

No. 17
STATE OF MICHIGAN
JOURNAL
OF THE
House of Representatives
94th Legislature
REGULAR SESSION OF 2008

House Chamber, Lansing, Thursday, February 21, 2008.

12:00 Noon.

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.

Accavitti—present	Dillon—present	Lahti—present	Pearce—present
Acciavatti—present	Donigan—present	LaJoy—present	Polidori—present
Agema—present	Ebli—present	Law, David—present	Proos—present
Amos—present	Elsenheimer—present	Law, Kathleen—present	Robertson—present
Angerer—present	Emmons—present	LeBlanc—present	Rocca—present
Ball—present	Espinoza—present	Leland—present	Sak—present
Bauer—present	Farrah—present	Lemmons—present	Schuitmaker—present
Bennett—present	Gaffney—present	Lindberg—present	Scott—present
Bieda—present	Garfield—present	Marleau—present	Shaffer—present
Booher—present	Gillard—present	Mayes—present	Sheen—present
Brandenburg—present	Gonzales—present	McDowell—present	Sheltrown—present
Brown—present	Green—present	Meadows—present	Simpson—present
Byrnes—present	Griffin—present	Meekhof—present	Smith, Alma—present
Byrum—present	Hammel—present	Meisner—present	Smith, Virgil—present
Calley—present	Hammon—present	Melton—present	Spade—present
Casperson—present	Hansen—present	Meltzer—present	Stahl—present
Caswell—present	Hildenbrand—present	Miller—present	Stakoe—present
Caul—present	Hood—present	Moolenaar—present	Steil—present
Cheeks—present	Hoogendyk—present	Moore—present	Tobocman—present
Clack—present	Hopgood—present	Moss—present	Vagnozzi—excused
Clemente—present	Horn—present	Nitz—present	Valentine—present
Condino—present	Huizenga—present	Nofs—present	Walker—present
Constan—present	Hune—present	Opsommer—present	Ward—present
Corriveau—present	Jackson—present	Palmer—present	Warren—present
Coulouris—present	Johnson—present	Palsrok—present	Wenke—present
Cushingberry—present	Jones, Rick—present	Pastor—present	Wojno—present
Dean—present	Jones, Robert—present	Pavlov—present	Young—present
DeRoche—excused	Knollenberg—present		

e/d/s = entered during session

Rep. Gino H. Polidori, from the 15th District, offered the following invocation:

“We come to You today, O Lord, grateful for the chance to serve our fellow citizens. Grant us the judgment to do what is right, and the strength to act with courage and resolve.

As the Legislature convenes today, we pray for Your wisdom to guide us, both today and in the future. Give us the foresight and the compassion to do what is just for the state of Michigan.

We also offer a special prayer for the service men and women, police, and firefighters who keep our neighbors safe, and who serve and protect our state and our nation.

In Your name, we pray. Amen.”

Rep. Booher moved that Rep. DeRoche be excused from today’s session.
The motion prevailed.

Rep. Tobocman moved that Rep. Vagnozzi be excused from today’s session.
The motion prevailed.

Second Reading of Bills

Senate Bill No. 1061, entitled

A bill to amend 1956 PA 218, entitled “The insurance code of 1956,” (MCL 500.100 to 500.8302) by adding chapters 46, 47, and 48.

The bill was read a second time.

Rep. Virgil Smith 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. Tobocman moved that the bill be placed on the order of Third Reading of Bills.

The motion prevailed.

Rep. Tobocman moved that the bill be placed on its immediate passage.

The motion prevailed, a majority of the members serving voting therefor.

Rep. Meekhof moved that Rep. Green be excused temporarily from today’s session.
The motion prevailed.

By unanimous consent the House returned to the order of

Third Reading of Bills

Senate Bill No. 1061, entitled

A bill to amend 1956 PA 218, entitled “The insurance code of 1956,” (MCL 500.100 to 500.8302) by adding chapters 46, 47, and 48.

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—107

Accavitti
Acciavatti
Agema

Dillon
Donigan
Ebli

Lahti
LaJoy
Law, David

Pearce
Polidori
Proos

Amos	Elsenheimer	Law, Kathleen	Robertson
Angerer	Emmons	LeBlanc	Rocca
Ball	Espinoza	Leland	Sak
Bauer	Farrah	Lemmons	Schuitmaker
Bennett	Gaffney	Lindberg	Scott
Bieda	Garfield	Marleau	Shaffer
Booher	Gillard	Mayes	Sheen
Brandenburg	Gonzales	McDowell	Sheltrown
Brown	Griffin	Meadows	Simpson
Byrnes	Hammel	Meekhof	Smith, Alma
Byrum	Hammon	Meisner	Smith, Virgil
Calley	Hansen	Melton	Spade
Casperson	Hildenbrand	Meltzer	Stahl
Caswell	Hood	Miller	Stakoe
Caul	Hoogendyk	Moolenaar	Steil
Cheeks	Hopgood	Moore	Tobocman
Clack	Horn	Moss	Valentine
Clemente	Huizenga	Nitz	Walker
Condino	Hune	Nofs	Ward
Constan	Jackson	Opsommer	Warren
Corriveau	Johnson	Palmer	Wenke
Coulouris	Jones, Rick	Palsrok	Wojno
Cushingberry	Jones, Robert	Pastor	Young
Dean	Knollenberg	Pavlov	

Nays—0

In The Chair: Sak

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

“An act to revise, consolidate, and classify the laws relating to the insurance and surety business; to regulate the incorporation or formation of domestic insurance and surety companies and associations and the admission of foreign and alien companies and associations; to provide their rights, powers, and immunities and to prescribe the conditions on which companies and associations organized, existing, or authorized under this act may exercise their powers; to provide the rights, powers, and immunities and to prescribe the conditions on which other persons, firms, corporations, associations, risk retention groups, and purchasing groups engaged in an insurance or surety business may exercise their powers; to provide for the imposition of a privilege fee on domestic insurance companies and associations and the state accident fund; to provide for the imposition of a tax on the business of foreign and alien companies and associations; to provide for the imposition of a tax on risk retention groups and purchasing groups; to provide for the imposition of a tax on the business of surplus line agents; to provide for the imposition of regulatory fees on certain insurers; to provide for assessment fees on certain health maintenance organizations; to modify tort liability arising out of certain accidents; to provide for limited actions with respect to that modified tort liability and to prescribe certain procedures for maintaining those actions; to require security for losses arising out of certain accidents; to provide for the continued availability and affordability of automobile insurance and homeowners insurance in this state and to facilitate the purchase of that insurance by all residents of this state at fair and reasonable rates; to provide for certain reporting with respect to insurance and with respect to certain claims against uninsured or self-insured persons; to prescribe duties for certain state departments and officers with respect to that reporting; to provide for certain assessments; to establish and continue certain state insurance funds; to modify and clarify the status, rights, powers, duties, and operations of the nonprofit malpractice insurance fund; to provide for the departmental supervision and regulation of the insurance and surety business within this state; to provide for regulation over worker’s compensation self-insurers; to provide for the conservation, rehabilitation, or liquidation of unsound or insolvent insurers; to provide for the protection of policyholders, claimants, and creditors of unsound or insolvent insurers; to provide for associations of insurers to protect policyholders and claimants in the event of insurer insolvencies; to prescribe educational requirements for insurance agents and solicitors; to provide for the regulation of multiple employer welfare arrangements; to create an automobile theft prevention authority to reduce the number of automobile thefts in this state; to prescribe the powers and duties of the automobile theft prevention authority;

to provide certain powers and duties upon certain officials, departments, and authorities of this state; to provide for an appropriation; to repeal acts and parts of acts; and to provide penalties for the violation of this act,”

The House agreed to the full title.

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

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

Second Reading of Bills

Senate Bill No. 1062, entitled

A bill to amend 2007 PA 36, entitled “Michigan business tax act,” by amending section 235 (MCL 208.1235).

The bill was read a second time.

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

The motion prevailed.

Rep. Tobocman moved that the bill be placed on its immediate passage.

The motion prevailed, a majority of the members serving voting therefor.

By unanimous consent the House returned to the order of

Third Reading of Bills

Senate Bill No. 1062, entitled

A bill to amend 2007 PA 36, entitled “Michigan business tax act,” by amending section 235 (MCL 208.1235).

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—108

Accavitti	Dillon	Knollenberg	Pavlov
Acciavatti	Donigan	Lahti	Pearce
Agema	Ebli	LaJoy	Polidori
Amos	Elsenheimer	Law, David	Proos
Angerer	Emmons	Law, Kathleen	Robertson
Ball	Espinoza	LeBlanc	Rocca
Bauer	Farrah	Leland	Sak
Bennett	Gaffney	Lemmons	Schuitmaker
Bieda	Garfield	Lindberg	Scott
Booher	Gillard	Marleau	Shaffer
Brandenburg	Gonzales	Mayes	Sheen
Brown	Green	McDowell	Sheltrown
Byrnes	Griffin	Meadows	Simpson
Byrum	Hammel	Meekhof	Smith, Alma
Calley	Hammon	Meisner	Smith, Virgil
Casperson	Hansen	Melton	Spade
Caswell	Hildenbrand	Meltzer	Stahl
Caul	Hood	Miller	Stakoe
Cheeks	Hoogendyk	Moolenaar	Steil
Clack	Hopgood	Moore	Tobocman
Clemente	Horn	Moss	Valentine
Condino	Huizenga	Nitz	Walker
Constan	Hune	Nofs	Ward
Corriveau	Jackson	Opsommer	Warren
Coulouris	Johnson	Palmer	Wenke
Cushingberry	Jones, Rick	Palsrok	Wojno
Dean	Jones, Robert	Pastor	Young

Nays—0

In The Chair: Sak

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

“An act to meet deficiencies in state funds by providing for the imposition, levy, computation, collection, assessment, reporting, payment, and enforcement of taxes on certain commercial, business, and financial activities; to prescribe the powers and duties of public officers and state departments; to provide for the inspection of certain taxpayer records; to provide for interest and penalties; to provide exemptions, credits, and refunds; to provide for the disposition of funds; to provide for the interrelation of this act with other acts; and to make appropriations.”

The House agreed to the full title.

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

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

By unanimous consent the House returned to the order of

Messages from the Senate**House Bill No. 5021, entitled**

A bill to amend 1949 PA 300, entitled “Michigan vehicle code,” by amending section 708b (MCL 257.708b), as amended by 2004 PA 362.

The Senate has amended the bill as follows:

1. Amend page 1, line 6, after “**THE**” by inserting “**MOTOR**”.

2. Amend page 2, following line 20, by inserting:

“(G) **A MOTOR VEHICLE EQUIPPED WITH A VIDEO DISPLAY TO COMMUNICATE VEHICLE, DRIVER, OR SAFETY CONDITIONS.**”.

3. Amend page 2, line 22, after “dashboard” by inserting a comma and “**CENTER CONSOLE, INSTRUMENT PANEL, REARVIEW MIRROR,**”.

The Senate has passed the bill as amended, ordered that it be given immediate effect and pursuant to Joint Rule 20, inserted the full title.

The Speaker announced that pursuant to Rule 42, the bill was laid over one day.

Rep. Tobocman moved that Rule 42 be suspended.

The motion prevailed, 3/5 of the members present voting therefor.

The question being on concurring in the amendments made to the bill by the Senate,

The amendments were concurred in, a majority of the members serving voting therefor, by yeas and nays, as follows:

Roll Call No. 81**Yeas—108**

Accavitti	Dillon	Knollenberg	Pavlov
Acciavatti	Donigan	Lahti	Pearce
Agema	Ebli	LaJoy	Polidori
Amos	Elsenheimer	Law, David	Proos
Angerer	Emmons	Law, Kathleen	Robertson
Ball	Espinoza	LeBlanc	Rocca
Bauer	Farrah	Leland	Sak
Bennett	Gaffney	Lemmons	Schuitmaker
Bieda	Garfield	Lindberg	Scott
Booher	Gillard	Marleau	Shaffer
Brandenburg	Gonzales	Mayes	Sheen
Brown	Green	McDowell	Sheltrown
Byrnes	Griffin	Meadows	Simpson
Byrum	Hammel	Meekhof	Smith, Alma
Calley	Hammon	Meisner	Smith, Virgil
Casperson	Hansen	Melton	Spade
Caswell	Hildenbrand	Meltzer	Stahl

Caul	Hood	Miller	Stakoe
Cheeks	Hoogendyk	Moolenaar	Steil
Clack	Hopgood	Moore	Tobocman
Clemente	Horn	Moss	Valentine
Condino	Huizenga	Nitz	Walker
Constan	Hune	Nofs	Ward
Corriveau	Jackson	Opsommer	Warren
Coulouris	Johnson	Palmer	Wenke
Cushingberry	Jones, Rick	Palsrok	Wojno
Dean	Jones, Robert	Pastor	Young

Nays—0

In The Chair: Sak

The House agreed to the full title.

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

Second Reading of Bills

Senate Bill No. 530, entitled

A bill to amend 1994 PA 451, entitled “Natural resources and environmental protection act,” by amending section 82126 (MCL 324.82126), as amended by 2003 PA 2.

Was read a second time, and the question being on the adoption of the proposed substitute (H-3) previously recommended by the Committee on Tourism, Outdoor Recreation and Natural Resources,

The substitute (H-3) was adopted, a majority of the members serving voting therefor.

Rep. Sheltroun moved to amend the bill as follows:

1. Amend page 4, line 23, after “**RACE**” by inserting a comma and “**IF THE OPERATION OF THE SNOWMOBILE IS IN COMPLIANCE WITH APPLICABLE LOCAL NOISE ORDINANCES**”.

The motion prevailed and the amendment was adopted, a majority of the members serving voting therefor.

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

The motion prevailed.

Rep. Tobocman moved that the bill be placed on its immediate passage.

The motion prevailed, a majority of the members serving voting therefor.

By unanimous consent the House returned to the order of

Third Reading of Bills

Senate Bill No. 530, entitled

A bill to amend 1994 PA 451, entitled “Natural resources and environmental protection act,” by amending section 82126 (MCL 324.82126), as amended by 2003 PA 2.

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—103

Accavitti	Dillon	Knollenberg	Pavlov
Acciavatti	Donigan	Lahti	Pearce
Agema	Ebli	LaJoy	Polidori
Amos	Elsenheimer	Law, David	Proos
Angerer	Emmons	Law, Kathleen	Rocca
Ball	Espinoza	LeBlanc	Sak
Bauer	Farrah	Leland	Schuitmaker
Bennett	Gaffney	Lemmons	Scott

Bieda	Garfield	Lindberg	Shaffer
Booher	Gillard	Marleau	Sheen
Brandenburg	Gonzales	Mayes	Sheltrown
Brown	Green	McDowell	Simpson
Byrnes	Griffin	Meadows	Smith, Alma
Byrum	Hammel	Meekhof	Smith, Virgil
Casperson	Hammon	Meisner	Spade
Caswell	Hansen	Melton	Stahl
Caul	Hildenbrand	Meltzer	Stakoe
Cheeks	Hood	Miller	Tobocman
Clack	Hoogendyk	Moolenaar	Valentine
Clemente	Hopgood	Moore	Walker
Condino	Horn	Moss	Ward
Constan	Huizenga	Nitz	Warren
Corriveau	Jackson	Nofs	Wenke
Coulouris	Johnson	Opsommer	Wojno
Cushingberry	Jones, Rick	Palsrok	Young
Dean	Jones, Robert	Pastor	

Nays—5

Calley	Palmer	Robertson	Steil
Hune			

In The Chair: Sak

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

“An act to protect the environment and natural resources of the state; to codify, revise, consolidate, and classify laws relating to the environment and natural resources of the state; to regulate the discharge of certain substances into the environment; to regulate the use of certain lands, waters, and other natural resources of the state; to prescribe the powers and duties of certain state and local agencies and officials; to provide for certain charges, fees, assessments, and donations; to provide certain appropriations; to prescribe penalties and provide remedies; and to repeal acts and parts of acts,”

The House agreed to the full title.

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

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

Second Reading of Bills

House Bill No. 5607, entitled

A bill to amend 1994 PA 451, entitled “Natural resources and environmental protection act,” (MCL 324.101 to 324.90106) by adding section 80114a.

The bill was read a second time.

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

The motion prevailed.

Rep. Tobocman moved that the bill be placed on its immediate passage.

The motion prevailed, a majority of the members serving voting therefor.

By unanimous consent the House returned to the order of

Third Reading of Bills

House Bill No. 5607, entitled

A bill to amend 1994 PA 451, entitled “Natural resources and environmental protection act,” (MCL 324.101 to 324.90106) by adding section 80114a.

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

Roll Call No. 83**Yeas—107**

Accavitti	Dillon	Knollenberg	Pearce
Acciavatti	Donigan	Lahti	Polidori
Agema	Ebli	LaJoy	Proos
Amos	Elsenheimer	Law, David	Robertson
Angerer	Emmons	Law, Kathleen	Rocca
Ball	Espinoza	Leland	Sak
Bauer	Farrah	Lemmons	Schuitmaker
Bennett	Gaffney	Lindberg	Scott
Bieda	Garfield	Marleau	Shaffer
Booher	Gillard	Mayes	Sheen
Brandenburg	Gonzales	McDowell	Sheltrown
Brown	Green	Meadows	Simpson
Byrnes	Griffin	Meekhof	Smith, Alma
Byrum	Hammel	Meisner	Smith, Virgil
Calley	Hammon	Melton	Spade
Casperson	Hansen	Meltzer	Stahl
Caswell	Hildenbrand	Miller	Stakoe
Caul	Hood	Moolenaar	Steil
Cheeks	Hoogendyk	Moore	Tobocman
Clack	Hopgood	Moss	Valentine
Clemente	Horn	Nitz	Walker
Condino	Huizenga	Nofs	Ward
Constan	Hune	Opsommer	Warren
Corriveau	Jackson	Palmer	Wenke
Coulouris	Johnson	Palsrok	Wojno
Cushingberry	Jones, Rick	Pastor	Young
Dean	Jones, Robert	Pavlov	

Nays—1

LeBlanc

In The Chair: Sak

The House agreed to the title of the bill.
 Rep. Tobocman moved that the bill be given immediate effect.
 The motion prevailed, 2/3 of the members serving voting therefor.

The Speaker Pro Tempore called Associate Speaker Pro Tempore Byrnes to the Chair.

Second Reading of Bills**House Bill No. 5734, entitled**

A bill to amend 2007 PA 36, entitled "Michigan business tax act," by amending section 261 (MCL 208.1261).

The bill was read a second time.

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

The motion prevailed.

Rep. Tobocman moved that the bill be placed on its immediate passage.
The motion prevailed, a majority of the members serving voting therefor.

By unanimous consent the House returned to the order of

Third Reading of Bills

House Bill No. 5734, entitled

A bill to amend 2007 PA 36, entitled "Michigan business tax act," by amending section 261 (MCL 208.1261).

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

Roll Call No. 84

Yeas—108

Accavitti	Dillon	Knollenberg	Pavlov
Acciavatti	Donigan	Lahti	Pearce
Agema	Ebli	LaJoy	Polidori
Amos	Elsenheimer	Law, David	Proos
Angerer	Emmons	Law, Kathleen	Robertson
Ball	Espinoza	LeBlanc	Rocca
Bauer	Farrah	Leland	Sak
Bennett	Gaffney	Lemmons	Schuitmaker
Bieda	Garfield	Lindberg	Scott
Booher	Gillard	Marleau	Shaffer
Brandenburg	Gonzales	Mayes	Sheen
Brown	Green	McDowell	Sheltrown
Byrnes	Griffin	Meadows	Simpson
Byrum	Hammel	Meekhof	Smith, Alma
Calley	Hammon	Meisner	Smith, Virgil
Casperson	Hansen	Melton	Spade
Caswell	Hildenbrand	Meltzer	Stahl
Caul	Hood	Miller	Stakoe
Cheeks	Hoogendyk	Moolenaar	Steil
Clack	Hopgood	Moore	Tobocman
Clemente	Horn	Moss	Valentine
Condino	Huizenga	Nitz	Walker
Constan	Hune	Nofs	Ward
Corriveau	Jackson	Opsommer	Warren
Coulouris	Johnson	Palmer	Wenke
Cushingberry	Jones, Rick	Palsrok	Wojno
Dean	Jones, Robert	Pastor	Young

Nays—0

In The Chair: Byrnes

The House agreed to the title of the bill.

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

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

Second Reading of Bills

House Bill No. 5735, entitled

A bill to amend 2007 PA 36, entitled "Michigan business tax act," by amending section 109 (MCL 208.1109).

The bill was read a second time.

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

The motion prevailed.

Rep. Tobocman moved that the bill be placed on its immediate passage.
The motion prevailed, a majority of the members serving voting therefor.

By unanimous consent the House returned to the order of

Third Reading of Bills

House Bill No. 5735, entitled

A bill to amend 2007 PA 36, entitled "Michigan business tax act," by amending section 109 (MCL 208.1109).

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

Roll Call No. 85

Yeas—108

Accavitti	Dillon	Knollenberg	Pavlov
Acciavatti	Donigan	Lahti	Pearce
Agema	Ebli	LaJoy	Polidori
Amos	Elsenheimer	Law, David	Proos
Angerer	Emmons	Law, Kathleen	Robertson
Ball	Espinoza	LeBlanc	Rocca
Bauer	Farrah	Leland	Sak
Bennett	Gaffney	Lemmons	Schuitmaker
Bieda	Garfield	Lindberg	Scott
Booher	Gillard	Marleau	Shaffer
Brandenburg	Gonzales	Mayes	Sheen
Brown	Green	McDowell	Sheltrown
Byrnes	Griffin	Meadows	Simpson
Byrum	Hammel	Meekhof	Smith, Alma
Calley	Hammon	Meisner	Smith, Virgil
Casperson	Hansen	Melton	Spade
Caswell	Hildenbrand	Meltzer	Stahl
Caul	Hood	Miller	Stakoe
Cheeks	Hoogendyk	Moolenaar	Steil
Clack	Hopgood	Moore	Tobocman
Clemente	Horn	Moss	Valentine
Condino	Huizenga	Nitz	Walker
Constan	Hune	Nofs	Ward
Corriveau	Jackson	Opsommer	Warren
Coulouris	Johnson	Palmer	Wenke
Cushingberry	Jones, Rick	Palsrok	Wojno
Dean	Jones, Robert	Pastor	Young

Nays—0

In The Chair: Byrnes

The House agreed to the title of the bill.

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

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

Second Reading of Bills

House Bill No. 5736, entitled

A bill to amend 2007 PA 36, entitled "Michigan business tax act," by amending section 115 (MCL 208.1115).

The bill was read a second time.

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

The motion prevailed.

Rep. Tobocman moved that the bill be placed on its immediate passage.
The motion prevailed, a majority of the members serving voting therefor.

By unanimous consent the House returned to the order of

Third Reading of Bills

House Bill No. 5736, entitled

A bill to amend 2007 PA 36, entitled "Michigan business tax act," by amending section 115 (MCL 208.1115).

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

Roll Call No. 86

Yeas—108

Accavitti	Dillon	Knollenberg	Pavlov
Acciavatti	Donigan	Lahti	Pearce
Agema	Ebli	LaJoy	Polidori
Amos	Elsenheimer	Law, David	Proos
Angerer	Emmons	Law, Kathleen	Robertson
Ball	Espinoza	LeBlanc	Rocca
Bauer	Farrah	Leland	Sak
Bennett	Gaffney	Lemmons	Schuitmaker
Bieda	Garfield	Lindberg	Scott
Booher	Gillard	Marleau	Shaffer
Brandenburg	Gonzales	Mayes	Sheen
Brown	Green	McDowell	Sheltrown
Byrnes	Griffin	Meadows	Simpson
Byrum	Hammel	Meekhof	Smith, Alma
Calley	Hammon	Meisner	Smith, Virgil
Casperson	Hansen	Melton	Spade
Caswell	Hildenbrand	Meltzer	Stahl
Caul	Hood	Miller	Stakoe
Cheeks	Hoogendyk	Moolenaar	Steil
Clack	Hopgood	Moore	Tobocman
Clemente	Horn	Moss	Valentine
Condino	Huizenga	Nitz	Walker
Constan	Hune	Nofs	Ward
Corriveau	Jackson	Opsommer	Warren
Coulouris	Johnson	Palmer	Wenke
Cushingberry	Jones, Rick	Palsrok	Wojno
Dean	Jones, Robert	Pastor	Young

Nays—0

In The Chair: Byrnes

The House agreed to the title of the bill.

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

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

By unanimous consent the House returned to the order of

Reports of Standing Committees

The Committee on Agriculture, by Rep. Mayes, Chair, reported

House Bill No. 5509, entitled

A bill to amend 2003 PA 198, entitled "Farm produce insurance act," by amending sections 3, 13, and 15 (MCL 285.313, 285.323, and 285.325).

Without amendment and with the recommendation that the bill pass.
The bill was referred to the order of Second Reading of Bills.

Favorable Roll Call

To Report Out:

Yeas: Reps. Mayes, Byrum, Angerer, Brown, Kathleen Law, Leland, Sheltroun, Walker, Nitz, Ball and Meekhof
Nays: None

COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Mayes, Chair, of the Committee on Agriculture, was received and read:
Meeting held on: Wednesday, February 20, 2008
Present: Reps. Mayes, Byrum, Angerer, Brown, Kathleen Law, Leland, Sheltroun, Walker, Nitz, Ball and Meekhof

Second Reading of Bills

House Bill No. 5509, entitled

A bill to amend 2003 PA 198, entitled "Farm produce insurance act," by amending sections 3, 13, and 15 (MCL 285.313, 285.323, and 285.325).

The bill was read a second time.

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

The motion prevailed.

Rep. Tobocman moved that the bill be placed on its immediate passage.

The motion prevailed, a majority of the members serving voting therefor.

By unanimous consent the House returned to the order of

Third Reading of Bills

House Bill No. 5509, entitled

A bill to amend 2003 PA 198, entitled "Farm produce insurance act," by amending sections 3, 13, and 15 (MCL 285.313, 285.323, and 285.325).

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

Roll Call No. 87

Yeas—108

Accavitti	Dillon	Knollenberg	Pavlov
Acciavatti	Donigan	Lahti	Pearce
Agema	Ebli	LaJoy	Polidori
Amos	Elsenheimer	Law, David	Proos
Angerer	Emmons	Law, Kathleen	Robertson
Ball	Espinoza	LeBlanc	Rocca
Bauer	Farrah	Leland	Sak
Bennett	Gaffney	Lemmons	Schuitmaker
Bieda	Garfield	Lindberg	Scott
Booher	Gillard	Marleau	Shaffer
Brandenburg	Gonzales	Mayes	Sheen
Brown	Green	McDowell	Sheltroun
Byrnes	Griffin	Meadows	Simpson
Byrum	Hammel	Meekhof	Smith, Alma
Calley	Hammon	Meisner	Smith, Virgil
Casperson	Hansen	Melton	Spade

Caswell	Hildenbrand	Meltzer	Stahl
Caul	Hood	Miller	Stakoe
Cheeks	Hoogendyk	Moolenaar	Steil
Clack	Hopgood	Moore	Tobocman
Clemente	Horn	Moss	Valentine
Condino	Huizenga	Nitz	Walker
Constan	Hune	Nofs	Ward
Corriveau	Jackson	Opsommer	Warren
Coulouris	Johnson	Palmer	Wenke
Cushingberry	Jones, Rick	Palsrok	Wojno
Dean	Jones, Robert	Pastor	Young

Nays—0

In The Chair: Byrnes

The House agreed to the title of the bill.

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

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

Reps. Accavitti, Agema, Ball, Bieda, Booher, Brandenburg, Brown, Byrnes, Byrum, Calley, Casperson, Caswell, Caul, Constan, Donigan, Emmons, Gillard, Gonzales, Griffin, Hammel, Hammon, Hansen, Hildenbrand, Hopgood, Horn, Huizenga, Hune, Rick Jones, Robert Jones, Lahti, Kathleen Law, LeBlanc, Lemmons, Marleau, McDowell, Meekhof, Moolenaar, Moore, Nitz, Pastor, Pearce, Rocca, Sak, Schuitmaker, Sheltrown, Simpson, Spade, Stakoe and Steil were named co-sponsors of the bill.

Second Reading of Bills

House Bill No. 4678, entitled

A bill to amend 1956 PA 218, entitled “The insurance code of 1956,” by amending section 3104 (MCL 500.3104), as amended by 2002 PA 662.

The bill was read a second time.

Rep. Hune moved to amend the bill as follows:

1. Amend page 11, following line 14, by inserting:

“Enacting section 2. This amendatory act does not take effect unless House Bill No. 5453 of the 94th Legislature is enacted into law.”.

The motion prevailed and the amendment was adopted, a majority of the members serving voting therefor.

Rep. Opsommer moved to amend the bill as follows:

1. Amend page 11, following line 14, by inserting:

“Enacting section 2. This amendatory act does not take effect unless House Bill No. 4070 of the 94th Legislature is enacted into law.”.

The motion prevailed and the amendment was adopted, a majority of the members serving voting therefor.

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

The motion prevailed.

Rep. Tobocman moved that the bill be placed on its immediate passage.

The motion prevailed, a majority of the members serving voting therefor.

By unanimous consent the House returned to the order of

Third Reading of Bills

House Bill No. 4678, entitled

A bill to amend 1956 PA 218, entitled “The insurance code of 1956,” by amending section 3104 (MCL 500.3104), as amended by 2002 PA 662.

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

Roll Call No. 88**Yeas—62**

Accavitti	Cushingberry	Johnson	Pavlov
Amos	Dean	Jones, Robert	Polidori
Angerer	Dillon	Lahti	Sak
Bauer	Donigan	Law, Kathleen	Scott
Bennett	Ebli	LeBlanc	Sheltrown
Bieda	Espinoza	Leland	Simpson
Brown	Farrah	Lemmons	Smith, Alma
Byrnes	Gaffney	Lindberg	Smith, Virgil
Byrum	Gillard	Mayes	Spade
Cheeks	Gonzales	McDowell	Tobocman
Clack	Green	Meadows	Valentine
Clemente	Griffin	Meisner	Ward
Condino	Hammel	Melton	Warren
Constan	Hood	Miller	Wojno
Corriveau	Hopgood	Nofs	Young
Coulouris	Jackson		

Nays—46

Acciavatti	Hammon	Meekhof	Proos
Agema	Hansen	Meltzer	Robertson
Ball	Hildenbrand	Moolenaar	Rocca
Booher	Hoogendyk	Moore	Schuitmaker
Brandenburg	Horn	Moss	Shaffer
Calley	Huizenga	Nitz	Sheen
Casperson	Hune	Opsommer	Stahl
Caswell	Jones, Rick	Palmer	Stakoe
Caul	Knollenberg	Palsrok	Steil
Elsenheimer	LaJoy	Pastor	Walker
Emmons	Law, David	Pearce	Wenke
Garfield	Marleau		

In The Chair: Byrnes

The House agreed to the title of the bill.

Rep. Hammon, having reserved the right to explain his protest against the passage of the bill, made the following statement:

“Mr. Speaker and members of the House:

As a non profit association the MCCA should not be subject to the type of legislation scrutiny that applies to public utilities.”

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

The question being on the motion made by Rep. Tobocman,

Rep. Hildenbrand demanded the yeas and nays.

The demand was supported.

The question being on the motion made by Rep. Tobocman,

The motion did not prevail, 2/3 of the members serving not voting therefor, by yeas and nays, as follows:

Roll Call No. 89**Yeas—61**

Accavitti	Dean	Jackson	Nofs
Angerer	Dillon	Johnson	Polidori
Bauer	Donigan	Jones, Robert	Sak
Bennett	Ebli	Lahti	Scott
Bieda	Espinoza	Law, Kathleen	Sheltrown
Brown	Farrah	LeBlanc	Simpson
Byrnes	Gaffney	Leland	Smith, Alma
Byrum	Gillard	Lemmons	Smith, Virgil
Cheeks	Gonzales	Lindberg	Spade
Clack	Green	Mayes	Tobocman
Clemente	Griffin	McDowell	Valentine
Condino	Hammel	Meadows	Ward
Constan	Hammon	Meisner	Warren
Corriveau	Hood	Melton	Wojno
Coulouris	Hopgood	Miller	Young
Cushingberry			

Nays—47

Acciavatti	Garfield	Meekhof	Proos
Agema	Hansen	Meltzer	Robertson
Amos	Hildenbrand	Moolenaar	Rocca
Ball	Hoogendyk	Moore	Schuitmaker
Booher	Horn	Moss	Shaffer
Brandenburg	Huizenga	Nitz	Sheen
Calley	Hune	Opsommer	Stahl
Casperson	Jones, Rick	Palmer	Stakoe
Caswell	Knollenberg	Palsrok	Steil
Caul	LaJoy	Pastor	Walker
Elsenheimer	Law, David	Pavlov	Wenke
Emmons	Marleau	Pearce	

In The Chair: Byrnes

Second Reading of Bills**House Bill No. 4675, entitled**

A bill to amend 1956 PA 218, entitled “The insurance code of 1956,” by amending sections 134 and 3104 (MCL 500.134 and 500.3104), section 134 as amended by 1990 PA 256 and section 3104 as amended by 2002 PA 662.

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

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

Rep. Hune moved to amend the bill as follows:

1. Amend page 13, following line 18, by inserting:

“Enacting section 2. This amendatory act does not take effect unless House Bill No. 5453 of the 94th Legislature is enacted into law.”.

The motion prevailed and the amendment was adopted, a majority of the members serving voting therefor.

Rep. Opsommer moved to amend the bill as follows:

1. Amend page 13, following line 18, by inserting:

“Enacting section 2. This amendatory act does not take effect unless House Bill No. 4070 of the 94th Legislature is enacted into law.”.

The motion prevailed and the amendment was adopted, a majority of the members serving voting therefor.

Rep. Hoogendyk moved to amend the bill as follows:

1. Amend page 13, following line 18, by inserting:

“Enacting section 2. This amendatory act does not take effect unless House Bill No. 5627 of the 94th Legislature is enacted into law.”.

The motion prevailed and the amendment was adopted, a majority of the members serving voting therefor.

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

The motion prevailed.

Rep. Tobocman moved that the bill be placed on its immediate passage.

The motion prevailed, a majority of the members serving voting therefor.

By unanimous consent the House returned to the order of

Third Reading of Bills

House Bill No. 4675, entitled

A bill to amend 1956 PA 218, entitled “The insurance code of 1956,” by amending sections 134 and 3104 (MCL 500.134 and 500.3104), section 134 as amended by 1990 PA 256 and section 3104 as amended by 2002 PA 662.

The bill was read a third time.

The question being on the passage of the bill,

Rep. Palmer moved to amend the bill.

The question being on the seconding of the motion made by Rep. Palmer,

Rep. Tobocman moved that consideration of the motion be postponed temporarily.

The motion prevailed.

The question being on the passage of the bill,

Rep. Sak moved to substitute (H-5) the bill.

The motion was seconded and the substitute (H-5) was adopted, a majority of the members serving voting therefor.

The question being on the passage of the bill,

The question being on the seconding of the motion made previously by Rep. Palmer,

The amendment fell.

The question being on the passage of the bill,

The bill was then passed, a majority of the members serving voting therefor, by yeas and nays, as follows:

Roll Call No. 90

Yeas—66

Accavitti	Coulouris	Johnson	Polidori
Amos	Cushingberry	Jones, Robert	Rocca
Angerer	Dean	Lahti	Sak
Ball	Dillon	Law, Kathleen	Scott
Bauer	Donigan	LeBlanc	Sheltrown
Bennett	Ebli	Leland	Simpson
Bieda	Espinoza	Lemmons	Smith, Alma
Brown	Farrah	Lindberg	Smith, Virgil
Byrnes	Gaffney	Mayes	Spade
Byrum	Gillard	McDowell	Stakoe
Caswell	Gonzales	Meadows	Tobocman
Cheeks	Griffin	Meisner	Valentine
Clack	Hammel	Melton	Ward
Clemente	Hammon	Miller	Warren
Condino	Hood	Moore	Wojno
Constan	Hopgood	Nofs	Young
Corriveau	Jackson		

Nays—38

Acciavatti	Hildenbrand	Meekhof	Pearce
Agema	Hoogendyk	Moolenaar	Robertson
Booher	Horn	Moss	Schuitmaker
Brandenburg	Huizenga	Nitz	Shaffer
Calley	Hune	Opsommer	Sheen
Casperson	Jones, Rick	Palmer	Stahl
Caul	Knollenberg	Palsrok	Steil
Elsenheimer	LaJoy	Pastor	Walker
Emmons	Law, David	Pavlov	Wenke
Garfield	Marleau		

In The Chair: Byrnes

The House agreed to the title of the bill.

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

The question being on the motion made by Rep. Tobocman,

Rep. Hildenbrand demanded the yeas and nays.

The demand was supported.

The question being on the motion made by Rep. Tobocman,

The motion did not prevail, 2/3 of the members serving not voting therefor, by yeas and nays, as follows:

Roll Call No. 91**Yeas—58**

Accavitti	Dean	Jones, Robert	Rocca
Angerer	Donigan	Lahti	Sak
Ball	Ebli	Law, Kathleen	Scott
Bauer	Espinoza	LeBlanc	Sheltrown
Bennett	Farrah	Leland	Simpson
Bieda	Gaffney	Lemmons	Smith, Alma
Brown	Gillard	Lindberg	Smith, Virgil
Byrum	Gonzales	Mayer	Spade
Cheeks	Griffin	McDowell	Tobocman
Clack	Hammel	Meadows	Valentine
Clemente	Hammon	Meisner	Ward
Condino	Hood	Miller	Warren
Constan	Hopgood	Palsrok	Wojno
Corriveau	Jackson	Polidori	Young
Coulouris	Johnson		

Nays—46

Acciavatti	Green	Meekhof	Pearce
Agema	Hansen	Meltzer	Proos
Amos	Hildenbrand	Moolenaar	Robertson
Booher	Hoogendyk	Moore	Schuitmaker
Brandenburg	Horn	Moss	Shaffer
Calley	Huizenga	Nitz	Sheen
Casperson	Hune	Nofs	Stahl
Caswell	Jones, Rick	Opsommer	Stakoe
Caul	Knollenberg	Palmer	Steil

Elsenheimer
Emmons
Garfield

LaJoy
Law, David
Marleau

Pastor
Pavlov

Walker
Wenke

In The Chair: Byrnes

By unanimous consent the House returned to the order of

Motions and Resolutions

Rep. Tobocman moved that when the House adjourns today it stand adjourned until Tuesday, February 26, at 1:30 p.m. The motion prevailed.

Reps. Vagnozzi, Constan, Meadows, Alma Smith, LeBlanc, Coulouris, Bieda, Accavitti, Bauer, Byrnes, Clack, Condino, Cushingberry, Dean, Gillard, Gonzales, Hammel, Johnson, Rick Jones, Robert Jones, Kathleen Law, McDowell, Polidori, Spade, Hammon, Lemmons, Melton and Sak offered the following resolution:

House Resolution No. 281.

A resolution to memorialize the United States Congress to reauthorize the DNA backlog program.

Whereas, The Debbie Smith DNA backlog grant program was part of the Justice for All Act of 2004, Public Law No. 108-405. This legislation assists in the reduction of DNA backlogs and improvement of the utilization of DNA in the criminal justice system in the state of Michigan and every state throughout the nation; and

Whereas, DNA technology is increasingly vital to ensuring accuracy and fairness in the criminal justice system. Thousands of law enforcement investigations have been aided nationwide because of DNA matches made through the FBI's Combined DNA Index System (CODIS), bringing justice to victims and removing criminals from the streets. Also, the Innocence Project has used DNA in over 200 cases to exonerate persons who were wrongfully convicted of crimes; and

Whereas, The state of Michigan and other states throughout the nation have significantly expanded their DNA programs to include a growing number of convicted or arrested felons to match against unsolved crimes; and

Whereas, The demand for DNA testing in both violent and nonviolent crimes has continued to increase as the reliability of this evidence is proven. Many laboratories still maintain DNA backlogs of six months or longer and are unable to meet the growing demand for DNA testing despite funding commitments from state and local governments; and

Whereas, The Debbie Smith DNA backlog grant program has permitted state and local governments an opportunity to begin to maximize the full potential of forensic DNA through backlog reduction, but much work remains to be done; now, therefore, be it

Resolved by the House of Representatives, That we memorialize the United States Congress to reauthorize the DNA backlog 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 Judiciary.

Reps. Sak, Accavitti, Bauer, Bieda, Brandenburg, Byrnes, Clack, Clemente, Condino, Constan, Coulouris, Cushingberry, Dean, Gillard, Gonzales, Griffin, Hammel, Johnson, Robert Jones, LaJoy, Kathleen Law, LeBlanc, Mayes, McDowell, Meadows, Polidori, Rocca, Spade, Tobocman, Valentine, Warren, Hammon, Lemmons and Melton offered the following resolution:

House Resolution No. 282.

A resolution to memorialize the Congress of the United States to reject the President's recommended budget cuts to federal programs that restore and protect the quality of the Great Lakes.

Whereas, The Great Lakes are natural resources of national and international significance. The Great Lakes hold nearly 20 percent of the world's surface freshwater supply, provide recreational opportunities for millions of people, and support economic activity throughout the Midwest of the United States and Canada; and

Whereas, The Great Lakes suffer from environmental damage inflicted over decades of use and remain vulnerable to more crippling impacts from new invasive species, continued sewer overflows, and other pollutants. Prompted by the President, federal, state, and local officials with the participation of thousands of stakeholders and experts have developed a comprehensive strategy to restore and protect the Great Lakes; and

Whereas, Despite these efforts, the President's budget for fiscal year 2009 recommends millions of dollars in cuts to programs essential to restoring and protecting the Great Lakes. The budget would cut \$56 million, or 16 percent, from current funding levels for controlling sea lamprey, preventing sewer overflows, and continuing other vital restoration programs. In addition, during now historic low lake levels, the budget would reduce by 35 percent funding for dredging navigation channels that help keep the Great Lakes open for business; and

Whereas, These recommended funding levels are woefully inadequate to the challenges facing the Great Lakes and represent a short-sighted approach to a treasured resource. Economic studies indicate that investing \$26 billion to restore and protect the Great Lakes would lead to more than \$50 billion in long-term economic benefit to the national economy; now, therefore, be it

Resolved by the House of Representatives, That we memorialize the Congress of the United States to reject the President's recommended budget cuts to federal programs that restore and protect the quality of the Great Lakes; 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 Great Lakes and Environment.

Reps. Angerer, Accavitti, Bieda, Brandenburg, Byrnes, Clack, Condino, Constan, Cushingberry, Dean, Gillard, Gonzales, Hammel, Johnson, Robert Jones, LaJoy, Kathleen Law, Mayes, McDowell, Polidori, Spade, Tobocman, Warren, Lemmons, Melton, Palmer, Proos, Sak and Shaffer offered the following resolution:

House Resolution No. 283.

A resolution declaring February 20, 2008, as Digital Transition Day in the state of Michigan.

Whereas, The United States Congress has mandated that television broadcasters end the transmission of analog signals by February 17, 2009 and complete a nationwide transition to all digital broadcasting. This is an unprecedented technological change which will affect all television viewers, especially those who rely exclusively on free, over-the-air television; and

Whereas, Approximately 1.5 million Michigan citizens in 600,000 households across the state rely exclusively on over-the-air signals for their link to local television news, emergency information, and community service programming and are disproportionately poor, elderly, rural, or in need of assistance; and

Whereas, Michigan's broadcasters are engaged in a comprehensive public awareness campaign including technical assistance for those most at risk to ensure that all Michigan citizens who wish to continue to receive their television signal free over the air may do so; and

Whereas, Michigan's broadcasters have built a strong public-private partnership with other stakeholders who have agreed to actively support the digital enlightenment of Michigan Citizens, encouraging neighbor to help neighbor; and

Whereas, The Michigan Legislature recognizes the need for such a public awareness campaign and supports the effort of the Michigan Association of Broadcasters, their members and stakeholder partners in this important campaign; and

Whereas, The honorable members of the Michigan House of Representative are encouraged to join in the effort to inform their constituents in each district so that no citizen is left behind in the transition to digital television; now, therefore, be it

Resolved by the House of Representatives, That the members of this legislative body declare February 20, 2008, as Digital Transition Day in the state of Michigan. We commend Michigan's broadcasters and their partners for their service to the citizens of this state in preparing for the transition to all digital television and helping to insure that no Michigan citizen is left without a television signal after the transition.

Pending the reference of the resolution to a committee,

Rep. Tobocman moved that Rule 71 be suspended and the resolution be considered at this time.

The motion prevailed, 3/5 of the members present voting therefor.

The question being on the adoption of the resolution,

The resolution was adopted.

Reps. Sak, Accavitti, Bauer, Bieda, Brandenburg, Byrnes, Clack, Clemente, Condino, Constan, Coulouris, Cushingberry, Dean, Gillard, Gonzales, Griffin, Hammel, Johnson, Rick Jones, Robert Jones, LaJoy, Kathleen Law, LeBlanc, Mayes, McDowell, Polidori, Rocca, Spade, Tobocman, Valentine, Warren, Lemmons and Melton offered the following concurrent resolution:

House Concurrent Resolution No. 74.

A concurrent resolution to memorialize the Congress of the United States to reject the President's recommended budget cuts to federal programs that restore and protect the quality of the Great Lakes.

Whereas, The Great Lakes are natural resources of national and international significance. The Great Lakes hold nearly 20 percent of the world's surface freshwater supply, provide recreational opportunities for millions of people, and support economic activity throughout the Midwest of the United States and Canada; and

Whereas, The Great Lakes suffer from environmental damage inflicted over decades of use and remain vulnerable to more crippling impacts from new invasive species, continued sewer overflows, and other pollutants. Prompted by the President, federal, state, and local officials with the participation of thousands of stakeholders and experts have developed a comprehensive strategy to restore and protect the Great Lakes; and

Whereas, Despite these efforts, the President's budget for fiscal year 2009 recommends millions of dollars in cuts to programs essential to restoring and protecting the Great Lakes. The budget would cut \$56 million, or 16 percent, from current funding levels for controlling sea lamprey, preventing sewer overflows, and continuing other vital restoration programs. In addition, during now historic low lake levels, the budget would reduce by 35 percent funding for dredging navigation channels that help keep the Great Lakes open for business; and

Whereas, These recommended funding levels are woefully inadequate to the challenges facing the Great Lakes and represent a short-sighted approach to a treasured resource. Economic studies indicate that investing \$26 billion to restore and protect the Great Lakes would lead to more than \$50 billion in long-term economic benefit to the national economy; now, therefore, be it

Resolved by the House of Representatives (the Senate concurring), That we memorialize the Congress of the United States to reject the President's recommended budget cuts to federal programs that restore and protect the quality of the Great Lakes; 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 concurrent resolution was referred to the Committee on Great Lakes and Environment.

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 Thursday, February 21:

House Bill Nos. 5773 5774 5775 5776 5777

The Clerk announced that the following Senate bills had been received on Thursday, February 21:

Senate Bill Nos. 291 292 531 654 660 661

Reports of Standing Committees

The Committee on Insurance, by Rep. Virgil Smith, Chair, reported

House Bill No. 5675, entitled

A bill to amend 1956 PA 218, entitled "The insurance code of 1956," (MCL 500.100 to 500.8302) by adding section 404a.

With the recommendation that the substitute (H-1) 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. Virgil Smith, Constan, Johnson, Lemmons, Polidori, Scott, Simpson, Hune, Emmons, Hildenbrand, David Law, Moore and Gaffney

Nays: None

COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Virgil Smith, Chair, of the Committee on Insurance, was received and read:

Meeting held on: Thursday, February 21, 2008

Present: Reps. Virgil Smith, Constan, Johnson, Lemmons, Polidori, Scott, Simpson, Hune, Emmons, Hildenbrand, David Law, Moore, Rocca and Gaffney

Absent: Reps. Farrah, Condino and Wojno

Excused: Reps. Farrah, Condino and Wojno

The Committee on Transportation, by Rep. Hopgood, Chair, reported

House Bill No. 4456, entitled

A bill to amend 1931 PA 328, entitled "The Michigan penal code," (MCL 750.1 to 750.568) by adding section 394b.

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. Hopgood, Griffin, Accavitti, Bieda, Donigan, Ebli, Leland, Miller, Young, LaJoy, Casperson, Nitz, Pavlov, Pearce, Stahl and Knollenberg

Nays: None

The Committee on Transportation, by Rep. Hopgood, Chair, reported

House Bill No. 4839, entitled

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending sections 11, 208c, 252a, 252d, 252e, 252f, 252g, and 252l (MCL 257.11, 257.208c, 257.252a, 257.252d, 257.252e, 257.252f, 257.252g, and 257.252l), section 11 as amended by 2003 PA 37, section 208c as amended by 2004 PA 362, sections 252a, 252d, 252e, and 252f as amended by 2004 PA 495, and section 252g as amended and section 252l as added by 2004 PA 493.

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. Hopgood, Griffin, Accavitti, Bieda, Donigan, Ebli, Leland, Miller, LaJoy, Casperson, Nitz, Pavlov, Pearce, Stahl and Knollenberg

Nays: None

The Committee on Transportation, by Rep. Hopgood, Chair, reported

House Bill No. 5663, entitled

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending section 16s of chapter XVII (MCL 777.16s), as amended by 2005 PA 106.

With the recommendation that the following amendment be adopted and that the bill then pass.

1. Amend page 4, line 10, after "unless" by striking out the balance of the line through "05828'07)" on line 11 and inserting "House Bill No. 4456".

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

Favorable Roll Call

To Report Out:

Yeas: Reps. Hopgood, Griffin, Accavitti, Bieda, Donigan, Ebli, Leland, Miller, Young, LaJoy, Casperson, Nitz, Pavlov, Pearce, Stahl and Knollenberg

Nays: None

COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Hopgood, Chair, of the Committee on Transportation, was received and read:

Meeting held on: Thursday, February 21, 2008

Present: Reps. Hopgood, Griffin, Accavitti, Bieda, Donigan, Ebli, Leland, Miller, Young, LaJoy, Casperson, Nitz, Pavlov, Pearce, Stahl and Knollenberg

Absent: Rep. Mayes

Excused: Rep. Mayes

COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Angerer, Chair, of the Committee on Health Policy, was received and read:
Meeting held on: Thursday, February 21, 2008

Present: Reps. Angerer, Simpson, Byrum, Clack, Corriveau, Coulouris, Donigan, Hammon, Robert Jones, Valentine, Gaffney, Marleau, Green, Ball, Calley and Robertson

Absent: Reps. Wojno and Hune

Excused: Reps. Wojno and Hune

COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Meadows, Chair, of the Committee on Retiree Health Care Reforms, was received and read:

Meeting held on: Thursday, February 21, 2008

Present: Reps. Meadows, Spade, Alma Smith, Valentine, Wenke, Calley, Knollenberg and Moss

Absent: Reps. Coulouris and Johnson

Excused: Reps. Coulouris and Johnson

COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Robert Jones, Chair, of the Committee on Senior Health, Security, and Retirement, was received and read:

Meeting held on: Thursday, February 21, 2008

Present: Reps. Robert Jones, Constan, Hopgood, Lemmons, Warren, Ball, Green, Sheen and Stahl

Messages from the Senate**Senate Bill No. 291, entitled**

A bill to amend 1931 PA 328, entitled "The Michigan penal code," (MCL 750.1 to 750.568) by adding section 411u. The Senate has passed the bill.

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

Senate Bill No. 292, entitled

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending section 16t of chapter XVII (MCL 777.16t), as amended by 2004 PA 112.

The Senate has passed the bill.

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

Senate Bill No. 531, entitled

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," (MCL 324.101 to 324.90106) by adding section 40111c.

The Senate has passed the bill.

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

Senate Bill No. 654, entitled

A bill to amend 1972 PA 222, entitled "An act to provide for an official personal identification card; to provide for its form, issuance and use; to regulate the use and disclosure of information obtained from the card; to prescribe the powers and duties of the secretary of state; to prescribe fees; to prescribe certain penalties for violations; and to provide an appropriation for certain purposes," by amending sections 1, 1a, and 2 (MCL 28.291, 28.291a, and 28.292), sections 1 and 2 as amended by 2005 PA 143 and section 1a as added by 1997 PA 99.

The Senate has passed the bill.

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

Senate Bill No. 660, entitled

A bill to amend 1931 PA 328, entitled "The Michigan penal code," (MCL 750.1 to 750.568) by adding section 411u. The Senate has passed the bill.

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

Senate Bill No. 661, entitled

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending sections 16t and 43 of chapter XVII (MCL 777.16t and 777.43), section 16t as amended by 2004 PA 112 and section 43 as amended by 2002 PA 666.

The Senate has passed the bill.

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

Introduction of Bills

Reps. Spade, Robert Jones, Mayes, Espinoza, Angerer, LeBlanc, Polidori, Brown, Lahti, Vagnozzi, Sak, Byrum, Byrnes, Sheltroun, Kathleen Law, Gonzales, Valentine, McDowell, Hammel, Griffin, Clemente, Simpson, Hansen, Condino, Ebli, Booher, Hammon, Leland, Meadows and Stahl introduced

House Bill No. 5778, entitled

A bill to amend 1893 PA 206, entitled "The general property tax act," by amending section 51 (MCL 211.51), as amended by 2005 PA 114.

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

Reps. Corriveau and Meadows introduced

House Bill No. 5779, entitled

A bill to amend 1947 PA 359, entitled "The charter township act," by amending section 34 (MCL 42.34), as amended by 2003 PA 300.

The bill was read a first time by its title and referred to the Committee on Intergovernmental, Urban and Regional Affairs.

Reps. Miller, LeBlanc, Constan, McDowell, Byrum, Byrnes, Wojno, Lemmons, Scott, Ebli, Donigan, Vagnozzi, Young, Simpson, Hopgood, Spade, Gonzales, Sheltroun, Brown, Espinoza, Bennett, Mayes, Valentine, Polidori, Hammon, Melton, Cheeks, Alma Smith, Clack, Hammel, Coulouris, Meadows, Bauer, Griffin, Kathleen Law, Meisner and Angerer introduced

House Bill No. 5780, entitled

A bill to amend 1984 PA 270, entitled "Michigan strategic fund act," by amending section 11 (MCL 125.2011), as amended by 1987 PA 278.

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

Reps. Meisner, Miller, LeBlanc, Constan, McDowell, Byrum, Byrnes, Wojno, Lemmons, Scott, Ebli, Donigan, Vagnozzi, Young, Simpson, Hopgood, Spade, Gonzales, Sheltroun, Brown, Espinoza, Bennett, Mayes, Valentine, Polidori, Hammon, Dean, Cheeks, Alma Smith, Hammel, Melton, Coulouris, Meadows, Bauer, Griffin, Kathleen Law and Angerer introduced

House Bill No. 5781, entitled

A bill to amend 1996 PA 381, entitled "Brownfield redevelopment financing act," by amending section 15 (MCL 125.2665), as amended by 2007 PA 201.

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

Reps. Meadows, Miller, LeBlanc, Constan, McDowell, Byrum, Byrnes, Cheeks, Wojno, Lemmons, Scott, Ebli, Donigan, Vagnozzi, Young, Simpson, Hopgood, Spade, Gonzales, Sheltroun, Brown, Espinoza, Bennett, Mayes, Valentine, Polidori, Alma Smith, Clack, Hammel, Hammon, Melton, Coulouris, Bauer, Griffin, Kathleen Law, Meisner and Angerer introduced

House Bill No. 5782, entitled

A bill to amend 1984 PA 431, entitled "The management and budget act," by amending section 241a (MCL 18.1241a), as added by 1988 PA 504.

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

Reps. Ebli, Miller, LeBlanc, McDowell, Byrum, Byrnes, Cheeks, Wojno, Lemmons, Scott, Donigan, Vagnozzi, Young, Simpson, Hopgood, Spade, Gonzales, Sheltroun, Brown, Espinoza, Bennett, Mayes, Valentine, Polidori, Hammon, Melton, Alma Smith, Clack, Hammel, Coulouris, Meadows, Bauer, Griffin, Kathleen Law, Meisner and Angerer introduced

House Bill No. 5783, entitled

A bill to amend 1984 PA 431, entitled "The management and budget act," by amending section 264 (MCL 18.1264), as added by 1988 PA 504, and by adding section 264a.

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

Reps. Dean, Miller, LeBlanc, Constan, McDowell, Byrum, Byrnes, Wojno, Lemmons, Scott, Ebli, Donigan, Young, Simpson, Hopgood, Spade, Gonzales, Sheltroun, Brown, Espinoza, Bennett, Mayes, Valentine, Polidori, Cheeks, Hammon, Alma Smith, Clack, Hammel, Melton, Coulouris, Meadows, Bauer, Griffin, Kathleen Law, Meisner and Angerer introduced

House Bill No. 5784, entitled

A bill to amend 1984 PA 431, entitled "The management and budget act," (MCL 18.1101 to 18.1594) by adding section 241c.

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

Reps. Simpson, Miller, LeBlanc, Constan, McDowell, Byrum, Byrnes, Wojno, Lemmons, Ebli, Donigan, Vagnozzi, Young, Hopgood, Spade, Gonzales, Sheltroun, Brown, Espinoza, Bennett, Mayes, Valentine, Polidori, Cheeks, Hammon, Bauer, Dean, Alma Smith, Hammel, Melton, Coulouris, Meadows, Griffin, Kathleen Law, Meisner and Angerer introduced

House Bill No. 5785, entitled

A bill to amend 1996 PA 376, entitled "Michigan renaissance zone act," by amending sections 15 and 16 (MCL 125.2695 and 125.2696) and by adding sections 8g and 8h.

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

Reps. Brown, Miller, LeBlanc, Constan, McDowell, Byrum, Byrnes, Wojno, Lemmons, Scott, Ebli, Donigan, Vagnozzi, Young, Simpson, Hopgood, Spade, Gonzales, Sheltroun, Brown, Espinoza, Bennett, Mayes, Valentine, Polidori, Hammon, Melton, Dean, Alma Smith, Clack, Hammel, Coulouris, Meadows, Bauer, Griffin, Kathleen Law, Meisner and Angerer introduced

House Bill No. 5786, entitled

A bill to amend 1995 PA 24, entitled "Michigan economic growth authority act," by amending sections 8 and 10 (MCL 207.808 and 207.810), section 8 as amended by 2007 PA 62 and section 10 as amended by 2006 PA 283.

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

Reps. Corriveau, Miller, LeBlanc, McDowell, Byrum, Byrnes, Wojno, Lemmons, Scott, Ebli, Donigan, Vagnozzi, Young, Simpson, Hopgood, Spade, Gonzales, Sheltroun, Brown, Espinoza, Bennett, Mayes, Valentine, Polidori, Cheeks, Hammon, Dean, Alma Smith, Clack, Hammel, Melton, Coulouris, Meadows, Bauer, Griffin, Kathleen Law, Meisner and Angerer introduced

House Bill No. 5787, entitled

A bill to amend 2007 PA 36, entitled "Michigan business tax act," by amending section 435 (MCL 208.1435), as amended by 2007 PA 216.

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

Reps. LeBlanc, Miller, Constan, McDowell, Byrum, Byrnes, Wojno, Lemmons, Scott, Ebli, Donigan, Vagnozzi, Young, Simpson, Hopgood, Spade, Gonzales, Sheltroun, Brown, Espinoza, Bennett, Mayes, Valentine, Polidori, Hammon, Dean, Cheeks, Alma Smith, Clack, Hammel, Melton, Coulouris, Meadows, Bauer, Griffin, Kathleen Law, Meisner and Angerer introduced

House Bill No. 5788, entitled

A bill to amend 2000 PA 146, entitled "Obsolete property rehabilitation act," by amending section 8 (MCL 125.2788), as amended by 2006 PA 667.

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

Reps. Constan, Miller, LeBlanc, McDowell, Byrum, Byrnes, Wojno, Lemmons, Scott, Ebli, Donigan, Vagnozzi, Young, Simpson, Hopgood, Spade, Gonzales, Sheltroun, Brown, Espinoza, Bennett, Mayes, Valentine, Polidori, Cheeks, Hammon, Dean, Alma Smith, Clack, Hammel, Melton, Coulouris, Meadows, Bauer, Griffin, Kathleen Law, Meisner and Angerer introduced

House Bill No. 5789, entitled

A bill to amend 1963 PA 62, entitled "Industrial development revenue bond act of 1963," (MCL 125.1251 to 125.1267) by adding section 5a.

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

Reps. Scott, Miller, LeBlanc, Constan, McDowell, Byrum, Byrnes, Wojno, Lemmons, Ebli, Donigan, Vagnozzi, Young, Simpson, Hopgood, Spade, Gonzales, Sheltroun, Brown, Espinoza, Bennett, Mayes, Valentine, Polidori, Cheeks, Hammon, Dean, Alma Smith, Hammel, Melton, Coulouris, Meadows, Bauer, Griffin, Kathleen Law, Meisner and Angerer introduced

House Bill No. 5790, entitled

A bill to amend 1974 PA 198, entitled "An act to provide for the establishment of plant rehabilitation districts and industrial development districts in local governmental units; to provide for the exemption from certain taxes; to levy and collect a specific tax upon the owners of certain facilities; to impose and provide for the disposition of an administrative fee; to provide for the disposition of the tax; to provide for the obtaining and transferring of an exemption certificate and to prescribe the contents of those certificates; to prescribe the powers and duties of the state tax commission and certain officers of local governmental units; and to provide penalties," by amending section 4 (MCL 207.554), as amended by 2004 PA 437.

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

Reps. Donigan, Miller, LeBlanc, Constan, McDowell, Lahti, Lindberg, Byrnes, Byrum, Wojno, Lemmons, Ebli, Vagnozzi, Young, Simpson, Hopgood, Spade, Gonzales, Sheltroun, Brown, Espinoza, Bennett, Mayes, Valentine, Polidori, Dean, Cheeks, Alma Smith, Hammel, Hammon, Melton, Coulouris, Meadows, Bauer, Griffin, Kathleen Law, Meisner and Angerer introduced

House Bill No. 5791, entitled

A bill to amend 1987 PA 231, entitled "An act to create a transportation economic development fund in the state treasury; to prescribe the uses of and distributions from this fund; to create the office of economic development and to prescribe its powers and duties; to prescribe the powers and duties of the state transportation department, state transportation commission, and certain other bodies; and to permit the issuance of certain bonds," by amending section 13 (MCL 247.913) and by adding section 9a.

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

Reps. Bieda, Meisner, Melton, Spade, Miller, Condino and Hopgood introduced

House Bill No. 5792, entitled

A bill to amend 1954 PA 116, entitled "Michigan election law," (MCL 168.1 to 168.992) by adding section 496a.

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

Rep. Palmer moved that the House adjourn.
The motion prevailed, the time being 3:25 p.m.

Associate Speaker Pro Tempore Byrnes declared the House adjourned until Tuesday, February 26, at 1:30 p.m.

RICHARD J. BROWN
Clerk of the House of Representatives

