

SENATE BILL NO. 44

January 28, 1997, Introduced by Senator A. SMITH and referred to the Committee on Local, Urban and State Affairs.

A bill to amend 1987 PA 96, entitled "The mobile home commission act," by amending section 3 (MCL 125.2303) and by adding section 7a.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 3. (1) The mobile home commission is created within
2 the department of ~~commerce~~ CONSUMER AND INDUSTRY SERVICES.

3 (2) The commission consists of ~~11~~ 13 members appointed by
4 the governor with the advice and consent of the senate, each of
5 whom shall be a citizen of this state.

6 (3) The members of the commission shall include each of the
7 following:

8 (a) A representative of an organization whose membership
9 consists of mobile home residents.

10 (b) A representative of financial institutions.

1 (c) ~~Two operators of a licensed mobile home park having 100~~
2 ~~or more sites and 1~~ ONE operator of a licensed mobile home park.
3 ~~having less than 100 sites.~~

4 (d) A representative of organized labor.

5 (e) An elected official of a local government.

6 (f) A licensed mobile home dealer.

7 (g) One resident of a licensed mobile home park having 100
8 or more sites and 1 resident of a licensed mobile home park
9 having less than 100 sites.

10 (h) A manufacturer of mobile homes.

11 (I) A REPRESENTATIVE OF AN ENVIRONMENTAL ADVOCACY
12 ORGANIZATION.

13 (J) A REPRESENTATIVE OF AN ORGANIZATION WHOSE MEMBERSHIP
14 CONSISTS OF TOWNSHIP OFFICIALS.

15 (K) A REPRESENTATIVE OF AN ORGANIZATION WHOSE MEMBERSHIP
16 CONSISTS OF MUNICIPAL OFFICIALS.

17 (l) A REPRESENTATIVE OF A HOUSING ADVOCACY ORGANIZATION.

18 (4) A person appointed to be a member under subsection
19 (3)(a), (d), (e), (g), or a member of that person's immediate
20 family shall not have more than a 1% ownership interest in or
21 income benefit from a manufacturer of mobile homes, a retail
22 seller of mobile homes, a licensed mobile home park, or a sup-
23 plier of ancillary products or services to the mobile home
24 industry.

25 (5) The term of each member shall be for 3 years. A vacancy
26 in the office of a member shall be filled by the governor for the
27 remainder of the unexpired term, not more than 1 month after the

1 vacancy is created, in the same manner as the original
2 appointment.

3 (6) The per diem compensation of the commission and the
4 schedule for reimbursement of expenses shall be established annu-
5 ally by the legislature.

6 (7) ~~Six~~ SEVEN members of the commission constitute a
7 quorum for all purposes, notwithstanding the existence of a
8 vacancy in the commission's membership. Action may be taken by
9 the commission by a vote of a majority of the members appointed
10 and serving. Meetings of the commission may be called by the
11 chairperson or by 3 members on 3 business days' actual notice.
12 At least 1 meeting shall be held each calendar quarter. The com-
13 mission may hold meetings anywhere in this state.

14 (8) The commission shall elect a member of the commission as
15 its chairperson and another member as its vice-chairperson. The
16 duties and powers of the chairperson and vice-chairperson shall
17 be as prescribed in the commission's rules.

18 (9) A member of the commission may be removed from office by
19 the governor for inefficiency, neglect of duty, or misconduct or
20 malfeasance in office. A member of the commission who has a
21 direct pecuniary interest in a matter before the commission shall
22 disclose that interest before the commission taking action with
23 respect to the matter, which disclosure shall become a part of
24 the record of the commission's official proceedings.

25 SEC. 7A. A LOCAL GOVERNMENT ZONING ORDINANCE IS NOT OUT OF
26 COMPLIANCE WITH THIS ACT UNDER SECTION 7(3) UNLESS THE
27 NONCOMPLIANCE HAS BEEN DETERMINED BY ORDER OF A COURT.