

No. 6  
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**House of Representatives**  
97th Legislature  
REGULAR SESSION OF 2014

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House Chamber, Lansing, Tuesday, January 21, 2014.

1:30 p.m.

The House was called to order by the Speaker Pro Tempore.

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

Abed—present	Glaridon—present	LaVoy—present	Roberts—present
Banks—present	Goike—present	Leonard—present	Robinson—present
Barnett—present	Graves—present	Lipton—present	Rogers—present
Bolger—excused	Greimel—present	Lori—present	Rutledge—present
Brinks—present	Haines—present	Lund—present	Santana—present
Brown—present	Haugh—present	Lyons—present	Schmidt—present
Brunner—present	Haveman—present	MacGregor—present	Schor—present
Bumstead—present	Heise—present	MacMaster—present	Segal—present
Callton—present	Hobbs—present	McBroom—present	Shirkey—present
Cavanagh—present	Hooker—present	McCann—present	Singh—present
Clemente—present	Hovey-Wright—present	McCready—present	Slavens—present
Cochran—present	Howrylak—present	McMillin—present	Smiley—present
Cotter—present	Irwin—present	Muxlow—present	Somerville—present
Crawford—present	Jacobsen—present	Nathan—present	Stallworth—present
Daley—present	Jenkins—present	Nesbitt—present	Stamas—present
Darany—present	Johnson—present	O'Brien—present	Stanley—present
Denby—present	Kandrevas—present	Oakes—present	Switalski—present
Dianda—present	Kelly—present	Olumba—absent	Talabi—present
Dillon—present	Kesto—present	Outman—present	Tlaib—present
Driskell—present	Kivela—present	Pagel—present	Townsend—present
Durhal—present	Knezek—present	Pettalia—present	VerHeulen—present
Faris—present	Kosowski—present	Phelps—present	Victory—present
Farrington—present	Kowall—present	Poleski—present	Walsh—present
Forlini—present	Kurtz—present	Potvin—present	Yanez—present
Foster—present	LaFontaine—present	Price—present	Yonker—present
Franz—present	Lamonte—present	Pscholka—present	Zemke—present
Geiss—present	Lane—present	Rendon—present	Zorn—present
Genetski—present	Lauwers—present		

e/d/s = entered during session

Rep. Ken Goike, from the 33rd District, offered the following invocation:

“Hail Mary full of Grace, the Lord is with thee. Blessed are thou among women and blessed is the fruit of thy womb Jesus. Holy Mary Mother of God, pray for us sinners now and at the hour of our death, Amen.”

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Rep. Stamas moved that Rep. Bolger be excused from today’s session.  
The motion prevailed.

### Second Reading of Bills

#### House Bill No. 4209, entitled

A bill to amend 1931 PA 328, entitled “The Michigan penal code,” by amending sections 448 and 451 (MCL 750.448 and 750.451), section 448 as amended by 2002 PA 45 and section 451 as amended by 2002 PA 44.

The bill was read a second time.

Rep. Zorn moved to substitute (H-1) the bill.

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

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

The motion prevailed.

#### House Bill No. 4210, entitled

A bill to amend 1927 PA 175, entitled “The code of criminal procedure,” by amending section 16w of chapter XVII (MCL 777.16w), as amended by 2010 PA 361.

The bill was read a second time.

Rep. Jenkins moved to substitute (H-1) the bill.

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

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

The motion prevailed.

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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 and joint resolution had been printed and placed upon the files of the members on Thursday, January 16:

**House Bill Nos. 5221 5222 5223 5224**

**House Joint Resolution CC**

**Senate Bill Nos. 736 737**

The Clerk announced the enrollment printing and presentation to the Governor on Tuesday, January 21, for his approval of the following bill:

**Enrolled House Bill No. 4866 at 10:35 a.m.**

### Reports of Standing Committees

#### COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Tuesday, January 21, 2014

Present: Reps. Nesbitt, Shirkey, Farrington, Franz, Jacobsen, Outman, Pettalia, Price, Schmidt, Zorn, Graves, Lauwers, Howrylak, Stallworth, Hobbs, Nathan, LaVoy, Lane, Brunner, Yanez, Lamonte and Phelps

#### COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Crawford, Chair, of the Committee on Regulatory Reform, was received and read:

Meeting held on: Tuesday, January 21, 2014

Present: Reps. Crawford, McBroom, Denby, McMillin, LaFontaine, Rendon, Yonker, Kelly, Kesto, Haugh, Abed, Stanley, Dianda, Nathan and Schor

#### COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Tuesday, January 21, 2014

Present: Reps. Lyons, Cotter, Heise, Callton, Outman, Yonker, Haugh, Lane and Schor

#### COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Tuesday, January 21, 2014

Present: Reps. LaFontaine, Rendon, Goike, Johnson, McBroom, Victory, Smiley, Dianda and Kivela

### Notices

I hereby give notice that on the next legislative session day I will move to discharge the Committee on Tax Policy from further consideration of **House Bill No. 4562**.

Rep. Brinks

I hereby give notice that on the next legislative session day I will move to discharge the Committee on Tax Policy from further consideration of **House Bill No. 4564**.

Rep. Abed

I hereby give notice that on the next legislative session day I will move to discharge the Committee on Tax Policy from further consideration of **House Bill No. 4565**.

Rep. Lamonte

### Communications from State Officers

The following communication from the State Budget Office was received and read:

January 13, 2014

The Office of Financial Management has issued the State of Michigan Comprehensive Annual Financial Report (CAFR) for the fiscal year ended September 30, 2013. This report is required by Article 9, Section 21, of the State Constitution and Section 494, Public Act 431 of 1984, as amended.

We are pleased to note that the CAFR was completed over two months earlier than the prior year. In addition, the December 21, 2013 opinion date is the earliest ever for the State of Michigan.

The CAFR is available electronically on the Internet at [www.michigan.gov/budget](http://www.michigan.gov/budget). Any questions or comments may be directed to Mr. Michael J. Moody, Director, Office of Financial Management, at 373-1010.

Sincerely,  
John E. Nixon, CPA  
State Budget Director

The communication was referred to the Clerk.

### Introduction of Bills

Reps. Howrylak, Callton, Zemke and Singh introduced

**House Bill No. 5225, entitled**

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending section 501 (MCL 324.501).

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

Reps. McBroom, Bumstead, Kivela, Foster, Pagel, Johnson, Daley, MacGregor, LaFontaine, McMillin, Rendon, Franz, Pettalia, Lyons and Dianda introduced

**House Bill No. 5226, entitled**

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending section 40114 (MCL 324.40114), as amended by 2012 PA 65.

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

Reps. Schor, Knezek, Slavens, Irwin, Driskell, Cochran, Brinks, Lamonte, Cavanagh, Robinson, Dianda, Abed, Greimel, Kivela, Tlaib and Yanez introduced

**House Bill No. 5227, entitled**

A bill to amend 1967 PA 281, entitled "Income tax act of 1967," by amending section 30a (MCL 206.30a), as added by 2012 PA 224.

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

### Announcements by the Clerk

January 15, 2014

Received from the Auditor General a copy of the following audit report and/or report summary:

Financial audit of the Michigan Finance Authority, a discretely presented component unit of the State of Michigan, for the fiscal year ended September 30, 2013.

Gary L. Randall  
Clerk of the House

Rep. Zemke moved that the House adjourn.

The motion prevailed, the time being 3:50 p.m.

The Speaker Pro Tempore declared the House adjourned until Wednesday, January 22, at 1:30 p.m.

GARY L. RANDALL  
Clerk of the House of Representatives