



Senate Fiscal Agency
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Senate Bills 99 through 101 (as reported without amendment)

Sponsor: Senator Jeremy Moss (S.B. 99)
Senator Ed McBroom (S.B. 100)
Senator Sam Singh (S.B. 101)

Committee: Oversight

CONTENT

Senate Bill 99 would amend the Public Officers Financial Disclosure Act to do the following:

- Require a public officer to report the occupation of the public officer's spouse and the name of the employer or employers of the spouse only if the spouse received at least \$1,000 in annual income.
- Specify that reporting requirements for unearned income and securities would have to include the origin and address of the sources and securities.
- Require a public officer to include the name of the lobbyist or lobbyist agent that made the gift payment, travel payment, or payment to a charity in lieu of honorarium to the officer.
- Require the Department of State to make available the most recent version of the reporting form by March 1, 2025.
- Require the Secretary of State (SOS) to accept statements and reports required to be filed with the SOS that were submitted via email as an alternative to the Act's electronic filing system and apply this requirement retroactively.

Senate Bill 100 would amend the Candidate for Office Financial Disclosure Act to do the following:

- Specify that the term "candidate for office" would mean a candidate who intended to appear on the ballot, in addition to current criteria.
- Require a candidate for office to report the occupation of the candidate's spouse and the name of the employer or employers of the spouse only if the spouse received at least \$1,000 in annual income.
- Specify that reporting requirements for unearned income and securities would have to include the origin and address of the sources and securities.
- Require the Department of State to make available the most recent version of the reporting form by March 1, 2026.
- Require the SOS to accept statements and reports required to be filed with the SOS that were submitted via email as an alternative to the Act's electronic filing system and apply this requirement retroactively.

Senate Bill 101 would amend the lobbyist registration Act to prescribe the process of how to determine the fair market value of an item or service and modify the definition of "gift" to specify that it would not include tickets to a charity event or admission to a conference or educational event directly related to the duties of the public official provided admission.

MCL 15.703 et al. (S.B. 99)
169.303 et al. (S.B. 100)
4.413 & 4.414 (S.B. 101)

BRIEF RATIONALE

Public Acts 613 and 614 of 2023 codified Proposal 22-1's Constitutional requirement for financial disclosure for members of the Legislature, the Governor, the SOS, and the Attorney General. They also expanded provisions to include financial disclosure requirements for candidates for office. According to testimony before the Senate Committee on Oversight, during the first-year implementation, the SOS requested an opinion from the Attorney General on whether the implementation matched the intent of the proposal. Attorney General Dana Nessel released an opinion specifying the need for more information related to sources of unearned income and gifts, among other changes.¹ Accordingly, codifying the contents of the opinion to better align the disclosure laws with Proposal 22-1's intent has been suggested.

PREVIOUS LEGISLATION

(This section does not provide a comprehensive account of previous legislative efforts on this subject matter.)

The bills are reintroductions of Senate Bills 1196 through 1198 of the 2023-2024 Legislative Session. Senate Bills 1196 through 1198 passed the Senate and were referred to the House Committee on Government Operations but received no further action.

Legislative Analyst: Eleni Lionas

FISCAL IMPACT

The bill would have no fiscal impact on State or local government.

Date Completed: 2-28-25

Fiscal Analyst: Joe Carrasco, Jr.

¹ "AG Nessel Issues Formal Opinion on Questions Related to Public Officers Financial Disclosure Act". Michigan Department of Attorney General. June 5, 2024. <https://www.michigan.gov/ag/news/press-releases/2024/06/05/ag-nessel-issues-formal-opinion-on-questions-related-to-public-officers-financial-disclosure-act> Received 2-27-25.