

HOUSE BILL NO. 5772

February 22, 2022, Introduced by Reps. Martin, Mueller and Brann and referred to the Committee on Government Operations.

A bill to amend 1961 PA 236, entitled
"Revised judicature act of 1961,"
by amending section 181 (MCL 600.181), as amended by 2016 PA 292.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 181. (1) The justice system fund is created in the state
2 treasury. The money in the fund ~~shall~~**must** be used as provided in
3 this section.

4 (2) The state treasurer shall credit to the justice system
5 fund deposits of proceeds from the collection of revenue from court
6 assessments and costs designated by law for deposit in the fund and

1 shall credit all income from investment credited to the fund by the
2 state treasurer. The state treasurer may invest money in the fund
3 in any manner authorized by law for the investment of state money.
4 However, an investment ~~shall~~**must** not interfere with any
5 apportionment, allocation, or payment of money as required by this
6 section. The unencumbered balance remaining in the fund at the end
7 of a fiscal year ~~shall~~**must** remain in the fund and ~~shall~~**must** not
8 revert to the general fund.

9 (3) Each fiscal year, the state treasurer shall distribute the
10 proceeds of the fund monthly as follows:

11 ~~(a) To the secondary road patrol and training fund created in~~
12 ~~section 629e of the Michigan vehicle code, 1949 PA 300, MCL~~
13 ~~257.629e, an amount equal to \$10.00 multiplied by the number of~~
14 ~~civil infraction actions on which assessments are collected each~~
15 ~~month under section 629e or 907 of the Michigan vehicle code, 1949~~
16 ~~PA 300, MCL 257.629e and 257.907.~~

17 ~~(b) The balance of the fund remaining after the allocation in~~
18 ~~subdivision (a) shall be distributed as follows:~~

19 ~~(a) (i)~~ To the highway safety fund created in section 629e of
20 the Michigan vehicle code, 1949 PA 300, MCL 257.629e, 23.66% of the
21 fund balance.

22 ~~(b) (ii)~~ To the jail reimbursement program fund created in
23 section 629e of the Michigan vehicle code, 1949 PA 300, MCL
24 257.629e, 11.84% of the fund balance.

25 ~~(c) (iii)~~ To the Michigan justice training fund created in 1982
26 PA 302, MCL 18.421 to 18.430, 11.84% of the fund balance.

27 ~~(d) (iv)~~ To the secretary of the legislative retirement system
28 for deposit with the state treasurer in the retirement fund created
29 in the Michigan legislative retirement system act, 1957 PA 261, MCL

1 38.1001 to 38.1080, 1.10% of the fund balance.

2 (e) ~~(v)~~—To the drug treatment court fund created in section
3 185, 2.73% of the fund balance.

4 (f) ~~(vi)~~—To the state forensic laboratory fund created in
5 section 3 of the forensic laboratory funding act, 1994 PA 35, MCL
6 12.203, 5.35% of the fund balance.

7 (g) ~~(vii)~~—To the state court fund created in section 151a,
8 12.69% of the fund balance.

9 (h) ~~(viii)~~—To the court equity fund created in section 151b,
10 24.33% of the fund balance.

11 (i) ~~(ix)~~—To the state treasurer for monitoring of collection
12 and distribution of fund receipts, 0.98% of the fund balance.

13 (j) ~~(x)~~—To the state court administrative office for
14 management assistance and audit of trial court collections, 0.98%
15 of the fund balance.

16 (k) ~~(xi)~~—To the sexual assault victims' medical forensic
17 intervention and treatment fund created in section 3 of the sexual
18 assault victims' medical forensic intervention and treatment act,
19 2008 PA 546, MCL 400.1533, 2.65% of the fund balance.

20 (l) ~~(xii)~~—To the children's advocacy center fund created in
21 section 3 of the children's advocacy center act, 2008 PA 544, MCL
22 722.1043, 1.85% of the fund balance.

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

26 (a) House Bill No. 5732.

27 (b) Senate Bill No. ____ or House Bill No. 5773 (request no.
28 05565'22 a).