

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

1 fund.

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

9 ~~—— (a) The operation and enhancement of the sex offender registry~~
 10 ~~compiled and maintained under the sex offenders registration act,~~
 11 ~~1994 PA 295, MCL 28.721 to 28.736.~~

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

14 ~~—— (c) Treatment services for victims of conduct prohibited under~~
 15 ~~sections 520b to 520g of the Michigan penal code, 1931 PA 328, MCL~~
 16 ~~750.520b to 750.520g.~~

17 ~~—— (d) Polygraph examination as that term is defined under~~
 18 ~~section 2 of the polygraph protection act of 1981, 1982 PA 44, MCL~~
 19 ~~37.202.~~

20 ~~—— (e) The expert witness testimony of a forensic scientist.~~ **FOR**
 21 **ESTABLISHMENT AND MAINTENANCE OF A STATEWIDE TRAUMA SYSTEM,**
 22 **INCLUDING STAFF SUPPORT ASSOCIATED WITH TRAUMA AND RELATED**
 23 **EMERGENCY MEDICAL SERVICES PROGRAM ACTIVITIES. NOT MORE THAN**
 24 **\$3,500,000.00 SHALL BE EXPENDED FOR THIS PURPOSE FROM THE FUND IN**
 25 **ANY FISCAL YEAR.**

26 (3) BEGINNING OCTOBER 1, 2014, THE AMOUNT EXPENDED FOR THE
 27 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.