

SENATE BILL No. 1280

June 2, 2004, Introduced by Senators BIRKHOLZ, ALLEN, HARDIMAN, KUIPERS, McMANUS, STAMAS, BARCIA, GEORGE and BROWN and referred to the Committee on Natural Resources and Environmental Affairs.

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending section 74101 (MCL 324.74101), as added by 1995 PA 58, and by adding section 74102a.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 74101. As used in this part:

2 (a) "Committee" means the citizens committee for Michigan
3 state parks created in section 74102a.

4 (b) ~~-(a)-~~ "Fund" means the state park improvement fund
5 created in section 74108.

6 (c) ~~-(b)-~~ "Improvement program" means the construction,
7 reconstruction, development, improvement, bettering, operating,
8 maintaining, and extending a facility at a state park, including
9 a site improvement, impoundment, road and parking lot, toilet
10 building, concession building, shelter building, bathhouse,

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1 utility, outdoor center, visitor service facility, ski area, ski
2 tow, ski shelter, and administration unit.

3 (d) ~~—(e)—~~ "Motor vehicle" means a vehicle that is
4 self-propelled.

5 (e) ~~—(d)—~~ "State park" means a state park or state recreation
6 area designated by the director.

7 (f) ~~—(e)—~~ "State park revenues" means all revenues collected
8 for state parks, including but not limited to, motor vehicle
9 permits, concession fees, nonmotorized trail permits, fees,
10 leases, camping fees, sale of farm animals from Maybury state
11 park, donations, and gifts.

12 Sec. 74102a. (1) The citizens committee for Michigan state
13 parks is created within the department.

14 (2) The committee shall consist of 17 individuals appointed
15 by the director with the advice of the commission.

16 (3) The members first appointed to the committee shall be
17 appointed within 60 days after the effective date of the
18 amendatory act that added this section.

19 (4) Members of the committee shall serve for terms of 4 years
20 or until a successor is appointed, whichever is later, except
21 that of the members first appointed 6 shall serve for 4 years, 6
22 shall serve for 3 years, and 5 shall serve for 2 years.

23 (5) If a vacancy occurs on the committee, the director shall
24 make an appointment for the unexpired term in the same manner as
25 the original appointment.

26 (6) The committee may remove a member of the committee for
27 incompetency, dereliction of duty, malfeasance, misfeasance, or

1 nonfeasance in office, or any other good cause upon a majority
2 vote of the members. An individual shall be removed from the
3 committee if he or she does not attend 4 consecutive meetings of
4 the committee.

5 (7) The first meeting of the committee shall be called by the
6 director. At the first meeting, the committee shall elect from
7 among its members a chairperson and other officers as it
8 considers necessary or appropriate. After the first meeting, the
9 committee shall meet at least twice each year, or more frequently
10 at the call of the chairperson or if requested by 9 or more
11 members.

12 (8) Six members of the committee constitute a quorum for the
13 transaction of business at a meeting of the committee. A
14 majority of the members present and serving are required for
15 official action of the committee.

16 (9) The business that the committee may perform shall be
17 conducted at a public meeting of the committee held in compliance
18 with the open meetings act, 1976 PA 267, MCL 15.261 to 15.275.

19 (10) A writing prepared, owned, used, in the possession of,
20 or retained by the committee in the performance of an official
21 function is subject to the freedom of information act, 1976 PA
22 442, MCL 15.231 to 15.246.

23 (11) Members of the committee shall serve without
24 compensation. However, members of the committee may be
25 reimbursed for their actual and necessary expenses incurred in
26 the performance of their official duties as members of the
27 committee.

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

2 (a) Advise and make recommendations to the governor, the
3 commission, and the legislature on state parks policy and provide
4 guidance on state parks development, management, and planning
5 issues.

6 (b) Seek the development of a broad variety of programs,
7 facilities, and services for our citizens utilizing the state
8 parks.

9 (c) Inform and educate the public about the importance of and
10 need for state parks.

11 (d) Strive to involve citizens in the planning and
12 development of state parks and to ensure that the facilities,
13 programs, and projects are barrier-free and accessible to all
14 citizens.

15 (e) Establish and maintain effective public relations
16 regarding state parks, utilizing all appropriate communications
17 media.

18 (f) Advise on financial planning and pursue adequate budget
19 support for state parks.

20 (g) Serve as a liaison and coordinate with other agencies to
21 ensure a cooperative effort to provide the most effective and
22 economical services possible at state parks.

23 (h) Evaluate the state parks programs, facilities, services,
24 and relationships periodically to assure that the committee's
25 goals and objectives are being achieved.

26 (13) The chairperson of the committee shall ensure that all
27 proposed policy positions of the committee are sent to the

1 committee members at least 1 week in advance of the meeting at
2 which the policy position will be acted upon. The committee may
3 adopt an emergency resolution that has not been sent to committee
4 members at least 1 week prior to a meeting of the committee, but
5 only upon the approval of 3/4 of those present at the meeting.