

# HOUSE BILL NO. 6121

August 17, 2020, Introduced by Reps. Hammoud and Hernandez and referred to the Committee on Appropriations.

A bill to amend 2000 PA 489, entitled  
"Michigan trust fund act,"  
by amending section 7 (MCL 12.257), as amended by 2018 PA 577.

**THE PEOPLE OF THE STATE OF MICHIGAN ENACT:**

1           Sec. 7. (1) The 21st century jobs trust fund is established in  
2 the department of treasury. The 21st century jobs trust fund  
3 consists of donations of money made to the 21st century jobs trust  
4 fund from any source and both of the following:

5           (a) To the extent provided in section 8(1) of the Michigan

1 tobacco settlement finance authority act, 2005 PA 226, MCL 129.268,  
2 the net proceeds of the sale of tobacco settlement revenues to the  
3 tobacco settlement finance authority under the Michigan tobacco  
4 settlement finance authority act, 2005 PA 226, MCL 129.261 to  
5 129.279.

6 (b) Amounts appropriated from the general fund in section  
7 89b(1) of the Michigan strategic fund act, 1984 PA 270, MCL  
8 125.2089b.

9 (2) The state treasurer shall direct the investment of the  
10 21st century jobs trust fund, which may be invested as part of the  
11 common cash of this state under 1967 PA 55, MCL 12.51 to 12.53, but  
12 must be separately accounted for by the state treasurer. The state  
13 treasurer may invest the money or assets of the 21st century jobs  
14 trust fund in any investment authorized under 1855 PA 105, MCL  
15 21.141 to 21.147, for surplus funds of this state, in obligations  
16 issued by any state or political subdivision or instrumentality of  
17 the United States, or in any obligation issued, assumed, or  
18 guaranteed by a solvent entity created or existing under the laws  
19 of the United States or of any state, district, or territory of the  
20 United States that are not in default as to principal or interest.  
21 In addition, the state treasurer shall comply with the divestment  
22 from terror act, 2008 PA 234, MCL 129.291 to 129.301, in making  
23 investments under this section.

24 (3) Except as provided in subsection (4), money in the 21st  
25 century jobs trust fund at the close of a fiscal year must remain  
26 in the 21st century jobs trust fund and does not revert to the  
27 general fund.

28 (4) Interest and earnings from investment of the 21st century  
29 jobs trust fund must be deposited in the general fund. For the

1 fiscal year ending September 30, 2009 only, in addition to any  
2 interest and earnings deposited in the general fund under this  
3 subsection, \$42,000,000.00 of the money in the 21st century jobs  
4 trust fund is transferred to and must be deposited into the general  
5 fund.

6 (5) Beginning in fiscal year 2008 and through fiscal year  
7 2023, each fiscal year \$75,000,000.00 of the tobacco settlement  
8 revenue received by this state that is not considered a TSR as that  
9 term is defined under the Michigan tobacco settlement finance  
10 authority act, 2005 PA 226, MCL 129.261 to 129.279, must be  
11 deposited into the 21st century jobs trust fund.

12 (6) For the fiscal year ending September 30, 2010 only,  
13 \$9,000,000.00 of the tobacco settlement revenue received by this  
14 state that is not considered a TSR as that term is defined under  
15 the Michigan tobacco settlement finance authority act, 2005 PA 226,  
16 MCL 129.261 to 129.279, must be used as provided in the state  
17 convention facility development act, 1985 PA 106, MCL 207.621 to  
18 207.640.

19 (7) For the fiscal year ending September 30, 2010 only,  
20 \$37,500,000.00 of the money in the 21st century jobs trust fund is  
21 transferred to and must be deposited into the general fund.

22 (8) Beginning in fiscal year 2015 and through fiscal year  
23 2035, each year \$17,500,000.00 of the tobacco settlement revenue  
24 received by this state that is not considered a TSR as that term is  
25 defined under the Michigan tobacco settlement finance authority  
26 act, 2005 PA 226, MCL 129.261 to 129.279, must be deposited into  
27 the countercyclical budget and economic stabilization fund created  
28 in section 351 of the management and budget act, 1984 PA 431, MCL  
29 18.1351.

1           (9) For the fiscal year ending September 30, 2020 only,  
2 \$54,000,000.00 of the money in the 21st century jobs trust fund is  
3 transferred to and must be deposited into the general fund.