

OLDER MICHIGANIANS ACT (EXCERPT)
Act 180 of 1981

400.584 Duties of commission.

Sec. 4.

- (1) The commission shall do all of the following:
- (a) Serve as an effective and visible advocate for aging and older persons in all government decisions.
 - (b) Advise the governor, the legislature, and the office of services to the aging concerning the coordination and administration of state programs serving older persons.
 - (c) Make recommendations to the governor and the legislature regarding changes in federal and state programs, statutes, and policies.
 - (d) Advise the governor and legislature of the nature and magnitude of the priorities of aging and older persons.
 - (e) Participate in the preparation of and approve the state plan and budget required by the older Americans act of 1965, 42 U.S.C. 3001 to 3058d, before submission of the plan to the federal administration on aging.
 - (f) Review and approve grants to be made from state, federal, or other funds which are administered by the office.
 - (g) Review and advise the governor and the legislature on the state's policies concerning services to older persons.
 - (h) Participate in the development of and approve the statements and reports required in section 6(n).
 - (i) Designate planning and service areas and an agency which shall be recognized as an area agency on services to the aging within each planning and service area.
 - (j) Establish a state advisory council under the direction of the commission. A member of the commission shall chair the state advisory council. The commission shall establish procedures for the selection of the council.
 - (k) Convene public meetings or hearings to identify and discuss issues or concerns relating to aging and older persons.
 - (l) Establish additional specialized advisory committees as needed which shall be under the direction of the commission.
 - (m) Provide adequate and effective opportunities for aging and older persons to express their views on policy development and program implementation.
 - (n) Establish policies pertaining to implementation of federal and state statutes involving funds administered by the office.
 - (o) Establish a formula for funding the state and local or regional long-term care ombudsman programs. This formula shall be based on square miles, number of nursing homes, the number of nursing home beds, and the percentage of nursing home residents receiving medicaid within the geographic area to be served.
- (2) The commission shall make and enter into contracts and agreements necessary or incidental to the performance of its duties and the execution of its powers under this act, subject to all of the following limitations:
- (a) A commission member shall not participate in the selection, award, or administration of a contract if, to his or her knowledge, any of the following persons or organizations has a financial interest in that contract:
 - (i) A commission member.
 - (ii) A member of a commission member's immediate family.
 - (iii) A commission member's partner.
 - (iv) An organization in which any of the persons listed in subparagraphs (i) to (iii) is an officer, director, or employee.
 - (v) A person or organization with whom any of the persons listed in subparagraphs (i) to (iii) is negotiating or has any arrangement concerning prospective employment.
 - (b) A commission member shall make known a potential conflict of interest under subdivision (a) before a vote regarding a contract.
 - (c) A commission member shall abstain from discussing a relevant motion, making a recommendation, or voting in regard to a contract, grant, or policy if his or her personal or business interest is involved as described in subdivision (a).

History: 1981, Act 180, Imd. Eff. Dec. 15, 1981 ;-- Am. 1987, Act 35, Imd. Eff. May 27, 1987

Compiler's Notes: For transfer of powers and duties of the office of services to the aging from the executive office of the governor to the department of community health, see E.R.O. No. 1997-5, compiled at MCL 400.224 of the Michigan Compiled Laws. For transfer of commission on services to the aging and powers and duties of the office of services to the aging from the department of community health to the aging and adult services agency created within the department of health and human services, and abolishment of the office of services to the aging, see E.R.O. No. 2015-1, compiled at MCL 400.227. For transfer of commission on services to the aging and powers and duties of the office of services to the aging from the aging and adult services agency to the department of health and human services, and abolishment of the aging and adult services agency, see E.R.O. No. 2021-2, compiled at MCL 400.562.

Popular Name: Act 180