

STATE ADMINISTRATIVE BOARD

Act 2 of 1921

AN ACT to promote the efficiency of the government of the state, to create a state administrative board, to define the powers and duties thereof, to provide for the transfer to said board of powers and duties now vested by law in other boards, commissions, departments and officers of the state, and for the abolishing of certain of the boards, commissions, departments and offices, whose powers and duties are hereby transferred.

The People of the State of Michigan enact:

17.1 State administrative board; membership; powers and duties.

17.2 State administrative board; procedure, meetings, and conduct of business; conducting business at public meeting; notice of meeting; quorum; actions of board; governor's veto; implementation of orders; compensation and expenses.

17.2a State administrative board; powers and duties relating to renaissance zones.

17.2b Powers and duties under Michigan strategic fund act; employment of chief compliance officer; review of reports; powers and duties under Michigan tobacco settlement finance authority act.

17.3 Administrative board; supervisory control over administrative departments; limitations as to appropriations and inter-transfers; duties of administrative officials.

Constitutionality: <Paragraph><P>Individual members of the legislature brought an action challenging the State Administrative Board's authority under MCL 17.3 to transfer appropriated funds from one program to another within a department. The Court of Appeals conferred standing and held that the statutory authority relied upon by the board had been impliedly repealed by subsequent legislative acts. The Michigan Supreme Court agreed that the chairman of the House Appropriations Committee had standing, but reversed the Court of Appeals decision repealing the State Administrative Board's authority to transfer funds. The Michigan Supreme Court held that neither subsequent amendments to the State Administrative Board Act nor the enactment of the Management and Budget Act indicates an intent by the legislature to repeal by implication the Board's authority under MCL 17.3 to transfer funds within a department. House Speaker v State Administrative Bd, 441 Mich 547; 495 NW2d 539(1993).</P></Paragraph>

17.5 Repealed. 1964, Act 256, Eff. Aug. 28, 1964.

Compiler's Notes: <Paragraph><P>The repealed section vested administrative board with powers and duties granted to state purchasing agent.</P></Paragraph>

17.6 Repealed. 1984, Act 431, Eff. Mar. 29, 1985.

Compiler's Notes: <Paragraph><P>The repealed section pertained to powers of administrative board.</P></Paragraph>

17.7, 17.8 Repealed. 1964, Act 256, Eff. Aug. 28, 1964.

Compiler's Notes: <Paragraph><P>The repealed sections provided for payment of expenses of administrative board and abolished certain boards and offices.</P></Paragraph>

17.10 Repealed. 1964, Act 256, Eff. Aug. 28, 1964.

Compiler's Notes: <Paragraph><P>The repealed sections made declaration of necessity for public peace, health and safety.</P></Paragraph>

17.11 Repealed. 1984, Act 431, Eff. Mar. 29, 1985.

Compiler's Notes: <Paragraph><P>The repealed section pertained to lieutenant governor as member of administrative board.</P></Paragraph>