

SENATE BILL No. 564

September 13, 2017, Introduced by Senator GREEN and referred to the Committee on Outdoor Recreation and Tourism.

A bill to amend 2016 PA 470, entitled
"Michigan historical center act,"
by amending the title and sections 1, 2, 3, 7, and 8 (MCL 399.801,
399.802, 399.803, 399.807, and 399.808).

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

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TITLE

An act to create the Michigan ~~historical~~**HISTORY** center; to
prescribe the authority of the center; to provide for the archives
of Michigan and the Michigan ~~historical~~**HISTORY** museum to be under
the control and supervision of the center; to provide stewardship
for the museum and archival collection of this state; to provide
for the management of state and local government records of
archival value; to prescribe the powers and duties of certain state

1 and local agencies and officials; and to repeal acts and parts of
2 acts.

3 Sec. 1. This act shall be known and may be cited as the
4 "Michigan ~~historical~~**HISTORY** center act".

5 Sec. 2. As used in this act:

6 (a) "Archives" means the archives of Michigan.

7 (b) "Center" means the Michigan ~~historical~~**HISTORY** center.

8 (c) "Commission" means the Michigan historical commission
9 created in **SECTION 3 OF** the Michigan historical commission act,
10 **2016 PA 469, MCL 399.833.**

11 (d) "Department" means the department of natural resources.

12 (e) "Director" means the director of the department.

13 (f) "Museum" means the Michigan ~~historical~~**HISTORY** museum.

14 (g) "Operations fund" means the Michigan ~~historical~~**HISTORY**
15 center operations fund created in section 8.

16 (h) "Publications fund" means the Michigan heritage
17 publications fund created in section 5.

18 (i) "Record" means any of the following:

19 (i) A document, paper, book, letter, or writing, including a
20 document, paper, book, letter, or writing prepared by handwriting,
21 typewriting, printing, photostating, photocopying, or electronic
22 medium.

23 (ii) A photograph.

24 (iii) A film.

25 (iv) A map.

26 (v) A magnetic or paper tape.

27 (vi) A microform.

(vii) A magnetic or punch card.

(viii) A disc, drum, sound, or video recording.

(ix) An electronic data processing material.

(x) Recorded information in any electronic or digital file format, including individual letters, words, pictures, sounds, impulses, or symbols.

(xi) A combination of items listed in subparagraphs (i) to (x), regardless of physical form or characteristics.

(j) "Rule" means a rule promulgated pursuant to the administrative procedures act of 1969, 1969 PA 306, MCL 24.201 to 24.328.

(k) "Store" means the retail store operated by the center.

Sec. 3. (1) The Michigan ~~historical~~ **HISTORY** center is established in the department.

(2) The archives of Michigan and the Michigan ~~historical~~ **HISTORY** museum shall be operated under the control and supervision of the center.

(3) Using modern professional practices, the center shall do all of the following:

(a) Advise the department on history policies and programs and serve as a forum for citizen concerns and input.

(b) Collect, provide stewardship for, and interpret materials, including, but not limited to, archival records in all available media, artifacts, oral histories, and published family history references, that document and illustrate the history of this state and its people. The center shall make these materials available to the public in a manner consistent with their preservation for

1 future generations, using techniques that include, but are not
2 limited to, museum exhibits, historical markers, public programs,
3 public research facilities, and online materials.

4 (c) Create Michigan-focused educational programs and materials
5 that reinforce adopted state educational standards.

6 (d) Provide professional assistance to other state and local
7 government agencies related to records designated for preservation
8 by approved records retention schedules.

9 (e) Use its resources to support heritage tourism and
10 community development in this state.

11 (f) Represent this state in its partnership with the Thunder
12 Bay National Marine Sanctuary and Underwater Preserve.

13 (g) Provide professional expertise and leadership for the
14 preservation and interpretation of history on state lands.

15 (4) ~~Funds~~ **MONEY** collected by the center for historical
16 markers, document reproduction and services, conferences,
17 admissions, workshops, training classes, and the use of specialized
18 equipment, facilities, exhibits, collections, and software shall be
19 ~~used for expenses necessary to provide the required services.~~

20 **FORWARDED TO THE STATE TREASURER FOR DEPOSIT INTO THE OPERATIONS**

21 **FUND.** Subject to the annual appropriations process, the center may
22 charge reasonable fees for admissions and other services described
23 in this subsection. **FEES COLLECTED UNDER THIS SUBSECTION SHALL BE**
24 **FORWARDED TO THE STATE TREASURER FOR DEPOSIT INTO THE OPERATIONS**
25 **FUND.**

26 (5) The center may accept gifts and bequests, including
27 tangible and intangible property, for the furtherance of its

1 authorized purposes.

2 ~~——(6) Money collected under this section~~**SUBSECTION** shall be
3 forwarded to the state treasurer for deposit into the operations
4 fund.

5 Sec. 7. (1) Within the center, ~~Michigan historical~~ museum
6 responsibilities include, but are not limited to, accessioning and
7 deaccessioning artifacts that should be preserved for future
8 generations, providing stewardship for and access to those
9 artifacts, managing historic sites and museums that are owned by
10 ~~the~~**THIS** state, creating interpretive plans and exhibits for its
11 managed sites and other sites within the department with the
12 exception of those operated by the Mackinac State Historic Parks,
13 and administering programs that support and extend the visitor
14 experience at its managed sites.

15 (2) Proceeds in excess of costs incurred in the conduct of
16 auctions, sales, or transfers of artifacts no longer considered
17 suitable for the collection of the museum may be expended upon
18 receipt for additional materials for the collection. The department
19 shall notify the chairpersons, vice-chairpersons, and minority
20 vice-chairpersons of the senate and house appropriations
21 subcommittees on natural resources 1 week prior to any auctions or
22 sales.

23 (3) Money collected under this section shall be forwarded to
24 the state treasurer for deposit into the operations fund.

25 Sec. 8. (1) The Michigan ~~historical~~**HISTORY** center operations
26 fund is created within the state treasury.

27 (2) The state treasurer may receive money or other assets from

1 any source for deposit into the operations fund. The state
2 treasurer shall direct the investment of the operations fund. In
3 consultation with the department, the state treasurer may create
4 subaccounts within the operations fund. The state treasurer shall
5 credit to the operations fund interest and earnings from operations
6 fund investments.

7 (3) Money in the operations fund at the close of the fiscal
8 year shall remain in the operations fund and shall not lapse to the
9 general fund.

10 (4) The department shall be the administrator of the
11 operations fund for auditing purposes.

12 (5) The department shall expend money in the operations fund,
13 upon appropriation, to do any of the following:

14 (a) Purchase artifacts for the collections of the center.

15 (b) Restore artifacts in the collections of the center.

16 (c) Advertise and pay for educational programs, special
17 exhibits, and special events, including performers, presented at
18 the center or another museum or historical facility operated by the
19 department.

20 (d) Provide free materials to school groups.

21 (e) Purchase items offered for sale at the store.

22 (f) Pay for any other expense incurred by the center.

23 **(G) IMPLEMENT THE GOVERNOR JOHN B. SWAINSON MICHIGAN**
24 **HISTORICAL MARKERS ACT, 1955 PA 10, MCL 399.151 TO 399.160.**

25 **(6) THE DEPARTMENT SHALL ANNUALLY PREPARE A REPORT CONTAINING**
26 **AN ACCOUNTING OF REVENUES AND EXPENDITURES FROM THE OPERATIONS FUND**
27 **FOR THE PREVIOUS FISCAL YEAR. THE REPORT SHALL INCLUDE INFORMATION**

1 ABOUT THE LOCATION OF ANY MARKERS ERECTED DURING THE PREVIOUS
2 FISCAL YEAR. THIS REPORT SHALL BE PROVIDED TO THE SENATE AND HOUSE
3 OF REPRESENTATIVES APPROPRIATIONS COMMITTEES AND THE STANDING
4 COMMITTEES OF THE SENATE AND HOUSE OF REPRESENTATIVES WITH
5 JURISDICTION OVER ISSUES PERTAINING TO NATURAL RESOURCES AND THE
6 ENVIRONMENT.

7 Enacting section 1. This amendatory act takes effect 90 days
8 after the date it is enacted into law.

9 Enacting section 2. This amendatory act does not take effect
10 unless all of the following bills of the 99th Legislature are
11 enacted into law:

12 (a) Senate Bill No. 563.

13
14 (b) Senate Bill No. 565.