

SENATE JOINT RESOLUTION M

September 19, 2017, Introduced by Senators COLBECK, KOWALL, BRANDENBURG, CASPERSON and ROBERTSON and referred to the Committee on Government Operations.

A joint resolution proposing an amendment to the state constitution of 1963, by amending section 37 of article IV and sections 18 and 19 of article V and adding section 2a to article V, to allow the legislature to disapprove certain rules, to provide requirements for appropriation bills, and to require certain disclosures of executive departments.

Resolved by the Senate and House of Representatives of the state of Michigan, That the following amendment to the state constitution of 1963, to allow the legislature to disapprove certain rules, to provide requirements for appropriation bills, and to require certain disclosures of executive departments, is proposed, agreed to, and submitted to the people of the state:

ARTICLE IV

Sec. 37. (1) BEFORE JANUARY 1, 2021, THE LEGISLATURE MAY BY CONCURRENT RESOLUTION ADOPTED BY A RECORD ROLL CALL VOTE OF A MAJORITY OF THE MEMBERS ELECTED TO AND SERVING IN EACH HOUSE SUSPEND OR DISAPPROVE A RULE. A SUSPENSION UNDER THIS SUBSECTION SHALL CONTINUE NO LONGER THAN TWO YEARS.

(2) ON OR AFTER JANUARY 1, 2021, THE LEGISLATURE MAY BY CONCURRENT RESOLUTION ADOPTED BY A RECORD ROLL CALL VOTE OF THE MAJORITY OF THE MEMBERS ELECTED TO AND SERVING IN EACH HOUSE SUSPEND OR DISAPPROVE A RULE WITHIN TWO YEARS OF THE PROMULGATION OF THAT RULE. A SUSPENSION UNDER THIS SUBSECTION SHALL CONTINUE NO LONGER THAN TWO YEARS AFTER THE RULE IS PROMULGATED.

(3) The legislature may by concurrent resolution empower a joint committee of the legislature, acting between sessions, to suspend any rule or regulation promulgated by an administrative agency subsequent to the adjournment of the last preceding regular legislative session. ~~Such a~~ suspension **UNDER THIS SUBSECTION** shall continue no longer than the end of the next regular legislative session.

(4) A RULE DISAPPROVED BY THE LEGISLATURE UNDER THIS SECTION IS VOID.

ARTICLE V

SEC. 2A. (1) EACH DEPARTMENT SHALL MAINTAIN AND PROVIDE TO THE PUBLIC A LIST OF CORE SERVICES FOR WHICH THE DEPARTMENT IS UNIQUELY RESPONSIBLE, THE ANNUAL EXPENDITURES FOR THOSE CORE SERVICES, AND THE KEY PERFORMANCE OBJECTIVES THAT PERTAIN TO THE CAPACITY AND QUALITY OF THOSE CORE SERVICES.

(2) AS USED IN THIS SECTION AND SECTION 18 OF ARTICLE V, "CORE

SERVICE" MEANS AN ACTIVITY THAT PROVIDES MEASURABLE VALUE TO BENEFICIARIES SUCH AS CITIZENS, BUSINESSES, AND UNITS OF LOCAL GOVERNMENT. CORE SERVICE DOES NOT INCLUDE A WORK PROJECT OR CAPITAL PURCHASE ASSOCIATED WITH A ONE-TIME EXPENDITURE. A CORE SERVICE OF A DEPARTMENT DOES NOT INCLUDE A SERVICE THAT IS NOT UNIQUE TO THE MISSION OF THAT DEPARTMENT.

Sec. 18. (1) The governor shall submit to the legislature at a time fixed by law, a budget for the ensuing fiscal period setting forth in detail, for all operating funds, the proposed expenditures and estimated revenue of the state, **AND A BUDGET FORECAST FOR THE FISCAL PERIOD IMMEDIATELY FOLLOWING THE ENSUING FISCAL PERIOD THAT REFLECTS PERFORMANCE IMPROVEMENTS BASED ON PREVIOUS EXPENDITURES.**

Proposed expenditures from any fund shall not exceed the estimated revenue thereof. On the same date, the governor shall submit to the legislature ~~general~~**A CORE SERVICE** appropriation bills~~—BILL FOR EACH DEPARTMENT AND A SEPARATE APPROPRIATION BILL FOR SERVICES OTHER THAN CORE SERVICES FOR EACH DEPARTMENT to embody the proposed expenditures and any necessary bill or bills to provide new or additional revenues to meet proposed expenditures.~~

(2) The amount of any surplus created or deficit incurred in any fund during the last preceding fiscal period shall be entered as an item in the budget and in one of the appropriation bills. The governor may submit amendments to appropriation bills to be offered in either house during consideration of the bill by that house, and shall submit bills to meet deficiencies in current appropriations.

Sec. 19. The governor may disapprove any distinct item or items appropriating ~~moneys~~**MONEY** in any appropriation bill. The

1 part or parts approved, **INCLUDING CONDITIONS ON SPENDING**, shall
2 become law, and the item or items disapproved shall be void unless
3 re-passed according to the method prescribed for the passage of
4 other bills over the executive veto.

5 Resolved further, That the foregoing amendment shall be
6 submitted to the people of the state at the next general election
7 in the manner provided by law.