



HOUSE BILL No. 5495

December 14, 1995, Introduced by Reps. Cropsey, Lowe, DeMars, Bush, Ryan, Kaza and DeHart and referred to the Committee on Senior Citizens and Veterans Affairs.

A bill to amend the title of Act No. 268 of the Public Acts of 1986, entitled as amended "Legislative council act," being sections 4.1101 to 4.1901 of the Michigan Compiled Laws; and to add chapter 3A.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Section 1. The title of Act No. 268 of the Public Acts of
2 1986, being sections 4.1101 to 4.1901 of the Michigan Compiled
3 Laws, is amended and chapter 3A is added to read as follows:

4 TITLE

5 An act to create the legislative council; to prescribe its
6 membership, powers, and duties; to create a legislative service
7 bureau to provide staff services to the legislature and the
8 council; to provide for operation of legislative parking
9 facilities; to create funds; to provide for the expenditure of

1 appropriated funds by legislative council agencies; to authorize
2 the sale of access to certain computerized data bases; to estab-
3 lish fees; to create the Michigan commission on uniform state
4 laws; to create a law revision commission; TO CREATE AN OFFICE OF
5 POW-MIA AFFAIRS; to create a senate fiscal agency and a house
6 fiscal agency; to create a Michigan capitol committee; to create
7 a commission on intergovernmental relations; to prescribe the
8 powers and duties of certain state agencies and departments; AND
9 to repeal ~~certain~~ acts and parts of acts. ~~; and to repeal cer-~~
10 ~~tain parts of this act on specific dates.~~

11 CHAPTER 3A

12 SEC. 351. (1) THE OFFICE OF POW-MIA AFFAIRS IS CREATED
13 WITHIN THE LEGISLATIVE COUNCIL. THE COUNCIL SHALL APPOINT AN
14 ADMINISTRATIVE OFFICER OF THE OFFICE OF POW-MIA AFFAIRS WHO SHALL
15 SERVE AT THE PLEASURE OF THE COUNCIL.

16 (2) THE ADMINISTRATIVE OFFICER SHALL DO ALL OF THE FOLLOWING
17 REGARDING A PERSON WHO IS A RESIDENT, FORMER RESIDENT, OR FAMILY
18 MEMBER OF A RESIDENT OF THIS STATE:

19 (A) INVESTIGATE CLAIMS REGARDING THE PERSON'S STATUS AS A
20 POW-MIA.

21 (B) REVIEW ANY EVIDENCE, REMAINS, OR INFORMATION, REGARDING
22 THE PERSON'S STATUS AS A POW-MIA.

23 (C) ANNUALLY REPORT ALL RELEVANT INFORMATION TO THE
24 LEGISLATURE.

25 (3) THE ADMINISTRATIVE OFFICER, UPON APPROVAL BY THE COUN-
26 CIL, MAY ADMINISTER OATHS AND SUBPOENA WITNESSES IN A MATTER
27 PROPERLY BEFORE THE OFFICE OF POW-MIA AFFAIRS.

1 (4) EXCEPT FOR INFORMATION DETERMINED BY THE ADMINISTRATIVE
2 OFFICER TO BE CONFIDENTIAL OR INFORMATION THAT WOULD IDENTIFY THE
3 SOURCE OF INFORMATION DETERMINED BY THE ADMINISTRATIVE OFFICER TO
4 BE CONFIDENTIAL, A WRITING PREPARED, OWNED, USED, IN THE POSSES-
5 SION OF, OR RETAINED BY THE ADMINISTRATIVE OFFICER IN THE PER-
6 FORMANCE OF AN OFFICIAL FUNCTION SHALL BE MADE AVAILABLE TO THE
7 PUBLIC IN COMPLIANCE WITH THE FREEDOM OF INFORMATION ACT, ACT
8 NO. 442 OF THE PUBLIC ACTS OF 1976, BEING SECTIONS 15.231 TO
9 15.246 OF THE MICHIGAN COMPILED LAWS.

10 (5) AS USED IN THIS SECTION:

11 (A) "POW-MIA" MEANS A PERSON DESIGNATED BY THE FEDERAL GOV-
12 ERNMENT AS A PRISONER OF WAR OR A PERSON MISSING IN ACTION WHILE
13 SERVING IN THE ARMED FORCES OF THE UNITED STATES.