

**SUBSTITUTE FOR
HOUSE BILL NO. 4822**

A bill to amend 1994 PA 451, entitled
"Natural resources and environmental protection act,"
by amending section 501 (MCL 324.501).

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 501. (1) A department of natural resources for this state
2 is created. ~~which shall possess~~ **The department has** the powers and
3 **shall** perform the duties granted and imposed by this act and as
4 otherwise provided by law.

5 (2) The commission of natural resources is created as the head
6 of the department of natural resources and may establish general
7 policies related to natural resources management and environmental
8 protection for the guidance of the director. In addition, the
9 commission has appellate authority as provided in section 1101. The



commission ~~shall be~~ **is** composed of 7 members, ~~not~~ **subject to the following:**

(a) No more than 4 ~~of whom shall~~ **members may** be members of the same political party. ~~, appointed by the~~

(b) The governor ~~by and~~ **shall appoint each member** with the advice and consent of the senate.

(c) A member of the commission ~~shall~~ **must** be selected with special reference to that ~~person's~~ **individual's** training and experience related to at least 1 of the principal lines of activities vested in the department of natural resources and the ability and fitness of that ~~person~~ **individual** to deal with those activities.

(d) The term of office of each member of the commission ~~shall be~~ **is** 4 years.

(e) The governor shall fill a vacancy occurring in the membership of the commission and may remove a member of the commission for cause after a hearing.

(f) Each member of the commission shall hold office until the appointment and qualification of that member's successor.

(3) The commission, within 30 days after having qualified and annually after that time, shall meet at its office in Lansing and organize by appointing a secretary, who need not be a member of the commission. The governor shall appoint a chairperson of the commission from among its members, who shall serve as chairperson at the pleasure of the governor. Four members of the commission constitute a quorum for the transaction of business. ~~The~~ **Subject to this subsection, the** business ~~which~~ **that** the commission may perform ~~shall~~ **must** be conducted at a public meeting of the commission held in compliance with the open meetings act, ~~Act No. 267 of the Public~~



~~Acts of 1976, being sections 15.261 to 15.275 of the Michigan Compiled Laws. Public 1976 PA 267, MCL 15.261 to 15.275. Subject to this subsection, public~~ notice of the time, date, and place of the meeting ~~shall must~~ be given in the manner required by ~~Act No. 267 of the Public Acts of 1976. the open meetings act, 1976 PA 267, MCL 15.261 to 15.275.~~ A meeting may be called by the chairperson and ~~shall must~~ be called on request of a majority of the members of the commission. ~~A The commission may hold a meeting may be held as~~ often as necessary and at other places than the commissioners' offices ~~at in~~ Lansing. The commission shall meet at least once each month. **The commission shall do all of the following:**

(a) **Provide live video streaming of all of its public meetings.**

(b) **Publish the link for viewing meetings not less than 24 hours before the meeting on the commission's website.**

(c) **Make past meetings available for viewing on the commission's website.**

(d) **Maintain a publicly available archive of all past meetings, organized and searchable by date and subject matter.**

(4) The commission shall appoint and employ a director who ~~shall continue in office serves~~ at the pleasure of the commission. The director shall appoint 1 or more deputy directors and other assistants and employees as are necessary to implement this part and any other law of this state affecting the powers and duties of the department of natural resources. A person to whom the director has lawfully delegated decision making authority in writing may perform a duty or exercise a power conferred by law ~~upon on~~ the department at the time and to the extent the duty and power is delegated to that person by the director. ~~When If~~ a vacancy in the



1 office of director occurs, or the director is unable to perform the
 2 director's duties or is absent from ~~the~~**this** state, the powers and
 3 duties of the director as prescribed by law ~~shall~~**must** be imposed
 4 ~~on and~~ transferred to a deputy director until the vacancy is filled
 5 or the director's inability or absence from ~~the~~**this** state ceases.

6 (5) The compensation of the deputy directors, the assistants,
 7 and the employees and the number of assistants and employees ~~shall~~
 8 ~~be~~**are** subject to the approval of the state administrative board.

9 The members of the commission shall not receive compensation under
 10 this part, but each member and the other officers and employees of
 11 the department of natural resources ~~shall be~~**are** entitled to
 12 reasonable expenses while traveling in the performance of their
 13 duties prescribed by this act. The salaries and expenses authorized
 14 under this act ~~shall~~**must** be paid out of the state treasury in the
 15 same manner as the salaries of other state officers and employees
 16 are paid. The department of **technology**, management, and budget
 17 shall furnish suitable offices and office equipment, ~~at~~**in** Lansing,
 18 for the use of the department of natural resources. Each member of
 19 the commission and the director shall qualify by taking and
 20 subscribing to the ~~constitutional~~ oath of office **prescribed in**
 21 **section 1 of article XI of the state constitution of 1963** and by
 22 filing ~~it~~**the oath** in the office of the secretary of state.