

SENATE BILL No. 1618

November 6, 2008, Introduced by Senators BIRKHOLZ, JANSEN, RICHARDVILLE, BARCIA, CHERRY, HARDIMAN, JACOBS and WHITMER and referred to the Committee on Judiciary.

A bill to amend 1961 PA 236, entitled
"Revised judicature act of 1961,"
by amending section 181 (MCL 600.181), as added by 2003 PA 97.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 181. (1) The justice system fund is created in the state
2 treasury. The money in the fund shall be used as provided in this
3 section.

4 (2) The state treasurer shall credit to the justice system
5 fund deposits of proceeds from the collection of revenue from court
6 assessments and costs designated by law for deposit in the fund and
7 shall credit all income from investment credited to the fund by the
8 state treasurer. The state treasurer may invest money in the fund
9 in any manner authorized by law for the investment of state money.

1 However, an investment shall not interfere with any apportionment,
2 allocation, or payment of money as required by this section. The
3 unencumbered balance remaining in the fund at the end of a fiscal
4 year shall remain in the fund and shall not revert to the general
5 fund.

6 ~~—— (3) In the state fiscal year beginning October 1, 2003, the~~
7 ~~state treasurer shall distribute the proceeds of the fund monthly~~
8 ~~as follows:~~

9 ~~—— (a) To the secondary road patrol and training fund created in~~
10 ~~section 629e of the Michigan vehicle code, 1949 PA 300, MCL~~
11 ~~257.629e, an amount equal to \$10.00 multiplied by the number of~~
12 ~~civil infraction actions on which assessments are collected each~~
13 ~~month under section 629e or 907 of the Michigan vehicle code, 1949~~
14 ~~PA 300, MCL 257.629e and 257.907.~~

15 ~~—— (b) The balance of the fund remaining after the allocation in~~
16 ~~subdivision (a) shall be distributed as follows:~~

17 ~~—— (i) To the highway safety fund created in section 629e of the~~
18 ~~Michigan vehicle code, 1949 PA 300, MCL 257.629e, 24.7% of the fund~~
19 ~~balance.~~

20 ~~—— (ii) To the jail reimbursement program fund created in section~~
21 ~~629e of the Michigan vehicle code, 1949 PA 300, MCL 257.629e, 13%~~
22 ~~of the fund balance.~~

23 ~~—— (iii) To the Michigan justice training fund created in section 5~~
24 ~~of 1982 PA 302, MCL 18.425, 13% of the fund balance.~~

25 ~~—— (iv) To the secretary of the legislative retirement system for~~
26 ~~deposit with the state treasurer in the retirement fund created in~~
27 ~~the Michigan legislative retirement system act, 1957 PA 261, MCL~~

~~38.1001 to 38.1080, 1.2% of the fund balance.~~

~~—— (v) To the drug treatment courts fund created in section 185,
2.35% of the fund balance.~~

~~—— (vi) To the state forensic lab fund created in section 3 of the
forensic laboratory funding act, 1994 PA 35, MCL 12.203, 3.9% of
the fund balance.~~

~~—— (vii) To the state court fund created in section 151a, 14.3% of
the fund balance.~~

~~—— (viii) To the court equity fund created in section 151b, 25.55%
of the fund balance.~~

~~—— (ix) To the state treasurer for monitoring of collection and
distribution of fund receipts, 1% of the fund balance.~~

~~—— (x) To the state court administrative office for management
assistance and audit of trial court collections, 1% of the fund
balance.~~

~~(3) (4) In the state fiscal year beginning October 1, 2004 and
each EACH fiscal year, following, the state treasurer shall
distribute the proceeds of the fund monthly as follows:~~

~~(a) To the secondary road patrol and training fund created in
section 629e of the Michigan vehicle code, 1949 PA 300, MCL
257.629e, an amount equal to \$10.00 multiplied by the number of
civil infraction actions on which assessments are collected each
month under section 629e or 907 of the Michigan vehicle code, 1949
PA 300, MCL 257.629e and 257.907.~~

~~(b) The balance of the fund remaining after the allocation in
subdivision (a) shall be distributed as follows:~~

~~(i) To the highway safety fund created in section 629e of the~~

1 Michigan vehicle code, 1949 PA 300, MCL 257.629e, ~~24.8%~~**24.11%** of
2 the fund balance.

3 (ii) To the jail reimbursement program fund created in section
4 629e of the Michigan vehicle code, 1949 PA 300, MCL 257.629e, ~~12.4%~~
5 **12.05%** of the fund balance.

6 (iii) To the Michigan justice training fund created in section 5
7 of 1982 PA 302, MCL 18.425, ~~12.4%~~**12.05%** of the fund balance.

8 (iv) To the secretary of the legislative retirement system for
9 deposit with the state treasurer in the retirement fund created in
10 the Michigan legislative retirement system act, 1957 PA 261, MCL
11 38.1001 to 38.1080, ~~1.15%~~**1.12%** of the fund balance.

12 (v) To the drug treatment courts fund created in section 185,
13 ~~2.85%~~**2.77%** of the fund balance.

14 (vi) To the state forensic lab fund created in section 3 of the
15 forensic laboratory funding act, 1994 PA 35, MCL 12.203, ~~5.6%~~**5.44%**
16 of the fund balance.

17 (vii) To the state court fund created in section 151a, ~~13.3%~~
18 **12.93%** of the fund balance.

19 (viii) To the court equity fund created in section 151b, ~~25.5%~~
20 **24.79%** of the fund balance.

21 (ix) To the state treasurer for monitoring of collection and
22 distribution of fund receipts, 1% of the fund balance.

23 (x) To the state court administrative office for management
24 assistance and audit of trial court collections, 1% of the fund
25 balance.

26 **(xi) TO THE SEXUAL ASSAULT VICTIMS' MEDICAL FORENSIC**
27 **INTERVENTION AND TREATMENT FUND, 2.74% OF THE FUND BALANCE.**

1 Enacting section 1. This amendatory act does not take effect
2 unless all of the following bills of the 94th Legislature are
3 enacted into law:

4 (a) House Bill No. 5054.

5

6 (b) House Bill No. 5055.

7

8 (c) Senate Bill No. 1616.

9