

HOUSE SUBSTITUTE FOR  
SENATE BILL NO. 1003

A bill to amend 1989 PA 196, entitled

"An act to abolish the criminal assessments commission; to prescribe certain duties of the crime victim services commission; to create the crime victim's rights fund; to provide for expenditures from the fund; to provide for assessments against criminal defendants and certain juvenile offenders; to provide for payment of crime victim's rights services; and to prescribe the powers and duties of certain state and local agencies and departments,"

by amending section 4 (MCL 780.904), as amended by 2010 PA 202.

**THE PEOPLE OF THE STATE OF MICHIGAN ENACT:**

1       Sec. 4. (1) The crime victim's rights fund is created as a  
2       separate fund in the state treasury. The state treasurer shall  
3       credit to the fund all amounts received under this act and as  
4       provided by law. The state treasurer shall invest fund money in the  
5       same manner as surplus funds are invested under section 3 of 1855  
6       PA 105, MCL 21.143. Earnings from the fund shall be credited to the

fund.

(2) The fund shall be expended only as provided in this act. Amounts in the fund in excess of the necessary revenue determined by the commission under section 3(a) may be used for crime victim compensation under 1976 PA 223, MCL 18.351 to 18.368. ~~Before October 1, 2010, any~~ **ANY** additional excess revenue that has not been used for crime victim compensation may be used to provide ~~any of the following services:~~

~~—— (a) The operation and enhancement of the sex offender registry compiled and maintained under the sex offenders registration act, 1994 PA 295, MCL 28.721 to 28.736.~~

~~—— (b) The Amber alert program under the Michigan Amber alert act, 2002 PA 712, MCL 28.751 to 28.754.~~

~~—— (c) Treatment services for victims of conduct prohibited under sections 520b to 520g of the Michigan penal code, 1931 PA 328, MCL 750.520b to 750.520g.~~

~~—— (d) Polygraph examination as that term is defined under section 2 of the polygraph protection act of 1981, 1982 PA 44, MCL 37.202.~~

~~—— (e) The expert witness testimony of a forensic scientist.~~ **FOR ESTABLISHMENT AND MAINTENANCE OF A STATEWIDE TRAUMA SYSTEM, INCLUDING STAFF SUPPORT ASSOCIATED WITH TRAUMA AND RELATED EMERGENCY MEDICAL SERVICES PROGRAM ACTIVITIES. NOT MORE THAN \$3,500,000.00 SHALL BE EXPENDED FOR THIS PURPOSE FROM THE FUND IN ANY FISCAL YEAR.**

(3) BEGINNING OCTOBER 1, 2014, THE AMOUNT EXPENDED FOR THE STATEWIDE TRAUMA SYSTEM FROM THE FUND SHALL NOT EXCEED 50% OF THE

1   MAXIMUM ALLOWABLE UNDER SUBSECTION (2), UNLESS THE AMOUNT EXPENDED  
2   IS REASONABLY PROPORTIONAL TO CRIME VICTIMS' UTILIZATION OF THE  
3   STATEWIDE TRAUMA SYSTEM.

4       Enacting section 1. This amendatory act takes effect April 1,  
5   2011.

6       Enacting section 2. This amendatory act does not take effect  
7   unless all of the following bills of the 95th Legislature are  
8   enacted into law:

9       (a) House Bill No. 5661.

10      (b) House Bill No. 5667.