

SENATE BILL No. 923

January 31, 2012, Introduced by Senator GLEASON and referred to the Committee on Agriculture.

A bill to amend 1965 PA 380, entitled "Executive organization act of 1965," by amending sections 175, 176, 179, 180, 183, 186, and 187 (MCL 16.275, 16.276, 16.279, 16.280, 16.283, 16.286, and 16.287); and to repeal acts and parts of acts.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 175. ~~There is hereby created a~~ **THE** department of
2 agriculture **AND RURAL DEVELOPMENT IS CREATED AS PROVIDED IN SECTION**
3 **1 OF 1921 PA 13, MCL 285.1.**

4 Sec. 176. The head of the department of agriculture **AND RURAL**
5 **DEVELOPMENT** is the commission of agriculture **AND RURAL DEVELOPMENT**
6 **AS PROVIDED IN SECTION 1 OF 1921 PA 13, MCL 285.1.**

1 Sec. 179. The commission of agriculture **AND RURAL DEVELOPMENT**
2 **IS CREATED AS PROVIDED IN SECTION 1 OF 1921 PA 13, MCL 285.1.**~~shall~~
3 ~~consist of 5 members, not more than 3 of whom shall be members of~~
4 ~~the same political party, appointed by the governor by and with the~~
5 ~~advice and consent of the senate. The term of office of each member~~
6 ~~shall be 4 years, except that of members first appointed 2 shall be~~
7 ~~appointed for 1 year, 1 shall be appointed for 2 years, 1 shall be~~
8 ~~appointed for 3 years, and 1 shall be appointed for 4 years. A~~
9 ~~member appointed to fill a vacancy occurring other than by~~
10 ~~expiration of a term shall be appointed for the unexpired term. The~~
11 ~~commission shall elect from its members officers as it considers~~
12 ~~advisable. A majority of the commission members shall be required~~
13 ~~to constitute a quorum. The business which the commission of~~
14 ~~agriculture may perform shall be conducted at a meeting of the~~
15 ~~commission held in compliance with Act No. 267 of the Public Acts~~
16 ~~of 1976, being sections 15.261 to 15.275 of the Michigan Compiled~~
17 ~~Laws. Public notice of the time, date, and place of the meeting~~
18 ~~shall be given in the manner required by Act No. 267 of the Public~~
19 ~~Acts of 1976.~~

20 Sec. 180. The principal executive officer of the department **OF**
21 **AGRICULTURE AND RURAL DEVELOPMENT** is the director of the department
22 of agriculture **AND RURAL DEVELOPMENT AS PROVIDED IN SECTION 1 OF**
23 **1921 PA 13, MCL 285.1.** The director **OF THE DEPARTMENT OF**
24 **AGRICULTURE AND RURAL DEVELOPMENT** shall be appointed by the
25 commission **OF AGRICULTURE AND RURAL DEVELOPMENT** and serve at its
26 pleasure **AS PROVIDED IN SECTION 1 OF 1921 PA 13, MCL 285.1.**

27 Sec. 183. The following ~~commissions and councils are~~ **MICHIGAN**

1 **BEAN COMMISSION CREATED IN 1965 PA 114, MCL 290.551 TO 290.568, IS**
2 transferred by a type I transfer to the department of agriculture
3 **AND RURAL DEVELOPMENT.**

4 ~~—— (a) The Michigan state apple commission created by Act No. 87~~
5 ~~of the Public Acts of 1939, as amended, being sections 290.51 to~~
6 ~~290.66 of the Compiled Laws of 1948.~~

7 ~~—— (b) The Michigan cherry commission created by Act No. 228 of~~
8 ~~the Public Acts of 1947, as amended, being sections 290.501 to~~
9 ~~290.514 of the Compiled Laws of 1948.~~

10 ~~—— (c) The Michigan potato industry council created by Act No.~~
11 ~~208 of the Public Acts of 1961, being sections 290.181 to 290.191~~
12 ~~of the Compiled Laws of 1948.~~

13 ~~—— (d) The Michigan bean commission created under Act No. 114 of~~
14 ~~the Public Acts of 1965, being sections 290.551 to 290.568 of the~~
15 ~~Compiled Laws of 1948.~~

16 Sec. 186. The board of managers of the Upper Peninsula state
17 fair created by Act No. 89 of the Public Acts of 1927, as amended,
18 being sections 285.141 and 285.142 of the Compiled Laws of 1948
19 **1927 PA 89, MCL 285.141 TO 285.145**, is transferred by a type II
20 transfer to the department of agriculture **AND RURAL DEVELOPMENT.**

21 Sec. 187. The Michigan state agricultural society created by
22 Act No. 180 of the Public Acts of 1849, being sections 453.51 to
23 453.53 of the Michigan Compiled Laws **1849 PA 180, MCL 453.51 TO**
24 **453.53**, is transferred by a type III transfer to the department of
25 agriculture **AND RURAL DEVELOPMENT.**

26 Enacting section 1. Sections 177, 178, 182, 184, and 185 of
27 the executive organization act of 1965, 1965 PA 380, MCL 16.277,

1 16.278, 16.282, 16.284, and 16.285, are repealed.