

Final Minutes

Legislative Commission on Statutory Mandates Meeting
12:00 noon • Thursday, December 18, 2008
Oakland County Executive Office Building
Executive Conference Room – 5th Floor
2100 Pontiac Lake Road, Building 41-West • Waterford, Michigan

Members Present:

Amanda Van Dusen, Chair
Dennis Pollard
Louis H. Schimmel
J. Dallas Winegarden, Jr.

Members Excused

Robert Daddow

I. Call to Order

The Chair called the meeting to order at 12:30 p.m. and the clerk took the roll. A quorum was present.

II. Approval of the Agenda

The Chair asked for approval of the agenda. **Mr. Pollard moved, supported by Mr. Schimmel, to approve the December 18, 2008 agenda as proposed. There was no further discussion. The agenda was unanimously approved.**

III. Approval of Minutes – November 18, 2008 Meeting

The Chair asked for a motion to approve the minutes of the last Legislative Commission on Statutory Mandates meeting. **Mr. Schimmel moved, seconded by Mr. Pollard, to approve the minutes of the November 18, 2008 meeting. There was no further discussion. The minutes were unanimously approved.**

IV. Update on House Bill 6741

The Chair provided an update on the status of House Bill 6741 which amended the Legislative Commission on Statutory Mandates' statute. The legislation has been enrolled.

V. Discussion of Draft Introduction to Interim Report

The Chair reported she had circulated for discussion purposes a draft version of a possible introduction to the interim report. She added that she hoped to reconfirm the ultimate objective of the report is to change the state's behavior so there is greater compliance going forward. She assured everyone that there will be ample time in the future for input and opened a discussion on the approach to use. Commissioner Winegarden shared that he would prefer the report start with a positive tone. Commissioner Schimmel voiced that the introduction of the report should make a strong statement and he preferred to use Mr. Pollard's draft version as a starting point. Commissioner Pollard added that it is important for the tenure of the report be strong enough so that it is not overlooked like other reports have been in the past. The Chair noted her appreciation of the comments and progress made on this issue and assured everyone that the discussion will continue.

VI. Status of Mandates Analysis

Commissioner Pollard reported that letters and/or contacts requesting feedback on the analysis of some of the items from the initial association reports have been sent out and he will try to have responses to the items still under review by January or February. The Chair asked Commissioner Pollard to share the letters with the other Commission members and noted that she will circulate a list she received of attorney general opinions interpreting various mandate questions.

VII. Cost Analysis

The Chair shared Commissioner Daddow's email in which he reported that MSU is still willing to assist in the costing of the mandates identified by the associations.

VIII. Status of Citizens Research Council Analysis

Mr. Eric Lupher reported he is making progress in pulling together and organizing his research. The Chair inquired about the implementing legislation other states use and Mr. Lupher indicated that up to this point he has focused more on what other states do and how they do it. Although he has references to the legislation, he noted that he can certainly follow up on the implementing legislation if that is what the Commission would like him to do. It was later determined that he will have his report ready by the March meeting.

IX. Proposed Joint Meeting with Legislative Commission on Government Efficiency

The Chair raised the issue of a possible joint meeting with the Legislative Commission on Government Efficiency. The purpose of the meeting would be to talk about the points of overlap between the two commissions. A possible date in January or February was discussed. Subject to the availability of Commissioner Daddow, the Chair asked Susan Cavanagh to check with the other Commission to determine if they would be willing to meet before or after their next scheduled meeting on January 26, 2009.

X. Other Matters to Come Before the Commission

Commissioner Winegarden commented that he thinks it is important that the Commission meet in the State Capitol Building in the future so that legislators have the opportunity to attend future meetings.

XI. Public Comments

The Chair asked for public comment. There was none.

XII. Next Meeting

A potential date for the next meeting was discussed. Subject to the preference of the Legislative Commission on Government Efficiency and the availability of Commissioner Daddow, the Chair announced that the next meeting will be held on **Monday, January 26, 2009** in Lansing.

XIII. Adjournment

Having no further business, Mr. Winegarden moved, supported by Mr. Pollard, to adjourn the meeting. Without objection, the motion was approved. The meeting was adjourned at 1:45 p.m.

(Approved at the January 23, 2009 Legislative Commission on Statutory Mandates meeting.)