



**MEMBERS:**  
**SENATOR HILDENBRAND,**  
**MAJORITY VICE CHAIRMAN**  
**SENATOR NOFS**  
**SENATOR EMMONS**  
**SENATOR HANSEN**  
**SENATOR HUNTER,**  
**MINORITY VICE CHAIRMAN**  
**SENATOR SMITH**

**STATE OF MICHIGAN**  
**THE SENATE**  
**ECONOMIC DEVELOPMENT**  
**COMMITTEE**  
**SENATOR MIKE KOWALL**  
**CHAIRMAN**

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**MINUTES**

A meeting of the Senate Economic Development Committee was held on Wednesday, November 2, 2011, at 1:55 p.m. in the Farnum Building, Room 110.

Attendance was recorded as follows:

Present: Kowall (C), Hildenbrand, Nofs, Emmons, Hansen, Hunter, and Smith

Absent: None

Senator Kowall announced the order of business:

- HB 4017 Rep. Agema - Environmental protection; other; stratified random sampling process; establish for inspections under NREPA.
- HB 4042 Rep. MacMaster - Environmental protection; permit denial; require department to provide applicant with a scientific rationale for the decision.
- HB 4043 Rep. MacMaster - Environmental protection; enforcement actions; require department to meet with permittee prior to initiating enforcement.
- HB 4240 Rep. Goike - Administrative procedure; rules; use of certain orders, bulletins, and guidelines; establish limit and provide for regulatory flexibility for small businesses.
- HB 4326 Rep. Farrington - Administrative procedure; rules; adoption of rules by state agencies; prohibit from being more stringent than federal regulations.
- HB 4500 Rep. Kowall - Administrative procedure; rules; review of existing and new rules; provide for on a periodic basis.
- HB 4573 Rep. Haines - Administrative procedure; rules; use of certain orders, bulletins, and guidelines; establish limit and provide for regulatory flexibility for small businesses.
- SB 569 Sen. Richardville - Economic development; Michigan strategic fund; film production assistance program; provide for.

Senator Hildenbrand motioned, supported by Senator Smith, that the committee adopt the minutes of October 26, 2011. Without objection, the motion prevailed by unanimous voice.

Senator Kowall gave opening remarks regarding the legislative bill package relative to regulatory reforms.

Mike O'Brien, representing the Michigan Department of Licensing and Regulatory Affairs, gave verbal testimony in support of HB4240, HB4500, and HB4573. Mr. O'Brien also gave verbal testimony opposed to HB4326. Mr. O'Brien then answered questions from committee members.

Senator Kowall recessed the committee at 2:03.

Senator Kowall called the committee back to order at 2:08.

The following individuals submitted testimony cards in support of the legislative bill package relative to regulatory reforms but did not wish to speak.

Lee Schwartz, representing the Michigan Association of Homebuilders (all bills in package)

Mike Telliga, representing the Midland Area Chamber of Commerce (all bills in package)  
Andy Such, representing the Michigan Manufacturers Association (all bills in package)  
David Palsrok, representing the Small Business Association of Michigan (all bills in package)  
Matt Smego, representing the Michigan Farm Bureau (all bills in package)  
Randy Gross, representing the Michigan Department of Environmental Quality  
(HB4017, HB4042, HB4043)  
Jason Geer, representing the Michigan Chamber of Commerce (all bills in package)  
Charlie Owens, representing the National Federation of Independent Businesses (written testimony also)  
(HB4240, HB4326, HB4500, HB4573)

Senator Kowall gave verbal testimony explaining the legislative package relative to regulatory reforms and the Senate Substitutes. Senator Kowall then answered questions from committee members.

Senator Hildenbrand motioned, supported by Senator Nofs, to report with recommendation HB4017.

Yeas: Kowall, Hildenbrand, Nofs, Emmons, Hansen

Nays: Hunter, Smith

The motion prevailed.

Senator Hildenbrand motioned, supported by Senator Nofs to recommend immediate effect to HB4017.

Without objection, the motion prevailed by unanimous voice.

Senator Hildenbrand motioned, supported by Senator Hansen, that the committee adopt the Senate Substitute S-2 to HB4042.

Yeas: Kowall, Hildenbrand, Nofs, Emmons, Hansen

Nays: Hunter, Smith

The motion prevailed.

Senator Hansen motioned, supported by Senator Emmons, to report with recommendation HB4042 S-2.

Yeas: Kowall, Hildenbrand, Nofs, Emmons, Hansen

Nays: Hunter, Smith

The motion prevailed.

Senator Hildenbrand motioned, supported by Senator Emmons to recommend immediate effect to HB4042 S-2.

Without objection, the motion prevailed by unanimous voice.

Senator Nofs motioned, supported by Senator Hildenbrand, to report with recommendation HB4043.

Yeas: Kowall, Hildenbrand, Nofs, Emmons, Hansen, Hunter, Smith

Nays: None

The motion prevailed.

Senator Hildenbrand motioned, supported by Senator Nofs, to recommend immediate effect to HB4043.

Without objection, the motion prevailed by unanimous voice.

Senator Hildenbrand motioned, supported by Senator Hansen, that the committee adopt the Senate Substitute S-1 to HB4240.

Yeas: Kowall, Hildenbrand, Emmons, Hansen, Hunter, Smith

Pass: Nofs

The motion prevailed.

Senator Hildenbrand motioned, supported by Senator Hansen, to report with recommendation HB4240 S-1.

Yeas: Kowall, Hildenbrand, Emmons, Hansen

Nays: Hunter, Smith

Pass: Nofs

The motion prevailed.

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Senator Hildenbrand motioned, supported by Senator Emmons, to recommend immediate effect to HB4240 S-1. Without objection, the motion prevailed by unanimous voice.

Senator Nofs motioned, supported by Senator Hansen, to report with recommendation HB4326.

Yeas: Kowall, Hildenbrand, Nofs, Emmons, Hansen

Nays: Hunter, Smith

The motion prevailed.

Senator Emmons motioned, supported by Senator Nofs, to recommend immediate effect to HB4326.

Without objection, the motion prevailed by unanimous voice.

Senator Hansen motioned, supported by Senator Nofs, to report with recommendation HB4500.

Yeas: Kowall, Hildenbrand, Nofs, Emmons, Hansen

Nays: Hunter, Smith

The motion prevailed.

Senator Nofs motioned, supported by Senator Hansen, to recommend immediate effect to HB4500.

Without objection, the motion prevailed by unanimous voice.

Senator Hildenbrand motioned, supported by Senator Emmons, that the committee adopt the Senate Substitute S-1 to HB4573.

Yeas: Kowall, Hildenbrand, Nofs, Emmons, Hansen, Hunter, Smith

Nays: None

The motion prevailed.

Senator Hansen motioned, supported by Senator Hildenbrand, to report with recommendation HB4573 S-1.

Yeas: Kowall, Hildenbrand, Nofs, Emmons, Hansen, Hunter

Nays: Smith

The motion prevailed.

Senator Emmons motioned, supported by Senator Nofs, to recommend immediate effect to HB4573 S-1.

Without objection, the motion prevailed by unanimous voice.

Cheryl Lerner and Steve Chait, representing Mid America Cine Support gave verbal and written testimony in support of the concept of SB569 but relayed that changes in the language were needed to clarify certain sections.

Jamie Clover Adams, Deputy Chief of Staff to Senator Richardville bill sponsor of SB569, gave verbal testimony explaining the bill. During her testimony, Ms. Clover Adams relayed that there was a Senate Substitute S-1, which she also explained. Ms. Clover Adams then answered questions from committee members.

The following individuals submitted testimony cards in favor of SB569 but did not wish to speak:

Mark Adler, representing Michigan Production Alliance (written testimony also)

Michael Sean Anderson, representing Sleeping Bear Films

Robert Cantrell, representing Freaky Deaky Film

Media Arts Coalition of West Michigan

Senator Hunter motioned, supported by Senator Hildenbrand, that the committee adopt the Senate Substitute S-1 to SB569.

Yeas: Kowall, Hildenbrand, Nofs, Emmons, Hansen, Hunter, Smith

Nays: None

The motion prevailed.

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Senator Smith motioned, supported by Senator Nofs, to report with recommendation SB569 S-1.

Yeas: Kowall, Hildenbrand, Nofs, Emmons, Hansen, Hunter, Smith

Nays: None

The motion prevailed.

Senator Hunter motioned, supported by Senator Nofs, to recommend immediate effect to SB569 S-1.

Without objection, the motion prevailed by unanimous voice.

Senator Hildenbrand motioned, supported by Senator Nofs, to report with recommendation to re-refer SB483 to the Senate Finance Committee.

Yeas: Kowall, Hildenbrand, Nofs, Emmons, Hansen, Hunter, Smith

Nays: None

The motion prevailed.

Senator Hildenbrand motioned, supported by Senator Hansen, to report with recommendation to re-refer SB484 to the Senate Finance Committee.

Yeas: Kowall, Hildenbrand, Nofs, Emmons, Hansen, Hunter, Smith

Nays: None

The motion prevailed.

Being no further business before the committee, Senator Kowall adjourned the meeting without objection at 2:38 p.m.

Respectfully submitted,

Date approved by the Committee: November 30, 2011

(An audio recording of this committee meeting is available upon request for a minimal fee.)