

Proposed Minutes

Legislative Commission on Statutory Mandates Meeting
9:00 a.m. • Thursday, December 10, 2009
Executive Office Building • Bloomfield Conference Room ■ 5th Floor
2100 Pontiac Lake Road • Waterford, Michigan

Members Present:

Amanda Van Dusen, Chair
Robert Daddow, Co-Chair
Dennis Pollard

Louis H. Schimmel
J. Dallas Winegarden, Jr.

Members Absent:

None

I. Call to Order

The Chair called the meeting to order at 9:05 a.m. and the clerk took the roll. A quorum was present.

II. Approval of the Agenda

The Chair requested that the amendment to the Administrative Procedures Act drafted by Mr. Pollard be added to the agenda. There was no objection. **Mr. Daddow moved, supported by Mr. Schimmel, that the meeting agenda as amended be approved. There was no objection and the motion was unanimously adopted.**

III. Approval of Minutes – November 16, 2009 Meeting

The Chair asked for a motion to approve the minutes of the last Legislative Commission on Statutory Mandates meeting. **Mr. Daddow moved, seconded by Mr. Schimmel, to approve the minutes of the November 16, 2009 meeting. There was no further discussion. The minutes were unanimously approved.**

IV. Review and Acceptance of MSU Costing Analysis

The Co-Chair provided an explanation of the updated costing analysis distributed to the members. **Mr. Schimmel moved, supported by Mr. Pollard, to accept the MSU analysis which was used to prepare the costing analysis that will be included in the Commission's final report. There was no objection and the motion was unanimously adopted.**

V. Draft Legal Documents

The Chair directed the members' attention to the draft court rules and proposed legislation that were circulated earlier. **Mr. Winegarden moved, supported by Mr. Pollard, to adopt the proposed draft court rules and proposed legislation and include the information in the Commission's final report as an exhibit. There was no objection and the motion was unanimously approved.**

VI. Review and Approval of the Final Report

The Chair opened a discussion of what to include in the final report. It was decided that only the summary portion of the CRC report will be included as an exhibit along with a link to CRC's full report. The Commission's interim report will not be included. Mr. Pollard will send Ms. Cavanagh the document he prepared that provides the historical background of the mandates issue. It will be included as Appendix A. In addition, Ms. Cavanagh will reformat the proposed legislation and court rules documents and include them as an exhibit. The Commission's statutes and the costing analysis will also be included as exhibits. **Mr. Winegarden moved, supported by Mr. Pollard, to approve the Legislative Commission on Statutory Mandates Final Report as proposed. There was no objection and the motion was unanimously approved.**

VII. Next Steps

A discussion of how to proceed with the issuance of the report followed. A printed copy of the report will be distributed to Senator Bishop, Speaker Dillon, Governor Granholm, all members of the Legislature, the Lieutenant Governor, the Attorney General, and the Justices of the Supreme Court. An electronic version of the report will also be sent to all members of the Legislature and the individuals who have received notification of Commission meetings including representatives of the associations. The Chair and Co-Chair will reach out to the legislative leadership in early January to discuss the issue of preparing a press release and/or scheduling a press conference. Mr. Winegarden urged the members continue promoting the recommendations and suggested the report be sent to the major law schools and universities, the news directors of the major television and radio stations, all possible candidates running for statewide office, and anyone who can make a difference. Commissioner Pollard added that he believes every local unit of government should receive the report as well. Mr. Daddow suggested it might be more beneficial to have the associations like MML and MAC disseminate and promote the report among their membership. Ms. Van Dusen offered that The Center for Michigan might also be a

good group to contact. Conducting a press conference with legislative leadership and/or representatives from the associations was also suggested. The timing of conducting the press conference was then discussed and it was agreed that the press conference should be held sometime in January after the Revenue Consensus Estimating Conference. Mr. Eric Lupher will send the media list CRC uses for their reports

VIII. Thanks

The Chair thanked the Commissioners and staff for their work on the Commission. She also thanked Eric Lupher of CRC for his report to the Commission, MSU for their labor, and the associations for their assistance. Mr. Winegarden and Mr. Schimmel echoed those sentiments.

IX. Public Comment

The Chair asked if there was any public comment. Mr. Eric Lupher from the Citizens Research Council congratulated the Commissioners for a job well done. Mr. Tom Hickson from the Michigan Association of Counties also thanked the Commission.

X. Adjournment

Mr. Winegarden moved, supported by Mr. Pollard, that the meeting adjourn. The motion was unanimously adopted. Having no further business, the meeting was adjourned at 10:40 a.m.