

# SENATE JOINT RESOLUTION O

April 12, 2022, Introduced by Senators IRWIN, MCBROOM, BAYER, SANTANA, HOLLIER, CHANG, MOSS, MCMORROW, GEISS, WOZNIAK, HORN, BARRETT, JOHNSON, ANANICH, MACDONALD, HUIZENGA, ZORN, RUNESTAD, OUTMAN and SCHMIDT and referred to the Committee on Oversight.

A joint resolution proposing an amendment to the state constitution of 1963, by amending section 53 of article IV and adding section 55 to article IV, to amend the duties of the auditor general and create a permanent bicameral, bipartisan joint oversight committee in the legislature.

Resolved by the Senate and House of Representatives of the state of Michigan, That the following amendment to the state constitution of 1963, to amend the duties of the auditor general

and create a permanent bicameral, bipartisan joint oversight committee in the legislature, is proposed, agreed to, and submitted to the people of the state:

1 ARTICLE IV

2 Sec. 53. The legislature by a majority vote of the members  
3 elected to and serving in each house, shall appoint an auditor  
4 general, who shall be a certified public accountant licensed to  
5 practice in this state, to serve for a term of eight years. He **or**  
6 **she** shall be ineligible for appointment or election to any other  
7 public office in this state from which compensation is derived  
8 while serving as auditor general and for two years following the  
9 termination of his service. He **or she** may be removed for cause at  
10 any time by a two-thirds vote of the members elected to and serving  
11 in each house. The auditor general shall conduct post audits of  
12 financial transactions, **contracts**, and accounts of the state and of  
13 all branches, departments, offices, boards, commissions, agencies,  
14 authorities and institutions of the state established by this  
15 constitution or by law, and performance post audits thereof.

16 The auditor general upon direction by the legislature may  
17 employ independent accounting firms or legal counsel and may make  
18 investigations pertinent to the conduct of audits. He **or she** shall  
19 report annually to the **joint oversight committee of the** legislature  
20 **described in section 55** and to the governor and at such other times  
21 as he ~~deems~~**or she considers** necessary or as required by the  
22 legislature. He **or she** shall be assigned no duties other than those  
23 specified in this section.

24 Nothing in this section shall be construed in any way to  
25 infringe the responsibility and constitutional authority of the  
26 governing boards of the institutions of higher education to be

1 solely responsible for the control and direction of all  
2 expenditures from the institutions' funds.

3 The auditor general, his **or her** deputy and one other member of  
4 his **or her** staff shall be exempt from classified civil service. All  
5 other members of his **or her** staff shall have classified civil  
6 service status.

7 **Sec. 55. (1) A joint oversight committee is created as a**  
8 **permanent bipartisan, bicameral committee in the legislature under**  
9 **the legislative council. The joint oversight committee shall**  
10 **operate by procedures and carry out its powers and duties as**  
11 **prescribed by law.**

12 (2) The joint oversight committee shall receive and request  
13 audits from the auditor general, the executive branch, and any  
14 other sources. The joint oversight committee may investigate and  
15 inquire of the finances and performances of the government of this  
16 state and its subdivisions.

17 (3) The joint oversight committee consists of the following  
18 eight members, not more than four of whom may be members of the  
19 same political party:

20 (a) Two members of the house of representatives, appointed by  
21 the speaker of the house of representatives.

22 (b) Two members of the house of representatives, appointed by  
23 the minority leader of the house of representatives.

24 (c) Two members of the senate, appointed by the majority  
25 leader of the senate.

26 (d) Two members of the senate, appointed by the minority  
27 leader of the senate.

28 (4) A member of the committee shall serve for a term as  
29 prescribed by law.

1           (5) A vacancy on the joint oversight committee must be filled  
2 in the same manner as the original appointment. A member appointed  
3 under this subsection shall fill the vacancy for the balance of the  
4 term.

5           (6) The legislature shall implement this section by  
6 appropriate legislation.

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