

**No. 43**  
**STATE OF MICHIGAN**  
**JOURNAL**  
**OF THE**  
**House of Representatives**  
**94th Legislature**  
**REGULAR SESSION OF 2007**

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House Chamber, Lansing, Thursday, May 3, 2007.

12:00 Noon.

The House was called to order by the Speaker Pro Tempore.

The roll was called by the Clerk of the House of Representatives, who announced that a quorum was present.

Accavitti—present	Dillon—present	Lahti—present	Pearce—present
Acciavatti—present	Donigan—present	LaJoy—present	Polidori—present
Agema—present	Ebli—present	Law, David—present	Proos—present
Amos—present	Elsenheimer—present	Law, Kathleen—present	Robertson—present
Angerer—present	Emmons—present	LeBlanc—present	Rocca—present
Ball—present	Espinoza—present	Leland—present	Sak—present
Bauer—present	Farrah—present	Lemmons—present	Schuitmaker—present
Bennett—present	Gaffney—present	Lindberg—present	Scott—present
Bieda—present	Garfield—present	Marleau—present	Shaffer—present
Booher—present	Gillard—present	Mayes—present	Sheen—present
Brandenburg—present	Gonzales—present	McDowell—present	Sheltrown—present
Brown—present	Green—present	Meadows—present	Simpson—present
Byrnes—present	Griffin—present	Meekhof—present	Smith, Alma—present
Byrum—present	Hammel—present	Meisner—present	Smith, Virgil—present
Calley—present	Hammon—present	Melton—present	Spade—present
Casperson—present	Hansen—present	Meltzer—present	Stahl—present
Caswell—present	Hildenbrand—present	Miller—present	Stakoe—present
Caul—present	Hood—present	Moolenaar—present	Steil—present
Cheeks—present	Hoogendyk—present	Moore—present	Tobocman—present
Clack—present	Hopgood—present	Moss—present	Vagnozzi—present
Clemente—present	Horn—present	Nitz—present	Valentine—present
Condino—present	Huizenga—present	Nofs—present	Walker—present
Constan—present	Hune—present	Opsommer—present	Ward—present
Corriveau—present	Jackson—present	Palmer—present	Warren—present
Coulouris—present	Johnson—present	Palsrok—present	Wenke—present
Cushingberry—present	Jones, Rick—present	Pastor—present	Wojno—present
Dean—present	Jones, Robert—present	Pavlov—present	Young—present
DeRoche—present	Knollenberg—present		

e/d/s = entered during session

Rep. Bill Huizenga, from the 90th District, offered the following invocation:

“Heavenly Father, we thank You for this opportunity to come before You. We come before You with humble hearts. Lord, we ask that You give us wisdom, grace and peace as we deal with each other. As we discuss our ideas, we ask, Lord, that it not be personal, that it not be a conflict, but that it be a discussion that is progressive and productive. We thank You, Lord, for those that are joining us here to observe and participate: whether it be the firefighters and those others that protect us, whether it be those out on the lawn who are here to pray for us, those who want their government to succeed, or whether it be those that are involved in athletics. Lord, we just pray for blessings upon them all and we thank You for their participation. We ask that You continue to be with this house and with this body. Grant us the wisdom that we need, the patience that we need and the understanding as we move this state forward. In Your son’s holy name, Amen.”

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Rep. Griffin moved that Rep. Clemente be excused from the balance of today’s session.  
The motion prevailed.

### **Motions and Resolutions**

Reps. Angerer, Agema, Ball, Booher, Brown, Byrnes, Casperson, Caul, Dean, Espinoza, Farrah, Gaffney, Garfield, Gonzales, Green, Hammel, Hammon, Hood, Hopgood, Rick Jones, Robert Jones, Kathleen Law, Leland, Lemmons, Marleau, Mayes, Meekhof, Palmer, Pastor, Pearce, Polidori, Sak, Sheltrown, Alma Smith, Spade, Tobocman, Vagnozzi and Valentine offered the following resolution:

**House Resolution No. 93.**

A resolution honoring the Dundee High School Wrestling team upon winning the 2007 Division III State Championship.

Whereas, Dundee High School won its wrestling state championship and earned our awe, pride, and applause. The victory over Richmond High School on Saturday, March 3, 2007, served as a just reward for the hard work and commitment demonstrated by the Vikings throughout their amazing 2006-2007 season; and

Whereas, The Dundee High School wrestling team compiled an overall record of 35-2 in the 2006-2007 season; and

Whereas, The Dundee High School wrestling team consists of Derek Borsvold, Joshua White, Peter Rendina, Eric Desbrough, Garrett Stevens, James (Brad) Wade, Justin White, Adam Gerth, Alexander Good, Trevor Straub, Chris Eggert, Joe Lake, James Rowe, Bradley Auten; and

Whereas, The head coach of the Dundee High School wrestling team is Tim Roberts. Duane Stevens, Greg Harlow and Frank Davis are the assistant coaches. The Dundee High School principal is Jackie Schultz and the athletic director is Bill Plumb; and

Whereas, While this team has outstanding members, six of whom reached the finals of the Individual Wrestling Championship, the team’s success reflects its willingness to cooperate to achieve a common goal; now, therefore, be it

Resolved by the House of Representatives, That the members of this legislative body honor the Dundee High School wrestling team upon winning the 2007 Division III State Championship; and be it further

Resolved, That copies of this resolution be transmitted to Dundee Community Schools Board of Education, Head Coach Tim Roberts, the other coaches, and all the team members.

Pending the reference of the resolution to a committee,

Rep. Tobocman moved that Rule 71 be suspended and the resolution be considered at this time.

The motion prevailed, 3/5 of the members present voting therefor.

The question being on the adoption of the resolution,

The resolution was adopted.

### **Announcement by the Clerk of Printing and Enrollment**

The Clerk announced the enrollment printing and presentation to the Governor on Thursday, May 3, for her approval of the following bill:

**Enrolled House Bill No. 4143 at 1:48 p.m.**

The Clerk announced that the following bills had been printed and placed upon the files of the members on Thursday, May 3:

**House Bill Nos. 4700 4701 4702 4703 4704 4705 4706 4707 4708**  
**Senate Bill Nos. 469 470**

The Clerk announced that the following Senate bills had been received on Thursday, May 3:

**Senate Bill Nos. 70 94 95 96 403**

### Reports of Standing Committees

The Committee on Health Policy, by Rep. Angerer, Chair, reported

**Senate Bill No. 16, entitled**

A bill to establish the prostate cancer research fund in the department of community health; to provide for the distribution of money from the fund; to prescribe the powers and duties of certain agencies and officials; and to provide for appropriations.

Without amendment and with the recommendation that the bill pass.

The bill was referred to the order of Second Reading of Bills.

#### Favorable Roll Call

To Report Out:

Yeas: Reps. Angerer, Simpson, Byrum, Clack, Corriveau, Coulouris, Donigan, Hammon, Robert Jones, Valentine, Gaffney, Marleau, Green, Ball and Calley

Nays: None

The Committee on Health Policy, by Rep. Angerer, Chair, reported

**Senate Bill No. 348, entitled**

A bill to establish the Amanda's fund for breast cancer research in the department of community health; to provide for the distribution of money from the fund; to prescribe the duties and powers of certain agencies and officials; and to provide for appropriations.

With the recommendation that the substitute (H-1) be adopted and that the bill then pass.

The bill and substitute were referred to the order of Second Reading of Bills.

#### Favorable Roll Call

To Report Out:

Yeas: Reps. Angerer, Simpson, Byrum, Clack, Corriveau, Coulouris, Donigan, Hammon, Robert Jones, Valentine, Gaffney, Marleau, Green, Ball and Calley

Nays: None

### COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Angerer, Chair, of the Committee on Health Policy, was received and read:

Meeting held on: Thursday, May 3, 2007

Present: Reps. Angerer, Simpson, Byrum, Clack, Corriveau, Coulouris, Donigan, Hammon, Robert Jones, Valentine, Gaffney, Marleau, Green, Ball and Calley

Absent: Reps. Wojno, Ward and Hune

Excused: Reps. Wojno, Ward and Hune

The Committee on Transportation, by Rep. Hopgood, Chair, reported

**House Bill No. 4556, entitled**

A bill to amend 1951 PA 51, entitled "An act to provide for the classification of all public roads, streets, and highways in this state, and for the revision of that classification and for additions to and deletions from each classification; to set

up and establish the Michigan transportation fund; to provide for the deposits in the Michigan transportation fund of specific taxes on motor vehicles and motor vehicle fuels; to provide for the allocation of funds from the Michigan transportation fund and the use and administration of the fund for transportation purposes; to set up and establish the truck safety fund; to provide for the allocation of funds from the truck safety fund and administration of the fund for truck safety purposes; to set up and establish the Michigan truck safety commission; to establish certain standards for road contracts for certain businesses; to provide for the continuing review of transportation needs within the state; to authorize the state transportation commission, counties, cities, and villages to borrow money, issue bonds, and make pledges of funds for transportation purposes; to authorize counties to advance funds for the payment of deficiencies necessary for the payment of bonds issued under this act; to provide for the limitations, payment, retirement, and security of the bonds and pledges; to provide for appropriations and tax levies by counties and townships for county roads; to authorize contributions by townships for county roads; to provide for the establishment and administration of the state trunk line fund, local bridge fund, comprehensive transportation fund, and certain other funds; to provide for the deposits in the state trunk line fund, critical bridge fund, comprehensive transportation fund, and certain other funds of money raised by specific taxes and fees; to provide for definitions of public transportation functions and criteria; to define the purposes for which Michigan transportation funds may be allocated; to provide for Michigan transportation fund grants; to provide for review and approval of transportation programs; to provide for submission of annual legislative requests and reports; to provide for the establishment and functions of certain advisory entities; to provide for conditions for grants; to provide for the issuance of bonds and notes for transportation purposes; to provide for the powers and duties of certain state and local agencies and officials; to provide for the making of loans for transportation purposes by the state transportation department and for the receipt and repayment by local units and agencies of those loans from certain specified sources; and to repeal acts and parts of acts," by amending section 11f (MCL 247.661f), as added by 2006 PA 140.

With the recommendation that the substitute (H-1) be adopted and that the bill then pass.

The bill and substitute were referred to the order of Second Reading of Bills.

#### Favorable Roll Call

##### To Report Out:

Yeas: Reps. Hopgood, Griffin, Bieda, Donigan, Ebli, Mayes, Miller, LaJoy, Nitz, Pavlov, Pearce, Stahl and Knollenberg

Nays: None

The Committee on Transportation, by Rep. Hopgood, Chair, reported

##### **House Resolution No. 88.**

A resolution to memorialize Congress to enact the passenger bill of rights act.

(For text of resolution, see House Journal No. 42, p. 602.)

With the recommendation that the resolution be adopted.

The resolution was laid over one day under the rules.

#### Favorable Roll Call

##### To Report Out:

Yeas: Reps. Hopgood, Griffin, Bieda, Donigan, Ebli, Leland, Mayes, Miller, Young, LaJoy, Casperson, Nitz and Pavlov

Nays: None

#### COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Hopgood, Chair, of the Committee on Transportation, was received and read:

Meeting held on: Thursday, May 3, 2007

Present: Reps. Hopgood, Griffin, Accavitti, Bieda, Donigan, Ebli, Leland, Mayes, Miller, Young, LaJoy, Casperson, Nitz, Pavlov, Pearce, Stahl and Knollenberg

### COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Clemente, Chair, of the Committee on New Economy and Quality of Life, was received and read:

Meeting held on: Thursday, May 3, 2007

Present: Reps. Clemente, Leland, Clack, Griffin, Meadows, Meisner, Huizenga, Hildenbrand and Garfield

Absent: Reps. Melton and Pastor

Excused: Reps. Melton and Pastor

### COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Accavitti, Chair, of the Committee on Energy and Technology, was received and read:

Meeting held on: Thursday, May 3, 2007

Present: Reps. Accavitti, Mayes, Angerer, Brown, Clemente, Ebli, Hammon, Hopgood, Lemmons, Lindberg, Miller, Nofs, Palsrok, Garfield, Huizenga, Moolenaar, Horn and Opsommer

Absent: Rep. Melton

Excused: Rep. Melton

### Messages from the Governor

The following message from the Governor was received May 2, 2007 and read:

#### EXECUTIVE ORDER

No. 2007 – 5

#### ABOLISHING THE RONALD WILSON REAGAN MEMORIAL MONUMENT FUND COMMISSION DEPARTMENT OF MANAGEMENT AND BUDGET EXECUTIVE REORGANIZATION

WHEREAS, Section 1 of Article V of the Michigan Constitution of 1963 vests the executive power of the State of Michigan in the Governor;

WHEREAS, Section 2 of Article V of the Michigan Constitution of 1963 empowers the Governor to make changes in the organization of the executive branch of state government or in the assignment of functions among its units that the Governor considers necessary for efficient administration;

WHEREAS, the Ronald Wilson Reagan Memorial Monument Fund Commission (“Reagan Commission”) was established by the Ronald Wilson Reagan Memorial Monument Fund Commission Act, 2004 PA 489, MCL 399.261 to 399.266, effective December 28, 2004;

WHEREAS, the Reagan Commission was required to initially convene within six months of the first deposit of money in the Ronald Wilson Reagan Memorial Monument Fund (“Fund”) created by the Ronald Wilson Reagan Memorial Monument Fund Act, 2004 PA 488, MCL 399.271 to 399.274, but no money has ever been deposited in the Fund and the Reagan Commission has never met;

WHEREAS, there is a continuing need to reorganize functions amongst state departments to ensure efficient administration and effectiveness of government;

WHEREAS, abolishing the Reagan Commission will contribute to a smaller and more efficient state government;

NOW, THEREFORE, I, Jennifer M. Granholm, Governor of the State of Michigan, by virtue of the power and authority vested in the Governor by the Michigan Constitution of 1963 and Michigan law, order the following:

#### I. DEFINITIONS

As used in this Order:

A. “Department of Management and Budget” means the principal department of state government created under Section 121 of The Management and Budget Act, 1984 PA 431, MCL 18.1121.

B. “Type III transfer” means that term as defined under Section 3(c) of the Executive Organization Act of 1965, 1965 PA 380, MCL 16.103.

#### II. TRANSFER OF AUTHORITY

A. All of the authority, powers, duties, functions, records, personnel, property, unexpended balances of appropriations, allocations or other funds of the Ronald Wilson Reagan Memorial Monument Fund Commission under the Ronald Wilson Reagan Memorial Monument Fund Commission Act, 2004 PA 489, MCL 399.261 to 399.266, and the Ronald Wilson Reagan Memorial Monument Fund Act, 2004 PA 488, MCL 399.271 to 399.274, are transferred by Type III transfer to the Department of Management and Budget.

B. The Ronald Wilson Reagan Memorial Monument Fund Commission is abolished.

### III. IMPLEMENTATION OF TRANSFERS

A. The Director of the Department of Management and Budget shall provide executive direction and supervision for the implementation of all transfers of functions under this Order and shall make internal organizational changes as necessary to complete the transfers under this Order.

B. The functions transferred under this Order shall be administered by the Director of the Department of Management and Budget in such ways as to promote efficient administration.

C. All records, property, and unexpended balances of appropriations, allocations, and other funds used, held, employed, available, or to be made available to the Ronald Wilson Reagan Memorial Monument Fund Commission for the activities, powers, duties, functions, and responsibilities transferred under this Order are transferred to the Department of Management and Budget.

D. The State Budget Director shall determine and authorize the most efficient manner possible for handling financial transactions and records in the state's financial management system necessary for the implementation of this Order.

### IV. MISCELLANEOUS

A. All rules, orders, contracts, and agreements relating to the functions transferred under this Order lawfully adopted prior to the effective date of this Order shall continue to be effective until revised, amended, repealed, or rescinded.

B. This Order shall not abate any suit, action, or other proceeding lawfully commenced by, against, or before any entity affected under this Order. Any suit, action, or other proceeding may be maintained by, against, or before the appropriate successor of any entity affected under this Order.

C. The invalidity of any portion of this Order shall not affect the validity of the remainder of the Order, which may be given effect without any invalid portion. Any portion of this Order found invalid by a court or other entity with proper jurisdiction shall be severable from the remaining portions of this Order.

In fulfillment of the requirements under Section 2 of Article V of the Michigan Constitution of 1963, the provisions of this Order are effective July 15, 2007 at 12:01 a.m.

[SEAL]

Given under my hand and the Great Seal of the State of Michigan this 2nd day of May, in the year of our Lord, two thousand seven.

Jennifer M. Granholm  
Governor  
By the Governor:  
Terri L. Land  
Secretary of State

The message was referred to the Clerk.

The following message from the Governor was received May 2, 2007 and read:

**EXECUTIVE ORDER**  
**No. 2007 – 6**  
**ABOLISHING THE TEMPORARY REIMBURSEMENT PROGRAM ADVISORY BOARD**  
**DEPARTMENT OF ENVIRONMENTAL QUALITY**  
**EXECUTIVE REORGANIZATION**

WHEREAS, Section 1 of Article V of the Michigan Constitution of 1963 vests the executive power of the State of Michigan in the Governor;

WHEREAS, Section 2 of Article V of the Michigan Constitution of 1963 empowers the Governor to make changes in the organization of the executive branch of state government or in the assignment of functions among its units that the Governor considers necessary for efficient administration;

WHEREAS, the Temporary Reimbursement Program Advisory Board was established by Public Act 322 of 2006 as a temporary entity;

WHEREAS, there is a continuing need to reorganize functions amongst state departments to ensure efficient administration and effectiveness of government;

WHEREAS, abolishing the Temporary Reimbursement Program Advisory Board will contribute to a smaller and more efficient state government;

NOW, THEREFORE, I, Jennifer M. Granholm, Governor of the State of Michigan, by virtue of the power and authority vested in the Governor by the Michigan Constitution of 1963 and Michigan law, order the following:

#### I. DEFINITIONS

As used in this Order:

A. "Department of Environmental Quality" means the principal department of state government created under Executive Order 1995-18, MCL 324.99903.

B. "Type III transfer" means that term as defined under Section 3(c) of the Executive Organization Act of 1965, 1965 PA 380, MCL 16.103.

## **II. TRANSFER OF AUTHORITY**

A. All of the authority, powers, duties, functions, records, personnel, property, unexpended balances of appropriations, allocations or other funds of the Temporary Reimbursement Program Advisory Board created under Section 21562 of the Natural Resources and Environmental Protection Act, 1994 PA 451, MCL 324.21562, are transferred by Type III transfer to the Department of Environmental Quality.

B. The Temporary Reimbursement Program Advisory Board is abolished.

## **III. IMPLEMENTATION OF TRANSFERS**

A. The Director of the Department of Environmental Quality shall provide executive direction and supervision for the implementation of all transfers of functions under this Order and shall make internal organizational changes as necessary to complete the transfers under this Order.

B. The functions transferred under this Order shall be administered by the Director of the Department of Environmental Quality in such ways as to promote efficient administration.

C. All records, property, and unexpended balances of appropriations, allocations, and other funds used, held, employed, available, or to be made available to the Temporary Reimbursement Program Advisory Board for the activities, powers, duties, functions, and responsibilities transferred under this Order are transferred to the Department of Environmental Quality.

D. The State Budget Director shall determine and authorize the most efficient manner possible for handling financial transactions and records in the state's financial management system necessary for the implementation of this Order.

## **IV. MISCELLANEOUS**

A. All rules, orders, contracts, and agreements relating to the functions transferred under this Order lawfully adopted prior to the effective date of this Order shall continue to be effective until revised, amended, repealed, or rescinded.

B. This Order shall not abate any suit, action, or other proceeding lawfully commenced by, against, or before any entity affected under this Order. Any suit, action, or other proceeding may be maintained by, against, or before the appropriate successor of any entity affected under this Order.

C. The invalidity of any portion of this Order shall not affect the validity of the remainder of the Order, which may be given effect without any invalid portion. Any portion of this Order found invalid by a court or other entity with proper jurisdiction shall be severable from the remaining portions of this Order.

In fulfillment of the requirements under Section 2 of Article V of the Michigan Constitution of 1963, the provisions of this Order are effective July 15, 2007 at 12:01 a.m.

[SEAL]

Given under my hand and the Great Seal of the State of Michigan this 2nd day of May, in the year of our Lord, two thousand seven.

Jennifer M. Granholm

Governor

By the Governor:

Terri L. Land

Secretary of State

The message was referred to the Clerk.

The following message from the Governor was received May 2, 2007 and read:

### **EXECUTIVE ORDER**

**No. 2007 – 7**

### **ABOLISHING THE MICHIGAN UNDERGROUND STORAGE TANK FINANCIAL ASSURANCE POLICY BOARD**

### **DEPARTMENT OF ENVIRONMENTAL QUALITY EXECUTIVE REORGANIZATION**

WHEREAS, Section 1 of Article V of the Michigan Constitution of 1963 vests the executive power of the State of Michigan in the Governor;

WHEREAS, Section 2 of Article V of the Michigan Constitution of 1963 empowers the Governor to make changes in the organization of the executive branch of state government or in the assignment of functions among its units that the Governor considers necessary for efficient administration;

WHEREAS, there is a continuing need to reorganize functions amongst state departments to ensure efficient administration and effectiveness of government;

WHEREAS, abolishing the Michigan Underground Storage Tank Financial Assurance Policy Board will contribute to a smaller and more efficient state government;

NOW, THEREFORE, I, Jennifer M. Granholm, Governor of the State of Michigan, by virtue of the power and authority vested in the Governor by the Michigan Constitution of 1963 and Michigan law, order the following:

#### **I. DEFINITIONS**

As used in this Order:

A. "Department of Environmental Quality" means the principal department of state government created under Executive Order 1995-18, MCL 324.99903.

B. "Type III transfer" means that term as defined under Section 3(c) of the Executive Organization Act of 1965, 1965 PA 380, MCL 16.103.

#### **II. TRANSFER OF AUTHORITY**

A. All of the authority, powers, duties, functions, records, personnel, property, unexpended balances of appropriations, allocations or other funds of the Michigan Underground Storage Tank Financial Assurance Policy Board created under Section 21541 of the Natural Resources and Environmental Protection Act, 1994 PA 451, MCL 324.21541, are transferred by Type III transfer to the Department of Environmental Quality.

B. The Michigan Underground Storage Tank Financial Assurance Policy Board is abolished.

#### **III. IMPLEMENTATION OF TRANSFERS**

A. The Director of the Department of Environmental Quality shall provide executive direction and supervision for the implementation of all transfers of functions under this Order and shall make internal organizational changes as necessary to complete the transfers under this Order.

B. The functions transferred under this Order shall be administered by the Director of the Department of Environmental Quality in such ways as to promote efficient administration.

C. All records, property, and unexpended balances of appropriations, allocations, and other funds used, held, employed, available, or to be made available to the Michigan Underground Storage Tank Financial Assurance Policy Board for the activities, powers, duties, functions, and responsibilities transferred under this Order are transferred to the Department of Environmental Quality.

D. The State Budget Director shall determine and authorize the most efficient manner possible for handling financial transactions and records in the state's financial management system necessary for the implementation of this Order.

#### **IV. MISCELLANEOUS**

A. All rules, orders, contracts, and agreements relating to the functions transferred under this Order lawfully adopted prior to the effective date of this Order shall continue to be effective until revised, amended, repealed, or rescinded.

B. This Order shall not abate any suit, action, or other proceeding lawfully commenced by, against, or before any entity affected under this Order. Any suit, action, or other proceeding may be maintained by, against, or before the appropriate successor of any entity affected under this Order.

C. The invalidity of any portion of this Order shall not affect the validity of the remainder of the Order, which may be given effect without any invalid portion. Any portion of this Order found invalid by a court or other entity with proper jurisdiction shall be severable from the remaining portions of this Order.

In fulfillment of the requirements under Section 2 of Article V of the Michigan Constitution of 1963, the provisions of this Order are effective July 15, 2007 at 12:01 a.m.

[SEAL]

Given under my hand and the Great Seal of the State of Michigan this 2nd day of May, in the year of our Lord, two thousand seven.

Jennifer M. Granholm

Governor

By the Governor:

Terri L. Land

Secretary of State

The message was referred to the Clerk.

The following message from the Governor was received May 2, 2007 and read:

#### **EXECUTIVE ORDER**

**No. 2007 – 8**

#### **ABOLISHING THE GROUNDWATER ADVISORY COUNCIL AND THE GROUNDWATER CONSERVATION ADVISORY COUNCIL DEPARTMENT OF AGRICULTURE DEPARTMENT OF ENVIRONMENTAL QUALITY EXECUTIVE REORGANIZATION**

WHEREAS, Section 1 of Article V of the Michigan Constitution of 1963 vests the executive power of the State of Michigan in the Governor;



WHEREAS, Section 2 of Article V of the Michigan Constitution of 1963 empowers the Governor to make changes in the organization of the executive branch of state government or in the assignment of functions among its units that the Governor considers necessary for efficient administration;

WHEREAS, there is a continuing need to reorganize functions amongst state departments to ensure efficient administration and effectiveness of government;

WHEREAS, abolishing the Groundwater Advisory Council and the Groundwater Conservation Advisory Council will reduce duplicative government functions and contribute to a smaller and more efficient state government;

NOW, THEREFORE, I, Jennifer M. Granholm, Governor of the State of Michigan, by virtue of the power and authority vested in the Governor by the Michigan Constitution of 1963 and Michigan law, order the following:

#### **I. DEFINITIONS**

As used in this Order:

A. "Department of Agriculture" means the principal department of state government created under Section 1 of 1921 PA 13, MCL 285.1, and Section 175 of the Executive Organization Act of 1965, 1965 PA 380, MCL 16.275.

B. "Department of Environmental Quality" means the principal department of state government created under Executive Order 1995-18, MCL 324.99903.

C. "Type III transfer" means that term as defined under Section 3(c) of the Executive Organization Act of 1965, 1965 PA 380, MCL 16.103.

#### **II. TRANSFER OF AUTHORITY**

A. All of the authority, powers, duties, functions, records, personnel, property, unexpended balances of appropriations, allocations or other funds of the Groundwater Advisory Council created under Section 8708 of the Natural Resources and Environmental Protection Act, 1994 PA 451, MCL 324.8708, are transferred by Type III transfer to the Department of Agriculture.

B. All of the authority, powers, duties, functions, records, personnel, property, unexpended balances of appropriations, allocations or other funds of the Groundwater Conservation Advisory Council created under Section 32803 of the Natural Resources and Environmental Protection Act, 1994 PA 451, MCL 324.32803, are transferred by Type III transfer to the Department of Environmental Quality.

C. The Groundwater Advisory Council is abolished.

D. The Groundwater Conservation Advisory Council is abolished.

#### **III. IMPLEMENTATION OF TRANSFERS**

A. The Director of the Department of Environmental Quality and the Director of the Department of Agriculture shall provide executive direction and supervision for the implementation of all transfers of functions under this Order and shall make internal organizational changes as necessary to complete the transfers under this Order.

B. The functions transferred under this Order shall be administered by the Director of the Department of Environmental Quality and the Director of the Department of Agriculture in such ways as to promote efficient administration.

C. All records, property, and unexpended balances of appropriations, allocations, and other funds used, held, employed, available, or to be made available to the Groundwater Advisory Council for the activities, powers, duties, functions, and responsibilities transferred under this Order are transferred to the Department of Agriculture.

D. All records, property, and unexpended balances of appropriations, allocations, and other funds used, held, employed, available, or to be made available to the Groundwater Conservation Advisory Council for the activities, powers, duties, functions, and responsibilities transferred under this Order are transferred to the Department of Environmental Quality.

E. The State Budget Director shall determine and authorize the most efficient manner possible for handling financial transactions and records in the state's financial management system necessary for the implementation of this Order.

#### **IV. MISCELLANEOUS**

A. All rules, orders, contracts, and agreements relating to the functions transferred under this Order lawfully adopted prior to the effective date of this Order shall continue to be effective until revised, amended, repealed, or rescinded.

B. This Order shall not abate any suit, action, or other proceeding lawfully commenced by, against, or before any entity affected under this Order. Any suit, action, or other proceeding may be maintained by, against, or before the appropriate successor of any entity affected under this Order.

C. The invalidity of any portion of this Order shall not affect the validity of the remainder of the Order, which may be given effect without any invalid portion. Any portion of this Order found invalid by a court or other entity with proper jurisdiction shall be severable from the remaining portions of this Order.

In fulfillment of the requirements under Section 2 of Article V of the Michigan Constitution of 1963, the provisions of this Order are effective July 15, 2007 at 12:01 a.m.

[SEAL]

Given under my hand and the Great Seal of the State of Michigan this 2nd day of May, in the year of our Lord, two thousand seven.

Jennifer M. Granholm  
Governor  
By the Governor:  
Terri L. Land  
Secretary of State

The message was referred to the Clerk.

The following message from the Governor was received May 2, 2007 and read:

**EXECUTIVE ORDER**  
**No. 2007 – 9**  
**ABOLISHING THE WATER QUALITY MONITORING ADVISORY BOARD**

WHEREAS, Section 1 of Article V of the Michigan Constitution of 1963 vests the executive power of the State of Michigan in the Governor;

WHEREAS, abolishing the Water Quality Monitoring Advisory Board created by Governor John M. Engler in 1999 will contribute to a smaller and more efficient state government;

NOW, THEREFORE, I, Jennifer M. Granholm, Governor of the State of Michigan, by virtue of the power and authority vested in the Governor by the Michigan Constitution of 1963 and Michigan law, order the following:

A. The Water Quality Monitoring Advisory Board created by Executive Order 1999-10 is abolished.

B. Executive Order 1999-10 is rescinded in its entirety.

This Order is effective upon filing.

[SEAL]

Given under my hand and the Great Seal of the State of Michigan this 2nd day of May, in the year of our Lord, two thousand seven.

Jennifer M. Granholm

Governor

By the Governor:

Terri L. Land

Secretary of State

The message was referred to the Clerk.

The following message from the Governor was received May 2, 2007 and read:

**EXECUTIVE ORDER**  
**No. 2007 – 10**  
**ABOLISHING THE LABORATORY DATA QUALITY ASSURANCE ADVISORY COUNCIL**  
**DEPARTMENT OF ENVIRONMENTAL QUALITY**  
**EXECUTIVE REORGANIZATION**

WHEREAS, Section 1 of Article V of the Michigan Constitution of 1963 vests the executive power of the State of Michigan in the Governor;

WHEREAS, Section 2 of Article V of the Michigan Constitution of 1963 empowers the Governor to make changes in the organization of the executive branch of state government or in the assignment of functions among its units that the Governor considers necessary for efficient administration;

WHEREAS, there is a continuing need to reorganize functions amongst state departments to ensure efficient administration and effectiveness of government;

WHEREAS, abolishing the Laboratory Data Quality Assurance Advisory Council will contribute to a smaller and more efficient state government;

NOW, THEREFORE, I, Jennifer M. Granholm, Governor of the State of Michigan, by virtue of the power and authority vested in the Governor by the Michigan Constitution of 1963 and Michigan law, order the following:

**I. DEFINITIONS**

As used in this Order:

A. "Department of Environmental Quality" means the principal department of state government created under Executive Order 1995-18, MCL 324.99903.

B. "Type III transfer" means that term as defined under Section 3(c) of the Executive Organization Act of 1965, 1965 PA 380, MCL 16.103.

**II. TRANSFER OF AUTHORITY**

A. All of the authority, powers, duties, functions, records, personnel, property, unexpended balances of appropriations, allocations or other funds of the Laboratory Data Quality Assurance Advisory Council created under Section 20517 of the Natural Resources and Environmental Protection Act, 1994 PA 451, MCL 324.20517, are transferred by Type III transfer to the Department of Environmental Quality.

B. The Laboratory Data Quality Assurance Advisory Council is abolished.

**III. IMPLEMENTATION OF TRANSFERS**

A. The Director of the Department of Environmental Quality shall provide executive direction and supervision for the implementation of all transfers of functions under this Order and shall make internal organizational changes as necessary to complete the transfers under this Order.

B. The functions transferred under this Order shall be administered by the Director of the Department of Environmental Quality in such ways as to promote efficient administration.

C. All records, property, and unexpended balances of appropriations, allocations, and other funds used, held, employed, available, or to be made available to the Laboratory Data Quality Assurance Advisory Council for the activities, powers, duties, functions, and responsibilities transferred under this Order are transferred to the Department of Environmental Quality.

D. The State Budget Director shall determine and authorize the most efficient manner possible for handling financial transactions and records in the state's financial management system necessary for the implementation of this Order.

#### **IV. MISCELLANEOUS**

A. All rules, orders, contracts, and agreements relating to the functions transferred under this Order lawfully adopted prior to the effective date of this Order shall continue to be effective until revised, amended, repealed, or rescinded.

B. This Order shall not abate any suit, action, or other proceeding lawfully commenced by, against, or before any entity affected under this Order. Any suit, action, or other proceeding may be maintained by, against, or before the appropriate successor of any entity affected under this Order.

C. The invalidity of any portion of this Order shall not affect the validity of the remainder of the Order, which may be given effect without any invalid portion. Any portion of this Order found invalid by a court or other entity with proper jurisdiction shall be severable from the remaining portions of this Order.

In fulfillment of the requirements under Section 2 of Article V of the Michigan Constitution of 1963, the provisions of this Order are effective July 15, 2007 at 12:01 a.m.

[SEAL]

Given under my hand and the Great Seal of the State of Michigan this 2nd day of May, in the year of our Lord, two thousand seven.

Jennifer M. Granholm

Governor

By the Governor:

Terri L. Land

Secretary of State

The message was referred to the Clerk.

The following message from the Governor was received May 2, 2007 and read:

**EXECUTIVE ORDER**  
**No. 2007 – 11**  
**ABOLISHING THE AGRICULTURAL MARKETING AND BARGAINING BOARD**  
**DEPARTMENT OF AGRICULTURE**  
**EXECUTIVE REORGANIZATION**

WHEREAS, Section 1 of Article V of the Michigan Constitution of 1963 vests the executive power of the State of Michigan in the Governor;

WHEREAS, Section 2 of Article V of the Michigan Constitution of 1963 empowers the Governor to make changes in the organization of the executive branch of state government or in the assignment of functions among its units that the Governor considers necessary for efficient administration;

WHEREAS, there is a continuing need to reorganize functions amongst state departments to ensure efficient administration and effectiveness of government;

WHEREAS, abolishing the Agricultural Marketing and Bargaining Board will contribute to a smaller and more efficient state government;

NOW, THEREFORE, I, Jennifer M. Granholm, Governor of the State of Michigan, by virtue of the power and authority vested in the Governor by the Michigan Constitution of 1963 and Michigan law, order the following:

#### **I. DEFINITIONS**

As used in this Order:

A. "Department of Agriculture" means the principal department of state government created under Section 1 of 1921 PA 13, MCL 285.1, and Section 175 of the Executive Organization Act of 1965, 1965 PA 380, MCL 16.275.

B. "Type III transfer" means that term as defined under Section 3(c) of the Executive Organization Act of 1965, 1965 PA 380, MCL 16.103.

#### **II. TRANSFER OF AUTHORITY**

A. All of the authority, powers, duties, functions, records, personnel, property, unexpended balances of appropriations, allocations or other funds of the Agricultural Marketing and Bargaining Board created under Section 3 of the Agricultural Marketing and Bargaining Act, 1972 PA 344, MCL 290.703, are transferred by Type III transfer to the Department of Agriculture.

B. The Agricultural Marketing and Bargaining Board is abolished.

### III. IMPLEMENTATION OF TRANSFERS

A. The Director of the Department of Agriculture shall provide executive direction and supervision for the implementation of all transfers of functions under this Order and shall make internal organizational changes as necessary to complete the transfers under this Order.

B. The functions transferred under this Order shall be administered by the Director of the Department of Agriculture in such ways as to promote efficient administration.

C. All records, property, and unexpended balances of appropriations, allocations, and other funds used, held, employed, available, or to be made available to the Agricultural Marketing and Bargaining Board for the activities, powers, duties, functions, and responsibilities transferred under this Order are transferred to the Department of Agriculture.

D. The State Budget Director shall determine and authorize the most efficient manner possible for handling financial transactions and records in the state's financial management system necessary for the implementation of this Order.

### IV. MISCELLANEOUS

A. All rules, orders, contracts, and agreements relating to the functions transferred under this Order lawfully adopted prior to the effective date of this Order shall continue to be effective until revised, amended, repealed, or rescinded.

B. This Order shall not abate any suit, action, or other proceeding lawfully commenced by, against, or before any entity affected under this Order. Any suit, action, or other proceeding may be maintained by, against, or before the appropriate successor of any entity affected under this Order.

C. The invalidity of any portion of this Order shall not affect the validity of the remainder of the Order, which may be given effect without any invalid portion. Any portion of this Order found invalid by a court or other entity with proper jurisdiction shall be severable from the remaining portions of this Order.

In fulfillment of the requirements under Section 2 of Article V of the Michigan Constitution of 1963, the provisions of this Order are effective July 15, 2007 at 12:01 a.m.

[SEAL]

Given under my hand and the Great Seal of the State of Michigan this 2nd day of May, in the year of our Lord, two thousand seven.

Jennifer M. Granholm  
Governor  
By the Governor:  
Terri L. Land  
Secretary of State

The message was referred to the Clerk.

The following message from the Governor was received May 2, 2007 and read:

**EXECUTIVE ORDER**  
**No. 2007 – 12**  
**ABOLISHING THE VALUE-ADDED AND COMMERCIALIZATION ROUNDTABLE**  
**DEPARTMENT OF AGRICULTURE**  
**EXECUTIVE REORGANIZATION**

WHEREAS, Section 1 of Article V of the Michigan Constitution of 1963 vests the executive power of the State of Michigan in the Governor;

WHEREAS, Section 2 of Article V of the Michigan Constitution of 1963 empowers the Governor to make changes in the organization of the executive branch of state government or in the assignment of functions among its units that the Governor considers necessary for efficient administration;

WHEREAS, there is a continuing need to reorganize functions amongst state departments to ensure efficient administration and effectiveness of government;

WHEREAS, the advisory Value-Added and Commercialization Roundtable adds little value for taxpayers given that the State of Michigan already has an appointed Commission of Agriculture;

WHEREAS, abolishing the Value-Added and Commercialization Roundtable will contribute to a smaller and more efficient state government;

NOW, THEREFORE, I, Jennifer M. Granholm, Governor of the State of Michigan, by virtue of the power and authority vested in the Governor by the Michigan Constitution of 1963 and Michigan law, order the following:

### I. DEFINITIONS

As used in this Order:

A. "Department of Agriculture" means the principal department of state government created under Section 1 of 1921 PA 13, MCL 285.1, and Section 175 of the Executive Organization Act of 1965, 1965 PA 380, MCL 16.275.

B. "Type III transfer" means that term as defined under Section 3(c) of the Executive Organization Act of 1965, 1965 PA 380, MCL 16.103.

## **II. TRANSFER OF AUTHORITY**

A. All of the authority, powers, duties, functions, records, personnel, property, unexpended balances of appropriations, allocations or other funds of the Value-Added and Commercialization Roundtable created under Section 302b of the Julian-Stille Value-Added Act, 2000 PA 322, MCL 285.302b, are transferred by Type III transfer to the Department of Agriculture.

B. The Value-Added and Commercialization Roundtable is abolished.

## **III. IMPLEMENTATION OF TRANSFERS**

A. The Director of the Department of Agriculture shall provide executive direction and supervision for the implementation of all transfers of functions under this Order and shall make internal organizational changes as necessary to complete the transfers under this Order.

B. The functions transferred under this Order shall be administered by the Director of the Department of Agriculture in such ways as to promote efficient administration.

C. All records, property, and unexpended balances of appropriations, allocations, and other funds used, held, employed, available, or to be made available to the Value-Added and Commercialization Roundtable for the activities, powers, duties, functions, and responsibilities transferred under this Order are transferred to the Department of Agriculture.

D. The State Budget Director shall determine and authorize the most efficient manner possible for handling financial transactions and records in the state's financial management system necessary for the implementation of this Order.

## **IV. MISCELLANEOUS**

A. All rules, orders, contracts, and agreements relating to the functions transferred under this Order lawfully adopted prior to the effective date of this Order shall continue to be effective until revised, amended, repealed, or rescinded.

B. This Order shall not abate any suit, action, or other proceeding lawfully commenced by, against, or before any entity affected under this Order. Any suit, action, or other proceeding may be maintained by, against, or before the appropriate successor of any entity affected under this Order.

C. The invalidity of any portion of this Order shall not affect the validity of the remainder of the Order, which may be given effect without any invalid portion. Any portion of this Order found invalid by a court or other entity with proper jurisdiction shall be severable from the remaining portions of this Order.

In fulfillment of the requirements under Section 2 of Article V of the Michigan Constitution of 1963, the provisions of this Order are effective July 15, 2007 at 12:01 a.m.

[SEAL]

Given under my hand and the Great Seal of the State of Michigan this 2nd day of May, in the year of our Lord, two thousand seven.

Jennifer M. Granholm

Governor

By the Governor:

Terri L. Land

Secretary of State

The message was referred to the Clerk.

The following message from the Governor was received May 2, 2007 and read:

### **EXECUTIVE ORDER**

**No. 2007 - 13**

### **ABOLISHING THE AGRICULTURE AND RURAL COMMUNITIES ROUNDTABLE DEPARTMENT OF ENVIRONMENTAL QUALITY EXECUTIVE REORGANIZATION**

WHEREAS, Section 1 of Article V of the Michigan Constitution of 1963 vests the executive power of the State of Michigan in the Governor;

WHEREAS, Section 2 of Article V of the Michigan Constitution of 1963 empowers the Governor to make changes in the organization of the executive branch of state government or in the assignment of functions among its units that the Governor considers necessary for efficient administration;

WHEREAS, there is a continuing need to reorganize functions amongst state departments to ensure efficient administration and effectiveness of government;

WHEREAS, the advisory Agriculture and Rural Communities Roundtable adds little value for taxpayers given that the State of Michigan already has an appointed Commission of Agriculture and Commission on Natural Resources;

WHEREAS, abolishing the Agriculture and Rural Communities Roundtable will contribute to a smaller and more efficient state government;

NOW, THEREFORE, I, Jennifer M. Granholm, Governor of the State of Michigan, by virtue of the power and authority vested in the Governor by the Michigan Constitution of 1963 and Michigan law, order the following:

#### **I. DEFINITIONS**

As used in this Order:

A. "Department of Environmental Quality" means the principal department of state government created under Executive Order 1995-18, MCL 324.99903.

B. "Type III transfer" means that term as defined under Section 3(c) of the Executive Organization Act of 1965, 1965 PA 380, MCL 16.103.

#### **II. TRANSFER OF AUTHORITY**

A. All of the authority, powers, duties, functions, records, personnel, property, unexpended balances of appropriations, allocations or other funds of the Agriculture and Rural Communities Roundtable convened under Section 2305 of the Natural Resources and Environmental Protection Act, 1994, PA 451, MCL 324.2305, are transferred by Type III transfer to the Director of the Department of Environmental Quality.

B. The Agriculture and Rural Communities Roundtable is abolished.

#### **III. IMPLEMENTATION OF TRANSFERS**

A. The Director of the Department of Environmental Quality shall provide executive direction and supervision for the implementation of all transfers of functions under this Order and shall make internal organizational changes as necessary to complete the transfers under this Order.

B. The functions transferred under this Order shall be administered by the Director of the Department of Environmental Quality in such ways as to promote efficient administration.

C. All records, property, and unexpended balances of appropriations, allocations, and other funds used, held, employed, available, or to be made available to the Agriculture and Rural Communities Roundtable for the activities, powers, duties, functions, and responsibilities transferred under this Order are transferred to the Director of the Department of Environmental Quality.

D. The State Budget Director shall determine and authorize the most efficient manner possible for handling financial transactions and records in the state's financial management system necessary for the implementation of this Order.

#### **IV. MISCELLANEOUS**

A. All rules, orders, contracts, and agreements relating to the functions transferred under this Order lawfully adopted prior to the effective date of this Order shall continue to be effective until revised, amended, repealed, or rescinded.

B. This Order shall not abate any suit, action, or other proceeding lawfully commenced by, against, or before any entity affected under this Order. Any suit, action, or other proceeding may be maintained by, against, or before the appropriate successor of any entity affected under this Order.

C. The invalidity of any portion of this Order shall not affect the validity of the remainder of the Order, which may be given effect without any invalid portion. Any portion of this Order found invalid by a court or other entity with proper jurisdiction shall be severable from the remaining portions of this Order.

In fulfillment of the requirements under Section 2 of Article V of the Michigan Constitution of 1963, the provisions of this Order are effective July 15, 2007 at 12:01 a.m.

[SEAL]

Given under my hand and the Great Seal of the State of Michigan this 2nd day of May, in the year of our Lord, two thousand seven.

Jennifer M. Granholm

Governor

By the Governor:

Terri L. Land

Secretary of State

The message was referred to the Clerk.

The following message from the Governor was received May 2, 2007 and read:

**EXECUTIVE ORDER**  
**No. 2007 – 14**  
**ABOLISHING THE INVASIVE SPECIES ADVISORY COUNCIL**  
**DEPARTMENT OF NATURAL RESOURCES**  
**EXECUTIVE REORGANIZATION**

WHEREAS, Section 1 of Article V of the Michigan Constitution of 1963 vests the executive power of the State of Michigan in the Governor;

WHEREAS, Section 2 of Article V of the Michigan Constitution of 1963 empowers the Governor to make changes in the organization of the executive branch of state government or in the assignment of functions among its units that the Governor considers necessary for efficient administration;

WHEREAS, there is a continuing need to reorganize functions amongst state departments to ensure efficient administration and effectiveness of government;

WHEREAS, abolishing the Invasive Species Advisory Council will contribute to a smaller and more efficient state government;

NOW, THEREFORE, I, Jennifer M. Granholm, Governor of the State of Michigan, by virtue of the power and authority vested in the Governor by the Michigan Constitution of 1963 and Michigan law, order the following:

#### **I. DEFINITIONS**

As used in this Order:

A. "Department of Natural Resources" means the principal department of state government created under Section 250 of the Executive Organization Act of 1965, 1965 PA 380, MCL 16.350, and Section 501 of the Natural Resources and Environmental Protection Act, 1965 PA 380, MCL 324.501, as modified by Executive Order 1995-18, MCL 324.99903.

B. "Type III transfer" means that term as defined under Section 3(c) of the Executive Organization Act of 1965, 1965 PA 380, MCL 16.103.

#### **II. TRANSFER OF AUTHORITY**

A. All of the authority, powers, duties, functions, records, personnel, property, unexpended balances of appropriations, allocations or other funds of the Invasive Species Advisory Council created under Section 41321 of the Natural Resources and Environmental Protection Act, 1994 PA 451, MCL 324.41321, are transferred by Type III transfer to the Department of Natural Resources.

B. The Invasive Species Advisory Council is abolished.

#### **III. IMPLEMENTATION OF TRANSFERS**

A. The Department of Natural Resources may consult with the Department of Agriculture and the Department of Environmental Quality when performing the power, duties, and functions transferred under this Order.

B. The Director of the Department of Natural Resources shall provide executive direction and supervision for the implementation of all transfers of functions under this Order and shall make internal organizational changes as necessary to complete the transfers under this Order.

C. The functions transferred under this Order shall be administered by the Director of the Department of Natural Resources in such ways as to promote efficient administration.

D. All records, property, and unexpended balances of appropriations, allocations, and other funds used, held, employed, available, or to be made available to the Invasive Species Advisory Council for the activities, powers, duties, functions, and responsibilities transferred under this Order are transferred to the Department of Natural Resources.

E. The State Budget Director shall determine and authorize the most efficient manner possible for handling financial transactions and records in the state's financial management system necessary for the implementation of this Order.

#### **IV. MISCELLANEOUS**

A. All rules, orders, contracts, and agreements relating to the functions transferred under this Order lawfully adopted prior to the effective date of this Order shall continue to be effective until revised, amended, repealed, or rescinded.

B. This Order shall not abate any suit, action, or other proceeding lawfully commenced by, against, or before any entity affected under this Order. Any suit, action, or other proceeding may be maintained by, against, or before the appropriate successor of any entity affected under this Order.

C. The invalidity of any portion of this Order shall not affect the validity of the remainder of the Order, which may be given effect without any invalid portion. Any portion of this Order found invalid by a court or other entity with proper jurisdiction shall be severable from the remaining portions of this Order.

In fulfillment of the requirements under Section 2 of Article V of the Michigan Constitution of 1963, the provisions of this Order are effective July 15, 2007 at 12:01 a.m.

[SEAL]

Given under my hand and the Great Seal of the State of Michigan this 2nd day of May, in the year of our Lord, two thousand seven.

Jennifer M. Granholm  
Governor  
By the Governor:  
Terri L. Land  
Secretary of State

The message was referred to the Clerk.

The following message from the Governor was received May 2, 2007 and read:

**EXECUTIVE ORDER**  
**No. 2007 – 15**  
**ABOLISHING THE HIGHWAY RECIPROCITY BOARD**  
**DEPARTMENT OF STATE**  
**EXECUTIVE REORGANIZATION**

WHEREAS, Section 1 of Article V of the Michigan Constitution of 1963 vests the executive power of the State of Michigan in the Governor;

WHEREAS, Section 2 of Article V of the Michigan Constitution of 1963 empowers the Governor to make changes in the organization of the executive branch of state government or in the assignment of functions among its units that the Governor considers necessary for efficient administration;

WHEREAS, there is a continuing need to reorganize functions amongst state departments to ensure efficient administration and effectiveness of government;

WHEREAS, abolishing the Highway Reciprocity Board will contribute to a smaller and more efficient state government;

NOW, THEREFORE, I, Jennifer M. Granholm, Governor of the State of Michigan, by virtue of the power and authority vested in the Governor by the Michigan Constitution of 1963 and Michigan law, order the following:

**I. DEFINITIONS**

As used in this Order:

A. "Department of State" means the principal department of state government created under Section 25 of the Executive Organization Act of 1965, MCL 16.125.

B. "Highway Reciprocity Board" means the board created under 1960 PA 124 and transferred by Type II transfer to the Department of State under Section 31 of the Executive Organization Act of 1965, 1965 PA 380, MCL 16.131.

C. "Type II transfer" means that term as defined under Section 3(b) of the Executive Organization Act of 1965, 1965 PA 380, MCL 16.103.

D. "Type III transfer" means that term as defined under Section 3(c) of the Executive Organization Act of 1965, 1965 PA 380, MCL 16.103.

**II. TRANSFER OF AUTHORITY**

A. All of the authority, powers, duties, functions, records, personnel, property, unexpended balances of appropriations, allocations or other funds of the Highway Reciprocity Board, are transferred by Type III transfer to the Department of State.

B. The Highway Reciprocity Board is abolished.

**III. IMPLEMENTATION OF TRANSFERS**

A. The Secretary of State shall provide executive direction and supervision for the implementation of all transfers of functions under this Order and shall make internal organizational changes as necessary to complete the transfers under this Order.

B. The functions transferred under this Order shall be administered by the Secretary of State in such ways as to promote efficient administration.

C. All records, property, and unexpended balances of appropriations, allocations, and other funds used, held, employed, available, or to be made available to the Highway Reciprocity Board for the activities, powers, duties, functions, and responsibilities transferred under this Order are transferred to the Department of State.

D. The State Budget Director shall determine and authorize the most efficient manner possible for handling financial transactions and records in the state's financial management system necessary for the implementation of this Order.

**IV. MISCELLANEOUS**

A. All rules, orders, contracts, and agreements relating to the functions transferred under this Order lawfully adopted prior to the effective date of this Order shall continue to be effective until revised, amended, repealed, or rescinded.

B. This Order shall not abate any suit, action, or other proceeding lawfully commenced by, against, or before any entity affected under this Order. Any suit, action, or other proceeding may be maintained by, against, or before the appropriate successor of any entity affected under this Order.

C. The invalidity of any portion of this Order shall not affect the validity of the remainder of the Order, which may be given effect without any invalid portion. Any portion of this Order found invalid by a court or other entity with proper jurisdiction shall be severable from the remaining portions of this Order.

In fulfillment of the requirements under Section 2 of Article V of the Michigan Constitution of 1963, the provisions of this Order are effective July 15, 2007 at 12:01 a.m.

[SEAL]

Given under my hand and the Great Seal of the State of Michigan this 2nd day of May, in the year of our Lord, two thousand seven.

Jennifer M. Granholm  
Governor  
By the Governor:  
Terri L. Land  
Secretary of State

The message was referred to the Clerk.



The following message from the Governor was received May 2, 2007 and read:

**EXECUTIVE ORDER**  
**No. 2007 – 16**  
**ABOLISHING THE COMMUNITY HEALTH ADVISORY COUNCIL**  
**DEPARTMENT OF COMMUNITY HEALTH**  
**EXECUTIVE REORGANIZATION**

WHEREAS, Section 1 of Article V of the Michigan Constitution of 1963 vests the executive power of the State of Michigan in the Governor;

WHEREAS, Section 2 of Article V of the Michigan Constitution of 1963 empowers the Governor to make changes in the organization of the executive branch of state government or in the assignment of functions among its units that the Governor considers necessary for efficient administration;

WHEREAS, there is a continuing need to reorganize functions amongst state departments to ensure efficient administration and effectiveness of government;

WHEREAS, abolishing the Community Health Advisory Council created by Governor John M. Engler in 1997 will contribute to a smaller and more efficient state government;

NOW, THEREFORE, I, Jennifer M. Granholm, Governor of the State of Michigan, by virtue of the power and authority vested in the Governor by the Michigan Constitution of 1963 and Michigan law, order the following:

**I. DEFINITIONS**

As used in this Order:

A. “Department of Community Health” means the principal department of state government created as the Department of Mental Health under Section 400 of the Executive Organization Act of 1965, 1965 PA 380, MCL 16.500, and renamed the “Department of Community Health” under Executive Order 1996-1, MCL 330.3101.

B. “Type III transfer” means that term as defined under Section 3(c) of the Executive Organization Act of 1965, 1965 PA 380, MCL 16.103.

**II. TRANSFER OF AUTHORITY**

A. All of the authority, powers, duties, functions, records, personnel, property, unexpended balances of appropriations, allocations or other funds of the Community Health Advisory Council created under Section IV of Executive Order 1997-4, MCL 333.26324, are transferred by Type III transfer to the Department of Community Health.

B. The Community Health Advisory Council is abolished.

**III. IMPLEMENTATION OF TRANSFERS**

A. The Director of the Department of Community Health shall provide executive direction and supervision for the implementation of all transfers of functions under this Order and shall make internal organizational changes as necessary to complete the transfers under this Order.

B. The functions transferred under this Order shall be administered by the Director of the Department of Community Health in such ways as to promote efficient administration.

C. All records, property, and unexpended balances of appropriations, allocations, and other funds used, held, employed, available, or to be made available to the Community Health Advisory Council for the activities, powers, duties, functions, and responsibilities transferred under this Order are transferred to the Department of Community Health.

D. The State Budget Director shall determine and authorize the most efficient manner possible for handling financial transactions and records in the state’s financial management system necessary for the implementation of this Order.

**IV. MISCELLANEOUS**

A. All rules, orders, contracts, and agreements relating to the functions transferred under this Order lawfully adopted prior to the effective date of this Order shall continue to be effective until revised, amended, repealed, or rescinded.

B. This Order shall not abate any suit, action, or other proceeding lawfully commenced by, against, or before any entity affected under this Order. Any suit, action, or other proceeding may be maintained by, against, or before the appropriate successor of any entity affected under this Order.

C. The invalidity of any portion of this Order shall not affect the validity of the remainder of the Order, which may be given effect without any invalid portion. Any portion of this Order found invalid by a court or other entity with proper jurisdiction shall be severable from the remaining portions of this Order.

In fulfillment of the requirements under Section 2 of Article V of the Michigan Constitution of 1963, the provisions of this Order are effective July 15, 2007 at 12:01 a.m.

[SEAL]

Given under my hand and the Great Seal of the State of Michigan this 2nd day of May, in the year of our Lord, two thousand seven.

Jennifer M. Granholm  
Governor  
By the Governor:  
Terri L. Land  
Secretary of State

The message was referred to the Clerk.

The following message from the Governor was received May 2, 2007 and read:

**EXECUTIVE ORDER**  
**No. 2007 – 17**  
**ABOLISHING THE HEALTH PLANS ADVISORY COUNCIL**

WHEREAS, Section 1 of Article V of the Michigan Constitution of 1963 vests the executive power of the State of Michigan in the Governor;

WHEREAS, abolishing the Health Plans Advisory Council created by the Department of Community Health in 1997 will contribute to a smaller and more efficient state government;

NOW, THEREFORE, I, Jennifer M. Granholm, Governor of the State of Michigan, by virtue of the power and authority vested in the Governor by the Michigan Constitution of 1963 and Michigan law, order the following:

A. The Health Plans Advisory Council created within the Department of Community Health in 1997 is abolished. This order is effective upon filing.

[SEAL]

Given under my hand and the Great Seal of the State of Michigan this 2nd day of May, in the year of our Lord, two thousand seven.

Jennifer M. Granholm  
Governor  
By the Governor:  
Terri L. Land  
Secretary of State

The message was referred to the Clerk.

The following message from the Governor was received May 2, 2007 and read:

**EXECUTIVE ORDER**  
**No. 2007 – 18**  
**MICHIGAN CITIZEN-COMMUNITY EMERGENCY RESPONSE**  
**COORDINATING COUNCIL**

WHEREAS, Section 1 of Article V of the Michigan Constitution of 1963 vests the executive power of the State of Michigan in the Governor;

WHEREAS, under Section 8 of Article V of the Michigan Constitution of 1963 the Governor is responsible for taking care that the laws be faithfully executed;

WHEREAS, under Section 8 of Article V of the Michigan Constitution of 1963 each principal department of state government is under the supervision of the Governor unless otherwise provided by the Constitution;

WHEREAS, this administration continues to be committed to encouraging all residents, organizations, and institutions in Michigan to help in solving our most critical problems by volunteering their time, effort, energy and service in times of prosperity as well as crisis;

WHEREAS, the need for homeland security, community health, public safety, and all-hazard preparedness have increased and have led to the need to call upon the compassion, inventiveness, and volunteer spirit of all Michigan residents to help solve many of the problems facing our communities;

WHEREAS, state government has a unique role to play in coordinating hazard mitigation and emergency response activities of state and local governments;

WHEREAS, it is appropriate that state government rely upon appropriate technical expertise and input from the general public in coordinating hazard mitigation and emergency response activities;

WHEREAS, the Michigan Citizen Corps Council was created within the Michigan Community Service Commission under Executive Order 2002-9 to oversee the development and operation of the Michigan Citizen Corps Council and to act as a state-wide advisory council on the Michigan Citizen Corps;

WHEREAS, while under Executive Order 2002-9, the Michigan Citizen Corps Council was charged with the development of initiatives to promote, among other things, the federal Terrorist Information and Prevention System (TIPS), federal law now prohibits activities to implement the TIPS component of the Citizen Corps initiative;

WHEREAS, the Michigan Citizen Corps Council failed to report to the Governor and the Legislature as required under Executive Order 2002-9;

WHEREAS, the Michigan Emergency Planning and Community Right-to-Know Commission was established by Executive Order 1994-17, as amended by Executive Orders 1994-25 and 1995-23, and designated as the emergency response commission for this state as required by the federal Emergency Planning and Community Right-to-Know Act of 1986;

WHEREAS, the Michigan Hazard Mitigation Coordinating Council was established by Executive Order 1998-5 to assist in preventing or lessening the damage and impact of disasters and emergencies through hazard mitigation;

WHEREAS, the work of the Michigan Citizen Corps Council, the Michigan Emergency Planning and Community Right-to-Know Commission, and the Michigan Hazard Mitigation Coordinating Council can be coordinated more effectively by a single new entity within the Department of State Police;

NOW, THEREFORE, I, Jennifer M. Granholm, Governor of the State of Michigan, by virtue of the power and authority vested in me by the Michigan Constitution of 1963 and Michigan law, order the following:

#### **I. DEFINITIONS**

A. "Civil Service Commission" means the commission authorized under Section 5 of Article XI of the Michigan Constitution of 1963.

B. "Council" means the Michigan Citizen-Community Emergency Response Coordinating Council created as an advisory body within the Department of State Police under this Order.

C. "Community Service Commission" means the Michigan Community Service Commission established under 1994 PA 219, MCL 408.221 to 408.232, that was subsequently transferred to the Department of Career Development by Executive Order 1999-1, as amended, MCL 408.40, to the Department of Labor and Economic Growth by Executive Order 2003-18, MCL 445.2011, and to the Department of Human Services by Executive Order 2006-18, MCL 400.561.

D. "Department of Management and Budget" means the principal department of state government created under Section 121 of The Management and Budget Act, 1984 PA 431, MCL 18.1121.

E. "Department of State Police" or "Department" means the Department of State Police created under Section 150 of the Executive Organization Act of 1965, 1965 PA 380, MCL 16.250.

F. "Michigan Citizen Corps" means the Michigan initiative created under the federal USA Freedom Corps program pursuant to Executive Order 2002-9 and other applicable state and federal law.

G. "Michigan Citizen Corps Council" means the advisory body created within the Michigan Community Service Commission under Executive Order 2002-9.

H. "Michigan Emergency Planning and Community Right-to-Know Commission" means the advisory body created within the Department of State Police under Executive Order 1994-17, as amended by Executive Orders 1994-25 and 1995-23.

I. "Michigan Hazard Mitigation Coordinating Council" means the advisory body established within the Department of State Police by Executive Order 1998-5.

J. "USA Freedom Corps" means the federal interagency initiative created under Executive Order No. 13254, 67 CFR 4869, and any successor program.

#### **II. CREATION OF THE COUNCIL**

A. The Michigan Citizen-Community Emergency Response Coordinating Council is created as an advisory body within the Department of State Police.

B. The Council shall consist of the following members:

1. The Director of the Department of Agriculture or his or her designated representative from within the Department of Agriculture.

2. The Director of the Department of Community Health or his or her designated representative from within the Department of Community Health.

3. The Director of the Department of Environmental Quality or his or her designated representative from within the Department of Environmental Quality.

4. The Adjutant General or his or her designated representative from within the Department of Military and Veterans Affairs.

5. The Director of the Department of State Police or his or her designated representative from within the Department.

6. The Director of the Department of Transportation or his or her designated representative from within the Department of Transportation.

7. The State Fire Marshal.

8. The Executive Director of the Community Service Commission or his or her designee from within the Community Service Commission.

9. Eleven individuals appointed by the Governor, including at least two individuals with technical expertise related to emergency response.

10. Of the 11 members initially appointed by the Governor under Section II.B.9, 3 members shall be appointed for terms expiring on December 31, 2007, 3 members shall be appointed for terms expiring on December 31, 2008, 3 members shall be appointed for terms expiring on December 31, 2009, and 2 members shall be appointed for terms expiring on December 31, 2010. After the initial terms, members of the Council shall be appointed to 4-year terms.

C. A vacancy on the Council occurring other than by expiration of a term shall be filled in the same manner as the original appointment for the balance of the unexpired term.

D. The Governor shall designate a member of the Council to serve as its Chairperson at the pleasure of the Governor. The Governor may designate a member of the Council to serve as its Vice-Chairperson at the pleasure of the Governor.

### III. CHARGE TO THE COUNCIL

A. The Council shall act in an advisory capacity to the Department of State Police and shall do all of the following:

1. Monitor and advise the Department regarding the development and operation of the Michigan Citizen Corps.
2. Act as the statewide advisory council for the Michigan Citizen Corps.
3. Develop for presentation to the Department a comprehensive Michigan Community Emergency Response and Citizen Corps Coordination Plan (“Plan”) in consultation with the Department of State Police, the Department of Community Health, the Department of Environmental Quality, the Department of Military and Veterans Affairs, the Office of the State Fire Marshal, and other emergency management entities, including local and tribal entities. The Plan shall provide for all of the following:
  - a. Coordination of the use of volunteer resources in Michigan in furtherance of homeland security and emergency response.
  - b. Description of volunteer recruitment and plans for volunteer-management related to emergencies in times of declared states of emergency or disaster.
  - c. Analysis of state agency coordination plans related to volunteer recruitment and emergency management.
  - d. Detail of state, local, and tribal activities that may help in the further development of the Michigan Citizen Corps and coordination of citizen-based community emergency response efforts.
  - e. Reporting on best practices in local and tribal citizen-based emergency response activities and recognizing accomplishments.
4. Beginning September 30, 2009, annually update and submit the Plan required under Section III.C.3 to the Director of the Department of State Police and the Executive Director of the Michigan Community Service Commission no later than 60 days after the close of each fiscal year.
5. Identify opportunities for local, state, tribal, and federal organizations to collaborate to accomplish the shared goals of Citizen Corps and other citizen-based community emergency response efforts.
6. Assist and advise the Department of State Police, the Community Service Commission and local and tribal entities with the preparation of grant and other funding applications submitted to the USA Freedom Corps and other public and private funding sources for implementing the Michigan Citizen Corps and other citizen-based community emergency response efforts.
7. Assist and advise the Department of State Police and the Community Service Commission with the establishment of policies and procedures regarding the use of grants and other funds related to the USA Freedom Corps, the Michigan Citizen Corps, and other citizen-based community emergency response efforts, subject to appropriations and applicable law.
8. Assist and advise the Department of State Police and the Community Service Commission with the development, establishment, and promotion of local Citizen Corps councils, local Citizen Corps programs, and other citizen-based community emergency response and homeland security initiatives.
9. Assist and advise the Department of State Police and the Community Service Commission in the development of programs and activities to promote community service related to homeland security and citizen-based community emergency response, including, but not limited to: Volunteers in Police Service, Neighborhood Watch, Medical Reserve Corps, and Community Emergency Response Teams.
10. Assist and advise the Department of State Police and the Community Service Commission regarding public education, training, and volunteer opportunities related to homeland security and citizen-based community emergency response.
11. Recommend policies and procedures to ensure that emergency response volunteers are connected to emergency alert systems.
12. Recommend policies and procedures to be used by the Michigan Citizen Corps and local Citizen Corps programs in responding to requests for volunteer assistance from other states.
13. Coordinate on behalf of the Department of State Police or the Community Service Commission activities relating to reports to the federal government regarding Citizen Corps and other related activity in Michigan.

B. The Council is designated as the state emergency response commission required under Section 301 of the federal Emergency Planning and Community Right-to-Know Act, Title III of the Superfund Amendments and Reauthorization Act of 1986, 42 USC 11001 to 11050 (“Act”) and shall perform all of the duties of a state emergency response commission under the Act, including, but not limited to, all of the following:

1. Appointing local emergency planning committees for each county of this state. Each local emergency planning committee shall include, at a minimum, representatives from each of the following groups or organizations: elected state and local officials; law enforcement, civil defense, firefighting, first aid, health, local environmental, hospital, and transportation personnel; broadcast and print media; community groups; and owners and operators of facilities subject to the requirements of Subchapter I of the Act, 42 USC 11001 to 11005. Each local emergency planning committee shall appoint a chairperson and establish rules for the functioning of the committee, with the rules including provisions for public notification of committee activities, public meetings to discuss emergency plans, public comments, response to such comments by the committee, and distribution of emergency plans. Local emergency planning committees shall

comply with the Freedom of Information Act, 1976 PA 442, MCL 15.231 to 15.246, and the Open Meetings Act, 1976 PA 267, MCL 15.261 to 15.275. Each local emergency planning committee shall establish procedures for receiving and processing requests from the public for information under Section 324 of the Act, 42 USC 11044, including tier II information under Section 312 of the Act, 42 USC 11022, and procedures for the designation of an official to serve as coordinator for the information. Each local emergency planning committee shall perform the functions required of local emergency planning committees under the Act.

2. Notifying the Administrator of the federal Environmental Protection Agency of facilities subject to the requirements of the Act and of each notification received from a facility under Section 302(c) of the Act, 42 USC 11002(c).

3. Reviewing plans submitted by local emergency planning committees and make recommendations to the committees on revisions that may be necessary to ensure coordination with other emergency planning districts.

4. Protecting the public health, safety, welfare, and the environment by facilitating the implementation of the emergency planning and community right-to-know provisions of the Act.

5. Evaluating state agency responsibilities regarding hazardous materials planning, enforcement, and response, and develop recommendations to ensure efficient and effective coordination of hazardous materials planning, enforcement, and response.

C. The Council shall perform the following functions relating to hazard mitigation planning and coordination:

1. Assisting in the development, maintenance, and implementation of a state hazard mitigation plan.

2. Assisting in the development, maintenance, and implementation of guidance and informational materials to support hazard mitigation efforts of local and state government, and private entities.

3. Soliciting, reviewing, and identifying hazard mitigation projects for funding, including, but not limited to, federal funding under Section 404 of the Robert T. Stafford Disaster Relief and Emergency Assistance Act, 42 USC 5170c, and Sections 553 and 554 of the National Flood Insurance Reform Act of 1994, 42 USC 4104c and 42 USC 4014d.

4. Fostering and promoting, where appropriate, hazard mitigation principles and practices within local and state government, and with the general public.

#### **IV. OPERATIONS OF THE COUNCIL**

A. The Council shall be staffed by personnel from and assisted by the Department of State Police. Any budgeting, procurement, and related management functions of the Council shall be performed under the direction and supervision of the Director of the Department of State Police.

B. The Council shall select from among its members a Secretary. Council staff shall assist the Secretary with record-keeping responsibilities.

C. Members of the Council appointed by the Governor under Section II.B.9 shall not delegate their responsibilities as members to other persons. A majority of the members of the Council serving constitutes a quorum for the transaction of the Council's business. The Council shall act by a majority vote of its serving members.

D. The Council shall adopt procedures consistent with Michigan law and this Order governing its organization and operations and may establish committees and request public participation on advisory panels as the Council deems necessary. The Council may also adopt, reject, or modify any recommendations proposed by committees or advisory panels.

E. The Council shall meet at the call of the Chairperson and as may be provided in procedures adopted by the Council.

F. In developing recommendations, the Council may, as appropriate, make inquiries, studies, investigations, hold hearings, and receive comments from the public. The Council may also consult with outside experts in order to perform its duties, including, but not limited to, experts in the private sector, organized labor, government agencies, and at institutions of higher education.

G. Members of the Council shall serve without compensation but may receive reimbursement for necessary travel and expenses according to relevant statutes and the rules of procedures of the Civil Service Commission and the Department of Management and Budget, subject to available appropriations.

H. The Council may hire or retain contractors, sub-contractors, advisors, consultants, and agents, and may make and enter into contracts necessary or incidental to the exercise of the powers of the Council and the performance of its duties as the Chairperson deems advisable and necessary, in accordance with this Order, and the relevant statutes, rules, and procedures of the Civil Service Commission and the Department of Management and Budget.

I. The Council may accept donations of labor, services, or other things of value from any public or private agency or person. Any donations shall be expended in accordance with applicable laws, rules, and procedures.

J. Members of the Council shall refer all legal, legislative, and media contacts to the Department of State Police.

#### **V. RESCISSIONS**

A. The Michigan Citizen Corps Council created under Executive Order 2002-9 is abolished.

B. Executive Order 2002-9 is rescinded in its entirety.

C. The Michigan Hazard Mitigation Coordinating Council created under Executive Order 1998-5 is abolished.

D. Executive Order 1998-5 is rescinded in its entirety.

E. The State Emergency Planning and Community Right-to-Know Commission established under Executive Order 1994-17, as amended by Executive Orders 1994-25 and 1995-23, is abolished.

F. Executive Orders 1987-5, 1988-1, 1994-17, 1994-25, and 1995-23 are rescinded in their entirety.

## VI. MISCELLANEOUS

A. All departments, committees, commissioners, or officers of this state or of any political subdivision of this state shall give to the Council, or to any member or representative of the Council, any necessary assistance required by the Council, or any member or representative of the Council, in the performance of the duties of the Council so far as is compatible with its, his, or her duties. Free access also shall be given to any books, records, or documents in its, his, or her custody, relating to matters within the scope of inquiry, study, or investigation of the Council.

B. Any suit, action, or other proceeding lawfully commenced by, against, or before any entity affected by this Order shall not abate by reason of the taking effect of this Order.

C. The invalidity of any portion of this Order shall not affect the validity of the remainder of the Order.

This Order is effective upon filing.

[SEAL]

Given under my hand and the Great Seal of the State of Michigan this 2nd day of May in the year of our Lord, two thousand seven.

Jennifer M. Granholm

Governor

By the Governor:

Terri L. Land

Secretary of State

The message was referred to the Clerk.

The following message from the Governor was received May 2, 2007 and read:

**EXECUTIVE ORDER**  
**No. 2007 – 19**  
**ABOLISHING THE COMMUNITY HEALTH SPECIALTY SERVICES PANEL**  
**DEPARTMENT OF COMMUNITY HEALTH**  
**EXECUTIVE REORGANIZATION**

WHEREAS, Section 1 of Article V of the Michigan Constitution of 1963 vests the executive power of the State of Michigan in the Governor;

WHEREAS, Section 2 of Article V of the Michigan Constitution of 1963 empowers the Governor to make changes in the organization of the executive branch of state government or in the assignment of functions among its units that the Governor considers necessary for efficient administration;

WHEREAS, there is a continuing need to reorganize functions amongst state departments to ensure efficient administration and effectiveness of government;

WHEREAS, abolishing the Specialty Services Panel provided for within the Department of Community Health under Public Act 409 of 2000 will contribute to a smaller and more efficient state government;

NOW, THEREFORE, I, Jennifer M. Granholm, Governor of the State of Michigan, by virtue of the power and authority vested in the Governor by the Michigan Constitution of 1963 and Michigan law, order the following:

### I. DEFINITIONS

As used in this Order:

A. "Department of Community Health" means the principal department of state government created as the Department of Mental Health under Section 400 of the Executive Organization Act of 1965, 1965 PA 380, MCL 16.500, and renamed the "Department of Community Health" under Executive Order 1996-1, MCL 330.3101

B. "Type III transfer" means that term as defined under Section 3(c) of the Executive Organization Act of 1965, 1965 PA 380, MCL 16.103.

### II. TRANSFER OF AUTHORITY

A. All of the authority, powers, duties, functions, records, personnel, property, unexpended balances of appropriations, allocations or other funds of the Specialty Services Panel provided for within the Department of Community Health under Section 109g of The Social Welfare Act, 1939 PA 280, MCL 400.109g, are transferred by Type III transfer to the Department of Community Health.

B. The Specialty Services Panel is abolished.

### III. IMPLEMENTATION OF TRANSFERS

A. The Director of the Department of Community Health shall provide executive direction and supervision for the implementation of all transfers of functions under this Order and shall make internal organizational changes as necessary to complete the transfers under this Order.

B. The functions transferred under this Order shall be administered by the Director of the Department of Community Health in such ways as to promote efficient administration.

C. All records, property, and unexpended balances of appropriations, allocations, and other funds used, held, employed, available, or to be made available to the Specialty Services Panel for the activities, powers, duties, functions, and responsibilities transferred under this Order are transferred to the Department of Community Health.

D. The State Budget Director shall determine and authorize the most efficient manner possible for handling financial transactions and records in the state's financial management system necessary for the implementation of this Order.

#### **IV. MISCELLANEOUS**

A. All rules, orders, contracts, and agreements relating to the functions transferred under this Order lawfully adopted prior to the effective date of this Order shall continue to be effective until revised, amended, repealed, or rescinded.

B. This Order shall not abate any suit, action, or other proceeding lawfully commenced by, against, or before any entity affected under this Order. Any suit, action, or other proceeding may be maintained by, against, or before the appropriate successor of any entity affected under this Order.

C. The invalidity of any portion of this Order shall not affect the validity of the remainder of the Order, which may be given effect without any invalid portion. Any portion of this Order found invalid by a court or other entity with proper jurisdiction shall be severable from the remaining portions of this Order.

In fulfillment of the requirements under Section 2 of Article V of the Michigan Constitution of 1963, the provisions of this Order are effective July 15, 2007 at 12:01 a.m.

[SEAL]

Given under my hand and the Great Seal of the State of Michigan this 2nd day of May, in the year of our Lord, two thousand seven.

Jennifer M. Granholm  
Governor  
By the Governor:  
Terri L. Land  
Secretary of State

The message was referred to the Clerk.

The following message from the Governor was received May 2, 2007 and read:

**EXECUTIVE ORDER**  
**No. 2007 – 20**  
**ABOLISHING THE RETAIL FOOD ADVISORY BOARD**  
**DEPARTMENT OF AGRICULTURE**  
**EXECUTIVE REORGANIZATION**

WHEREAS, Section 1 of Article V of the Michigan Constitution of 1963 vests the executive power of the State of Michigan in the Governor;

WHEREAS, Section 2 of Article V of the Michigan Constitution of 1963 empowers the Governor to make changes in the organization of the executive branch of state government or in the assignment of functions among its units that the Governor considers necessary for efficient administration;

WHEREAS, there is a continuing need to reorganize functions amongst state departments to ensure efficient administration and effectiveness of government;

WHEREAS, abolishing the Retail Food Advisory Board will contribute to a smaller and more efficient state government;

NOW, THEREFORE, I, Jennifer M. Granholm, Governor of the State of Michigan, by virtue of the power and authority vested in the Governor by the Michigan Constitution of 1963 and Michigan law, order the following:

#### **I. DEFINITIONS**

As used in this Order:

A. "Department of Agriculture" means the principal department of state government created under Section 1 of 1921 PA 13, MCL 285.1, and Section 175 of the Executive Organization Act of 1965, 1965 PA 380, MCL 16.275.

B. "Type III transfer" means that term as defined under Section 3(c) of the Executive Organization Act of 1965, 1965 PA 380, MCL 16.103.

#### **II. TRANSFER OF AUTHORITY**

A. All of the authority, powers, duties, functions, records, personnel, property, unexpended balances of appropriations, allocations or other funds of the Retail Food Advisory Board created under Section 2103 of the Food Law of 2000, 2000 PA 92, MCL 289.2103, are transferred by Type III transfer to the Department of Agriculture.

B. The Retail Food Advisory Board is abolished.

#### **III. IMPLEMENTATION OF TRANSFERS**

A. The Director of the Department of Agriculture shall provide executive direction and supervision for the implementation of all transfers of functions under this Order and shall make internal organizational changes as necessary to complete the transfers under this Order.

B. The functions transferred under this Order shall be administered by the Director of the Department of Agriculture in such ways as to promote efficient administration.

C. All records, property, and unexpended balances of appropriations, allocations, and other funds used, held, employed, available, or to be made available to the Retail Food Advisory Board for the activities, powers, duties, functions, and responsibilities transferred under this Order are transferred to the Department of Agriculture.

D. The State Budget Director shall determine and authorize the most efficient manner possible for handling financial transactions and records in the state's financial management system necessary for the implementation of this Order.

#### **IV. MISCELLANEOUS**

A. All rules, orders, contracts, and agreements relating to the functions transferred under this Order lawfully adopted prior to the effective date of this Order shall continue to be effective until revised, amended, repealed, or rescinded.

B. This Order shall not abate any suit, action, or other proceeding lawfully commenced by, against, or before any entity affected under this Order. Any suit, action, or other proceeding may be maintained by, against, or before the appropriate successor of any entity affected under this Order.

C. The invalidity of any portion of this Order shall not affect the validity of the remainder of the Order, which may be given effect without any invalid portion. Any portion of this Order found invalid by a court or other entity with proper jurisdiction shall be severable from the remaining portions of this Order.

In fulfillment of the requirements under Section 2 of Article V of the Michigan Constitution of 1963, the provisions of this Order are effective July 15, 2007 at 12:01 a.m.

[SEAL]

Given under my hand and the Great Seal of the State of Michigan this 2nd day of May, in the year of our Lord, two thousand seven.

Jennifer M. Granholm

Governor

By the Governor:

Terri L. Land

Secretary of State

The message was referred to the Clerk.

The following message from the Governor was received May 2, 2007 and read:

**EXECUTIVE ORDER**  
**No. 2007 – 21**  
**ABOLISHING THE MICHIGAN ENVIRONMENTAL SCIENCE BOARD**  
**DEPARTMENT OF ENVIRONMENTAL QUALITY**  
**EXECUTIVE REORGANIZATION**

WHEREAS, Section 1 of Article V of the Michigan Constitution of 1963 vests the executive power of the State of Michigan in the Governor;

WHEREAS, Section 2 of Article V of the Michigan Constitution of 1963 empowers the Governor to make changes in the organization of the executive branch of state government or in the assignment of functions among its units that the Governor considers necessary for efficient administration;

WHEREAS, there is a continuing need to reorganize functions amongst state departments to ensure efficient administration and effectiveness of government;

WHEREAS, abolishing the advisory Michigan Environmental Science Board will contribute to a smaller and more efficient state government;

NOW, THEREFORE, I, Jennifer M. Granholm, Governor of the State of Michigan, by virtue of the power and authority vested in the Governor by the Michigan Constitution of 1963 and Michigan law, order the following:

#### **I. DEFINITIONS**

As used in this Order:

A. "Department of Environmental Quality" means the principal department of state government created under Executive Order 1995-18, MCL 324.99903.

B. "Michigan Environmental Science Board" means the board established within the Department of Management and Budget by Executive Order 1991-33 and transferred to the Department of Environmental Quality by Executive Order 1997-3, MCL 324.99904.

C. "Type III transfer" means that term as defined under Section 3(c) of the Executive Organization Act of 1965, 1965 PA 380, MCL 16.103.

#### **II. TRANSFER OF AUTHORITY**

A. All of the authority, powers, duties, functions, records, personnel, property, unexpended balances of appropriations, allocations or other funds of the Michigan Environmental Science Board are transferred by Type III transfer to the Department of Environmental Quality.

B. The Michigan Environmental Science Board is abolished.



**III. IMPLEMENTATION OF TRANSFERS**

A. The Director of the Department of Environmental Quality shall provide executive direction and supervision for the implementation of all transfers of functions under this Order and shall make internal organizational changes as necessary to complete the transfers under this Order.

B. The functions transferred under this Order shall be administered by the Director of the Department of Environmental Quality in such ways as to promote efficient administration.

C. All records, property, and unexpended balances of appropriations, allocations, and other funds used, held, employed, available, or to be made available to the Michigan Environmental Science Board for the activities, powers, duties, functions, and responsibilities transferred under this Order are transferred to the Department of Environmental Quality.

D. The State Budget Director shall determine and authorize the most efficient manner possible for handling financial transactions and records in the state’s financial management system necessary for the implementation of this Order.

**IV. MISCELLANEOUS**

A. All rules, orders, contracts, and agreements relating to the functions transferred under this Order lawfully adopted prior to the effective date of this Order shall continue to be effective until revised, amended, repealed, or rescinded.

B. This Order shall not abate any suit, action, or other proceeding lawfully commenced by, against, or before any entity affected under this Order. Any suit, action, or other proceeding may be maintained by, against, or before the appropriate successor of any entity affected under this Order.

C. The invalidity of any portion of this Order shall not affect the validity of the remainder of the Order, which may be given effect without any invalid portion. Any portion of this Order found invalid by a court or other entity with proper jurisdiction shall be severable from the remaining portions of this Order.

In fulfillment of the requirements under Section 2 of Article V of the Michigan Constitution of 1963, the provisions of this Order are effective July 15, 2007 at 12:01 a.m.

[SEAL]

Given under my hand and the Great Seal of the State of Michigan this 2nd day of May, in the year of our Lord, two thousand seven.

Jennifer M. Granholm  
Governor  
By the Governor:  
Terri L. Land  
Secretary of State

The message was referred to the Clerk.

The following message from the Governor was received May 2, 2007 and read:

**EXECUTIVE ORDER  
No. 2007 – 22  
ABOLISHING THE PERSONNEL AGENCY BOARD  
DEPARTMENT OF LABOR AND ECONOMIC GROWTH  
EXECUTIVE REORGANIZATION**

WHEREAS, Section 1 of Article V of the Michigan Constitution of 1963 vests the executive power of the State of Michigan in the Governor;

WHEREAS, Section 2 of Article V of the Michigan Constitution of 1963 empowers the Governor to make changes in the organization of the executive branch of state government or in the assignment of functions among its units that the Governor considers necessary for efficient administration;

WHEREAS, there is a continuing need to reorganize functions amongst state departments to ensure efficient administration and effectiveness of government;

WHEREAS, abolishing the Personnel Agency Board will contribute to a smaller and more efficient state government;

NOW, THEREFORE, I, Jennifer M. Granholm, Governor of the State of Michigan, by virtue of the power and authority vested in the Governor by the Michigan Constitution of 1963 and Michigan law, order the following:

**I. DEFINITIONS**

As used in this Order:

A. “Department of Labor and Economic Growth” means the principal department of state government created by section 225 of the Executive Organization Act of 1965, 1965 PA 380, MCL 16.325, and renamed by Executive Order No. 1996-2, MCL 445.2001, and by Executive Order No. 2003-18, MCL 445.2011.

B. “Type III transfer” means that term as defined under Section 3(c) of the Executive Organization Act of 1965, 1965 PA 380, MCL 16.103.

## II. TRANSFER OF AUTHORITY

A. All of the authority, powers, duties, functions, records, personnel, property, unexpended balances of appropriations, allocations or other funds of the Personnel Agency Board created under Section 1002 of the Occupational Code, 1980 PA 299, MCL 339.1002, are transferred by Type III transfer to the Department of Labor and Economic Growth.

B. The Personnel Agency Board is abolished.

## III. IMPLEMENTATION OF TRANSFERS

A. The Director of the Department of Labor and Economic Growth shall provide executive direction and supervision for the implementation of all transfers of functions under this Order and shall make internal organizational changes as necessary to complete the transfers under this Order.

B. The functions transferred under this Order shall be administered by the Director of the Department of Labor and Economic Growth in such ways as to promote efficient administration.

C. All records, property, and unexpended balances of appropriations, allocations, and other funds used, held, employed, available, or to be made available to the Personnel Agency Board for the activities, powers, duties, functions, and responsibilities transferred under this Order are transferred to the Department of Labor and Economic Growth.

D. The State Budget Director shall determine and authorize the most efficient manner possible for handling financial transactions and records in the state's financial management system necessary for the implementation of this Order.

## IV. MISCELLANEOUS

A. All rules, orders, contracts, and agreements relating to the functions transferred under this Order lawfully adopted prior to the effective date of this Order shall continue to be effective until revised, amended, repealed, or rescinded.

B. This Order shall not abate any suit, action, or other proceeding lawfully commenced by, against, or before any entity affected under this Order. Any suit, action, or other proceeding may be maintained by, against, or before the appropriate successor of any entity affected under this Order.

C. The invalidity of any portion of this Order shall not affect the validity of the remainder of the Order, which may be given effect without any invalid portion. Any portion of this Order found invalid by a court or other entity with proper jurisdiction shall be severable from the remaining portions of this Order.

In fulfillment of the requirements under Section 2 of Article V of the Michigan Constitution of 1963, the provisions of this Order are effective July 15, 2007 at 12:01 a.m.

[SEAL]

Given under my hand and the Great Seal of the State of Michigan this 2nd day of May, in the year of our Lord, two thousand seven.

Jennifer M. Granholm

Governor

By the Governor:

Terri L. Land

Secretary of State

The message was referred to the Clerk.

The following message from the Governor was received May 2, 2007 and read:

**EXECUTIVE ORDER**  
**No. 2007 – 23**  
**ABOLISHING THE BOARD OF LANDSCAPE ARCHITECTS**  
**DEPARTMENT OF LABOR AND ECONOMIC GROWTH**  
**EXECUTIVE REORGANIZATION**

WHEREAS, Section 1 of Article V of the Michigan Constitution of 1963 vests the executive power of the State of Michigan in the Governor;

WHEREAS, Section 2 of Article V of the Michigan Constitution of 1963 empowers the Governor to make changes in the organization of the executive branch of state government or in the assignment of functions among its units that the Governor considers necessary for efficient administration;

WHEREAS, there is a continuing need to reorganize functions amongst state departments to ensure efficient administration and effectiveness of government;

WHEREAS, abolishing the Board of Landscape Architects will contribute to a smaller and more efficient state government;

NOW, THEREFORE, I, Jennifer M. Granholm, Governor of the State of Michigan, by virtue of the power and authority vested in the Governor by the Michigan Constitution of 1963 and Michigan law, order the following:

### I. DEFINITIONS

As used in this Order:

A. "Department of Labor and Economic Growth" means the principal department of state government created by section 225 of the Executive Organization Act of 1965, 1965 PA 380, MCL 16.325, and renamed by Executive Order No. 1996-2, MCL 445.2001, and by Executive Order No. 2003-18, MCL 445.2011.

B. "Type III transfer" means that term as defined under Section 3(c) of the Executive Organization Act of 1965, 1965 PA 380, MCL 16.103.

## II. TRANSFER OF AUTHORITY

A. All of the authority, powers, duties, records, personnel, property, unexpended balances of appropriations, allocations or other funds of the Board of Landscape Architects created under Section 2203 of the Occupational Code, 1980 PA 299, MCL 339.2203, are transferred by Type III transfer to the Department of Labor and Economic Growth.

B. The Board of Landscape Architects is abolished.

## III. IMPLEMENTATION OF TRANSFERS

A. The Director of the Department of Labor and Economic Growth shall provide executive direction and supervision for the implementation of all transfers of functions under this Order and shall make internal organizational changes as necessary to complete the transfers under this Order.

B. The functions transferred under this Order shall be administered by the Director of the Department of Labor and Economic Growth in such ways as to promote efficient administration.

C. All records, property, and unexpended balances of appropriations, allocations, and other funds used, held, employed, available, or to be made available to the Board of Landscape Architects for the activities, powers, duties, functions, and responsibilities transferred under this Order are transferred to the Department of Labor and Economic Growth.

D. The State Budget Director shall determine and authorize the most efficient manner possible for handling financial transactions and records in the state's financial management system necessary for the implementation of this Order.

## IV. MISCELLANEOUS

A. All rules, orders, contracts, and agreements relating to the functions transferred under this Order lawfully adopted prior to the effective date of this Order shall continue to be effective until revised, amended, repealed, or rescinded.

B. This Order shall not abate any suit, action, or other proceeding lawfully commenced by, against, or before any entity affected under this Order. Any suit, action, or other proceeding may be maintained by, against, or before the appropriate successor of any entity affected under this Order.

C. The invalidity of any portion of this Order shall not affect the validity of the remainder of the Order, which may be given effect without any invalid portion. Any portion of this Order found invalid by a court or other entity with proper jurisdiction shall be severable from the remaining portions of this Order.

In fulfillment of the requirements under Section 2 of Article V of the Michigan Constitution of 1963, the provisions of this Order are effective July 15, 2007 at 12:01 a.m.

[SEAL]

Given under my hand and the Great Seal of the State of Michigan this 2nd day of May, in the year of our Lord, two thousand seven.

Jennifer M. Granholm  
Governor

By the Governor:  
Terri L. Land  
Secretary of State

The message was referred to the Clerk.

The following message from the Governor was received May 2, 2007 and read:

**EXECUTIVE ORDER**  
**No. 2007 – 24**  
**ABOLISHING THE STATE BOARD OF FORENSIC POLYGRAPH EXAMINERS**  
**DEPARTMENT OF LABOR AND ECONOMIC GROWTH**  
**EXECUTIVE REORGANIZATION**

WHEREAS, Section 1 of Article V of the Michigan Constitution of 1963 vests the executive power of the State of Michigan in the Governor;

WHEREAS, Section 2 of Article V of the Michigan Constitution of 1963 empowers the Governor to make changes in the organization of the executive branch of state government or in the assignment of functions among its units that the Governor considers necessary for efficient administration;

WHEREAS, there is a continuing need to reorganize functions amongst state departments to ensure efficient administration and effectiveness of government;

WHEREAS, abolishing the State Board of Forensic Polygraph Examiners will contribute to a smaller and more efficient state government;

NOW, THEREFORE, I, Jennifer M. Granholm, Governor of the State of Michigan, by virtue of the power and authority vested in the Governor by the Michigan Constitution of 1963 and Michigan law, order the following:

#### **I. DEFINITIONS**

As used in this Order:

A. "State Board of Forensic Polygraph Examiners" means the board created within the Department of State Police under Section 5 of the Forensic Polygraph Examiners Act, 1972 PA 295, MCL 338.1701 to 338.1729, and transferred to the Department of Commerce under Executive Order 1991-9, MCL 338.3501.

B. "Department of Labor and Economic Growth" means the principal department of state government created by section 225 of the Executive Organization Act of 1965, 1965 PA 380, MCL 16.325, and renamed by Executive Order No. 1996-2, MCL 445.2001, and by Executive Order No. 2003-18, MCL 445.2011.

C. "Type III transfer" means that term as defined under Section 3(c) of the Executive Organization Act of 1965, 1965 PA 380, MCL 16.103.

#### **II. TRANSFER OF AUTHORITY**

A. All of the authority, powers, duties, functions, records, personnel, property, unexpended balances of appropriations, allocations or other funds of the State Board of Forensic Polygraph Examiners are transferred by Type III transfer to the Department of Labor and Economic Growth.

B. The State Board of Forensic Polygraph Examiners is abolished.

#### **III. IMPLEMENTATION OF TRANSFERS**

A. The Director of the Department of Labor and Economic Growth shall provide executive direction and supervision for the implementation of all transfers of functions under this Order and shall make internal organizational changes as necessary to complete the transfers under this Order.

B. The functions transferred under this Order shall be administered by the Director of the Department of Labor and Economic Growth in such ways as to promote efficient administration.

C. All records, property, and unexpended balances of appropriations, allocations, and other funds used, held, employed, available, or to be made available to the State Board of Forensic Polygraph Examiners for the activities, powers, duties, functions, and responsibilities transferred under this Order are transferred to the Department of Labor and Economic Growth.

D. The State Budget Director shall determine and authorize the most efficient manner possible for handling financial transactions and records in the state's financial management system necessary for the implementation of this Order.

#### **IV. MISCELLANEOUS**

A. All rules, orders, contracts, and agreements relating to the functions transferred under this Order lawfully adopted prior to the effective date of this Order shall continue to be effective until revised, amended, repealed, or rescinded.

B. This Order shall not abate any suit, action, or other proceeding lawfully commenced by, against, or before any entity affected under this Order. Any suit, action, or other proceeding may be maintained by, against, or before the appropriate successor of any entity affected under this Order.

C. The invalidity of any portion of this Order shall not affect the validity of the remainder of the Order, which may be given effect without any invalid portion. Any portion of this Order found invalid by a court or other entity with proper jurisdiction shall be severable from the remaining portions of this Order.

In fulfillment of the requirements under Section 2 of Article V of the Michigan Constitution of 1963, the provisions of this Order are effective July 15, 2007 at 12:01 a.m.

[SEAL]

Given under my hand and the Great Seal of the State of Michigan this 2nd day of May, in the year of our Lord, two thousand seven.

Jennifer M. Granholm

Governor

By the Governor:

Terri L. Land

Secretary of State

The message was referred to the Clerk.

The following message from the Governor was received May 2, 2007 and read:

**EXECUTIVE ORDER**  
**No. 2007 - 25**  
**ABOLISHING THE STATE SCHOOL DISTRICT ACCOUNTABILITY BOARD**  
**DEPARTMENT OF EDUCATION**  
**EXECUTIVE REORGANIZATION**

WHEREAS, Section 1 of Article V of the Michigan Constitution of 1963 vests the executive power of the State of Michigan in the Governor;

WHEREAS, Section 2 of Article V of the Michigan Constitution of 1963 empowers the Governor to make changes in the organization of the executive branch of state government or in the assignment of functions among its units that the Governor considers necessary for efficient administration;

WHEREAS, Section 3 of Article VIII of the Michigan Constitution of 1963 vests leadership and general supervision over all public education, including adult education and instructional programs in state institutions, except as to institutions of higher education granting baccalaureate degrees, in an elected State Board of Education;

WHEREAS, 1999 PA 10 removed the elected school board for the Detroit Public School District and replaced the board with an appointed board consisting of six appointees and the State Superintendent of Public Instruction;

WHEREAS, 1999 PA 10 also created within the Department of Education a School District Accountability Board consisting of the State Superintendent of Public Instruction, the State Treasurer, the State Budget Director, and two persons appointed by Governor John M. Engler to review district improvement plans submitted by the appointed school board and monitor any progress being made in achieving goals and benchmarks under the plan;

WHEREAS, under 1999 PA 10, the powers of the School District Accountability Board were limited to a qualifying school district in which an appointed school reform board is in place, such as the board appointed for the Detroit Public School District in 1999;

WHEREAS, the takeover of the Detroit Public School District by an appointed board mandated under 1999 PA 10 was a failure, resulting in a \$198 million deficit during Fiscal Year 2005;

WHEREAS, 2003 PA 303 amended 1990 PA 10 to end the state takeover of the Detroit Public School District, allowing Detroit voters, rather than Lansing lawmakers, to determine the powers of the Detroit School Board and what is best for their schools and their children;

WHEREAS, when given a choice, Detroit voters chose to govern their school district by an elected board in the same manner as other districts throughout this state, and the elected board they selected is now in place;

WHEREAS, return to an elected school board for Detroit Public Schools eliminates the need for a special School District Accountability Board to provide state oversight of an appointed board for the Detroit Public School District;

WHEREAS, the functions of the School District Accountability Board are best vested in elected officials directly accountable to the public;

WHEREAS, it is necessary in the interests of efficient administration and effectiveness of government to change the organization of the executive branch of state government;

NOW THEREFORE, I, Jennifer M. Granholm, Governor of the State of Michigan, by virtue of the power and authority vested in me by the Michigan Constitution of 1963 and Michigan law, order the following:

#### **I. DEFINITIONS**

As used in this Order:

A. "Department" means the Department of Education, a principal department of state government created under Section 300 of the Executive Organization Act of 1965, 1965 PA 380, MCL 16.400.

B. "School District Accountability Board" means the board created within the Department under Section 376 of The Revised School Code, MCL 380.376, consisting of the Superintendent of Public Instruction, the State Treasurer, the State Budget Director, and gubernatorial appointees.

C. "State Board of Education" means the elected State Board of Education created under Section 3 of Article VIII of the Michigan Constitution of 1963.

D. "Superintendent of Public Instruction" means the principal executive officer of the Department appointed by the State Board of Education as provided under Section 3 of Article VIII of the Michigan Constitution of 1963.

#### **II. ABOLISHMENT OF THE SCHOOL DISTRICT ACCOUNTABILITY BOARD FOR THE DETROIT PUBLIC SCHOOL DISTRICT**

A. All of the authority, powers, duties, functions, responsibilities, rule-making authority, records, personnel, property, unexpended balances of appropriations, allocations, or other funds of the School District Accountability Board are transferred to the elected State Board of Education.

B. The School District Accountability Board is abolished.

#### **III. IMPLEMENTATION**

A. The Superintendent of Public Instruction shall immediately initiate coordination to facilitate the implementation of the transfers under this Order.

B. The Superintendent of Public Instruction shall provide executive direction and supervision for the implementation of all transfers to the State Board of Education under this Order. The functions transferred to the State Board of Education under this Order shall be administered under the direction and supervision of the State Board of Education, including, but not limited to, any prescribed functions of rule-making, licensing, registration, and the prescription of rules, regulations, standards, and adjudications.

C. All records, personnel, property, and funds used, held, employed, or to be made available to the School District Accountability Board for the activities transferred to the State Board of Education under this Order are transferred to the State Board of Education.

D. The Superintendent of Public Instruction and the Chairperson of the School District Accountability Board shall develop a memorandum of record identifying any pending settlements, issues of compliance with any applicable state or federal laws or regulations, or other obligations to be resolved by the School District Accountability Board.

E. The State Board of Education shall administer the assigned functions transferred under this Order in such ways as to promote efficient administration and the Superintendent of Public Instruction shall make organizational changes within the Department as may be administratively necessary to complete the realignment of responsibilities prescribed by this Order.

F. The State Budget Director shall determine and authorize the most efficient manner possible for handling financial transactions and records in the state's financial management system necessary to implement this Order.

#### **IV. MISCELLANEOUS**

A. All rules, orders, contracts, and agreements relating to the functions transferred under this Order lawfully adopted prior to the effective date of this Order shall continue to be effective until revised, amended, repealed, or rescinded.

B. This Order shall not abate any suit, action, or other proceeding lawfully commenced by, against, or before any entity affected under this Order. Any suit, action, or other proceeding may be maintained by, against, or before the appropriate successor of any entity affected under this Order.

C. The invalidity of any portion of this Order shall not affect the validity of the remainder of the Order, which may be given effect without any invalid portion. Any portion of this Order found invalid by a court or other entity with proper jurisdiction shall be severable from the remaining portions of this Order.

In fulfillment of the requirements under Section 2 of Article V of the Michigan Constitution of 1963, the provisions of this Order are effective July 15, 2007 at 12:01 a.m.

[SEAL]

Given under my hand and the Great Seal of the State of Michigan this 2nd day of May, in the year of our Lord, two thousand and seven.

Jennifer M. Granholm

Governor

By the Governor:

Terri L. Land

Secretary of State

The message was referred to the Clerk.

The following message from the Governor was received May 2, 2007 and read:

#### **EXECUTIVE ORDER**

**No. 2007 – 26**

#### **ABOLISHING THE TASK FORCE ON LOCAL GOVERNMENT SERVICES AND FISCAL STABILITY**

WHEREAS, Section 1 of Article V of the Michigan Constitution of 1963 vests the executive power of the State of Michigan in the Governor;

WHEREAS, the Task Force on Local Government Services and Fiscal Stability has completed the work for which it was created;

NOW, THEREFORE, I, Jennifer M. Granholm, Governor of the State of Michigan, by virtue of the power and authority vested in the Governor by the Michigan Constitution of 1963 and Michigan law, order the following:

A. The Task Force on Local Government Services and Fiscal Stability created by Executive Order 2005-9 is abolished.

B. Executive Order 2005-9 is rescinded in its entirety.

The provisions of this Order are effective upon filing.

[SEAL]

Given under my hand and the Great Seal of the State of Michigan this 2nd day of May, in the year of our Lord, two thousand seven.

Jennifer M. Granholm

Governor

By the Governor:

Terri L. Land

Secretary of State

The message was referred to the Clerk.

The following message from the Governor was received May 2, 2007 and read:

**EXECUTIVE ORDER**  
**No. 2007 – 27**  
**ABOLISHING THE COMMISSION ON HIGHER EDUCATION AND ECONOMIC GROWTH IN**  
**MACOMB COUNTY**

WHEREAS, Section 1 of Article V of the Michigan Constitution of 1963 vests the executive power of the State of Michigan in the Governor;

WHEREAS, the Commission on Higher Education and Economic Growth in Macomb County has completed the work for which it was created;

NOW, THEREFORE, I, Jennifer M. Granholm, Governor of the State of Michigan, by virtue of the power and authority vested in the Governor by the Michigan Constitution of 1963 and Michigan law, order the following:

A. The Commission on Higher Education and Economic Growth in Macomb County created by Executive Order 2006-11 is abolished.

B. Executive Orders 2006-11 and 2006-22 are rescinded in their entirety.

The provisions of this Order are effective upon filing.

[SEAL]

Given under my hand and the Great Seal of the State of Michigan this 2nd day of May, in the year of our Lord, two thousand seven.

Jennifer M. Granholm  
Governor  
By the Governor:  
Terri L. Land  
Secretary of State

The message was referred to the Clerk.

The following message from the Governor was received May 2, 2007 and read:

**EXECUTIVE ORDER**  
**No. 2007 – 28**  
**ABOLISHING THE MICHIGAN TASK FORCE ON ELDER ABUSE**

WHEREAS, Section 1 of Article V of the Michigan Constitution of 1963 vests the executive power of the State of Michigan in the Governor;

WHEREAS, the Michigan Task Force on Elder Abuse has completed the work for which it was created;

NOW, THEREFORE, I, Jennifer M. Granholm, Governor of the State of Michigan, by virtue of the power and authority vested in the Governor by the Michigan Constitution of 1963 and Michigan law, order the following:

A. The Michigan Task Force on Elder Abuse created by Executive Order 2005-11 is abolished.

B. Executive Orders 2005-11 and 2005-15 are rescinded in their entirety.

The provisions of this Order are effective upon filing.

[SEAL]

Given under my hand and the Great Seal of the State of Michigan this 2nd day of May, in the year of our Lord, two thousand seven.

Jennifer M. Granholm  
Governor  
By the Governor:  
Terri L. Land  
Secretary of State

The message was referred to the Clerk.

The following message from the Governor was received May 2, 2007 and read:

**EXECUTIVE ORDER**  
**No. 2007 – 29**  
**ABOLISHING THE ADVISORY COMMITTEE ON SEPTAGE WASTE STORAGE FACILITY**  
**MANAGEMENT PRACTICES**  
**DEPARTMENT OF ENVIRONMENTAL QUALITY**  
**EXECUTIVE REORGANIZATION**

WHEREAS, Section 1 of Article V of the Michigan Constitution of 1963 vests the executive power of the State of Michigan in the Governor;

WHEREAS, Section 2 of Article V of the Michigan Constitution of 1963 empowers the Governor to make changes in the organization of the executive branch of state government or in the assignment of functions among its units that the Governor considers necessary for efficient administration;

WHEREAS, there is a continuing need to reorganize functions amongst state departments to ensure efficient administration and effectiveness of government;

WHEREAS, abolishing the Advisory Committee on Septage Waste Storage Facility Management Practices provided for under Section 11715d of the Natural Resources and Protection Act, 1994 PA 451, MCL 324.11715d, will contribute to a smaller and more efficient state government;

NOW, THEREFORE, I, Jennifer M. Granholm, Governor of the State of Michigan, by virtue of the power and authority vested in the Governor by the Michigan Constitution of 1963 and Michigan law, order the following:

#### **I. DEFINITIONS**

As used in this Order:

A. "Advisory Committee on Septage Waste Storage Facility Management Practices" means the committee convened under Section 11715d of the Natural Resources and Protection Act, 1994 PA 451, MCL 324.11715d, to make recommendations on septage waste storage facility management practices, including, but not limited to, storage facility inspections.

B. "Department of Environmental Quality" means the principal department of state government created under Executive Order 1995-18, MCL 324.99903.

C. "Type III transfer" means that term as defined under Section 3(c) of the Executive Organization Act of 1965, 1965 PA 380, MCL 16.103.

#### **II. TRANSFER OF AUTHORITY**

A. All of the authority, powers, duties, functions, records, personnel, property, unexpended balances of appropriations, allocations or other funds of the Advisory Committee on Septage Waste Storage Facility Management Practices are transferred by Type III transfer to the Department of Environmental Quality.

B. The Advisory Committee on Septage Waste Storage Facility Management Practices is abolished.

#### **III. IMPLEMENTATION OF TRANSFERS**

A. The Director of the Department of Environmental Quality shall provide executive direction and supervision for the implementation of all transfers of functions under this Order and shall make internal organizational changes as necessary to complete the transfers under this Order.

B. The functions transferred under this Order shall be administered by the Director of the Department of Environmental Quality in such ways as to promote efficient administration.

C. All records, property, and unexpended balances of appropriations, allocations, and other funds used, held, employed, available, or to be made available to the Advisory Committee on Septage Waste Storage Facility Management Practices for the activities, powers, duties, functions, and responsibilities transferred under this Order are transferred to the Department of Environmental Quality.

D. The State Budget Director shall determine and authorize the most efficient manner possible for handling financial transactions and records in the state's financial management system necessary for the implementation of this Order.

#### **IV. MISCELLANEOUS**

A. All rules, orders, contracts, and agreements relating to the functions transferred under this Order lawfully adopted prior to the effective date of this Order shall continue to be effective until revised, amended, repealed, or rescinded.

B. This Order shall not abate any suit, action, or other proceeding lawfully commenced by, against, or before any entity affected under this Order. Any suit, action, or other proceeding may be maintained by, against, or before the appropriate successor of any entity affected under this Order.

C. The invalidity of any portion of this Order shall not affect the validity of the remainder of the Order, which may be given effect without any invalid portion. Any portion of this Order found invalid by a court or other entity with proper jurisdiction shall be severable from the remaining portions of this Order.

In fulfillment of the requirements under Section 2 of Article V of the Michigan Constitution of 1963, the provisions of this Order are effective July 15, 2007 at 12:01 a.m.

[SEAL]

Given under my hand and the Great Seal of the State of Michigan this 2nd day of May, in the year of our Lord, two thousand seven.

Jennifer M. Granholm  
Governor  
By the Governor:  
Terri L. Land  
Secretary of State

The message was referred to the Clerk.



### Explanation of “No” Votes

Rep. Ball, having reserved the right to explain his protest against the passage of **House Bill No. 4367**, made the following statement:

“Mr. Speaker and members of the House:

Creating a Michigan Business Tax and replacing the SBT is an extremely important issue. It will impact the business climate and, therefore, the economic vitality of Michigan for many years to come.

This issue demands careful evaluation by all 110 State Representatives as each of us was elected to represent approximately 90,000 Michigan citizens. The way HB 4367 was handled on the floor today was not conducive to any sort of thoughtful process. The version of this bill had many good features and I was prepared to vote **YES** to help move the process along. It is well past time that we do something positive on this issue.

Then the wheels came off the wagon. At the last moment a new floor substitute was introduced. This substitute is well over a hundred pages and there was no time allowed for floor discussion or thoughtful deliberation. On multiple occasions a request was made to have an explanation as to how this substitute bill differed from the committee version. Each time a request for explanation was denied. This behavior was absolutely unacceptable. When I have no reasonable opportunity to evaluate a bill I refuse to vote blind. These actions changed my **YES** vote to a **NO** vote.

I sincerely hope that when this issue returns from the Senate and Conference Committee all 110 of us have an opportunity to evaluate it before a vote is taken. I fully expect to be able to vote **YES** at that time.

I am very much aware that tactics such as today happened previously when the republicans were in majority. They were wrong then and they are wrong now when the democrats are in majority. It is a classic example of two wrongs do not make a right. These kinds of activities are not what the legislative process should be about and are not what the citizens sent us here to do.”

By unanimous consent the House returned to the order of  
**Second Reading of Bills**

#### **House Bill No. 4047, entitled**

A bill to amend 1994 PA 451, entitled “Natural resources and environmental protection act,” (MCL 324.101 to 324.90106) by adding section 11511c; and to repeal acts and parts of acts.

Was read a second time, and the question being on the adoption of the proposed substitute (H-1) previously recommended by the Committee on Great Lakes and Environment,

The substitute (H-1) was adopted, a majority of the members serving voting therefor.

Rep. Lindberg moved to amend the bill as follows:

1. Amend page 3, following line 1, by inserting:

**“(5) THE DEPARTMENT MAY ACCEPT AN APPLICATION AND ISSUE A PERMIT TO CONSTRUCT AN EXPANSION TO AN EXISTING LANDFILL IF THE EXPANSION WAS IDENTIFIED AS PART OF A CONSENT ORDER ENTERED BY THE DEPARTMENT BEFORE THE EFFECTIVE DATE OF THE AMENDATORY ACT THAT ADDED THIS SECTION AND IF THE APPLICATION OTHERWISE MEETS THE REQUIREMENTS OF THIS PART.”** and renumbering the remaining subsections.

The motion prevailed and the amendment was adopted, a majority of the members serving voting therefor.

Rep. Acciavatti moved to amend the bill as follows:

1. Amend page 3, following line 6, by inserting:

**“(7) THIS SECTION DOES NOT APPLY TO ANY COUNTY, THAT BY VOTE OF THE COUNTY BOARD, PASSES A RESOLUTION OPTING OUT OF THIS SECTION.”** and renumbering the remaining subsections.

The question being on the adoption of the amendment offered by Rep. Acciavatti,

Rep. Ward demanded the yeas and nays.

The demand was supported.

The question being on the adoption of the amendment offered by Rep. Acciavatti,

The amendment was not adopted, a majority of the members serving not voting therefor, by yeas and nays, as follows:

#### **Roll Call No. 136**

**Yeas—50**

Acciavatti  
Agema

Garfield  
Green

Meekhof  
Meltzer

Pearce  
Proos

Amos	Hansen	Moolenaar	Robertson
Ball	Hildenbrand	Moore	Schuitmaker
Booher	Hoogendyk	Moss	Shaffer
Calley	Horn	Nitz	Sheen
Casperson	Huizenga	Nofs	Stahl
Caswell	Hune	Opsommer	Stakoe
Caul	Jones, Rick	Palmer	Steil
DeRoche	Knollenberg	Palsrok	Walker
Elsenheimer	LaJoy	Pastor	Ward
Emmons	Law, David	Pavlov	Wenke
Gaffney	Marleau		

### Nays—58

Accavitti	Cushingberry	Jones, Robert	Rocca
Angerer	Dean	Lahti	Sak
Bauer	Donigan	Law, Kathleen	Scott
Bennett	Ebli	LeBlanc	Sheltrown
Bieda	Espinoza	Leland	Simpson
Brandenburg	Farrar	Lemmons	Smith, Alma
Brown	Gillard	Lindberg	Smith, Virgil
Byrnes	Gonzales	Mayes	Spade
Byrum	Griffin	McDowell	Tobocman
Cheeks	Hammel	Meadows	Vagnozzi
Clack	Hammon	Meisner	Valentine
Condino	Hood	Melton	Warren
Constan	Hopgood	Miller	Wojno
Corriveau	Jackson	Polidori	Young
Coulouris	Johnson		

In The Chair: Sak

Rep. Nitz moved to amend the bill as follows:

1. Amend page 3, following line 4, by inserting:

**“(6) LANDFILLS LOCATED IN BERTRAND TOWNSHIP ARE EXEMPT FROM PROVISIONS IN THIS SECTION AS GRANTED BY AGREEMENTS WITH BERRIEN COUNTY.”** and renumbering the remaining subsection.

The motion did not prevail and the amendment was not adopted, a majority of the members serving not voting therefor.

Reps. David Law and Hune moved to amend the bill as follows:

1. Amend page 3, following line 6, by inserting:

**“(7) NO LANDFILL IN THE STATE OF MICHIGAN SHALL ACCEPT WASTE GENERATED IN CANADA.”** and renumbering the remaining subsection.

The question being on the adoption of the amendment offered by Reps. David Law and Hune,

Rep. Ward demanded the yeas and nays.

The demand was supported.

The question being on the adoption of the amendment offered by Reps. David Law and Hune,

The amendment was adopted, a majority of the members serving voting therefor, by yeas and nays, as follows:

### Roll Call No. 137

### Yeas—96

Accavitti	Elsenheimer	LeBlanc	Polidori
Acciavatti	Emmons	Leland	Proos

Amos	Espinoza	Lemmons	Robertson
Angerer	Farrah	Lindberg	Rocca
Ball	Gaffney	Marleau	Sak
Bauer	Gillard	Mayes	Schuitmaker
Bennett	Green	McDowell	Shaffer
Booher	Hammel	Meadows	Sheen
Brandenburg	Hammon	Meekhof	Sheltrown
Brown	Hansen	Meisner	Simpson
Byrnes	Hildenbrand	Melton	Smith, Alma
Byrum	Hood	Meltzer	Smith, Virgil
Calley	Hoogendyk	Miller	Spade
Casperson	Hopgood	Moolenaar	Stahl
Caswell	Horn	Moore	Stakoe
Caul	Huizenga	Moss	Steil
Clack	Hune	Nitz	Vagnozzi
Constan	Jackson	Nofs	Valentine
Corriveau	Jones, Rick	Opsommer	Walker
Dean	Jones, Robert	Palmer	Ward
DeRoche	Knollenberg	Palsrok	Warren
Dillon	Lahti	Pastor	Wenke
Donigan	LaJoy	Pavlov	Wojno
Ebli	Law, David	Pearce	Young

### Nays—13

Agema	Coulouris	Gonzales	Law, Kathleen
Bieda	Cushingberry	Griffin	Scott
Cheeks	Garfield	Johnson	Tobocman
Condino			

In The Chair: Sak

Rep. Coulouris, having reserved the right to explain his nay vote, made the following statement:

“Mr. Speaker and members of the House:

I voted ‘Nay’ on the amendment offered by Representative Law because I believe the amendment is unconstitutional insofar as it violates the commerce clause and treaties provisions of the United States Constitution.”

Rep. Bieda, having reserved the right to explain his nay vote, made the following statement:

“Mr. Speaker and members of the House:

I have always strongly supported strict restrictions on the importation of trash. If it were to be accomplished as easily as stated in this amendment, it should have been adopted long ago. This amendment, offered for what appears to be blatant political purposes, is not the right way to go. Indeed even a marginal student finishing his or her first year of law school should readily recognize that this amendment is clearly unconstitutional under Article I, Section 8, Clause 3 of the United States Constitution. This clause, known as the Commerce Clause, empowers the United States Congress ‘To regulate Commerce with foreign Nations, and among the several States, and with the Indian Tribes.’ Interpretation of the sixteen words of the Commerce Clause has helped define the balance of power between the federal government and individual states. The Commerce Clause is an important source of powers delegated to Congress, and therefore its interpretation is very important in determining the scope of federal legislative power.

Because this amendment would violate the Commerce Clause, its inclusion in this bill appears to be designed to destroy the entire bill, by adding language that would subject it to a successful constitutional challenge. I have never believed in playing these silly partisan games. Thus, while I will continue to work to address the trash problem, I will not support actions that clearly violate the United States Constitution.”

Rep. Tobocman moved that consideration of the bill be postponed temporarily.  
The motion prevailed.

**House Bill No. 4485, entitled**

A bill to amend 1994 PA 451, entitled “Natural resources and environmental protection act,” by amending sections 11502, 11503, 11504, 11505, 11506, 11512, 11514, 11527a, 11529, and 11541 (MCL 324.11502, 324.11503, 324.11504, 324.11505, 324.11506, 324.11512, 324.11514, 324.11527a, 324.11529, and 324.11541), section 11502 as amended by 2004 PA 35, sections 11503 and 11506 as amended by 1998 PA 466, section 11504 as amended by 1996 PA 359, section 11512 as amended by 2004 PA 325, section 11514 as amended by 2005 PA 243, section 11527a as added by 2004 PA 42, and sections 11529 and 11541 as amended by 1996 PA 358, and by adding section 11515a.

Was read a second time, and the question being on the adoption of the proposed substitute (H-1) previously recommended by the Committee on Great Lakes and Environment,

The substitute (H-1) was not adopted, a majority of the members serving not voting therefor.

Rep. Meadows moved to substitute (H-2) the bill.

The motion prevailed and the substitute (H-2) was adopted, a majority of the members serving voting therefor.

Rep. Meadows moved to amend the bill as follows:

1. Amend page 27, line 4, after “**THE**” by striking out “**CONSTRUCTION PERMIT**” and inserting “**OPERATING LICENSE**”.

The motion prevailed and the amendment was adopted, a majority of the members serving voting therefor.

Rep. David Law moved to amend the bill as follows:

1. Amend page 28, following line 16, by inserting:

**“SEC. 11532C. REVENUE RAISED FROM A WASTE DIVERSION SURCHARGE IN THIS PART SHALL BE USED SOLELY FOR THE FUNDING OF A STATEWIDE COMPREHENSIVE RECYCLING PROGRAM.”.**

The question being on the adoption of the amendment offered by Rep. David Law,

Rep. Ward demanded the yeas and nays.

The demand was supported.

The question being on the adoption of the amendment offered by Rep. David Law,

The amendment was not adopted, a majority of the members serving not voting therefor, by yeas and nays, as follows:

**Roll Call No. 138**

**Yeas—51**

Acciavatti	Gaffney	Meekhof	Proos
Agema	Green	Meltzer	Robertson
Amos	Hansen	Moolenaar	Rocca
Ball	Hildenbrand	Moore	Schuitmaker
Booher	Hoogendyk	Moss	Shaffer
Brandenburg	Horn	Nitz	Sheen
Calley	Huizenga	Nofs	Stahl
Casperson	Hune	Opsommer	Stakoe
Caswell	Jones, Rick	Palmer	Steil
Caul	Knollenberg	Palsrok	Walker
DeRoche	LaJoy	Pastor	Ward
Elsenheimer	Law, David	Pavlov	Wenke
Emmons	Marleau	Pearce	

**Nays—58**

Accavitti	Dean	Johnson	Polidori
Angerer	Dillon	Jones, Robert	Sak
Bauer	Donigan	Lahti	Scott
Bennett	Ebli	Law, Kathleen	Sheltrown

Bieda	Espinoza	LeBlanc	Simpson
Brown	Farrah	Leland	Smith, Alma
Byrnes	Garfield	Lemmons	Smith, Virgil
Byrum	Gillard	Lindberg	Spade
Cheeks	Gonzales	Mayes	Tobocman
Clack	Griffin	McDowell	Vagnozzi
Condino	Hammel	Meadows	Valentine
Constan	Hammon	Meisner	Warren
Corriveau	Hood	Melton	Wojno
Coulouris	Hopgood	Miller	Young
Cushingberry	Jackson		

In The Chair: Sak

Rep. Pavlov moved to amend the bill as follows:

1. Amend page 28, following line 16, by inserting:

**“SEC. 11532B. REVENUE RAISED FROM A WASTE DIVERSION SURCHARGE IN THIS PART SHALL BE USED FOR THE FOLLOWING:**

**(1) AN INCOME TAX CREDIT TO REBATE MICHIGAN CITIZENS FOR ANY INCREASED COST OF WASTE MANAGEMENT OR DISPOSAL DUE TO THE WASTE DIVERSION SURCHARGE.**

**(2) AN INCOME TAX CREDIT TO THOSE INDIVIDUALS WHO PAY FOR A LOCAL RECYCLING OR WASTE DIVERSION PROGRAM THROUGH A LOCAL MILLAGE, FEE, OR OTHER MANDATED FUNDING SOURCE.”.**

The question being on the adoption of the amendment offered by Rep. Pavlov,

Rep. Ward demanded the yeas and nays.

The demand was supported.

The question being on the adoption of the amendment offered by Rep. Pavlov,

### Point of Order

Rep. Tobocman requested a ruling from the Chair on whether the amendment offered by Rep. Pavlov constitutes an amendment by reference.

The Chair ruled that the amendment was an amendment by reference in violation of Article IV, § 25 of the Michigan Constitution.

Rep. Ward appealed the decision of the Chair.

The question being, “Shall the judgment of the Chair stand as the judgment of the House?”

The judgment of the Chair stood as the judgment of the House, a majority of the members present voting therefor, by yeas and nays, as follows:

### Roll Call No. 139

### Yeas—57

Accavitti	Dean	Johnson	Polidori
Angerer	Dillon	Jones, Robert	Sak
Bauer	Donigan	Lahti	Scott
Bennett	Ebli	Law, Kathleen	Sheltrown
Bieda	Espinoza	LeBlanc	Simpson
Brown	Farrah	Leland	Smith, Alma
Byrnes	Gillard	Lemmons	Smith, Virgil
Byrum	Gonzales	Lindberg	Spade
Cheeks	Griffin	Mayes	Tobocman
Clack	Hammel	McDowell	Vagnozzi
Condino	Hammon	Meadows	Valentine

Constan  
Corriveau  
Coulouris  
Cushingberry

Hood  
Hopgood  
Jackson

Meisner  
Melton  
Miller

Warren  
Wojno  
Young

### Nays—52

Acciavatti  
Agema  
Amos  
Ball  
Booher  
Brandenburg  
Calley  
Casperson  
Caswell  
Caul  
DeRoche  
Elsenheimer  
Emmons

Gaffney  
Garfield  
Green  
Hansen  
Hildenbrand  
Hoogendyk  
Horn  
Huizenga  
Hune  
Jones, Rick  
Knollenberg  
LaJoy  
Law, David

Marleau  
Meekhof  
Meltzer  
Moolenaar  
Moore  
Moss  
Nitz  
Nofs  
Opsommer  
Palmer  
Palsrok  
Pastor  
Pavlov

Pearce  
Proos  
Robertson  
Rocca  
Schuitmaker  
Shaffer  
Sheen  
Stahl  
Stakoe  
Steil  
Walker  
Ward  
Wenke

In The Chair: Sak

Rep. Meadows moved that the bill be placed on the order of Third Reading of Bills.  
The motion prevailed.

Rep. Tobocman moved that the bill be placed on its immediate passage.  
The motion prevailed, a majority of the members serving voting therefor.

By unanimous consent the House returned to the order of

### Third Reading of Bills

#### House Bill No. 4485, entitled

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending sections 11502, 11503, 11504, 11505, 11512, 11514, 11527a, 11529, and 11541 (MCL 324.11502, 324.11503, 324.11504, 324.11505, 324.11506, 324.11512, 324.11514, 324.11527a, 324.11529, and 324.11541), section 11502 as amended by 2004 PA 35, sections 11503 and 11506 as amended by 1998 PA 466, section 11504 as amended by 1996 PA 359, section 11512 as amended by 2004 PA 325, section 11514 as amended by 2005 PA 243, section 11527a as added by 2004 PA 42, and sections 11529 and 11541 as amended by 1996 PA 358, and by adding section 11515a.

Was read a third time and passed, a majority of the members serving voting therefor, by yeas and nays, as follows:

#### Roll Call No. 140

#### Yeas—63

Accavitti  
Angerer  
Bauer  
Bennett  
Bieda  
Brandenburg  
Brown  
Byrnes  
Byrum

Cushingberry  
Dean  
Dillon  
Donigan  
Ebli  
Espinoza  
Farrah  
Gaffney  
Gillard

Jones, Robert  
Lahti  
Law, David  
Law, Kathleen  
LeBlanc  
Leland  
Lemmons  
Lindberg  
Marleau

Rocca  
Sak  
Scott  
Sheltrown  
Simpson  
Smith, Alma  
Smith, Virgil  
Spade  
Tobocman

Casperson	Gonzales	Mayes	Vagnozzi
Cheeks	Hammel	McDowell	Valentine
Clack	Hammon	Meadows	Ward
Condino	Hood	Meisner	Warren
Constan	Hopgood	Melton	Wojno
Corriveau	Jackson	Miller	Young
Coulouris	Johnson	Polidori	

### Nays—46

Acciavatti	Green	Meltzer	Pearce
Agema	Griffin	Moolenaar	Proos
Amos	Hansen	Moore	Robertson
Ball	Hildenbrand	Moss	Schuitmaker
Booher	Hoogendyk	Nitz	Shaffer
Calley	Horn	Nofs	Sheen
Caswell	Huizenga	Opsommer	Stahl
Caul	Hune	Palmer	Stakoe
DeRoche	Jones, Rick	Palsrok	Steil
Elsenheimer	Knollenberg	Pastor	Walker
Emmons	LaJoy	Pavlov	Wenke
Garfield	Meekhof		

In The Chair: Sak

The question being on agreeing to the title of the bill,

Rep. Tobocman moved to amend the title to read as follows:

A bill to amend 1994 PA 451, entitled “Natural resources and environmental protection act,” by amending sections 11502, 11503, 11504, 11505, 11506, 11512, 11514, 11516, 11527a, 11529, and 11541 (MCL 324.11502, 324.11503, 324.11504, 324.11505, 324.11506, 324.11512, 324.11514, 324.11516, 324.11527a, 324.11529, and 324.11541), section 11502 as amended by 2004 PA 35, sections 11503 and 11506 as amended by 1998 PA 466, section 11504 as amended by 1996 PA 359, sections 11512 and 11516 as amended by 2004 PA 325, section 11514 as amended by 2005 PA 243, section 11527a as added by 2004 PA 42, and sections 11529 and 11541 as amended by 1996 PA 358, and by adding section 11515a.

The motion prevailed.

The House agreed to the title as amended.

Rep. Tobocman moved that the bill be given immediate effect.

The motion prevailed, 2/3 of the members serving voting therefor.

Rep. Hoogendyk, having reserved the right to explain his protest against the passage of the bill, made the following statement:

“Mr. Speaker and members of the House:

Regarding passage of 4047, 4485, 4486. The trash industry is already heavily regulated. They have operated within the current regulatory framework. This act would violate private property laws by allowing DEQ officers to enter private property without notice, whenever they desire. This act could have a severe negative impact on current contracts with counties and cost counties a great deal of extra money. Provisions in the bill could lead to more landfills being sited in Michigan leading to an actual increase in out-of-state trash coming into the state.

These bills undermine local authority and would lead to much higher prices for trash disposal. Many current projects could be compromised and the fees that end up going to infrastructure, parks and public safety could also be curtailed. Meanwhile, the real issue, importation of Canadian trash would not be addressed.”

### Second Reading of Bills

#### House Bill No. 4486, entitled

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending sections 11507a, 11526a, 11533, 11534, 11535, 11536, 11537, 11538, 11539a, and 11547 (MCL 324.11507a, 324.11526a, 324.11533, 324.11534, 324.11535, 324.11536, 324.11537, 324.11538, 324.11539a, and 324.11547), section 11507a as amended by 2004 PA 39, section 11526a as added by 2004 PA 40, sections 11533 and 11538 as amended by 2004 PA 44, and section 11547 as amended by 1998 PA 466; and to repeal acts and parts of acts.

Was read a second time, and the question being on the adoption of the proposed substitute (H-1) previously recommended by the Committee on Great Lakes and Environment,

The substitute (H-1) was not adopted, a majority of the members serving not voting therefor.

Rep. Ebli moved to substitute (H-2) the bill.

The motion prevailed and the substitute (H-2) was adopted, a majority of the members serving voting therefor.

Rep. Ebli moved to amend the bill as follows:

1. Amend page 21, line 18, after "(B)" by inserting "**THE PLAN SHOWS 10 OR MORE YEARS OF DISPOSAL CAPACITY, AND**".

The motion prevailed and the amendment was adopted, a majority of the members serving voting therefor.

Rep. Pavlov moved to amend the bill as follows:

1. Amend page 5, following line 11, by inserting:

**"SEC. 11532B. REVENUE RAISED FROM A WASTE DIVERSION SURCHARGE IN THIS PART SHALL BE USED FOR THE FOLLOWING:**

**(1) AN INCOME TAX CREDIT TO REBATE MICHIGAN CITIZENS FOR ANY INCREASED COST OF WASTE MANAGEMENT OR DISPOSAL DUE TO THE WASTE DIVERSION SURCHARGE.**

**(2) AN INCOME TAX CREDIT TO THOSE INDIVIDUALS WHO PAY FOR A LOCAL RECYCLING OR WASTE DIVERSION PROGRAM THROUGH A LOCAL MILLAGE, FEE, OR OTHER MANDATED FUNDING SOURCE."**

The motion did not prevail and the amendment was not adopted, a majority of the members serving not voting therefor.

Rep. David Law moved to amend the bill as follows:

1. Amend page 5, following line 11, by inserting:

**"SEC. 11532C. REVENUE RAISED FROM A WASTE DIVERSION SURCHARGE IN THIS PART SHALL BE USED SOLELY FOR THE FUNDING OF A STATEWIDE COMPREHENSIVE RECYCLING PROGRAM."**

The motion did not prevail and the amendment was not adopted, a majority of the members serving not voting therefor.

Rep. Marleau moved to amend the bill as follows:

1. Amend page 5, line 1, by inserting:

**"(2) Notwithstanding section 11538 or any other provision of this part, if there is sufficient disposal capacity for a county's disposal needs in or within 150 miles of the county, all of the following apply:**

**(a) The county is not required to identify a site for a new landfill in its solid waste management plan.**

**(b) An interim siting mechanism shall not become operative in the county unless the county board of commissioners determines otherwise.**

**(c) The department is not required to issue a construction permit for a new landfill in the county."**

The question being on the adoption of the amendment offered by Rep. Marleau,

Rep. Ward demanded the yeas and nays.

The demand was supported.

The question being on the adoption of the amendment offered by Rep. Marleau,

The amendment was not adopted, a majority of the members serving not voting therefor, by yeas and nays, as follows:

#### Roll Call No. 141

#### Yeas—55

Acciavatti  
Agema  
Amos

Emmons  
Gaffney  
Garfield

Marleau  
Meekhof  
Meisner

Pearce  
Proos  
Robertson



Ball	Green	Meltzer	Rocca
Booher	Hansen	Moolenaar	Schuitmaker
Brandenburg	Hildenbrand	Moore	Shaffer
Calley	Hoogendyk	Moss	Sheen
Casperson	Horn	Nitz	Stahl
Caswell	Huizenga	Nofs	Stakoe
Caul	Hune	Opsommer	Steil
Condino	Jones, Rick	Palmer	Walker
DeRoche	Knollenberg	Palsrok	Ward
Donigan	LaJoy	Pastor	Wenke
Elsenheimer	Law, David	Pavlov	

### Nays—54

Accavitti	Dean	Jones, Robert	Sak
Angerer	Dillon	Lahti	Scott
Bauer	Ebli	Law, Kathleen	Sheltrown
Bennett	Espinoza	LeBlanc	Simpson
Bieda	Farrah	Leland	Smith, Alma
Brown	Gillard	Lemmons	Smith, Virgil
Byrnes	Gonzales	Lindberg	Spade
Byrum	Griffin	Mayer	Tobocman
Cheeks	Hammel	McDowell	Vagnozzi
Clack	Hammon	Meadows	Valentine
Constan	Hood	Melton	Warren
Corriveau	Hopgood	Miller	Wojno
Coulouris	Jackson	Polidori	Young
Cushingberry	Johnson		

In The Chair: Sak

Rep. Ebli moved that the bill be placed on the order of Third Reading of Bills.  
The motion prevailed.

Rep. Tobocman moved that the bill be placed on its immediate passage.  
The motion prevailed, a majority of the members serving voting therefor.

By unanimous consent the House returned to the order of  
**Third Reading of Bills**

### House Bill No. 4486, entitled

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending sections 11507a, 11526a, 11533, 11534, 11535, 11536, 11537, 11538, 11539a, and 11547 (MCL 324.11507a, 324.11526a, 324.11533, 324.11534, 324.11535, 324.11536, 324.11537, 324.11538, 324.11539a, and 324.11547), section 11507a as amended by 2004 PA 39, section 11526a as added by 2004 PA 40, sections 11533 and 11538 as amended by 2004 PA 44, and section 11547 as amended by 1998 PA 466; and to repeal acts and parts of acts.

Was read a third time and passed, a majority of the members serving voting therefor, by yeas and nays, as follows:

### Roll Call No. 142

### Yeas—64

Accavitti	Cushingberry	Johnson	Polidori
Angerer	Dean	Jones, Robert	Rocca
Bauer	DeRoche	Lahti	Sak
Bennett	Dillon	Law, David	Scott

Bieda	Donigan	Law, Kathleen	Sheltrown
Brandenburg	Ebli	LeBlanc	Simpson
Brown	Espinoza	Leland	Smith, Alma
Byrnes	Farrah	Lemmons	Smith, Virgil
Byrum	Gaffney	Lindberg	Spade
Casperson	Gillard	Marleau	Tobocman
Cheeks	Gonzales	Mayes	Vagnozzi
Clack	Hammel	McDowell	Valentine
Condino	Hammon	Meadows	Ward
Constan	Hood	Meisner	Warren
Corriveau	Hopgood	Melton	Wojno
Coulouris	Jackson	Miller	Young

### Nays—45

Acciavatti	Griffin	Meltzer	Pearce
Agema	Hansen	Moolenaar	Proos
Amos	Hildenbrand	Moore	Robertson
Ball	Hoogendyk	Moss	Schuitmaker
Booher	Horn	Nitz	Shaffer
Calley	Huizenga	Nofs	Sheen
Caswell	Hune	Opsommer	Stahl
Caul	Jones, Rick	Palmer	Stakoe
Elsenheimer	Knollenberg	Palsrok	Steil
Emmons	LaJoy	Pastor	Walker
Garfield	Meekhof	Pavlov	Wenke
Green			

### In The Chair: Sak

The question being on agreeing to the title of the bill,

Rep. Tobocman moved to amend the title to read as follows:

A bill to amend 1994 PA 451, entitled “Natural resources and environmental protection act,” by amending sections 11507a, 11511, 11526a, 11533, 11534, 11535, 11536, 11537, 11538, 11539a, and 11547 (MCL 324.11507a, 324.11511, 324.11526a, 324.11533, 324.11534, 324.11535, 324.11536, 324.11537, 324.11538, 324.11539a, and 324.11547), section 11507a as amended by 2004 PA 39, section 11511 as amended by 2004 PA 325, section 11526a as added by 2004 PA 40, sections 11533, and 11538 as amended by 2004 PA 44, and section 11547 as amended by 1998 PA 466; and to repeal acts and parts of acts.

The motion prevailed.

The House agreed to the title as amended.

Rep. Tobocman moved that the bill be given immediate effect.

The motion prevailed, 2/3 of the members serving voting therefor.

Rep. Stahl, having reserved the right to explain his protest against the passage of the bill, made the following statement:

“Mr. Speaker and members of the House:

This legislation will allow mandates to counties not desiring to open new landfills this is taking away local control and given state jurisdiction in local matters, allowing the DEQ to pick and choose in which would be a conflict of interest.”

Rep. Hoogendyk, having reserved the right to explain his protest against the passage of the bill, made the following statement:

“Mr. Speaker and members of the House:

Regarding passage of 4047, 4485, 4486. The trash industry is already heavily regulated. They have operated within the current regulatory framework. This act would violate private property laws by allowing DEQ officers to enter private

property without notice, whenever they desire. This act could have a severe negative impact on current contracts with counties and cost counties a great deal of extra money. Provisions in the bill could lead to more landfills being sited in Michigan leading to an actual increase in out-of-state trash coming into the state.

These bills undermine local authority and would lead to much higher prices for trash disposal. Many current projects could be compromised and the fees that end up going to infrastructure, parks and public safety could also be curtailed. Meanwhile, the real issue, importation of Canadian trash would not be addressed.”

### Second Reading of Bills

The House returned to the consideration of

#### House Bill No. 4047, entitled

A bill to amend 1994 PA 451, entitled “Natural resources and environmental protection act,” (MCL 324.101 to 324.90106) by adding section 11511c; and to repeal acts and parts of acts.

(The bill was considered earlier today, see today’s Journal, p. 641.)

Rep. Meadows moved to amend the bill as follows:

1. Amend page 3, following line 4, by inserting:

“(6) IF ANY PORTION OF THIS ACT OR THE APPLICATION THEREOF TO ANY PERSON OR CIRCUMSTANCES SHALL BE FOUND TO BE INVALID BY A COURT, SUCH INVALIDITY SHALL NOT AFFECT THE REMAINING PORTIONS OR APPLICATIONS OF THIS ACT WHICH CAN BE GIVEN EFFECT WITHOUT THE INVALID PORTION OR APPLICATION, PROVIDED SUCH REMAINING PORTIONS ARE NOT DETERMINED BY THE COURT TO BE INOPERABLE.” and renumbering the remaining subsections.

The motion prevailed and the amendment was adopted, a majority of the members serving voting therefor.

Rep. Ebli moved that the bill be placed on the order of Third Reading of Bills.

The motion prevailed.

Rep. Tobocman moved that the bill be placed on its immediate passage.

The motion prevailed, a majority of the members serving voting therefor.

By unanimous consent the House returned to the order of

### Third Reading of Bills

#### House Bill No. 4047, entitled

A bill to amend 1994 PA 451, entitled “Natural resources and environmental protection act,” (MCL 324.101 to 324.90106) by adding section 11511c; and to repeal acts and parts of acts.

Was read a third time and passed, a majority of the members serving voting therefor, by yeas and nays, as follows:

#### Roll Call No. 143

Yeas—85

Accavitti	DeRoche	Jones, Robert	Pavlov
Acciavatti	Dillon	Lahti	Pearce
Angerer	Donigan	LaJoy	Polidori
Ball	Ebli	Law, David	Rocca
Bauer	Espinoza	Law, Kathleen	Sak
Bennett	Gaffney	LeBlanc	Schuitmaker
Bieda	Gillard	Leland	Scott
Brandenburg	Gonzales	Lemmons	Sheltrown
Brown	Green	Lindberg	Simpson
Byrnes	Hammel	Marleau	Smith, Alma
Byrum	Hammon	Mayer	Smith, Virgil
Calley	Hansen	McDowell	Spade
Casperson	Hildenbrand	Meadows	Stahl
Caswell	Hood	Meisner	Stakoe
Cheeks	Hopgood	Melton	Tobocman
Clack	Horn	Meltzer	Vagnozzi

Condino	Huizenga	Miller	Valentine
Constan	Hune	Moore	Ward
Corriveau	Jackson	Nofs	Warren
Coulouris	Johnson	Opsommer	Wojno
Cushingberry	Jones, Rick	Palsrok	Young
Dean			

#### Nays—24

Agema	Farrah	Moolenaar	Robertson
Amos	Garfield	Moss	Shaffer
Booher	Griffin	Nitz	Sheen
Caul	Hoogendyk	Palmer	Steil
Elsenheimer	Knollenberg	Pastor	Walker
Emmons	Meekhof	Proos	Wenke

In The Chair: Sak

The House agreed to the title of the bill.

Rep. Angerer moved that the bill be given immediate effect.

The motion prevailed, 2/3 of the members serving voting therefor.

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Rep. Hoogendyk, having reserved the right to explain his protest against the passage of the bill, made the following statement:

“Mr. Speaker and members of the House:

Regarding passage of 4047, 4485, 4486. The trash industry is already heavily regulated. They have operated within the current regulatory framework. This act would violate private property laws by allowing DEQ officers to enter private property without notice, whenever they desire. This act could have a severe negative impact on current contracts with counties and cost counties a great deal of extra money. Provisions in the bill could lead to more landfills being sited in Michigan leading to an actual increase in out-of-state trash coming into the state.

These bills undermine local authority and would lead to much higher prices for trash disposal. Many current projects could be compromised and the fees that end up going to infrastructure, parks and public safety could also be curtailed. Meanwhile, the real issue, importation of Canadian trash would not be addressed.”

#### Second Reading of Bills

##### House Bill No. 4597, entitled

A bill to amend 1994 PA 451, entitled “Natural resources and environmental protection act,” by amending section 504 (MCL 324.504), as amended by 2004 PA 130.

Was read a second time, and the question being on the adoption of the proposed substitute (H-1) previously recommended by the Committee on Tourism, Outdoor Recreation and Natural Resources,

The substitute (H-1) was adopted, a majority of the members serving voting therefor.

Rep. Lahti moved to amend the bill as follows:

1. Amend page 1, line 9, after “(2)” by inserting “**SUBJECT TO SUBSECTION (4),**”.
2. Amend page 2, line 8, after “(3)” by inserting “**SUBJECT TO SUBSECTION (4),**”.
3. Amend page 2, following line 18, by inserting:

“**(4) SUBSECTIONS (2) AND (3) DO NOT APPLY TO COMMERCIAL FORESTLAND AS DEFINED IN SECTION 51101.**” and renumbering the remaining subsections.

The motion prevailed and the amendments were adopted, a majority of the members serving voting therefor.

Rep. Gillard moved that the bill be placed on the order of Third Reading of Bills.  
The motion prevailed.

Rep. Angerer moved that the bill be placed on its immediate passage.  
The motion prevailed, a majority of the members serving voting therefor.

By unanimous consent the House returned to the order of  
**Third Reading of Bills**

**House Bill No. 4597, entitled**

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending section 504 (MCL 324.504), as amended by 2004 PA 130.

Was read a third time and passed, a majority of the members serving voting therefor, by yeas and nays, as follows:

**Roll Call No. 144**

**Yeas—109**

Accavitti	Donigan	Lahti	Pearce
Acciavatti	Ebli	LaJoy	Polidori
Agema	Elsenheimer	Law, David	Proos
Amos	Emmons	Law, Kathleen	Robertson
Angerer	Espinoza	LeBlanc	Rocca
Ball	Farrah	Leland	Sak
Bauer	Gaffney	Lemmons	Schuitmaker
Bennett	Garfield	Lindberg	Scott
Bieda	Gillard	Marleau	Shaffer
Booher	Gonzales	Mayes	Sheen
Brandenburg	Green	McDowell	Sheltrown
Brown	Griffin	Meadows	Simpson
Byrnes	Hammel	Meekhof	Smith, Alma
Byrum	Hammon	Meisner	Smith, Virgil
Calley	Hansen	Melton	Spade
Casperson	Hildenbrand	Meltzer	Stahl
Caswell	Hood	Miller	Stakoe
Caul	Hoogendyk	Moolenaar	Steil
Cheeks	Hopgood	Moore	Tobocman
Clack	Horn	Moss	Vagnozzi
Condino	Huizenga	Nitz	Valentine
Constan	Hune	Nofs	Walker
Corriveau	Jackson	Opsommer	Ward
Coulouris	Johnson	Palmer	Warren
Cushingberry	Jones, Rick	Palsrok	Wenke
Dean	Jones, Robert	Pastor	Wojno
DeRoche	Knollenberg	Pavlov	Young
Dillon			

**Nays—0**

In The Chair: Sak

The House agreed to the title of the bill.

Rep. Angerer moved that the bill be given immediate effect.

The motion prevailed, 2/3 of the members serving voting therefor.

Reps. LeBlanc, Brown, Farrah, Pastor, Hopgood, Brandenburg, Bieda, Clack, Condino, Vagnozzi, Accavitti, Amos, Caswell, Nofs, Ward, Emmons, Sak, Nitz, Stahl, Huizenga, Moolenaar, Palsrok, Walker, Casperson, Ball, Bennett, Caul, Cheeks, Donigan, Elsenheimer, Espinoza, Gonzales, Hansen, Hildenbrand, David Law, Leland, Marleau, Mayes,

Moore, Pearce, Polidori, Proos, Rocca, Schuitmaker, Alma Smith, Spade, Bauer, Ebli, Meadows, Byrum, Calley, Constan, Corriveau, DeRoche, Hammel, Hammon, Horn, Johnson, Robert Jones, Meekhof, Melton, Meltzer, Moss, Opsommer, Valentine and Simpson were named co-sponsors of the bill.

By unanimous consent the House returned to the order of  
**Motions and Resolutions**

Rep. Cushingberry moved that the Committee on Tax Policy be discharged from further consideration of **House Bill No. 4500**.

(For first notice see House Journal No. 42, p. 605.)

The question being on the motion made by Rep. Cushingberry,

Rep. Cushingberry moved that consideration of the motion be postponed for the day.  
The motion prevailed.

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Rep. Angerer moved that House Committees be given leave to meet during the balance of today's session.  
The motion prevailed.

Rep. Angerer moved that when the House adjourns today it stand adjourned until Tuesday, May 8, at 1:30 p.m.  
The motion prevailed.

### **Messages from the Senate**

#### **Senate Bill No. 70, entitled**

A bill to amend 1976 PA 451, entitled "The revised school code," by amending section 1531 (MCL 380.1531), as amended by 2006 PA 118.

The Senate has passed the bill.

The bill was read a first time by its title and referred to the Committee on Education.

#### **Senate Bill No. 94, entitled**

A bill to provide for the imposition, levy, computation, collection, assessment, reporting, payment, and enforcement of taxes on certain commercial, business, and financial activities; to prescribe the powers and duties of public officers and state departments; to provide for the inspection of certain taxpayer records; to provide for interest and penalties; to provide exemptions, credits, and refunds; to provide for the disposition of funds; to provide for the interrelation of this act with other acts; and to repeal acts and parts of acts.

The Senate has passed the bill.

The bill was read a first time by its title and referred to the Committee on Tax Policy.

#### **Senate Bill No. 95, entitled**

A bill to provide for the imposition, levy, computation, collection, assessment, reporting, payment, and enforcement of an income tax on certain commercial, business, and financial activities; to prescribe the powers and duties of certain public officers and state departments; to provide for the inspection of certain taxpayer records; to provide for interest and penalties; to provide exemptions, credits, and refunds; to provide for the disposition of funds; and to provide for the interrelation of this act with other acts.

The Senate has passed the bill.

The bill was read a first time by its title and referred to the Committee on Tax Policy.

#### **Senate Bill No. 96, entitled**

A bill to amend 1893 PA 206, entitled "The general property tax act," (MCL 211.1 to 211.157) by adding section 97.

The Senate has passed the bill.

The bill was read a first time by its title and referred to the Committee on Tax Policy.

**Senate Bill No. 403, entitled**

A bill to amend 1976 PA 451, entitled "The revised school code," by amending section 1278b (MCL 380.1278b), as amended by 2006 PA 623.

The Senate has passed the bill.

The bill was read a first time by its title and referred to the Committee on Education.

**Introduction of Bills**

Reps. Pavlov, Acciavatti, Hildenbrand, Huizenga and Garfield introduced

**House Bill No. 4709, entitled**

A bill to amend 1996 PA 376, entitled "Michigan renaissance zone act," by amending section 8a (MCL 125.2688a), as amended by 2006 PA 476.

The bill was read a first time by its title and referred to the Committee on New Economy and Quality of Life.

Reps. Pavlov, Acciavatti, Hildenbrand, Huizenga and Garfield introduced

**House Bill No. 4710, entitled**

A bill to amend 1992 PA 147, entitled "Neighborhood enterprise zone act," by amending section 2 (MCL 207.772), as amended by 2006 PA 661.

The bill was read a first time by its title and referred to the Committee on New Economy and Quality of Life.

Reps. Huizenga, Clemente, Espinoza, Robert Jones, Meadows, LeBlanc, Coulouris, Griffin, Kathleen Law, Spade, Constan, Polidori, Hammel, Byrum, Warren and Hildenbrand introduced

**House Bill No. 4711, entitled**

A bill to amend 1996 PA 381, entitled "Brownfield redevelopment financing act," by amending sections 15 and 16 (MCL 125.2665 and 125.2666), section 15 as amended by 2006 PA 32 and section 16 as amended by 2000 PA 145.

The bill was read a first time by its title and referred to the Committee on New Economy and Quality of Life.

Reps. Clemente, Huizenga, Meadows, LeBlanc, Coulouris, Griffin, Kathleen Law, Spade, Constan, Polidori, Hammel, Byrum, Warren and Hildenbrand introduced

**House Bill No. 4712, entitled**

A bill to amend 1996 PA 381, entitled "Brownfield redevelopment financing act," by amending section 13 (MCL 125.2663), as amended by 2006 PA 467.

The bill was read a first time by its title and referred to the Committee on New Economy and Quality of Life.

Reps. Espinoza, Clemente, Robert Jones, Meadows, LeBlanc, Huizenga, Coulouris, Griffin, Kathleen Law, Spade, Polidori, Constan, Hammel, Byrum, Warren and Hildenbrand introduced

**House Bill No. 4713, entitled**

A bill to amend 1996 PA 381, entitled "Brownfield redevelopment financing act," by amending section 2 (MCL 125.2652), as amended by 2006 PA 32.

The bill was read a first time by its title and referred to the Committee on New Economy and Quality of Life.

Reps. Miller, Accavitti, Kathleen Law, Robert Jones, Polidori and Gonzales introduced

**House Bill No. 4714, entitled**

A bill to amend 1980 PA 299, entitled "Occupational code," (MCL 339.101 to 339.2721) by adding section 2411a.

The bill was read a first time by its title and referred to the Committee on Energy and Technology.

Rep. Tobocman introduced

**House Bill No. 4715, entitled**

A bill to amend 1966 PA 293, entitled "An act to provide for the establishment of charter counties; to provide for the election of charter commissioners; to prescribe their powers and duties; to prohibit certain acts of a county board of commissioners after the approval of the election of a charter commission; to prescribe the mandatory and permissive

provisions of a charter; to provide for the exercise by a charter county of certain powers whether or not authorized by its charter; and to prescribe penalties and provide remedies,” by amending section 15a (MCL 45.515a), as amended by 1996 PA 37.

The bill was read a first time by its title and referred to the Committee on Intergovernmental, Urban and Regional Affairs.

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Rep. Meekhof moved that the House adjourn.  
The motion prevailed, the time being 3:20 p.m.

The Speaker Pro Tempore declared the House adjourned until Tuesday, May 8, at 1:30 p.m.

RICHARD J. BROWN  
Clerk of the House of Representatives