

HOUSE BILL No. 5324

September 9, 2009, Introduced by Reps. Constan, Huckleberry, Kennedy, Simpson and Polidori and referred to the Committee on Government Operations.

A bill to amend 1984 PA 431, entitled
"The management and budget act,"
by amending section 298c (MCL 18.1298c), as added by 1988 PA 306.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 298c. The Michigan capitol park commission shall do all
2 of the following:

3 (a) Develop a master plan for, and manage the development and
4 operation of, the Michigan capitol park.

5 (b) Promulgate rules pursuant to the administrative procedures
6 act of 1969, ~~Act No. 306 of the Public Acts of 1969, being sections~~
7 ~~24.201 to 24.328 of the Michigan Compiled Laws 1969 PA 306, MCL~~
8 **24.201 TO 24.328**, necessary to carry out its powers and duties
9 under this section.

10 (c) Be responsible for the operation of programs, exclusive of

1 physical building management and maintenance, within the
2 jurisdiction of the Michigan capitol park commission as determined
3 under section 298b.

4 (d) Act as an advisory body to the department regarding the
5 development and operation of real property in Lansing not
6 designated as part of the Michigan capitol park under section 298b.

7 (e) Confer and cooperate with the Michigan capitol committee
8 in the execution of its duties under chapter 7 of the legislative
9 council act, ~~Act No. 268 of the Public Acts of 1986, being sections~~
10 ~~4.1701 to 4.1702 of the Michigan Compiled Laws 1986 PA 268, MCL~~
11 ~~4.1701 TO 4.1702.~~

12 (f) Coordinate with the city of Lansing any state activities
13 or developments in and around the Michigan capitol park.

14 (g) Advise the department of state police regarding the
15 provision of police and security services for the Michigan capitol
16 park, and the enforcement of rules for the care and preservation of
17 the Michigan capitol park.

18 (H) WHEN SUFFICIENT FUNDS ARE RECEIVED TO MEET THE COSTS OF
19 PLACEMENT, PLACE THE PLAQUE HONORING THE RIGHT TO BEAR ARMS UNDER
20 AMENDMENT II OF THE CONSTITUTION OF THE UNITED STATES AND UNDER
21 SECTION 6 OF ARTICLE I OF THE STATE CONSTITUTION OF 1963 THAT IS
22 DONATED TO THE MICHIGAN CAPITOL PARK COMMISSION BY BRASSROOTS.

23 (I) WHEN SUFFICIENT FUNDS ARE RECEIVED TO MEET THE COSTS OF
24 PLACEMENT, PLACE A PLAQUE HONORING THE FIRST AMENDMENT OF THE
25 CONSTITUTION OF THE UNITED STATES AND ARTICLE I OF THE STATE
26 CONSTITUTION OF 1963 THAT IS DONATED BY THE AMERICAN CIVIL
27 LIBERTIES UNION, THE MICHIGAN PRESS ASSOCIATION, THE MICHIGAN

1 ASSOCIATION OF BROADCASTERS, LEAGUE OF WOMEN VOTERS, THE THOMAS
2 JEFFERSON CENTER FOR THE PROTECTION OF FREE EXPRESSION, THE
3 AMERICAN LIBRARIES ASSOCIATION, THE AMERICAN BOOKSELLERS FOUNDATION
4 FOR FREE EXPRESSION, REPORTERS COMMITTEE FOR FREEDOM OF THE PRESS,
5 OR OTHER ORGANIZATION WITH A SIMILAR HISTORY OF SUPPORTING AND
6 ADVOCATING FOR FIRST AMENDMENT RIGHTS. THE PLAQUE WILL BE SUBJECT
7 TO REVIEW BY THE CAPITOL PARK COMMISSION PRIOR TO PLACEMENT AND
8 SHOULD BE OF REASONABLE SIZE, QUALITY, CONSTRUCTION, AND
9 NONPARTISAN IN NATURE. THE CAPITOL PARK COMMISSION'S APPROVAL SHALL
10 BE NOT UNREASONABLY WITHHELD, DELAYED, OR DENIED.

11 (J) WHEN SUFFICIENT FUNDS ARE RECEIVED TO MEET THE COSTS OF
12 PLACEMENT, PLACE A PLAQUE, APPROVED BY THE CAPITOL PARK COMMISSION
13 HONORING THE 13TH, THE 14TH, THE 15TH, OR ANY OTHER OR COMBINATION
14 OF OTHER AMENDMENTS TO THE CONSTITUTION OF THE UNITED STATES OR
15 ARTICLE I OF THE STATE CONSTITUTION OF 1963, DONATED BY ANY PERSON
16 OR ORGANIZATION. ANY SUCH PLAQUE WILL BE SUBJECT TO REVIEW BY THE
17 CAPITOL PARK COMMISSION PRIOR TO PLACEMENT AND SHOULD BE OF
18 REASONABLE SIZE, QUALITY, CONSTRUCTION, AND NONPARTISAN IN NATURE.
19 THE CAPITOL PARK COMMISSION'S APPROVAL SHALL BE NOT UNREASONABLY
20 WITHHELD, DELAYED, OR DENIED.

21 (K) ~~(h)~~—Annually report to the governor and the legislature on
22 the activities of the Michigan capitol park commission. The report
23 shall review the progress of, and any changes in, the master plan
24 as well as the development and operation of the Michigan capitol
25 park.