

No. 41
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House Chamber, Lansing, Thursday, May 1, 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—excused
Cheeks—excused	Hoogendyk—present	Moore—present	Tobocman—present
Clack—present	Hopgood—present	Moss—present	Vagnozzi—present
Clemente—present	Horn—present	Nitz—present	Valentine—present
Condino—present	Huizenga—e/d/s	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—present	Knollenberg—present		

e/d/s = entered during session

Rep. John Garfield, from the 45th District, offered the following invocation:

“Dear Lord, in the name of the Lord Jesus, I pray for the men and women of our armed forces. Protect them as they protect us amidst their many unknown courses. Encourage and strengthen their mind, body and soul in the execution of their duties and give them success with their goals.

Provide national and local authorities with insight for means of protection and prosperity both at home and abroad without falter. Help us to unite with leaders in law enforcement in making this country a safe shelter.

Cause our senate, fellow house members and our nation’s congress to vote wisely and sincerely. Give each of us foresight so that provision might be made for our nation’s future, for peace and not fear.

Father, I pray that our nation would learn to respect and realize those who have served our country and never forget to recognize those who have paid the ultimate sacrifice of their lives.

Thank you Father, for our many blessings. In Jesus name we pray, AMEN.”

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

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

Reports of Standing Committees

The Speaker laid before the House

House Resolution No. 335.

A resolution proclaiming May 2008 as Michigan Safe Digging Month

(For text of resolution, see House Journal No. 38, p. 869.)

(The resolution was reported by the Committee on Energy and Technology on April 30, consideration of which, under the rules, was postponed until today.)

The question being on the adoption of the resolution,

The resolution was adopted.

Second Reading of Bills

House Bill No. 4950, entitled

A bill to amend 1996 PA 376, entitled “Michigan renaissance zone act,” by amending section 3 (MCL 125.2683), as amended by 2006 PA 304.

Was read a second time, and the question being on the adoption of the proposed substitute (H-2) previously recommended by the Committee on Energy and Technology,

The substitute (H-2) was adopted, a majority of the members serving voting therefor.

Rep. Dean 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. 4950, entitled

A bill to amend 1996 PA 376, entitled “Michigan renaissance zone act,” by amending section 3 (MCL 125.2683), as amended by 2006 PA 304.

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

Roll Call No. 354**Yeas—106**

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

Nays—1

Garfield

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.

Second Reading of Bills**Senate Bill No. 751, entitled**

A bill to amend 1984 PA 431, entitled "The management and budget act," by amending section 261 (MCL 18.1261), as amended by 2006 PA 622.

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. 751, entitled

A bill to amend 1984 PA 431, entitled "The management and budget act," by amending section 261 (MCL 18.1261), as amended by 2006 PA 622.

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

Roll Call No. 355

Yeas—106

Accavitti	Dillon	Lahti	Pavlov
Acciavatti	Donigan	LaJoy	Pearce
Agema	Ebli	Law, David	Polidori
Amos	Elsenheimer	Law, Kathleen	Proos
Angerer	Emmons	LeBlanc	Robertson
Ball	Espinoza	Leland	Rocca
Bauer	Farrah	Lemmons	Sak
Bennett	Gaffney	Lindberg	Schuitmaker
Bieda	Garfield	Marleau	Scott
Booher	Gillard	Mayes	Shaffer
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	Tobocman
Clack	Hoogendyk	Moore	Vagnozzi
Clemente	Hopgood	Moss	Valentine
Condino	Horn	Nitz	Walker
Constan	Hune	Nofs	Ward
Corriveau	Jackson	Opsommer	Warren
Coulouris	Johnson	Palmer	Wenke
Cushingberry	Jones, Rick	Palsrok	Wojno
Dean	Jones, Robert	Pastor	Young
DeRoche	Knollenberg		

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 prescribe the powers and duties of the department of management and budget; to define the authority and functions of its director and its organizational entities; to authorize the department to issue directives; to provide for the capital outlay program; to provide for the leasing, planning, constructing, maintaining, altering, renovating, demolishing, conveying of lands and facilities; to provide for centralized administrative services such as purchasing, payroll, record retention, data processing, and publishing and for access to certain services; to provide for a system of internal accounting and administrative control for certain principal departments; to provide for an internal auditor in certain principal departments; to provide for certain powers and duties of certain state officers and agencies; to codify, revise, consolidate, classify, and add to the powers, duties, and laws relative to budgeting, accounting, and the regulating of appropriations; to provide for the implementation of certain constitutional provisions; to create funds and accounts; to make appropriations; to prescribe remedies and penalties; to rescind certain executive reorganization orders; to prescribe penalties; and to repeal certain 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. 5919, entitled**

A bill to amend 1972 PA 106, entitled "Highway advertising act of 1972," by amending section 7a (MCL 252.307a), as added by 2006 PA 447.

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

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

Rep. Griffin moved to amend the bill as follows:

1. Amend page 4, line 15, after the second "PERMIT" by inserting "**MUST BE SURRENDERED IN ACCORDANCE WITH THE PROVISIONS OF THIS SECTION OR**".

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

Rep. Griffin 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. Huizenga entered the House Chambers.

By unanimous consent the House returned to the order of

Third Reading of Bills**House Bill No. 5919, entitled**

A bill to amend 1972 PA 106, entitled "Highway advertising act of 1972," by amending section 7a (MCL 252.307a), as added by 2006 PA 447.

The bill was read a third time.

The question being on the passage of the bill,

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

The motion prevailed.

Second Reading of Bills**House Bill No. 4973, entitled**

A bill to amend 1976 PA 267, entitled "Open meetings act," by amending section 3 (MCL 15.263), as amended by 1988 PA 278.

The bill was read a second time.

Rep. Miller 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. 4973, entitled**

A bill to amend 1976 PA 267, entitled "Open meetings act," by amending section 3 (MCL 15.263), as amended by 1988 PA 278.

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

Roll Call No. 356**Yeas—59**

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

Nays—49

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

In The Chair: Sak

The House agreed to the title of the bill.

Rep. Hood moved that Rep. Johnson be excused temporarily from today's session.
The motion prevailed.

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. 357**Yeas—55**

Accavitti	Dean	Jones, Robert	Schuitmaker
Angerer	Dillon	Lahti	Scott
Bauer	Donigan	Law, David	Sheltrown
Bieda	Ebli	Law, Kathleen	Simpson
Brown	Espinoza	LeBlanc	Smith, Alma
Byrnes	Farrah	Leland	Smith, Virgil
Byrum	Gillard	Lemmons	Spade
Clack	Gonzales	Lindberg	Tobocman
Clemente	Griffin	Mayer	Vagnozzi
Condino	Hammel	McDowell	Valentine
Constan	Hammon	Meadows	Warren
Corriveau	Hood	Meisner	Wojno
Coulouris	Hopgood	Melton	Young
Cushingberry	Jackson	Polidori	

Nays—52

Acciavatti	Emmons	Marleau	Pavlov
Agema	Gaffney	Meekhof	Pearce
Amos	Garfield	Meltzer	Proos
Ball	Green	Miller	Robertson
Bennett	Hansen	Moolenaar	Rocca
Booher	Hildenbrand	Moore	Sak
Brandenburg	Hoogendyk	Moss	Shaffer
Calley	Horn	Nitz	Sheen
Casperson	Huizenga	Nofs	Stahl
Caswell	Hune	Opsommer	Stakoe
Caul	Jones, Rick	Palmer	Walker
DeRoche	Knollenberg	Palsrok	Ward
Elsenheimer	LaJoy	Pastor	Wenke

In The Chair: Sak

Second Reading of Bills**House Bill No. 5314, entitled**

A bill to amend 1961 PA 236, entitled "Revised judicature act of 1961," by amending section 4805 (MCL 600.4805), as amended by 2003 PA 178.

Was read a second time, and the question being on the adoption of the proposed substitute (H-2) previously recommended by the Committee on Judiciary,

The substitute (H-2) was adopted, a majority of the members serving voting therefor.

Rep. Hammon 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. 5314, entitled**

A bill to amend 1961 PA 236, entitled "Revised judicature act of 1961," by amending section 4805 (MCL 600.4805), as amended by 2003 PA 178.

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

Roll Call No. 358**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
Clack	Hoogendyk	Moolenaar	Tobocman
Clemente	Hopgood	Moore	Vagnozzi
Condino	Horn	Moss	Valentine
Constan	Huizenga	Nitz	Walker
Corriveau	Hune	Nofs	Ward
Coulouris	Jackson	Opsommer	Warren
Cushingberry	Johnson	Palmer	Wenke
Dean	Jones, Rick	Palsrok	Wojno
DeRoche	Jones, Robert	Pastor	Young

Nays—0

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.

Second Reading of Bills**House Bill No. 5910, entitled**

A bill to amend 1975 PA 238, entitled "Child protection law," by amending section 7j (MCL 722.627j), as amended by 2004 PA 563.

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

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

Rep. Dean 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. 5910, entitled

A bill to amend 1975 PA 238, entitled "Child protection law," by amending section 7j (MCL 722.627j), as amended by 2004 PA 563.

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

Roll Call No. 359

Yeas—82

Accavitti	Dillon	Law, David	Palsrok
Angerer	Donigan	Law, Kathleen	Polidori
Ball	Ebli	LeBlanc	Proos
Bauer	Emmons	Leland	Rocca
Bennett	Espinoza	Lemmons	Sak
Bieda	Farrar	Lindberg	Schuitmaker
Brown	Gillard	Marleau	Scott
Byrnes	Gonzales	Mayes	Shaffer
Byrum	Griffin	McDowell	Sheltrown
Casperson	Hammel	Meadows	Simpson
Caswell	Hammon	Meisner	Smith, Virgil
Caul	Hansen	Melton	Spade
Clack	Hildenbrand	Meltzer	Stakoe
Clemente	Hood	Miller	Tobocman
Condino	Hopgood	Moolenaar	Vagnozzi
Constan	Horn	Moore	Valentine
Corriveau	Jackson	Moss	Walker
Coulouris	Johnson	Nitz	Wenke
Cushingberry	Jones, Robert	Nofs	Wojno
Dean	Lahti	Opsommer	Young
DeRoche	LaJoy		

Nays—26

Acciavatti	Gaffney	Knollenberg	Robertson
Agema	Garfield	Meekhof	Sheen
Amos	Green	Palmer	Smith, Alma
Booher	Hoogendyk	Pastor	Stahl
Brandenburg	Huizenga	Pavlov	Ward
Calley	Hune	Pearce	Warren
Elsenheimer	Jones, Rick		

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.

Rep. Calley, 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:

The US Constitution guarantees due process to all citizens of this country. This bill violates that unalienable right."

Rep. Agema, 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:

This bill would continue the allowance of somebody being put on the registry before they’ve even been convicted causing great harm to individuals that are not guilty. Presently we have many on this registry that are guilty of minor issues but have been placed on this for life. This whole area needs work. This is not a fix.”

Rep. Sheen, 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:

The problem with this bill is that it will hurt more people than it helps. Anyone convicted of child abuse whether it is physical, sexual, or neglect would be revealed in a criminal back round check. Most of time people are put on the central registry within 24 hours of being accused of some type of abuse. Many people who get put on the central registry have not been convicted of any crime and or are later exonerated, but may be on there for 9 months to a year before any decision is rendered. Many innocent people loose their jobs, because they end up on this list, but even after they are removed they don’t get there job back or their reputation. Expanding the number of people, individuals, and employers who can access this information would have little effect on the problem they desire to address, but it will most certainly damage the lives of many people financially, professionally and their reputations. The central registry abrogates the principle of ‘innocent until proven guilty’ and makes them guilty until proven innocence and that is not what the constitutional writers ever intended.”

Second Reading of Bills

House Bill No. 4330, entitled

A bill to amend 1953 PA 232, entitled “Corrections code of 1953,” by amending section 36 (MCL 791.236), as amended by 2006 PA 403.

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

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

Rep. Opsommer moved to amend the bill as follows:

1. Amend page 6, line 23, after “**TECHNOLOGY**” by inserting “**BUT DOES NOT INCLUDE ANY RADIO FREQUENCY IDENTIFICATION TECHNOLOGY, GLOBAL POSITIONING TECHNOLOGY, OR SIMILAR TECHNOLOGY THAT WOULD BE IMPLANTED IN THE PAROLEE OR WOULD OTHERWISE VIOLATE THE CORPORAL BODY OF THE PAROLEE**”.

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

Rep. Condino moved to amend the bill as follows:

1. Amend page 6, line 11, after “**PAROLE.**” by striking out the balance of the line through “**PRISONER.**” on line 17. The motion prevailed and the amendment was adopted, a majority of the members serving voting therefor.

Rep. Condino moved to amend the bill as follows:

1. Amend page 6, line 7, after “**(18)**” by striking out “**A PAROLE ORDER FOR A PRISONER WHO**” and inserting “**IF A PRISONER**”.

2. Amend page 6, line 9, after “**STALKING),**” by inserting “**AND IF A VICTIM OF THAT CRIME HAS REGISTERED TO RECEIVE NOTICES ABOUT THAT PRISONER UNDER THE WILLIAM VAN REGENMORTER CRIME VICTIM’S RIGHTS ACT, 1985 PA 87, MCL 780.751 TO 780.834, THE PAROLE ORDER FOR THAT VICTIM**”.

3. Amend page 6, line 11, after “**PAROLE.**” by inserting “**IF, AT THE TIME A PRISONER DESCRIBED IN THIS SUBSECTION IS PAROLED, NO VICTIM OF THE CRIME HAS REGISTERED TO RECEIVE NOTICES ABOUT THAT PRISONER UNDER THE WILLIAM VAN REGENMORTER CRIME VICTIM’S RIGHTS ACT, 1985 PA 87, MCL 780.751 TO 780.834, BUT A VICTIM OF THE CRIME SUBSEQUENTLY REGISTERS TO RECEIVE THOSE NOTICES, THE PRISONER’S ORDER OF PAROLE SHALL IMMEDIATELY BE MODIFIED TO REQUIRE THAT THE PRISONER’S LOCATION BE MONITORED BY A GLOBAL POSITIONING SYSTEM DURING THE BALANCE OF THE PERIOD OF THE PRISONER’S PAROLE.**”.

The motion did not prevail and the amendments were not adopted, a majority of the members serving not voting therefor.

Rep. Condino moved to amend the bill as follows:

1. Amend page 6, line 7, after “(18)” by striking out “A PAROLE ORDER FOR A PRISONER WHO” and inserting “IF A PRISONER”.

2. Amend page 6, line 9, after “STALKING),” by inserting “AND IF A VICTIM OF THAT CRIME HAS REGISTERED TO RECEIVE NOTICES ABOUT THAT PRISONER UNDER THE WILLIAM VAN REGENMORTER CRIME VICTIM’S RIGHTS ACT, 1985 PA 87, MCL 780.751 TO 780.834, THE PAROLE ORDER FOR THAT PRISONER”.

3. Amend page 6, line 11, after “PAROLE.” by inserting “IF, AT THE TIME A PRISONER DESCRIBED IN THIS SUBSECTION IS PAROLED, NO VICTIM OF THE CRIME HAS REGISTERED TO RECEIVE NOTICES ABOUT THAT PRISONER UNDER THE WILLIAM VAN REGENMORTER CRIME VICTIM’S RIGHTS ACT, 1985 PA 87, MCL 780.751 TO 780.834, BUT A VICTIM OF THE CRIME SUBSEQUENTLY REGISTERS TO RECEIVE THOSE NOTICES, THE PRISONER’S ORDER OF PAROLE SHALL IMMEDIATELY BE MODIFIED TO REQUIRE THAT THE PRISONER’S LOCATION BE MONITORED BY A GLOBAL POSITIONING SYSTEM DURING THE BALANCE OF THE PERIOD OF THE PRISONER’S PAROLE.”.

The motion prevailed and the amendments were adopted, a majority of the members serving voting therefor.

Rep. Condino 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. 4330, entitled

A bill to amend 1953 PA 232, entitled “Corrections code of 1953,” by amending section 36 (MCL 791.236), as amended by 2006 PA 403.

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

Roll Call No. 360

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

Nays—0

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.

Second Reading of Bills**House Bill No. 4453, entitled**

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending section 6b of chapter V (MCL 765.6b), as amended by 1994 PA 335.

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

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

Rep. Condino moved to amend the bill as follows:

1. Amend page 3, line 26, after "VICTIM." by inserting "IN ADDITION, THE VICTIM MAY PROVIDE THE COURT WITH A LIST OF AREAS FROM WHICH HE OR SHE WOULD LIKE THE DEFENDANT EXCLUDED. THE COURT SHALL CONSIDER THE VICTIM'S REQUEST AND SHALL DETERMINE WHICH AREAS THE DEFENDANT SHALL BE PROHIBITED FROM ACCESSING. THE COURT SHALL INSTRUCT THE GLOBAL POSITIONING MONITORING SYSTEM TO NOTIFY THE PROPER AUTHORITIES IF THE DEFENDANT VIOLATES THE ORDER."

2. Amend page 4, line 25, after "TECHNOLOGY" by inserting a comma and "AND THE EXTENT TO WHICH THE SYSTEM WILL TRACK AND RECORD THE VICTIM'S LOCATION AND MOVEMENTS".

The motion prevailed and the amendments were adopted, a majority of the members serving voting therefor.

Rep. Opsommer moved to amend the bill as follows:

1. Amend page 4, following line 15, by inserting:

"(B) "GLOBAL POSITIONING MONITORING SYSTEM" MEANS A SYSTEM THAT ELECTRONICALLY DETERMINES AND REPORTS THE LOCATION OF AN INDIVIDUAL BY MEANS OF AN ANKLE BRACELET TRANSMITTER OR SIMILAR DEVICE WORN BY THE INDIVIDUAL THAT TRANSMITS LATITUDE AND LONGITUDE DATA TO MONITORING AUTHORITIES THROUGH GLOBAL POSITIONING SATELLITE TECHNOLOGY BUT DOES NOT CONTAIN OR OPERATE ANY GLOBAL POSITIONING SYSTEM TECHNOLOGY OR RADIO FREQUENCY IDENTIFICATION TECHNOLOGY OR SIMILAR TECHNOLOGY THAT IS IMPLANTED IN OR OTHERWISE INVADES OR VIOLATES THE CORPOREAL BODY OF THE INDIVIDUAL." and relettering the remaining subdivision.

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

Rep. Caul 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. 4453, entitled**

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending section 6b of chapter V (MCL 765.6b), as amended by 1994 PA 335.

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

Roll Call No. 361**Yeas—108**

Accavitti
Acciavatti

Dillon
Donigan

Knollenberg
Lahti

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

Nays—0

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.

Reps. Angerer, Ball, Brown, Calley, Caswell, Clack, Clemente, Condino, Espinoza, Gonzales, Griffin, Hammel, Hammon, Hildenbrand, Horn, Johnson, Robert Jones, Kathleen Law, LeBlanc, Lindberg, Mayes, McDowell, Melton, Opsommer, Palsrok, Pearce, Polidori, Sak, Schuitmaker, Sheltrown, Simpson, Spade, Stahl and Wenke were named co-sponsors of the bill.

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

Second Reading of Bills

House Bill No. 5110, entitled

A bill to prohibit the sale of certain uncertified cigarettes; to provide standards for testing and fire safety certification of cigarettes; to provide remedies and civil sanctions; to provide for the powers and duties of certain state governmental officers and entities; 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-3) previously recommended by the Committee on Regulatory Reform,

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

Rep. Sak moved to amend the bill as follows:

1. Amend page 10, line 2, after “embossed,” by inserting “debossed;”.

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

Rep. Hammel moved to amend the bill as follows:

1. Amend page 9, line 4, after the first “of” by striking out “\$1,000.00” and inserting “\$1,250.00”.

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. 5110, entitled

A bill to prohibit the sale of certain uncertified cigarettes; to provide standards for testing and fire safety certification of cigarettes; to provide remedies and civil sanctions; to provide for the powers and duties of certain state governmental officers and entities; 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. 362

Yeas—92

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

Nays—16

Agema	Garfield	Knollenberg	Pastor
Amos	Hildenbrand	Nitz	Robertson
Brandenburg	Hoogendyk	Opsommer	Sheen
DeRoche	Huizenga	Palmer	Stahl

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.

Rep. Agema, 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:

While the intention of this bill is to try to save lives, the fact is it increases fines, fees and mandates all the while the companies are already moving towards this. This bill will require more government employees to enforce. Unnecessary law.”

Second Reading of Bills

House Bill No. 5111, entitled

A bill to amend 1993 PA 327, entitled “Tobacco products tax act,” by amending sections 6a and 9 (MCL 205.426a and 205.429), section 6a as added by 1997 PA 187 and section 9 as amended by 2004 PA 474.

Was read a second time, and the question being on the adoption of the proposed substitute (H-2) previously recommended by the Committee on Regulatory Reform,

The substitute (H-2) was not adopted, a majority of the members serving not voting therefor.

Rep. Sak moved to substitute (H-3) the bill.

The motion prevailed and the substitute (H-3) 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. 5111, entitled

A bill to amend 1993 PA 327, entitled “Tobacco products tax act,” by amending sections 6a and 9 (MCL 205.426a and 205.429), section 6a as added by 1997 PA 187 and section 9 as amended by 2004 PA 474.

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

Roll Call No. 363

Yeas—92

Accavitti	Donigan	Lahti	Polidori
Acciavatti	Ebli	LaJoy	Proos
Angerer	Elsenheimer	Law, David	Robertson
Ball	Emmons	Law, Kathleen	Rocca
Bauer	Espinoza	LeBlanc	Sak
Bennett	Farrah	Leland	Schuitmaker
Bieda	Gaffney	Lemmons	Scott
Booher	Gillard	Lindberg	Shaffer
Brown	Gonzales	Marleau	Sheltrown
Byrnes	Green	Mayes	Simpson
Byrum	Griffin	McDowell	Smith, Alma
Casperson	Hammel	Meadows	Smith, Virgil
Caswell	Hammon	Meisner	Spade
Caul	Hansen	Melton	Stakoe
Clack	Hood	Meltzer	Tobocman

Clemente	Hopgood	Miller	Vagnozzi
Condino	Horn	Moolenaar	Valentine
Constan	Hune	Moore	Walker
Corriveau	Jackson	Moss	Ward
Coulouris	Johnson	Nofs	Warren
Cushingberry	Jones, Rick	Palsrok	Wenke
Dean	Jones, Robert	Pavlov	Wojno
Dillon	Knollenberg	Pearce	Young

Nays—16

Agema	DeRoche	Huizenga	Palmer
Amos	Garfield	Meekhof	Pastor
Brandenburg	Hildenbrand	Nitz	Sheen
Calley	Hoogendyk	Opsommer	Stahl

In The Chair: Byrnes

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

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

A bill to amend 1993 PA 327, entitled “Tobacco products tax act,” by amending section 9 (MCL 205.429), as amended by 2004 PA 474.

The motion prevailed.

The House agreed to the title as amended.

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 resumed the Chair.

Second Reading of Bills

House Bill No. 5108, entitled

A bill to amend 1927 PA 372, entitled “An act to regulate and license the selling, purchasing, possessing, and carrying of certain firearms and gas ejecting devices; to prohibit the buying, selling, or carrying of certain firearms and gas ejecting devices without a license or other authorization; to provide for the forfeiture of firearms under certain circumstances; to provide for penalties and remedies; to provide immunity from civil liability under certain circumstances; to prescribe the powers and duties of certain state and local agencies; to prohibit certain conduct against individuals who apply for or receive a license to carry a concealed pistol; to make appropriations; to prescribe certain conditions for the appropriations; and to repeal all acts and parts of acts inconsistent with this act,” by amending section 5j (MCL 28.425j), as amended by 2004 PA 254.

The bill was read a second time.

Rep. Sheltroun moved to amend the bill as follows:

1. Amend page 3, line 27, after the second “TO” by striking out “WHICH BOTH” and inserting “WHOM ALL”.
2. Amend page 4, following line 15, by inserting:

“(D) THE INDIVIDUAL CERTIFIES IN WRITING THAT HE OR SHE HAS READ AND UNDERSTANDS THE COURSE MATERIALS REGARDING LAWS OF THIS STATE RELATING TO FIREARMS, INCLUDING CIVIL LIABILITY AND THE USE OF DEADLY FORCE, AS REFERRED TO IN SUBSECTION (1)(A)(iv).”.

The motion prevailed and the amendments were adopted, a majority of the members serving voting therefor.

Rep. Sheltroun 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. 5108, entitled

A bill to amend 1927 PA 372, entitled "An act to regulate and license the selling, purchasing, possessing, and carrying of certain firearms and gas ejecting devices; to prohibit the buying, selling, or carrying of certain firearms and gas ejecting devices without a license or other authorization; to provide for the forfeiture of firearms under certain circumstances; to provide for penalties and remedies; to provide immunity from civil liability under certain circumstances; to prescribe the powers and duties of certain state and local agencies; to prohibit certain conduct against individuals who apply for or receive a license to carry a concealed pistol; to make appropriations; to prescribe certain conditions for the appropriations; and to repeal all acts and parts of acts inconsistent with this act," by amending section 5j (MCL 28.425j), as amended by 2004 PA 254.

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

Roll Call No. 364

Yeas—101

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

Nays—7

Bauer	Jackson	Tobocman	Young
Donigan	Smith, Alma	Warren	

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.

Reps. Accavitti, Agema, Ball, Bieda, Brandenburg, Caul, Clemente, Elsenheimer, Espinoza, Garfield, Gonzales, Hammel, Huizenga, Knollenberg, LeBlanc, Marleau, Meekhof, Moore, Nitz, Nofs, Opsommer, Pastor, Pearce, Polidori, Proos, Shaffer and Spade were named co-sponsors of the bill.

By unanimous consent the House returned to the order of

Reports of Standing Committees

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

Senate Bill No. 1007, entitled

A bill to amend 2001 PA 266, entitled "Grade A milk law of 2001," by amending sections 2, 3, 4, 5, 6, 7, 20, 30, 31, 33a, 41, 44, 50, 53, 60, 61, 62, 63, 68, and 69 (MCL 288.472, 288.473, 288.474, 288.475, 288.476, 288.477, 288.490, 288.500, 288.501, 288.503a, 288.511, 288.514, 288.520, 288.523, 288.530, 288.531, 288.532, 288.533, 288.538, and 288.539), section 33a as added by 2004 PA 277.

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, Brown, Kathleen Law, Leland, Walker, Nitz, Ball and Meekhof

Nays: None

Second Reading of Bills

Senate Bill No. 1007, entitled

A bill to amend 2001 PA 266, entitled "Grade A milk law of 2001," by amending sections 2, 3, 4, 5, 6, 7, 20, 30, 31, 33a, 41, 44, 50, 53, 60, 61, 62, 63, 68, and 69 (MCL 288.472, 288.473, 288.474, 288.475, 288.476, 288.477, 288.490, 288.500, 288.501, 288.503a, 288.511, 288.514, 288.520, 288.523, 288.530, 288.531, 288.532, 288.533, 288.538, and 288.539), section 33a as added by 2004 PA 277.

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. 1007, entitled

A bill to amend 2001 PA 266, entitled "Grade A milk law of 2001," by amending sections 2, 3, 4, 5, 6, 7, 20, 30, 31, 33a, 41, 44, 50, 53, 60, 61, 62, 63, 68, and 69 (MCL 288.472, 288.473, 288.474, 288.475, 288.476, 288.477, 288.490, 288.500, 288.501, 288.503a, 288.511, 288.514, 288.520, 288.523, 288.530, 288.531, 288.532, 288.533, 288.538, and 288.539), section 33a as added by 2004 PA 277.

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

Roll Call No. 365

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	Mayer	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
Clack	Hoogendyk	Moolenaar	Tobocman
Clemente	Hopgood	Moore	Vagnozzi
Condino	Horn	Moss	Valentine
Constan	Huizenga	Nitz	Walker
Corriveau	Hune	Nofs	Ward
Coulouris	Jackson	Opsommer	Warren
Cushingberry	Johnson	Palmer	Wenke
Dean	Jones, Rick	Palsrok	Wojno
DeRoche	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 regulate the production, transportation, handling, processing, delivery, and sale of grade A milk and milk products; to define grade A milk and milk products and to establish standards and requirements for grade A milk and milk products; to provide for dairy food safety; to provide for the sampling, sampling analysis, and transportation of milk and milk products; to regulate the labeling, manufacture, distribution, and sale of milk and milk products for the protection of the consuming public and to prevent fraud and deception by prohibiting the misbranding, adulteration, manufacture, distribution, and sale of milk and milk products; to provide for enforcement; to provide for licenses and permits and revocation of licenses and permits; to impose certain fees; to require certain security arrangements of milk plants to ensure the prompt payment of producers; to prescribe powers and duties of certain state departments and officers; to provide for uniform standards and uniform inspection; to provide for promulgation of rules; to provide for certain remedies and penalties; 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.

Messages from the Governor

The following line items veto message from the Governor was received and read:

Executive Office, Lansing, April 25, 2008

Michigan House of Representatives
State Capitol
Lansing, Michigan 48909

Dear Legislators:

Today I have signed **Enrolled House Bill 5344**, the fiscal year 2008 supplemental appropriations bill for various Executive Branch agencies, Higher Education, and Judiciary. This supplemental bill funds a number of important priorities including a state trooper school, forensic laboratory operations and environmental quality programs. However, I am returning it to

you because of special interest items of which I disapprove, pursuant to Article V, Section 19 of the Michigan Constitution of 1963. The specific vetoes are contained in the attached copy of the bill, which has been filed with the Secretary of State.

I have vetoed funding for business incubators in Macomb County and Washtenaw County. The Michigan Economic Development Corporation has funding for similar purposes and these agencies should compete for that funding.

In addition, section 521 is legally unenforceable since there is no appropriation contained in this bill to which the directives of section 521 could be applied.

I thank the Legislature for its work on these supplemental appropriations.

Respectfully,
Jennifer M. Granholm
Governor

The bill was signed by the Governor April 25, 2008, at 12:10 p.m.

The bill was filed with the Secretary of State April 29, 2008, at 2:30 p.m. and assigned Public Act No. 113, I.E.

The question being on the passage of the disapproved items, the objections of the Governor to the contrary notwithstanding,

Rep. Tobocman moved that the bill be re-referred to the Committee on Appropriations.

The motion prevailed.

Second Reading of Bills

House Bill No. 5730, entitled

A bill to amend 1996 PA 354, entitled "Savings bank act," (MCL 487.3101 to 487.3804) by adding section 435.

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

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

Rep. Green moved to amend the bill as follows:

1. Amend page 2, following line 19, by inserting:

"Enacting section 1. This amendatory act does not take effect unless all of the following bills of the 94th Legislature are enacted into law:

(a) House Bill No. 4776.

(b) House Bill No. 4777."

The question being on the adoption of the amendment offered by Rep. Green,

Rep. Hildenbrand demanded the yeas and nays.

The demand was supported.

The question being on the adoption of the amendment offered by Rep. Green,

The amendment was adopted, a majority of the members serving voting therefor, by yeas and nays, as follows:

Roll Call No. 366

Yeas—93

Accavitti	Ebli	Lahti	Pavlov
Acciavatti	Elsenheimer	LaJoy	Pearce
Agema	Emmons	Law, David	Polidori
Amos	Espinoza	LeBlanc	Proos
Angerer	Farrah	Leland	Robertson
Ball	Gaffney	Lemmons	Rocca
Bennett	Garfield	Lindberg	Sak
Bieda	Gonzales	Marleau	Schuitmaker
Booher	Green	Mayes	Scott
Brandenburg	Griffin	McDowell	Shaffer
Brown	Hammel	Meekhof	Sheen
Byrum	Hansen	Meisner	Sheltrown
Calley	Hildenbrand	Melton	Simpson
Casperson	Hood	Meltzer	Smith, Alma
Caswell	Hoogendyk	Moolenaar	Smith, Virgil
Caul	Horn	Moore	Spade

Clemente	Huizenga	Moss	Stahl
Corriveau	Hune	Nitz	Stakoe
Coulouris	Jackson	Nofs	Valentine
Cushingberry	Johnson	Opsommer	Walker
Dean	Jones, Rick	Palmer	Ward
DeRoche	Jones, Robert	Palsrok	Wenke
Dillon	Knollenberg	Pastor	Wojno
Donigan			

Nays—15

Bauer	Constan	Law, Kathleen	Vagnozzi
Byrnes	Gillard	Meadows	Warren
Clack	Hammon	Miller	Young
Condino	Hopgood	Tobocman	

In The Chair: Sak

Rep. Calley moved to amend the bill as follows:

1. Amend page 2, following line 19, by inserting:

“(3) A SAVINGS BANK IN COMPLIANCE WITH THE FEDERAL TRUTH IN SAVINGS ACT WOULD BE EXEMPT FROM THE REQUIREMENTS IN SUBSECTION (1).”.

The motion did not prevail and the amendment was not adopted, a majority of the members serving not voting therefor.

Rep. Sheen moved to amend the bill as follows:

1. Amend page 2, following line 19, by inserting:

“Enacting section 1. This amendatory act does not take effect unless all of the following bills of the 94th Legislature are enacted into law:

(a) House Bill No. 5731.

(b) House Bill No. 5732.

(c) House Bill No. 5733.”.

The question being on the adoption of the amendment offered by Rep. Sheen,

Rep. Sheen demanded the yeas and nays.

The demand was supported.

The question being on the adoption of the amendment offered by Rep. Sheen,

The amendment was not adopted, a majority of the members serving not voting therefor, by yeas and nays, as follows:

Roll Call No. 367**Yeas—54**

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

Nays—54

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

In The Chair: Sak

Rep. Polidori 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. 5730, entitled

A bill to amend 1996 PA 354, entitled "Savings bank act," (MCL 487.3101 to 487.3804) by adding section 435.
The bill was read a third time.

The question being on the passage of the bill,

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

Second Reading of Bills**House Bill No. 4594, entitled**

A bill to amend 1972 PA 382, entitled "Traxler-McCauley-Law-Bowman bingo act," by amending sections 2, 3, and 9 (MCL 432.102, 432.103, and 432.109), sections 2 and 9 as amended by 1999 PA 108 and section 3 as amended by 2006 PA 427.

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

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

Rep. Rocca 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. Horn be excused temporarily from today's session.
The motion prevailed.

Rep. Condino moved that Rep. Gillard be excused temporarily from today's session.
The motion prevailed.

By unanimous consent the House returned to the order of

Third Reading of Bills

House Bill No. 4594, entitled

A bill to amend 1972 PA 382, entitled "Traxler-McCauley-Law-Bowman bingo act," by amending sections 2, 3, and 9 (MCL 432.102, 432.103, and 432.109), sections 2 and 9 as amended by 1999 PA 108 and section 3 as amended by 2006 PA 427.

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

Roll Call No. 368

Yeas—105

Accavitti	Dillon	Lahti	Pavlov
Acciavatti	Donigan	LaJoy	Pearce
Agema	Ebli	Law, David	Polidori
Amos	Elsenheimer	Law, Kathleen	Proos
Angerer	Emmons	LeBlanc	Robertson
Ball	Espinoza	Leland	Rocca
Bauer	Farrah	Lemmons	Sak
Bennett	Gaffney	Lindberg	Schuitmaker
Bieda	Garfield	Marleau	Scott
Booher	Gonzales	Mayes	Shaffer
Brandenburg	Green	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	Tobocman
Clack	Hopgood	Moore	Vagnozzi
Clemente	Huizenga	Moss	Valentine
Condino	Hune	Nitz	Walker
Constan	Jackson	Nofs	Ward
Corriveau	Johnson	Opsommer	Warren
Coulouris	Jones, Rick	Palmer	Wenke
Cushingberry	Jones, Robert	Palsrok	Wojno
Dean	Knollenberg	Pastor	Young
DeRoche			

Nays—1

Sheen

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.

Reps. Accavitti, Agema, Angerer, Bieda, Booher, Brandenburg, Brown, Casperson, Caul, Clemente, Constan, Elsenheimer, Espinoza, Gaffney, Garfield, Gonzales, Griffin, Hammel, Hansen, Hopgood, Hune, Rick Jones, Robert Jones, LaJoy, David Law, Leland, Marleau, Mayes, Meekhof, Melton, Meltzer, Moolenaar, Moore, Moss, Nitz, Opsommer, Polidori, Sak, Schuitmaker, Scott, Sheltroun, Spade, Stakoe, Tobocman, Vagnozzi, Valentine, Ward and Wojno were named co-sponsors of the bill.

By unanimous consent the House returned to the order of

Motions and Resolutions

Reps. Sak, Ball, Bieda, Brown, Byrnes, Caul, Clack, Condino, Constan, Dean, Gonzales, Hammon, Hopgood, Robert Jones, Lahti, Kathleen Law, LeBlanc, Lemmons, Mayes, Meadows, Meisner, Melton, Polidori, Shaffer, Sheltroun, Spade, Tobocman, Vagnozzi and Hammel offered the following resolution:

House Resolution No. 342.

A resolution recognizing May 2008 as VSA Arts of Michigan Month.

Whereas, We are proud to recognize VSA Arts of Michigan as they celebrate VSA Arts of Michigan Month in May 2008; and

Whereas, VSA Arts of Michigan was founded in 1974 by Jean Kennedy Smith and is affiliated with the John F. Kennedy Center for the Performing Arts in Washington, D.C.; and

Whereas, VSA Arts of Michigan's mission is to promote creative power in people with disabilities; and

Whereas, VSA Arts of Michigan's goal is to provide access and opportunity in the arts to people with disabilities in an effort to increase public awareness, use arts to encourage positive interactions between persons with and without disabilities, and increase the opportunities for people with disabilities to pursue a career in the arts; and

Whereas, VSA Arts of Michigan has ten district and local organization locations and reaches over 50,000 Michigan residents annually; and

Whereas, These children, students and adults are impacted through the efforts of over 150 regular volunteers and more than 2000 intermittent volunteers; and

Whereas, This program came to Michigan in 1977; and

Whereas, VSA Arts of Michigan's activities include exhibitions of student artwork, individual classroom workshops, student scholarships and their annual VSA at the Capitol Day; now, therefore, be it

Resolved by the House of Representatives, That the members of this legislative body recognize May 2008 as VSA Arts of Michigan Month.

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. Hammon, Ball, Bieda, Brown, Byrnes, Clack, Condino, Constan, Dean, Garfield, Gillard, Gonzales, Hopgood, Robert Jones, Lahti, LaJoy, David Law, Kathleen Law, LeBlanc, Lemmons, Mayes, Meadows, Meisner, Melton, Polidori, Proos, Sak, Shaffer, Sheltroun, Spade, Tobocman, Vagnozzi, Valentine and Hammel offered the following resolution:

House Resolution No. 343.

A resolution recognizing May 1, 2008, as Law Day in the state of Michigan.

Whereas, This country was founded on the principle that voluntary adherence to the rule of law expands, rather than limits, the opportunities for freedom; and

Whereas, A viable democracy requires understanding of the nature and basis of our freedom and recognition of the individual responsibilities which those freedoms impose; and

Whereas, Law Day is a celebration of our nation's great heritage of liberty, justice, and equality under the law; and

Whereas, The Law Day 2008, 50th anniversary theme of "The Rule of Law: Foundation for Communities of Opportunity and Equity" encourages us all to examine the rule of law, our role in its sustainability, and its role in protecting our communities, our democracy, opportunity, equity, and all that is most precious to us; now, therefore, be it

Resolved by the House of Representatives, That the members of this legislative body recognize May 1, 2008, as Law Day in the state of Michigan; and be it further

Resolved, That the citizens, schools, businesses, and media of the state of Michigan are encouraged to use this occasion to preserve and strengthen the rule of law.

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.

Announcement by the Clerk of Printing and Enrollment

The Clerk announced the enrollment printing and presentation to the Governor on Thursday, May 1, for her approval of the following bills:

Enrolled House Bill No. 4434 at 11:34 a.m.
Enrolled House Bill No. 4437 at 11:36 a.m.
Enrolled House Bill No. 5322 at 11:38 a.m.
Enrolled House Bill No. 4433 at 1:42 p.m.
Enrolled House Bill No. 4435 at 1:44 p.m.
Enrolled House Bill No. 4436 at 1:46 p.m.

The Clerk announced that the following bills had been printed and placed upon the files of the members on Thursday, May 1:

House Bill Nos. 6024 6025 6026 6027 6028 6029 6030
Senate Bill Nos. 1282 1283

Reports of Standing Committees

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

Senate Bill No. 1008, entitled

A bill to amend 2001 PA 267, entitled "Manufacturing milk law of 2001," by amending sections 10, 11, 12, 13, 15, 16, 17, 70, 90, 110, 110a, 111, 113, 114, 115, 116, 119, 125, 130, 131, 136, 137, 139, 140, 142, 143, 152, and 159 (MCL 288.570, 288.571, 288.572, 288.573, 288.575, 288.576, 288.577, 288.630, 288.650, 288.670, 288.670a, 288.671, 288.673, 288.674, 288.675, 288.676, 288.679, 288.685, 288.690, 288.691, 288.696, 288.697, 288.699, 288.700, 288.702, 288.703, 288.712, and 288.719), section 110a as added by 2004 PA 282.

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, 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, April 30, 2008

Present: Reps. Mayes, Byrum, Brown, Kathleen Law, Leland, Sheltroun, Walker, Nitz, Ball and Meekhof

Absent: Rep. Angerer

Excused: Rep. Angerer

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

House Bill No. 5533, entitled

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending section 303 (MCL 257.303), as amended by 2006 PA 298.

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, Donigan, Ebli, Leland, Mayes, Miller, Young, LaJoy, Casperson, Nitz, Pavlov, Pearce, Stahl and Knollenberg

Nays: None

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

House Bill No. 5965, entitled

A bill to amend 1950 (Ex Sess) PA 21, entitled "An act to create the Mackinac bridge authority, and to prescribe its powers and duties; to provide for the determination of the physical and financial feasibility of a bridge connecting the upper and lower peninsulas of Michigan; to provide for a board of consulting engineers, and to prescribe its powers and duties; and to make an appropriation to carry out the provisions of this act," (MCL 254.301 to 254.302) by amending the title and by adding section 1a.

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. Hopgood, Griffin, Accavitti, Donigan, Ebli, Leland, Mayes, 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, May 1, 2008

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

Absent: Rep. Bieda

Excused: Rep. Bieda

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

House Bill No. 4994, entitled

A bill to amend 1956 PA 218, entitled "The insurance code of 1956," by amending sections 3141 and 3145 (MCL 500.3141 and 500.3145).

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. Virgil Smith, Farrah, Condino, Constan, Johnson, Lemmons, Polidori, Scott, Simpson, Wojno, Rocca and Gaffney

Nays: Reps. Hune and Hildenbrand

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

House Bill No. 5838, entitled

A bill to amend 1956 PA 218, entitled "The insurance code of 1956," by amending section 3135 (MCL 500.3135), as amended by 2002 PA 697.

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. Virgil Smith, Farrah, Constan, Johnson, Polidori, Simpson, Wojno, Hune, Hildenbrand, David Law and Rocca

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, May 1, 2008

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

Absent: Reps. Emmons and Moore

Excused: Reps. Emmons and Moore

Messages from the Senate**House Bill No. 5282, entitled**

A bill to amend 1956 PA 218, entitled "The insurance code of 1956," by amending sections 2213b, 3406f, 3503, 3519, 3521, 3525, and 3539 (MCL 500.2213b, 500.3406f, 500.3503, 500.3519, 500.3521, 500.3525, and 500.3539), section 2213b as amended by 1998 PA 457, section 3406f as added by 1996 PA 517, section 3503 as amended by 2006 PA 366, sections 3519 and 3539 as amended by 2005 PA 306, and sections 3521 and 3525 as added by 2000 PA 252, and by adding chapter 37A.

The Senate has substituted (S-5) the bill.

The Senate has passed the bill as substituted (S-5) 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.

House Bill No. 5283, entitled

A bill to amend 1980 PA 350, entitled "The nonprofit health care corporation reform act," by amending sections 308, 401e, 402b, 608, and 610 (MCL 550.1308, 550.1401e, 550.1402b, 550.1608, and 550.1610), section 401e as added by 1996 PA 516, section 402b as amended by 1999 PA 7, and section 608 as amended by 1991 PA 73, and by adding section 220; and to repeal acts and parts of acts.

The Senate has substituted (S-4) the bill.

The Senate has passed the bill as substituted (S-4) and amended the title to read as follows:

A bill to amend 1980 PA 350, entitled "An act to provide for the incorporation of nonprofit health care corporations; to provide their rights, powers, and immunities; to prescribe the powers and duties of certain state officers relative to the exercise of those rights, powers, and immunities; to prescribe certain conditions for the transaction of business by those corporations in this state; to define the relationship of health care providers to nonprofit health care corporations and to specify their rights, powers, and immunities with respect thereto; to provide for a Michigan caring program; to provide for the regulation and supervision of nonprofit health care corporations by the commissioner of insurance; to prescribe powers and duties of certain other state officers with respect to the regulation and supervision of nonprofit health care corporations; to provide for the imposition of a regulatory fee; to regulate the merger or consolidation of certain corporations; to prescribe an expeditious and effective procedure for the maintenance and conduct of certain administrative appeals relative to provider class plans; to provide for certain administrative hearings relative to rates for health care benefits; to provide for certain causes of action; to prescribe penalties and to provide civil fines for violations of this act; and to repeal certain acts and parts of acts," by amending sections 301, 308, 401e, 402b, 610, 612, 613, and 614 (MCL 550.1301, 550.1308, 550.1401e, 550.1402b, 550.1610, 550.1612, 550.1613, and 550.1614), section 301 as amended by 1988 PA 45, section 401e as added by 1996 PA 516, and section 402b as amended by 1999 PA 7, and by adding sections 102a, 220, and 401k.

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

Notices

I hereby give notice that on the next legislative session day I will move to discharge the Committee on Oversight and Investigations from further consideration of **House Bill No. 4241**.

Rep. Agema

Introduction of Bills

Rep. Bieda introduced

House Bill No. 6031, entitled

A bill to amend 2007 PA 36, entitled "Michigan business tax act," by amending section 113 (MCL 208.1113), as amended by 2007 PA 145.

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

Reps. Byrum, Meekhof, Mayes, Simpson, Lindberg, McDowell, Cheeks, Griffin, Gonzales, Melton, Clemente, Polidori, Vagnozzi, Kathleen Law, Bauer, Johnson, Byrnes, Sak, Coulouris, Corriveau, LeBlanc, Meadows, Dean, Espinoza, Jackson and Pavlov introduced

House Bill No. 6032, entitled

A bill to amend 1992 PA 147, entitled "Neighborhood enterprise zone act," by amending sections 5, 6, 7, 11, and 16 (MCL 207.775, 207.776, 207.777, 207.781, and 207.786), sections 6 and 7 as amended by 2005 PA 338 and section 11 as amended by 2005 PA 339; and to repeal acts and parts of acts.

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

Reps. Sak, Farrah, Virgil Smith, Shaffer, Wojno, Hammon, Amos, Pavlov, Knollenberg, Condino, Green, Meadows, Dean and Cushingberry introduced

House Bill No. 6033, entitled

A bill to amend 1968 PA 251, entitled "Cemetery regulation act," by amending the title and sections 2, 2a, 8, 9, 10, 12, 12a, 13, 15, 16, 18, 19, and 21 (MCL 456.522, 456.522a, 456.528, 456.529, 456.530, 456.532, 456.532a, 456.533, 456.535, 456.536, 456.538, 456.539, and 456.541), the title and sections 2, 8, 9, 10, 12, 12a, 13, 15, 16, 18, 19, and 21 as amended by 2004 PA 22 and section 2a as added by 1982 PA 132, and by adding sections 9a, 9b, 9c, and 16b; and to repeal acts and parts of acts.

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

Reps. Farrah, Sak, Virgil Smith, Shaffer, Wojno, Hammon, Accavitti, Amos, Pavlov, Knollenberg, Condino, Green, Meadows, Dean and Cushingberry introduced

House Bill No. 6034, entitled

A bill to amend 1855 PA 87, entitled "An act relative to burying grounds; and to impose certain duties upon the department of commerce," by amending section 35a (MCL 456.35a), as amended by 2003 PA 91.

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

Reps. Hammon, Sak, Farrah, Virgil Smith, Shaffer, Meadows, Wojno, Accavitti, Amos, Pavlov, Knollenberg, Condino, Green, Dean and Cushingberry introduced

House Bill No. 6035, entitled

A bill to amend 1869 PA 12, entitled "An act to authorize and encourage the formation of corporations to establish rural cemeteries; to provide for the care and maintenance thereof; to provide for the revision and codification of the laws relating to cemeteries, mausoleums, crypts, vaults, crematoriums, and other means of disposing of the dead; to make an appropriation therefor; and to impose certain duties upon the department of commerce," by amending section 7a (MCL 456.107a), as amended by 2003 PA 90.

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

Reps. Sak, Farrah, Virgil Smith, Shaffer, Wojno, Hammon, Amos, Pavlov, Knollenberg, Green, Meadows, Dean and Cushingberry introduced

House Bill No. 6036, entitled

A bill to amend 1961 PA 236, entitled "Revised judicature act of 1961," by amending section 2926a (MCL 600.2926a).

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

Reps. Condino, Sak, Farrah, Virgil Smith, Shaffer, Wojno, Hammon, Knollenberg, Accavitti, Amos, Pavlov, Green, Meadows, Dean and Cushingberry introduced

House Bill No. 6037, entitled

A bill to amend 1931 PA 328, entitled "The Michigan penal code," (MCL 750.1 to 750.568) by adding section 180a.

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

Reps. Cushingberry, Sak, Farrah, Virgil Smith, Shaffer, Wojno, Hammon, Accavitti, Amos, Pavlov, Moss, Knollenberg, Condino, Green, Meadows and Dean introduced

House Bill No. 6038, entitled

A bill to amend 1972 PA 284, entitled "Business corporation act," by amending section 123 (MCL 450.1123), as amended by 2001 PA 57.

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

Reps. Bieda, Sak, Farrah, Virgil Smith, Shaffer, Wojno, Hammon, Accavitti, Amos, Pavlov, Knollenberg, Condino, Green, Meadows, Dean and Cushingberry introduced

House Bill No. 6039, entitled

A bill to amend 1869 PA 12, entitled "An act to authorize and encourage the formation of corporations to establish rural cemeteries; to provide for the care and maintenance thereof; to provide for the revision and codification of the laws relating to cemeteries, mausoleums, crypts, vaults, crematoriums, and other means of disposing of the dead; to make an appropriation therefor; and to impose certain duties upon the department of commerce," by amending section 1 (MCL 456.101).

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

Reps. Virgil Smith, Sak, Farrah, Shaffer, Wojno, Hammon, Accavitti, Amos, Pavlov, Knollenberg, Agema, Young, Green, Meadows, Dean and Cushingberry introduced

House Bill No. 6040, entitled

A bill to amend 1855 PA 87, entitled "An act relative to burying grounds; and to impose certain duties upon the department of commerce," by amending section 1 (MCL 456.1).

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

Reps. Wojno, Sak, Farrah, Virgil Smith, Shaffer, Amos, Pavlov, Knollenberg, Condino, Green, Meadows, Dean, Hammon and Cushingberry introduced

House Bill No. 6041, entitled

A bill to amend 1915 PA 58, entitled "An act to provide for the incorporation of cremation companies and associations; and to impose certain duties upon the department of commerce," by amending sections 1 and 3 (MCL 456.201 and 456.203), section 3 as amended by 1982 PA 114.

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

Reps. Meadows, Sak, Farrah, Virgil Smith, Shaffer, Wojno, Hammon, Accavitti, Amos, Pavlov, Knollenberg, Condino, Green, Dean and Cushingberry introduced

House Bill No. 6042, entitled

A bill to amend 1882 (Ex Sess) PA 13, entitled "An act to authorize the formation of vault associations in the state of Michigan for the purpose of preserving and protecting bodies of deceased persons before burial; and to impose certain duties upon the department of commerce," by amending section 1 (MCL 456.251), as amended by 1982 PA 112.

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

Reps. Farrah, Sak, Byrnes, Johnson, Ward, Warren, Gillard, Horn, Griffin, Accavitti, Simpson, Cheeks and Tobocman introduced

House Bill No. 6043, entitled

A bill to amend 1998 PA 58, entitled "Michigan liquor control code of 1998," by amending sections 525, 1111, and 1114 (MCL 436.1525, 436.2111, and 436.2114), section 525 as amended by 2006 PA 539 and section 1114 as added by 2004 PA 134, and by adding section 1116.

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

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

By unanimous consent the House returned to the order of

Motions and Resolutions

Rep. Tobocman moved that the Committee on Judiciary be discharged from further consideration of **House Bill No. 4613**. (For first notice see House Journal No. 40, p. 935.)

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

Rep. Tobocman moved that consideration of the motion be postponed for the day.

The motion prevailed.

Rep. Tobocman moved that the Committee on Judiciary be discharged from further consideration of **House Bill No. 4651**.
(For first notice see House Journal No. 40, p. 935.)
The question being on the motion made by Rep. Tobocman,

Rep. Tobocman moved that consideration of the motion be postponed for the day.
The motion prevailed.

Rep. Tobocman moved that the Committee on Judiciary be discharged from further consideration of **House Bill No. 4652**.
(For first notice see House Journal No. 40, p. 935.)
The question being on the motion made by Rep. Tobocman,

Rep. Tobocman moved that consideration of the motion be postponed for the day.
The motion prevailed.

Rep. Tobocman moved that the Committee on Judiciary be discharged from further consideration of **House Bill No. 4653**.
(For first notice see House Journal No. 40, p. 935.)
The question being on the motion made by Rep. Tobocman,

Rep. Tobocman moved that consideration of the motion be postponed for the day.
The motion prevailed.

Rep. Tobocman moved that the Committee on Judiciary be discharged from further consideration of **House Bill No. 4654**.
(For first notice see House Journal No. 40, p. 935.)
The question being on the motion made by Rep. Tobocman,

Rep. Tobocman moved that consideration of the motion be postponed for the day.
The motion prevailed.

Rep. Tobocman moved that the Committee on Judiciary be discharged from further consideration of **House Bill No. 4655**.
(For first notice see House Journal No. 40, p. 935.)
The question being on the motion made by Rep. Tobocman,

Rep. Tobocman moved that consideration of the motion be postponed for the day.
The motion prevailed.

Rep. Tobocman moved that the Committee on Judiciary be discharged from further consideration of **House Bill No. 4656**.
(For first notice see House Journal No. 40, p. 935.)
The question being on the motion made by Rep. Tobocman,

Rep. Tobocman moved that consideration of the motion be postponed for the day.
The motion prevailed.

Rep. Tobocman moved that the Committee on Judiciary be discharged from further consideration of **House Bill No. 4660**.
(For first notice see House Journal No. 40, p. 935.)
The question being on the motion made by Rep. Tobocman,

Rep. Tobocman moved that consideration of the motion be postponed for the day.
The motion prevailed.

Rep. Tobocman moved that the Committee on Judiciary be discharged from further consideration of **House Bill No. 5664**.
(For first notice see House Journal No. 40, p. 935.)
The question being on the motion made by Rep. Tobocman,

Rep. Tobocman moved that consideration of the motion be postponed for the day.
The motion prevailed.

Rep. Tobocman moved that the Committee on Judiciary be discharged from further consideration of **Senate Bill No. 1049**.
(For first notice see House Journal No. 40, p. 935.)
The question being on the motion made by Rep. Tobocman,

Rep. Tobocman moved that consideration of the motion be postponed for the day.
The motion prevailed.

Rep. Tobocman moved that the Committee on Judiciary be discharged from further consideration of **Senate Bill No. 1059**.
(For first notice see House Journal No. 40, p. 936.)
The question being on the motion made by Rep. Tobocman,

Rep. Tobocman moved that consideration of the motion be postponed for the day.
The motion prevailed.

Rep. Tobocman moved that when the House adjourns today it stand adjourned until Tuesday, May 6, at 1:30 p.m.
The motion prevailed.

Rep. Tobocman moved that the House adjourn.
The motion prevailed, the time being 4:10 p.m.

Associate Speaker Pro Tempore Byrnes declared the House adjourned until Tuesday, May 6, at 1:30 p.m.

RICHARD J. BROWN
Clerk of the House of Representatives

