

SENATE BILL No. 586

May 19, 2009, Introduced by Senators STAMAS, GILBERT, ALLEN, BISHOP and CASSIS and referred to the Committee on Commerce and Tourism.

A bill to amend 1987 PA 264, entitled "Health and safety fund act," by amending section 5 (MCL 141.475), as amended by 2008 PA 586.

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:

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) Except as provided in subparagraph (iii), to a county that

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

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

1 assumption of the financing of the state court system in the
2 counties not receiving a distribution under this subparagraph.

3 (iii) In the 2008-2009 fiscal year through the 2014-2015 fiscal
4 year, \$16,000,000.00 of the amount deposited in the fund under
5 section 3(2) shall be transferred to and deposited in the
6 convention facility development fund created under the state
7 convention facility development act, 1985 PA 106, MCL 207.621 to
8 207.640, for distribution and use only in the manner and for the
9 purposes stated in that act and no amount shall be distributed
10 under subparagraph (i) or (ii). ~~In~~**IF THE TRANSFER OF A QUALIFIED**
11 **CONVENTION FACILITY TO A REGIONAL CONVENTION AUTHORITY TAKES PLACE**
12 **AS PROVIDED IN THE REGIONAL CONVENTION FACILITY AUTHORITY ACT, 2008**
13 **PA 554, MCL 141.1351 TO 141.1379, THEN IN** the 2015-2016 fiscal year
14 through the 2038-2039 fiscal year, \$15,000,000.00 of the amount
15 deposited in the fund under section 3(2) shall be transferred to
16 and deposited in the convention facility development fund created
17 under the state convention facility development act, 1985 PA 106,
18 MCL 207.621 to 207.640, for distribution and use only in the manner
19 and for the purposes stated in that act and \$1,000,000.00 shall be
20 distributed under subparagraphs (i) and (ii). **IF THE TRANSFER OF A**
21 **QUALIFIED CONVENTION FACILITY TO AN AUTHORITY IS DISAPPROVED BY THE**
22 **LEGISLATIVE BODY OF A QUALIFIED CITY UNDER SECTION 19(1) OF THE**
23 **REGIONAL CONVENTION FACILITY AUTHORITY ACT, 2008 PA 554, MCL**
24 **141.1369, THEN IN THE 2015-2016 FISCAL YEAR THROUGH THE 2029-2030**
25 **FISCAL YEAR, \$15,000,000.00 OF THE AMOUNT DEPOSITED IN THE FUND**
26 **UNDER SECTION 3(2) SHALL BE TRANSFERRED TO AND DEPOSITED IN THE**
27 **CONVENTION FACILITY DEVELOPMENT FUND CREATED UNDER THE STATE**

1 CONVENTION FACILITY DEVELOPMENT ACT, 1985 PA 106, MCL 207.621 TO
2 207.640, FOR DISTRIBUTION AND USE ONLY IN THE MANNER AND FOR THE
3 PURPOSES STATED IN THAT ACT AND \$1,000,000.00 SHALL BE DISTRIBUTED
4 UNDER SUBPARAGRAPHS (i) AND (ii).

5 (c) The remaining amount deposited in the fund under section
6 3(2) not distributed under subdivisions (a) and (b) shall be
7 distributed to each county that does not receive and has never
8 received a loan authorized under section 3(2) or (3) of the
9 emergency municipal loan act, 1980 PA 243, MCL 141.933, on a per
10 capita basis according to the ratio that the population of the
11 county receiving the distribution under this subdivision, according
12 to the most recent decennial census, bears to the total population
13 of all counties receiving distribution under this subdivision,
14 according to the most recent decennial census. A distribution under
15 this subdivision shall be made each February, May, August, and
16 November from the collections that were deposited in the fund under
17 section 3(2) in the immediately preceding calendar quarter. Subject
18 to section 6, 12/17 of the distribution under this subdivision
19 shall be distributed to each local health department as defined in
20 section 1105 of the public health code, 1978 PA 368, MCL 333.1105,
21 in the county receiving the distribution on a per capita basis,
22 based on the most recent decennial census, to be used only for
23 public health prevention programs and services. This distribution
24 is in addition to and is not intended as a replacement for any
25 other state or county payments to these health departments. This
26 distribution satisfies the requirements of former section 7a(3) of
27 1947 PA 265. The remaining 5/17 of the distribution shall be used

1 only for 1 or more of the following:

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

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

6 (iii) Court operations.