

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

- 1 (b) A representative of financial institutions.
- 2 (c) ~~Two~~ **Three** operators of a licensed mobile home park.
- 3 ~~having 100 or more sites and 1 operator of a licensed mobile~~
- 4 ~~home park having less than 100 sites.~~
- 5 ~~(d) A representative of organized labor.~~
- 6 (d) ~~(e)~~ An elected official of a ~~local government~~
- 7 **township.**
- 8 (e) ~~(f)~~ A licensed mobile home dealer.
- 9 (f) ~~(g)~~ One resident of a licensed mobile home park ~~having~~
- 10 ~~100 or more sites and 1 resident of a licensed mobile home park~~
- 11 ~~having less than 100 sites~~ **who also is a representative of**
- 12 **organized labor.**
- 13 (g) ~~(h)~~ A manufacturer of mobile homes.
- 14 (h) One elected public school district representative.
- 15 (i) One elected official of a **<<city or>>** village or a registered
- 16 **professional community planner.**
- 17 (j) One individual who services, installs, or repairs
- 18 **manufactured homes.**
- 19 (k) One representative who is an elected official of county
- 20 **government, a local public health official, or a state or local**
- 21 **fire official.**
- 22 (4) A person appointed to be a member under subsection
- 23 (3) (a), (d), ~~(e), (g)~~ **(f), or (h)**, or a member of that person's
- 24 immediate family shall not have more than a 1% ownership interest
- 25 in or income benefit from a manufacturer of mobile homes, a
- 26 retail seller of mobile homes, a licensed mobile home park, or a
- 27 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.