

SUBSTITUTE FOR
SENATE BILL NO. 341

A bill to amend 2002 PA 712, entitled
"Michigan Amber alert act,"
(MCL 28.751 to 28.754) by amending the title, as amended by 2005 PA
205, and by adding section 5.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 TITLE

2 An act to prescribe the Amber alert of Michigan as the
3 official response to reports of child abductions; to prohibit
4 certain conduct; **TO CREATE THE MICHIGAN AMBER ALERT FUND; TO**
5 **PROVIDE FOR THE DISTRIBUTION OF THE MONEY FROM THE MICHIGAN AMBER**
6 **ALERT FUND; TO PROVIDE FOR APPROPRIATIONS;** and to prescribe
7 penalties.

8 SEC. 5. (1) THE MICHIGAN AMBER ALERT FUND IS CREATED IN THE
9 DEPARTMENT TO PROVIDE FUNDS FOR THE MAINTENANCE, OPERATION, AND

1 ADMINISTRATION OF THE MICHIGAN AMBER ALERT PLAN. THE DEPARTMENT
2 SHALL BE THE ADMINISTRATOR OF THE FUND FOR AUDITING PURPOSES.

3 (2) THE STATE TREASURER SHALL CREDIT TO THE FUND ALL AMOUNTS
4 APPROPRIATED FOR THIS PURPOSE UNDER SECTION 435 OF THE INCOME TAX
5 ACT OF 1967, 1967 PA 281, MCL 206.435, AND MONEY FROM ANY OTHER
6 SOURCE FOR DEPOSIT INTO THE FUND.

7 (3) THE STATE TREASURER SHALL DIRECT THE INVESTMENT OF THE
8 FUND. THE FUND SHALL CONSIST OF THE MONEY CREDITED TO THE FUND
9 PURSUANT TO SECTION 435 OF THE INCOME TAX ACT OF 1967, 1967 PA 281,
10 MCL 206.435, ANY INTEREST AND EARNINGS ACCRUING FROM THE SAVING AND
11 INVESTMENT OF THAT MONEY, AND MONEY FROM ANY OTHER SOURCE.

12 (4) MONEY IN THE FUND AT THE CLOSE OF THE YEAR SHALL REMAIN IN
13 THE FUND AND SHALL NOT LAPSE TO THE GENERAL FUND.

14 (5) THE MONEY, INTEREST, AND EARNINGS OF THE FUND SHALL BE
15 EXPENDED SOLELY FOR THE PURPOSES DESCRIBED IN THIS ACT. THE MONEY
16 IN THE FUND THAT IS AVAILABLE FOR DISTRIBUTION SHALL BE
17 APPROPRIATED EACH YEAR. MONEY GRANTED OR RECEIVED AS A GIFT OR
18 DONATION TO THE FUND IS AVAILABLE FOR DISTRIBUTION UPON
19 APPROPRIATION.

20 (6) AS USED IN THIS SECTION:

21 (A) "DEPARTMENT" MEANS THE DEPARTMENT OF STATE POLICE.

22 (B) "FUND" MEANS THE MICHIGAN AMBER ALERT FUND.

23 Enacting section 1. This amendatory act does not take effect
24 unless Senate Bill No. 342 of the 97th Legislature is enacted into
25 law.