

HOUSE BILL No. 6034

June 22, 2004, Introduced by Reps. Drolet, Hoogendyk, Hummel, Garfield, Milosch, Acciavatti, Emmons, Brandenburg, Palmer, Bradstreet and Robertson and referred to the Committee on Government Operations.

A bill to create the Ronald Wilson Reagan memorial monument fund commission to govern the Ronald Wilson Reagan memorial monument fund; to prescribe the powers and duties of the commission and certain state departments and officers; to provide for penalties; and to provide for dissolution of the commission.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 1. This act shall be known and may be cited as the
2 "Ronald Wilson Reagan memorial monument fund commission act".

3 Sec. 2. As used in this act:

4 (a) "Commission" means the Ronald Wilson Reagan memorial
5 monument fund commission created in section 3.

6 (b) "Monument fund" means the Ronald Wilson Reagan memorial
7 monument fund created in the Ronald Wilson Reagan memorial
8 monument fund act.

9 Sec. 3. (1) The Ronald Wilson Reagan memorial monument fund

1 commission is created as a type II agency in the department of
2 management and budget. The commission is the governing body of
3 the monument fund. The commission shall consist of all of the
4 following:

5 (a) The state treasurer or his or her designee.

6 (b) The attorney general or his or her designee.

7 (c) The secretary of state or his or her designee.

8 (d) Two members appointed by the governor.

9 (e) Two members appointed by the senate majority leader.

10 (f) Two members appointed by the speaker of the house of
11 representatives.

12 (g) One member appointed by the Ronald Reagan presidential
13 foundation.

14 (2) Members of the commission shall serve for terms of 4
15 years or until a successor is appointed, whichever is later. If
16 a vacancy occurs on the commission, the vacancy shall be filled
17 in the same manner as the original appointment.

18 (3) The commission shall initially convene within 6 months
19 after the first deposit of money in the monument fund. The
20 commission shall meet often enough to expedite the completion of
21 the monument as prescribed in section 4. A majority of the
22 members of the commission constitute a quorum for conducting
23 business.

24 (4) The commission shall conduct its business at public
25 meetings held in compliance with the open meetings act, 1976 PA
26 267, MCL 15.261 to 15.275. A writing prepared, owned, used, in
27 the possession of, or retained by the commission in the

1 performance of an official function shall be available to the
2 public in compliance with the freedom of information act, 1976 PA
3 442, MCL 15.231 to 15.246.

4 Sec. 4. (1) The commission shall oversee the financing,
5 design, and construction of a memorial monument dedicated to
6 President Ronald Wilson Reagan. The commission shall solicit
7 designs for the monument and shall select the final design.

8 (2) In consultation with the Michigan capitol park
9 commission, the Ronald Wilson Reagan memorial monument shall be
10 located on land under the jurisdiction of the Michigan capitol
11 park commission but shall not be located on the grounds of the
12 state capitol.

13 Sec. 5. (1) The commission may accept on behalf of the
14 monument fund grants or gifts from the federal government, an
15 individual, a public or private corporation, organization, or
16 foundation, or any other source. The acceptance and use of
17 federal funds by the commission does not commit state money and
18 does not obligate the legislature to continue the purposes for
19 which federal money is made available. The commission shall
20 transmit money received under this section to the state treasurer
21 for deposit in the monument fund.

22 (2) A person shall not solicit or collect money for the
23 monument fund through the use of telemarketing.

24 (3) A person shall not conduct any fund-raising activities in
25 the name of the Ronald Wilson Reagan memorial monument fund
26 without prior written approval from the Ronald Wilson Reagan
27 memorial monument fund commission.

1 (4) A person shall not use the name or logo of the Ronald
2 Wilson Reagan memorial monument fund or commission in any
3 fund-raising activity without prior written approval of the
4 commission.

5 (5) A person who violates subsection (2), (3), or (4) is
6 guilty of a misdemeanor for each separate violation, punishable
7 by imprisonment for not more than 1 year or a fine of not more
8 than \$1,000.00, or both.

9 Sec. 6. After the completion of construction of the
10 monument pursuant to section 4 and payment of all amounts due in
11 connection with the monument, the commission is dissolved.

12 Enacting section 1. This act does not take effect unless
13 Senate Bill No. _____ or House Bill No. 6033 (request
14 no. 07461'04) of the 92nd Legislature is enacted into law.