

HOUSE BILL NO. 5802

February 23, 2022, Introduced by Reps. Steven Johnson, Cynthia Johnson and Bellino and referred to the Committee on Oversight.

A bill to amend 1976 PA 267, entitled
"Open meetings act,"
by amending section 2 (MCL 15.262), as amended by 2001 PA 38.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

- 1 Sec. 2. As used in this act:
- 2 (a) "Public body" means any state or local legislative or
- 3 governing body, including a board, commission, committee,
- 4 subcommittee, authority, or council, that is empowered by state
- 5 constitution, statute, charter, ordinance, resolution, or rule to
- 6 exercise governmental or proprietary authority or perform a

1 governmental or proprietary function; a lessee of such a body
2 performing an essential public purpose and function pursuant to the
3 lease agreement; ~~or~~ the board of a nonprofit corporation formed by
4 a city under section 40 of the home rule city act, 1909 PA 279, MCL
5 117.40; **or the board or other governing body of either of the**
6 **following:**

7 (i) **An art institute services provider that receives proceeds**
8 **of a tax levied under the art institute authorities act, 2010 PA**
9 **296, MCL 123.1201 to 123.1229.**

10 (ii) **An accredited zoological institution that receives**
11 **proceeds of a tax levied under the zoological authorities act, 2008**
12 **PA 49, MCL 123.1161 to 123.1183.**

13 (b) "Meeting" means the convening of a public body at which a
14 quorum is present for the purpose of deliberating toward or
15 rendering a decision on a public policy, ~~or~~ any meeting of the
16 board of a nonprofit corporation formed by a city under section 40
17 of the home rule city act, 1909 PA 279, MCL 117.40, **or any meeting**
18 **of the board or other governing body of either of the following:**

19 (i) **An art institute services provider that receives proceeds**
20 **of a tax levied under the art institute authorities act, 2010 PA**
21 **296, MCL 123.1201 to 123.1229.**

22 (ii) **An accredited zoological institution that receives**
23 **proceeds of a tax levied under the zoological authorities act, 2008**
24 **PA 49, MCL 123.1161 to 123.1183.**

25 (c) "Closed session" means a meeting or part of a meeting of a
26 public body that is closed to the public.

27 (d) "Decision" means a determination, action, vote, or
28 disposition upon a motion, proposal, recommendation, resolution,
29 order, ordinance, bill, or measure on which a vote by members of a

- 1 public body is required and by which a public body effectuates or
- 2 formulates public policy.