

# HOUSE BILL No. 5654

February 27, 2018, Introduced by Reps. Yaroch, Marino, Lucido and Brann and referred to the Committee on Law and Justice.

A bill to amend 2016 PA 281, entitled  
"Medical marihuana facilities licensing act,"  
by amending section 602 (MCL 333.27602), as amended by 2018 PA 10.

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

1           Sec. 602. (1) The medical marihuana excise fund is created in  
2 the state treasury.

3           (2) Except for the application fee under section 401, the  
4 regulatory assessment under section 603, and any local fees, all  
5 money collected under section 601 and all other fees, fines, and  
6 charges, imposed under this act must be deposited in the medical  
7 marihuana excise fund. The state treasurer shall direct the  
8 investment of the fund. The state treasurer shall credit to the

1 fund interest and earnings from fund investments.

2 (3) Money in the medical marihuana excise fund at the close of  
3 the fiscal year remains in the fund and does not lapse to the  
4 general fund.

5 (4) The state treasurer is the administrator of the medical  
6 marihuana excise fund for auditing purposes.

7 (5) The money in the medical marihuana excise fund must be  
8 allocated, upon appropriation, as follows:

9 (a) 25% to municipalities in which a marihuana facility is  
10 located, allocated in proportion to the number of marihuana  
11 facilities within the municipality.

12 (b) 30% to counties in which a marihuana facility is located,  
13 allocated in proportion to the number of marihuana facilities  
14 within the county.

15 (c) 5% to ~~counties~~ **THE LOCAL LAW ENFORCEMENT AGENCY FOR THE**  
16 **MUNICIPALITY** in which a marihuana facility is located, allocated in  
17 proportion to the number of marihuana facilities within the ~~county~~.  
18 **MUNICIPALITY. IF THERE IS NO LOCAL LAW ENFORCEMENT AGENCY FOR THE**  
19 **MUNICIPALITY IN WHICH A MARIHUANA FACILITY IS LOCATED, THEN THE**  
20 **MONEY ALLOCATED UNDER THIS SUBDIVISION MUST BE ALLOCATED TO THE**  
21 **COUNTY IN WHICH THE MARIHUANA FACILITY IS LOCATED.** Money allocated  
22 **TO A COUNTY** under this subdivision must be used exclusively to  
23 support the county sheriffs. ~~and~~ **MONEY ALLOCATED UNDER THIS**  
24 **SUBDIVISION** must be **USED** in addition to and not in replacement of  
25 any other funding received by ~~the~~ **A LOCAL LAW ENFORCEMENT AGENCY OR**  
26 county sheriffs, **AS APPLICABLE.**

27 (d) 30% to this state for the following:

1           (i) Until September 30, 2017, for deposit in the general fund  
2 of the state treasury.

3           (ii) Beginning October 1, 2017, for deposit in the first  
4 responder presumed coverage fund created in section 405 of the  
5 worker's disability compensation act of 1969, 1969 PA 317, MCL  
6 418.405.

7           (e) 5% to the Michigan commission on law enforcement standards  
8 for training local law enforcement officers.

9           (f) 5% to the department of state police.

10           Enacting section 1. This amendatory act takes effect 90 days  
11 after the date it is enacted into law.