (h) "Michigan opioid healing and recovery fund" means the
14 Michigan opioid healing and recovery fund created in section 3.

15 (i) **"State procurement enforcement fund" means the state**
16 **procurement enforcement fund created in section 3b.**

17 (j) ~~(i)~~—"Strategic outreach and attraction reserve fund" means
18 the strategic outreach and attraction reserve fund created in
19 section 4.

20 (k) ~~(j)~~—"Tobacco settlement revenue" means money received by
21 this state that is attributable to the master settlement agreement
22 incorporated into a consent decree and final judgment entered into
23 on December 7, 1998 in *Kelly Ex Rel. Michigan v Philip Morris*
24 *Incorporated, et al.*, Ingham County Circuit Court, docket no. 96-
25 84281CZ, including any rights to receive money attributable to the
26 master settlement agreement that has been sold by this state.

27 (l) ~~(k)~~—"21st century jobs trust fund" means the 21st century
28 jobs trust fund established in section 7.

29 **Sec. 3b. (1) The state procurement enforcement fund is created**

1 in the state treasury.

2 (2) The state treasurer shall deposit money and other assets
3 received from civil fines collected under section 261g of the
4 management and budget act, 1984 PA 431, MCL 18.1261g, or from any
5 other source in the fund. The state treasurer shall direct the
6 investment of money in the fund and credit interest and earning
7 from the investments to the fund.

8 (3) The department of technology, management, and budget is
9 the administrator of the fund for audits of the fund.

10 (4) The department of technology, management, and budget shall
11 expend money from the fund on appropriation, only to enforce
12 sections 241c(2) and 261(13) of the management and budget act, 1984
13 PA 431, MCL 18.1241c and 18.1261.

14 Enacting section 1. This amendatory act does not take effect
15 unless Senate Bill No. ____ or House Bill No. 5323 (request no.
16 04390'23) of the 102nd Legislature is enacted into law.