

SENATE BILL NO. 127

January 27, 1999, Introduced by Senators GAST, MC MANUS,
STILLE and VAN REGENMORTER and referred to the
Committee on Appropriations.

A bill to amend 1846 RS 12, entitled
"Of certain state officers,"
by amending section 33 (MCL 14.33), as amended by 1996 PA 563.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 33. (1) All ~~moneys~~ MONEY received by the attorney
2 general, for debts due, or penalties forfeited to the people of
3 this state, shall be paid by him or her, immediately after
4 receipt, into the state treasury.

5 (2) Except as otherwise provided in this section, any pro-
6 ceeds from a lawsuit settlement entered into by a state agency,
7 department, division, bureau, board, commission, council, author-
8 ity, or other body in the executive branch of state government or
9 an individual acting on behalf of the executive branch of state
10 government as the result of an action instituted on behalf of the
11 state against a private individual or business or any other

1 private organization shall be deposited into a restricted fund
2 ~~to~~ AND be used ONLY ON APPROPRIATION as provided ~~by law~~ IN
3 SECTION 443A OF THE MANAGEMENT AND BUDGET ACT, 1984 PA 431, MCL
4 18.1443A. In case of a conflict between this section and ~~another~~
5 ~~state or~~ federal law that requires allocation to a specific fund
6 or account or for a specific purpose or purposes, ~~that other~~
7 ~~state statute or~~ THEN federal law ~~shall prevail~~ PREVAILS.

8 (3) As used in this section, "proceeds" means a cash
9 settlement. Proceeds does not include real property or stocks,
10 bonds, or other evidences of indebtedness unless these items are
11 to be converted into cash as part of the settlement or payments
12 to be made to a specifically designated party as a result of the
13 settlement of a contractual dispute between the state and a party
14 or parties to a contract with the state.