



Senate Fiscal Agency
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BILL ANALYSIS

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Senate Bill 1317 (as introduced 6-23-04)
Sponsor: Senator Wayne Kuipers
Committee: Local, Urban and State Affairs

Date Completed: 7-1-04

CONTENT

The bill would create the "Ronald Wilson Reagan Memorial Monument Fund Commission Act" to create a commission to oversee the financing, design, site location, and construction of a memorial monument dedicated to former President Reagan; solicit designs for the monument; and select its final design.

The Ronald Wilson Reagan Memorial Monument Fund Commission would be created as a Type II agency in the Department of Management and Budget. The Commission would be the governing body of the Ronald Wilson Reagan Memorial Monument Fund (proposed by House Bill 6033) and would consist of all of the following:

- The State Treasurer or his or her designee.
- The Attorney General or his or her designee.
- The Secretary of State or his or her designee.
- Seven members appointed by the Governor with two selected by the Governor; two recommended by the Senate Majority Leader; two recommended by the Speaker of the House of Representatives; and one recommended by the Ronald Reagan Presidential Foundation.

Members of the Commission would serve terms of four years or until a successor was appointed, whichever was later. If a vacancy were to occur, it would have to be filled in the same manner as the original appointment.

The Commission would have to convene initially within six months after the first deposit of money in the Monument Fund. The Commission would be subject to the Open Meetings Act and the Freedom of Information Act. The Commission would be dissolved after the completion of construction of the monument and payment of all amounts due in connection with it.

The Commission could accept, on behalf of the Monument Fund, grants and gifts from the Federal government; an individual; a public or private corporation, organization or foundation; or any other source. The acceptance and use of Federal funds by the Commission would not commit State money and would not obligate the Legislature to continue the purposes for which Federal money was made available.

The Commission would have to transmit money received under the proposed Act to the State Treasurer for deposit in the Monument Fund.

The bill would prohibit the following:

- Soliciting or collecting money for the Monument Fund through the use of telemarketing.
- Conducting fund-raising activities in the name of the Monument Fund without the prior written approval of the Commission.
- Using the Commission's name and logo without its prior written approval.

A person who violated these restrictions would be guilty of a misdemeanor for each separate violation, punishable by imprisonment for up to one year or a maximum fine of \$1,000, or both.

Legislative Analyst: J.P. Finet

FISCAL IMPACT

The bill would have a minimal fiscal impact regarding Commission expenses and creation of the Monument Fund. The bill does not commit State funds for the Monument Fund. No estimate is available regarding the type, cost, and location of the monument.

There are no data to indicate how many offenders would be convicted of the proposed misdemeanor. Local units of government incur the costs of misdemeanor probation and incarceration in local facilities, both of which vary by county. Public libraries would benefit from any additional penal fine revenue.

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