

Legislature: committees; membership on a bipartisan, bicameral oversight committee to review departmental or agency audits; modify.

Legislature: committees; Legislature: auditor general; State financing and management: audits;

# SENATE BILL NO. 997

A bill to amend 2003 PA 1, entitled

"An act to provide for the audit and examination of this state and state funds; to provide for the audit and examination of the books and accounts of all branches, departments, offices, boards, commissions, agencies, authorities, and institutions of this state; to prescribe powers and duties of certain state officers and employees; to provide for access to records; to provide for the subpoena of witnesses and production of documents and records; to prescribe penalties; and to provide for the administration of this act,"

(MCL 13.101) by amending the title, as amended by 2019 PA 156, and



JJR



S04452'21

by adding section 2.

**THE PEOPLE OF THE STATE OF MICHIGAN ENACT:**

TITLE

1           An act to provide for the audit and examination of this state  
2 and state funds; to provide for the audit and examination of the  
3 books and accounts of all branches, departments, offices, boards,  
4 commissions, agencies, authorities, and institutions of this state;  
5 to prescribe powers and duties of certain state officers and  
6 employees; to provide for access to records; to provide for the  
7 subpoena of witnesses and production of documents and records; to  
8 prescribe penalties; **to prescribe the membership and procedures of**  
9 **the joint oversight committee and provide for its powers and**  
10 **duties;** and to provide for the administration of this act.

11           **Sec. 2. (1) As provided in section 55 of article IV of the**  
12 **state constitution of 1963, the joint oversight committee consists**  
13 **of the following 8 members, not more than 4 of whom may be members**  
14 **of the same political party:**

15           (a) Two members of the house of representatives, appointed by  
16 the speaker of the house of representatives.

17           (b) Two members of the house of representatives, appointed by  
18 the minority leader of the house of representatives.

19           (c) Two members of the senate, appointed by the majority  
20 leader of the senate.

21           (d) Two members of the senate, appointed by the minority  
22 leader of the senate.

23           (2) The first members of the committee must be appointed not  
24 later than 60 days after the effective date of the amendatory act  
25 that added this section.

26           (3) The term of a member of the committee is for the remainder



1 of the legislative session during which the member is appointed to  
2 the committee, or until a successor is appointed, whichever is  
3 later.

4 (4) As provided in section 55 of article IV of the state  
5 constitution of 1963, a vacancy on the committee must be filled in  
6 the same manner as the original appointment, and a member appointed  
7 to fill a vacancy shall fill the vacancy for the balance of the  
8 term.

9 (5) A member of the committee may be removed by either of the  
10 following:

11 (a) The individual who appointed that member of the committee,  
12 for good cause or necessity.

13 (b) The house of the legislature that the member of the  
14 committee serves in, by resolution adopted by a majority vote.

15 (6) The speaker of the house of representatives shall  
16 designate 1 of the members appointed under subsection (1)(a) to  
17 call the first meeting of the committee. At the first meeting of  
18 the committee, the committee shall do all of the following:

19 (a) Elect 2 or 4 co-chairpersons, not more than half of whom  
20 may be members of the same political party or house of the  
21 legislature.

22 (b) Elect a first chairperson from among the co-chairpersons.  
23 The co-chairpersons shall alternate as chairperson every 3 months.

24 (c) Elect other officers that the committee considers  
25 necessary or appropriate.

26 (7) The committee shall meet at least quarterly, or more  
27 frequently at the call of the chairperson or at the request of a  
28 majority of its members.

29 (8) A majority of the members of the committee constitute a

1 quorum for transacting business. A vote of a majority of the  
2 members of the committee serving is required for any action of the  
3 committee.

4 (9) The committee shall conduct its business according to  
5 rules adopted by the legislature.

6 (10) A member of the committee is not entitled to compensation  
7 for serving on the committee.

8 (11) The chairperson of the committee or a member designated  
9 by the chairperson, upon a majority vote of the committee, may  
10 administer oaths, subpoena witnesses, and examine books and records  
11 necessary to complete the review described in subsection (12) (b).

12 (12) The committee shall do all of the following:

13 (a) Receive from the auditor general all post audits and  
14 reports completed under section 53 of article IV of the state  
15 constitution of 1963.

16 (b) Review the post audits and reports described in  
17 subdivision (a).

18 (13) The committee may make recommendations to the legislature  
19 based on the review described in subsection (12) (b). A  
20 recommendation made under this subsection must be submitted to the  
21 speaker of the house of representatives and the senate majority  
22 leader in a writing adopted by a majority of the members of the  
23 committee.

24 (14) The committee may hire staff to assist the committee  
25 under this section. The supervision of staff, budgeting,  
26 procurement, and related functions of the committee must be  
27 performed by the council administrator under section 104a of the  
28 legislative council act, 1986 PA 268, MCL 4.1104a.

29 (15) As used in this section, "committee" means the joint



1 **oversight committee described in subsection (1).**

2       Enacting section 1. This amendatory act does not take effect  
3 unless Senate Joint Resolution \_\_\_\_\_ or House Joint Resolution \_\_\_\_\_  
4 (request no. 03798'21) of the 101st Legislature becomes a part of  
5 the state constitution of 1963 as provided in section 1 of article  
6 XII of the state constitution of 1963.

