

HOUSE BILL NO. 6450

November 18, 2020, Introduced by Rep. LaFave and referred to the Committee on Appropriations.

A bill to amend 1921 PA 2, entitled

"An act to promote the efficiency of the government of the state, to create a state administrative board, to define the powers and duties thereof, to provide for the transfer to said board of powers and duties now vested by law in other boards, commissions, departments and officers of the state, and for the abolishing of certain of the boards, commissions, departments and offices, whose powers and duties are hereby transferred,"

by amending section 3 (MCL 17.3).

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

- 1 Sec. 3. **(1)** The state administrative board shall exercise
- 2 general supervisory control over the functions and activities of

1 all administrative departments, boards, commissioners, and officers
 2 of ~~the~~ **this** state, and of all state institutions. ~~÷ Provided,~~
 3 however,

4 (2) The ~~said~~ **state administrative** board shall not have power
 5 ~~to transfer any~~ **an** appropriation to the general fund ~~at any time or~~
 6 use ~~the same~~ **an appropriation** for ~~any~~ **a** purpose other than that
 7 designated by the legislature. ~~÷ Provided further, That said~~

8 (3) **The state administrative** board shall not have power to
 9 allow to ~~any~~ **a** state department, board, commission, officer, or
 10 institution any ~~funds,~~ **money that is** not appropriated ~~therefor~~ **for**
 11 **the department, board, commission, officer, or institution** by the
 12 legislature, from any source. ~~whatever, except as provided in the~~
 13 ~~emergency appropriation act of 1931; and said~~

14 (4) **The state** administrative board shall not ~~have the power to~~
 15 transfer to ~~any~~ **a** state department, board, commission, officer, or
 16 institution ~~any sum~~ **money** from the amount appropriated by the
 17 legislature for any other purpose, except to inter-transfer ~~funds~~
 18 **money** within the appropriation for the ~~particular~~ department,
 19 board, commission, officer, or institution. ~~Said~~ **The state**
 20 **administrative board shall not inter-transfer money under this**
 21 **subsection unless the inter-transfer has first been approved by**
 22 **both the senate and house of representatives appropriation**
 23 **committees.**

24 (5) **The state administrative** board may in its discretion
 25 ~~intervene~~ **do any of the following:**

26 (a) **Intervene** in any matter ~~touching such~~ **related to the**
 27 **board's** functions and activities ~~and may, by~~ **under this section.**

28 (b) **By** resolution or order, advise or direct the department,
 29 board, commission, officer, or institution concerned as to the

1 manner in which the function or other activity ~~shall~~**must** be
2 performed. ~~, and may order~~

3 **(c) Order** an interchange or transfer of employees between
4 departments, boards, commissions, and state institutions ~~when~~**if**
5 necessary. ~~It is hereby made the duty of each and every~~

6 **(6) An** official ~~and~~**or** employee connected with ~~any~~**an**
7 administrative department, office, or institution of ~~the~~**this** state
8 ~~to~~**shall** follow ~~the~~**a** direction or order ~~so given;~~**of the state**
9 **administrative board under subsection (5)** and ~~to~~ perform ~~such~~**any**
10 services in ~~the~~ carrying out ~~of~~ the purposes and intent of this act
11 as ~~may be~~ required by the board. Failure ~~so to do~~ shall be deemed
12 ~~to constitute~~**to comply with this subsection is** malfeasance in
13 office and ~~shall be~~**is** sufficient cause for removal.