

HOUSE BILL No. 5823

May 11, 1992, Introduced by Reps. Munsell, McBryde, Hoffman, Bartnik, Goss, Dalman, Bodem, Brackenridge, Strand, London, Martin, Gilmer, Willis Bullard, Dobb, Bobier, Robertson, Horton, Jamian, Nye, Oxender, Walberg, Sikkema, Dolan, Hillegonds, DeLange, Jaye, O'Connor, Dresch, Gernaat, Middleton, McNutt, Johnson, Bankes, Bender and Harder and referred to the Committee on House Oversight.

A bill to require a review of certain state programs.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 1. As used in this act:

2 (a) "Department" means the legislative branch of state gov-
3 ernment or a principal department of the executive branch of
4 state government, including any commission, board, agency,
5 bureau, division, or office of a department vested by the state
6 constitution of 1963 or by statute with executive or administra-
7 tive powers, duties, or functions. Department does not include
8 the governor, the judicial branch of state government, an insti-
9 tution of higher education, a community college, or a local unit
10 of government.

11 (b) "Program" means an organized activity of a department
12 for which an annual appropriation is requested or received.

1 Sec. 2. (1) There are created joint committees on
2 departmental program review to be appointed in the manner as each
3 house of the legislature determines and in accordance with the
4 schedule of review as provided in section 3. The chairperson of
5 a joint committee and the alternate chairperson of a joint com-
6 mittee shall not be members of the same house of the
7 legislature. A joint committee shall be composed of the follow-
8 ing persons:

9 (a) At least 1 minority party member and 1 majority party
10 member from each of the senate and house of representatives
11 appropriations subcommittees having budgetary jurisdiction over
12 the department or departments to be reviewed.

13 (b) At least 1 minority party member and 1 majority party
14 member from each of the senate and house of representatives
15 standing policy committees having legislative jurisdiction over
16 the department and programs to be reviewed.

17 (2) Members of a joint committee shall serve without compen-
18 sation but shall be reimbursed for expenses incurred in the busi-
19 ness of the joint committee. The expenses of the members of the
20 senate shall be paid from appropriations to the senate and the
21 expenses of members of the house of representatives shall be paid
22 from appropriations to the house of representatives.

23 (3) Pursuant to this act, a joint committee may hold hear-
24 ings, compel the attendance and testimony of witnesses, adminis-
25 ter oaths, examine persons as necessary, and compel the produc-
26 tion of records. The director or other chief executive officer
27 of a department shall promptly furnish any information requested

1 by a joint committee and shall provide necessary assistance in
2 implementing this act.

3 Sec. 3. Beginning on October 1, 1992 and on a decennial
4 basis after 1992, a joint committee shall conduct a comprehensive
5 review of each program operated or administered by a department
6 pursuant to this section. The review of the programs of a
7 department shall commence on the October 1 of the year specified
8 in this section and shall be completed not later than 18 months
9 after the commencement date in accordance with the following
10 schedule:

11 (a) Department of social services and department of treasury
12 in year 1.

13 (b) Department of commerce and department of labor in year
14 2.

15 (c) Department of natural resources and department of agri-
16 culture in year 3.

17 (d) Department of mental health and department of civil
18 rights in year 4.

19 (e) Department of management and budget and department of
20 civil service in year 5.

21 (f) Department of corrections, department of state police,
22 and department of military affairs in year 6.

23 (g) Department of public health and department of licensing
24 and regulation in year 7.

25 (h) Department of education and the state transportation
26 department in year 8.

1 (i) Department of state, department of attorney general, and
2 the legislature in year 9.

3 Sec. 4. (1) Upon the completion of a review required under
4 section 3, a joint committee shall submit a written report to
5 each house of the legislature. For each program reviewed, the
6 written report shall address, but need not be limited to, all of
7 the following issues:

8 (a) Whether the program is being operated or administered in
9 accordance with its legislative or constitutional authority.

10 (b) Whether the program is effective in achieving its policy
11 goals and related objectives.

12 (c) Whether the policy goals and related objectives of the
13 program remain appropriate in light of current priorities.

14 (d) Whether the program should be merged with another pro-
15 gram or transferred to another department to promote efficiency
16 and economy.

17 (2) A written report required under subsection (1) shall
18 include for each program reviewed a recommendation that the pro-
19 gram be continued or that the program be discontinued on a date
20 certain to be specified in the written report. The chairperson
21 of a joint committee and the alternate chairperson of a joint
22 committee shall cause to be introduced in their respective houses
23 of the legislature 1 concurrent resolution corresponding to each
24 recommendation contained in the written report. Each house of
25 the legislature shall place the concurrent resolution directly on
26 its calendar.