

**SUBSTITUTE FOR
SENATE BILL NO. 803**

A bill to provide for the management, operations, maintenance, restoration, and improvement of the official governor's residence of this state; 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 residence act".

3 Sec. 2. As used in this act:

4 (a) "Commission" means the official residence commission
5 established in section 4.

6 (b) "Department" means the department of technology,
7 management, and budget.

8 (c) "Fund" means the official residence fund created in

1 section 6.

2 (d) "Official residence" means the governor's residence and
3 grounds in Lansing bounded by Oxford road on the south, Nottingham
4 road on the west, Moores river drive on the north, and lots 2 and
5 12 of Riverside homes company subdivision no. 1 on the east.

6 (e) "Person" means an individual, partnership, corporation,
7 association, governmental entity, or other legal entity.

8 Sec. 3. The official residence shall be under the exclusive
9 control of the commission.

10 Sec. 4. (1) The official residence commission is established.

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

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

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

16 (3) Members of the commission shall serve without
17 compensation. However, members of the commission may be reimbursed
18 for their actual and necessary expenses incurred in the performance
19 of their official duties as members of the commission.

20 (4) A majority of the members of the commission constitute a
21 quorum for the transaction of business at a meeting of the
22 commission. An affirmative vote of a majority of the members of the
23 commission is required for official action of the commission.

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

27 (6) A writing prepared, owned, used, in the possession of, or

1 retained by the commission in the performance of an official
2 function is subject to the freedom of information act, 1976 PA 442,
3 MCL 15.231 to 15.246.

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

5 (a) Operate and manage the official residence.

6 (b) Maintain, restore, and improve the official residence.

7 (c) Contract with any person for purposes of procuring goods
8 or services or otherwise carrying out the commission's
9 responsibilities with regard to the official residence.

10 (d) Make recommendations to the governor, the senate, and the
11 house of representatives regarding funding for the official
12 residence, including, but not limited to, funding from the fund.

13 (e) Carry out other responsibilities as provided by law.

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

16 Sec. 6. (1) The official residence fund is created within the
17 state treasury.

18 (2) The state treasurer may receive money or other assets from
19 any source for deposit into the fund, including private gifts,
20 bequests, and donations. The state treasurer shall direct the
21 investment of the fund. The state treasurer shall credit to the
22 fund interest and earnings from fund investments.

23 (3) Except as provided in this subsection, money in the fund
24 at the close of the fiscal year shall remain in the fund and shall
25 not lapse to the general fund. If, at the close of any state fiscal
26 year, money in the fund exceeds \$200,000.00, any amount in excess
27 of \$200,000.00 shall lapse to the general fund.

1 (4) The commission shall be the administrator of the fund for
2 auditing purposes.

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