

SUBSTITUTE FOR  
HOUSE BILL NO. 4714

A bill to amend 1994 PA 451, entitled  
"Natural resources and environmental protection act,"  
(MCL 324.101 to 324.90106) by adding section 41321; and to repeal  
acts and parts of acts.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1        SEC. 41321. (1) THE INVASIVE SPECIES ADVISORY COUNCIL IS  
2        CREATED IN THE DEPARTMENT.

3        (2) THE COUNCIL SHALL CONSIST OF ALL OF THE FOLLOWING MEMBERS:

4        (A) THE DIRECTOR OF THE DEPARTMENT OF NATURAL RESOURCES, OR  
5        HIS OR HER DESIGNEE.

6        (B) THE DIRECTOR OF THE DEPARTMENT OF AGRICULTURE, OR HIS OR  
7        HER DESIGNEE.

8        (C) THE DIRECTOR OF THE DEPARTMENT OF ENVIRONMENTAL QUALITY,

1 OR HIS OR HER DESIGNEE.

2 (3) THE FIRST MEETING OF THE COUNCIL SHALL BE CALLED BY THE  
3 DIRECTOR OF THE DEPARTMENT OF NATURAL RESOURCES. AT THE FIRST  
4 MEETING, THE COUNCIL SHALL ELECT FROM AMONG ITS MEMBERS A  
5 CHAIRPERSON AND OTHER OFFICERS AS IT CONSIDERS NECESSARY OR  
6 APPROPRIATE. AFTER THE FIRST MEETING, THE COUNCIL SHALL MEET AT  
7 LEAST QUARTERLY, OR MORE FREQUENTLY AT THE CALL OF THE CHAIRPERSON  
8 OR IF REQUESTED BY A MEMBER.

9 (4) A MAJORITY OF THE MEMBERS OF THE COUNCIL CONSTITUTE A  
10 QUORUM FOR THE TRANSACTION OF BUSINESS AT A MEETING OF THE COUNCIL.  
11 A MAJORITY OF THE MEMBERS OF THE COUNCIL ARE REQUIRED FOR OFFICIAL  
12 ACTION OF THE COUNCIL.

13 (5) THE BUSINESS THAT THE COUNCIL MAY PERFORM SHALL BE  
14 CONDUCTED AT A PUBLIC MEETING OF THE COUNCIL HELD IN COMPLIANCE  
15 WITH THE OPEN MEETINGS ACT, 1976 PA 267, MCL 15.261 TO 15.275.

16 (6) A WRITING PREPARED, OWNED, USED, IN THE POSSESSION OF, OR  
17 RETAINED BY THE COUNCIL IN THE PERFORMANCE OF AN OFFICIAL FUNCTION  
18 IS SUBJECT TO THE FREEDOM OF INFORMATION ACT, 1976 PA 442, MCL  
19 15.231 TO 15.246.

20 (7) MEMBERS OF THE COUNCIL SHALL SERVE WITHOUT ADDITIONAL  
21 COMPENSATION. HOWEVER, MEMBERS OF THE COUNCIL MAY BE REIMBURSED FOR  
22 THEIR ACTUAL AND NECESSARY EXPENSES INCURRED IN THE PERFORMANCE OF  
23 THEIR OFFICIAL DUTIES AS MEMBERS OF THE COUNCIL.

24 (8) THE DEPARTMENT OF NATURAL RESOURCES, THE DEPARTMENT OF  
25 AGRICULTURE, AND THE DEPARTMENT OF ENVIRONMENTAL QUALITY SHALL  
26 PROVIDE STAFF AND SERVICES TO THE COUNCIL.

27 (9) THE COUNCIL SHALL CONSULT WITH REPRESENTATIVES OF

1 BUSINESSES AFFECTED BY THIS PART, ACADEMIC EXPERTS, PUBLIC INTEREST  
2 GROUP REPRESENTATIVES, GOVERNMENT OFFICIALS, AND OTHERS AS  
3 NECESSARY FOR THE EXERCISE OF ITS POWERS AND PERFORMANCE OF ITS  
4 DUTIES UNDER THIS PART.

5 (10) THIS SECTION IS REPEALED 5 YEARS AFTER THE EFFECTIVE DATE  
6 OF THE AMENDATORY ACT THAT ADDED THIS SECTION.

7 Enacting section 1. This amendatory act does not take effect  
8 unless all of the following bills of the 93rd Legislature are  
9 enacted into law:

- 10 (a) Senate Bill No. 211 or House Bill No. 4710.
- 11 (b) Senate Bill No. 212 or House Bill No. 4711.
- 12 (c) Senate Bill No. 213 or House Bill No. 4712.
- 13 (d) Senate Bill No. 214 or House Bill No. 4716.
- 14 (e) Senate Bill No. 215 or House Bill No. 4713.
- 15 (f) Senate Bill No. 217 or House Bill No. 4715.