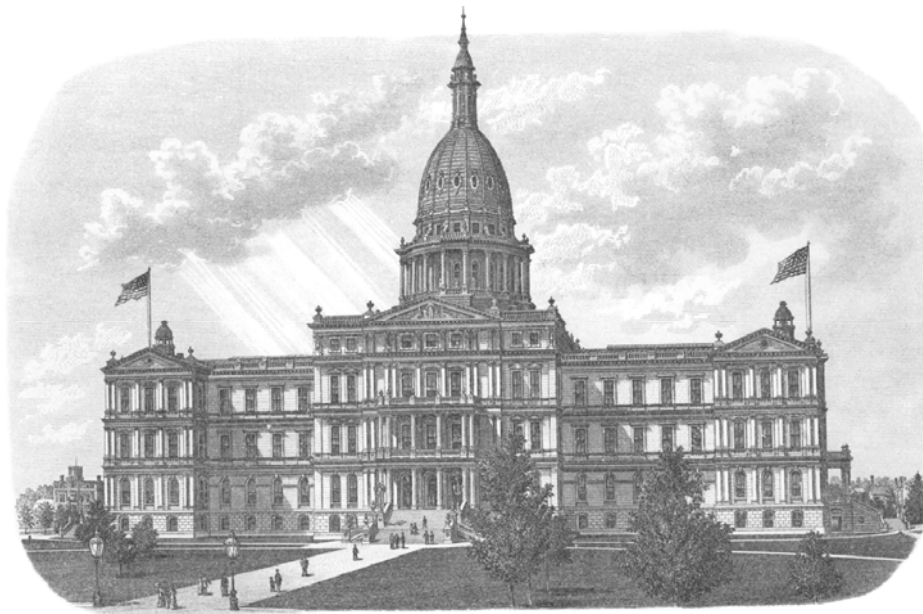


Michigan Register

Issue No. 14 – 2009 (Published August 15, 2009)



GRAPHIC IMAGES IN THE MICHIGAN REGISTER

COVER DRAWING

Michigan State Capitol:

This image, with flags flying to indicate that both chambers of the legislature are in session, may have originated as an etching based on a drawing or a photograph. The artist is unknown. The drawing predates the placement of the statue of Austin T. Blair on the capitol grounds in 1898.

(Michigan State Archives)

PAGE GRAPHICS

Capitol Dome:

The architectural rendering of the Michigan State Capitol's dome is the work of Elijah E. Myers, the building's renowned architect. Myers inked the rendering on linen in late 1871 or early 1872. Myers' fine draftsmanship, the hallmark of his work, is clearly evident.

Because of their size, few architectural renderings of the 19th century have survived. Michigan is fortunate that many of Myers' designs for the Capitol were found in the building's attic in the 1950's. As part of the state's 1987 sesquicentennial celebration, they were conserved and deposited in the Michigan State Archives.

(Michigan State Archives)

East Elevation of the Michigan State Capitol:

When Myers' drawings were discovered in the 1950's, this view of the Capitol – the one most familiar to Michigan citizens – was missing. During the building's recent restoration (1989-1992), this drawing was commissioned to recreate the architect's original rendering of the east (front) elevation.

(Michigan Capitol Committee)

Michigan Register

Published pursuant to § 24.208 of
The Michigan Compiled Laws



Issue No. 14— 2009

(This issue, published August 15, 2009, contains
documents filed from July 15, 2009 to August 1, 2009)

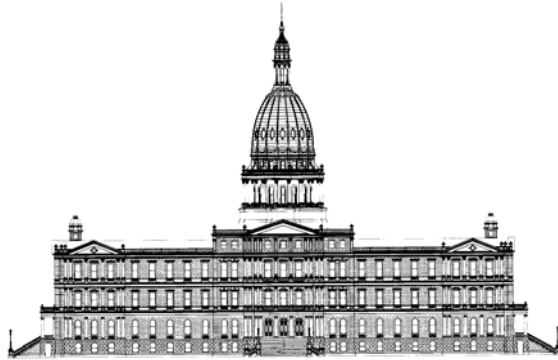
Compiled and Published by the
State Office of Administrative Hearings and Rules

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Printed in the United States of America

Michigan Register (ISSN 0892-3124). Published twice per month, with a cumulative index, by the State Office of Administrative Hearings and Rules, pursuant to §24.208 of the Michigan Compiled Laws. Subscription \$400.00 per year, postpaid to points in the U.S. First class postage paid at Lansing, Michigan. Direct all mail concerning subscriptions to State Office of Administrative Hearings and Rules, Ottawa Building - Second Floor, 611 W. Ottawa, P.O. Box 30695, Lansing, MI 48933

Peter L. Plummer, Executive Director, State Office of Administrative Hearings and Rules; **Deidre O'Berry**, Administrative Rules Analyst for Operations and Publications.

Jennifer M. Granholm, Governor



John D. Cherry Jr., Lieutenant Governor

PREFACE

PUBLICATION AND CONTENTS OF THE MICHIGAN REGISTER

The State Office of Administrative Hearings and Rules publishes the *Michigan Register*.

While several statutory provisions address the publication and contents of the *Michigan Register*, two are of particular importance.

24.208 Michigan register; publication; cumulative index; contents; public subscription; fee; synopsis of proposed rule or guideline; transmitting copies to office of regulatory reform.

Sec. 8.

(1) The office of regulatory reform shall publish the Michigan register at least once each month. The Michigan register shall contain all of the following:

- (a) Executive orders and executive reorganization orders.
- (b) On a cumulative basis, the numbers and subject matter of the enrolled senate and house bills signed into law by the governor during the calendar year and the corresponding public act numbers.
- (c) On a cumulative basis, the numbers and subject matter of the enrolled senate and house bills vetoed by the governor during the calendar year.
- (d) Proposed administrative rules.
- (e) Notices of public hearings on proposed administrative rules.
- (f) Administrative rules filed with the secretary of state.
- (g) Emergency rules filed with the secretary of state.
- (h) Notice of proposed and adopted agency guidelines.
- (i) Other official information considered necessary or appropriate by the office of regulatory reform.
- (j) Attorney general opinions.
- (k) All of the items listed in section 7(m) after final approval by the certificate of need commission under section 22215 of the public health code, 1978 PA 368, MCL 333.22215.

(2) The office of regulatory reform shall publish a cumulative index for the Michigan register.

(3) The Michigan register shall be available for public subscription at a fee reasonably calculated to cover publication and distribution costs.

(4) If publication of an agency's proposed rule or guideline or an item described in subsection (1)(k) would be unreasonably expensive or lengthy, the office of regulatory reform may publish a brief synopsis of the proposed rule or guideline or item described in subsection (1)(k), including information on how to obtain a complete copy of the proposed rule or guideline or item described in subsection (1)(k) from the agency at no cost.

(5) An agency shall electronically transmit a copy of the proposed rules and notice of public hearing to the office of regulatory reform for publication in the Michigan register.

4.1203 Michigan register fund; creation; administration; expenditures; disposition of money received from sale of Michigan register and amounts paid by state agencies; use of fund; price of Michigan register; availability of text on internet; copyright or other proprietary interest; fee prohibited; definition.

Sec. 203.

- (1) The Michigan register fund is created in the state treasury and shall be administered by the office of regulatory reform. The fund shall be expended only as provided in this section.
- (2) The money received from the sale of the Michigan register, along with those amounts paid by state agencies pursuant to section 57 of the administrative procedures act of 1969, 1969 PA 306, MCL 24.257, shall be deposited with the state treasurer and credited to the Michigan register fund.
- (3) The Michigan register fund shall be used to pay the costs of preparing, printing, and distributing the Michigan register.
- (4) The department of management and budget shall sell copies of the Michigan register at a price determined by the office of regulatory reform not to exceed the cost of preparation, printing, and distribution.
- (5) Notwithstanding section 204, beginning January 1, 2001, the office of regulatory reform shall make the text of the Michigan register available to the public on the internet.
- (6) The information described in subsection (5) that is maintained by the office of regulatory reform shall be made available in the shortest feasible time after the information is available. The information described in subsection (5) that is not maintained by the office of regulatory reform shall be made available in the shortest feasible time after it is made available to the office of regulatory reform.
- (7) Subsection (5) does not alter or relinquish any copyright or other proprietary interest or entitlement of this state relating to any of the information made available under subsection (5).
- (8) The office of regulatory reform shall not charge a fee for providing the Michigan register on the internet as provided in subsection (5).
- (9) As used in this section, "Michigan register" means that term as defined in section 5 of the administrative procedures act of 1969, 1969 PA 306, MCL 24.205.

CITATION TO THE MICHIGAN REGISTER

The *Michigan Register* is cited by year and issue number. For example, 2001 MR 1 refers to the year of issue (2001) and the issue number (1).

CLOSING DATES AND PUBLICATION SCHEDULE

The deadlines for submitting documents to the State Office of Administrative Hearings and Rules for publication in the *Michigan Register* are the first and fifteenth days of each calendar month, unless the submission day falls on a Saturday, Sunday, or legal holiday, in which event the deadline is extended to include the next day which is not a Saturday, Sunday, or legal holiday. Documents filed or received after 5:00 p.m. on the closing date of a filing period will appear in the succeeding issue of the *Michigan Register*.

The State Office of Administrative Hearings and Rules is not responsible for the editing and proofreading of documents submitted for publication.

Documents submitted for publication should be delivered or mailed in an electronic format to the following address: MICHIGAN REGISTER, State Office of Administrative Hearings and Rules, Ottawa Building - Second Floor, 611 W. Ottawa, P.O. Box 30695, Lansing, MI 48933.

RELATIONSHIP TO THE MICHIGAN ADMINISTRATIVE CODE

The *Michigan Administrative Code* (1979 edition), which contains all permanent administrative rules in effect as of December 1979, was, during the period 1980-83, updated each calendar quarter with the publication of a paperback supplement. An annual supplement contained those permanent rules, which had appeared in the 4 quarterly supplements covering that year.

Quarterly supplements to the Code were discontinued in January 1984, and replaced by the monthly publication of permanent rules and emergency rules in the *Michigan Register*. Annual supplements have included the full text of those permanent rules that appear in the twelve monthly issues of the *Register* during a given calendar year. Emergency rules published in an issue of the *Register* are noted in the annual supplement to the Code.

SUBSCRIPTIONS AND DISTRIBUTION

The *Michigan Register*, a publication of the State of Michigan, is available for public subscription at a cost of \$400.00 per year. Submit subscription requests to: State Office of Administrative Hearings and Rules, Ottawa Building - Second Floor, 611 W. Ottawa, P.O. Box 30695, Lansing, MI 48933. Checks Payable: State of Michigan. Any questions should be directed to the State Office of Administrative Hearings and Rules (517) 335-2484.

INTERNET ACCESS

The *Michigan Register* can be viewed free of charge on the Internet web site of the State Office of Administrative Hearings and Rules: www.michigan.gov/cis/0,1607,7-154-10576_35738---,00.html

Issue 2000-3 and all subsequent editions of the *Michigan Register* can be viewed on the State Office of Administrative Hearings and Rules Internet web site. The electronic version of the *Register* can be navigated using the blue highlighted links found in the Contents section. Clicking on a highlighted title will take the reader to related text, clicking on a highlighted header above the text will return the reader to the Contents section.

Peter L. Plummer, Executive Director
State Office of Administrative Hearings and Rules

2009 PUBLICATION SCHEDULE

Issue No.	Closing Date for Filing or Submission Of Documents (5 p.m.)	Publication Date
1	January 15, 2009	February 1, 2009
2	February 1, 2009	February 15, 2009
3	February 15, 2009	March 1, 2009
4	March 1, 2009	March 15, 2009
5	March 15, 2009	April 1, 2009
6	April 1, 2009	April 15, 2009
7	April 15, 2009	May 1, 2009
8	May 1, 2009	May 15, 2009
9	May 15, 2009	June 1, 2009
10	June 1, 2009	June 15, 2009
11	June 15, 2009	July 1, 2009
12	July 1, 2009	July 15, 2009
13	July 15, 2009	August 1, 2009
14	August 1, 2009	August 15, 2009
15	August 15, 2009	September 1, 2009
16	September 1, 2009	September 15, 2009
17	September 15, 2009	October 1, 2009
18	October 1, 2009	October 15, 2009
19	October 15, 2009	November 1, 2009
20	November 1, 2009	November 15, 2009
21	November 15, 2009	December 1, 2009
22	December 1, 2009	December 15, 2009
23	December 15, 2009	January 1, 2010
24	January 1, 2010	January 15, 2010

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ADMINISTRATIVE RULES
FILED WITH THE SECRETARY OF STATE

MCL 24.208 states in part:

“Sec. 8. (1) The State Office of Administrative Hearings and Rules shall publish the Michigan register at least once each month. The Michigan register shall contain all of the following:

** * **

(f) Administrative rules filed with the secretary of state.”

ADMINISTRATIVE RULES

2009-003

DEPARTMENT OF COMMUNITY HEALTH

BUREAU OF EPIDEMIOLOGY

DIVISION OF ENVIRONMENTAL HEALTH

REPORTING OF NON-SUICIDAL, NON-MEDICINAL CHEMICAL POISONINGS

Filed with the Secretary of State on July 16, 2009

(By authority conferred on the community public health agency by sections 5111 and 2226 of PA 368 of 1978, as amended, section 8 of PA 312 of 1978, and Executive Reorganization Order No.1996-1, MCL 333.5111, MCL 333.2226, MCL 325.78, MCL 333.2233, MCL 333.2221, and MCL 330.3101.)

February 17, 2009

R 325.71, R 325.72, R 325.74, and R 325.75 of the Michigan Administrative Code are amended as follows:

R 325.71 Definitions.

Rule 1. (1) As used in these rules:

(a) "Chemical" means any substance or mixture of substances composed of chemical elements or obtained by a chemical process.

(b) "Chemical poison" means a substance which, when ingested, inhaled or absorbed, injected into, or developed within the body, causes damage to structure or disturbance of function in the body.

"Chemical poison" includes asphyxiant gases.

(c) "Chemical poisoning report form" means the form used to report the required reportable information for individuals with a chemical poisoning.

(d) "Department" means the Michigan department of community health.

(e) "Health facility" means any facility or agency licensed under article 17 of the public health code, MCL 333.20101 to 333.22260 that provides health care services. "Health facility" includes a hospital, clinical laboratory, surgical outpatient facility, health maintenance organization, nursing home, home for the aged, county medical care facility, ambulance operation, and hospice.

(f) "Local health department" means a public health department established under the provisions of article 24 of the public health code, MCL 333.2401 to 333.2498, to protect the public health and prevent disease within a specific geographic area.

(g) "Non-medicinal" means substances that are not classified as drugs, medicines, or biologicals.

(h) "Non-suicidal" means not associated with an intention to commit self-harm, including suicide.

(i) "Health professional" means a person licensed under article 15 of the public health code, MCL 333.16101 to 333.18838, in medicine, osteopathic medicine, as a physician's assistant, or nurse practitioner.

(j) "Poisoning" means a morbid condition, including death, produced by a poison.

(k) "Protected health information" means any individually identified health information, whether oral or recorded in any form or medium that is created or received by a health care provider, health plan, public health authority, employer, life insurer, school or university, or health care clearinghouse; and, relates to the past, present, or future physical or mental health or condition of an individual; the provision of health care to an individual; or the past, present, or future payment for the provision of health care to an individual.

(l) "Public health investigation" means the collection of medical, epidemiologic, exposure, and other information to determine the magnitude and cause of illness or injury, which is used to determine appropriate actions to prevent or mitigate additional illness or injury.

R 325.72 Reportable information.

Rule 2. (1) Reportable information is specifically related to patients with known or suspected non-suicidal, non-medicinal chemical poisonings.

(2) Clinical laboratory evidence of overexposure to a chemical poison, defined as a laboratory test result outside of that laboratory's reference range, shall be considered evidence of known or suspected chemical poisoning.

(3) The health professional or health facility shall submit its report a format that ensures the inclusion of the information listed under subdivisions (a) to (e) of this subrule as applicable.

(a) All of the following information, with respect to the patient, shall be provided:

(i) Last and first name and middle initial.

(ii) Sex.

(iii) Race, if available.

(iv) Ethnic group, if available.

(v) Birth date or age.

(vi) Residential address.

(vii) Telephone number.

(viii) If the individual is a minor, the name of a parent or guardian.

(ix) If the individual is an adult, the name and address of his or her employer, if available.

(b) If the reporting entity is a health care provider or health facility other than a clinical laboratory, the following diagnostic information shall be provided, in addition to information specified in R 325.72

(3)(a):

(i) The date of diagnosis.

(ii) The diagnosis, including diagnostic code, if available.

(iii) Brief narrative of the poisoning event, including date, location, and type of chemical poison involved, and any other information considered by the health professional/health facility to be related to health of the public.

(iv) Brief narrative of the patient signs and symptoms, clinical findings, results of diagnostic tests, and clinical outcome.

(c) If the reporting entity is a clinical laboratory, the following information shall be provided in addition to information specified in R 325.72 (3)(a):

(i) Name of the clinical test performed.

(ii) Test result including units of measurement.

(iii) Laboratory reference range including units of measurement.

(iv) Date laboratory test was ordered.

(d) Name, address, telephone, and other contact information shall be provided for the reporting health professional. If the reporting entity is a health facility, contact information for the diagnosing/treating/ordering physician shall be provided.

(e) Name, address, telephone and other contact information for the health facility shall be provided if the reporting entity is the facility.

R 325.74 Investigation and quality assurance.

Rule 4. (1) The department or local health department, upon receiving a report under R 325.73, may investigate to determine the accuracy of the report, a patient's source of exposure, and adverse health effects resulting from the exposure.

(2) The department and local public health departments shall collaborate in the development of procedures for processing poisoning reports and conducting follow-up investigations to ensure efficient, non-duplicative, and effective public health response.

(3) Requests for individual medical and epidemiologic information to validate the completeness and accuracy of reporting are specifically authorized.

(4) Copies of protected health information from reported poisoning cases shall be kept in locked file cabinets when not in use. Information stored electronically shall be maintained on a secure server accessible only by department or local health department program staff through password protected user accounts.

(5) Reports may be released to other state, local, or federal agencies for those agencies to administer and enforce provisions of laws or rules to protect individuals from exposure to chemical poisons. Protected health information may be released to other governmental agencies and bona fide agents of the state that comply with the confidentiality requirements of R 325.75.

(6) Confidential information obtained during the public health investigation may be exchanged between the department and the local health department with jurisdiction where the chemical poisoning occurred.

(7) Nothing in this rule shall be construed to relieve or preempt any other entities from investigating hazards associated with chemical poisons under state, federal, or local statutes or regulations.

R 325.75 Confidentiality of reports.

Rule 5. (1) Reports submitted to the department or local health department under R 325.73 are not public records and are exempt from disclosure pursuant to the freedom of information act, section 13 of 1976 PA 442, MCL 15.231.

(2) The department and local health departments shall maintain the confidentiality of all reports and shall not release reports, including protected health information or any information that may be used to directly link the information to a particular individual, except as allowed in R 325.74(5), unless the department or local health department has received written consent from the individual, or from the individual's parent or legal guardian, requesting the release of information.

(3) Medical and epidemiological information that is released to a legislative body shall not contain information that identifies a specific individual. Aggregate epidemiological information concerning the public health, which is released to the public for informational purposes only, shall not contain information that allows individuals to be identified.

**ADMINISTRATIVE RULES
ENROLLED SENATE AND HOUSE BILLS
SIGNED INTO LAW OR VETOED
(2009 SESSION)**

Mich. Const. Art. IV, §33 provides: “Every bill passed by the legislature shall be presented to the governor before it becomes law, and the governor shall have 14 days measured in hours and minutes from the time of presentation in which to consider it. If he approves, he shall within that time sign and file it with the secretary of state and it shall become law . . . If he does not approve, and the legislature has within that time finally adjourned the session at which the bill was passed, it shall not become law. If he disapproves . . . he shall return it within such 14-day period with his objections, to the house in which it originated.”

Mich. Const. Art. IV, §27, further provides: “No act shall take effect until the expiration of 90 days from the end of the session at which it was passed, but the legislature may give immediate effect to acts by a two-thirds vote of the members elected to and serving in each house.”

MCL 24.208 states in part:

“Sec. 8. (1) The State Office of Administrative Hearings and Rules shall publish the Michigan register at least once each month. The Michigan register shall contain all of the following:

* * *

(b) On a cumulative basis, the numbers and subject matter of the enrolled senate and house bills signed into law by the governor during the calendar year and the corresponding public act numbers.

(c) On a cumulative basis, the numbers and subject matter of the enrolled senate and house bills vetoed by the governor during the calendar year.”

**ENROLLED SENATE AND HOUSE BILLS
SIGNED INTO LAW OR VETOED
(2009 SESSION)**

Public Act No.	Enrolled House Bill	Enrolled Senate Bill	I.E. * Yes / No	Governor Approved Date	Filed Date	Effective Date	Subject
1	4239		Yes	3/11	3/11	3/11/09	Employment security; administration; persons to whom agency information may be disclosed and assessment of solvency tax; revise. (Rep. B. Constan)
2		202	Yes	3/26	3/27	3/27/09	Liquor; retail sales; prohibition of ownership or marketing for certain entities; revise and clarify. (Sen. A. Sanborn)
3	4582		Yes	3/31	3/31	3/31/09	Appropriations; supplemental; multidepartment supplemental for 2008-2009 fiscal year; provide for. (Rep. L. Gonzales)
4		190	Yes	4/2	4/2	4/2/09	Communications; video services; dispute resolution process; provide for. (Sen. S. Thomas)
5	4515		Yes	4/6	4/6	4/6/09 #	Michigan business tax; credit; number of credits for certain cell manufacturing facilities; increase. (Rep. D. Slavens)
6		319	Yes	4/6	4/6	4/6/09 #	Michigan business tax; credit; credit available for certain cell manufacturing facilities; increase, and revise composition of review board. (Sen. J. Pappageorge)
7	4258		Yes	4/6	4/7	4/7/09	Appropriations; supplemental; multidepartment supplemental for fiscal year ending September 30, 2009; provide for. (Rep. G. Cushingberry)

* - I.E. means Legislature voted to give the Act immediate effect.

** - Act takes effect on the 91st day after *sine die* adjournment of the Legislature.

*** - See Act for applicable effective date.

+ - Line item veto

- Tie bar

Public Act No.	Enrolled House Bill	Enrolled Senate Bill	I.E. * Yes / No	Governor Approved Date	Filed Date	Effective Date	Subject
8		098	Yes	4/9	4/9	1/1/08 #	Michigan business tax; estimated payments; clarification during transition period for penalties associated with the payment of estimated taxes for the 2008 tax year; provide for. (Sen. J. Pappageorge)
9	4496		Yes	4/9	4/9	1/1/08 #	Michigan business tax; estimated payments; clarification during transition period for penalties associated with the payment of estimated taxes for the 2008 tax year; provide for. (Rep. S. Roberts)
10	4096		Yes	4/9	4/9	4/9/09 #	Criminal procedure; warrants; issuance of certain search warrants; revise. (Rep. R. LeBlanc)
11		188	Yes	4/9	4/9	4/9/09 #	Criminal procedure; warrants; issuance of certain search warrants; revise. (Sen. A. Cropsey)
12		379	Yes	4/9	4/9	4/9/09 #	Financial institutions; loan officers; mortgage loan officer registration; require for consumer financial service companies. (Sen. D. Olshove)
13		380	Yes	4/9	4/9	4/9/09 #	Financial institutions; loan officers; registration of consumer financial services company mortgage loan officers; allow under mortgage brokers, lenders, and servicers licensing act. (Sen. G. Van Woerkom)

* - I.E. means Legislature voted to give the Act immediate effect.

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+ - Line item veto

- Tie bar

Public Act No.	Enrolled House Bill	Enrolled Senate Bill	I.E. * Yes / No	Governor Approved Date	Filed Date	Effective Date	Subject
14		381	Yes	4/9	4/9	4/9/09 #	Financial institutions; loan officers; registration of consumer financial services company mortgage loan officers; allow under secondary mortgage act. (Sen. B. Hardiman)
15		227	Yes	4/9	4/9	4/9/09	Children; guardians; guardianship assistance act; clarify. (Sen. I. Clark-Coleman)
16	4045		Yes	4/9	4/9	4/9/09	Economic development; neighborhood enterprise zones; requirements for filing certain applications for a neighborhood enterprise zone; revise. (Rep. B. Scott)
17	4159		Yes	4/9	4/9	4/9/09	Children; adoption; adoption support subsidy; modify to bring into compliance with federal IV-E standards. (Rep. A. Smith)
18	4668		Yes	4/13	4/13	4/13/09	Employment security; benefits; nonchargeable benefits; modify. (Rep. S. Lindberg)
19		399	Yes	4/13	4/13	4/13/09	Employment security; benefits; provision relating to extended benefits; modify. (Sen. J. Allen)
20	4669		Yes	4/13	4/13	4/13/09	Employment security; benefits; training benefits charged to nonchargeable account; clarify. (Rep. L. Liss)
21		195	Yes	5/5	5/5	5/5/09 #	Local government; financing; investment in certain certificates of deposit; include credit unions. (Sen. T. Stamas)

* - I.E. means Legislature voted to give the Act immediate effect.

** - Act takes effect on the 91st day after *sine die* adjournment of the Legislature.

*** - See Act for applicable effective date.

+ - Line item veto

- Tie bar

Public Act No.	Enrolled House Bill	Enrolled Senate Bill	I.E. * Yes / No	Governor Approved Date	Filed Date	Effective Date	Subject
22	4397		Yes	5/5	5/5	5/5/09 #	Education; financing; investment of certain deposit; include credit unions. (Rep. J. Mayes)
23		322	Yes	5/7	5/7	5/7/09	Appropriations; supplemental; projects administered by departments of natural resources and military affairs; provide funding. (Sen. M. McManus)
24	4309		Yes	5/12	5/12	5/12/09	Appropriations; zero budget; supplemental appropriations; provide for fiscal year 2008-2009. (Rep. G. Cushingberry)
25	4715		Yes	5/12	5/12	5/12/09	State financing and management; funds; investment of money in state lottery fund; modify. (Rep. B. Johnson)
26		466	Yes	5/12	5/12	5/12/09	Michigan business tax; credit; number of credits available for certain cell manufacturing facilities and cap on credit for certain research and development expenses; increase. (Sen. W. Kuipers)
27		145	Yes	5/20	5/21	7/1/09 #	Criminal procedure; sentencing; restitution to include recovery for replacement value if fair market value is impractical or impossible to ascertain; allow. (Sen. J. Barcia)
28		146	Yes	5/20	5/21	7/1/09 #	Crime victims; restitution; recovery for replacement value if fair market value is impossible or impractical to ascertain; allow. (Sen. A. Cropsey)

* - I.E. means Legislature voted to give the Act immediate effect.

** - Act takes effect on the 91st day after *sine die* adjournment of the Legislature.

*** - See Act for applicable effective date.

+ - Line item veto

- Tie bar

Public Act No.	Enrolled House Bill	Enrolled Senate Bill	I.E. * Yes / No	Governor Approved Date	Filed Date	Effective Date	Subject
29	4453		Yes	5/20	5/21	7/5/09 #	Civil procedure; foreclosure; foreclosure by advertisement; prohibit unless requirements of mortgage negotiation program have been completed. (Rep. S. Jackson)
30	4454		Yes	5/20	5/21	7/5/09 #	Civil procedure; foreclosure; negotiation program for mortgages of certain residential property that are in default; create. (Rep. A. Coulouris)
31	4455		Yes	5/20	5/21	7/5/09 #	Civil procedure; foreclosure; foreclosure by advertisement; prohibit if borrower qualifies for modification of mortgage loan. (Rep. B. Johnson)
32	4781		Yes	6/4	6/4	12/1/09 #	Trade; vehicles; recreational vehicle dealers; allow separate licensure as dealers under Michigan vehicle code. (Rep. J. Sheltrown)
33		363	Yes	6/4	6/4	12/1/09 #	Trade; vehicles; recreational vehicle manufacturers, wholesalers, warrantors, and dealers; regulate. (Sen. J. Allen)
34		409	Yes	6/4	6/4	6/4/09	Natural resources; fishing; period of validity of licenses; allow natural resources commission to modify. (Sen. J. Barcia)
35	4145		Yes	6/4	6/4	6/4/09	Natural resources; inland lakes; establishment of special rules on lakes; repeal sunset. (Rep. G. Hansen)

* - I.E. means Legislature voted to give the Act immediate effect.

** - Act takes effect on the 91st day after *sine die* adjournment of the Legislature.

*** - See Act for applicable effective date.

+ - Line item veto

- Tie bar

Public Act No.	Enrolled House Bill	Enrolled Senate Bill	I.E. * Yes / No	Governor Approved Date	Filed Date	Effective Date	Subject
36		010	Yes	6/4	6/4	6/4/09	Natural resources; wildlife; taking of raptors for falconry; require department to issue an order establishing season. (Sen. R. Richardville)
37	4224		Yes	6/4	6/4	6/4/09	Traffic control; traffic regulation; prohibition for a truck trailer to tow both a slasher and saw unit; eliminate. (Rep. K. Ebli)
38	4308		Yes	6/9	6/9	6/9/09	Appropriations; zero budget; supplemental appropriations; provide for fiscal year 2008-2009. (Rep. G. Cushingberry)
39	4830		Yes	6/12	6/12	6/12/09	Counties; boards and commissions; powers and duties of county road commissioners; allow to be reorganized by charter counties under certain circumstances. (Rep. F. Miller)
40		096	Yes	6/18	6/18	6/18/09	Occupations; individual licensing and regulation; rules for certain educational programs; allow adoption by the department. (Sen. P. Birkholz)
41		108	Yes	6/18	6/18	6/18/09	Gaming; bingo and charitable gaming; eligibility for charitable gaming licenses; expand to include an auxiliary of a national veterans' organization. (Sen. R. Kahn)
42		383	Yes	6/18	6/18	4/1/10 #	Probate; trusts; conflicts between chapter 81 of the revised statutes of 1846 and the Michigan trust code; resolve. (Sen. W. Kuipers)

* - I.E. means Legislature voted to give the Act immediate effect.

** - Act takes effect on the 91st day after *sine die* adjournment of the Legislature.

*** - See Act for applicable effective date.

+ - Line item veto

- Tie bar

Public Act No.	Enrolled House Bill	Enrolled Senate Bill	I.E. * Yes / No	Governor Approved Date	Filed Date	Effective Date	Subject
43		384	Yes	6/18	6/18	4/1/10 #	Probate; trusts; conflicts between chapter 63 of the revised statutes of 1846 and the Michigan trust code; resolve. (Sen. W. Kuipers)
44		385	Yes	6/18	6/18	4/1/10 #	Probate; trusts; Michigan uniform fraudulent transfer act; amend to conform to Michigan trust code. (Sen. H. Clarke)
45		386	Yes	6/18	6/18	4/1/10 #	Probate; trusts; powers of appointment act of 1967; amend to conform to Michigan trust code. (Sen. W. Kuipers)
46		387	Yes	6/18	6/18	4/1/10 #	Probate; trusts; Michigan trust code; enact. (Sen. A. Cropsey)
47	4286		Yes	6/18	6/18	6/18/09	Natural resources; hunting; promotion of; provide for on department of natural resources controlled land. (Rep. J. Nerat)
48		432	Yes	6/18	6/18	6/18/09	Liquor; licenses; license to serve alcohol on certain premises of Wayne state university; allow under certain circumstances. (Sen. H. Clarke)
49	4479		Yes	6/18	6/18	6/18/09	Property tax; other; county board of commissioners meeting in October; revise meeting date. (Rep. V. Barnett)
50		416	Yes	6/18	6/18	6/18/09	State financing and management; bonds; interest rates for school loans; revise. (Sen. M. Switalski)

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** - Act takes effect on the 91st day after *sine die* adjournment of the Legislature.

*** - See Act for applicable effective date.

+ - Line item veto

- Tie bar

Public Act No.	Enrolled House Bill	Enrolled Senate Bill	I.E. * Yes / No	Governor Approved Date	Filed Date	Effective Date	Subject
51		280	Yes	6/23	6/23	9/21/09 #	Natural resources; nonnative species; restricted and prohibited species lists; revise. (Sen. G. Van Woerkom)
52	4579		Yes	6/23	6/23	9/21/09 #	Natural resources; nonnative species; restricted and prohibited species lists; authorize departments of agriculture and natural resources to revise, and make sanctions applicable to additional species. (Rep. R. Warren)
53	4930		Yes	6/23	6/23	6/11/09	Sales tax; exemptions; tax incentive for sale of aircraft and aircraft components manufactured in Michigan; provide for. (Rep. K. Segal)
54		624	Yes	6/23	6/23	6/11/09	Use tax; exemptions; tax incentive for sale of aircraft and aircraft components manufactured in Michigan; provide for. (Sen. J. Allen)
55		151	Yes	6/25	6/25	6/25/09	Occupations; physical therapists; licensure for physical therapist assistants; provide for and provide general amendments. (Sen. B. Patterson)
56		264	Yes	6/25	6/26	1/1/10	Tobacco; fire safety; fire-safe cigarettes; require. (Sen. T. Hunter)
57	4450		Yes	6/25	6/26	6/26/09	Vehicles; equipment; child restraint safety seat; require to be in rear seat if vehicle has rear seat, and remove nursing child exemption. (Rep. L. DeShazor)

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*** - See Act for applicable effective date.

+ - Line item veto

- Tie bar

Public Act No.	Enrolled House Bill	Enrolled Senate Bill	I.E. * Yes / No	Governor Approved Date	Filed Date	Effective Date	Subject
58	4749		Yes	7/1	7/2	7/2/09	Financial institutions; savings banks; time period for writing off certain bad debt; modify. (Rep. E. Clemente)
59	4743		Yes	7/1	7/2	7/2/09	Financial institutions; banks; time period for writing off certain bad debt; modify. (Rep. D. Booher)
60		586	Yes	7/1	7/2	7/2/09 #	State financing and management; funds; health and safety fund; modify to fund a regional convention facility. (Sen. T. Stamas)
61		587	Yes	7/1	7/2	7/2/09 #	Taxation; hotel-motel tax; state convention facilities development act; modify to fund a regional convention facility. (Sen. J. Allen)
62		588	Yes	7/1	7/2	7/2/09 #	State financing and management; funds; 21st century jobs trust fund; allow certain amount to be appropriated to a regional convention facility authority. (Sen. M. Jansen)
63	4998		Yes	7/1	7/2	7/2/09 #	Economic development; other; regional convention facility authority act; clarify leasing authority. (Rep. S. Jackson)
64	4310		Yes	7/1	7/2	7/2/09	Appropriations; zero budget; supplemental appropriations; provide for fiscal year 2008-2009. (Rep. G. Cushingberry)
65	4897		Yes	7/1	7/2	7/2/09	Natural resources; hunting; use of hunter orange; modify. (Rep. J. Sheltroun)

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*** - See Act for applicable effective date.

+ - Line item veto

- Tie bar

Public Act No.	Enrolled House Bill	Enrolled Senate Bill	I.E. * Yes / No	Governor Approved Date	Filed Date	Effective Date	Subject
66	4166		Yes	7/9	7/9	7/9/09 #	Consumer credit; other; tax refund anticipation loans; require disclosures and create penalties. (Rep. R. Tlaib)
67	4607		Yes	7/9	7/9	7/9/09 #	Consumer credit; other; tax refund anticipation loans; prohibit certain practices and create remedies and penalties. (Rep. B. Johnson)
68	4184		Yes	7/9	7/9	7/9/09	Counties; other; uniform system of accounting and reporting; modify. (Rep. R. Ball)
69		349	Yes	7/9	7/9	7/9/09	Natural resources; fishing; limit on amount of discount on price of license; remove. (Sen. J. Barcia)
70		483	Yes	7/9	7/9	7/9/09	Natural resources; hunting; participation license for bear and bobcat hunting when using dogs during hunt; clarify. (Sen. J. Allen)
71		490	Yes	7/9	7/9	7/9/09	Highways; bridges; self-insured program for Mackinac bridge authority; create. (Sen. J. Gilbert)
72		596	Yes	7/9	7/9	7/9/09	Property; conveyances; Upper Peninsula state fairgrounds; provide for conveyance. (Sen. M. Prusi)
73	4721		Yes	7/9	7/9	7/9/09	Appropriations; supplemental; multisection school aid supplemental for 2008-2009; provide for. (Rep. T. Brown)
74	4053		Yes	7/28	7/29	7/29/09	Highways; name; renaming a portion of M-188; designate as the "Elgie G. Hanna Memorial Highway". (Rep. M. Simpson)

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*** - See Act for applicable effective date.

+ - Line item veto

- Tie bar

Public Act No.	Enrolled House Bill	Enrolled Senate Bill	I.E. * Yes / No	Governor Approved Date	Filed Date	Effective Date	Subject
75		462	Yes	7/28	7/29	7/31/09 #	Financial institutions; loan officers; mortgage loan officer licensing; adopt statute that complies with federal SAFE act requirements. (Sen. R. Richardville)
76		463	Yes	7/28	7/29	7/31/09 #	Financial institutions; mortgage brokers and lenders; mortgage brokers, lenders, and servicers licensing act; amend to comply with federal SAFE act requirements. (Sen. T. Stamas)
77		464	Yes	7/28	7/29	7/31/09 #	Financial institutions; mortgage brokers and lenders; secondary mortgage loan act; amend to comply with federal SAFE act requirements. (Sen. D. Olshove)
78		465	Yes	7/28	7/29	7/31/09 #	Financial institutions; other; consumer financial services act; amend to comply with federal SAFE act requirements. (Sen. A. Sanborn)

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** - Act takes effect on the 91st day after *sine die* adjournment of the Legislature.

*** - See Act for applicable effective date.

+ - Line item veto

- Tie bar

**MICHIGAN ADMINISTRATIVE CODE TABLE
(2009 SESSION)**

MCL 24.208 states in part:

“Sec. 8. (1) The State Office of Administrative Hearings and Rules shall publish the Michigan register at least once each month. The Michigan register shall contain all of the following:

* * *

(i) Other official information considered necessary or appropriate by the State Office of Administrative Hearings and Rules.”

The following table cites administrative rules promulgated during the year 2000, and indicates the effect of these rules on the Michigan Administrative Code (1979 ed.).

**MICHIGAN ADMINISTRATIVE CODE TABLE
(2009 RULE FILINGS)**

R Number	Action	2009 MR Issue	R Number	Action	2009 MR Issue	R Number	Action	2009 MR Issue
28.5001	R	12	28.5208	*	12	29.501	A	11
28.5002	R	12	28.5209	*	12	29.501a	A	11
28.5003	R	12	28.5210	R	12	29.502	A	11
28.5004	R	12	28.5211	R	12	29.502a	A	11
28.5005	R	12	28.5212	R	12	29.502b	A	11
28.5006	R	12	28.5213	R	12	29.503	A	11
28.5007	R	12	28.5214	R	12	29.504	A	11
28.5008	R	12	28.5301	R	12	29.505	A	11
28.5009	R	12	28.5302	R	12	29.506	A	11
28.5010	R	12	28.5303	R	12	29.506a	A	11
28.5011	R	12	28.5304	R	12	29.507	A	11
28.5017	R	12	28.5305	R	12	29.507a	A	11
28.5018	R	12	28.5306	R	12	29.508	A	11
28.5101	*	12	28.5307	R	12	29.509	A	11
28.5102	R	12	28.5308	R	12	29.510	A	11
28.5103	R	12	28.5309	R	12	35.651	R	9
28.5104	R	12	28.5310	R	12	35.652	R	9
28.5105	R	12	28.5311	R	12	35.652a	R	9
28.5106	R	12	28.5312	R	12	35.653	R	9
28.5107	R	12	28.5313	R	12	35.654	R	9
28.5108	R	12	28.5314	R	12	38.1201	R	10
28.5109	R	12	28.5315	R	12	38.1203	R	10
28.5110	R	12	28.5316	R	12	38.1204	R	10
28.5111	R	12	28.5317	R	12	38.1207	R	10
28.5112	R	12	28.5318	R	12	38.1371	A	10
28.5113	R	12	28.5319	R	12	38.1372	A	10
28.5114	R	12	28.5401	*	12	38.1373	A	10
28.5115	R	12	28.5402	*	12	38.1374	A	10
28.5116	R	12	28.5403	R	12	38.1375	A	10
28.5117	R	12	28.5404	*	12	38.1376	A	10
28.5118	R	12	28.5405	R	12	38.1377	A	10
28.5119	R	12	28.5406	R	12	38.1378	A	10
28.5120	R	12	28.5407	R	12	38.1379	A	10
28.5201	*	12	28.5408	R	12	38.1380	A	10
28.5202	*	12	28.5409	R	12	38.1381	A	10
28.5203	R	12	28.5410	R	12	38.1382	A	10
28.5204	R	12	28.5411	R	12	38.1383	A	10
28.5205	R	12	28.5412	R	12	38.1384	A	10
28.5206	R	12	28.5413	R	12	38.1385	A	10
28.5207	R	12	28.5414	*	12	38.1386	A	10

(* Amendment to Rule, A Added Rule, N New Rule, R Rescinded Rule)

2009 MR 14 – August 15, 2009

R Number	Action	2009 MR Issue	R Number	Action	2009 MR Issue	R Number	Action	2009 MR Issue
38.1671	A	11	209.24	*	4	285.561.1	*	10
38.1672	A	11	209.25	*	4	285.561.2	*	10
38.1673	A	11	209.26	*	4	285.561.3	*	10
38.1674	A	11	209.28	*	4	285.561.4	*	10
38.1675	A	11	209.31	A	4	285.561.5	*	10
38.1676	A	11	209.32	A	4	285.561.6	*	10
38.1677	A	11	209.33	A	4	285.561.7	*	10
38.1678	A	11	209.34	A	4	285.561.8	*	10
38.1679	A	11	209.35	R	4	285.561.9	*	10
38.1680	A	11	209.36	R	4	285.561.10	*	10
38.1681	A	11	209.37	A	4	299.1021	*	7
38.1682	A	11	209.38	A	4	299.1022	*	7
38.1683	A	11	209.41	*	4	299.1023	*	7
38.1684	A	11	209.42	*	4	299.1024	*	7
38.1685	A	11	209.43	*	4	299.1025	*	7
38.1686	A	11	209.44	*	4	299.1026	*	7
125.190	*	8	209.51	*	4	299.1027	*	7
125.191	*	8	209.52	*	4	299.1028	*	7
125.192	*	8	209.53	*	4	322.55.1	A	9
125.193	*	8	209.54	*	4	325.71	*	14
125.194	*	8	209.55	*	4	325.72	*	14
125.195	*	8	209.56	*	4	325.73	*	14
125.196	*	8	209.61	R	4	325.74	*	14
125.197	*	8	209.62	R	4	325.161	*	5
125.198	A	8	209.63	A	4	325.163	*	5
209.1	*	4	209.64	A	4	325.165	*	5
209.3	R	4	209.65	A	4	325.166	*	5
209.5	R	4	209.66	A	4	325.168	*	5
209.7	*	4	209.67	A	4	330.7001	*	7
209.8	*	4	209.68	A	4	330.7199	*	7
209.11	R	4	209.71	R	4	330.7243	*	7
209.13	*	4	209.72	R	4	333.101	A	6
209.14	R	4	209.73	R	4	333.103	A	6
209.15	R	4	209.74	R	4	333.105	A	6
209.16	*	4	209.75	R	4	333.107	A	6
209.17	R	4	209.76	A	4	333.109	A	6
209.18	R	4	209.81	A	4	333.111	A	6
209.19	*	4	209.91	A	4	333.113	A	6
209.21	R	4	209.101	A	4	333.115	A	6
209.23	R	4	209.111	A	4	333.117	A	6

(* Amendment to Rule, A Added Rule, N New Rule, R Rescinded Rule)

2009 MR 14 – August 15, 2009

R Number	Action	2009 MR Issue	R Number	Action	2009 MR Issue	R Number	Action	2009 MR Issue
333.119	A	6	339.202	*	9	339.253	*	9
333.121	A	6	339.202a	A	9	339.255	*	9
333.123	A	6	339.203	*	9	339.257	*	9
333.125	A	6	339.203a	A	9	339.259	*	9
333.127	A	6	339.203b	A	9	339.261	*	9
333.129	A	6	339.203c	A	9	339.265	*	9
333.131	A	6	339.203d	A	9	339.267	*	9
333.133	A	6	339.204	*	9	339.269	*	9
336.1801	*	10	339.205	*	9	339.271	A	9
336.1802a	*	10	339.205a	A	9	339.303	*	9
336.1803	*	10	339.206	*	9	339.403	*	9
336.1821	*	10	339.206a	A	9	340.1721a	A	7
336.1822	*	10	339.207	*	9	340.1721e	A	7
336.1823	*	10	339.210	A	9	340.1851	A	7
336.1830	*	10	339.211	*	9	340.1852	A	7
336.1831	*	10	339.213	*	9	340.1853	A	7
336.1832	*	10	339.215	*	9	340.1854	A	7
336.1833	*	10	339.217	*	9	340.1855	A	7
338.2511	A	9	339.219	*	9	390.1901	A	9
338.7001	*	9	339.221	R	9	390.1902	A	9
338.7001a	A	9	339.223	*	9	390.1903	A	9
338.7002	*	9	339.223a	A	9	390.1904	A	9
338.7003	A	9	339.225	*	9	390.1905	A	9
338.7101	*	9	339.226	A	9	390.1906	A	9
338.7102	*	9	339.229	*	9	390.1907	A	9
338.7103	*	9	339.230	A	9	390.1908	A	9
338.7104	*	9	339.231	*	9	397.01	A	6
338.7105	*	9	339.232	A	9	397.02	A	6
338.7107	*	9	339.233	*	9	397.03	A	6
338.7107a	A	9	339.234	A	9	397.04	A	6
338.7107b	A	9	339.234a	A	9	397.05	A	6
338.7108	R	9	339.235	*	9	397.21	A	6
338.7110	*	9	339.235a	A	9	397.22	A	6
338.7111	A	9	339.237	*	9	397.31	A	6
338.7112	A	9	339.243	*	9	397.41	A	6
338.7114	A	9	339.245	*	9	397.42	A	6
338.7113	A	9	339.246	A	9	397.43	A	6
339.101	*	9	339.246a	A	9	397.44	A	6
339.103	A	9	339.249	*	9	397.45	A	6
339.201	*	9	339.251	*	9	397.46	A	6

(* Amendment to Rule, A Added Rule, N New Rule, R Rescinded Rule)

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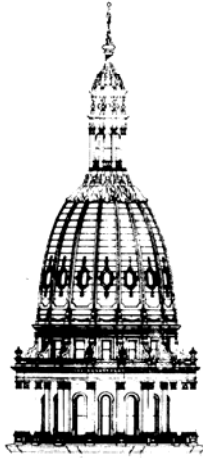
R Number	Action	2009 MR Issue	R Number	Action	2009 MR Issue	R Number	Action	2009 MR Issue
397.51	A	6	400.11119	*	7	400.11413	A	7
397.61	A	6	400.11121	*	7	408.4012	*	10
397.62	A	6	400.11122	A	7	408.4024	*	10
397.71	A	6	400.11123	*	7	408.4025	*	10
397.72	A	6	400.11125	*	7	408.4026	*	10
397.81	A	6	400.11127	*	7	408.4027	*	10
397.82	A	6	400.11131	*	7	408.4031	*	10
397.83	A	6	400.11133	*	7	408.4032	*	10
397.84	A	6	400.11135	R	7	408.4033	*	10
397.85	A	6	400.11137	R	7	408.4038	*	10
397.91	A	6	400.11139	R	7	408.4047	*	10
397.92	A	6	400.11141	R	7	408.4057	*	10
400.1901	*	7	400.11143	*	7	408.4058	*	10
400.1902	*	7	400.11145	*	7	408.4087	*	10
400.1903	*	7	400.11146	A	7	408.4109	*	10
400.1904	*	7	400.11147	*	7	408.4114	*	10
400.1905	*	7	400.11149	*	7	408.4121	*	10
400.1907	*	7	400.11201	*	7	408.4127	*	10
400.1914	*	7	400.11203	*	7	408.4171	*	10
400.1915	*	7	400.11205	*	7	408.4186	R	10
400.1916	*	7	400.11207	*	7	408.4193	*	10
400.1917	*	7	400.11208	A	7	408.4195	*	10
400.1921	*	7	400.11209	*	7	408.4197	*	10
400.1931	*	7	400.11211	*	7	408.4507	*	10
400.1932	*	7	400.11213	*	7	408.4701	*	10
400.1934	*	7	400.11215	*	7	408.10122	*	10
400.1941	*	7	400.11217	*	7	408.10123	*	10
400.1942	*	7	400.11219	*	7	408.10126	*	10
400.1943	*	7	400.11221	*	7	408.10127	*	10
400.1944	*	7	400.11224	A	7	408.10128	*	10
400.1951	*	7	400.11227	*	7	408.10129	*	10
400.1952	*	7	400.11302	A	7	408.10142	*	10
400.11101	*	7	400.11305	R	7	408.10143	*	10
400.11102	*	7	400.11319	*	7	408.10155	*	10
400.11103	*	7	400.11401	A	7	408.42901	A	6
400.11105	*	7	400.11403	A	7	408.42904	A	6
400.11106	*	7	400.11405	A	7	408.42907	A	6
400.11109	*	7	400.11407	A	7	408.42910	A	6
400.11113	*	7	400.11409	A	7	408.42913	A	6
400.11115	*	7	400.11411	A	7	408.42916	A	6

(* Amendment to Rule, A Added Rule, N New Rule, R Rescinded Rule)

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R Number	Action	2009 MR Issue	R Number	Action	2009 MR Issue	R Number	Action	2009 MR Issue
408.42919	A	6	460.488	R	10	460.20604	*	8
408.42922	A	6	460.489	R	10	460.20605	*	8
408.42925	A	6	460.601a	A	10	460.20606	*	8
408.42928	A	6	460.601b	A	10			
408.42931	A	6	460.602	A	10			
408.42934	A	6	460.604	A	10			
408.42937	A	6	460.606	A	10			
408.42940	A	6	460.608	A	10			
408.42943	A	6	460.610	A	10			
418.10107	*	12	460.612	A	10			
418.10109	*	12	460.615	A	10			
418.10212	*	12	460.618	A	10			
418.10213	R	12	460.620	A	10			
418.10214	*	12	460.622	A	10			
418.10905	*	12	460.624	A	10			
418.10117	*	12	460.626	A	10			
418.101002a	*	12	460.628	A	10			
418.101003	*	12	460.640	A	10			
418.101006	*	12	460.642	A	10			
418.101016	*	12	460.644	A	10			
418.101504	R	12	460.646	A	10			
431.1245	*	9	460.648	A	10			
431.3055	*	9	460.650	A	10			
431.3075	*	9	460.652	A	10			
431.3295	*	9	460.654	A	10			
431.1301	*	4	460.656	A	10			
431.3090	*	4	460.20101	*	8			
431.4205	*	4	460.20302	*	8			
432.5	*	5	460.20304	*	8			
432.16	*	5	460.20309	*	8			
432.18	*	5	460.20320	R	8			
436.1409	R	12	460.20321	R	8			
436.1411	R	12	460.20326	*	8			
460.481	R	10	460.20402	*	8			
460.482	R	10	460.20405	*	8			
460.483	R	10	460.20407	*	8			
460.484	R	10	460.20408	*	8			
460.485	R	10	460.20425	*	8			
460.486	R	10	460.20430	*	8			
460.487	R	10	460.20602	*	8			

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