HOUSE BILL No. 4634

May 6, 2003, Introduced by Reps. Murphy, Clack, Accavitti, Stallworth, Byrum, Hopgood, Condino, Sak, Plakas, Jamnick, Gieleghem, Elkins, Vagnozzi, Law, Dennis and Hardman and referred to the Committee on Family and Children Services.

A bill to amend 1995 PA 29, entitled

"Uniform unclaimed property act,"

by amending the title and sections 2, 14, 18, 19, 20, 21, 24, 25, 27, 31, and 33 (MCL 567.222, 567.234, 567.238, 567.239, 567.240, 567.241, 567.244, 567.245, 567.247, 567.251, and 567.253), sections 18, 19, 20, 25, and 31 as amended by 1997 PA 195, and by adding section 2a; and to repeal acts and parts of acts.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 TITLE

An act concerning unclaimed property; to provide for the reporting and disposition of unclaimed property; to make uniform the law concerning unclaimed property, other than the disposition of unclaimed child support; to prescribe the powers and duties of certain state agencies and officials; to prescribe penalties and provide remedies; and to repeal acts and parts of acts.

- 1 Sec. 2. As used in this act, unless the context otherwise
- 2 requires:
- 3 (a) "Administrator" means the state treasurer.
- 4 (b) "Apparent owner" means the person whose name appears on
- 5 the records of the holder as the person entitled to property
- 6 held, issued, or owing by the holder.
- 7 (c) "Attorney general" means the department of attorney
- 8 general.
- 9 (d) "Banking organization" means a bank, trust company,
- 10 savings bank, industrial bank, land bank, safe deposit company,
- 11 or private banker -, or -any another organization defined by
- 12 law as a bank or banking organization.
- (e) "Business association" means a nonpublic corporation,
- 14 joint stock company, investment company, business trust,
- 15 partnership, or association for business purposes of 2 or more
- 16 individuals, whether or not for profit, including a banking
- 17 organization, financial organization, insurance company, or
- 18 utility.
- 19 (f) "Children's trustee" means the position established in
- 20 section 2a with the responsibility for undisbursed child support
- 21 collections as provided in this act.
- 22 (g) —(f) "Domicile" means the state of incorporation of a
- 23 corporation and the state of the principal place of business of
- 24 an unincorporated person.
- 25 (h) -(g) "Financial organization" means a savings and loan
- 26 association, cooperative bank, building and loan association,
- 27 savings bank, or credit union.

- 1 (i) "Friend of the court" means an office of the friend of
- 2 the court created under section 3 of the friend of the court act,
- 3 1982 PA 294, MCL 552.503.
- 4 (j) -(h) "Holder" means a person, wherever organized or
- 5 domiciled, who is 1 or more of the following:
- 6 (i) In possession of property belonging to another.
- 7 (ii) A trustee.
- 8 (iii) Indebted to another on an obligation.
- 9 (k) -(i) "Insurance company" means an individual,
- 10 association, corporation, or fraternal or mutual benefit
- 11 organization, or any other another legal entity, whether or not
- 12 for profit, that is engaged or attempting to engage in the
- 13 business of making insurance or surety contracts.
- 14 (l) -(j) "Intangible property" includes all of the
- 15 following:
- 16 (i) Money, checks, drafts, deposits, interest, dividends, and
- 17 income.
- 18 (ii) Credit balances, customer overpayments, gift
- 19 certificates, security deposits, refunds, credit memos, unpaid
- 20 wages, unused airline tickets, and unidentified remittances.
- 21 (iii) Stocks and other intangible ownership interests in
- 22 business associations.
- 23 (iv) Money deposited to redeem stocks, bonds, coupons, and
- 24 other securities, or to make distributions.
- **25** (v) Amounts due and payable under the terms of insurance
- 26 policies.
- 27 (vi) Amounts distributable from a trust or custodial fund

- 1 established under a plan to provide health, welfare, pension,
- 2 vacation, severance, retirement, death, stock purchase, profit
- 3 sharing, employee savings, supplemental unemployment insurance,
- 4 or similar benefits.
- 5 (vii) Money paid as child support to the friend of the court
- 6 or the state disbursement unit.
- 7 (m) $\frac{(k)}{(k)}$ "Last known address" means a description of the
- 8 location of the apparent owner sufficient for the purpose of the
- 9 delivery of mail.
- 10 (n) -(l) "Owner" means a depositor, in the case of a
- 11 deposit; a beneficiary, in case of a trust other than a deposit
- 12 in trust; a creditor, claimant, or payee, in the case of other
- 13 intangible property; or a person having a legal or equitable
- 14 interest in property subject to this act. Owner includes the
- 15 legal representative of the person defined as an owner in this
- 16 subdivision.
- 17 (o) —(m) "Person" means an individual, business association,
- 18 state or other government, governmental subdivision or agency,
- 19 public corporation, public authority, estate, or trust, 2 or more
- 20 persons having a joint or common interest, or -any other another
- 21 legal or commercial entity.
- 22 (p) —(n)— "Property" means tangible or intangible personal
- 23 property owned by a person.
- 24 (q) —(o) "State" means —any a state, district,
- 25 commonwealth, territory, insular possession, or -any- other area
- 26 subject to the legislative authority of the United States.
- 27 (r) "State disbursement unit" or "SDU" means the entity

- 1 established in section 6 of the office of child support act, 1971
- 2 PA 174, MCL 400.236.
- 3 (s) "Undisbursed child support" means money paid as child
- 4 support to a friend of the court or the SDU that is reportable
- 5 and payable to the children's trustee under this act.
- 6 (t) "Undisbursed child support fund" means the fund
- 7 established in section 24.
- 8 (u) (p) "Utility" means a person who owns or operates for
- 9 public use any plant, equipment, property, franchise, or license
- 10 for the transmission of communications or the production,
- 11 storage, transmission, sale, delivery, or furnishing of
- 12 electricity, water, steam, or gas.
- 13 Sec. 2a. (1) The children's trustee is established within
- 14 the department of treasury in the agency that is responsible for
- 15 unclaimed property that is paid or delivered to the administrator
- 16 under this act. The children's trustee has control over and is
- 17 responsible for the proper distribution of undisbursed child
- 18 support. If both the administrator and the children's trustee
- 19 have a power or duty under this act, the children's trustee has
- 20 the power or duty to the exclusion of the administrator, but only
- 21 as to undisbursed child support.
- 22 (2) Annually before February 1, the children's trustee shall
- 23 report to the appropriations committees of the senate and house
- 24 of representatives all of the following for the previous fiscal
- 25 year:
- 26 (a) Amount of undisbursed child support paid to the
- 27 undisbursed child support fund.

- 1 (b) Number of children who received money from the
- 2 undisbursed child support fund.
- 3 (c) Recommendations for future distribution of money from the
- 4 undisbursed child support fund.
- 5 (3) The administrator shall provide the children's trustee
- 6 with sufficient staff and other resources for the children's
- 7 trustee to carry out the duties required by this act.
- 8 (4) This section is repealed 3 years after the effective date
- 9 of this section.
- 10 Sec. 14. (1) Property held for the owner by a court, state,
- 11 or other government, governmental subdivision or agency, public
- 12 corporation, or public authority that remains unclaimed by the
- 13 owner for more than 1 year after becoming payable or
- 14 distributable is presumed abandoned.
- 15 (2) As clarification and without limiting the property to
- 16 which this section applies, this section applies to intangible
- 17 property that is money paid as child support to the friend of the
- 18 court or the state disbursement unit.
- 19 Sec. 18. (1) A person holding property presumed abandoned
- 20 and subject to the state's custody as unclaimed property under
- 21 this act shall report to the administrator or children's trustee
- 22 concerning the property as provided in this section.
- 23 (2) The report shall be verified and shall include all of the
- 24 following:
- 25 (a) The name, if known, social security number, if known, and
- 26 last known address, if any, of each person appearing from the
- 27 records of the holder to be the owner of property of the value of

- 1 \$50.00 or more presumed abandoned under this act. The children's
- 2 trustee shall ensure that a holder of undisbursed child support
- 3 reports the names of possible recipients of the undisbursed child
- 4 support. This subdivision does not apply to travelers checks and
- 5 money orders.
- 6 (b) In the case of unclaimed funds of \$50.00 or more held or
- 7 owing under -any a life or endowment insurance policy or annuity
- 8 contract, the full name and last known address of the insured or
- 9 annuitant and of the beneficiary according to the records of the
- 10 insurance company holding or owing the funds.
- 11 (c) In the case of the contents of a safe deposit box or
- 12 other safekeeping repository or of other tangible property, a
- 13 description of the property and the place where it is held and
- 14 may be inspected by the administrator and any amounts owing to
- 15 the holder.
- 16 (d) The nature and identifying number, if any, or description
- 17 of the property and the amount appearing from the records to be
- 18 due. However, items of value under \$50.00 each may be reported
- 19 in the aggregate.
- (e) The date the property became payable, demandable, or
- 21 returnable, and the date of the last transaction with the
- 22 apparent owner with respect to the property.
- 23 (f) Other information the administrator or children's trustee
- 24 requires by rule as necessary for the administration of this
- 25 act.
- 26 (3) If the person holding property presumed abandoned and
- 27 subject to the state's custody as unclaimed property under this

- 1 act is a successor to other persons who previously held the
- 2 property for the apparent owner, or the holder has changed its
- 3 name while holding the property, the holder shall file with the
- 4 report all known names and addresses of each previous holder of
- 5 the property.
- **6** (4) Except as otherwise provided in this subsection, the
- 7 report shall be filed on or before November 1 of each year for
- 8 the 12-month period ending on the immediately preceding June 30.
- 9 The administrator or children's trustee may postpone the date to
- 10 file a report, on written request by -any a person required to
- 11 file a report under this section. The administrator or
- 12 children's trustee may extend the filing date for up to 60 days
- 13 after the deadline if an estimated payment is paid on or before
- 14 the deadline for the 12-month period ending on the immediately
- 15 preceding June 30. Remittance of an estimated payment without a
- 16 report on or before the deadline shall be considered a request
- 17 for extension. A request for extension of time to file the
- 18 report is not a request for an extension of time to remit
- 19 payments. Interest and penalties will not accrue during the
- 20 extension period against a person who remits an estimated
- 21 payment. The administrator or children's trustee shall determine
- 22 how estimated payments are to be remitted.
- 23 (5) Not less than 60 days or more than 365 days before filing
- 24 the report required by this section, the holder in possession of
- 25 property presumed abandoned and subject to the state's custody as
- 26 unclaimed property under this act shall send written notice to
- 27 the apparent owner at his or her last known address informing him

- 1 or her that the holder is in possession of property subject to
- 2 this act if all of the following requirements are met:
- 3 (a) The holder has in its records an address for the apparent
- 4 owner that the holder's records do not disclose to be
- 5 inaccurate.
- **6** (b) The claim of the apparent owner is not barred by the
- 7 statute of limitations.
- 8 (c) The property has a value of \$50.00 or more or, if the
- 9 holder filing a report under this section is reporting for the
- 10 current report year at least 25,000 properties over \$50.00 each,
- 11 the property has a value of \$100.00 or more.
- 12 Sec. 19. (1) The administrator or children's trustee shall
- 13 cause a notice to be published not later than November 1 of the
- 14 year immediately following the report required by section 18 in a
- 15 newspaper of general circulation in the county of this state in
- 16 which is located the last known address of any person named in
- 17 the notice. If no address is listed or the address is outside
- 18 this state, the notice must be published in the county in which
- 19 the holder of the property has its principal place of business
- 20 within this state or another county as determined by the
- 21 administrator or children's trustee.
- 22 (2) The published notice shall be entitled "notice of names
- 23 of persons appearing to be owners of abandoned property" or
- 24 "notice of names of payees of undisbursed child support" and
- 25 contain all of the following:
- 26 (a) The names, in alphabetical order, of persons listed in
- 27 the report and entitled to notice within the county as specified

- 1 in subsection (1). The notice of names of payees of undisbursed
- 2 child support shall include, as possible owners of undisbursed
- 3 child support, the names of the custodial parent and each child
- 4 for whom support has been paid.
- 5 (b) A statement that information concerning the property may
- 6 be obtained by -any- a person possessing an interest in the
- 7 property by addressing an inquiry to the administrator or
- 8 children's trustee.
- 9 (c) A statement informing an owner of property held by the
- 10 administrator or children's trustee on how to file a claim with
- 11 the administrator or children's trustee to receive his or her
- 12 property.
- 13 (3) The administrator or children's trustee is not required
- 14 to publish in the notice any items of less than \$50.00 unless the
- 15 administrator or children's trustee considers their publication
- 16 to be in the public interest. The children's trustee shall
- 17 provide public service announcements on filing a claim for
- 18 undisbursed child support.
- 19 (4) The children's trustee shall search for identifying
- 20 information for each owner of undisbursed child support listed in
- 21 the notice published under this section on all of the family
- 22 independence agency's electronic data systems, including, but not
- 23 limited to, the client information system, client services
- 24 system, child support automation systems, state parent locator
- 25 service, and federal parent locator service. The electronic data
- 26 source shall not be released for databases containing
- 27 confidential information.

- 1 (5) $\overline{(4)}$ This section is not applicable to sums payable on
- 2 travelers checks, money orders, and other written instruments
- 3 presumed abandoned under section 5.
- 4 Sec. 20. (1) A person who is required to file a report
- 5 under section 18 shall at the time for filing the report pay or
- 6 deliver to the administrator or children's trustee all abandoned
- 7 property that is required to be reported under section 18 or any
- 8 balance owing if an estimated payment was made under section 18.
- 9 (2) The holder of an interest under section 11 shall deliver
- 10 a duplicate certificate or other evidence of ownership if the
- 11 holder does not issue certificates of ownership to the
- 12 administrator. Upon delivery of a duplicate certificate to the
- 13 administrator, the holder and -any a transfer agent, registrar,
- 14 or other person acting for or on behalf of a holder in executing
- 15 or delivering the duplicate certificate is relieved of all
- 16 liability of every kind in accordance with the provision of
- 17 section 21 to every person, including -any a person acquiring
- 18 the original certificate or the duplicate of the certificate
- 19 issued to the administrator, for -any losses or damages
- 20 resulting to -any a person by the issuance and delivery to the
- 21 administrator of the duplicate certificate.
- 22 Sec. 21. (1) Upon the payment or delivery of property to
- 23 the administrator or children's trustee, the state assumes
- 24 custody and responsibility for the safekeeping of the property.
- 25 A person who pays or delivers property to the administrator or
- 26 children's trustee in good faith is relieved of all liability to
- 27 the extent of the value of the property paid or delivered for

- 1 -any a claim then existing or -which that may arise or be made
- 2 in respect to the property after the payment or delivery to the
- 3 administrator or children's trustee.
- 4 (2) A holder who has paid money to the administrator
- 5 -pursuant to or children's trustee in accordance with this act
- $\boldsymbol{6}$ may make payment to -any \boldsymbol{a} person appearing to the holder to be
- 7 entitled to payment and, upon filing proof of payment and proof
- 8 that the payee was entitled to the payment, the administrator or
- 9 children's trustee shall promptly reimburse the holder for the
- 10 payment without imposing $\frac{1}{2}$ and $\frac{1}{2}$ fee or other charge. If
- 11 reimbursement is sought for a payment made on a negotiable
- 12 instrument, including a travelers check or money order, the
- 13 holder shall be reimbursed under this subsection upon filing
- 14 proof that the instrument was duly presented and that payment was
- 15 made to a person who appeared to the holder to be entitled to
- 16 payment. The holder shall be reimbursed for payment made under
- 17 this subsection even if the payment was made to a person whose
- 18 claim was barred under section 30(1).
- 19 (3) A holder who has delivered property, including a
- 20 certificate of any interest in a business association, other than
- **21** money to the administrator pursuant to **under** this act, may
- 22 reclaim the property if still in the possession of the
- 23 administrator, without paying -any a fee or other charge, upon
- 24 filing proof that the owner has claimed the property from the
- 25 holder.
- 26 (4) The administrator or children's trustee may accept the
- 27 holder's affidavit as sufficient proof of the facts that entitle

- 1 the holder to recover money and property under this section.
- 2 (5) If the holder pays or delivers property to the
- 3 administrator or children's trustee in good faith and another
- 4 person claims the property from the holder or another state
- 5 claims the money or property under its laws relating to escheat
- 6 or abandoned or unclaimed property, the administrator or
- 7 children's trustee, upon written notice of the claim, shall
- 8 defend the holder against the claim and indemnify the holder
- 9 against any liability on the claim.
- 10 (6) For the purposes of this section, "good faith" means all
- 11 of the following:
- 12 (a) That payment or delivery was made in a reasonable attempt
- 13 to comply with this act.
- 14 (b) That the person delivering the property was not a
- 15 fiduciary then in breach of trust in respect to the property and
- 16 had a reasonable basis for believing, based on the facts then
- 17 known to him or her, that the property was abandoned for the
- 18 purposes of this act.
- 19 (c) That there is no showing that the records under which the
- 20 delivery was made did not meet reasonable commercial standards of
- 21 practice in the industry.
- (7) Property removed from a safe deposit box or other
- 23 safekeeping repository is received by the administrator subject
- 24 to the holder's right under this subsection to be reimbursed for
- 25 the actual cost of the opening and to -any a valid lien or
- 26 contract providing for the holder to be reimbursed for unpaid
- 27 rent or storage charges. The administrator shall reimburse or

- 1 pay the holder out of the proceeds remaining after deducting the
- 2 administrator's selling cost.
- 3 (8) For purposes of section 7(1)(e), a banking or financial
- 4 organization is considered to have acted in good faith if it has
- 5 made a reasonable search of its records as determined by the
- 6 commercial standards of practice in the industry and reasonably
- 7 determined that the banking or financial organization does not
- 8 have another relationship with the apparent owner.
- 9 Sec. 24. (1) Except as otherwise provided by this section,
- 10 the administrator shall promptly deposit in the general fund of
- 11 this state all funds received under this act, including the
- 12 proceeds from the sale of abandoned property under section 23.
- 13 The administrator shall retain in a separate trust fund an amount
- 14 not less than \$100,000.00 from which prompt payment of claims
- 15 allowed under this act shall be made. When making the deposit,
- 16 the administrator shall record the name and last known address of
- 17 each person appearing from the holders' reports to be entitled to
- 18 the property and the name and last known address of each insured
- 19 person or annuitant and beneficiary and with respect to each
- 20 policy or contract listed in the report of an insurance company,
- 21 the number of the policy or contract, the name of the insurance
- 22 company, and the amount due. The name of the owner or apparent
- 23 owner and a gross description of the property only shall be
- 24 available for public inspection at all reasonable business
- 25 hours.
- 26 (2) Before making <u>any</u> a deposit to the credit of the
- 27 general fund, the administrator may deduct any of the following:

- 1 (a) Costs in connection with the sale of abandoned property.
- 2 (b) Costs of mailing and publication in connection with -any
- 3 abandoned property.
- 4 (c) Reasonable service charges.
- 5 (d) Costs incurred in examining records of holders of
- 6 property and in collecting the property from those holders.
- 7 (3) The administrator shall transfer to the senior care
- 8 respite fund created in the older Michiganians act, Act No. 180
- 9 of the Public Acts of 1981, being sections 400.581 to 400.594 of
- 10 the Michigan Compiled Laws 1981 PA 180, MCL 400.581 to 400.594,
- **11** funds that escheat to this state pursuant to **under** section 403a
- 12 of the nonprofit health care corporation reform act, Act No. 350
- 13 of the Public Acts of 1980, being section 550.1403a of the
- 14 Michigan Compiled Laws 1980 PA 350, MCL 550.1403a.
- 15 (4) The undisbursed child support fund is created in the
- 16 state treasury as a separate fund. The undisbursed child support
- 17 fund shall be administered by the children's trustee. The
- 18 administrator shall transfer to the undisbursed child support
- 19 fund undisbursed child support that escheats to this state under
- 20 this act. Money in the fund shall be expended only as provided
- 21 in this act and the child support assurance project act. Money
- 22 in the fund at the close of the fiscal year shall remain in the
- 23 fund and shall not lapse to the general fund.
- 24 Sec. 25. (1) A person, excluding another state, claiming an
- 25 interest in -any- a property paid or delivered to the
- 26 administrator or children's trustee under this act, may file with
- 27 the administrator or children's trustee a claim on a form

- 1 prescribed by the administrator or children's trustee and
- 2 verified by the claimant.
- 3 (2) The administrator or children's trustee shall consider
- 4 each claim within 90 days after it is filed and give written
- 5 notice to the claimant if the claim is denied in whole or in
- 6 part. The notice may be given by mailing it to the last address,
- 7 if any, stated in the claim as the address to which notices are
- 8 to be sent. If no address for notices is stated in the claim,
- 9 the notice may be mailed to the last address, if any, of the
- 10 claimant as stated in the claim. No notice of denial need be
- 11 given if the claim fails to state either the last address to
- 12 which notices are to be sent or the address of the claimant.
- 13 (3) If a claim is allowed, the administrator or children's
- 14 trustee shall pay over or deliver to the claimant the property or
- 15 the amount the administrator or children's trustee actually
- 16 received or the net proceeds if it has been sold by the
- 17 administrator, plus any additional amount required by section
- 18 22. If the property claimed was interest bearing to the owner on
- 19 the date of surrender by the holder, and if the date of surrender
- 20 is on or after March 28, 1996, the administrator also shall pay
- 21 interest at a rate of 6% a year or any lesser rate the property
- 22 earned while in the possession of the holder. Interest begins to
- 23 accrue when the interest bearing property is delivered to the
- 24 administrator and ceases on the earlier of the expiration of 10
- 25 years after delivery or the date on which payment is made to the
- 26 owner. No interest on interest bearing property is payable for
- 27 any period before March 28, 1996.

- 1 (4) Any A holder who pays the owner for property that has
- 2 been delivered to the state and -which- that, if claimed from the
- 3 administrator or children's trustee, would be subject to
- 4 subsection (3) shall add interest as provided in that
- 5 subsection. The added interest must be repaid to the holder by
- 6 the administrator or children's trustee in the same manner as the
- 7 principal.
- 8 Sec. 27. A person who is aggrieved by a decision of the
- 9 administrator or children's trustee or whose claim has not been
- 10 acted upon within 90 days after its filing may bring an action to
- 11 establish the claim in the circuit court, naming the
- 12 administrator or children's trustee as a defendant. The action
- 13 shall be brought within 90 days after the decision of the
- 14 administrator or children's trustee or within 180 days after the
- 15 filing of the claim if the administrator or children's trustee
- 16 has failed to act on it. If the aggrieved person establishes the
- 17 claim in an action against the administrator or children's
- 18 trustee, the court shall award the claimant costs and reasonable
- 19 attorney's fees.
- 20 Sec. 31. (1) The administrator or children's trustee may
- 21 require a person who has not filed a report under this act or a
- 22 person who the administrator or children's trustee believes has
- 23 filed an inactive, incomplete, or false report, to file a
- 24 verified report in a form specified by the administrator or
- 25 children's trustee. The report shall state whether the person is
- 26 holding -any unclaimed property reportable or deliverable under
- 27 this act, describe unclaimed property not previously reported or

- 1 as to which the administrator or children's trustee has made
- 2 inquiry, and specifically identify and state the amounts of
- 3 property that may be in issue.
- 4 (2) The administrator or children's trustee, at reasonable
- 5 times and upon reasonable notice, may examine the records of a
- 6 person to determine whether the person has complied with this
- 7 act. The administrator or children's trustee may conduct the
- 8 examination even if the person believes he or she is not in
- 9 possession of any property reportable or deliverable under this
- 10 act. The administrator or children's trustee may contract with
- 11 -any other person to conduct the examination on behalf
- 12 of the administrator or children's trustee.
- 13 (3) If a person is treated under section 13 as the holder of
- 14 the property only insofar as the interest of the business
- 15 association in the property is concerned, the administrator,
- 16 pursuant to as provided in subsection (2), may examine the
- 17 records of the person if the administrator has given the notice
- 18 required by subsection (2) to both the person and the business
- 19 association at least 90 days before the examination.
- 20 (4) If an examination of the records of a person results in
- 21 the disclosure of property reportable and deliverable under this
- 22 act, the administrator or children's trustee may assess the cost
- 23 of the examination against the holder at the rate of \$50.00 a day
- 24 for each examiner. -; however, the The charges shall not exceed
- 25 the value of the property found to be reportable and
- 26 deliverable. The cost of examination made -pursuant to under
- 27 subsection (3) shall be imposed only against the business

- 1 association.
- 2 (5) If, after March 28, 1996, a holder fails -after the
- 3 effective date of this act to maintain the records required by
- 4 section 32 and the records of the holder available for the
- 5 periods subject to this act are insufficient to permit the
- 6 preparation of a report, the administrator or children's trustee
- 7 may require the holder to report and pay an amount as may
- 8 reasonably be estimated from any available records.
- 9 Sec. 33. The administrator or children's trustee may bring
- 10 an action in a court of competent jurisdiction to enforce this
- **11** act.
- 12 Enacting section 1. This amendatory act does not take
- 13 effect unless all of the following bills of the 92nd Legislature
- 14 are enacted into law:
- 15 (a) Senate Bill No. _____ or House Bill No. 4636
- **16** (request no. 00631'03).
- 17 (b) Senate Bill No. _____ or House Bill No. 4635
- **18** (request no. 00632'03).

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