

# SENATE BILL No. 852

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

A bill to amend 2000 PA 489, entitled  
"Michigan trust fund act,"  
by amending section 7 (MCL 12.257), as amended by 2007 PA 50.

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

1           Sec. 7. (1) The 21st century jobs trust fund is established in  
2 the department of treasury. The 21st century jobs trust fund shall  
3 consist of donations of money made to the 21st century jobs trust  
4 fund from any source and, to the extent provided in section 8(1) of  
5 the Michigan tobacco settlement finance authority act, 2005 PA 226,  
6 MCL 129.268, the net proceeds of the sale of tobacco settlement  
7 revenues to the tobacco settlement finance authority under the  
8 Michigan tobacco settlement finance authority act, 2005 PA 226, MCL  
9 129.261 to 129.279.

1           (2) The state treasurer shall direct the investment of the  
2 21st century jobs trust fund, which may be invested as part of the  
3 common cash of this state under 1967 PA 55, MCL 12.51 to 12.53, but  
4 shall be separately accounted for by the state treasurer. The state  
5 treasurer may invest the funds or assets of the 21st century jobs  
6 trust fund in any investment authorized under 1855 PA 105, MCL  
7 21.141 to 21.147, for surplus funds of this state, in obligations  
8 issued by any state or political subdivision or instrumentality of  
9 the United States, or in any obligation issued, assumed, or  
10 guaranteed by a solvent entity created or existing under the laws  
11 of the United States or of any state, district, or territory of the  
12 United States, which are not in default as to principal or  
13 interest. **IN ADDITION, THE STATE TREASURER SHALL COMPLY WITH THE**  
14 **DIVESTMENT FROM TERROR ACT IN MAKING INVESTMENTS UNDER THIS**  
15 **SECTION.**

16           (3) Except as provided in subsection (4), money in the 21st  
17 century jobs trust fund at the close of a fiscal year shall remain  
18 in the 21st century jobs trust fund and shall not revert to the  
19 general fund.

20           (4) Interest and earnings from investment of the 21st century  
21 jobs trust fund shall be deposited in the general fund. For the  
22 fiscal year ending September 30, 2007 only, in addition to any  
23 interest and earnings deposited in the general fund under this  
24 subsection, \$50,000,000.00 of the funds in the 21st century jobs  
25 trust fund is transferred to and shall be deposited into the  
26 general fund.

27           (5) Beginning in fiscal year 2008 and through fiscal year

1 2015, each year \$75,000,000.00 of the tobacco settlement revenue  
2 received by this state that is not considered a TSR as that term is  
3 defined under the Michigan tobacco settlement finance authority  
4 act, 2005 PA 226, MCL 129.261 to 129.279, shall be deposited into  
5 the 21st century jobs trust fund.

6 (6) For the fiscal year ending September 30, 2016 only,  
7 \$30,000,000.00 of the tobacco settlement revenue received by this  
8 state that is not considered a TSR as that term is defined under  
9 the Michigan tobacco settlement finance authority act, 2005 PA 226,  
10 MCL 129.261 to 129.279, shall be deposited into the 21st century  
11 jobs trust fund.

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

14 of the 94th Legislature is enacted into law.