

SENATE BILL No. 859

April 28, 1992, Introduced by Senator DI NELLO and referred to the Committee on State Affairs and Military/Veteran Affairs.

A bill to amend section 17 of Act No. 239 of the Public Acts of 1972, entitled as amended
"McCauley-Traxler-Law-Bowman-McNeely lottery act,"
being section 432.17 of the Michigan Compiled Laws; and to add section 16.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Section 1. Section 17 of Act No. 239 of the Public Acts of
2 1972, being section 432.17 of the Michigan Compiled Laws, is
3 amended and section 16 is added to read as follows:

4 SEC. 16. (1) THERE IS CREATED A CITIZEN ADVISORY PANEL
5 WITHIN THE BUREAU. THE CITIZEN ADVISORY PANEL SHALL CONSIST OF 7
6 MEMBERS DRAWN FROM THE GENERAL PUBLIC AND APPOINTED BY THE GOVER-
7 NOR WITH THE ADVICE AND CONSENT OF THE SENATE AS FOLLOWS:

8 (A) TWO MEMBERS FROM A LIST OF NOT LESS THAN 6 NAMES
9 SUBMITTED BY THE COMMISSIONER.

1 (B) TWO MEMBERS FROM A LIST OF NOT LESS THAN 6 NAMES
2 SUBMITTED BY THE SPEAKER OF THE HOUSE OF REPRESENTATIVES.

3 (C) THREE MEMBERS FROM A LIST OF NOT LESS THAN 9 NAMES SUB-
4 MITTED BY THE MAJORITY LEADER OF THE SENATE.

5 (2) THE MEMBERS OF THE CITIZEN ADVISORY PANEL SHALL SERVE
6 TERMS OF 2 YEARS EXCEPT THAT, IN THE CASE OF THE INITIAL PANEL, 1
7 MEMBER APPOINTED FROM THE LISTS DESCRIBED IN SUBSECTION (1) (A),
8 (B), AND (C) SHALL BE APPOINTED FOR A TERM OF 1 YEAR. VACANCIES
9 SHALL BE FILLED IN THE MANNER DESCRIBED IN SUBSECTION (1).

10 (3) EACH YEAR THE MEMBERS SHALL CHOOSE AMONG THEMSELVES 1
11 INDIVIDUAL ON THE PANEL TO ACT AS CHAIR OF THE PANEL. THE CHAIR
12 OF THE PANEL SHALL PRESIDE OVER MEETINGS.

13 (4) THE CITIZEN ADVISORY PANEL SHALL MEET AT LEAST
14 QUARTERLY. A MAJORITY OF THOSE MEMBERS PRESENT SHALL CONSTITUTE
15 A QUORUM FOR THE TRANSACTION OF BUSINESS. A RECOMMENDATION OF
16 THE PANEL SHALL NOT BECOME EFFECTIVE UNLESS APPROVED BY 2/3 OF
17 THE MEMBERS ATTENDING THE MEETING. ANNUALLY THE LEGISLATURE
18 SHALL FIX THE PER DIEM COMPENSATION OF THE MEMBERS.

19 (5) THE PURPOSE OF THE CITIZEN ADVISORY PANEL IS TO REVIEW
20 ANY CHANGES OF THE TYPE OF STATE LOTTERY PROPOSED BY THE
21 COMMISSIONER. THE PANEL SHALL DELIBERATE UPON THE PROPOSED
22 CHANGES IN THE TYPE OF LOTTERY CONDUCTED IN THIS STATE AND MAKE
23 RECOMMENDATIONS TO THE COMMISSIONER RELATIVE TO THE ADVISABILITY
24 OF THE PROPOSED CHANGES IN LIGHT OF THE PURPOSE OF THIS ACT.

25 (6) THE BUSINESS WHICH THE CITIZEN ADVISORY PANEL PERFORMS
26 SHALL BE CONDUCTED AT A PUBLIC MEETING HELD IN COMPLIANCE WITH
27 THE OPEN MEETINGS ACT, ACT NO. 267 OF THE PUBLIC ACTS OF 1976,

1 BEING SECTIONS 15.261 TO 15.275 OF THE MICHIGAN COMPILED LAWS.
2 PUBLIC NOTICE OF THE TIME, DATE, AND PLACE OF THE MEETING SHALL
3 BE GIVEN IN THE MANNER REQUIRED BY ACT NO. 267 OF THE PUBLIC ACTS
4 OF 1976.

5 (7) A WRITING PREPARED, USED, OWNED, IN THE POSSESSION OF,
6 OR RETAINED BY THE BOARD IN THE PERFORMANCE OF AN OFFICIAL FUNC-
7 TION SHALL BE MADE AVAILABLE TO THE PUBLIC IN COMPLIANCE WITH THE
8 FREEDOM OF INFORMATION ACT, ACT NO. 442 OF THE PUBLIC ACTS OF
9 1976, BEING SECTIONS 15.231 TO 15.246 OF THE MICHIGAN COMPILED
10 LAWS.

11 Sec. 17. The commissioner shall DO ALL OF THE FOLLOWING:

12 (a) Supervise and administer the operation of the lottery in
13 accordance with this act and the rules PROMULGATED UNDER THIS
14 ACT.

15 (B) SUBMIT TO THE CITIZEN ADVISORY PANEL CREATED IN
16 SECTION 16 ANY PROPOSALS FOR CHANGE IN THE TYPE OF LOTTERY CON-
17 DUCTED IN THIS STATE AND CONSIDER THE PANEL'S RECOMMENDATIONS
18 BEFORE EFFECTING ANY CHANGE.

19 (C) ~~-(b)-~~ License as agents to sell lottery tickets ~~-such-~~
20 persons ~~-whom he deems-~~ HE OR SHE CONSIDERS will best serve the
21 public convenience and promote the sale of tickets or shares.