

JOINT COMMITTEE ON ADMINISTRATIVE RULES

P.O. Box 30036 Lansing, MI 48909-7536

Tel. (517)373-5773, jcar@legislature.mi.gov

MINUTES

PROPOSED

Date of Meeting: Monday, December 12, 2016

Time: 10:30 a.m.

Location: Room 100, Farnum Bldg.

Members Present: Senator Jim Stamas (Chair), Senator Tory Rocca, Senator Mike Kowall,
Senator Curtis Hertel, Jr.

Representative Ken Goike (Alternate Chair), Representative Martin Howrylak,
Representative Amanda Price, Representative Erika Geiss

Members absent with excuse: Senator Morris W. Hood, III, Representative Marcia Hovey-Wright

At 10:30 a.m. the Chair, Senator Stamas, called the meeting to order.

Representative Goike moved to excuse absent members. Motion carried without objection.

Senator Kowall moved to approve the minutes from May 6, 2015. Motion carried without objection.

The following administrative rules were taken up for consideration by the Committee:

**JCAR 16-52, Department of Agriculture and Rural Development, Regulation No. 813 Testing Horses
and Pulling Teams for Drugs (2016-010 AC)**

Department representatives: Brad Deacon, Matt Blakely

Motion to waive 15-session day requirement for consideration of the rules made by Representative
Goike. Vote is as follows:

Senate Yeas: Senator Jim Stamas, Senator Tory Rocca, Senator Mike Kowall, Senator Curtis Hertel, Jr.

Senate Nays : None

House Yeas: Representative Goike, Representative Martin Howrylak, Representative Amanda Price, Representative Erika Geiss

House Nays: None

Motion approved.

JCAR 16-53, Department of Agriculture and Rural Development, Pesticide and Plant Pesticide Management Division, Regulation No. 633. Restricted Use Pesticides (2015-053 AC)

Department representatives: Brad Deacon, Matt Blakely

Supporting but not testifying: Sam Boumis, Michigan Aquatic Managers Association

Motion to waive 15-session day requirement for consideration of the rules made by Senator Kowall.

Vote is as follows:

Senate Yeas: Senator Jim Stamas, Senator Tory Rocca, Senator Mike Kowall, Senator Curtis Hertel, Jr.

Senate Nays : None

House Yeas: Representative Goike, Representative Martin Howrylak, Representative Amanda Price, Representative Erika Geiss

House Nays: None

Motion approved.

JCAR 16-34, Department of Environmental Quality, Air Quality Division, Air Pollution Control, Part 1. General Provisions (2014-153 EQ).

Department Representatives: Dave Fiedler, Sarah Howes

Motion to waive 15-session day requirement for consideration of the rules made by Representative Howrylak. Vote is as follows:

Senate Yeas: Senator Jim Stamas, Senator Tory Rocca, Senator Mike Kowall, Senator Curtis Hertel, Jr.

Senate Nays : None

House Yeas: Representative Goike, Representative Martin Howrylak, Representative Amanda Price, Representative Erika Geiss

House Nays: None

Motion approved.

JCAR 16-35, Department of Environmental Quality, Air Quality Division, Air Pollution Control, Part 2. Air Use Approval (2014-154 EQ)

Department Representatives: Dave Fiedler, Sarah Howes

Motion to waive 15-session-day requirement for consideration of the rules made by Representative Geiss. Vote is as follows:

Senate Yeas: Senator Jim Stamas, Senator Tory Rocca, Senator Mike Kowall,

Senate Pass: Senator Curtis Hertel, Jr.

Senate Nays : None

House Yeas: Representative Goike, Representative Martin Howrylak, Representative Amanda Price, Representative Erika Geiss

House Nays: None

Motion approved.

JCAR 16-40, Department of Environmental Quality, Air Quality Division, Air Pollution Control, Part 9. Emission Limitations and Prohibitions (2015-079 EQ)

Department Representatives: Dave Fiedler, Sarah Howes

Motion to waive 15-session-day requirement for consideration of the rules made by Senator Rocca. Vote is as follows:

Senate Yeas: Senator Jim Stamas, Senator Tory Rocca, Senator Mike Kowall, Senator Curtis Hertel, Jr.

Senate Nays : None

House Yeas: Representative Goike, Representative Martin Howrylak, Representative Amanda Price, Representative Erika Geiss

House Nays: None

Motion approved.

JCAR 16-46, Department of Health and Human Services, Policy, Planning and Legislative Administration, Certificate of Need (2016-005 HS)

Department Representative: Elizabeth Nagel

Motion to waive 15-session-day requirement for consideration of the rules made by Representative Price. Vote is as follows:

Senate Yeas: Senator Jim Stamas, Senator Tory Rocca, Senator Mike Kowall, Senator Curtis Hertel, Jr.

Senate Nays : None

House Yeas: Representative Goike, Representative Martin Howrylak, Representative Amanda Price, Representative Erika Geiss

House Nays: None

Motion approved.

JCAR 16-33, Department of Licensing and Regulatory Affairs, Director's Office, Construction Code, Part 7. Plumbing Code (2015-026 LR)

Department representative: Shannon Matsumoto

Motion to waive 15-session-day requirement for consideration of the rules made by Senator Hertel.

Vote is as follows:

Senate Yeas: Senator Jim Stamas, Senator Tory Rocca, Senator Mike Kowall, Senator Curtis Hertel, Jr.

Senate Nays : None

House Yeas: Representative Goike, Representative Martin Howrylak, Representative Amanda Price, Representative Erika Geiss

House Nays: None

Motion approved.

JCAR 16-36, Department of Licensing and Regulatory Affairs, Director's Office, Construction Code, Part 4. Building Code (2015-032 LR)

Department representative: Shannon Matsumoto

Motion to waive 15-session-day requirement for consideration of the rules made by Senator Rocca.

Vote is as follows:

Senate Yeas: Senator Jim Stamas, Senator Tory Rocca, Senator Mike Kowall, Senator Curtis Hertel, Jr.

Senate Nays : None

House Yeas: Representative Goike, Representative Martin Howrylak, Representative Amanda Price, Representative Erika Geiss

House Nays: None

Motion approved.

JCAR 16-43, Department of Licensing and Regulatory Affairs, Fire Fighters Training Council, General Rules (2011-004 LR)

Department representative: Tim James

Motion to waive 15-session-day requirement for consideration of the rules made by Representative Goike. Vote is as follows:

Senate Yeas: Senator Jim Stamas, Senator Tory Rocca, Senator Mike Kowall, Senator Curtis Hertel, Jr.

Senate Nays : None

House Yeas: Representative Goike, Representative Martin Howrylak, Representative Amanda Price, Representative Erika Geiss

House Nays: None

Motion approved.

JCAR 16-44, Department of Licensing and Regulatory Affairs, Public Service Commission, MISS DIG Underground Facility Damage Prevention and Safety (2014-028 LR)

Department representatives: Dave Chislea, Mike Byrne

Motion to waive 15-session-day requirement for consideration of the rules made by Senator Rocca. Vote is as follows:

Senate Yeas: Senator Jim Stamas, Senator Tory Rocca, Senator Mike Kowall, Senator Curtis Hertel, Jr.

Senate Nays : None

House Yeas: Representative Goike, Representative Martin Howrylak, Representative Amanda Price, Representative Erika Geiss

House Nays: None

Motion approved.

JCAR 16-51, Department of Licensing and Regulatory Affairs, Workers' Compensation Agency, Workers' Compensation Health Care Services (2016 16-028 LR)

Department representative: David Campbell

Supporting but not testifying: Delaney McKinley, Michigan Manufacturers Association

Wendy Block, Michigan Chamber of Commerce

Motion to waive 15-session-day requirement for consideration of the rules made by Senator Kowall. Vote is as follows:

Senate Yeas: Senator Jim Stamas, Senator Tory Rocca, Senator Mike Kowall, Senator Curtis Hertel, Jr.

Senate Nays : None

House Yeas: Representative Goike, Representative Martin Howrylak, Representative Amanda Price, Representative Erika Geiss

House Nays: None

Motion approved.

JCAR 16-31, Department of Licensing and Regulatory Affairs, Director's Office, Osteopathic Medicine and Surgery, General Rules (2014-001 LR)

Department representatives: Karen Carpenter, Pat Leary, Kerry Przybylo, Ron Hitzler

Motion to waive 15-session-day requirement for consideration of the rules made by Representative Howrylak. Vote is as follows:

Senate Yeas: Senator Jim Stamas, Senator Tory Rocca, Senator Mike Kowall, Senator Curtis Hertel, Jr.

Senate Nays : None

House Yeas: Representative Goike, Representative Martin Howrylak, Representative Amanda Price, Representative Erika Geiss

House Nays: None

Motion approved.

JCAR 16-32, Department of Licensing and Regulatory Affairs, Director's Office, Board of Osteopathic Medicine and Surgery, Continuing Education (2014-002 LR)

Department representatives: Karen Carpenter, Pat Leary, Kerry Przybylo, Ron Hitzler

Motion to waive 15-session-day requirement for consideration of the rules made by Representative Geiss. Vote is as follows:

Senate Yeas: Senator Jim Stamas, Senator Tory Rocca, Senator Mike Kowall, Senator Curtis Hertel, Jr.

Senate Nays : None

House Yeas: Representative Goike, Representative Martin Howrylak, Representative Amanda Price, Representative Erika Geiss

House Nays: None

Motion approved.

JCAR 16-37, Department of Licensing and Regulatory Affairs, Director's Office, Podiatric Medicine and Surgery, General Rules (2015-087 LR)

Department representatives: Karen Carpenter, Pat Leary, Kerry Przybylo, Ron Hitzler

Motion to waive 15-session-day requirement for consideration of the rules made by Representative Goike. Vote is as follows:

Senate Yeas: Senator Jim Stamas, Senator Tory Rocca, Senator Mike Kowall, Senator Curtis Hertel, Jr.

Senate Nays : None

House Yeas: Representative Goike, Representative Martin Howrylak, Representative Amanda Price, Representative Erika Geiss

House Nays: None

Motion approved.

JCAR 16-38, Department of Licensing and Regulatory Affairs, Director's Office, Dentistry, General Rules (2015-090 LR)

Department representatives: Karen Carpenter, Pat Leary, Kerry Przybylo, Ron Hitzler

Motion to waive 15-session-day requirement for consideration of the rules made by Senator Hertel. Vote is as follows:

Senate Yeas: Senator Jim Stamas, Senator Tory Rocca, Senator Mike Kowall, Senator Curtis Hertel, Jr.

Senate Nays : None

House Yeas: Representative Goike, Representative Martin Howrylak, Representative Amanda Price, Representative Erika Geiss

House Nays: None

Motion approved.

JCAR 16-39, Department of Licensing and Regulatory Affairs, Director's Office, Veterinary Medicine, General Rules (2014-144 LR)

Department representatives: Karen Carpenter, Pat Leary, Kerry Przybylo, Ron Hitzler

Motion to waive 15-session-day requirement for consideration of the rules made by Representative Price. Vote is as follows:

Senate Yeas: Senator Jim Stamas, Senator Tory Rocca, Senator Mike Kowall, Senator Curtis Hertel, Jr.

Senate Nays : None

House Yeas: Representative Goike, Representative Martin Howrylak, Representative Amanda Price, Representative Erika Geiss

House Nays: None

Motion approved.

JCAR 16-41, Department of Licensing and Regulatory Affairs, Director's Office, Social Work, General Rules (2014-157 LR)

Department representatives: Karen Carpenter, Pat Leary, Kerry Przybylo, Ron Hitzler

Motion to waive 15-session-day requirement for consideration of the rules made by Representative Goike. Vote is as follows:

Senate Yeas: Senator Jim Stamas, Senator Tory Rocca, Senator Mike Kowall, Senator Curtis Hertel, Jr.

Senate Nays : None

House Yeas: Representative Goike, Representative Martin Howrylak, Representative Amanda Price, Representative Erika Geiss

House Nays: None

Motion approved.

JCAR 16-47, Department of Licensing and Regulatory Affairs, Director's Office, Accounting, General Rules (2016-019 LR)

Department representatives: Karen Carpenter, Pat Leary, Kerry Przybylo, Ron Hitzler

Motion to waive 15-session-day requirement for consideration of the rules made by Senator Kowall. Vote is as follows:

Senate Yeas: Senator Jim Stamas, Senator Tory Rocca, Senator Mike Kowall, Senator Curtis Hertel, Jr.

Senate Nays : None

House Yeas: Representative Goike, Representative Martin Howrylak, Representative Amanda Price, Representative Erika Geiss

House Nays: None

Motion approved.

JCAR 16-48, Department of Licensing and Regulatory Affairs, Director's Office, Board of Physical Therapy, General Rules (2015-088 LR)

Department representatives: Karen Carpenter, Pat Leary, Kerry Przybylo, Ron Hitzler

Motion to waive 15-session-day requirement for consideration of the rules made by Representative Price. Vote is as follows:

Senate Yeas: Senator Jim Stamas, Senator Tory Rocca, Senator Mike Kowall, Senator Curtis Hertel, Jr.

Senate Nays : None

House Yeas: Representative Goike, Representative Martin Howrylak, Representative Amanda Price, Representative Erika Geiss

House Nays: None

Motion approved.

JCAR 16-49, Department of Licensing and Regulatory Affairs, Director's Office, Board of Nursing, General Rules (2015-091 LR)

Department representatives: Karen Carpenter, Pat Leary, Kerry Przybylo, Ron Hitzler

Motion to waive 15-session-day requirement for consideration of the rules made by Representative Geiss. Vote is as follows:

Senate Yeas: Senator Jim Stamas, Senator Tory Rocca, Senator Mike Kowall, Senator Curtis Hertel, Jr.

Senate Nays : None

House Yeas: Representative Goike, Representative Martin Howrylak, Representative Amanda Price, Representative Erika Geiss

House Nays: None

Motion approved.

JCAR 16-54, Department of Licensing and Regulatory Affairs, Director's Office, Board of Optometry, General Rules (2014-129 LR)

Department representatives: Karen Carpenter, Pat Leary, Kerry Przybylo, Ron Hitzler

Motion to waive 15-session-day requirement for consideration of the rules made by Senator Rocca. Vote is as follows:

Senate Yeas: Senator Jim Stamas, Senator Tory Rocca, Senator Mike Kowall, Senator Curtis Hertel, Jr.

Senate Nays : None

House Yeas: Representative Goike, Representative Martin Howrylak, Representative Amanda Price, Representative Erika Geiss

House Nays: None

Motion approved.

Meeting Adjourned at 11:00 a.m.