

Act No. 137  
Public Acts of 2021  
Approved by the Governor  
December 20, 2021  
Filed with the Secretary of State  
December 21, 2021  
EFFECTIVE DATE: December 27, 2021

**STATE OF MICHIGAN  
101ST LEGISLATURE  
REGULAR SESSION OF 2021**

Introduced by Senator LaSata

## **ENROLLED SENATE BILL No. 769**

AN ACT to amend 2000 PA 489, entitled “An act to create certain funds; to provide for the allocation of certain revenues among certain funds and for the operation, investment, and expenditure of certain funds; and to impose certain duties and requirements on certain state officials,” by amending section 2 (MCL 12.252), as amended by 2020 PA 359, and by adding section 4.

*The People of the State of Michigan enact:*

Sec. 2. As used in this act:

- (a) “Community district education trust fund” means the community district education trust fund created in section 12.
- (b) “Flint settlement trust fund” means the Flint settlement trust fund created in section 11.
- (c) “Medicaid benefits trust fund” means the Michigan Medicaid benefits trust fund established in section 5.
- (d) “Medicaid program” means a program for medical assistance established under title XIX of the social security act, 42 USC 1396 to 1396w-5.
- (e) “Medicaid special financing payments” means the Medicaid special adjustor payments each year authorized in the department of health and human services appropriations act.
- (f) “Michigan merit award trust fund” means the Michigan merit award trust fund established in section 9.
- (g) “Strategic outreach and attraction reserve fund” means the strategic outreach and attraction reserve fund created in section 4.
- (h) “Tobacco settlement revenue” means money received by this state that is attributable to the master settlement agreement incorporated into a consent decree and final judgment entered into on December 7, 1998 in *Kelly Ex Rel. Michigan v Philip Morris Incorporated, et al.*, Ingham County Circuit Court, docket no. 96-84281CZ, including any rights to receive money attributable to the master settlement agreement that has been sold by this state.
- (i) “21st century jobs trust fund” means the 21st century jobs trust fund established in section 7.

Sec. 4. (1) The strategic outreach and attraction reserve fund is created in the department of labor and economic opportunity.

(2) The state treasurer shall deposit money and other assets received from state appropriations or from any other source in the strategic outreach and attraction reserve fund. The state treasurer shall direct the investment of money in the strategic outreach and attraction reserve fund and interest and earnings from the investments must be deposited in the strategic outreach and attraction reserve fund. Money in the strategic outreach and

attraction reserve fund that is restricted, obligated, or committed at the close of the fiscal year must remain in the strategic outreach and attraction reserve fund and does not lapse to the general fund.

(3) The department of labor and economic opportunity is the administrator of the strategic outreach and attraction reserve fund for audits of the strategic outreach and attraction reserve fund.

(4) Money must only be expended from the strategic outreach and attraction reserve fund pursuant to an appropriation authorized by law or by a legislative transfer under section 393(2) of the management and budget act, 1984 PA 431, MCL 18.1393, for either of the following purposes:

(a) For the critical industry program created in section 88s of the Michigan strategic fund act, 1984 PA 270, MCL 125.2088s.

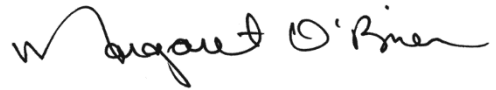
(b) For the Michigan strategic site readiness program created in section 88t of the Michigan strategic fund act, 1984 PA 270, MCL 125.2088t.

(5) Not later than March 15 of each year, the department of labor and economic opportunity shall transmit to each member of the legislature, the governor, the clerk of the house of representatives, the secretary of the senate, and the senate and house fiscal agencies a report on the activities of the strategic outreach and attraction reserve fund.

Enacting section 1. This amendatory act does not take effect unless all of the following bills of the 101st Legislature are enacted into law:

- (a) Senate Bill No. 771.
- (b) House Bill No. 4082.
- (c) House Bill No. 5351.
- (d) House Bill No. 5603.

This act is ordered to take immediate effect.



Secretary of the Senate



Clerk of the House of Representatives

Approved \_\_\_\_\_

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Governor