

SENATE SUBSTITUTE FOR  
HOUSE BILL NO. 5035

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

**THE PEOPLE OF THE STATE OF MICHIGAN ENACT:**

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

3       (2) ~~The~~ **Beginning with the expiration of the terms of**  
4 **commissioners serving on December 1, 2004, the** commission  
5 ~~consists~~ **shall consist** of ~~11~~ 13 members appointed by the  
6 governor with the advice and consent of the senate, each of whom  
7 shall be a citizen of this state.

8       (3) The members of the commission shall include each of the  
9 following:

10       (a) A representative of an organization whose membership  
11 consists of mobile home residents.

## House Bill No. 5035 as amended December 8, 2004

(b) A representative of financial institutions.

~~(c) Two~~ **Three** operators of a licensed mobile home park.

~~having 100 or more sites and 1 operator of a licensed mobile home park having less than 100 sites.~~

~~(d) A representative of organized labor.~~

~~(d) (e)~~ An elected official of a ~~local government township.~~

~~(e) (f)~~ A licensed mobile home dealer.

~~(f) (g)~~ One resident of a licensed mobile home park ~~having 100 or more sites and 1 resident of a licensed mobile home park having less than 100 sites~~ **who also is a representative of organized labor.**

~~(g) (h)~~ A manufacturer of mobile homes.

~~(h)~~ One elected public school district representative.

~~(i)~~ One elected official of a **<<city or>>** village or a registered professional community planner.

~~(j)~~ One individual who services, installs, or repairs manufactured homes.

~~(k)~~ One representative who is an elected official of county government, a local public health official, or a state or local fire official.

(4) A person appointed to be a member under subsection (3) (a), (d), ~~(e), (g)~~ **(f), or (h)**, or a member of that person's immediate family shall not have more than a 1% ownership interest in or income benefit from a manufacturer of mobile homes, a retail seller of mobile homes, a licensed mobile home park, or a supplier of ancillary products or services to the mobile home

1 industry.

2 (5) The term of each member shall be for 3 years.

3 **Commissioners who are in office as of December 1, 2004 may serve**  
4 **out their terms.** A vacancy in the office of a member shall be  
5 filled by the governor for the remainder of the unexpired term,  
6 not more than 1 month after the vacancy is created, in the same  
7 manner as the original appointment.

8 (6) The per diem compensation of the commission and the  
9 schedule for reimbursement of expenses shall be established  
10 annually by the legislature.

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

19 (8) The commission shall elect a member of the commission as  
20 its chairperson and another member as its vice-chairperson. The  
21 duties and powers of the chairperson and vice-chairperson ~~shall~~  
22 ~~be~~ **are** as prescribed in the commission's rules.

23 (9) A member of the commission may be removed from office by  
24 the governor for inefficiency, neglect of duty, or misconduct or  
25 malfeasance in office. A member of the commission who has a  
26 direct pecuniary interest in a matter before the commission shall  
27 disclose that interest before the commission taking action with

1 respect to the matter. ~~—, which~~ **The** disclosure shall become a  
2 part of the record of the commission's official proceedings.

3 Enacting section 1. This amendatory act does not take  
4 effect unless House Bill No. 4880 of the 92nd Legislature is  
5 enacted into law.