

No. 45  
STATE OF MICHIGAN  
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**House of Representatives**  
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REGULAR SESSION OF 2008

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House Chamber, Lansing, Tuesday, May 13, 2008.

1:30 p.m.

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

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

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—excused	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—present
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—present	Knollenberg—present		

e/d/s = entered during session

Rep. Ted Hammon, from the 50th District, offered the following invocation:

“In Hebrews chapter 13 – verse 15 and 16. God states: Through Jesus – therefore, let us continually offer to God a sacrifice of praise and do not forget to do good and to share with others for with such sacrifices God is pleased.

Shall we pray: Our most gracious and heavenly Father, we ask that You fill every part of our life with praise that our whole being may proclaim Thy being, and Thy ways. Our Lord, our life, our way our end. In Jesus most heavenly Fathers name we pray—and they all said Amen.”

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

### Reports of Standing Committees

The Speaker laid before the House

**House Resolution No. 276.**

A resolution to encourage Michigan’s public schools to participate in Junior Achievement programs.  
(For text of resolution, see House Journal No. 15, p. 234.)

(The resolution was reported by the Committee on Commerce on April 29, consideration of which, under the rules, was postponed until April 30.)

The question being on the adoption of the resolution,  
The resolution was adopted.

The Speaker laid before the House

**House Resolution No. 350.**

A resolution to urge the Michigan Department of Agriculture and the Michigan Department of Environmental Quality to take whatever steps are necessary to help facilitate the expansion of the commercial cranberry industry in Michigan.  
(For text of resolution, see House Journal No. 43, p. 1004.)

(The resolution was reported by the Committee on Agriculture on May 8, consideration of which, under the rules, was postponed until today.)

The question being on the adoption of the resolution,  
The resolution was adopted.

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Rep. Tobocman moved that Reps. Spade and Gonzales be excused temporarily from today’s session.  
The motion prevailed.

### Messages from the Senate

The Speaker laid before the House

**House Bill No. 5085, entitled**

A bill to amend 1994 PA 451, entitled “Natural resources and environmental protection act,” by amending sections 82101, 82105, and 82114 (MCL 324.82101, 324.82105, and 324.82114), section 82101 as amended by 2005 PA 175, section 82105 as amended by 2005 PA 271, and section 82114 as added by 1995 PA 58, and by adding sections 82105a, 82105b, and 82116a.

(The bill was received from the Senate on May 7, with substitute (S-1), full title inserted and immediate effect given by the Senate, consideration of which, under the rules, was postponed until May 8, see House Journal No. 43, p. 1008.)

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

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

**Roll Call No. 378****Yeas—105**

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

**Nays—1**

Palmer

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.

Rep. Hood moved that Rep. Virgil Smith be excused temporarily from today's session.

The motion prevailed.

The Speaker laid before the House

**House Bill No. 5585, 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, 141, 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, 288.701, 288.702, 288.703, 288.712, and 288.719), section 110a as added by 2004 PA 282.

(The bill was received from the Senate on May 7, with substitute (S-1), title amendment and immediate effect given by the Senate, consideration of which, under the rules, was postponed until May 8, see House Journal No. 43, p. 1009.)

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

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

**Roll Call No. 379****Yeas—106**

Accavitti	DeRoche	Lahti	Pavlov
Acciavatti	Dillon	LaJoy	Pearce
Agema	Donigan	Law, David	Polidori
Amos	Ebli	Law, Kathleen	Proos
Angerer	Elsenheimer	LeBlanc	Robertson
Ball	Emmons	Leland	Rocca
Bauer	Espinoza	Lemmons	Sak
Bennett	Farrah	Lindberg	Schuitmaker
Bieda	Gaffney	Marleau	Scott
Booher	Gillard	Mayes	Shaffer
Brandenburg	Green	McDowell	Sheen
Brown	Griffin	Meadows	Sheltrown
Byrnes	Hammel	Meekhof	Simpson
Byrum	Hammon	Meisner	Smith, Alma
Calley	Hansen	Melton	Stahl
Casperson	Hildenbrand	Meltzer	Stakoe
Caswell	Hood	Miller	Steil
Caul	Hoogendyk	Moolenaar	Tobocman
Cheeks	Hopgood	Moore	Vagnozzi
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		

**Nays—0**

In The Chair: Sak

The House agreed to the title as amended.

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

The Speaker laid before the House

**House Bill No. 5274, entitled**

A bill to amend 1965 PA 285, entitled "Private detective license act," by amending the title and sections 1, 2, 3, 4, 5, 6, 7, 8, 10, 14, 16, 17, 19, 20, 22, 24, 27, and 29 (MCL 338.821, 338.822, 338.823, 338.824, 338.825, 338.826, 338.827, 338.828, 338.830, 338.834, 338.836, 338.837, 338.839, 338.840, 338.842, 338.844, 338.847, and 338.849), the title and sections 1, 2, 3, 4, 5, 6, 7, 10, 14, 16, 17, 20, 22, 24, and 27 as amended by 2002 PA 474.

(The bill was received from the Senate on May 8, with substitute (S-1), full title inserted and immediate effect given by the Senate, consideration of which, under the rules, was postponed until today, see House Journal No. 44, p. 1025.)

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

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

**Roll Call No. 380****Yeas—107**

Accavitti	DeRoche	Lahti	Pearce
Acciavatti	Dillon	LaJoy	Polidori
Agema	Donigan	Law, David	Proos
Amos	Ebli	Law, Kathleen	Robertson
Angerer	Elsenheimer	LeBlanc	Rocca
Ball	Emmons	Leland	Sak
Bauer	Espinoza	Lemmons	Schuitmaker
Bennett	Farrah	Lindberg	Scott
Bieda	Gaffney	Marleau	Shaffer
Booher	Gillard	Mayes	Sheen
Brandenburg	Green	McDowell	Sheltrown
Brown	Griffin	Meadows	Simpson
Byrnes	Hammel	Meekhof	Smith, Alma
Byrum	Hammon	Meisner	Smith, Virgil
Calley	Hansen	Melton	Stahl
Casperson	Hildenbrand	Meltzer	Stakoe
Caswell	Hood	Miller	Steil
Caul	Hoogendyk	Moolenaar	Tobocman
Cheeks	Hopgood	Moore	Vagnozzi
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

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. 747, entitled**

A bill to amend 1976 PA 451, entitled "The revised school code," (MCL 380.1 to 380.1852) by adding section 1138. The bill was read a second time.

Rep. Espinoza moved to amend the bill as follows:

1. Amend page 1, line 3, after "**DUTY,**" by inserting "**OR IF A PUPIL IS ABSENT FROM SCHOOL FOR UP TO 2 FULL SCHOOL DAYS IF THE LOCATION OF THE DEPLOYMENT OR RETURN IS MORE THAN 300 MILES FROM THE PUPIL'S HOME,**".

2. Amend page 2, line 2, after "**THAN**" by striking out "**1 FULL SCHOOL DAY**" and inserting "**THE NUMBER OF SCHOOL DAYS PRESCRIBED IN SUBSECTION (1)**".

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

Rep. Brown moved to amend the bill as follows:

1. Amend page 1, line 2, after "**PARENT**" by striking out "**OR LEGAL GUARDIAN**" and inserting a comma and "**LEGAL GUARDIAN, OR SIBLING**".

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. 747, entitled**

A bill to amend 1976 PA 451, entitled "The revised school code," (MCL 380.1 to 380.1852) by adding section 1138.  
 Was read a third time and passed, a majority of the members serving voting therefor, by yeas and nays, as follows:

**Roll Call No. 381**

**Yeas—107**

Accavitti	DeRoche	Lahti	Pearce
Acciavatti	Dillon	LaJoy	Polidori
Agema	Donigan	Law, David	Proos
Amos	Ebli	Law, Kathleen	Robertson
Angerer	Elsenheimer	LeBlanc	Rocca
Ball	Emmons	Leland	Sak
Bauer	Espinoza	Lemmons	Schuitmaker
Bennett	Farrah	Lindberg	Scott
Bieda	Gaffney	Marleau	Shaffer
Booher	Gillard	Mayes	Sheen
Brandenburg	Green	McDowell	Sheltrown
Brown	Griffin	Meadows	Simpson
Byrnes	Hammel	Meekhof	Smith, Alma
Byrum	Hammon	Meisner	Smith, Virgil
Calley	Hansen	Melton	Stahl
Casperson	Hildenbrand	Meltzer	Stakoe
Caswell	Hood	Miller	Steil
Caul	Hoogendyk	Moolenaar	Tobocman
Cheeks	Hopgood	Moore	Vagnozzi
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 provide a system of public instruction and elementary and secondary schools; to revise, consolidate, and clarify the laws relating to elementary and secondary education; to provide for the organization, regulation, and maintenance of schools, school districts, public school academies, intermediate school districts, and other public school entities; to prescribe rights, powers, duties, and privileges of schools, school districts, public school academies, intermediate school districts, and other public school entities; to provide for the regulation of school teachers and certain other school employees; to

provide for school elections and to prescribe powers and duties with respect thereto; to provide for the levy and collection of taxes; to provide for the borrowing of money and issuance of bonds and other evidences of indebtedness; to establish a fund and provide for expenditures from that fund; to provide for and prescribe the powers and duties of certain state departments, the state board of education, and certain other boards and officials; to provide for licensure of boarding schools; to prescribe 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.

### Second Reading of Bills

#### Senate Bill No. 731, entitled

A bill to amend 1967 PA 150, entitled “Michigan military act,” (MCL 32.501 to 32.851) by adding section 236.

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. 731, entitled

A bill to amend 1967 PA 150, entitled “Michigan military act,” (MCL 32.501 to 32.851) by adding section 236.

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

### Roll Call No. 382

### Yeas—107

Accavitti	DeRoche	Lahti	Pearce
Acciavatti	Dillon	LaJoy	Polidori
Agema	Donigan	Law, David	Proos
Amos	Ebli	Law, Kathleen	Robertson
Angerer	Elsenheimer	LeBlanc	Rocca
Ball	Emmons	Leland	Sak
Bauer	Espinoza	Lemmons	Schuitmaker
Bennett	Farrah	Lindberg	Scott
Bieda	Gaffney	Marleau	Shaffer
Booher	Gillard	Mayes	Sheen
Brandenburg	Green	McDowell	Sheltrown
Brown	Griffin	Meadows	Simpson
Byrnes	Hammel	Meekhof	Smith, Alma
Byrum	Hammon	Meisner	Smith, Virgil
Calley	Hansen	Melton	Stahl
Casperson	Hildenbrand	Meltzer	Stakoe
Caswell	Hood	Miller	Steil
Caul	Hoogendyk	Moolenaar	Tobocman
Cheeks	Hopgood	Moore	Vagnozzi
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 provide for the militia of this state and its organization, command, personnel, administration, training, supply, discipline, deployment, employment, and retirement; 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. 5939, 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.

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

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

Rep. Robert Jones 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. 5939, 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.

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

**Roll Call No. 383****Yeas—107**

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



Cheeks	Hopgood	Moore	Vagnozzi
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

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. 5940, entitled**

A bill to amend 2007 PA 36, entitled "Michigan business tax act," by amending section 503 (MCL 208.1503).  
 The bill was read a second time.

Rep. Angerer 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. 5940, entitled**

A bill to amend 2007 PA 36, entitled "Michigan business tax act," by amending section 503 (MCL 208.1503).

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

**Roll Call No. 384****Yeas—107**

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

Calley	Hansen	Melton	Stahl
Casperson	Hildenbrand	Meltzer	Stakoe
Caswell	Hood	Miller	Steil
Caul	Hoogendyk	Moolenaar	Tobocman
Cheeks	Hopgood	Moore	Vagnozzi
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

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. 5941, entitled**

A bill to amend 2007 PA 36, entitled “Michigan business tax act,” by amending section 117 (MCL 208.1117).

The bill was read a second time.

Rep. Young 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. DeRoche 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. 5941, entitled**

A bill to amend 2007 PA 36, entitled “Michigan business tax act,” by amending section 117 (MCL 208.1117).

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

**Roll Call No. 385**

**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	Green	McDowell	Sheen
Brandenburg	Griffin	Meadows	Sheltrown
Brown	Hammel	Meekhof	Simpson
Byrnes	Hammon	Meisner	Smith, Alma
Byrum	Hansen	Melton	Smith, Virgil
Calley	Hildenbrand	Meltzer	Stahl
Casperson	Hood	Miller	Stakoe
Caswell	Hoogendyk	Moolenaar	Steil
Caul	Hopgood	Moore	Tobocman
Cheeks	Horn	Moss	Vagnozzi
Clack	Huizenga	Nitz	Valentine
Clemente	Hune	Nofs	Walker
Condino	Jackson	Opsommer	Ward
Constan	Johnson	Palmer	Warren
Corriveau	Jones, Rick	Palsrok	Wenke
Coulouris	Jones, Robert	Pastor	Wojno
Cushingberry	Knollenberg	Pavlov	Young
Dean	Lahti		

### 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.

By unanimous consent the House returned to the order of

### Motions and Resolutions

Reps. Palmer, Garfield, Schuitmaker, Elsenheimer, Palsrok, Robertson, Stakoe, Pavlov, Moss, Marleau, Knollenberg, Proos, Meltzer, Amos, Pearce, Nitz, Emmons, Shaffer, Stahl, Horn, Opsommer, Ball, Hoogendyk, LaJoy, Hansen, Booher, Cushingberry, Rick Jones, Wenke, Brandenburg, Sheen, Caul, Moolenaar, Moore, Nofs, Caswell, Pastor, Green, Meekhof, Dean, Lemmons, Young, Scott, Sheltrown, Mayes, Brown, Espinoza, Clack, Calley, Casperson, DeRoche, Walker, Jackson and LeBlanc offered the following resolution:

#### House Resolution No. 359.

A resolution to urge the Michigan Capitol Committee to recommend that a room be set aside in the Capitol to be used as a chapel available to those of all faiths and denominations.

Whereas, Many other states, including Florida, Indiana, Kentucky, and Louisiana, have designated specific areas in their capitols as chapels or meditation rooms; and

Whereas, The United States Capitol also has a designated prayer room; and

Whereas, The Michigan Capitol Committee was created by 1987 PA 123 to make recommendations to the leadership of the House, the Senate, and the Governor on the maintenance of the Capitol and its grounds. This committee, which is comprised of four members of the House of Representatives appointed by the Speaker, four members of the Senate appointed by the Majority Leader, and four members from the Executive Branch appointed by the Governor, may make recommendations to the Speaker, the Majority Leader, and the Governor regarding the implementation of all permanent physical changes to be made in or on the Capitol. Under the provisions of MCL 4.1702, "Such recommendations shall take effect 15 days after the submission to the Governor, Senate Majority Leader and Speaker of the House of Representatives unless rejected in writing by the Governor, Senate Majority Leader or Speaker of the House of Representatives"; now, therefore, be it

Resolved by the House of Representatives, That we urge the Michigan Capitol Committee to recommend to the Speaker of the House of Representatives, the Senate Majority Leader, and the Governor that a room be set aside in the Capitol to be used as a chapel available to those of all faiths and denominations; and be it further

Resolved, That copies of this resolution be transmitted to the members of the Michigan Capitol Committee.

The resolution was referred to the Committee on Oversight and Investigations.

Reps. Hopgood, LeBlanc, Byrnes, LaJoy, Bieda, Lahti, Coulouris, Bauer, Spade, Accavitti, Clemente, Espinoza, Melton, Hammel, Polidori, Brown, Young, Gonzales, Valentine, Miller, Griffin, Dean, Lemmons, Meadows, Hammon, McDowell, Lindberg, Constan, Sak, Sheltroun, Stahl, Huizenga, Booher, Condino, Cushingberry, Kathleen Law, Leland, Mayes, Pearce, Proos, Scott, Tobocman, Vagnozzi, Hansen, Rocca, Alma Smith, Cheeks and Gillard offered the following resolution:

**House Resolution No. 360.**

A resolution declaring May 2008 as Asian Pacific American Heritage Month in the state of Michigan.

Whereas, The state of Michigan is fortunate to be home to more than 200,000 residents of Asian and Pacific Island descent; and

Whereas, Asian Pacific Americans comprise one of the fastest growing populations in both the state and the nation; and

Whereas, The Asian and Pacific Island regions are tremendously diverse; with more than thirty countries, sixteen major ethnic groups, nine languages, and numerous belief systems bringing their culture to Michigan; and

Whereas, Citizens of Asian and Pacific Island descent, in each generation, have enhanced our culture, quality of life, and economic vitality through leadership, commitments to knowledge and advancement, and dedication to their communities; and

Whereas, The state of Michigan and the United States of America have been enriched by the contributions of Asian Pacific Americans to all facets of life, including the arts, sciences, business, education, and philanthropy; and

Whereas, The culture and contributions of our Asian and Pacific Island residents will continue to grow in significance as more Asian Pacific Americans choose to make Michigan their home and as our economy becomes increasingly intertwined with the economies throughout Asia; and

Whereas, Asian Pacific Americans, through advocating issues of justice and equality, continue to break down the barriers of discrimination, indifference, and intolerance, thereby opening doors for all Asian Pacific Americans; and

Whereas, Asian Pacific American residents are proudly served in Michigan by many dedicated organizations, including the Governor's Advisory Council on Asian Pacific American Affairs, the Asian Pacific American Chamber of Commerce, the Council of Asian Pacific Americans, Asian American Citizens for Justice, the Asian Pacific American Women's Association, the Mid-Michigan Asian Pacific American Association, the Asian Center, and the Michigan Asian Pacific American Bar Association; and

Whereas, The state of Michigan takes pride in its cultural diversity and welcomes the opportunity to honor our Asian Pacific American residents for their lasting, expanding, imprint upon our state; now, therefore, be it

Resolved by the House of Representatives, That the members of this legislative body declare May 2008 as Asian Pacific American Heritage Month in the state of Michigan. We encourage all citizens to celebrate the individual and collective contributions of Asian Pacific Americans to this state and to this country.

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. Dean, Miller, Cheeks, McDowell, Lindberg, Constan, Sheltroun, Meadows, Alma Smith, Hopgood, Coulouris, Corriveau, LeBlanc, Spade, Angerer, Accavitti, Warren, Mayes, Espinoza, Clemente, Melton, Hammel, Bennett, Polidori, Brown, Gonzales, Gillard, Young, Vagnozzi, Valentine, Robert Jones, Scott, Donigan, Clack, Lahti, Hammon, Condino, Tobocman, Simpson, Johnson, Byrnes, Jackson, Bauer, Bieda, Cushingberry, Kathleen Law, Leland, Lemmons and Sak offered the following resolution:

**House Resolution No. 361.**

A resolution to memorialize the Congress of the United States to enact the National Affordable Housing Trust Fund Act.

Whereas, Housing is at the heart of strong communities and stable neighborhoods. Safe, decent, affordable housing is key to the health and welfare of every individual and family; and

Whereas, The lack of affordable housing has resulted in homelessness, economic hardship, health crises, and related traumas for untold numbers of men, women, and children in Michigan and throughout the United States; and

Whereas, There are only 36 units of affordable and available housing in Michigan for every 100 extremely low-income renter households. More than 486,000 renter households in Michigan are unable to afford the average rent for a 2-bedroom unit. The average fair-market rent for a 2-bedroom unit in Michigan is 3.1 percent higher in 2008 than in 2007 and 26 percent higher than 2000; and

Whereas, More than 9,600,000 extremely low-income households in the United States pay more than half of their incomes for housing; and

Whereas, Housing represents 23 percent of the United States gross domestic product and is vital to our national economy. Housing construction and rehabilitation hold enormous potential for economic stimulus and the creation of jobs; and

Whereas, The construction of new housing and the preservation or rehabilitation of existing housing that is affordable for low-income people must be a national priority; and

Whereas, The goal of the National Housing Trust Fund Campaign is to produce, rehabilitate, and preserve 1.5 million units of housing over the next 10 years; and

Whereas, The United States House of Representatives passed H.R. 2895, the National Affordable Housing Trust Fund Act of 2007, on October 10, 2007, with the co-sponsorship and support of United States Representatives Upton and Kildee and the support of Representatives Stupak, Miller, Levin, Kilpatrick, Conyers, and Dingell of Michigan; and

Whereas, In the United States Senate, S. 2523, the National Affordable Housing Trust Fund Act of 2007 was introduced on December 19, 2007; and

Whereas, Both S. 2523 and H.R. 2895 target 75 percent of trust fund dollars to extremely low-income households and require that at least 30 percent of trust fund dollars go to households that qualify for Supplemental Security Income benefits; and

Whereas, The National Affordable Housing Trust Fund, as contemplated in both S. 2523 and H.R. 2895, would require no new taxes. Its purpose, to provide for the construction, rehabilitation, and preservation of decent, safe, and affordable housing for low-income families, is of great importance to our state and nation; now, therefore, be it

Resolved by the House of Representatives, That we memorialize the Congress of the United States to enact the National Affordable Housing Trust Fund Act; 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 Banking and Financial Services.

Rep. David Law offered the following resolution:

**House Resolution No. 362.**

A resolution to urge the governor to remove Detroit Mayor Kwame Kilpatrick from office, pursuant to Article 5, Section 10, of the Michigan Constitution.

Whereas, Public trust is the cornerstone of a democracy. It is essential that people believe in the integrity of the processes through which we govern ourselves and the integrity of the men and women who represent us in that process. Situations or individuals that compromise public trust are a genuine threat to the well-being and stability of any community; and

Whereas, Due to a variety of actions that have taken place in the city of Detroit, it is clear that the community of Detroit is gripped by a crisis in leadership. The highly publicized dismissal of whistleblowers in the Detroit Police Department and the subsequent \$8 million settlement and legal actions have focused public and court attention on the actions of Detroit's Mayor Kwame Kilpatrick. Indictments handed down by the Wayne County Prosecutor have set in motion a process that could extend far into the future, and there is rising concern that the severity of the charges will make it impossible for the people of Detroit to receive the level of service and attention they rightfully expect and need from the city's chief executive; and

Whereas, The impact of a prolonged entanglement of the energies of the Detroit Mayor and the nature of the charges concerning the law enforcement officers and how decisions may have been made in city hall have already hurt Detroit in many ways. At a time when Michigan's most important city faces grave economic challenges, business opportunities lost or imperiled by the situation reflect the damage that could be done not only to Detroit, but to the entire region. Most importantly, however, the serious doubts that citizens have expressed over the Mayor's actions and statements have left little doubt that his remaining in office at this time can do little but further damage the community; and

Whereas, Article 5, Section 10, of the Michigan Constitution provides that the Governor may remove or suspend from office any elective or appointive state officer, except a legislative or judicial officer, for gross neglect of duty or for corrupt conduct in office or for any other misfeasance or malfeasance in office; now, therefore, be it

Resolved by the House of Representatives, That we urge the governor to remove Detroit Mayor Kwame Kilpatrick from office, pursuant to Article 5, Section 10, of the Michigan Constitution; and be it further

Resolved, That a copy of this resolution be transmitted to the Office of the Governor.

The resolution was referred to the Committee on Oversight and Investigations.

Reps. Pearce, Accavitti, Ball, Bieda, Booher, Condino, Constan, Dean, Hammel, Hammon, Hopgood, Rick Jones, LaJoy, LeBlanc, Leland, Lemmons, Mayes, Meekhof, Opsommer, Polidori, Proos, Sak, Stahl, Steil, Tobocman, Vagnozzi, Hansen, Nitz, Rocca, Alma Smith and Lahti offered the following resolution:

**House Resolution No. 363.**

A resolution commemorating the 50th anniversary of the Hush Puppies shoe brand with its headquarters located in Rockford, Michigan.

Whereas, In 1958 the world became a little more relaxed as Hush Puppies created the first casual shoe; and

Whereas, The Hush Puppies trademark was registered on July 1, 1958, and soon thereafter, the soft-eyed basset hound would become its logo and grace millions of shoes, boxes, ads and displays; and

Whereas, Reaction to the new Hush Puppies brand was immediate and overwhelming that by mid-1959 the company had produced its first million pairs of shoes and by 1963 one-in-ten adults in the United States owned a pair; and

Whereas, It did not take long for the brand to obtain celebrity recognition as it was donned by well-known actors, singers, politicians and royalty. Warren Beatty, Perry Como and the "Rat Pack" found them as early as 1959. Hush Puppies became the look for the swingin' set and were advertised on the Tonight Show with its new host, Johnny Carson. Also on a 1959 visit to the United States, Prince Phillip wore Hush Puppies and two years later the brand came out with a women's line of shoes for Queen Elizabeth; and

Whereas, Hush Puppies' global reach began in 1959 when Canada became the first Hush Puppies international licensee. Global partners grew to include the United Kingdom in 1962, South Africa in 1963, Australia in 1964 and Japan in 1965. By 1980 the brand was established throughout South and Central America. Year by year and country by country the world grew more casual with Hush Puppies. By 1990 Hush Puppies become so popular that Mikail Gorbachev invited the brand to become the first American company to manufacture and sell footwear in the Soviet Union. In 2006, nearly 19 million pairs of Hush Puppies shoes were sold in 136 countries around the globe; and

Whereas, Hush Puppies has also been a leader in footwear technology, in the 1980's they combined "computer modeling, biomechanical design and state of the art shoe crafting" to introduce the Hush Puppies "Body Shoe" and ushered in the walking shoe era; and

Whereas, Through working in conjunction with Michigan State University Biomechanics Evaluation Laboratory, Bounce technology was created and patented in 1990. Bounce technology allows the outsoles to "absorb the shock of walking impact while gently moving you forward through your step." Bounce technology remains a cornerstone of Hush Puppies product development; and

Whereas, Hush Puppies has received prominent advertising awards and has been featured in movies from Forrester Gump to Austin Powers; and

Whereas, In the mid 1990's a relaxing of the corporate dress standards led to the creation of "casual" work days and "business casual" attire. And Hush Puppies – the brand that "invented casual" was there. When IBM and Ford announced "casual days," Hush Puppies ran full page congratulatory ads in *USA Today* and *The Wall Street Journal*; and

Whereas, Hush Puppies has remained casual while becoming a worldwide fashion accessory leader; and

Whereas, Casual style, an original idea that was born fifty years ago, continues to inspire the world today; and

Whereas, Hush Puppies has been an excellent corporate citizen throughout West Michigan and the entire state; and

Whereas, They have been a stable economic force employing many Michigan citizens; now, therefore, be it

Resolved by the House of Representatives, That Hush Puppies is commemorated on the 50th anniversary of bringing casual and comfort to a brand of shoes that has journeyed around the world.

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. Brown, Accavitti, Bauer, Bieda, Booher, Condino, Constan, Cushingberry, Dean, Griffin, Hammel, Hammon, Hopgood, LaJoy, Kathleen Law, LeBlanc, Leland, Lemmons, Mayes, McDowell, Opsommer, Pearce, Polidori, Proos, Sak, Scott, Sheltroun, Tobocman, Vagnozzi, Caswell, Hansen, Nitz, Palmer, Rocca, Alma Smith, Gillard, Meadows and Lahti offered the following resolution:

**House Resolution No. 364.**

A resolution commemorating May 18-24, 2008, as Emergency Medical Services Week in the state of Michigan.

Whereas, Each year residents and visitors to the state of Michigan may require emergency medical care for traumatic injuries, burns, poisonings, spinal cord injuries, heart attacks, and other critical medical emergencies; and

Whereas, Emergency medical services are a vital public service; and

Whereas, Emergency care personnel, including emergency medical dispatchers, first responders, first aiders, emergency medical technicians, emergency medical technician-defibrillators, paramedics, nurses, and physicians, whether volunteers or paid personnel, give selflessly of themselves for the welfare of others and are ready to provide lifesaving care to those in need 24 hours a day, seven days a week; and

Whereas, The members of emergency medical services teams, whether career or volunteer, engage in thousands of hours of specialized training and continuing education to enhance their lifesaving skills; and

Whereas, The citizens of the state of Michigan benefit from the knowledge, skills and dedication of these emergency medical services specialists, as they work together to ensure prompt and appropriate treatment at the scene, on the way to the hospital, and in the emergency department; and

Whereas, It is important for the citizens of the state of Michigan to know about our emergency medical services system, including what to do in a medical emergency and whom to call, and to benefit from reminders about ways to prevent emergencies from happening; and

Whereas, It is appropriate to recognize the value and the accomplishments of emergency medical services providers; and

Whereas, A national week dedicated to educating all Americans on the achievements and contributions of emergency medical services providers which has resulted in assuring all citizens the highest standards of emergency medical care while improving the quality of life for the people of Michigan, now, therefore, be it

Resolved by the House of Representatives, That the members of this legislative body commemorate May 18-24, 2008, as Emergency Medical Services Week in the state of Michigan, and honor the contributions it is making to educate Americans on the commitment and dedication to individuals, families, and communities everywhere that emergency medical services personnel provide; and be it further

Resolved, That we honor and join other organizations throughout the state and this country, as they use this occasion to honor the contributions of emergency medical services providers; and be it further

Resolved, That a copy of this resolution be transmitted to the Huron-Sanilac EMS Network. Additionally, that a copy of this resolution be made available to any other interested EMS network as a token of our appreciation.

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 that the following bills had been printed and placed upon the files of the members on Friday, May 9:

<b>House Bill Nos.</b>	<b>6087</b>	<b>6088</b>	<b>6089</b>	<b>6090</b>	<b>6091</b>	<b>6092</b>	<b>6093</b>	<b>6094</b>	<b>6095</b>	<b>6096</b>	<b>6097</b>	<b>6098</b>	<b>6099</b>	<b>6100</b>
	<b>6101</b>	<b>6102</b>	<b>6103</b>	<b>6104</b>	<b>6105</b>	<b>6106</b>	<b>6107</b>							
<b>Senate Bill Nos.</b>	<b>1308</b>	<b>1309</b>	<b>1310</b>	<b>1311</b>										

The Clerk announced that the following Senate bills had been received on Tuesday, May 13:

**Senate Bill Nos. 834 1243**

The Clerk announced the enrollment printing and presentation to the Governor on Tuesday, May 13, for her approval of the following bill:

**Enrolled House Bill No. 5894 at 10:02 a.m.**

#### Reports of Standing Committees

The Committee on Commerce, by Rep. Meisner, Chair, reported

**House Bill No. 4444, entitled**

A bill to amend 1915 PA 31, entitled "Youth tobacco act," by amending section 1 (MCL 722.641), as amended by 2006 PA 236.

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. Meisner, Robert Jones, Accavitti, Byrum, Clemente, Coulouris, Dean, Griffin, Sheltroun, Simpson, Valentine, Hildenbrand, Stakoe, Rick Jones, Knollenberg and Meltzer

Nays: None

## COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Tuesday, May 13, 2008

Present: Reps. Meisner, Robert Jones, Accavitti, Byrum, Clemente, Coulouris, Dean, Griffin, Sheltroun, Simpson, Valentine, Hildenbrand, Stakoe, Rick Jones, Knollenberg and Meltzer

Absent: Reps. Johnson, Huizenga and Palsrok

Excused: Reps. Johnson, Huizenga and Palsrok

The Committee on Regulatory Reform, by Rep. Farrah, Chair, reported

**Senate Bill No. 1003, entitled**

A bill to amend 1976 PA 331, entitled "Michigan consumer protection act," by amending section 3 (MCL 445.903), as amended by 2006 PA 508, and by adding section 3f.

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. Farrah, Meadows, Wojno, Warren, Marleau, Palsrok and Gaffney

Nays: None

## COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Tuesday, May 13, 2008

Present: Reps. Farrah, Meadows, Wojno, Warren, Marleau, Palsrok and Gaffney

Absent: Reps. Scott, Virgil Smith and Ward

Excused: Reps. Scott, Virgil Smith and Ward

The Committee on Tourism, Outdoor Recreation and Natural Resources, by Rep. Sheltroun, Chair, reported

**House Bill No. 6014, entitled**

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending sections 80205 and 80215 (MCL 324.80205 and 324.80215), section 80205 as amended by 2007 PA 8 and section 80215 as added by 2000 PA 229; and to repeal acts and parts of acts.

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. Sheltroun, Ebli, Brown, Hammon, Kathleen Law, Lindberg, Simpson, Casperson, Walker, Stakoe and Horn

Nays: None

## COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Tuesday, May 13, 2008

Present: Reps. Sheltroun, Ebli, Brown, Hammon, Kathleen Law, Lindberg, Simpson, Casperson, Walker, Stakoe and Horn



The Committee on Senior Health, Security, and Retirement, by Rep. Robert Jones, Chair, reported  
**House Bill No. 5726, entitled**

A bill to amend 1939 PA 280, entitled "The social welfare act," by amending section 11a (MCL 400.11a), as amended by 1990 PA 122.

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. Robert Jones, Constan, Hopgood, Lemmons, Warren and Ball

Nays: Reps. Sheen and Stahl

The Committee on Senior Health, Security, and Retirement, by Rep. Robert Jones, Chair, reported  
**House Bill No. 5728, entitled**

A bill to amend 1939 PA 280, entitled "The social welfare act," by amending section 11 (MCL 400.11), as amended by 1990 PA 122.

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. Robert Jones, Constan, Hopgood, Lemmons, Warren and Ball

Nays: Rep. Sheen

### 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: Tuesday, May 13, 2008

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

### Messages from the Senate

#### **Senate Bill No. 834, entitled**

A bill to amend 1976 PA 451, entitled "The revised school code," by amending section 1278a (MCL 380.1278a), as added by 2006 PA 124.

The Senate has passed the bill.

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

#### **Senate Bill No. 1243, entitled**

A bill to amend 1966 PA 346, entitled "State housing development authority act of 1966," by amending the title and sections 2, 11, 22, 58, 58a, 58b, and 58c (MCL 125.1402, 125.1411, 125.1422, 125.1458, 125.1458a, 125.1458b, and 125.1458c), the title as amended and sections 58, 58a, 58b, and 58c as added by 2004 PA 480, section 11 as amended by 2004 PA 549, and section 22 as amended by 2002 PA 385, and by adding sections 58e and 58f; and to repeal acts and parts of acts.

The Senate has passed the bill.

The bill was read a first time by its title and referred to the Committee on New Economy and Quality of Life.

### Notices

#### Public Hearing

Committee on Great Lakes and Environment

Date: Thursday, May 15, 2008

Time: 7:00-9:00 p.m.

Place: Concordia University's Black Box Theater  
4090 Geddes Rd.,  
Ann Arbor, MI 48105

Rep. Rebekah Warren  
Chair

Agenda: Hearing Testimony on Global Warming and the impact it has on Michigan.

Featured Speakers:

Henry Pollack, Ph.D., Department of Geological Sciences, U of M,

Joyce Penner, Ph.D., Department of Atmospheric, Oceanic, and Space Sciences, U of M,

Barry Rabe, Ph.D., Gerald R. Ford School of Public Policy, U of M.

### Messages from the Governor

Date: May 8, 2008

Time: 2:17 p.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

**Enrolled House Bill No. 5322 (Public Act No. 121, I.E.), being**

An act to amend 1976 PA 451, entitled "An act to provide a system of public instruction and elementary and secondary schools; to revise, consolidate, and clarify the laws relating to elementary and secondary education; to provide for the organization, regulation, and maintenance of schools, school districts, public school academies, intermediate school districts, and other public school entities; to prescribe rights, powers, duties, and privileges of schools, school districts, public school academies, intermediate school districts, and other public school entities; to provide for the regulation of school teachers and certain other school employees; to provide for school elections and to prescribe powers and duties with respect thereto; to provide for the levy and collection of taxes; to provide for the borrowing of money and issuance of bonds and other evidences of indebtedness; to establish a fund and provide for expenditures from that fund; to provide for and prescribe the powers and duties of certain state departments, the state board of education, and certain other boards and officials; to provide for licensure of boarding schools; to prescribe penalties; and to repeal acts and parts of acts," by amending section 1177a (MCL 380.1177a), as added by 2005 PA 240.

(Filed with the Secretary of State May 9, 2008, at 9:26 a.m.)

Date: May 8, 2008

Time: 2:25 p.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

**Enrolled House Bill No. 4433 (Public Act No. 125, I.E.), being**

An act to amend 1973 PA 186, entitled "An act to create the tax tribunal; to provide for personnel, jurisdiction, functions, practice and procedure; to provide for appeals; and to prescribe the powers and duties of certain state agencies; and to abolish certain boards," by amending sections 3, 31, 32, 35a, and 52 (MCL 205.703, 205.731, 205.732, 205.735a, and 205.752), section 3 as amended by 1992 PA 172 and section 35a as added by 2006 PA 174, and by adding section 47.

(Filed with the Secretary of State May 9, 2008, at 9:34 a.m.)

Date: May 8, 2008

Time: 2:27 p.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

**Enrolled House Bill No. 4434 (Public Act No. 126, I.E.), being**

An act to amend 1973 PA 186, entitled "An act to create the tax tribunal; to provide for personnel, jurisdiction, functions, practice and procedure; to provide for appeals; and to prescribe the powers and duties of certain state agencies; and to

abolish certain boards,” by amending sections 26, 49, and 61 (MCL 205.726, 205.749, and 205.761), sections 26 and 49 as amended by 1980 PA 437 and section 61 as amended by 1992 PA 172.

(Filed with the Secretary of State May 9, 2008, at 9:36 a.m.)

Date: May 8, 2008

Time: 2:29 p.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

**Enrolled House Bill No. 4435 (Public Act No. 127, I.E.), being**

An act to amend 1973 PA 186, entitled “An act to create the tax tribunal; to provide for personnel, jurisdiction, functions, practice and procedure; to provide for appeals; and to prescribe the powers and duties of certain state agencies; and to abolish certain boards,” by amending section 22 (MCL 205.722).

(Filed with the Secretary of State May 9, 2008, at 9:38 a.m.)

Date: May 8, 2008

Time: 2:31 p.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

**Enrolled House Bill No. 4436 (Public Act No. 128, I.E.), being**

An act to amend 1973 PA 186, entitled “An act to create the tax tribunal; to provide for personnel, jurisdiction, functions, practice and procedure; to provide for appeals; and to prescribe the powers and duties of certain state agencies; and to abolish certain boards,” by amending section 62 (MCL 205.762), as amended by 1995 PA 232.

(Filed with the Secretary of State May 9, 2008, at 9:40 a.m.)

Date: May 8, 2008

Time: 2:33 p.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

**Enrolled House Bill No. 4437 (Public Act No. 129, I.E.), being**

An act to amend 1973 PA 186, entitled “An act to create the tax tribunal; to provide for personnel, jurisdiction, functions, practice and procedure; to provide for appeals; and to prescribe the powers and duties of certain state agencies; and to abolish certain boards,” by repealing section 66 (MCL 205.766).

(Filed with the Secretary of State May 9, 2008, at 9:42 a.m.)

### Communications from State Officers

The following communication from the Secretary of State was received and read:

Notice of Filing  
Administrative Rules

May 8, 2008

In accordance with the provisions of Section 46(1) of Act 306, Public Acts of 1969, as amended, and Executive Order 1995-6 this is to advise you that the Michigan Department of Labor & Economic Growth, State Office of Administrative Hearings and Rules filed at 11:46 a.m. this date, administrative rule (08-05-03) for the Department of Labor and Economic Growth, Director’s Office, *entitled “Michigan Elevator Laws and Rules”*. These rules become effective immediately upon filing with the Secretary of State unless adopted under sections 33, 44, or 45a(6) of 1969 PA 306. Rules adopted under these sections become effective 7 days after filing with the Secretary of State.

Sincerely,  
Terri Lynn Land  
Secretary of State  
Robin Houston, Office Supervisor  
Office of the Great Seal

The communication was referred to the Clerk.

**Introduction of Bills**

Rep. Calley introduced

**House Bill No. 6108, entitled**

A bill to amend 1893 PA 206, entitled "The general property tax act," by amending section 44b (MCL 211.44b), as added by 1994 PA 297.

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

Reps. Virgil Smith and Rick Jones introduced

**House Bill No. 6109, entitled**

A bill to allow certain private colleges and universities to create campus security forces; and to provide for certain powers and duties of certain officers and agencies.

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

Reps. Rick Jones and Virgil Smith introduced

**House Bill No. 6110, entitled**

A bill to amend 1965 PA 203, entitled "Commission on law enforcement standards act," by amending section 10 (MCL 28.610), as amended by 1998 PA 237.

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

Reps. Miller, Johnson, Donigan, Valentine, Hopgood, Constan, Polidori, Simpson, Condino and Cushingberry introduced

**House Bill No. 6111, entitled**

A bill to amend 1984 PA 431, entitled "The management and budget act," (MCL 18.1101 to 18.1594) by adding sections 280, 280a, 280b, and 280c.

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

Reps. Miller, Rick Jones, Nofs, Elsenheimer, Stakoe, Sheltroun, Palsrok, Ward, David Law, Meisner, Byrum, Simpson, Gillard and McDowell introduced

**House Bill No. 6112, entitled**

A bill to provide for compulsory arbitration of labor disputes in public corrections facilities; to provide for the selection of members of arbitration panels; to prescribe the procedures and authority of arbitration panels; and to provide for the enforcement and review of decisions of the arbitration panels.

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

Rep. Walker introduced

**House Bill No. 6113, entitled**

A bill to amend 1961 PA 88, entitled "Reciprocal retirement act," by amending section 4 (MCL 38.1104), as amended by 1990 PA 274.

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

Reps. Donigan, Byrnes, Bieda, Robert Jones, Miller, Meisner, Leland, Polidori, Vagnozzi, Condino, Stakoe, Hopgood, Clack and Meadows introduced

**House Bill No. 6114, entitled**

A bill to provide for the establishment of a transit revitalization zone tax increment finance authority; to prescribe the powers and duties of the authority; to authorize the acquisition and disposal of interests in real and personal property; to authorize the creation and implementation of development plans and development areas; to promote improvement in areas where transit projects are to be implemented; to create a board; to prescribe the powers and duties of the board; to authorize the issuance of bonds and other evidences of indebtedness; to authorize the use of tax increment financing; to prescribe powers and duties of certain state officials; to provide for rule promulgation; and to provide for enforcement of the act.

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

Reps. Brown, Espinoza, Lindberg, Hammel, Palmer, Polidori, Alma Smith, Valentine, Gaffney, Gonzales, Miller, Young, Spade, Hoppood, Coulouris, Accavitti, Warren, Mayes, Kathleen Law, Bauer, Johnson, Simpson, Clack, Donigan, Leland, Robert Jones, Sak, Dean, Ball and Vagnozzi introduced

**House Bill No. 6115, entitled**

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending sections 8501, 8501a, 8517, and 8520 (MCL 324.8501, 324.8501a, 324.8517, and 324.8520), section 8501 as amended by 2008 PA 13, sections 8501a and 8520 as added by 2006 PA 503, and section 8517 as amended by 2008 PA 14, and by adding sections 8512b and 8512f.

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

Reps. Valentine, Kathleen Law, Simpson, Donigan, Brown, Alma Smith, Warren, Robert Jones, Leland, Lindberg, Clack, Vagnozzi, Espinoza, Lemmons and Dean introduced

**House Bill No. 6116, entitled**

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," (MCL 324.101 to 324.90106) by adding section 8512d.

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

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Rep. Rick Jones moved that the House adjourn.  
The motion prevailed, the time being 5:00 p.m.

The Speaker Pro Tempore declared the House adjourned until Wednesday, May 14, at 1:30 p.m.

RICHARD J. BROWN  
Clerk of the House of Representatives

