

Legislative Analysis



STATE ADMINISTRATIVE BOARD APPROPRIATION INTER-TRANSFERS

Phone: (517) 373-8080
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House Bill 5176 as enacted
Public Act 161 of 2019
Sponsor: Rep. Shane Hernandez
House Committee: Government Operations
Senate Committee: Committee of the Whole
Complete to 1-7-20

Analysis available at
<http://www.legislature.mi.gov>

SUMMARY:

House Bill 5176 amends 1921 PA 2, which governs certain powers and duties of the State Administrative Board, to provide an exception to the board's power to inter-transfer funds within an appropriation for a particular department or institution.

1921 PA 2 creates the State Administrative Board and enumerates several of its powers and duties. Under the act, the board does not have the power to transfer to a state department, board, commission, officer, or institution any sum from the amount appropriated by the legislature for any other purpose, except that the board may inter-transfer funds within the appropriation for a particular department, board, commission, officer, or institution.

The bill adds that if such an inter-transfer could otherwise be accomplished through the transfer process under section 393 of the Management and Budget Act, the board may carry out the inter-transfer only if both of the following requirements have been met:

- The state budget director has first either requested the approval of or given notice to, as applicable, the Senate and House appropriations committees regarding the inter-transfer of funds under section 393 of the Management and Budget Act.
- The request described above has not been approved by both committees within the earlier of six session days, or thirty calendar days after the first session day, after the request was made. (Under the bill, *session day* means a day on which both the Senate and House of Representatives convene in session.)

MCL 17.3

FISCAL IMPACT:

House Bill 5176 would have no fiscal impact on state or local government.

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