

SENATE BILL No. 447

July 25, 1991, Introduced by Senators PRIDNIA and HART
and referred to the Committee on State Affairs and
Military/Veteran Affairs.

A bill to amend sections 2, 3, 6, 9, and 10 of Act No. 151
of the Public Acts of 1978, entitled

"An act to provide for the establishment of a base conversion
authority; to prescribe the powers and duties of the base conver-
sion authority; to provide for conversion of military installa-
tions to civilian uses; and to repeal certain acts and parts of
acts,"

being sections 3.552, 3.553, 3.556, 3.559, and 3.560 of the
Michigan Compiled Laws.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Section 1. Sections 2, 3, 6, 9, and 10 of Act No. 151 of
2 the Public Acts of 1978, being sections 3.552, 3.553, 3.556,
3 3.559, and 3.560 of the Michigan Compiled Laws, are amended to
4 read as follows:

5 Sec. 2. Upon notification by the United States government
6 that a federal military installation in this state is to be
7 closed, and upon resolution by the ~~county boards of~~

1 ~~commissioners~~ TOWNSHIP BOARD OF THE CHARTER TOWNSHIP having
 2 jurisdiction over the entire area of the military installation
 3 requesting the establishment of a base conversion authority, the
 4 governor may create by executive order such an authority pursuant
 5 to this act, within the department. The authority shall effect
 6 an orderly and expeditious transition of the military installa-
 7 tion operations to civilian activities and coordinate the efforts
 8 by governmental units, state agencies, federal agencies, civic
 9 organizations, and the public in the transition process.

10 Sec. 3. (1) The authority shall consist of ~~-9-~~ 13 members
 11 who shall be appointed by the governor, with the advice and con-
 12 sent of the senate. The members shall be as follows:

13 (a) One member who is the chairperson of the county board of
 14 commissioners of the county in which the military installation is
 15 located, or the chairperson's designee.

16 (b) One member who is the ~~member of the county board of~~
 17 ~~commissioners, other than the chairperson, representative~~
 18 TOWNSHIP MANAGER-SUPERINTENDENT OR CITY MANAGER of the ~~district~~
 19 MUNICIPALITY in which the majority of the land area of the mili-
 20 tary installation is located, or the member's designee.

21 (C) THE CITY MANAGER OF A HOME RULE CITY, ESTABLISHED PURSU-
 22 ANT TO ACT NO. 279 OF THE PUBLIC ACTS OF 1909, BEING SECTIONS
 23 117.1 TO 117.38 OF THE MICHIGAN COMPILED LAWS, WHICH IS LOCATED
 24 WITHIN THE COUNTY IN WHICH THE MILITARY INSTALLATION IS LOCATED.

25 (D) ~~-(c)-~~ One member who is ~~the chairperson of the lead~~
 26 ~~economic development agency of the county as designated by~~
 27 ~~resolution of the county board of commissioners~~ A REPRESENTATIVE

1 OF A LOCAL INDUSTRY AND RESIDES WITHIN THE COUNTY in which the
2 military installation is located. ~~, or the chairperson's~~
3 ~~designee.~~

4 ~~(d) One member who is the chief officer of the municipality~~
5 ~~in which the majority of the land area of the military installa-~~
6 ~~tion is located, or the officer's designee.~~

7 (e) One member who is a representative of the legislative
8 body of the municipality with the largest population in the
9 county in which the military installation is located.

10 (f) ~~The director of commerce or the director's designee.~~
11 ONE MEMBER WHO IS A REPRESENTATIVE OF A REGIONAL PUBLIC UTILITY
12 WHICH SERVES THE COUNTY IN WHICH THE MILITARY INSTALLATION IS
13 LOCATED.

14 (g) ~~The director of the department of management and budget~~
15 ~~or the director's designee.~~ ONE MEMBER OF THE LEGISLATIVE BODY
16 OF EACH CHARTER TOWNSHIP THAT IS LOCATED IN THE COUNTY IN WHICH
17 THE MILITARY INSTALLATION IS LOCATED, AND WHICH HAS NOT APPOINTED
18 A TOWNSHIP SUPERINTENDENT PURSUANT TO ACT NO. 359 OF THE PUBLIC
19 ACTS OF 1947, BEING SECTIONS 42.1 TO 42.34 OF THE MICHIGAN
20 COMPILED LAWS.

21 (h) ~~The director of labor, or the director's designee.~~ ONE
22 MEMBER WHO IS A REPRESENTATIVE OF THE COMMUNITY AT LARGE AND
23 RESIDES IN THE COUNTY IN WHICH THE MILITARY INSTALLATION IS
24 LOCATED.

25 (i) ~~The director of the department of natural resources, or~~
26 ~~the director's designee.~~ ONE MEMBER WHO IS REPRESENTATIVE OF THE
27 STATE OF MICHIGAN.

1 (J) ONE MEMBER WHO IS A REPRESENTATIVE OF A LOCAL FINANCIAL
2 INSTITUTION LOCATED WITHIN THE COUNTY IN WHICH THE MILITARY
3 INSTALLATION IS LOCATED.

4 (K) ONE MEMBER OF THE CHAMBER OF COMMERCE WHICH SERVES THE
5 MUNICIPALITY IN WHICH THE MILITARY INSTALLATION IS LOCATED.

6 (L) ONE MEMBER OF A REGIONAL OR NATIONAL INDUSTRY WHICH HAS
7 ITS CORPORATE HEADQUARTERS LOCATED IN THE STATE OF MICHIGAN.

8 (M) ONE MEMBER WHO IS A PROFESSIONAL HEALTH CARE ADMINISTRA-
9 TOR OF A HEALTH CARE FACILITY LOCATED WITHIN THE COUNTY IN WHICH
10 THE MILITARY INSTALLATION IS LOCATED.

11 (2) The authority shall exist for ~~3~~ 5 years, with ~~2~~
12 additional ~~1-year~~ 2-YEAR extensions if each extension is pro-
13 vided by concurrent resolution of the state legislature.

14 (3) ~~Each~~ A member of the authority DESCRIBED IN
15 SUBSECTION (1)(A) TO (C) shall serve while the member holds the
16 respective office specified in THAT subsection. ~~(1).~~ A vacancy
17 shall be filled in the same manner as the original appointment.

18 (4) The authority shall hold an annual meeting each
19 January. Additional meetings may be conducted as are necessary.
20 At least 1 meeting a year shall be held on the military
21 installation. At a meeting of the authority a majority vote of
22 all members appointed and serving is necessary for a decision. A
23 quorum consists of ~~5~~ A MAJORITY OF THE members.

24 (5) The per diem compensation of the authority and the
25 schedule for reimbursement of expenses shall be established by
26 the legislature.

1 (6) The authority shall elect annually from its membership a
2 chairperson, a vice-chairperson, a secretary, and a treasurer.
3 The authority may employ experts, consultants, administrative
4 staff, and other personnel the authority considers necessary in
5 the performance of its responsibilities under this act.

6 Sec. 6. (1) The authority is a body corporate which may
7 sue and be sued, plead and be impleaded, contract and be con-
8 tracted with, and carry out all powers granted it. The authority
9 shall be considered a governmental unit of this state for pur-
10 poses of Act No. 223 of the Public Acts of 1909, as amended,
11 being ~~section~~ SECTIONS 211.461 TO 211.462 of the Michigan
12 Compiled Laws, AND A PUBLIC ENTITY FOR PURPOSES OF ACT NO. 317 OF
13 THE PUBLIC ACTS OF 1968, BEING SECTIONS 15.321 TO 15.330 OF THE
14 MICHIGAN COMPILED LAWS.

15 (2) A contract, deed of conveyance, and any other official
16 paper of the authority shall be signed by the chairperson or
17 vice-chairperson in the absence of the chairperson and attested
18 by the secretary.

19 (3) An authority shall be considered a public body and have
20 those powers necessary to effectuate the purposes of this act. A
21 grant of power to an authority shall not be construed as a limi-
22 tation but rather as an extension of the power of the authority.

23 Sec. 9. Before February 1 in each year, the authority
24 shall file an annual report with the governor, the legislature,
25 and a ~~county~~ TOWNSHIP board of ~~commissioners~~ TRUSTEES having
26 jurisdiction, setting forth its activities, receipts,

1 expenditures, business considered, meetings, and progress during
2 the immediately preceding year ending December 31.

3 Sec. 10. Upon dissolution of an authority, the property,
4 books, records, files, and funds of the authority shall become
5 property of the ~~state~~ TOWNSHIP and shall be held or disposed of
6 by the ~~department~~ TOWNSHIP in a manner prescribed by law.