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BILL ANALYSIS

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House Bill 5207

Sponsor: Representative David C. Hollister

House Committee: Appropriations

Senate Committee: Government Operations

Date Completed: 6-21-88

SUMMARY OF HOUSE BILL 5207 as passed by the House:

The bill would amend the Management and Budget Act to establish the Michigan Capitol Park Commission as an autonomous agency within the Department of Management and Budget and prescribe its powers and responsibilities concerning the development and operation of the park.

Under the bill, the Michigan Capitol Park would be designated as "all real property owned by the state, located in downtown Lansing and bounded by Ottawa Street on the north, Allegan Street on the south, Sycamore Street on the east, and Logan Street on the west", and additional property located outside these boundaries but within the vicinity of the park. The Commission, and the Director of the Department of Management and Budget, would be required to adopt guidelines designating property to be included in the park, including property which would be under the exclusive jurisdiction of the Michigan Capitol Park Commission or under the joint jurisdiction of the Department and the Commission. The guidelines adopted could not include real property under the jurisdiction of the Michigan Capitol Committee.

The Commission would consist of 10 members:

- The Directors of the Departments of Natural Resources and Management and Budget, who would serve as ex officio members with a vote.
- The mayor of the City of Lansing, or the mayor's designee, and a member of the Michigan Capitol Committee, who would serve as ex officio members without vote.
- Six members appointed by the Governor with the advice and consent of the Senate.

Members would serve staggered four-year terms of office. Of the six appointed members, not more than four at any one time could be members of the same political party. The chairperson would be appointed by, and serve at the pleasure of, the Governor, and the Commission would annually elect a vice-chairperson and secretary. All would serve without compensation, except for reimbursement of expenses incurred in connection with their duties. The Commission would be subject to the Open Meetings Act and

the Freedom of Information Act.

The Commission would be authorized to:

- Develop a master plan for the Michigan Capitol Park, manage its development, and be responsible for the operation of programs within the park (exclusive of physical building management and maintenance).
- Promulgate rules to implement the bill.
- Act as an advisory body to the Department of Management and Budget regarding the development and operation of real property not designated as part of the park (including the siting of new State office buildings).
- Act as an advisory body to the Michigan Capitol Committee.
- Coordinate--with the City of Lansing--State activities or developments in and around the park.
- Advise the Department of State Police regarding the provision of police and security services and the enforcement of rules for the care and preservation of the park.
- Annually report to the Governor and the Legislature on the activities of the Commission and on the development of the master plan for the park.

The Commission could also accept gifts, contributions, and bequests of unrestricted funds or real property; enter into contracts, fix rental prices for concessions and the short term use of property within the park; and employ a director and other persons. All money received from rentals or privileges would have to be paid promptly into the State Treasury, to be credited to the General Fund.

MCL 18.1114 et al.

Legislative Analyst: L. Burghardt

FISCAL IMPACT

The Legislature appropriated \$496,300 for FY 1987-88 for a capitol park district commission. For FY 1988-89, the Governor has recommended a funding level of \$151,100 and the establishment of 2.0 FTE positions for the commission.

Fiscal Analyst: B. Baker

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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.