

No. 35
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House of Representatives
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House Chamber, Lansing, Tuesday, April 26, 2011.

1:30 p.m.

The House was called to order by the Speaker.

The roll was called by the Clerk of the House of Representatives, who announced that a quorum was present.

Agema—present	Gilbert—present	Lipton—present	Pscholka—present
Ananich—present	Glardon—present	Liss—present	Rendon—present
Barnett—present	Goike—present	Lori—present	Rogers—present
Bauer—present	Haines—present	Lund—present	Rutledge—excused
Bledsoe—present	Hammel—present	Lyons—present	Santana—present
Bolger—present	Haugh—present	MacGregor—present	Schmidt, R.—present
Brown—present	Haveman—present	MacMaster—present	Schmidt, W.—present
Brunner—present	Heise—present	McBroom—present	Scott—present
Bumstead—present	Hobbs—present	McCann—present	Segal—present
Byrum—present	Hooker—present	McMillin—present	Shaughnessy—present
Callton—present	Horn—present	Meadows—present	Shirkey—present
Cavanagh—present	Hovey-Wright—present	Melton—present	Slavens—present
Clemente—present	Howze—present	Moss—present	Smiley—present
Constan—present	Hughes—present	Muxlow—present	Somerville—present
Cotter—present	Huuki—present	Nathan—present	Stallworth—present
Crawford—present	Irwin—present	Nesbitt—present	Stamas—present
Daley—present	Jackson—present	O’Brien—present	Stanley—present
Damrow—present	Jacobsen—present	Oakes—present	Stapleton—present
Darany—present	Jenkins—present	Olson—present	Switalski—present
Denby—present	Johnson—present	Olumba—present	Talabi—present
Dillon—present	Kandrevas—present	Opsommer—present	Tlaib—excused
Durhal—present	Knollenberg—present	Ouimet—present	Townsend—present
Farrington—present	Kowall—present	Outman—present	Tyler—present
Forlini—present	Kurtz—present	Pettalia—present	Walsh—present
Foster—present	LaFontaine—present	Poleski—present	Womack—present
Franz—present	Lane—present	Potvin—present	Yonker—present
Geiss—present	LeBlanc—present	Price—present	Zorn—present
Genetski—present	Lindberg—present		

e/d/s = entered during session

Rev. Dr. Nana Kratochvil, from Muskegon, offered the following invocation:

“Spirit of Life and Love, God of Many Names and Many Nations, we invite Your presence among us today.

We give thanks for this day, yea, even for the rain that replenishes our sinking water table. We give thanks for this Earth upon which we live—this fertile, beautiful Earth whose bounty supports us. We give thanks for those people who live, love and work here in this most beautiful of states—Michigan.

Be with us, we pray, as we gather to craft the laws that will best serve our state. Be with us, we pray, as we confer with each other to write these laws.

Guide our hearts that we may be gentle with each other, even as we are true to our best selves.

Guide our minds that we may together find that which will best serve all our people.

For our great state of Michigan includes people from the northern coast of the Upper Peninsula to the Indiana State line, and from Lake Michigan to the bridge into Canada.

Our people are many colors and many faiths, they are old and young, they are very wealthy, and they are, far too many of them, very poor. And we must serve them all.

It is a difficult task, O Spirit. We have differing ideas of how best to accomplish it. Be with us as we wrestle with a difficult economy and many needs. Be with us as we struggle to find the best path forward. Help us always to remember that we are called to serve all of our people.

And help us as we plan for the future. Our state is suffering from the loss of many jobs. Our state is suffering from the loss of money to fully fund our schools, even as we tell each other that education is absolutely necessary to lift our economy into health again. Help us find a way when there seems to be no way to educate our young people to their full potential.

God of Love and Justice be with us on this day, and on the days that follow. Be with us when we are weary of talking and weary of each other. Remind us that kindness is never wasted, and that Love wins more hearts than fear.

We ask these things in the Name of All that is Holy.

Shalom and Salaam,

Blessed Be and Amen.”

Rep. Segal moved that Reps. Rutledge and Tlaib be excused from today’s session.

The motion prevailed.

Motions and Resolutions

Reps. Hammel, Haugh, Segal, Tlaib, Scott, Townsend, Meadows, Oakes, Byrum, Switalski, Brown, Ananich and Cavanagh offered the following resolution:

House Resolution No. 61.

A resolution to declare May 1, 2011, as Law Day in the state of Michigan.

Whereas, Our legal institutions and system of justice depend on popular participation and support to maintain legitimate authority; and

Whereas, Americans from all walks of life, public figures and private individuals alike, have reaffirmed in words and deeds our national allegiance to the rule of law; and

Whereas, Lawyers and judges recognize that they bear a special responsibility to foster public understanding of law and legal institutions and commitment to the rule of law; and

Whereas, Law Day has been an annual observance since President Dwight Eisenhower established it in 1958 as ‘a day of national dedication to the principle of government under law’; and

Whereas, Law Day 2011 provides us with an opportunity to understand and appreciate the emerging challenges that confront our world—and the law—in the 21st century, while reaffirming enduring legal traditions; now, therefore, be it

Resolved by the House of Representatives, That the members of this legislative body declare May 1, 2011, as Law Day in the state of Michigan; and be it further

Resolved, That the citizens, schools, businesses, media, religious institutions, civic, and service organizations of the state of Michigan are encouraged to use this occasion to commemorate Law Day.

The question being on the adoption of the resolution,

The resolution was adopted.

Reps. Forlini, Haugh, Callton, Muxlow, Goike, LaFontaine, Pettalia, Lane, Townsend, Horn, Pscholka, Foster, Kurtz, Damrow, Poleski, Shaughnessy, Lund, Hughes, Huuki, LeBlanc, Liss and Tyler offered the following resolution:

House Resolution No. 62.

A resolution to memorialize the Congress of the United States to abolish the National Flood Insurance Program.

Whereas, Under the National Flood Insurance Program, most property owners must purchase flood insurance if their property is located within a mapped floodplain; and

Whereas, The Federal Emergency Management Agency (FEMA) has recently revised existing floodplain maps in Michigan that, in many cases, have increased the amount of land within the floodplain without adequate explanation of perceived additional flood risk. Flood insurance for buildings within redrawn areas is a significant added expense. These revisions amount to a penalty that will be felt far into the future, especially as the market value of impacted properties suffers needlessly; and

Whereas, The revised maps exacerbate disparities between the premiums paid by Michigan residents relative to claims received. Michigan residents have paid nearly five times as much in flood insurance premiums than they have received back in claims over the last 30 years. The remaining funds from these premiums goes to subsidize flood insurance claims in higher risk areas of the country; and

Whereas, The National Flood Insurance Program is operated without transparency to the public in rate-setting methods. Rebuilding within a floodplain has continued in higher risk areas of the country where multiple recent flood events have occurred, contributing to the \$20 billion in debt of the National Flood Insurance Program. Rebuilding in very high risk areas would be avoided if flood insurance was set at actuarially sound rates; and

Whereas, The National Flood Insurance Program is fundamentally flawed and unfair. Year after year, the program takes money from property owners in most states and uses that money to rebuild in only a few states. Congresswoman Candice Miller has introduced legislation (H.R. 435) to eliminate the National Flood Insurance Program in 2013 and to authorize states to work together to provide flood insurance as they deem appropriate; now, therefore, be it

Resolved by the House of Representatives, That we memorialize the Congress of the United States to abolish the National Flood Insurance Program; and be it further

Resolved, That copies of this resolution be transmitted to the President of the United States Senate, the Speaker of the United States House of Representatives, and the members of the Michigan congressional delegation.

The resolution was referred to the Committee on Insurance.

Reps. Daley, Irwin, Barnett, Constan, Denby, Heise, Huuki, LeBlanc, Liss, Slavens and Tyler offered the following resolution:

House Resolution No. 63.

A resolution to declare April 2011 as Donate Life Month in the state of Michigan.

Whereas, Many Michigan residents have saved the lives of others and given them new beginnings by donating an organ; and

Whereas, There are currently about 3,000 people in the state of Michigan waiting courageously to receive an organ donation; and

Whereas, Less than one-third of the state's adult population has registered with the Michigan Organ Donor Registry; and

Whereas, It is imperative that all citizens are aware of the opportunity to save and enhance the lives of others through organ donation and transplantation; and

Whereas, It is possible to transplant approximately 25 different organs and tissues, including liver, bone, bone marrow, cartilage, cornea, hearts, kidney, lung, and pancreas; and

Whereas, Organ and tissue donation from one individual can save or enhance the lives of up to fifty people; and

Whereas, Families receive comfort in their grief knowing that through organ donation, another person's life has been saved; and

Whereas, Those who choose to donate set an example of undeniable generosity and compassion and this reflects the character of these individuals whose choice saves the lives of others; now, therefore, be it

Resolved by the House of Representatives, That the members of this legislative body declare April 2011 as Donate Life Month in the state of Michigan.

The question being on the adoption of the resolution,

The resolution was adopted.

Reps. Segal, Barnett, Brown, Constan, Darany, Denby, Heise, LeBlanc, Liss, McCann, Slavens and Switalski offered the following resolution:

House Resolution No. 64.

A resolution to declare April 30, 2011, as Prescription Drug Take Back Day in the state of Michigan.

Whereas, The abuse of prescription drugs is the fastest-growing drug problem in the United States and has become increasingly prevalent among teens and young adults. Abuse of prescription pain killers now ranks second, only behind marijuana, as the nation's most prevalent illegal drug problem; and

Whereas, Many Americans benefit from the appropriate use of prescription pain killers, but when abused, they can be as addictive and dangerous as illegal drugs; and

Whereas, Teens are turning away from street drugs and using prescription drugs to get high. After marijuana, the most common drugs teens are abusing are prescription medications; and

Whereas, Too many teens believe the myth that these drugs provide a medically safe high. The majority of teens get prescription drugs easily and for free, often from friends or relatives; and

Whereas, Improperly disposed of medications are a risk to the environment. Water treatment and waste facilities are not equipped to prevent these pollutants from entering the environment. Our rivers, streams, ground water, coastal marine environments, and drinking water sources are all at risk; and

Whereas, Prescription drug abuse poses a unique challenge because of the need to balance prevention, education, and enforcement with the need for legitimate access; now, therefore, be it

Resolved by the Michigan House of Representatives, That the members of this legislative body declare April 30, 2011, as Prescription Drug Take Back Day in the state of Michigan. Our residents can dispose of unused medications in ways that are safe, legal and environmentally friendly. We urge all citizens to recognize the full risk of prescription drug abuse and improper disposal and encourage communities, businesses, and families to take part in reducing prescription drug abuse through education and proper disposal.

The question being on the adoption of the resolution,

The resolution was adopted.

Reps. Switalski, Brown, Constan, Heise, LeBlanc, Liss and Slavens offered the following resolution:

House Resolution No. 65.

A resolution to declare the week of April 18-24, 2011, as Screen-Free Week in the state of Michigan.

Whereas, Screen-Free Week is an enjoyable and innovative way to improve children's well-being by reducing dependence on entertainment screen media, including television, video games, computers, and hand-held devices, thus offering time for children to go outside, read, daydream, create, explore, and spend more time with family and friends; and

Whereas, Preschool children spend an average of 32 hours a week with screen media; and

Whereas, School-age children exposed to excessive screen time may also suffer the effects of childhood obesity, sleep disturbances, attention span issues, increased psychological difficulties, negative attitudes toward school, long-term academic failure, poor homework completion, less healthy dietary habits, less physical activity, and fewer family meals; and

Whereas, The American Academy of Pediatrics recommends no screen time for children under 2 and less than 2 hours per day for older children; and

Whereas, Increased screen time for toddlers leaves less time for engagement in creative play, establishing the foundation of learning, constructive problem solving, and creativity; and

Whereas, Research demonstrates the benefits of reduced screen time for children, such as a higher academic performance, healthier lifestyle, prevention for later behavioral problems, and a decreased interest in television in later years; and

Whereas, Screen-Free Week establishes the foundation for important lifestyle adjustments that will develop the well-being and quality of life in children all year round; now, therefore, be it

Resolved by the House of Representatives, That the members of this legislative body declare the week of April 18-24, 2011, as Screen-Free Week in the state of Michigan.

The question being on the adoption of the resolution,

The resolution was adopted.

The Speaker called the Speaker Pro Tempore to the Chair.

Messages from the Senate

The Speaker laid before the House

House Bill No. 4135, entitled

A bill to amend 1947 PA 336, entitled "An act to prohibit strikes by certain public employees; to provide review from disciplinary action with respect thereto; to provide for the mediation of grievances and the holding of elections; to declare

and protect the rights and privileges of public employees; and to prescribe means of enforcement and penalties for the violation of the provisions of this act,” by amending section 15 (MCL 423.215), as amended by 2009 PA 201.

(The bill was received from the Senate on April 14, with substitute (S-1), title amendment and immediate effect given by the Senate, consideration of which, under the rules, was postponed until April 21, see House Journal No. 33, p. 468.)

The question being on concurring in the substitute (S-1) made to the bill by the Senate,

The substitute (S-1) was concurred in, a majority of the members serving voting therefor, by yeas and nays, as follows:

Roll Call No. 78**Yeas—84**

Agema	Glardon	Liss	Price
Ananich	Goike	Lori	Pscholka
Bledsoe	Haines	Lund	Rendon
Bolger	Haugh	Lyons	Rogers
Bumstead	Haveman	MacGregor	Schmidt, R.
Callton	Heise	MacMaster	Schmidt, W.
Cavanagh	Hooker	McBroom	Scott
Clemente	Horn	McMillin	Shaughnessy
Constan	Howze	Meadows	Shirkey
Cotter	Hughes	Melton	Smiley
Crawford	Huuki	Moss	Somerville
Daley	Jacobsen	Muxlow	Stallworth
Damrow	Jenkins	Nesbitt	Stamas
Denby	Johnson	O’Brien	Stanley
Durhal	Knollenberg	Olson	Stapleton
Farrington	Kowall	Opsommer	Switalski
Forlini	Kurtz	Ouimet	Tyler
Foster	LaFontaine	Outman	Walsh
Franz	Lane	Pettalia	Womack
Genetski	LeBlanc	Poleski	Yonker
Gilbert	Lindberg	Potvin	Zorn

Nays—24

Barnett	Dillon	Jackson	Olumba
Bauer	Geiss	Kandreas	Santana
Brown	Hammel	Lipton	Segal
Brunner	Hobbs	McCann	Slavens
Byrum	Hovey-Wright	Nathan	Talabi
Darany	Irwin	Oakes	Townsend

In The Chair: Walsh

The House agreed to the title as amended.

The bill was referred to the Clerk for enrollment printing and presentation to the Governor.

Third Reading of Bills**House Bill No. 4314, entitled**

A bill to amend 1991 PA 179, entitled “Michigan telecommunications act,” by amending sections 101, 102, 103, 202, 205, 210, 211a, 213, 303, 305, 305b, 309, 310a, 313, 315, 316, 401, 503, and 601 (MCL 484.2101, 484.2102, 484.2103, 484.2202, 484.2205, 484.2210, 484.2211a, 484.2213, 484.2303, 484.2305, 484.2305b, 484.2309, 484.2310a, 484.2313,

484.2315, 484.2316, 484.2401, 484.2503, and 484.2601), sections 101, 102, 103, 202, 205, 210, 213, 303, 305, 309, 315, 316, and 401 as amended and sections 211a, 305b, and 310a as added by 2005 PA 235 and sections 503 and 601 as amended by 2000 PA 295; and to repeal acts and parts of acts.

Was read a third time and passed, a majority of the members serving voting therefor, by yeas and nays, as follows:

Roll Call No. 79**Yeas—102**

Agema	Genetski	LeBlanc	Pscholka
Ananich	Gilbert	Lipton	Rendon
Bauer	Glardon	Lori	Rogers
Bledsoe	Goike	Lund	Santana
Bolger	Haines	Lyons	Schmidt, R.
Brown	Hammel	MacGregor	Schmidt, W.
Brunner	Haugh	MacMaster	Scott
Bumstead	Haveman	McCann	Segal
Byrum	Heise	McMillin	Shaughnessy
Callton	Hobbs	Meadows	Shirkey
Cavanagh	Hooker	Melton	Slavens
Clemente	Horn	Moss	Smiley
Constan	Hovey-Wright	Muxlow	Somerville
Cotter	Howze	Nathan	Stallworth
Crawford	Hughes	Nesbitt	Stamas
Daley	Huuki	O'Brien	Stanley
Damrow	Jackson	Oakes	Stapleton
Darany	Jacobsen	Olson	Switalski
Denby	Jenkins	Olumba	Talabi
Dillon	Johnson	Opsommer	Townsend
Durhal	Kandrevas	Ouimet	Tyler
Farrington	Knollenberg	Outman	Walsh
Forlini	Kowall	Pettalia	Womack
Foster	Kurtz	Poleski	Yonker
Franz	LaFontaine	Price	Zorn
Geiss	Lane		

Nays—6

Barnett	Lindberg	McBroom	Potvin
Irwin	Liss		

In The Chair: Walsh

The question being on agreeing to the title of the bill,

Rep. Stamas moved to amend the title to read as follows:

A bill to amend 1991 PA 179, entitled "Michigan telecommunications act," by amending sections 101, 102, 103, 201, 202, 205, 210, 213, 303, 304, 305, 305b, 309, 310a, 313, 315, 316, 353a, 401, 502, and 503 (MCL 484.2101, 484.2102, 484.2103, 484.2201, 484.2202, 484.2205, 484.2210, 484.2213, 484.2303, 484.2304, 484.2305, 484.2305b, 484.2309, 484.2310a, 484.2313, 484.2315, 484.2316, 484.2353a, 484.2401, 484.2502, and 484.2503), sections 101, 102, 103, 201, 202, 205, 210, 213, 303, 304, 305, 309, 315, 316, 401, and 502 as amended and sections 305b, 310a, and 353a as added by 2005 PA 235 and section 503 as amended by 2000 PA 295; and to repeal acts and parts of acts.

The motion prevailed.

The House agreed to the title as amended.

Rep. Stamas moved that the bill be given immediate effect.

The motion prevailed, 2/3 of the members serving voting therefor.

House Bill No. 4350, entitled

A bill to amend 1978 PA 368, entitled "Public health code," by amending section 16277 (MCL 333.16277), as added by 2001 PA 172.

Was read a third time and passed, a majority of the members serving voting therefor, by yeas and nays, as follows:

Roll Call No. 80**Yeas—69**

Agema	Haines	Lori	Poleski
Bledsoe	Haugh	Lund	Potvin
Bolger	Haveman	Lyons	Price
Bumstead	Heise	MacGregor	Pscholka
Callton	Hooker	MacMaster	Rendon
Cotter	Horn	McBroom	Rogers
Crawford	Hughes	McMillin	Schmidt, W.
Daley	Huuki	Moss	Scott
Damrow	Jacobsen	Muxlow	Shaughnessy
Denby	Jenkins	Nesbitt	Shirkey
Farrington	Johnson	O'Brien	Somerville
Forlini	Knollenberg	Oakes	Stamas
Foster	Kowall	Olson	Stapleton
Franz	Kurtz	Opsommer	Tyler
Genetski	LaFontaine	Ouimet	Walsh
Gilbert	Lane	Outman	Yonker
Glardon	Liss	Pettalia	Zorn
Goike			

Nays—38

Ananich	Dillon	LeBlanc	Schmidt, R.
Barnett	Durhal	Lindberg	Segal
Bauer	Geiss	Lipton	Slavens
Brown	Hammel	McCann	Smiley
Brunner	Hobbs	Meadows	Stallworth
Byrum	Hovey-Wright	Melton	Stanley
Cavanagh	Howze	Nathan	Switalski
Clemente	Irwin	Olumba	Talabi
Constan	Jackson	Santana	Townsend
Darany	Kandrevas		

In The Chair: Walsh

The House agreed to the title of the bill.

Rep. Stamas moved that the bill be given immediate effect.

The motion prevailed, 2/3 of the members serving voting therefor.

Rep. Womack, under Rule 31, made the following statement:

"Mr. Speaker and members of the House:

I did not vote on Roll Call No. 80 because of a possible conflict of interest."

Senate Bill No. 263, entitled

A bill to amend 1978 PA 368, entitled "Public health code," by amending section 17902 (MCL 333.17902), as added by 2006 PA 54.

Was read a third time and passed, a majority of the members serving voting therefor, by yeas and nays, as follows:

Roll Call No. 81**Yeas—108**

Agema	Genetski	LeBlanc	Potvin
Ananich	Gilbert	Lindberg	Price
Barnett	Glardon	Lipton	Pscholka
Bauer	Goike	Liss	Rendon
Bledsoe	Haines	Lori	Rogers
Bolger	Hammel	Lund	Santana
Brown	Haugh	Lyons	Schmidt, R.
Brunner	Haveman	MacGregor	Schmidt, W.
Bumstead	Heise	MacMaster	Scott
Byrum	Hobbs	McBroom	Segal
Callton	Hooker	McCann	Shaughnessy
Cavanagh	Horn	McMillin	Shirkey
Clemente	Hovey-Wright	Meadows	Slavens
Constan	Howze	Melton	Smiley
Cotter	Hughes	Moss	Somerville
Crawford	Huuki	Muxlow	Stallworth
Daley	Irwin	Nathan	Stamas
Damrow	Jackson	Nesbitt	Stanley
Darany	Jacobsen	O'Brien	Stapleton
Denby	Jenkins	Oakes	Switalski
Dillon	Johnson	Olson	Talabi
Durhal	Kandrevas	Olumba	Townsend
Farrington	Knollenberg	Opsommer	Tyler
Forlini	Kowall	Ouimet	Walsh
Foster	Kurtz	Outman	Womack
Franz	LaFontaine	Pettalia	Yonker
Geiss	Lane	Poleski	Zorn

Nays—0

In The Chair: Walsh

Pursuant to Joint Rule 20, the full title of the act shall be inserted to read as follows:

"An act to protect and promote the public health; to codify, revise, consolidate, classify, and add to the laws relating to public health; to provide for the prevention and control of diseases and disabilities; to provide for the classification, administration, regulation, financing, and maintenance of personal, environmental, and other health services and activities; to create or continue, and prescribe the powers and duties of, departments, boards, commissions, councils, committees, task forces, and other agencies; to prescribe the powers and duties of governmental entities and officials; to regulate occupations, facilities, and agencies affecting the public health; to regulate health maintenance organizations and certain third party administrators and insurers; to provide for the imposition of a regulatory fee; to provide for the levy of taxes against certain health facilities or agencies; to promote the efficient and economical delivery of health care services, to provide for the appropriate utilization of health care facilities and services, and to provide for the closure of hospitals or consolidation of hospitals or services; to provide for the collection and use of data and information; to provide for the transfer of property; to provide certain immunity from liability; to regulate and prohibit the sale and offering for sale of drug paraphernalia under certain circumstances; to provide for the implementation of federal law; to provide for penalties and remedies; to provide for sanctions for violations of this act and local ordinances; to provide for an appropriation and supplements; to repeal certain acts and parts of acts; to repeal certain parts of this act; and to repeal certain parts of this act on specific dates,"

The House agreed to the full title.

Rep. Stamas moved that the bill be given immediate effect.

The motion prevailed, 2/3 of the members serving voting therefor.

House Bill No. 4533, entitled

A bill to amend 1949 PA 300, entitled “Michigan vehicle code,” by amending section 310e (MCL 257.310e), as amended by 2010 PA 268.

Was read a third time and passed, a majority of the members serving voting therefor, by yeas and nays, as follows:

Roll Call No. 82**Yeas—108**

Agema	Genetski	LeBlanc	Potvin
Ananich	Gilbert	Lindberg	Price
Barnett	Glardon	Lipton	Pscholka
Bauer	Goike	Liss	Rendon
Bledsoe	Haines	Lori	Rogers
Bolger	Hammel	Lund	Santana
Brown	Haugh	Lyons	Schmidt, R.
Brunner	Haveman	MacGregor	Schmidt, W.
Bumstead	Heise	MacMaster	Scott
Byrum	Hobbs	McBroom	Segal
Callton	Hooker	McCann	Shaughnessy
Cavanagh	Horn	McMillin	Shirkey
Clemente	Hovey-Wright	Meadows	Slavens
Constan	Howze	Melton	Smiley
Cotter	Hughes	Moss	Somerville
Crawford	Huuki	Muxlow	Stallworth
Daley	Irwin	Nathan	Stamas
Damrow	Jackson	Nesbitt	Stanley
Darany	Jacobsen	O’Brien	Stapleton
Denby	Jenkins	Oakes	Switalski
Dillon	Johnson	Olson	Talabi
Durhal	Kandrevas	Olumba	Townsend
Farrington	Knollenberg	Opsommer	Tyler
Forlini	Kowall	Ouimet	Walsh
Foster	Kurtz	Outman	Womack
Franz	LaFontaine	Pettalia	Yonker
Geiss	Lane	Poleski	Zorn

Nays—0

In The Chair: Walsh

The House agreed to the title of the bill.

Rep. Stamas moved that the bill be given immediate effect.

The motion prevailed, 2/3 of the members serving voting therefor.

Reps. Agema, Bauer, Bledsoe, Brunner, Byrum, Callton, Cotter, Crawford, Daley, Damrow, Denby, Farrington, Foster, Franz, Geiss, Haugh, Heise, Hovey-Wright, Howze, Huuki, Jackson, Jenkins, LaFontaine, Lane, LeBlanc, Liss, Lori, Lund, Lyons, MacGregor, McBroom, Muxlow, O’Brien, Oakes, Olson, Opsommer, Pscholka, Scott, Segal, Slavens, Smiley, Somerville, Stallworth, Stamas, Stapleton, Tyler, Walsh and Womack were named co-sponsors of the bill.

Second Reading of Bills**House Bill No. 4415, entitled**

A bill to amend 1943 PA 240, entitled “State employees’ retirement act,” by amending section 68c (MCL 38.68c), as amended by 2010 PA 185.

Was read a second time, and the question being on the adoption of the proposed substitute (H-1) previously recommended by the Committee on Natural Resources, Tourism, and Outdoor Recreation,

The substitute (H-1) was adopted, a majority of the members serving voting therefor.

Rep. Foster moved that the bill be placed on the order of Third Reading of Bills.

The motion prevailed.

House Bill No. 4441, entitled

A bill to amend 1978 PA 368, entitled "Public health code," by amending sections 22208 and 22223 (MCL 333.22208 and 333.22223), section 22208 as amended by 1993 PA 88 and section 22223 as added by 1988 PA 332; and to repeal acts and parts of acts.

Was read a second time, and the question being on the adoption of the proposed substitute (H-5) previously recommended by the Committee on Health Policy,

The substitute (H-5) was not adopted, a majority of the members serving not voting therefor.

Rep. Foster moved to substitute (H-6) the bill.

The motion prevailed and the substitute (H-6) was adopted, a majority of the members serving voting therefor.

Rep. Foster moved that the bill be placed on the order of Third Reading of Bills.

The motion prevailed.

House Bill No. 4442, entitled

A bill to amend 1969 PA 306, entitled "Administrative procedures act of 1969," by amending section 7 (MCL 24.207), as amended by 2000 PA 216.

Was read a second time, and the question being on the adoption of the proposed substitute (H-1) previously recommended by the Committee on Health Policy,

The substitute (H-1) was adopted, a majority of the members serving voting therefor.

Rep. Haines moved that the bill be placed on the order of Third Reading of Bills.

The motion prevailed.

House Bill No. 4443, entitled

A bill to amend 1939 PA 280, entitled "The social welfare act," by amending section 109 (MCL 400.109), as amended by 2006 PA 576.

Was read a second time, and the question being on the adoption of the proposed substitute (H-1) previously recommended by the Committee on Health Policy,

The substitute (H-1) was adopted, a majority of the members serving voting therefor.

Rep. Muxlow moved that the bill be placed on the order of Third Reading of Bills.

The motion prevailed.

Rep. Stamas moved that House Committees be given leave to meet during the balance of today's session.

The motion prevailed.

By unanimous consent the House returned to the order of

Announcement by the Clerk of Printing and Enrollment

The Clerk announced that the following bills had been printed and placed upon the files of the members on Friday, April 22:

House Bill Nos.	4564	4565	4566	4567	4568	4569	4570	4571	4572	4573	4574	4575	4576	4577
	4578	4579												

The Clerk announced that the following Senate bills had been received on Tuesday, April 26:

Senate Bill Nos.	169	172
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Reports of Standing Committees

The Committee on Natural Resources, Tourism, and Outdoor Recreation, by Rep. Foster, Chair, reported
House Bill No. 4133, entitled

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," (MCL 324.101 to 324.90106) by adding part 32.

With the recommendation that the substitute (H-2) be adopted and that the bill then pass.

The bill and substitute were referred to the order of Second Reading of Bills.

Favorable Roll Call

To Report Out:

Yeas: Reps. Foster, Damrow, Hughes, Johnson, Pettalia, Haugh, Stapleton, Bledsoe and Slavens

Nays: None

COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Foster, Chair, of the Committee on Natural Resources, Tourism, and Outdoor Recreation, was received and read:

Meeting held on: Tuesday, April 26, 2011

Present: Reps. Foster, Huuki, Wayne Schmidt, Damrow, Hughes, Johnson, Pettalia, Haugh, Stapleton, Bledsoe and Slavens

The Committee on Commerce, by Rep. Wayne Schmidt, Chair, reported

House Bill No. 4003, entitled

A bill to amend 1947 PA 336, entitled "An act to prohibit strikes by certain public employees; to provide review from disciplinary action with respect thereto; to provide for the mediation of grievances and the holding of elections; to declare and protect the rights and privileges of public employees; and to prescribe means of enforcement and penalties for the violation of the provisions of this act," by amending sections 1 and 14 (MCL 423.201 and 423.214), section 1 as amended by 1999 PA 204.

With the recommendation that the bill be referred to the Committee on Families, Children, and Seniors.

Favorable Roll Call

To Report Out:

Yeas: Reps. Wayne Schmidt, Knollenberg, Denby, Lund, Farrington, Glardon, Shaughnessy, Somerville, Zorn, Switalski, Bledsoe, Haugh, Clemente and Melton

Nays: None

The recommendation was concurred in and the bill was referred to the Committee on Families, Children, and Seniors.

COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Wayne Schmidt, Chair, of the Committee on Commerce, was received and read:

Meeting held on: Tuesday, April 26, 2011

Present: Reps. Wayne Schmidt, Tyler, Knollenberg, Denby, Lund, Shirkey, Farrington, Glardon, Shaughnessy, Somerville, Zorn, Switalski, Bledsoe, Haugh, Clemente and Melton

Absent: Reps. Gilbert, Barnett and Olumba

Excused: Reps. Gilbert, Barnett and Olumba

COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Lund, Chair, of the Committee on Redistricting and Elections, was received and read:

Meeting held on: Tuesday, April 26, 2011

Present: Reps. Lund, McBroom, Knollenberg, Scott, Tyler, Outman, Byrum, Nathan and Stanley

COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Horn, Chair, of the Committee on Energy and Technology, was received and read:

Meeting held on: Tuesday, April 26, 2011

Present: Reps. Horn, Shirkey, Opsommer, Crawford, Franz, Jacobsen, McBroom, Nesbitt, Outman, Price, Zorn, Roy Schmidt, Santana, Irwin, Brunner, Melton, Cavanagh, Smiley and Switalski

Absent: Reps. Haveman and Kowall

Excused: Reps. Haveman and Kowall

COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Kurtz, Chair, of the Committee on Families, Children, and Seniors, was received and read:

Meeting held on: Tuesday, April 26, 2011

Present: Reps. Kurtz, Haines, Heise, Hooker, Rendon, Slavens and Stapleton

Absent: Reps. O'Brien and Lane

Excused: Reps. O'Brien and Lane

COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Gilbert, Chair, of the Committee on Tax Policy, was received and read:

Meeting held on: Tuesday, April 26, 2011

Present: Reps. Gilbert, Walsh, Horn, Farrington, Foster, Lyons, Nesbitt, Olson, Ouimet, Constan, Barnett, Kandrevas, Meadows, Townsend, Cavanagh and Hobbs

Absent: Rep. O'Brien

Excused: Rep. O'Brien

COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Damrow, Chair, of the Committee on Military and Veterans Affairs and Homeland Security, was received and read:

Meeting held on: Tuesday, April 26, 2011

Present: Reps. Damrow, Haines, Tyler, Callton, Zorn, Nathan, Darany, Smiley, Liss and Clemente

Absent: Rep. Franz

Excused: Rep. Franz

COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. McMillin, Chair, of the Committee on Oversight, Reform, and Ethics, was received and read:

Meeting held on: Tuesday, April 26, 2011

Present: Reps. McMillin, Jacobsen, Denby, Price, Bledsoe and Brown

Messages from the Senate**Senate Bill No. 169, entitled**

A bill to make appropriations for the department of agriculture and rural development for the fiscal year ending September 30, 2012; to provide for the expenditure of the appropriations; to provide anticipated appropriations for the fiscal year ending September 30, 2013; to create funds; to provide for the imposition of fees; to require reports, audits, and plans; to authorize certain transfers by certain state agencies; and to provide for the disposition of fees and other income received by certain state agencies.

The Senate has passed the bill.

The bill was read a first time by its title and referred to the Committee on Appropriations.

Senate Bill No. 172, entitled

A bill to make appropriations for the department of community health and certain state purposes related to mental health, public health, and medical services for the fiscal year ending September 30, 2012; to provide for the expenditure of those appropriations; to provide anticipated appropriations for the fiscal year ending September 30, 2013; to create funds; to require and provide for reports; to prescribe the powers and duties of certain local and state agencies and departments; and to provide for disposition of fees and other income received by the various state agencies.

The Senate has passed the bill.

The bill was read a first time by its title and referred to the Committee on Appropriations.

Introduction of Bills

Reps. Constan, Slavens, Darany, Cavanagh and Kandrevas introduced

House Bill No. 4580, entitled

A bill to amend 1956 PA 218, entitled "The insurance code of 1956," (MCL 500.100 to 500.8302) by adding section 2007a.

The bill was read a first time by its title and referred to the Committee on Insurance.

Rep. Callton introduced

House Bill No. 4581, entitled

A bill to amend 1954 PA 116, entitled "Michigan election law," (MCL 168.1 to 168.992) by adding section 696a.

The bill was read a first time by its title and referred to the Committee on Redistricting and Elections.

Reps. Daley, Rendon, Kurtz, Jenkins, Heise, Goike, Damrow, Bumstead, Johnson, McBroom, Horn, Zorn, O'Brien, Denby, Outman, Muxlow, Kowall, Cotter, Haveman, LaFontaine, Shaughnessy, Glardon, Tyler, Oakes, Lane, Ananich, Kandrevas, Durhal, Geiss, Dillon, Haugh, Lipton, Hovey-Wright, Segal, Townsend, Talabi, Rutledge, Stallworth, Howze, Olumba, Bledsoe, Santana and Nathan introduced

House Bill No. 4582, entitled

A bill to amend 1893 PA 206, entitled "The general property tax act," by amending section 9 (MCL 211.9), as amended by 2008 PA 337.

The bill was read a first time by its title and referred to the Committee on Tax Policy.

Reps. Santana, Rendon, Kurtz, Jenkins, Heise, Goike, Damrow, Bumstead, Johnson, McBroom, Horn, Zorn, O'Brien, Denby, Outman, Muxlow, Kowall, Cotter, Haveman, LaFontaine, Shaughnessy, Glardon, Tyler, Oakes, Lane, Ananich, Kandrevas, Durhal, Geiss, Dillon, Haugh, Lipton, Hovey-Wright, Segal, Townsend, Talabi, Rutledge, Stallworth, Howze, Olumba, Bledsoe, Daley and Nathan introduced

House Bill No. 4583, entitled

A bill to amend 1893 PA 206, entitled "The general property tax act," by amending section 9 (MCL 211.9), as amended by 2008 PA 337.

The bill was read a first time by its title and referred to the Committee on Tax Policy.

Rep. Opsommer introduced

House Bill No. 4584, entitled

A bill to amend 2010 PA 370, entitled "Michigan professional employer organization regulatory act," by amending sections 7, 9, 15, 17, 19, 21, 23, and 27 (MCL 338.3727, 338.3729, 338.3735, 338.3737, 338.3739, 338.3741, 338.3743, and 338.3747).

The bill was read a first time by its title and referred to the Committee on Commerce.

Rep. Opsommer moved that the House adjourn.

The motion prevailed, the time being 3:15 p.m.

The Speaker Pro Tempore declared the House adjourned until Wednesday, April 27, at 1:30 p.m.

GARY L. RANDALL
Clerk of the House of Representatives