

SENATE BILL No. 927

June 21, 1988, Introduced by Senators WELBORN, MILLER, CROPSEY, CARL, DI NELLO, MACK, BARCIA, EHLERS, GAST, KELLY, POSTHUMUS, N. SMITH, FESSLER, CRUCE, GEAKE, ARTHURHULTZ, DE GROW, SCHWARZ, BINSFELD, FAXON, GEO. HART, VAUGHN, CONROY, SHINKLE, FAUST, SEDERBURG, IRWIN, O'BRIEN, CHERRY, V. SMITH, J. HART, NICHOLS, DILLINGHAM, ENGLER, FREDRICKS, DINGELL and POLLACK and referred to the Committee on Regulatory Affairs.

A bill to amend section 32 of Act No. 239 of the Public Acts of 1972, entitled as amended

"McCauley-Traxler-Law-Bowman-McNeely lottery act,"

as added by Act No. 55 of the Public Acts of 1987, being section 432.32 of the Michigan Compiled Laws.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Section 1. Section 32 of Act No. 239 of the Public Acts of
2 1972, as added by Act No. 55 of the Public Acts of 1987, being
3 section 432.32 of the Michigan Compiled Laws, is amended to read
4 as follows:

5 Sec. 32. (1) Before payment of a prize of ~~more than~~
6 ~~\$5,000.00~~ \$600.00 OR MORE, the bureau shall determine if the
7 department of treasury knows of any liability of the lottery
8 winner to this state, AND IF THE OFFICE OF THE FRIEND OF THE
9 COURT KNOWS OF ANY SUPPORT ARREARAGE OF THE LOTTERY WINNER. If a

1 liability OR SUPPORT ARREARAGE is identified, the bureau shall
2 first apply the amount of the prize to the liability OR SUPPORT
3 ARREARAGE, and the excess, if any, shall be paid to the lottery
4 winner.

5 (2) A lottery winner shall receive notice and an opportunity
6 for a hearing before the department of treasury or their designee
7 with respect to the liability to which the prize is to be applied
8 where the liability has not been reduced to judgment or has not
9 been finalized under statutory review provisions of the statute
10 under which the liability arose. ~~THIS~~ THE notice shall be made
11 by regular mail. The lottery winner may request a hearing within
12 15 days of the date of the notice by making a written request to
13 the revenue commissioner.

14 (3) AN AMOUNT APPLIED TO PAY A SUPPORT ARREARAGE SHALL BE
15 PAID TO THE OFFICE OF THE FRIEND OF THE COURT FOR THE APPROPRIATE
16 JUDICIAL CIRCUIT IN THE SAME MANNER, AND SUBJECT TO THE SAME
17 INTEREST LIABILITY, AS IS PRESCRIBED FOR A PAYMENT PURSUANT TO AN
18 ORDER OF INCOME WITHHOLDING UNDER SECTION 9 OF THE SUPPORT AND
19 VISITATION ENFORCEMENT ACT, ACT NO. 295 OF THE PUBLIC ACTS OF
20 1982, BEING SECTION 552.609 OF THE MICHIGAN COMPILED LAWS.

21 (4) AS USED IN THIS SECTION:

22 (A) "OFFICE OF THE FRIEND OF THE COURT" MEANS THE AGENCY
23 CREATED IN SECTION 3 OF THE FRIEND OF THE COURT ACT, ACT NO. 294
24 OF THE PUBLIC ACTS OF 1982, BEING SECTION 552.503 OF THE MICHIGAN
25 COMPILED LAWS.

26 (B) "SUPPORT ARREARAGE" MEANS UNPAID SPOUSE OR CHILD SUPPORT
27 PAYMENTS AS DETERMINED BY THE OFFICE OF THE FRIEND OF THE COURT

1 UNDER SECTION 11 OF ACT NO. 294 OF THE PUBLIC ACTS OF 1982, BEING
2 SECTION 552.511 OF THE MICHIGAN COMPILED LAWS.