

SENATE BILL NO. 326

February 18, 1999, Introduced by Senators JAYE and GOSCHKA and referred to the Committee on Gaming and Casino Oversight.

A bill to amend 1939 PA 280, entitled
"The social welfare act,"
(MCL 400.1 to 400.119b) by adding section 43b.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 SEC. 43B. (1) AN INDIVIDUAL WHO IS RECEIVING, OR HAS
2 RECEIVED WITHIN THE PREVIOUS 3 YEARS, OR WHOSE SPOUSE OR MINOR
3 CHILDREN ARE RECEIVING OR HAVE RECEIVED WITHIN THE PREVIOUS 3
4 YEARS, ONGOING FAMILY INDEPENDENCE ASSISTANCE UNDER THIS ACT AND
5 WHO WINS AT CASINO GAMING AN AMOUNT FOR WHICH AN INTERNAL REVENUE
6 SERVICE FORM W-2G MUST BE FILED IS LIABLE TO THE DEPARTMENT FOR
7 THE AMOUNT OF FAMILY INDEPENDENCE ASSISTANCE PAID TO THAT INDI-
8 VIDUAL OR HIS OR HER SPOUSE OR MINOR CHILDREN DURING THE PREVIOUS
9 3 YEARS UP TO 50% OF THE AMOUNT OF THE CASINO GAMING WINNINGS.
10 (2) THE DIRECTOR OF THE DEPARTMENT SHALL ENTER INTO A
11 WRITTEN AGREEMENT WITH THE MICHIGAN GAMING CONTROL BOARD CREATED

1 UNDER THE MICHIGAN GAMING CONTROL AND REVENUE ACT, THE INITIATED
2 LAW OF 1996, MCL 432.201 TO 432.226, SETTING FORTH THE PROCEDURES
3 FOR IMPLEMENTING THIS SECTION. THE AGREEMENT SHALL INCLUDE ALL
4 OF THE FOLLOWING:

5 (A) THE PROCEDURE UNDER WHICH THE DEPARTMENT AND THE
6 MICHIGAN GAMING CONTROL BOARD CREATED UNDER THE MICHIGAN GAMING
7 CONTROL AND REVENUE ACT, THE INITIATED LAW OF 1996, MCL 432.201
8 TO 432.226, SHALL EXCHANGE INFORMATION REGARDING CASINO GAMING
9 WINNINGS AND INDIVIDUALS WHO RECEIVED CASH ASSISTANCE WITHIN THE
10 PREVIOUS 3 YEARS.

11 (B) A STATEMENT THAT THE INDIVIDUAL LIABLE UNDER SUBSECTION
12 (1) SHALL PROVIDE ALL THE INFORMATION REQUIRED FOR THE INTERNAL
13 REVENUE SERVICE FORM W-2G.

14 (C) ANY OTHER MATTER THAT THE PARTIES TO THE AGREEMENT CON-
15 sider NECESSARY TO CARRY OUT THIS SECTION.

16 (3) THE DEPARTMENT SHALL PROVIDE WRITTEN NOTICE TO EACH
17 CASINO GAMING WINNER LIABLE TO THE DEPARTMENT UNDER
18 SUBSECTION (1) OF THE AMOUNT OF THE CASINO GAMING WINNINGS TO BE
19 CREDITED AGAINST ASSISTANCE RECEIVED AS DESCRIBED IN SUBSECTION
20 (1) AND OF THE PROCEDURE AND TIME FRAME BY WHICH THE CASINO
21 GAMING WINNER MAY CONTEST THAT CREDITING. THE NOTICE SHALL
22 INCLUDE THE ADDRESS AND TELEPHONE NUMBER OF THE DEPARTMENT AND
23 THE NAME OF THE INDIVIDUAL THE CASINO GAMING WINNER MAY CONTACT
24 WITH RESPECT TO THE INDIVIDUAL'S LIABILITY FOR ASSISTANCE OR THE
25 PAYMENT OF THAT LIABILITY. THE PROCEDURE SHALL INCLUDE THE RIGHT
26 TO A HEARING BEFORE AN ADMINISTRATIVE LAW JUDGE.

1 (4) THE DEPARTMENT SHALL NOTIFY EACH APPLICANT FOR OR
2 RECIPIENT OF ONGOING CASH ASSISTANCE OF THE REQUIREMENTS OF THIS
3 SECTION. NOTICE SHALL BE GIVEN WITHIN 180 DAYS AFTER THE EFFEC-
4 TIVE DATE OF THIS SECTION OR UPON THE DATE OF APPLICATION, WHICH-
5 EVER IS EARLIER.

6 Enacting section 1. This amendatory act does not take
7 effect unless Senate Bill No. 327
8 of the 90th Legislature is enacted
9 into law.