

No. 34
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House Chamber, Lansing, Thursday, March 30, 2006.

10:30 a.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	Elsenheimer—present	Law, Kathleen—present	Robertson—present
Acciavatti—present	Emmons—present	Leland—present	Rocca—present
Adamini—present	Espinoza—present	Lemmons, III—present	Sak—present
Amos—present	Farhat—present	Lemmons, Jr.—present	Schuitmaker—present
Anderson—present	Farrah—present	Lipsey—present	Shaffer—present
Angerer—present	Gaffney—present	Marleau—present	Sheen—present
Ball—present	Garfield—present	Mayes—present	Sheltrown—present
Baxter—present	Gillard—present	McConico—present	Smith, Alma—present
Bennett—present	Gleason—present	McDowell—present	Smith, Virgil—present
Bieda—present	Gonzales—present	Meisner—present	Spade—present
Booher—present	Gosselin—present	Meyer—present	Stahl—present
Brandenburg—present	Green—present	Miller—present	Stakoe—present
Brown—present	Hansen—present	Moolenaar—present	Steil—present
Byrnes—present	Hildenbrand—present	Moore—present	Stewart—excused
Byrum—present	Hood—present	Mortimer—present	Taub—present
Casperson—present	Hoogendyk—present	Murphy—present	Tobocman—present
Caswell—present	Hopgood—present	Newell—present	Vagnozzi—present
Caul—present	Huizenga—present	Nitz—present	Van Regenmorter—present
Cheeks—present	Hummel—present	Nofs—present	Vander Veen—present
Clack—present	Hune—present	Palmer—present	Walker—present
Clemente—present	Hunter—present	Palsrok—present	Ward—present
Condino—present	Jones—present	Pastor—present	Waters—present
Cushingberry—present	Kahn—present	Pavlov—present	Wenke—present
DeRoche—present	Kolb—present	Pearce—present	Williams—present
Dillon—present	Kooiman—present	Plakas—present	Wojno—present
Donigan—present	LaJoy—present	Polidori—present	Zelenko—present
Drolet—present	Law, David—present	Proos—present	

e/d/s = entered during session

Rep. Roger Kahn, from the 94th District, offered the following invocation:

“Dear Heavenly Father, thank You for the air we breathe, the health we enjoy, and the world in which we live. Thank You for giving us life.

Help us to make wise decisions, pass just laws, and be good servants to the people of our state.

We ask special help and protection for our brave soldiers in their time of danger and need. Guide them and keep them safe, please, we pray.

Most of all, we thank You for Your compassion. Help us, Lord, to find the right. Amen.”

Rep. Palmer moved that Rep. Stewart be excused from today’s session.
The motion prevailed.

Second Reading of Bills

House Bill No. 5840, entitled

A bill to amend 1949 PA 300, entitled “Michigan vehicle code,” (MCL 257.1 to 257.923) by adding section 811q.

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

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

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

The motion prevailed.

Rep. Hildenbrand moved to reconsider the vote by which the House placed the bill on the order of Third Reading of Bills.
The motion prevailed, a majority of the members present voting therefor.

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

The motion prevailed.

By unanimous consent the House returned to the order of

Messages from the Senate

House Bill No. 5743, entitled

A bill to repeal acts and parts of acts.

(The bill was received from the Senate on March 22, with amendment, consideration of which, under the rules, was postponed until March 23, see House Journal No. 30, p. 651.)

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

Rep. Bieda moved to amend the Senate amendment as follows:

1. Amend Senate Amendment No. 1, page 1, following line 7, following enacting section 4, by striking out all of enacting section 5 and inserting:

“Enacting section 5. This amendatory act does not take effect unless a consensus revenue estimating conference held before December 31, 2007 under section 367b of the management and budget act, 1984 PA 431, MCL 18.1367b, certifies, by a unanimous decision of all of the principals of the conference, both of the following:

(a) That that the legislature has provided by law that the total annual revenue not collected and deposited into the general fund as a result of the repeal of the single business tax act, 1975 PA 228, MCL 208.1 to 208.45, will be collected beginning January 1, 2008, through replacement taxes deposited not less than annually into the general fund and not transferred from any fund or other source available at the time of the repeal.

(b) That no law authorizing replacement taxes as required by subdivision (a) provides for an increase in the rate or base of any existing tax, the incidence of which is on individuals, or that imposes any new tax, the incidence of which is on individuals. The incidence of a tax is considered to be upon individuals if individuals have the legal liability for paying the tax or the person liable for payment of the tax is authorized by law to reimburse himself or herself from individuals for the amount of the tax by adding the tax to the price of a transaction.”.

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

Point of Order

Rep. Hildenbrand requested a point of order on whether the amendment narrows the difference between the House and Senate and if it is properly before the House.

The Chair ruled that the amendment does not seek to narrow the difference between the House and Senate and therefor is out of order.

Rep. Sak appealed the decision of the Chair.

The question being, "Shall the judgment of the Chair stand as the judgment of the House?"

The judgment of the Chair stood as the judgment of the House, a majority of the members present voting therefor, by yeas and nays, as follows:

Roll Call No. 329**Yeas—57**

Acciavatti	Garfield	Marleau	Robertson
Amos	Gosselin	Meyer	Rocca
Ball	Green	Moolenaar	Schuitmaker
Baxter	Hansen	Moore	Shaffer
Booher	Hildenbrand	Mortimer	Sheen
Brandenburg	Hoogendyk	Newell	Stahl
Casperson	Huizenga	Nitz	Stakoe
Caswell	Hummel	Nofs	Steil
Caul	Hune	Palmer	Taub
DeRoche	Jones	Palsrok	Van Regenmorter
Drolet	Kahn	Pastor	Vander Veen
Elsenheimer	Kooiman	Pavlov	Walker
Emmons	LaJoy	Pearce	Ward
Farhat	Law, David	Proos	Wenke
Gaffney			

Nays—49

Accavitti	Cushingberry	Law, Kathleen	Polidori
Adamini	Dillon	Leland	Sak
Anderson	Donigan	Lemmons, III	Sheltrown
Angerer	Espinoza	Lemmons, Jr.	Smith, Alma
Bennett	Farrah	Lipsey	Smith, Virgil
Bieda	Gillard	Mayes	Spade
Brown	Gleason	McConico	Tobocman
Byrnes	Gonzales	McDowell	Vagnozzi
Byrum	Hood	Meisner	Waters
Cheeks	Hopgood	Miller	Williams
Clack	Hunter	Murphy	Wojno
Clemente	Kolb	Plakas	Zelenko
Condino			

In The Chair: Kooiman

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

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

Roll Call No. 330**Yeas—67**

Acciavatti	Farhat	Lemmons, Jr.	Rocca
Amos	Gaffney	Marleau	Schuitmaker

Angerer	Garfield	McDowell	Shaffer
Ball	Gosselin	Meyer	Sheen
Baxter	Green	Moolenaar	Sheltrown
Booher	Hansen	Moore	Spade
Brandenburg	Hildenbrand	Mortimer	Stahl
Byrnes	Hoogendyk	Newell	Stakoe
Casperson	Huizenga	Nitz	Steil
Caswell	Hummel	Nofs	Taub
Caul	Hune	Palmer	Tobocman
DeRoche	Jones	Palsrok	Van Regenmorter
Donigan	Kahn	Pastor	Vander Veen
Drolet	Kooiman	Pavlov	Walker
Elsenheimer	LaJoy	Pearce	Ward
Emmons	Law, David	Proos	Wenke
Espinoza	Lemmons, III	Robertson	

Nays—39

Accavitti	Condino	Kolb	Polidori
Adamini	Cushingberry	Law, Kathleen	Sak
Anderson	Dillon	Leland	Smith, Alma
Bennett	Farrah	Lipsey	Smith, Virgil
Bieda	Gillard	Mayes	Vagnozzi
Brown	Gleason	McConico	Waters
Byrum	Gonzales	Meisner	Williams
Cheeks	Hood	Miller	Wojno
Clack	Hopgood	Murphy	Zelenko
Clemente	Hunter	Plakas	

In The Chair: Kooiman

Reps. Kooiman, Meyer, Hummel, Newell, Pastor, LaJoy, Acciavatti, DeRoche, Amos, Garfield, Hune, Robertson, Caswell, Shaffer, Wenke, Emmons, Steil, Nitz, Sheen, Huizenga, Farhat, Moolenaar, Palsrok, Walker, Casperson, Angerer, Ball, Booher, Caul, Elsenheimer, Espinoza, Hansen, Hildenbrand, Jones, Kahn, Lemmons, III, Moore, Mortimer, Palmer, Pavlov, Pearce, Proos, Rocca, Schuitmaker, Sheltrown and Spade were named co-sponsors of the bill.

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

Rep. Cushingberry, having reserved the right to explain his nay vote, made the following statement:

“Mr. Speaker and members of the House:

The Senate has continued the denial which permeates all the majority party actions as it relates to the budget and economic malaise which grips our nation. Tax cuts are a failure and this bill is the most irresponsible economic measure in this States history. The Center on Budget and Policy Priorities analyzed the issue in a non-partisan sober manner and found that the States which cut the most during the past decade have suffered lately. The report written by Professor Robert Zahradnik, found that States who cut taxes the most lost more jobs, had slower income growth, and were more likely to have there bond ratings lowered. Further the report cited a study by economist Robert G. Lynch which examined the impact of State tax policy and found that it had a negligible effect on economic development. (Economic Policy Institute 2002) This whole notion that what we need is further tax cuts is poppycock, balderdash, fertilizer!

What Michigan needs is a dose of common sense - we need to buy the cars that we produce here and encourage others to do the same. Further we need to admit that this tax cut mania has been counter productive and restore the

programs which had given us the high - wage employment for the middle class residents which allowed us to lead the twentieth century.

Clearly the cut of over 200 million dollars in Adult Education at a time of dire need for our populace to hone their skills and join the old chorus of buy a Michigan made vehicle was the least wise action of this past dozen years.(See House Fiscal Agency graph of 30 March 2006)

The Citizens Research Council of Michigan reports that auto sales by the big three dropped 15.8% (1,800,000 units) since 2000 and Michigan auto and light truck production declined 20.5% (657,000 units). Further there has been no sustained effort by the Legislative leadership to encourage the purchase of our products and they should take a lesson from former Idaho Governor Cecil Andrus on the efficacy of promoting ones key State product with his historic campaign for Idaho potatoes- if you don't promote yours no one else will. Buy a Michigan made car should replace this tax cut hysteria!

The single business tax opponents are the same crowd who say we really don't need a government that provides comprehensively for its residents. Today more than ever we need programs to help people transition.

The Michigan tax structure is not the highest in the nation and States like New York, and New Jersey, which are held out as examples actually have higher tax rates. Indiana, Ohio, Illinois, Wisconsin, Minnesota, and all the other neighbor States actually are losing in personal income growth. So the fact is that no State is really doing any better and its because of the wrong headed, asinine, anti-Christian policies of the Federal Government. The Middle East war and saber rattling are the big drain on our domestic economy. (Part two in I.E.>)"

Rep. Ward moved to vacate the enrollment of **House Bill No. 5743**.
The motion prevailed.

Rep. Ward moved that the bill be given immediate effect.
The question being on the motion made by Rep. Ward,
Rep. Sak demanded the yeas and nays.
The demand was supported.

The question being on the motion made by Rep. Ward,
The motion did not prevail, 2/3 of the members serving not voting therefor, by yeas and nays, as follows:

Roll Call No. 331

Yeas—64

Acciavatti	Espinoza	Law, David	Robertson
Amos	Farhat	Marleau	Rocca
Angerer	Gaffney	McDowell	Schuitmaker
Ball	Garfield	Meyer	Shaffer
Baxter	Gosselin	Moolenaar	Sheen
Booher	Green	Moore	Sheltrown
Brandenburg	Hansen	Mortimer	Spade
Byrnes	Hildenbrand	Newell	Stahl
Casperson	Hoogendyk	Nitz	Stakoe
Caswell	Huizenga	Nofs	Steil
Caul	Hummel	Palmer	Taub
DeRoche	Hune	Palsrok	Van Regenmorter
Donigan	Jones	Pastor	Vander Veen
Drolet	Kahn	Pavlov	Walker
Elsenheimer	Kooiman	Pearce	Ward
Emmons	LaJoy	Proos	Wenke

Nays—42

Accavitti	Cushingberry	Leland	Polidori
Adamini	Dillon	Lemmons, III	Sak
Anderson	Farrah	Lemmons, Jr.	Smith, Alma
Bennett	Gillard	Lipsey	Smith, Virgil

Bieda	Gleason	Mayes	Tobocman
Brown	Gonzales	McConico	Vagnozzi
Byrum	Hood	Meisner	Waters
Cheeks	Hopgood	Miller	Williams
Clack	Hunter	Murphy	Wojno
Clemente	Kolb	Plakas	Zelenko
Condino	Law, Kathleen		

In The Chair: Kooiman

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

Rep. Lemmons, Jr., having reserved the right to explain his nay vote, made the following statement:

“Mr. Speaker and members of the House:

I voted not to give immediate effect on HB 5743 the repeal of the Single Business Tax (SBT). While I voted to repeal the SBT, it is the height of folly to immediately plunge the state into 1.8 billion dollar shortfall. Replacement revenue must be identified before the SBT is no longer operative.”

Rep. Lemmons, III, having reserved the right to explain his nay vote, made the following statement:

“Mr. Speaker and members of the House:

I voted not to give immediate effect on HB 5743 the repeal of the Single Business Tax (SBT). While I voted to repeal the SBT, it is the height of folly to immediately plunge the state into 1.8 billion dollar shortfall. Replacement revenue must be identified before the SBT is inoperative.”

Rep. Cushingberry, having reserved the right to explain his nay vote, made the following statement:

“Mr. Speaker and members of the House:

The Federal policies which produced, ‘the boom that wasn’t’ is the real problem of Michigan’s economy. Lee Price of the Economic Policy Institute has chronicled how the Country has little to show for the \$860 billion in federal tax cuts in a report updated 19 December 2005. He states that the 1.1% annual growth of wage and salary income in this cycle falls below the pace of all five past cycles (page 5) This is a jobless recovery and employment has been less that five years ago with a net loss of the number of jobs in America.

The reality is if we factor out the oil price increases (from 99 cents a gallon in 1999 to \$2.50 per gallon for regular) there really is no relief from the recession anywhere in America.

Clearly, the majority party would have us believe the creation of service jobs which still pay minimum wages in the Southern rim of States is an example of what we need to do to improve Michigan’s economy. They talk about our great State rushing to policies of the bottom and seem to want working people to be virtual slaves to business interest who are clearly greedier and greedier and want people to purchase their products and services for more and more but to accept less and less as compensation. These economics will lead to disaster and Americans will be led to slavery to foreigners who will feed State engines of Asia and the Gulf area of Northern Africa.

The President talks of his family’s wealth because of this Countries dependence on oil and he never spoke more truth. Clearly, he has constricted supply with his Iraq war, neglect of African crises (Nigeria), and failure to enhance diplomacy after the debacle in Venezuela. The corresponding windfall profits of the oil companies are in direct correlation with the massive losses of the Auto Companies.

The Legislative leadership should encourage their party colleagues to change the domestic cuts and defense increases to strengthen Michigan’s economy.

Further Rep. Ron Paul has entered into the Congressional record an analysis of the state of monetary crisis this administration and economic theory has led this Country. We must change the idea that we don’t need to produce anything and can simply survive in the future on service industries. No economy can sustain itself in that manner. Henry Ford’s manufacturing revolution which has allowed the great economic expansion we have enjoyed was based on workers earning a wage which would allow them to purchase our vehicles. A nation of minimum wage earners purchasing foreign goods that are subsidized by the producing Countries through currency manipulations, patent, copyright, and trademark theft; impediments to our products reaching their shore (i.e. Japans tax on larger size engines in cars imported); and anti - American propaganda which is growing as long as we continue the effort to bully the world through military might and threats of such action. We don’t need to be the worlds Texas ranger- lets try love.”

Second Reading of Bills

House Bill No. 5760, entitled

A bill to amend 1980 PA 300, entitled “The public school employees retirement act of 1979,” by amending section 61 (MCL 38.1361), as amended by 2004 PA 5.

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

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

Rep. Palsrok moved to amend the bill as follows:

1. Amend page 4, line 27, after “before” by striking out “**APRIL**” and inserting “**JANUARY**”.

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

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

The motion prevailed.

House Bill No. 5553, entitled

A bill to amend 1988 PA 57, entitled “An act to provide for the incorporation by 2 or more municipalities of certain authorities for the purpose of providing emergency services to municipalities; to provide for the powers and duties of authorities and of certain state and local agencies and officers; to guarantee certain labor contracts and employment rights in regard to the formation and reorganization of authorities; to provide for certain condemnation proceedings; to provide for the levy of property taxes for certain purposes; and to prescribe penalties and provide remedies,” by amending the title and sections 5 and 9 (MCL 124.605 and 124.609), the title as amended by 1999 PA 167.

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

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

Rep. Elsenheimer moved to amend the bill as follows:

1. Amend page 2, line 9, after “**AUTHORITY**” by inserting “**AS ALLOWED UNDER SECTION 9(B)**”.

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

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

The motion prevailed.

By unanimous consent the House returned to the order of

Third Reading of Bills

House Bill No. 5839, entitled

A bill to amend 1987 PA 96, entitled “The mobile home commission act,” by amending sections 4, 5, 6, 9, 12, 16, 17, 21, 30a, and 30c (MCL 125.2304, 125.2305, 125.2306, 125.2309, 125.2312, 125.2316, 125.2317, 125.2321, 125.2330a, and 125.2330c).

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

Roll Call No. 332

Yeas—83

Accavitti	Elsenheimer	Law, David	Rocca
Adamini	Emmons	Law, Kathleen	Sak
Amos	Espinoza	Leland	Schuitmaker
Anderson	Farhat	Lemmons, III	Sheltrown
Angerer	Farrah	Lemmons, Jr.	Smith, Alma
Ball	Gaffney	Lipse	Smith, Virgil
Bennett	Gillard	Mayes	Spade
Bieda	Gleason	McConico	Stahl
Brandenburg	Gonzales	McDowell	Stakoe
Brown	Green	Meisner	Steil
Byrnes	Hildenbrand	Meyer	Tobocman

Byrum	Hood	Miller	Vagnozzi
Caul	Hopgood	Mortimer	Van Regenmorter
Cheeks	Huizenga	Murphy	Vander Veen
Clack	Hummel	Newell	Ward
Clemente	Hune	Nitz	Waters
Condino	Hunter	Palsrok	Wenke
Cushingberry	Kahn	Pavlov	Williams
DeRoche	Kolb	Plakas	Wojno
Dillon	Kooiman	Polidori	Zelenko
Donigan	LaJoy	Proos	

Nays—23

Acciavatti	Garfield	Moolenaar	Robertson
Baxter	Gosselin	Moore	Shaffer
Booher	Hansen	Nofs	Sheen
Casperson	Hoogendyk	Palmer	Taub
Caswell	Jones	Pastor	Walker
Drolet	Marleau	Pearce	

In The Chair: Kooiman

The House agreed to the title of the bill.

Second Reading of Bills

House Bill No. 5860, entitled

A bill to amend 1966 PA 291, entitled “Fire fighters training council act of 1966,” by amending the title and sections 3, 9, 11, and 14 (MCL 29.363, 29.369, 29.371, and 29.374), the title and section 3 as amended by 1987 PA 196 and section 9 as amended by 1988 PA 458.

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

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

Rep. Farhat moved to amend the bill as follows:

1. Amend page 4, line 2, after “**MARSHAL,**” by striking out “**IN CONJUNCTION WITH**” and inserting “**WITH THE APPROVAL OF**”.
2. Amend page 5, line 18, after “**MARSHAL,**” by striking out “**IN CONJUNCTION WITH**” and inserting “**WITH THE APPROVAL OF**”.
3. Amend page 6, line 21, after “**MARSHAL,**” by striking out “**IN CONJUNCTION WITH**” and inserting “**WITH THE APPROVAL OF**”.

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

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

The motion prevailed.

Rep. Ward 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. 5860, entitled

A bill to amend 1966 PA 291, entitled “Fire fighters training council act of 1966,” by amending the title and sections 3, 9, 11, and 14 (MCL 29.363, 29.369, 29.371, and 29.374), the title and section 3 as amended by 1987 PA 196 and section 9 as amended by 1988 PA 458.

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

Roll Call No. 333**Yeas—106**

Accavitti	Elsenheimer	Law, Kathleen	Proos
Acciavatti	Emmons	Leland	Robertson
Adamini	Espinoza	Lemmons, III	Rocca
Amos	Farhat	Lemmons, Jr.	Sak
Anderson	Farrah	Lipsev	Schuitmaker
Angerer	Gaffney	Marleau	Shaffer
Ball	Garfield	Mayes	Sheen
Baxter	Gillard	McConico	Sheltrown
Bennett	Gleason	McDowell	Smith, Alma
Bieda	Gonzales	Meisner	Smith, Virgil
Booher	Gosselin	Meyer	Spade
Brandenburg	Green	Miller	Stahl
Brown	Hansen	Moolenaar	Stakoe
Byrnes	Hildenbrand	Moore	Steil
Byrum	Hood	Mortimer	Taub
Casperson	Hoogendyk	Murphy	Tobocman
Caswell	Hopgood	Newell	Vagnozzi
Caul	Huizenga	Nitz	Van Regenmorter
Cheeks	Hummel	Nofs	Vander Veen
Clack	Hune	Palmer	Walker
Clemente	Hunter	Palsrok	Ward
Condino	Jones	Pastor	Waters
Cushingberry	Kahn	Pavlov	Wenke
DeRoche	Kolb	Pearce	Williams
Dillon	Kooiman	Plakas	Wojno
Donigan	LaJoy	Polidori	Zelenko
Drolet	Law, David		

Nays—0

In The Chair: Kooiman

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

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

A bill to amend 1966 PA 291, entitled "Fire fighters training council act of 1966," by amending the title and sections 1, 2, 3, 9, 11, 13, and 14 (MCL 29.361, 29.362, 29.363, 29.369, 29.371, 29.373, and 29.374), the title and sections 2 and 3 as amended by 1987 PA 196 and section 9 as amended by 1988 PA 458.

The motion prevailed.

The House agreed to the title as amended.

Second Reading of Bills**House Bill No. 5861, entitled**

A bill to amend 1935 PA 59, entitled "An act to provide for the public safety; to create the Michigan state police, and provide for the organization thereof; to transfer thereto the offices, duties and powers of the state fire marshal, the state oil inspector, the department of the Michigan state police as heretofore organized, and the department of public safety; to create the office of commissioner of the Michigan state police; to provide for an acting commissioner and for the appointment of the officers and members of said department; to prescribe their powers, duties, and immunities; to provide the manner of fixing their compensation; to provide for their removal from office; and to repeal Act No. 26

of the Public Acts of 1919, being sections 556 to 562, inclusive, of the Compiled Laws of 1929, and Act No. 123 of the Public Acts of 1921, as amended, being sections 545 to 555, inclusive, of the Compiled Laws of 1929," by repealing section 5 (MCL 28.5).

The bill was read a second time.

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

The motion prevailed.

Rep. Ward 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. 5861, entitled

A bill to amend 1935 PA 59, entitled "An act to provide for the public safety; to create the Michigan state police, and provide for the organization thereof; to transfer thereto the offices, duties and powers of the state fire marshal, the state oil inspector, the department of the Michigan state police as heretofore organized, and the department of public safety; to create the office of commissioner of the Michigan state police; to provide for an acting commissioner and for the appointment of the officers and members of said department; to prescribe their powers, duties, and immunities; to provide the manner of fixing their compensation; to provide for their removal from office; and to repeal Act No. 26 of the Public Acts of 1919, being sections 556 to 562, inclusive, of the Compiled Laws of 1929, and Act No. 123 of the Public Acts of 1921, as amended, being sections 545 to 555, inclusive, of the Compiled Laws of 1929," by repealing section 5 (MCL 28.5).

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

Roll Call No. 334

Yeas—106

Accavitti	Elsenheimer	Law, Kathleen	Proos
Acciavatti	Emmons	Leland	Robertson
Adamini	Espinoza	Lemmons, III	Rocca
Amos	Farhat	Lemmons, Jr.	Sak
Anderson	Farrah	Lipsey	Schuitmaker
Angerer	Gaffney	Marleau	Shaffer
Ball	Garfield	Mayer	Sheen
Baxter	Gillard	McConico	Sheltrown
Bennett	Gleason	McDowell	Smith, Alma
Bieda	Gonzales	Meisner	Smith, Virgil
Booher	Gosselin	Meyer	Spade
Brandenburg	Green	Miller	Stahl
Brown	Hansen	Moolenaar	Stakoe
Byrnes	Hildenbrand	Moore	Steil
Byrum	Hood	Mortimer	Taub
Casperson	Hoogendyk	Murphy	Tobocman
Caswell	Hopgood	Newell	Vagnozzi
Caul	Huizenga	Nitz	Van Regenmorter
Cheeks	Hummel	Nofs	Vander Veen
Clack	Hune	Palmer	Walker
Clemente	Hunter	Palsrok	Ward
Condino	Jones	Pastor	Waters
Cushingberry	Kahn	Pavlov	Wenke
DeRoche	Kolb	Pearce	Williams
Dillon	Kooiman	Plakas	Wojno
Donigan	LaJoy	Polidori	Zelenko
Drolet	Law, David		

Nays—0

In The Chair: Kooiman

The House agreed to the title of the bill.

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

Second Reading of Bills**House Bill No. 5862, entitled**

A bill to amend 1972 PA 230, entitled “Stille-DeRossett-Hale single state construction code act,” by amending sections 3a and 8b (MCL 125.1503a and 125.1508b), as added by 1999 PA 245.

The bill was read a second time.

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

The motion prevailed.

Rep. Ward 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. 5862, entitled**

A bill to amend 1972 PA 230, entitled “Stille-DeRossett-Hale single state construction code act,” by amending sections 3a and 8b (MCL 125.1503a and 125.1508b), as added by 1999 PA 245.

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

Roll Call No. 335**Yeas—106**

Accavitti	Elsenheimer	Law, Kathleen	Proos
Acciavatti	Emmons	Leland	Robertson
Adamini	Espinoza	Lemmons, III	Rocca
Amos	Farhat	Lemmons, Jr.	Sak
Anderson	Farrah	Lipsey	Schuitmaker
Angerer	Gaffney	Marleau	Shaffer
Ball	Garfield	Mayes	Sheen
Baxter	Gillard	McConico	Sheltrown
Bennett	Gleason	McDowell	Smith, Alma
Bieda	Gonzales	Meisner	Smith, Virgil
Booher	Gosselin	Meyer	Spade
Brandenburg	Green	Miller	Stahl
Brown	Hansen	Moolenaar	Stakoe
Byrnes	Hildenbrand	Moore	Steil
Byrum	Hood	Mortimer	Taub
Casperson	Hoogendyk	Murphy	Tobocman
Caswell	Hopgood	Newell	Vagnozzi
Caul	Huizenga	Nitz	Van Regenmorter
Cheeks	Hummel	Nofs	Vander Veen

Clack	Hune	Palmer	Walker
Clemente	Hunter	Palsrok	Ward
Condino	Jones	Pastor	Waters
Cushingberry	Kahn	Pavlov	Wenke
DeRoche	Kolb	Pearce	Williams
Dillon	Kooiman	Plakas	Wojno
Donigan	LaJoy	Polidori	Zelenko
Drolet	Law, David		

Nays—0

In The Chair: Elsenheimer

The House agreed to the title of the bill.

Second Reading of Bills**House Bill No. 5863, entitled**

A bill to amend 1994 PA 451, entitled “Natural resources and environmental protection act,” by amending section 77101 (MCL 324.77101), as added by 1995 PA 58.

The bill was read a second time.

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

The motion prevailed.

Rep. Ward 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. 5863, entitled**

A bill to amend 1994 PA 451, entitled “Natural resources and environmental protection act,” by amending section 77101 (MCL 324.77101), as added by 1995 PA 58.

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

Roll Call No. 336**Yeas—106**

Accavitti	Elsenheimer	Law, Kathleen	Proos
Acciavatti	Emmons	Leland	Robertson
Adamini	Espinoza	Lemmons, III	Rocca
Amos	Farhat	Lemmons, Jr.	Sak
Anderson	Farrah	Lipsey	Schuitmaker
Angerer	Gaffney	Marleau	Shaffer
Ball	Garfield	Mayer	Sheen
Baxter	Gillard	McConico	Sheltrown
Bennett	Gleason	McDowell	Smith, Alma
Bieda	Gonzales	Meisner	Smith, Virgil
Booher	Gosselin	Meyer	Spade
Brandenburg	Green	Miller	Stahl
Brown	Hansen	Moolenaar	Stakoe
Byrnes	Hildenbrand	Moore	Steil
Byrum	Hood	Mortimer	Taub

Casperson	Hoogendyk	Murphy	Tobocman
Caswell	Hopgood	Newell	Vagnozzi
Caul	Huizenga	Nitz	Van Regenmorter
Cheeks	Hummel	Nofs	Vander Veen
Clack	Hune	Palmer	Walker
Clemente	Hunter	Palsrok	Ward
Condino	Jones	Pastor	Waters
Cushingberry	Kahn	Pavlov	Wenke
DeRoche	Kolb	Pearce	Williams
Dillon	Kooiman	Plakas	Wojno
Donigan	LaJoy	Polidori	Zelenko
Drolet	Law, David		

Nays—0

In The Chair: Elsenheimer

The House agreed to the title of the bill.

Second Reading of Bills

House Bill No. 5864, entitled

A bill to amend 1956 PA 217, entitled “Electrical administrative act,” by amending section 2 (MCL 338.882), as amended by 1992 PA 130.

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

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

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

The motion prevailed.

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

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

Rep. Sak demanded the yeas and nays.

The demand was supported.

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

The motion prevailed, a majority of the members serving voting therefor, by yeas and nays, as follows:

Roll Call No. 337

Yeas—106

Accavitti	Elsenheimer	Law, Kathleen	Proos
Acciavatti	Emmons	Leland	Robertson
Adamini	Espinoza	Lemmons, III	Rocca
Amos	Farhat	Lemmons, Jr.	Sak
Anderson	Farrah	Lipsey	Schuitmaker
Angerer	Gaffney	Marleau	Shaffer
Ball	Garfield	Mayes	Sheen
Baxter	Gillard	McConico	Sheltrown
Bennett	Gleason	McDowell	Smith, Alma
Bieda	Gonzales	Meisner	Smith, Virgil
Booher	Gosselin	Meyer	Spade
Brandenburg	Green	Miller	Stahl
Brown	Hansen	Moolenaar	Stakoe
Byrnes	Hildenbrand	Moore	Steil

Byrum	Hood	Mortimer	Taub
Casperson	Hoogendyk	Murphy	Tobocman
Caswell	Hopgood	Newell	Vagnozzi
Caul	Huizenga	Nitz	Van Regenmorter
Cheeks	Hummel	Nofs	Vander Veen
Clack	Hune	Palmer	Walker
Clemente	Hunter	Palsrok	Ward
Condino	Jones	Pastor	Waters
Cushingberry	Kahn	Pavlov	Wenke
DeRoche	Kolb	Pearce	Williams
Dillon	Kooiman	Plakas	Wojno
Donigan	LaJoy	Polidori	Zelenko
Drolet	Law, David		

Nays—0

In The Chair: Elsenheimer

By unanimous consent the House returned to the order of

Third Reading of Bills**House Bill No. 5864, entitled**

A bill to amend 1956 PA 217, entitled “Electrical administrative act,” by amending section 2 (MCL 338.882), as amended by 1992 PA 130.

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

Roll Call No. 338**Yeas—106**

Accavitti	Elsenheimer	Law, Kathleen	Proos
Acciavatti	Emmons	Leland	Robertson
Adamini	Espinoza	Lemmons, III	Rocca
Amos	Farhat	Lemmons, Jr.	Sak
Anderson	Farrah	Lipsey	Schuitmaker
Angerer	Gaffney	Marleau	Shaffer
Ball	Garfield	Mayer	Sheen
Baxter	Gillard	McConico	Sheltrown
Bennett	Gleason	McDowell	Smith, Alma
Bieda	Gonzales	Meisner	Smith, Virgil
Booher	Gosselin	Meyer	Spade
Brandenburg	Green	Miller	Stahl
Brown	Hansen	Moolenaar	Stakoe
Byrnes	Hildenbrand	Moore	Steil
Byrum	Hood	Mortimer	Taub
Casperson	Hoogendyk	Murphy	Tobocman
Caswell	Hopgood	Newell	Vagnozzi
Caul	Huizenga	Nitz	Van Regenmorter
Cheeks	Hummel	Nofs	Vander Veen
Clack	Hune	Palmer	Walker
Clemente	Hunter	Palsrok	Ward
Condino	Jones	Pastor	Waters
Cushingberry	Kahn	Pavlov	Wenke
DeRoche	Kolb	Pearce	Williams
Dillon	Kooiman	Plakas	Wojno
Donigan	LaJoy	Polidori	Zelenko
Drolet	Law, David		

Nays—0

In The Chair: Elsenheimer

The House agreed to the title of the bill.

Second Reading of Bills**House Bill No. 5865, entitled**

A bill to amend 1976 PA 451, entitled “The revised school code,” by amending section 1285a (MCL 380.1285a), as amended by 2002 PA 695.

The bill was read a second time.

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

The motion prevailed.

Rep. Ward 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. 5865, entitled**

A bill to amend 1976 PA 451, entitled “The revised school code,” by amending section 1285a (MCL 380.1285a), as amended by 2002 PA 695.

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

Roll Call No. 339**Yeas—106**

Accavitti	Elsenheimer	Law, Kathleen	Proos
Acciavatti	Emmons	Leland	Robertson
Adamini	Espinoza	Lemmons, III	Rocca
Amos	Farhat	Lemmons, Jr.	Sak
Anderson	Farrah	Lipsey	Schuitmaker
Angerer	Gaffney	Marleau	Shaffer
Ball	Garfield	Mayes	Sheen
Baxter	Gillard	McConico	Sheltrown
Bennett	Gleason	McDowell	Smith, Alma
Bieda	Gonzales	Meisner	Smith, Virgil
Booher	Gosselin	Meyer	Spade
Brandenburg	Green	Miller	Stahl
Brown	Hansen	Moolenaar	Stakoe
Byrnes	Hildenbrand	Moore	Steil
Byrum	Hood	Mortimer	Taub
Casperson	Hoogendyk	Murphy	Tobocman
Caswell	Hopgood	Newell	Vagnozzi
Caul	Huizenga	Nitz	Van Regenmorter
Cheeks	Hummel	Nofs	Vander Veen
Clack	Hune	Palmer	Walker
Clemente	Hunter	Palsrok	Ward
Condino	Jones	Pastor	Waters
Cushingberry	Kahn	Pavlov	Wenke
DeRoche	Kolb	Pearce	Williams
Dillon	Kooiman	Plakas	Wojno

Donigan
Drolet

LaJoy
Law, David

Polidori

Zelenko

Nays—0

In The Chair: Elsenheimer

The House agreed to the title of the bill.

Second Reading of Bills

House Bill No. 5866, entitled

A bill to amend 1939 PA 280, entitled “The social welfare act,” by amending section 58 (MCL 400.58).

The bill was read a second time.

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

The motion prevailed.

Rep. Ward 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. 5866, entitled

A bill to amend 1939 PA 280, entitled “The social welfare act,” by amending section 58 (MCL 400.58).

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

Roll Call No. 340

Yeas—106

Accavitti	Elsenheimer	Law, Kathleen	Proos
Acciavatti	Emmons	Leland	Robertson
Adamini	Espinoza	Lemmons, III	Rocca
Amos	Farhat	Lemmons, Jr.	Sak
Anderson	Farrah	Lipsey	Schuitmaker
Angerer	Gaffney	Marleau	Shaffer
Ball	Garfield	Mayes	Sheen
Baxter	Gillard	McConico	Sheltrown
Bennett	Gleason	McDowell	Smith, Alma
Bieda	Gonzales	Meisner	Smith, Virgil
Booher	Gosselin	Meyer	Spade
Brandenburg	Green	Miller	Stahl
Brown	Hansen	Moolenaar	Stakoe
Byrnes	Hildenbrand	Moore	Steil
Byrum	Hood	Mortimer	Taub
Casperson	Hoogendyk	Murphy	Tobocman
Caswell	Hopgood	Newell	Vagnozzi
Caul	Huizenga	Nitz	Van Regenmorter
Cheeks	Hummel	Nofs	Vander Veen
Clack	Hune	Palmer	Walker
Clemente	Hunter	Palsrok	Ward
Condino	Jones	Pastor	Waters
Cushingberry	Kahn	Pavlov	Wenke

DeRoche
Dillon
Donigan
Drolet

Kolb
Kooiman
LaJoy
Law, David

Pearce
Plakas
Polidori

Williams
Wojno
Zelenko

Nays—0

In The Chair: Elsenheimer

The House agreed to the title of the bill.

Second Reading of Bills

House Bill No. 5867, entitled

A bill to amend 1967 PA 227, entitled “An act to regulate the inspection, construction, installation, alteration, maintenance, repair and operation of elevators and the licensing of elevator contractors; to prescribe the functions of the director of labor; to create, and prescribe the functions of, the elevator safety board; to provide penalties for violations of the act; and to repeal certain acts and parts of acts,” by amending section 20 (MCL 408.820).

The bill was read a second time.

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

The motion prevailed.

Rep. Ward 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. 5867, entitled

A bill to amend 1967 PA 227, entitled “An act to regulate the inspection, construction, installation, alteration, maintenance, repair and operation of elevators and the licensing of elevator contractors; to prescribe the functions of the director of labor; to create, and prescribe the functions of, the elevator safety board; to provide penalties for violations of the act; and to repeal certain acts and parts of acts,” by amending section 20 (MCL 408.820).

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

Roll Call No. 341

Yeas—106

Accavitti
Acciavatti
Adamini
Amos
Anderson
Angerer
Ball
Baxter
Bennett
Bieda
Booher
Brandenburg
Brown
Byrnes
Byrum

Elsenheimer
Emmons
Espinoza
Farhat
Farrah
Gaffney
Garfield
Gillard
Gleason
Gonzales
Gosselin
Green
Hansen
Hildenbrand
Hood

Law, Kathleen
Leland
Lemmons, III
Lemmons, Jr.
Lipsey
Marleau
Mayes
McConico
McDowell
Meisner
Meyer
Miller
Moolenaar
Moore
Mortimer

Proos
Robertson
Rocca
Sak
Schuitmaker
Shaffer
Sheen
Sheltrown
Smith, Alma
Smith, Virgil
Spade
Stahl
Stakoe
Steil
Taub

Casperson	Hoogendyk	Murphy	Tobocman
Caswell	Hopgood	Newell	Vagnozzi
Caul	Huizenga	Nitz	Van Regenmorter
Cheeks	Hummel	Nofs	Vander Veen
Clack	Hune	Palmer	Walker
Clemente	Hunter	Palsrok	Ward
Condino	Jones	Pastor	Waters
Cushingberry	Kahn	Pavlov	Wenke
DeRoche	Kolb	Pearce	Williams
Dillon	Kooiman	Plakas	Wojno
Donigan	LaJoy	Polidori	Zelenko
Drolet	Law, David		

Nays—0

In The Chair: Elsenheimer

The House agreed to the title of the bill.

Second Reading of Bills

House Bill No. 5868, entitled

A bill to amend 1963 PA 181, entitled “Motor carrier safety act of 1963,” by amending section 12 (MCL 480.22), as amended by 2005 PA 177.

The bill was read a second time.

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

The motion prevailed.

Rep. Ward 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. 5868, entitled

A bill to amend 1963 PA 181, entitled “Motor carrier safety act of 1963,” by amending section 12 (MCL 480.22), as amended by 2005 PA 177.

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

Roll Call No. 342

Yeas—106

Accavitti	Elsenheimer	Law, Kathleen	Proos
Acciavatti	Emmons	Leland	Robertson
Adamini	Espinoza	Lemmons, III	Rocca
Amos	Farhat	Lemmons, Jr.	Sak
Anderson	Farrah	Lipsey	Schuitmaker
Angerer	Gaffney	Marleau	Shaffer
Ball	Garfield	Mayes	Sheen
Baxter	Gillard	McConico	Sheltrown
Bennett	Gleason	McDowell	Smith, Alma
Bieda	Gonzales	Meisner	Smith, Virgil
Booher	Gosselin	Meyer	Spade

Brandenburg	Green	Miller	Stahl
Brown	Hansen	Moolenaar	Stakoe
Byrnes	Hildenbrand	Moore	Steil
Byrum	Hood	Mortimer	Taub
Casperson	Hoogendyk	Murphy	Tobocman
Caswell	Hopgood	Newell	Vagnozzi
Caul	Huizenga	Nitz	Van Regenmorter
Cheeks	Hummel	Nofs	Vander Veen
Clack	Hune	Palmer	Walker
Clemente	Hunter	Palsrok	Ward
Condino	Jones	Pastor	Waters
Cushingberry	Kahn	Pavlov	Wenke
DeRoche	Kolb	Pearce	Williams
Dillon	Kooiman	Plakas	Wojno
Donigan	LaJoy	Polidori	Zelenko
Drolet	Law, David		

Nays—0

In The Chair: Elsenheimer

The House agreed to the title of the bill.

Second Reading of Bills

House Bill No. 5869, entitled

A bill to amend 1973 PA 116, entitled “An act to provide for the protection of children through the licensing and regulation of child care organizations; to provide for the establishment of standards of care for child care organizations; to prescribe powers and duties of certain departments of this state and adoption facilitators; to provide penalties; and to repeal acts and parts of acts,” by amending sections 2, 3, and 10 (MCL 722.112, 722.113, and 722.120), section 2 as amended by 1983 PA 150, section 3 as amended by 1980 PA 232, and section 10 as amended by 1994 PA 205.

The bill was read a second time.

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

The motion prevailed.

Rep. Ward 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. 5869, entitled

A bill to amend 1973 PA 116, entitled “An act to provide for the protection of children through the licensing and regulation of child care organizations; to provide for the establishment of standards of care for child care organizations; to prescribe powers and duties of certain departments of this state and adoption facilitators; to provide penalties; and to repeal acts and parts of acts,” by amending sections 2, 3, and 10 (MCL 722.112, 722.113, and 722.120), section 2 as amended by 1983 PA 150, section 3 as amended by 1980 PA 232, and section 10 as amended by 1994 PA 205.

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

Roll Call No. 343

Yeas—106

Accavitti	Elsenheimer	Law, Kathleen	Proos
Acciavatti	Emmons	Leland	Robertson

Adamini	Espinoza	Lemmons, III	Rocca
Amos	Farhat	Lemmons, Jr.	Sak
Anderson	Farrah	Lipsev	Schuitmaker
Angerer	Gaffney	Marleau	Shaffer
Ball	Garfield	Mayer	Sheen
Baxter	Gillard	McConico	Sheltrown
Bennett	Gleason	McDowell	Smith, Alma
Bieda	Gonzales	Meisner	Smith, Virgil
Booher	Gosselin	Meyer	Spade
Brandenburg	Green	Miller	Stahl
Brown	Hansen	Moolenaar	Stakoe
Byrnes	Hildenbrand	Moore	Steil
Byrum	Hood	Mortimer	Taub
Casperson	Hoogendyk	Murphy	Tobocman
Caswell	Hopgood	Newell	Vagnozzi
Caul	Huizenga	Nitz	Van Regenmorter
Cheeks	Hummel	Nofs	Vander Veen
Clack	Hune	Palmer	Walker
Clemente	Hunter	Palsrok	Ward
Condino	Jones	Pastor	Waters
Cushingberry	Kahn	Pavlov	Wenke
DeRoche	Kolb	Pearce	Williams
Dillon	Kooiman	Plakas	Wojno
Donigan	LaJoy	Polidori	Zelenko
Drolet	Law, David		

Nays—0

In The Chair: Elsenheimer

The House agreed to the title of the bill.

Second Reading of Bills

House Bill No. 5871, entitled

A bill to amend 1949 PA 300, entitled “Michigan vehicle code,” by amending section 312e (MCL 257.312e), as amended by 2004 PA 362.

The bill was read a second time.

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

The motion prevailed.

Rep. Ward 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. 5871, entitled

A bill to amend 1949 PA 300, entitled “Michigan vehicle code,” by amending section 312e (MCL 257.312e), as amended by 2004 PA 362.

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

Roll Call No. 344**Yeas—106**

Accavitti	Elsenheimer	Law, Kathleen	Proos
Acciavatti	Emmons	Leland	Robertson
Adamini	Espinoza	Lemmons, III	Rocca
Amos	Farhat	Lemmons, Jr.	Sak
Anderson	Farrah	Lipsey	Schuitmaker
Angerer	Gaffney	Marleau	Shaffer
Ball	Garfield	Mayes	Sheen
Baxter	Gillard	McConico	Sheltrown
Bennett	Gleason	McDowell	Smith, Alma
Bieda	Gonzales	Meisner	Smith, Virgil
Booher	Gosselin	Meyer	Spade
Brandenburg	Green	Miller	Stahl
Brown	Hansen	Moolenaar	Stakoe
Byrnes	Hildenbrand	Moore	Steil
Byrum	Hood	Mortimer	Taub
Casperson	Hoogendyk	Murphy	Tobocman
Caswell	Hopgood	Newell	Vagnozzi
Caul	Huizenga	Nitz	Van Regenmorter
Cheeks	Hummel	Nofs	Vander Veen
Clack	Hune	Palmer	Walker
Clemente	Hunter	Palsrok	Ward
Condino	Jones	Pastor	Waters
Cushingberry	Kahn	Pavlov	Wenke
DeRoche	Kolb	Pearce	Williams
Dillon	Kooiman	Plakas	Wojno
Donigan	LaJoy	Polidori	Zelenko
Drolet	Law, David		

Nays—0

In The Chair: Elsenheimer

The House agreed to the title of the bill.

Second Reading of Bills**House Bill No. 5870, entitled**

A bill to amend 1956 PA 218, entitled "The insurance code of 1956," by amending section 3010 (MCL 500.3010), as added by 2000 PA 413.

The bill was read a second time.

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

The motion prevailed.

Rep. Ward 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. 5870, entitled**

A bill to amend 1956 PA 218, entitled "The insurance code of 1956," by amending section 3010 (MCL 500.3010), as added by 2000 PA 413.

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

Roll Call No. 345**Yeas—106**

Accavitti	Elsenheimer	Law, Kathleen	Proos
Acciavatti	Emmons	Leland	Robertson
Adamini	Espinoza	Lemmons, III	Rocca
Amos	Farhat	Lemmons, Jr.	Sak
Anderson	Farrah	Lipsey	Schuitmaker
Angerer	Gaffney	Marleau	Shaffer
Ball	Garfield	Mayes	Sheen
Baxter	Gillard	McConico	Sheltrown
Bennett	Gleason	McDowell	Smith, Alma
Bieda	Gonzales	Meisner	Smith, Virgil
Booher	Gosselin	Meyer	Spade
Brandenburg	Green	Miller	Stahl
Brown	Hansen	Moolenaar	Stakoe
Byrnes	Hildenbrand	Moore	Steil
Byrum	Hood	Mortimer	Taub
Casperson	Hoogendyk	Murphy	Tobocman
Caswell	Hopgood	Newell	Vagnozzi
Caul	Huizenga	Nitz	Van Regenmorter
Cheeks	Hummel	Nofs	Vander Veen
Clack	Hune	Palmer	Walker
Clemente	Hunter	Palsrok	Ward
Condino	Jones	Pastor	Waters
Cushingberry	Kahn	Pavlov	Wenke
DeRoche	Kolb	Pearce	Williams
Dillon	Kooiman	Plakas	Wojno
Donigan	LaJoy	Polidori	Zelenko
Drolet	Law, David		

Nays—0

In The Chair: Elsenheimer

The House agreed to the title of the bill.

By unanimous consent the House returned to the order of
Reports of Select Committees

Senate Bill No. 1124, entitled

A bill to amend 1976 PA 451, entitled "The revised school code," (MCL 380.1 to 380.1852) by adding section 1278a. The Senate has adopted the report of the Committee of Conference and ordered that the bill be given immediate effect. The Conference Report was read as follows:

First Conference Report

The Committee of Conference on the matters of difference between the two Houses concerning

Senate Bill No. 1124, entitled

A bill to amend 1976 PA 451, entitled "The revised school code," (MCL 380.1 to 380.1852) by adding section 1278a. Recommends:

First: That the House recede from the Substitute of the House as passed by the House.

Second: That the Senate and House agree to the Substitute of the Senate as passed by the Senate, amended to read as follows:

A bill to amend 1976 PA 451, entitled "The revised school code," (MCL 380.1 to 380.1852) by adding section 1278a.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

SEC. 1278A. (1) EXCEPT AS OTHERWISE PROVIDED IN THIS SECTION OR SECTION 1278B, BEGINNING WITH PUPILS ENTERING GRADE 8 IN 2006, THE BOARD OF A SCHOOL DISTRICT OR BOARD OF DIRECTORS OF A PUBLIC SCHOOL ACADEMY SHALL NOT AWARD A HIGH SCHOOL DIPLOMA TO A PUPIL UNLESS THE PUPIL MEETS ALL OF THE FOLLOWING:

(A) HAS SUCCESSFULLY COMPLETED ALL OF THE FOLLOWING CREDIT REQUIREMENTS OF THE MICHIGAN MERIT STANDARD BEFORE GRADUATING FROM HIGH SCHOOL:

(i) AT LEAST 4 CREDITS IN MATHEMATICS THAT ARE ALIGNED WITH SUBJECT AREA CONTENT EXPECTATIONS DEVELOPED BY THE DEPARTMENT AND APPROVED BY THE STATE BOARD UNDER SECTION 1278B, INCLUDING COMPLETION OF AT LEAST ALGEBRA I, GEOMETRY, AND ALGEBRA II, OR AN INTEGRATED SEQUENCE OF THIS COURSE CONTENT THAT CONSISTS OF 3 CREDITS, AND AN ADDITIONAL MATHEMATICS CREDIT, SUCH AS TRIGONOMETRY, STATISTICS, PRECALCULUS, CALCULUS, APPLIED MATH, ACCOUNTING, BUSINESS MATH, OR A RETAKE OF ALGEBRA II. EACH PUPIL MUST SUCCESSFULLY COMPLETE AT LEAST 1 MATHEMATICS COURSE DURING HIS OR HER FINAL YEAR OF HIGH SCHOOL ENROLLMENT.

(ii) AT LEAST 3 CREDITS IN SOCIAL SCIENCE THAT ARE ALIGNED WITH SUBJECT AREA CONTENT EXPECTATIONS DEVELOPED BY THE DEPARTMENT AND APPROVED BY THE STATE BOARD UNDER SECTION 1278B, INCLUDING COMPLETION OF AT LEAST 1 CREDIT IN UNITED STATES HISTORY AND GEOGRAPHY, 1 CREDIT IN WORLD HISTORY AND GEOGRAPHY, 1/2 CREDIT IN ECONOMICS, AND THE CIVICS COURSE DESCRIBED IN SECTION 1166(2).

(iii) AT LEAST 1 CREDIT IN SUBJECT MATTER THAT INCLUDES BOTH HEALTH AND PHYSICAL EDUCATION ALIGNED WITH GUIDELINES DEVELOPED BY THE DEPARTMENT AND APPROVED BY THE STATE BOARD UNDER SECTION 1278B.

(iv) AT LEAST 1 CREDIT IN VISUAL ARTS, PERFORMING ARTS, OR APPLIED ARTS, AS DEFINED BY THE DEPARTMENT, THAT IS ALIGNED WITH GUIDELINES DEVELOPED BY THE DEPARTMENT AND APPROVED BY THE STATE BOARD UNDER SECTION 1278B.

(v) THE CREDIT REQUIREMENTS SPECIFIED IN SECTION 1278B(1).

(B) MEETS THE ONLINE COURSE OR LEARNING EXPERIENCE REQUIREMENT OF THIS SUBSECTION. A SCHOOL DISTRICT OR PUBLIC SCHOOL ACADEMY SHALL PROVIDE THE BASIC LEVEL OF TECHNOLOGY AND INTERNET ACCESS REQUIRED BY THE STATE BOARD TO COMPLETE THE ONLINE COURSE OR LEARNING EXPERIENCE. FOR A PUPIL TO MEET THIS REQUIREMENT, THE PUPIL SHALL MEET EITHER OF THE FOLLOWING, AS DETERMINED BY THE SCHOOL DISTRICT OR PUBLIC SCHOOL ACADEMY:

(i) HAS SUCCESSFULLY COMPLETED AT LEAST 1 COURSE OR LEARNING EXPERIENCE THAT IS PRESENTED ONLINE, AS DEFINED BY THE DEPARTMENT.

(ii) THE PUPIL'S SCHOOL DISTRICT OR PUBLIC SCHOOL ACADEMY HAS INTEGRATED AN ONLINE EXPERIENCE THROUGHOUT THE HIGH SCHOOL CURRICULUM BY ENSURING THAT EACH TEACHER OF EACH COURSE THAT PROVIDES THE REQUIRED CREDITS OF THE MICHIGAN MERIT CURRICULUM HAS INTEGRATED AN ONLINE EXPERIENCE INTO THE COURSE.

(2) IN ADDITION TO THE REQUIREMENTS UNDER SUBSECTION (1), BEGINNING WITH PUPILS ENTERING GRADE 3 IN 2006, THE BOARD OF A SCHOOL DISTRICT OR BOARD OF DIRECTORS OF A PUBLIC SCHOOL ACADEMY SHALL NOT AWARD A HIGH SCHOOL DIPLOMA TO A PUPIL UNLESS THE PUPIL HAS SUCCESSFULLY COMPLETED DURING GRADES 9 TO 12 AT LEAST 2 CREDITS, AS DETERMINED BY THE DEPARTMENT, IN A LANGUAGE OTHER THAN ENGLISH, OR THE PUPIL HAS SUCCESSFULLY COMPLETED AT ANY TIME DURING GRADES K TO 12 COURSE WORK OR OTHER LEARNING EXPERIENCES THAT ARE SUBSTANTIALLY EQUIVALENT TO 2 CREDITS IN A LANGUAGE OTHER THAN ENGLISH, BASED ON GUIDELINES DEVELOPED BY THE DEPARTMENT. FOR THE PURPOSES OF THIS SUBSECTION, ALL OF THE FOLLOWING APPLY:

(A) AMERICAN SIGN LANGUAGE IS CONSIDERED TO BE A LANGUAGE OTHER THAN ENGLISH.

(B) THE PUPIL MAY MEET ALL OR PART OF THIS REQUIREMENT WITH ONLINE COURSE WORK.

(3) THE REQUIREMENTS UNDER THIS SECTION AND SECTION 1278B FOR A HIGH SCHOOL DIPLOMA ARE IN ADDITION TO ANY LOCAL REQUIREMENTS IMPOSED BY THE BOARD OF A SCHOOL DISTRICT OR BOARD OF DIRECTORS OF A PUBLIC SCHOOL ACADEMY. THE BOARD OF A SCHOOL DISTRICT OR BOARD OF DIRECTORS OF A PUBLIC SCHOOL ACADEMY, AS A LOCAL REQUIREMENT FOR A HIGH SCHOOL DIPLOMA, MAY REQUIRE A PUPIL TO COMPLETE SOME OR

ALL OF THE SUBJECT AREA ASSESSMENTS UNDER SECTION 1279 OR THE MICHIGAN MERIT EXAMINATION UNDER SECTION 1279G, AS APPLICABLE TO THE PUPIL UNDER SECTION 1279G, OR MAY REQUIRE A PUPIL TO PARTICIPATE IN THE MIACCESS ASSESSMENTS IF APPROPRIATE FOR THE PUPIL.

(4) FOR THE PURPOSES OF THIS SECTION AND SECTION 1278B, ALL OF THE FOLLOWING APPLY:

(A) A PUPIL IS CONSIDERED TO HAVE COMPLETED A CREDIT IF THE PUPIL SUCCESSFULLY COMPLETES THE SUBJECT AREA CONTENT EXPECTATIONS OR GUIDELINES DEVELOPED BY THE DEPARTMENT THAT APPLY TO THE CREDIT.

(B) A SCHOOL DISTRICT OR PUBLIC SCHOOL ACADEMY SHALL BASE ITS DETERMINATION OF WHETHER A PUPIL HAS SUCCESSFULLY COMPLETED THE SUBJECT AREA CONTENT EXPECTATIONS OR GUIDELINES DEVELOPED BY THE DEPARTMENT THAT APPLY TO A CREDIT AT LEAST IN PART ON THE PUPIL'S PERFORMANCE ON THE ASSESSMENTS DEVELOPED OR SELECTED BY THE DEPARTMENT UNDER SECTION 1278B OR ON 1 OR MORE ASSESSMENTS DEVELOPED OR SELECTED BY THE SCHOOL DISTRICT OR PUBLIC SCHOOL ACADEMY THAT MEASURE A PUPIL'S UNDERSTANDING OF THE SUBJECT AREA CONTENT EXPECTATIONS OR GUIDELINES THAT APPLY TO THE CREDIT.

(C) A SCHOOL DISTRICT OR PUBLIC SCHOOL ACADEMY SHALL ALSO GRANT A PUPIL A CREDIT IF THE PUPIL EARNS A QUALIFYING SCORE, AS DETERMINED BY THE DEPARTMENT, ON THE ASSESSMENTS DEVELOPED OR SELECTED FOR THE SUBJECT AREA BY THE DEPARTMENT UNDER SECTION 1278B OR THE PUPIL EARNS A QUALIFYING SCORE, AS DETERMINED BY THE SCHOOL DISTRICT OR PUBLIC SCHOOL ACADEMY, ON 1 OR MORE ASSESSMENTS DEVELOPED OR SELECTED BY THE SCHOOL DISTRICT OR PUBLIC SCHOOL ACADEMY THAT MEASURE A PUPIL'S UNDERSTANDING OF THE SUBJECT AREA CONTENT EXPECTATIONS OR GUIDELINES THAT APPLY TO THE CREDIT.

(5) IF A HIGH SCHOOL IS DESIGNATED BY THE SUPERINTENDENT OF PUBLIC INSTRUCTION AS A SPECIALTY SCHOOL AND THE HIGH SCHOOL MEETS THE REQUIREMENTS OF SUBSECTION (6), THEN THE PUPILS OF THE HIGH SCHOOL ARE NOT REQUIRED TO SUCCESSFULLY COMPLETE THE 4 CREDITS IN ENGLISH LANGUAGE ARTS REQUIRED UNDER SECTION 1278B(1)(A) OR THE 3 CREDITS IN SOCIAL SCIENCE REQUIRED UNDER SUBSECTION (1)(A)(ii) AND THE SCHOOL DISTRICT OR PUBLIC SCHOOL ACADEMY IS NOT REQUIRED TO ENSURE THAT EACH PUPIL IS OFFERED THE CURRICULUM NECESSARY FOR MEETING THOSE ENGLISH LANGUAGE ARTS OR SOCIAL SCIENCE CREDIT REQUIREMENTS. THE SUPERINTENDENT OF PUBLIC INSTRUCTION MAY DESIGNATE UP TO 15 HIGH SCHOOLS THAT MEET THE REQUIREMENTS OF THIS SUBSECTION AS SPECIALTY SCHOOLS. SUBJECT TO THIS MAXIMUM NUMBER, THE SUPERINTENDENT OF PUBLIC INSTRUCTION SHALL DESIGNATE A HIGH SCHOOL AS A SPECIALTY SCHOOL IF THE SUPERINTENDENT OF PUBLIC INSTRUCTION FINDS THAT THE HIGH SCHOOL MEETS ALL OF THE FOLLOWING CRITERIA:

(A) THE HIGH SCHOOL INCORPORATES A SIGNIFICANT READING AND WRITING COMPONENT THROUGHOUT ITS CURRICULUM.

(B) THE HIGH SCHOOL USES A SPECIALIZED, INNOVATIVE, AND RIGOROUS CURRICULUM IN SUCH AREAS AS PERFORMING ARTS, FOREIGN LANGUAGE, EXTENSIVE USE OF INTERNSHIPS, OR OTHER LEARNING INNOVATIONS THAT CONFORM TO PIONEERING INNOVATIONS AMONG OTHER LEADING NATIONAL OR INTERNATIONAL HIGH SCHOOLS.

(6) A HIGH SCHOOL THAT IS DESIGNATED BY THE SUPERINTENDENT OF PUBLIC INSTRUCTION AS A SPECIALTY SCHOOL UNDER SUBSECTION (5) IS ONLY EXEMPT FROM REQUIREMENTS AS DESCRIBED UNDER SUBSECTION (5) AS LONG AS THE SUPERINTENDENT OF PUBLIC INSTRUCTION FINDS THAT THE HIGH SCHOOL CONTINUES TO MEET ALL OF THE FOLLOWING REQUIREMENTS:

(A) THE HIGH SCHOOL CLEARLY STATES TO PROSPECTIVE PUPILS AND THEIR PARENTS THAT IT DOES NOT MEET THE REQUIREMENTS OF THE MICHIGAN MERIT STANDARD UNDER THIS SECTION AND SECTION 1278B BUT IS A DESIGNATED SPECIALTY SCHOOL THAT IS EXEMPT FROM SOME OF THOSE REQUIREMENTS AND THAT A PUPIL WHO ENROLLS IN THE HIGH SCHOOL AND SUBSEQUENTLY TRANSFERS TO A HIGH SCHOOL THAT IS NOT A SPECIALTY SCHOOL MEETING THE REQUIREMENTS OF THIS SUBSECTION WILL BE REQUIRED TO COMPLY WITH THE REQUIREMENTS OF THE MICHIGAN MERIT STANDARD UNDER THIS SECTION AND SECTION 1278B.

(B) FOR THE MOST RECENT YEAR FOR WHICH THE DATA ARE AVAILABLE, THE MEAN SCORES ON BOTH THE MATHEMATICS AND SCIENCE PORTIONS OF THE ACT EXAMINATION FOR THE PUPILS OF THE HIGH SCHOOL EXCEED BY AT LEAST 10% THE MEAN SCORES ON THE MATHEMATICS

AND SCIENCE PORTIONS OF THE ACT EXAMINATION FOR THE PUPILS OF THE SCHOOL DISTRICT IN WHICH THE GREATEST NUMBER OF THE PUPILS OF THE HIGH SCHOOL RESIDE.

(C) FOR THE MOST RECENT YEAR FOR WHICH THE DATA ARE AVAILABLE, THE HIGH SCHOOL HAD A GRADUATION RATE OF AT LEAST 85%, AS DETERMINED BY THE DEPARTMENT.

(D) FOR THE MOST RECENT YEAR FOR WHICH THE DATA ARE AVAILABLE, AT LEAST 75% OF THE PUPILS WHO GRADUATED FROM THE HIGH SCHOOL THE PRECEDING YEAR ARE ENROLLED IN A POSTSECONDARY INSTITUTION.

(E) ALL PUPILS OF THE HIGH SCHOOL ARE REQUIRED TO MEET THE MATHEMATICS CREDIT REQUIREMENTS OF SUBSECTION (1)(A)(i), WITH NO MODIFICATION OF THESE REQUIREMENTS UNDER SECTION 1278B(5), AND EACH PUPIL IS OFFERED THE CURRICULUM NECESSARY TO MEET THIS REQUIREMENT.

(F) ALL PUPILS OF THE HIGH SCHOOL ARE REQUIRED TO MEET THE SCIENCE CREDIT REQUIREMENTS OF SECTION 1278B(1)(B) AND ARE ALSO REQUIRED TO SUCCESSFULLY COMPLETE AT LEAST 1 ADDITIONAL SCIENCE CREDIT, FOR A TOTAL OF AT LEAST 4 SCIENCE CREDITS, WITH NO MODIFICATION OF THESE REQUIREMENTS UNDER SECTION 1278B(5), AND EACH PUPIL IS OFFERED THE CURRICULUM NECESSARY TO MEET THIS REQUIREMENT.

Enacting section 1. This amendatory act does not take effect unless House Bill No. 5606 of the 93rd Legislature is enacted into law.

Third: That the Senate and House agree to the title of the bill to read as follows:

A bill 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," (MCL 380.1 to 380.1852) by adding section 1278a.

Wayne Kuipers
Kenneth R. Sikkema
Irma Clark-Coleman
Conferees for the Senate

Brian Palmer
Craig DeRoche
Hoon-Yung Hopgood
Conferees for the House

The Speaker announced that under Joint Rule 9 the conference report would lie over one day.

Rep. Ward moved pursuant to Joint Rule 9, that the Journal printing requirement be suspended, printed copies of the conference report having been made available to each Member.

The motion prevailed.

The question being on the adoption of the conference report,

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

Roll Call No. 346

Yeas—95

Accavitti	Elsenheimer	Lemmons, III	Rocca
Acciavatti	Emmons	Lemmons, Jr.	Sak
Amos	Espinoza	Lipsey	Schuitmaker
Anderson	Farhat	Marleau	Shaffer
Angerer	Farrah	Mayes	Sheen
Ball	Gaffney	McConico	Sheltrown
Baxter	Garfield	McDowell	Smith, Alma
Bennett	Gillard	Meisner	Smith, Virgil

Bieda	Gleason	Meyer	Spade
Booher	Gonzales	Miller	Stahl
Brandenburg	Hansen	Moore	Stakoe
Byrnes	Hildenbrand	Mortimer	Steil
Byrum	Hoogendyk	Murphy	Taub
Casperson	Hopgood	Newell	Tobocman
Caul	Huizenga	Nitz	Vagnozzi
Cheeks	Hummel	Nofs	Van Regenmorter
Clack	Hune	Palmer	Walker
Clemente	Hunter	Palsrok	Ward
Condino	Kolb	Pastor	Waters
Cushingberry	Kooiman	Pavlov	Wenke
DeRoche	LaJoy	Plakas	Williams
Dillon	Law, David	Polidori	Wojno
Donigan	Law, Kathleen	Proos	Zelenko
Drolet	Leland	Robertson	

Nays—11

Adamini	Gosselin	Jones	Pearce
Brown	Green	Kahn	Vander Veen
Caswell	Hood	Moolenaar	

In The Chair: Elsenheimer

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

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

Rep. Sak demanded the yeas and nays.

The demand was supported.

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

The motion prevailed, 2/3 of the members serving voting therefor, by yeas and nays, as follows:

Roll Call No. 347**Yeas—95**

Accavitti	Elsenheimer	Lemmons, III	Rocca
Acciavatti	Emmons	Lemmons, Jr.	Sak
Amos	Espinoza	Lipsey	Schuitmaker
Anderson	Farhat	Marleau	Shaffer
Angerer	Farrah	Mayes	Sheen
Ball	Gaffney	McConico	Sheltrown
Baxter	Garfield	McDowell	Smith, Alma
Bennett	Gillard	Meisner	Smith, Virgil
Bieda	Gleason	Meyer	Spade
Booher	Gonzales	Miller	Stahl
Brandenburg	Hansen	Moore	Stakoe
Byrnes	Hildenbrand	Mortimer	Steil
Byrum	Hoogendyk	Murphy	Taub
Casperson	Hopgood	Newell	Tobocman
Caul	Huizenga	Nitz	Vagnozzi
Cheeks	Hummel	Nofs	Van Regenmorter
Clack	Hune	Palmer	Walker
Clemente	Hunter	Palsrok	Ward
Condino	Kolb	Pastor	Waters

Cushingberry	Kooiman	Pavlov	Wenke
DeRoche	LaJoy	Plakas	Williams
Dillon	Law, David	Polidori	Wojno
Donigan	Law, Kathleen	Proos	Zelenko
Drolet	Leland	Robertson	

Nays—11

Adamini	Gosselin	Jones	Pearce
Brown	Green	Kahn	Vander Veen
Caswell	Hood	Moolenaar	

In The Chair: Elsenheimer

Messages from the Senate**House Bill No. 5640, entitled**

A bill to amend 1995 PA 24, entitled “Michigan economic growth authority act,” by amending sections 3 and 8 (MCL 207.803 and 207.808), as amended by 2006 PA 21.

The Senate has substituted (S-1) the bill.

The Senate has passed the bill as substituted (S-1), ordered that it be given immediate effect and pursuant to Joint Rule 20, inserted the full title.

The Speaker announced that pursuant to Rule 45, the bill was laid over one day.

Rep. Ward moved that Rule 45 be suspended.

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

The question being on concurring in the (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. 348**Yeas—106**

Accavitti	Elsenheimer	Law, Kathleen	Proos
Acciavatti	Emmons	Leland	Robertson
Adamini	Espinoza	Lemmons, III	Rocca
Amos	Farhat	Lemmons, Jr.	Sak
Anderson	Farrah	Lipsey	Schuitmaker
Angerer	Gaffney	Marleau	Shaffer
Ball	Garfield	Mayer	Sheen
Baxter	Gillard	McConico	Sheltrown
Bennett	Gleason	McDowell	Smith, Alma
Bieda	Gonzales	Meisner	Smith, Virgil
Booher	Gosselin	Meyer	Spade
Brandenburg	Green	Miller	Stahl
Brown	Hansen	Moolenaar	Stakoe
Byrnes	Hildenbrand	Moore	Steil
Byrum	Hood	Mortimer	Taub
Casperson	Hoogendyk	Murphy	Tobocman
Caswell	Hopgood	Newell	Vagnozzi
Caul	Huizenga	Nitz	Van Regenmorter
Cheeks	Hummel	Nofs	Vander Veen
Clack	Hune	Palmer	Walker
Clemente	Hunter	Palsrok	Ward

Condino	Jones	Pastor	Waters
Cushingberry	Kahn	Pavlov	Wenke
DeRoche	Kolb	Pearce	Williams
Dillon	Kooiman	Plakas	Wojno
Donigan	LaJoy	Polidori	Zelenko
Drolet	Law, David		

Nays—0

In The Chair: Elsenheimer

The House agreed to the full title of the bill.

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

By unanimous consent the House returned to the order of

Motions and Resolutions

Rep. Ward moved that pursuant to House Rule 20, the Clerk of the House be authorized to enroll House bills while the House is not in session.

The motion prevailed.

Rep. Ward moved to suspend that portion of Rule 44 requiring bills to be handed to the Clerk three hours prior to calling the House to order.

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

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

The motion prevailed.

Rep. Ward moved that when the House adjourns today it stand adjourned until Tuesday, April 18, at 1:00 p.m.

The motion prevailed.

Notices

Rep. Brown, under Rule 33, made the following statement:

“Mr. Speaker and members of the House:

I was absent from the Chamber when the vote was taken on Roll Call Nos. 320-326. Had I been present, I would have voted ‘yea’ on Roll Call Nos. 320-321 and 323-326 and ‘nay’ on Roll Call No. 322.”

By unanimous consent the House returned to the order of

Motions and Resolutions

Reps. Sak, Waters, Accavitti, Anderson, Angerer, Ball, Bieda, Booher, Brandenburg, Brown, Byrnes, Byrum, Clack, Clemente, Condino, Cushingberry, Dillon, Donigan, Espinoza, Farhat, Farrah, Gillard, Gleason, Gonzales, Gosselin, Green, Hansen, Hildenbrand, Hood, Hopgood, Jones, Kolb, Kooiman, Kathleen Law, Leland, Lemmons, III, Lemmons, Jr., Lipsey, Mayes, McConico, McDowell, Meyer, Miller, Mortimer, Murphy, Phillips, Plakas, Polidori, Proos, Shaffer, Sheltrown, Alma Smith, Spade, Tobocman, Vagnozzi, Vander Veen, Wojno and Zelenko offered the following resolution:

House Resolution No. 232.

A resolution recognizing April 2006 as Child Abuse Prevention Month in the state of Michigan.

Whereas, The members of the Michigan House of Representatives are dedicated to providing a safe and healthy environment for all children in Michigan; and

Whereas, The citizens of Michigan recognize that child abuse and neglect is a serious and growing problem affecting millions of our nation's children; and

Whereas, Research shows child maltreatment is associated with problems throughout adolescence and into adulthood, including increased risk of teen pregnancy, drug use, lower educational attainment, and the perpetuation of abusive behavior; and

Whereas, The state of Michigan, through its support of prevention and community activities, is making significant progress in preventing child abuse and neglect throughout our communities; and

Whereas, Community collaboration is necessary in order to provide services to families at risk for child abuse and neglect, and to ensure a safe and secure future for the children of our communities; and

Whereas, We are committed to providing Michigan's children, and the Nation's children, the safest and healthiest of environments in the world; now, therefore, be it

Resolved by the House of Representatives, That the members of this legislative body recognize April 2006 as Child Abuse Prevention Month in the state of Michigan.

Pending the reference of the resolution to a committee,

Rep. Ward moved that Rule 77 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. Farhat, Hildenbrand, Marleau, Emmons, Palmer, Gosselin, Pavlov, Proos, Booher, Nitz, Hansen, Jones, Steil, Baxter, Huizenga, Acciavatti, Miller, Gleason, Newell, Gaffney, Hune, Brown, Adamini, Hood, Murphy, Casperson, Pearce, Kahn, Shaffer, Clemente, Hummel, Pastor, Brandenburg, Amos, Moolenaar, Ball, Mortimer, Schuitmaker, Bennett, Bieda, Nofs, Vander Veen, Meyer, Kolb, Polidori, Plakas, Farrah, Accavitti and Meisner offered the following resolution:

House Resolution No. 233.

A resolution proclaiming July 10 - 15, 2006, as Road Rage Awareness Week in the state of Michigan.

Whereas, Reaching Out Against Road Rage (R.O.A.R.R.), is a non profit organization located in Muskegon County. Its mission is the three P's: Prevention of road rage, Protection and support of victims against road rage, and Prolonging of life by saving lives; and

Whereas, To achieve this mission, R.O.A.R.R. is promoting awareness and education on the prevention of road rage. It is working to reduce the number of incidents and advocating support and assistance to victims and their families in their recovery process; and

Whereas, The National Highway Traffic and Safety Administration (NHTSA) defines road rage as "...an assault with a motor vehicle or other dangerous weapon by the operator or passenger(s) of another motor vehicle or an assault precipitated by an incident that occurred on a roadway."; and

Whereas, A study done by the AAA Foundation indicates an average of a least 1,500 men, women, and children are injured or killed each year in the United States from the violent acts of road rage; and

Whereas, The people of Michigan understand that to solve a problem, we must first be aware of the problem. Road rage is a growing problem in Michigan, as well as in our country; and

Whereas, We recognize that both younger and older drivers face roads of death because of rage in other drivers and themselves. We must stop deaths, injuries, and mental anguish and work together as a community and reprogram the destructive attitudes and behaviors that cause road rage; now therefore be it

Resolved be the House of Representatives, That members of this legislative body proclaim July 10 - 15, 2006, as Road Rage Awareness Week in the state of Michigan. We promote the prevention of a dysfunctional act, which will improve traffic safety throughout the state of Michigan; and be it further

Resolved by the House of Representatives, That the people of the state of Michigan are partnered with the organization R.O.A.R.R., with its Board of Directors, and its president, Kay Shabazz, in bringing closure through an "Awareness Campaign" to the escalating road rage problem.

Pending the reference of the resolution to a committee,

Rep. Ward moved that Rule 77 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. Farhat, Palsrok, Hildenbrand, Robertson, Marleau, Emmons, Palmer, Gosselin, Pavlov, Proos, Nitz, Booher, Hansen, Jones, Steil, Baxter, Huizenga, Acciavatti, Miller, Gleason, Newell, Gaffney, Hune, Polidori, Brown, Hood,

Farrah, Murphy, Casperson, Pearce, Kahn, Shaffer, Walker, Clemente, Hummel, Pastor, Brandenburg, Amos, Moolenaar, Ball, Mortimer, Schuitmaker, Ward, Bennett, Bieda, Nofs, Vander Veen, Meyer, Kolb, Adamini, Plakas, Accavitti and Meisner offered the following resolution:

House Resolution No. 234.

A resolution proclaiming September 14, 2006, as Buy Fresh, Buy Local, Select Michigan Day.

Whereas, Michigan's fertile soils, moderate climate, abundance of water, and innovative production technologies help our farmers grow over 125 raw commodities that are sold locally, nationally, and in markets around the world; and

Whereas, Through value-added processing, Michigan's agricultural sector can increase the diversity of products tenfold by producing such things as maple candy, dried cherries, hand-crafted cheeses, soy-based products and clean fuel using corn as a source; and

Whereas, Michigan's food industry leads the nation in the production of nine major crops and ranks fifth or higher in 28 crops; and

Whereas, In Michigan, agriculture is second only to the automotive industry in terms of economic contribution adding over \$37 billion to our state economy each year; and

Whereas, When asked, Michigan residents prefer to purchase goods that are grown here in Michigan. By selecting Michigan grown and processed products, residents are helping to preserve our agricultural heritage; and

Whereas, Michigan's beautiful landscapes and bountiful harvests bring millions in tourism dollars to this state every year, and as such, a special day sponsored by Michigan Integrated Food & Farming Systems and the Michigan Department of Agriculture will be set aside in September to celebrate the diversity of Michigan's agriculture; now therefore be it

Resolved by the House of Representatives, That members of this legislative body proclaim September 14, 2006, as Buy Fresh, Buy Local, Select Michigan Day, and encourage all citizens to "Buy Fresh and Buy Local" to support and preserve Michigan's agricultural heritage.

Pending the reference of the resolution to a committee,

Rep. Ward moved that Rule 77 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. Palmer and Garfield offered the following resolution:

House Resolution No. 235.

A resolution to urge the United States Citizenship and Immigration Services to approve a permanent resident visa for Maria Messina.

Whereas, Maria Messina has lived in Macomb County since she came to the United States from Italy after Stefano and Caterina Messina adopted her an hour after her birth, an adoption that was not finalized until she turned 18 due to legal difficulties in both the United States and Italy; and

Whereas, Maria grew up in Shelby Township, participating in soccer and pole vaulting for Utica High School, and now attends Macomb Community College, where she is seeking a degree in business; and

Whereas, Without permanent resident status, Maria is unable to visit her grandmother in Windsor, obtain a job, establish credit, or become a productive member of our community and resident of our state; and

Whereas, The Chief Judge of the United States District Court, Eastern District of Michigan, Bernard A. Friedman, has ordered the United States Citizenship and Immigration Services to approve Maria's request for a permanent resident visa, saying the agency's efforts to deny the visa are "arbitrary, capricious and contrary to law. It also lacks common sense, or sense of fairness" and immigration officials' "proposal to deny Maria immigrant status and to deport her to the country of her birth is absurd in the extreme"; now, therefore, be it

Resolved by the House of Representatives, That we urge the United States Citizenship and Immigration Services to approve a permanent resident visa for Maria Messina; and be it further

Resolved, That a copy of this resolution be transmitted to United States Citizenship and Immigration Services, the Department of Homeland Security, the Honorable Bernard A. Friedman, and the Office of the President of the United States.

Pending the reference of the resolution to a committee,

Rep. Ward moved that Rule 77 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.

Reports of Select Committees

House Bill No. 5606, entitled

A bill to amend 1976 PA 451, entitled "The revised school code," by amending section 1280 (MCL 380.1280), as amended by 2003 PA 275, and by adding section 1278b.

(For text of conference report, see House Journal No. 33, p. 753.)

The Senate has adopted the report of the Committee of Conference.

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

House Bill No. 5675, entitled

A bill to amend 1976 PA 451, entitled "The revised school code," by amending sections 1230, 1230a, 1230c, 1230d, 1230g, 1535a, and 1539b (MCL 380.1230, 380.1230a, 380.1230c, 380.1230d, 380.1230g, 380.1535a, and 380.1539b), section 1230 as amended and section 1230c as added by 2005 PA 129, section 1230a as amended by 2005 PA 138, section 1230d as added by 2005 PA 131, and section 1230g as added and sections 1535a and 1539b as amended by 2005 PA 130, and by adding section 1230h.

(For text of conference report, see House Journal No. 33, p. 736.)

The Senate has adopted the report of the Committee of Conference.

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

Reports of Standing Committees

The Committee on Veterans Affairs and Homeland Security, by Rep. Garfield, Chair, reported

House Bill No. 5300, entitled

A bill to amend 1966 PA 346, entitled "State housing development authority act of 1966," (MCL 125.1401 to 125.1499c) by adding section 44h.

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. Garfield, Mortimer, Pavlov, Rocca, Espinoza, Sheltroun, Spade and Polidori

Nays: None

The Committee on Veterans Affairs and Homeland Security, by Rep. Garfield, Chair, reported

House Bill No. 5301, entitled

A bill to amend 2002 PA 591, entitled "Michigan nursing scholarship act," by amending section 4 (MCL 390.1184).

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. Garfield, Mortimer, Pavlov, Rocca, Espinoza, Sheltroun, Spade and Polidori

Nays: None

The Committee on Veterans Affairs and Homeland Security, by Rep. Garfield, Chair, reported

House Bill No. 5302, entitled

A bill to amend 1986 PA 102, entitled "An act to establish a grant program for certain part-time, independent students in this state; and to prescribe the powers and duties of certain state agencies and institutions of higher education," by amending section 3 (MCL 390.1283), as amended by 2004 PA 180.

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. Garfield, Moore, Mortimer, Pavlov, Rocca, Espinoza, Sheltroun, Spade and Polidori
Nays: None

The Committee on Veterans Affairs and Homeland Security, by Rep. Garfield, Chair, reported

House Bill No. 5303, entitled

A bill to amend 1964 PA 208, entitled "An act to grant scholarships to students enrolled in postsecondary education institutions; and to provide for the administration of the scholarship program," by amending section 4 (MCL 390.974), as amended by 1986 PA 270.

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. Garfield, Moore, Mortimer, Pavlov, Rocca, Espinoza, Sheltroun, Spade and Polidori
Nays: None

The Committee on Veterans Affairs and Homeland Security, by Rep. Garfield, Chair, reported

House Bill No. 5304, entitled

A bill to amend 1986 PA 303, entitled "An act to establish a Michigan work-study program for qualified resident students attending eligible graduate and professional graduate schools and employed by qualified employers; to prescribe the powers and duties of certain state agencies; and to provide for an appropriation," by amending section 4 (MCL 390.1324).

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. Garfield, Moore, Mortimer, Pavlov, Rocca, Espinoza, Sheltroun, Spade and Polidori
Nays: None

The Committee on Veterans Affairs and Homeland Security, by Rep. Garfield, Chair, reported

House Bill No. 5305, entitled

A bill to amend 1986 PA 288, entitled "An act to establish a Michigan work-study program for qualified resident students attending eligible postsecondary schools and employed by qualified employers; and to prescribe the powers and duties of certain state agencies," by amending section 4 (MCL 390.1374), as amended by 1990 PA 47.

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. Garfield, Moore, Mortimer, Pavlov, Rocca, Espinoza, Sheltroun, Spade and Polidori
Nays: None

The Committee on Veterans Affairs and Homeland Security, by Rep. Garfield, Chair, reported

House Bill No. 5306, entitled

A bill to amend 1986 PA 273, entitled "An act to establish a Michigan educational opportunity grant program for resident qualified students enrolled in eligible public postsecondary schools; and to prescribe the powers and duties of certain state agencies," by amending section 4 (MCL 390.1404).

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. Garfield, Moore, Mortimer, Pavlov, Rocca, Espinoza, Sheltroun, Spade and Polidori
Nays: None

The Committee on Veterans Affairs and Homeland Security, by Rep. Garfield, Chair, reported

House Bill No. 5307, entitled

A bill to amend 1966 PA 313, entitled "An act to award tuition grants to resident students enrolled in independent nonprofit institutions of higher learning; and to make an appropriation therefor," by amending section 3 (MCL 390.993), as amended by 1980 PA 503.

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. Garfield, Moore, Mortimer, Pavlov, Rocca, Espinoza, Sheltroun, Spade and Polidori
Nays: None

The Committee on Veterans Affairs and Homeland Security, by Rep. Garfield, Chair, reported

House Bill No. 5308, entitled

A bill to amend 1978 PA 105, entitled "An act to provide grants to students enrolled in independent nonprofit institutions of higher learning; and to provide for the promulgation of rules," by amending section 4 (MCL 390.1274), as amended by 2004 PA 184.

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. Garfield, Moore, Mortimer, Pavlov, Rocca, Espinoza, Sheltroun, Spade and Polidori
Nays: None

The Committee on Veterans Affairs and Homeland Security, by Rep. Garfield, Chair, reported

House Bill No. 5309, entitled

A bill to amend 1976 PA 228, entitled "The legislative merit award program act," by amending section 4 (MCL 390.1304), as amended by 2004 PA 182.

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. Garfield, Moore, Mortimer, Pavlov, Rocca, Espinoza, Sheltroun, Spade and Polidori
Nays: None

The Committee on Veterans Affairs and Homeland Security, by Rep. Garfield, Chair, reported

House Bill No. 5310, entitled

A bill to amend 1999 PA 94, entitled "Michigan merit award scholarship act," by amending section 7b (MCL 390.1457b), as added by 2004 PA 595.

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. Garfield, Moore, Mortimer, Pavlov, Rocca, Espinoza, Sheltroun, Spade and Polidori

Nays: None

COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Wednesday, March 29, 2006

Present: Reps. Garfield, Moore, Mortimer, Pavlov, Rocca, Espinoza, Sheltroun, Spade and Polidori

Announcement by the Clerk of Printing and Enrollment

The Clerk announced the enrollment printing and presentation to the Governor on Thursday, March 30, for her approval of the following bills:

Enrolled House Bill No. 4161 at 11:20 a.m.

Enrolled House Bill No. 4398 at 11:22 a.m.

Enrolled House Bill No. 4643 at 11:24 a.m.

Enrolled House Bill No. 4733 at 11:26 a.m.

Enrolled House Bill No. 4734 at 11:28 a.m.

Enrolled House Bill No. 5256 at 11:30 a.m.

Enrolled House Bill No. 5494 at 11:32 a.m.

Enrolled House Bill No. 5497 at 11:34 a.m.

The Clerk announced that the following bills had been printed and placed upon the files of the members on Thursday, March 30:

House Bill Nos. 5918 5919 5920 5921

Senate Bill Nos. 1197 1198 1199 1200

The Clerk announced that the following Senate bills had been received on Thursday, March 30:

Senate Bill Nos. 582 727 777 1082 1083 1084 1085 1086 1088 1095 1112 1113 1114 1184

By unanimous consent the House returned to the order of

Messages from the Senate**House Bill No. 5813, entitled**

A bill to amend 1954 PA 116, entitled "Michigan election law," by amending section 381 (MCL 168.381), as amended by 2005 PA 71.

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

The House agreed to the full title.

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

House Concurrent Resolution No. 33.

A concurrent resolution prescribing the legislative schedule.

(For text of resolution, see House Journal No. 33, p. 723.)

The Senate has adopted the concurrent resolution and named Senators Jacobs and Switalski as co-sponsors.

The concurrent resolution was referred to the Clerk for record.

Senate Bill No. 582, entitled

A bill to amend 1969 PA 306, entitled "Administrative procedures act of 1969," by amending sections 46 and 49 (MCL 24.246 and 24.249), section 46 as amended by 1999 PA 262 and section 49 as amended by 2004 PA 23.

The Senate has passed the bill.

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

Senate Bill No. 727, entitled

A bill to create certain centers in the Michigan economic development corporation; and to impose certain duties and responsibilities on those centers and on certain state employees and public employees.

The Senate has passed the bill.

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

Senate Bill No. 777, entitled

A bill to amend 1965 PA 329, entitled "Michigan seed law," (MCL 286.701 to 286.716) by amending the title, as amended by 1988 PA 455, and by adding section 14; 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 Agriculture.

Senate Bill No. 1082, entitled

A bill to make appropriations for community colleges and certain state purposes related to education for the fiscal year ending September 30, 2007; to provide for the expenditure of those appropriations; to establish or continue certain funds, programs, and categories; and to prescribe the powers and duties of certain state departments, institutions, agencies, employees, and officers.

The Senate has passed the bill.

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

Senate Bill No. 1083, entitled

A bill to make appropriations for the department of community health and certain state purposes related to mental health, public health, and medical services for the fiscal year ending September 30, 2007; to provide for the expenditure of those appropriations; to create funds; to require and provide for reports; to prescribe the powers and duties of certain local and state agencies and departments; and to provide for disposition of fees and other income received by the various state agencies.

The Senate has passed the bill.

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

Senate Bill No. 1084, entitled

A bill to make appropriations for the department of corrections and certain state purposes related to corrections for the fiscal year ending September 30, 2007; to provide for the expenditure of the appropriations; to provide for reports; to provide for the creation of certain advisory committees and boards; to prescribe certain powers and duties of the department of corrections, certain other state officers and agencies, and certain advisory committees and boards; to provide for the collection of certain funds; and to provide for the disposition of fees and other income received by certain state agencies.

The Senate has passed the bill.

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

Senate Bill No. 1085, entitled

A bill to make appropriations for the department of education and certain other purposes relating to education for the fiscal year ending September 30, 2007; to provide for the expenditure of the appropriations; to prescribe the powers and duties of certain state departments, school districts, and other governmental bodies; and to provide for the disposition of fees and other income received by certain legal entities and state agencies.

The Senate has passed the bill.

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

Senate Bill No. 1086, entitled

A bill to make appropriations for the department of environmental quality for the fiscal year ending September 30, 2007; to provide for the expenditure of those appropriations; to create certain funds and accounts; to require certain reports; to prescribe the powers and duties of certain state agencies and officials; to authorize certain transfers by certain state agencies; and to provide for the disposition of fees and other income received by the various state agencies.

The Senate has passed the bill.

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

Senate Bill No. 1088, entitled

A bill to make appropriations for the state institutions of higher education and certain state purposes related to education for the fiscal year ending September 30, 2007; to provide for the expenditures of those appropriations; and to prescribe the powers and duties of certain state departments, institutions, agencies, employees, and officers.

The Senate has passed the bill.

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

Senate Bill No. 1095, entitled

A bill to amend 1979 PA 94, entitled "The state school aid act of 1979," by amending sections 3, 6, 11, 11a, 11f, 11g, 11j, 11k, 14, 15, 17a, 17b, 18, 20, 20j, 22a, 22b, 22d, 24, 25a, 26a, 26b, 31a, 31d, 31f, 32c, 32d, 32j, 32k, 32l, 39, 39a, 41, 41a, 51a, 51c, 51d, 53a, 54, 54a, 56, 57, 61a, 62, 74, 81, 94a, 98, 98b, 99, 101, 105, 105c, 107, 121, 147, 161a, and 167 (MCL 388.1603, 388.1606, 388.1611, 388.1611a, 388.1611f, 388.1611g, 388.1611j, 388.1611k, 388.1614, 388.1615, 388.1617a, 388.1617b, 388.1618, 388.1620, 388.1620j, 388.1622a, 388.1622b, 388.1622d, 388.1624, 388.1625a, 388.1626a, 388.1626b, 388.1631a, 388.1631d, 388.1631f, 388.1632c, 388.1632d, 388.1632j, 388.1632k, 388.1632l, 388.1639, 388.1639a, 388.1641, 388.1641a, 388.1651a, 388.1651c, 388.1651d, 388.1653a, 388.1654, 388.1654a, 388.1656, 388.1657, 388.1661a, 388.1662, 388.1674, 388.1681, 388.1694a, 388.1698, 388.1698b, 388.1699, 388.1701, 388.1705, 388.1705c, 388.1707, 388.1721, 388.1747, 388.1761a, and 388.1767), sections 3, 6, 11, 11a, 11f, 11g, 11j, 15, 18, 20, 20j, 22a, 22b, 22d, 24, 26a, 31a, 31d, 32c, 32d, 32j, 39, 39a, 41, 41a, 51a, 51c, 51d, 53a, 54, 56, 57, 61a, 62, 74, 81, 94a, 98, 98b, 99, 101, 105, 105c, 107, 147, and 167 as amended and sections 11k, 26b, 31f, 32l, and 54a as added by 2005 PA 155, section 14 as amended by 1993 PA 336, section 17a as amended by 2005 PA 95, section 17b as amended by 2005 PA 150, sections 25a and 161a as added by 1998 PA 553, section 32k as added by 2004 PA 351, and section 121 as amended by 1995 PA 130, and by adding sections 11m, 11n, 22c, 22e, 24a, 24c, 29, 31c, 32, 32b, 32m, 34, 34a, 35, 64, 65, 66, 98a, 99c, and 104; 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 Appropriations.

Senate Bill No. 1112, entitled

A bill to amend 1917 PA 167, entitled "Housing law of Michigan," by amending section 85a (MCL 125.485a), as added by 2003 PA 307.

The Senate has passed the bill.

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

Senate Bill No. 1113, entitled

A bill to amend 1978 PA 368, entitled "Public health code," by amending section 12103 (MCL 333.12103), as amended by 1985 PA 17.

The Senate has passed the bill.

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

Senate Bill No. 1114, entitled

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," (MCL 324.101 to 324.90106) by adding section 20112b.

The Senate has passed the bill.

The bill was read a first time by its title and referred to the Committee on Natural Resources, Great Lakes, Land Use, and Environment.

Senate Bill No. 1184, entitled

A bill to amend 1976 PA 451, entitled "The revised school code," (MCL 380.1 to 380.1852) by adding section 1752.

The Senate has passed the bill.

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

Introduction of Bills

Reps. Meisner, Tobocman, Accavitti, Leland, Kolb, Anderson, Mortimer, Sheltroun, Alma Smith, Vagnozzi, Donigan, Plakas, Farrah, Gleason, Cushingberry and Zelenko introduced

House Bill No. 5922, entitled

A bill to amend 1974 PA 258, entitled "Mental health code," by amending section 206 (MCL 330.1206), as amended by 1995 PA 290.

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

Reps. Amos, Tobocman, Accavitti, Meisner, Leland, Kolb, Anderson, Mortimer, Sheltroun, Alma Smith, Vagnozzi, Donigan, Plakas, Farrah, Gleason, Cushingberry and Zelenko introduced

House Bill No. 5923, entitled

A bill to amend 1974 PA 258, entitled "Mental health code," by amending section 754 (MCL 330.1754), as amended by 1995 PA 290.

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

Reps. Vagnozzi, Tobocman, Accavitti, Meisner, Leland, Kolb, Mortimer, Sheltroun, Alma Smith, Donigan, Anderson, Plakas, Farrah, Gleason and Zelenko introduced

House Bill No. 5924, entitled

A bill to amend 1974 PA 258, entitled "Mental health code," by amending sections 122 and 202 (MCL 330.1122 and 330.1202), section 202 as amended by 1995 PA 290.

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

Reps. Williams, Tobocman, Accavitti, Meisner, Leland, Kolb, Anderson, Mortimer, Sheltroun, Alma Smith, Vagnozzi, Donigan, Plakas, Farrah, Cushingberry, Gleason and Zelenko introduced

House Bill No. 5925, entitled

A bill to amend 1974 PA 258, entitled "Mental health code," by amending sections 401 and 433 (MCL 330.1401 and 330.1433), section 401 as amended by 2004 PA 496 and section 433 as added by 2004 PA 497.

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

Reps. Stewart, Tobocman, Accavitti, Meisner, Leland, Kolb, Anderson, Mortimer, Sheltroun, Alma Smith, Vagnozzi, Donigan, Plakas, Farrah, Gleason, Cushingberry and Zelenko introduced

House Bill No. 5926, entitled

A bill to amend 1974 PA 258, entitled "Mental health code," by amending sections 720, 754, and 755 (MCL 330.1720, 330.1754, and 330.1755), sections 720 and 755 as added and section 754 as amended by 1995 PA 290, and by adding section 142a.

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

Reps. Leland, Tobocman, Meisner, Kolb, Anderson, Mortimer, Sheltroun, Alma Smith, Vagnozzi, Donigan, Plakas, Farrah, Gleason, Cushingberry and Zelenko introduced

House Bill No. 5927, entitled

A bill to amend 1974 PA 258, entitled "Mental health code," by amending section 104 (MCL 330.1104), as amended by 1986 PA 287.

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

Reps. Byrnes, Tobocman, Accavitti, Meisner, Leland, Kolb, Anderson, Mortimer, Sheltroun, Alma Smith, Vagnozzi, Donigan, Plakas, Farrah, Gleason, Cushingberry and Zelenko introduced

House Bill No. 5928, entitled

A bill to amend 1974 PA 258, entitled "Mental health code," by amending sections 754 and 755 (MCL 330.1754 and 330.1755), section 754 as amended and section 755 as added by 1995 PA 290.

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

Reps. McDowell, Meisner, Leland, Kolb, Anderson, Mortimer, Sheltroun, Alma Smith, Vagnozzi, Donigan, Plakas, Farrah, Gleason, Cushingberry and Zelenko introduced

House Bill No. 5929, entitled

A bill to amend 1974 PA 258, entitled "Mental health code," by amending section 748 (MCL 330.1748), as amended by 1998 PA 497.

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

Reps. Schuitmaker, Mortimer, Gaffney, Newell, Nofs and Jones introduced

House Bill No. 5930, entitled

A bill to amend 1975 PA 238, entitled "Child protection law," by amending section 6 (MCL 722.626), as amended by 1984 PA 418.

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

Reps. Polidori, Zelenko, Wojno, Plakas, Donigan, Vagnozzi, Sheltroun, LaJoy, Meisner, Hood, Farrah, Gonzales, Tobocman, Leland, Lemmons, Jr., Jones, Gleason, Gillard, Kathleen Law, Alma Smith, Hopgood, Williams, Bennett, Condino, Miller, Garfield and Lemmons, III introduced

House Bill No. 5931, entitled

A bill to amend 1978 PA 368, entitled "Public health code," by amending section 21799c (MCL 333.21799c), as amended by 1996 PA 546.

The bill was read a first time by its title and referred to the Committee on Senior Health, Security, and Retirement.

Reps. Garfield, Taub, Robertson, Gosselin, Farhat, Booher, LaJoy, Elsenheimer, Pastor, Palsrok, Stakoe, Hildenbrand, Moore, Wenke, Stahl, Nofs, Stewart, Newell, Brandenburg, Caswell, Hummel, Kahn, David Law, Mortimer, Ball, Schuitmaker, Drolet, Palmer, Huizenga, Hoogendyk, Ward, Jones, Green, Caul, Baxter, Marleau, Pavlov, Vander Veen, Kooiman, Acciavatti, Amos and Moolenaar introduced

House Bill No. 5932, entitled

A bill to amend 1969 PA 306, entitled "Administrative procedures act of 1969," by amending section 32 (MCL 24.232).

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

Reps. Hummel, Taub, Robertson, Gosselin, Farhat, Booher, LaJoy, Elsenheimer, Pastor, Palsrok, Stakoe, Hildenbrand, Moore, Wenke, Stahl, Nofs, Stewart, Newell, Brandenburg, Caswell, Kahn, David Law, Mortimer, Ball, Schuitmaker, Drolet, Palmer, Huizenga, Hoogendyk, Ward, Jones, Green, Caul, Baxter, Marleau, Pavlov, Vander Veen, Garfield, Kooiman, Acciavatti, Amos and Moolenaar introduced

House Bill No. 5933, entitled

A bill to amend 1969 PA 306, entitled "Administrative procedures act of 1969," by amending section 74 (MCL 24.274).

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

Reps. Marleau, Taub, Robertson, Gosselin, Farhat, Booher, LaJoy, Elsenheimer, Pastor, Palsrok, Stakoe, Hildenbrand, Moore, Wenke, Stahl, Nofs, Stewart, Newell, Brandenburg, Caswell, Hummel, Kahn, David Law, Mortimer, Ball, Schuitmaker, Drolet, Palmer, Huizenga, Hoogendyk, Ward, Jones, Green, Caul, Baxter, Pavlov, Vander Veen, Garfield, Kooiman, Acciavatti, Amos and Moolenaar introduced

House Bill No. 5934, entitled

A bill to amend 1969 PA 306, entitled "Administrative procedures act of 1969," by amending section 11 (MCL 24.211).

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

Reps. Baxter, Taub, Robertson, Gosselin, Farhat, Booher, LaJoy, Elsenheimer, Pastor, Palsrok, Stakoe, Hildenbrand, Moore, Wenke, Stahl, Nofs, Stewart, Newell, Brandenburg, Caswell, Hummel, Kahn, David Law, Mortimer, Ball, Schuitmaker, Drolet, Palmer, Huizenga, Hoogendyk, Ward, Jones, Green, Caul, Marleau, Pavlov, Vander Veen, Garfield, Kooiman, Acciavatti, Amos and Moolenaar introduced

House Bill No. 5935, entitled

A bill to amend 1969 PA 306, entitled "Administrative procedures act of 1969," by amending sections 26 and 63 (MCL 24.226 and 24.263).

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

Reps. Amos, Taub, Robertson, Gosselin, Farhat, Booher, LaJoy, Elsenheimer, Pastor, Palsrok, Stakoe, Hildenbrand, Moore, Wenke, Stahl, Nofs, Stewart, Newell, Brandenburg, Caswell, Hummel, Kahn, David Law, Mortimer, Ball, Schuitmaker, Drolet, Palmer, Huizenga, Hoogendyk, Ward, Jones, Green, Caul, Baxter, Marleau, Pavlov, Vander Veen, Garfield, Kooiman, Acciavatti and Moolenaar introduced

House Bill No. 5936, entitled

A bill to amend 1969 PA 306, entitled "Administrative procedures act of 1969," by amending sections 28, 81, 85, 86, and 106 (MCL 24.228, 24.281, 24.285, 24.286, and 24.306), section 28 as amended by 2004 PA 23 and section 85 as amended by 1993 PA 83, and by adding section 107.

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

Reps. Gaffney, Accavitti, Mortimer, Bieda, Rocca, Schuitmaker, Ward, Gosselin, Marleau, LaJoy, Murphy, Vander Veen, Byrum, Kathleen Law, Wojno, Angerer, Byrnes, Espinoza, McDowell, Taub, Proos, Donigan, Tobocman, Clemente, Huizenga, Stahl and Stewart introduced

House Bill No. 5937, entitled

A bill to regulate persons who receive contributions for purposes of defending elected officials from criminal, civil, and administrative actions; to regulate contributions made for purposes of defending elected officials from criminal, civil, and administrative actions; to require certain reports to be filed; to prescribe certain powers and duties of the secretary of state; and to prescribe penalties and civil sanctions.

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

Reps. Ward, Elsenheimer, Mortimer, Kooiman, Gosselin, LaJoy, Marleau, Rocca, Van Regenmorter, Murphy, Byrum, Kathleen Law, Byrnes, Angerer, Wojno, Gleason, Espinoza, McDowell, Vander Veen, Gaffney, Taub, Proos, Donigan, Clemente, Bieda, Stahl, Tobocman and Stewart introduced

House Bill No. 5938, entitled

A bill to regulate political activity; to regulate certain candidates for elective office and state officials; to require financial statements and reports; to prescribe the powers and duties of certain state and local governmental officers and agencies; to impose fees; to prescribe penalties and civil sanctions; and to provide remedies.

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

Reps. Walker, Mortimer, Gosselin, Rocca, Marleau, LaJoy, Booher, Byrum, Murphy, Kathleen Law, Moolenaar, Wojno, Angerer, Byrnes, Espinoza, McDowell, Vander Veen, Newell, Stakoe, Taub, Sheltroun, Ward, Palsrok, Hansen, Elsenheimer, Kooiman, Bieda, Clemente, Kahn, Proos, Caul, Robertson, Casperson, Pastor, Emmons, Huizenga, Gaffney, Sak, Stahl, Stewart, Gillard, Adamini, Farrah, Brandenburg and Schuitmaker introduced

House Bill No. 5939, entitled

A bill to establish an ethics board and prescribe its powers and duties; to prescribe powers and duties for certain state officers and agencies; and to repeal acts and parts of acts.

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

Reps. Kahn, Gaffney, Hune, Ball, Newell, David Law, Gleason, Adamini, Mortimer, Garfield, Schuitmaker, Gosselin, Taub, Lipsey, Tobocman, Wojno, Lemmons, Jr., Sheltroun, Vagnozzi, Jones, Condino, Bieda, Stewart and Lemmons, III introduced

House Bill No. 5940, entitled

A bill to amend 1978 PA 368, entitled "Public health code," by amending sections 16244, 21513, and 21515 (MCL 333.16244, 333.21513, and 333.21515), section 16244 as amended by 1993 PA 87 and section 21513 as amended by 2002 PA 125.

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

Reps. Kahn, Gaffney, Hune, Ball, Newell, David Law, Gleason, Adamini, Mortimer, Garfield, Schuitmaker, Gosselin, Taub, Lipsey, Tobocman, Condino, Bieda, Wojno, Lemmons, Jr., Sheltroun, Vagnozzi, Stewart, Jones and Lemmons, III introduced

House Bill No. 5941, entitled

A bill to amend 1967 PA 270, entitled "An act to provide for the release of certain information or data relating to health care research or education, health care entities, practitioners, or professions, or certain governmentally funded programs; to limit the liability with respect to the release of certain information or data; and to safeguard the confidential character of certain information or data," by amending sections 1 and 2 (MCL 331.531 and 331.532), section 1 as amended by 2005 PA 89 and section 2 as amended by 1993 PA 86.

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

Reps. Palsrok, Huizenga, Hummel, Marleau, Accavitti, Caswell, Hansen, Tobocman, Byrum, Emmons, Farhat, Stahl, Pastor, Condino, Bieda, Clemente and Lemmons, III introduced

House Bill No. 5942, entitled

A bill to amend 1996 PA 376, entitled "Michigan renaissance zone act," by amending sections 4 and 11 (MCL 125.2684 and 125.2691), section 4 as amended by 2002 PA 477.

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

Rep. Hunter introduced

House Bill No. 5943, entitled

A bill to amend 1939 PA 280, entitled "The social welfare act," by amending section 57k (MCL 400.57k), as amended by 2004 PA 445.

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

Rep. Zelenko introduced

House Bill No. 5944, entitled

A bill to amend 1954 PA 116, entitled "Michigan election law," by amending sections 558 and 560b (MCL 168.558 and 168.560b), section 558 as amended by and section 560b as added by 2002 PA 163.

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

Reps. Condino, Bieda, Alma Smith, Lipsey, Donigan, Sheltrown, Accavitti, Polidori, Meisner, Hopgood, Vagnozzi, Gleason, Plakas, Tobocman, Gonzales, Kathleen Law, Zelenko, Cushingberry, Adamini, Gillard, Espinoza and Nofs introduced

House Bill No. 5945, entitled

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending section 16 of chapter X (MCL 770.16), as amended by 2005 PA 4.

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

Reps. Steil, Gosselin, Hoogendyk, Wenke, Vander Veen, Sheen, Stahl, Hansen, Booher, Nofs, Acciavatti and Pastor introduced

House Bill No. 5946, entitled

A bill to amend 1967 (Ex Sess) PA 8, entitled "An act to provide for intergovernmental transfers of functions and responsibilities," by amending section 4 (MCL 124.534).

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

Reps. David Law, Baxter, Mortimer, Rocca, Kahn, Gosselin, LaJoy, Booher, Marleau, Schuitmaker, Byrum, Kathleen Law, Stahl, Bieda, Murphy, Accavitti, Wojno, Angerer, Byrnes, Espinoza, McDowell, Vander Veen, Gaffney, Proos, Tobocman, Huizenga, Clemente and Taub introduced

House Joint Resolution V, entitled

A joint resolution proposing an amendment to the state constitution of 1963, by amending section 12 of article IV, to reduce the compensation of state legislators who have unexcused absences on legislative session days.

The joint resolution was read a first time by its title and referred to the Committee on House Oversight, Elections, and Ethics.

Rep. Schuitmaker moved that the House adjourn.

The motion prevailed, the time being 1:55 p.m.

Associate Speaker Pro Tempore Elsenheimer declared the House adjourned until Tuesday, April 18, at 1:00 p.m.

GARY L. RANDALL
Clerk of the House of Representatives