

SENATE BILL No. 803

February 20, 2014, Introduced by Senators KAHN and BOOHER and referred to the Committee on Government Operations.

A bill to provide for the management, operations, maintenance, restoration, and improvement of the state's official residences; and to prescribe the powers and duties of certain state agencies and officials.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 1. This act shall be known and may be cited as the
2 "official residences act".

3 Sec. 2. As used in this act:

4 (a) "Captain's and major's quarters" means the buildings and
5 grounds on Mackinac Island bounded on the north by Huron street,
6 bounded on the west by Fort street, bounded on the south by the
7 north Fort Wall, and bounded on the east by a north-south line a
8 distance of 420 feet east of the intersection of Fort street and
9 Huron street.

1 (b) "Commission" means the official residences commission
2 established in section 4.

3 (c) "Department" means the department of technology,
4 management, and budget.

5 (d) "Fund" means the official residences fund created in
6 section 6.

7 (e) "Lansing residence" means the governor's residence and
8 grounds in Lansing bounded by Oxford road on the south, Nottingham
9 road on the west, Moores river drive on the north, and lots 2 and
10 12 of Riverside homes company subdivision no. 1 on the east.

11 (f) "Mackinac residence" means the governor's Mackinac Island
12 residence and grounds encompassing approximately 16 acres in the
13 Mackinac Island state park, located on the west lot at the top of
14 Fort hill, and bounded by Fort street on the north and Spring
15 street on the south.

16 (g) "Official residences" means all of the following:

17 (i) The Lansing residence.

18 (ii) The Mackinac residence.

19 (iii) The captain's and major's quarters.

20 (h) "Person" means an individual, partnership, corporation,
21 association, governmental entity, or other legal entity.

22 Sec. 3. The official residences and the grounds of the
23 official residences shall be under the exclusive control of the
24 commission.

25 Sec. 4. (1) The official residences commission is established.

26 (2) The commission shall consist of the following members:

27 (a) The director of the department or his or her designee.

1 (b) Two individuals appointed by the governor, at least 1 of
2 whom has expertise and experience in operations, maintenance, or
3 restoration of historic structures.

4 (3) Members of the commission shall serve without
5 compensation. However, members of the commission may be reimbursed
6 for their actual and necessary expenses incurred in the performance
7 of their official duties as members of the commission.

8 (4) A majority of the members of the commission constitute a
9 quorum for the transaction of business at a meeting of the
10 commission. An affirmative vote of a majority of the members of the
11 commission is required for official action of the commission.

12 (5) The business that the commission may perform shall be
13 conducted at a public meeting of the commission held in compliance
14 with the open meetings act, 1976 PA 267, MCL 15.261 to 15.275.

15 (6) A writing prepared, owned, used, in the possession of, or
16 retained by the commission in the performance of an official
17 function is subject to the freedom of information act, 1976 PA 442,
18 MCL 15.231 to 15.246.

19 Sec. 5. (1) The commission shall do all of the following:

20 (a) Operate and manage the official residences.

21 (b) Maintain, restore, and improve the official residences.

22 (c) Maintain and improve the grounds of the official
23 residences.

24 (d) Contract with any person for purposes of procuring goods
25 or services or otherwise carrying out the commission's
26 responsibilities with regard to the official residences and the
27 grounds of the official residences.

1 (e) Make recommendations to the governor, the senate, and the
2 house of representatives regarding funding for the official
3 residences and the grounds of the official residences, including,
4 but not limited to, funding from the fund.

5 (f) Carry out other responsibilities as provided by law.

6 (2) The department shall provide staff to the commission to
7 carry out the commission's responsibilities under subsection (1).

8 Sec. 6. (1) The official residences fund is created within the
9 state treasury.

10 (2) The state treasurer may receive money or other assets from
11 any source for deposit into the fund, including private gifts,
12 bequests, and donations. The state treasurer shall direct the
13 investment of the fund. The state treasurer shall credit to the
14 fund interest and earnings from fund investments.

15 (3) Except as provided in this subsection, money in the fund
16 at the close of the fiscal year shall remain in the fund and shall
17 not lapse to the general fund. If, at the close of any state fiscal
18 year, money in the fund exceeds \$1,500,000.00, any amount in excess
19 of \$1,500,000.00 shall lapse to the general fund.

20 (4) The commission shall be the administrator of the fund for
21 auditing purposes.

22 (5) The commission shall expend money from the fund to carry
23 out its responsibilities under this act.

24 Enacting section 1. This act does not take effect unless
25 Senate Bill No. 804

26 of the 97th Legislature is enacted into law.