

**THE JOHN C. HERTEL TOXIC SUBSTANCE CONTROL COMMISSION ACT (EXCERPT)**  
**Act 116 of 1978**

\*\*\*\*\* 286.183 THIS SECTION DOES NOT APPLY AFTER DECEMBER 31, 1989: See (1) of 286.194 \*\*\*\*\*

\*\*\*\*\* 286.183 THIS SECTION IS REPEALED BY ACT 210 OF 2015 EFFECTIVE MARCH 14, 2016 \*\*\*\*\*

**286.183 State toxic substance control commission; creation; exercise of powers, duties, and functions; appointment, qualifications, and terms of members; vacancy; election of chairperson and other officers; meetings; public hearings; quorum; action of commission.**

Sec. 3. (1) The state toxic substance control commission is created as an autonomous entity in the department of management and budget. The commission shall exercise its powers, duties, and functions independently of the director of the department of management and budget except that budget, procurement, and related management functions of the commission shall be performed by the director of the department of management and budget.

(2) The commission shall consist of the director of the department of agriculture, the director of the department of natural resources, and the director of public health, who shall serve as ex officio nonvoting members, and 9 citizens, appointed by the governor with the advice and consent of the senate. Of the voting members, 7 shall be trained or knowledgeable in the fields of human and animal medicine and the natural sciences including zoology, botany, chemistry, and ecology and 1 member shall be a member of the general public, and 1 member shall represent a toxic substance business or industry. Not more than 5 of the voting members shall be affiliated with the same political party. A voting member shall not hold any other position in state government. A voting member shall serve for 2 years, except that of the members first appointed, 3 shall be appointed for 1 year and 4 shall be appointed for 2 years. Following the effective date of this 1984 amendatory act adding 2 voting members to the commission, the governor shall appoint 2 new commission members to serve for 2 years, except that of the 2 new commission members, 1 shall be appointed initially for 1 year and 1 shall be appointed for 2 years.

(3) A vacancy shall be filled in the same manner as the original appointment for the balance of the unexpired term.

(4) The commission shall elect from its voting members a chairperson and other officers it considers advisable. The term of office shall be 1 year.

(5) The commission shall hold meetings as considered necessary by the chairperson, and may hold public hearings. A meeting or hearing of the commission shall be held pursuant to Act No. 267 of the Public Acts of 1976, being sections 15.261 to 15.275 of the Michigan Compiled Laws.

(6) A majority of the voting members serving shall constitute a quorum. Except as provided in section 6(d), an action of the commission shall be accomplished by a majority vote of the voting members serving on the commission.

**History:** 1978, Act 116, Eff. Jan. 1, 1979;—Am. 1984, Act 308, Imd. Eff. Dec. 21, 1984.