

HOUSE JOINT RESOLUTION M

December 14, 2021, Introduced by Reps. Yarocho, Steven Johnson and Brann and referred to the Committee on Oversight.

A joint resolution proposing an amendment to the state constitution of 1963, by adding section 9 to article XI, to protect certain communications with members of the legislature.

Resolved by the Senate and House of Representatives of the state of Michigan, That the following amendment to the state constitution of 1963, to protect certain communications with members of the legislature, is proposed, agreed to, and submitted to the people of the state:

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ARTICLE XI

1 Sec. 9. (1) Notwithstanding any other provision of this
2 constitution, and except as provided in subsection (2), the
3 department or agency shall not take disciplinary action against an
4 employee of the department or agency who is in the classified state
5 civil service because the employee communicates with a member of
6 the senate or house of representatives or a member's staff
7 regarding the disbursement of unemployment benefits by the
8 department or agency.

9 (2) Subsection (1) does not apply if either of the following
10 conditions is met:

11 (a) The communication is prohibited by law and the department
12 or agency is taking the disciplinary action under its authority as
13 provided by law.

14 (b) The employee knowingly makes a false statement in his or
15 her communication.

16 (3) As used in this section:

17 (a) "Agency" means the Michigan unemployment insurance agency
18 or its successor.

19 (b) "Department" means the department of labor and economic
20 opportunity or its successor.

21 Resolved further, That the foregoing amendment shall be
22 submitted to the people of the state at the next general election
23 in the manner provided by law.