

# SENATE BILL No. 848

October 25, 2007, Introduced by Senators PAPPAGEORGE, HUNTER, KUIPERS, JACOBS, JANSEN, THOMAS, ANDERSON, BASHAM, BARCIA, OLSHOVE, BROWN, SANBORN, GLEASON, GILBERT, CLARKE, JELINEK, VAN WOERKOM, BRATER and SCHAUER and referred to the Committee on Homeland Security and Emerging Technologies.

A bill to amend 1946 (1st Ex Sess) PA 9, entitled

"An act to create the Michigan veterans' trust fund, and to define who shall be eligible to receive assistance therefrom; to provide for the disbursement of the income thereof and surplus therein; to create a board of trustees, and to prescribe its powers and duties; to provide for county and district committees, and their powers, duties, and expenses; to prescribe penalties; and to make appropriations to carry out the provisions of this act,"

by amending section 5 (MCL 35.605), as amended by 2002 PA 53.

## THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1           Sec. 5. (1) The earnings of the Michigan veterans' trust fund  
2 shall be allocated from time to time by the board of trustees as  
3 follows:

4           (a) The operating expenses of the fund shall be approved  
5 annually and funded from the surplus earnings.

1 (b) Fifty percent of the remaining surplus in and the earnings  
2 of the fund shall be allocated for distribution to county and  
3 district committees on the basis of need as determined by the  
4 board.

5 (c) The balance of the surplus in and earnings of the trust  
6 fund after allocations under subdivisions (a) and (b) shall be  
7 allocated in part or in whole to the several county and district  
8 committees on the basis of veteran population. The funds made  
9 available to the board of trustees for distribution to county and  
10 district committees on the basis of need as determined by the board  
11 of trustees shall be disbursed only for the same purposes of  
12 providing for needs of Michigan veterans as defined by 1965 PA 190,  
13 MCL 35.61 to 35.62, or their dependents as are the funds allocated  
14 to county and district committees on the basis of veteran  
15 population.

16 (2) The state treasurer shall direct the investment of the  
17 Michigan veterans' trust fund. The state treasurer shall have the  
18 same authority to invest the assets of the trust fund as is granted  
19 to an investment fiduciary under the public employee retirement  
20 system investment act, 1965 PA 314, MCL 38.1132 to ~~38.1140~~  
21 **38.1140M. THE STATE TREASURER SHALL COMPLY WITH THE DIVESTMENT FROM**  
22 **TERROR ACT IN MAKING INVESTMENTS UNDER THIS ACT.** The trust fund  
23 shall be considered state funds and shall be protected by the  
24 official bond of the state treasurer.

25 (3) The state treasurer shall annually prepare an accounting  
26 of revenues and expenditures from the trust fund. This accounting  
27 shall specifically identify the interest and earnings of the trust

1 fund, shall describe how the amount of interest and earnings has  
2 been affected by the expanded investment options provided for in  
3 subsection (2), and shall identify how the increased interest and  
4 earnings, if any, have been expended. This accounting shall be  
5 provided to the senate and house of representatives appropriations  
6 committees.

7 Enacting section 1. This amendatory act does not take effect  
8 unless Senate Bill No. 846

9 of the 94th Legislature is enacted into law.