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BILL ANALYSIS

Senate Fiscal Agency

Lansing Michigan 48909

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House Bill 4766 (as reported without amendment)**Sponsor:** Representative Timothy L. Walberg**House Committee:** State Affairs**Senate Committee:** State Affairs, Tourism, and Transportation**Date Completed:** 6-15-88

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RATIONALE

A State Police post was established in Adrian Township in 1986 on State land which was, and still is, under the jurisdiction of the Department of Social Services (DSS). Since the land was owned by the State at that time, there was no need for the State to acquire the land through land transfer legislation. In the past 18 months, however, the DSS, as the State department having jurisdiction over the property, has been responsible for paying utility bills associated with the State Police building. Utility bills for the Adrian State Police Post have averaged approximately \$6,000 per year. Further, if an injury were to occur on the State Police post premises, currently both the DSS and the Department of State Police (DSP) would have to defend a lawsuit. The Department of Management and Budget has therefore requested that the land be transferred from the jurisdiction of the DSS to that of the DSP, in order to transfer responsibility for paying utility bills, as well as liability in the event of a lawsuit, to the proper State department.

H.B. 4766 (6-15-88)

CONTENT

The bill would authorize the State Administrative Board to transfer 1.7 acres of State-owned land in Adrian Township, on which the Adrian State Police Post has been established, from the Department of Social Services to the Department of State Police. The transfer would be effective on the date of the resolution of the board approving the transfer.

FISCAL IMPACT

The bill would have no fiscal impact on State or local government.

ARGUMENTS***Supporting Argument***

Although the State owns the land on which the Adrian State Police Post now stands, State department jurisdiction belongs to the DSS rather than the DSP. The DSP—not the DSS—should be responsible for paying utility and other bills associated with maintaining the State Police post. Also, both State departments could be sued if an injury occurs on the State police post premises and a lawsuit is filed. The bill would transfer departmental jurisdiction for the land to the DSP, and thus would alleviate both these problems.

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This analysis was prepared by nonpartisan Senate staff for use by the Senate in its deliberations and does not constitute an official statement of legislative intent.