

HOUSE BILL NO. 6133

May 24, 2022, Introduced by Reps. Ellison, Tisdell, Frederick, Kuppa, Hertel, Damoose, Cherry, Sneller, Borton, O'Neal, Steckloff, Roth, Marino, Howell, Markkanen, Yaroch, Hood, Breen, Brixie, Hope, Brann, Weiss, Garza, Sabo, Alexander, LaGrand, Allor and Peterson and referred to the Committee on Appropriations.

A bill to amend 2000 PA 489, entitled
"Michigan trust fund act,"
by amending section 2 (MCL 12.252), as amended by 2021 PA 137, and
by adding sections 11a and 11b.

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) "Medicaid benefits trust fund" means the Michigan Medicaid
2 benefits trust fund established in section 5.

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

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

9 (f) "Michigan merit award trust fund" means the Michigan merit
10 award trust fund established in section 9.

11 **(g) "Revenue sharing trust fund" means the revenue sharing**
12 **trust fund established in section 11a.**

13 **(h) ~~(g)~~**"Strategic outreach and attraction reserve fund" means
14 the strategic outreach and attraction reserve fund created in
15 section 4.

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

23 **(j) ~~(i)~~**"21st century jobs trust fund" means the 21st century
24 jobs trust fund established in section 7.

25 **Sec. 11a. (1) The revenue sharing trust fund is established in**
26 **the department of treasury. The revenue sharing trust fund consists**
27 **of 1 or more of the following:**

28 **(a) Money deposited in the revenue sharing trust fund as**
29 **required by section 25 of the general sales tax act, 1933 PA 167,**

1 MCL 205.75.

2 (b) Donations of money made to the revenue sharing trust fund
3 from any source.

4 (c) Interest and earnings from revenue sharing trust fund
5 investments.

6 (2) The state treasurer shall direct the investment of the
7 revenue sharing trust fund.

8 (3) Money in the revenue sharing trust fund at the close of a
9 fiscal year must remain in the revenue sharing trust fund and must
10 not lapse to the general fund.

11 Sec. 11b. (1) Beginning on October 15, 2022 and on the
12 fifteenth day of every other month thereafter, from the money
13 received by the revenue sharing trust fund under section 25 of the
14 general sales tax act, 1933 PA 167, MCL 205.75, upon appropriation,
15 the state treasurer shall transfer and disburse 16.66% of the
16 annual amount of \$542,761,800.00 to be distributed by the state
17 treasurer as follows:

18 (a) To cities, villages, and townships, at least
19 \$311,245,100.00 to be distributed to each city, village, or
20 township in the same proportion that each was eligible to receive
21 under section 952(1) of article 5 of 2021 PA 87.

22 (b) To counties, at least \$231,516,700.00 to be distributed to
23 each county in the same proportion that each was eligible to
24 receive under sections 952(2) and 955 of article 5 of 2021 PA 87
25 and to any other counties that have been brought back into the
26 revenue sharing formula under section 11 of the Glenn Steil state
27 revenue sharing act of 1971, 1971 PA 140, MCL 141.911, since 2019.

28 (2) For the 2022-2023 fiscal year and each fiscal year
29 thereafter, money received by the revenue sharing trust fund under

1 section 25 of the general sales tax act, 1933 PA 167, MCL 205.75,
2 in excess of \$542,761,800.00 shall be apportioned by the state
3 treasurer as prescribed in section 11(4) of the Glenn Steil state
4 revenue sharing act of 1971, 1971 PA 140, MCL 141.911, for counties
5 and section 13(5) of the Glenn Steil state revenue sharing act of
6 1971, 1971 PA 140, MCL 141.913, for cities, villages, and townships
7 and distributed as follows:

8 (a) To each city, village, or township in accordance with the
9 revenue sharing formula under section 13 of the Glenn Steil state
10 revenue sharing act of 1971, 1971 PA 140, MCL 141.913.

11 (b) To each county in accordance with the revenue sharing
12 formula under section 11 of the Glenn Steil state revenue sharing
13 act of 1971, 1971 PA 140, MCL 141.911, since 2019.

14 (3) Money in the revenue sharing trust fund must not be
15 transferred, expended, withdrawn, or otherwise disbursed from the
16 revenue sharing trust fund except as authorized in this section.

17 (4) For each state fiscal period that begins after September
18 30, 2022, the governor and the state budget director shall include
19 in the annual budget for that fiscal period submitted to the
20 legislature under section 18 of article V of the state constitution
21 of 1963 an appropriation directing the state treasurer to transfer
22 and disburse money from the revenue sharing trust fund as provided
23 in this section.

24 Enacting section 1 This amendatory act does not take effect
25 unless Senate Bill No. ____ or House Bill No. 6134 (request no.
26 02692'21) of the 101st Legislature is enacted into law.