

No. 24  
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**House of Representatives**  
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REGULAR SESSION OF 2013

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House Chamber, Lansing, Tuesday, March 12, 2013.

1:30 p.m.

The House was called to order by Associate Speaker Pro Tempore O'Brien.

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

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

e/d/s = entered during session

Rep. Gail Haines, from the 43rd District, offered the following invocation:

“Heavenly Father, we thank You for this crisp, clear winter day. We thank You for the many blessings You have bestowed upon us. We thank You for the opportunity to serve in this body and for bringing us together this day.

We ask that You shine Your light of wisdom upon us and allow us to do what is right for the people we serve in our great state. Through Your light, grant us the ability to work together in the spirit of true bipartisanship.

We ask that You give us determination to defend the principles of freedom, love and tolerance, strength to protect the innocent, and clarity of vision to guide the state towards economic prosperity, justice, and peace. Let us be ever mindful of our mission to serve You.

Finally, we ask that You protect those who serve in our armed forces and remember those who sacrificed their lives for us. We pray for those away from home and those they love and ask that they find strength in You.

Bless us each with Your never-ending love and grace. In Your precious name we pray. Amen.”

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The Speaker Pro Tempore assumed the Chair.

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

Rep. Hobbs moved that Reps. Ananich and Stanley be excused from today’s session.  
The motion prevailed.

### Motions and Resolutions

Reps. Pettalia, Barnett, Brown, Denby, Geiss, Haines, Heise and Slavens offered the following resolution:

**House Resolution No. 51.**

A resolution to declare March 2013 as Women and Girls HIV/AIDS Awareness Month in the state of Michigan.

Whereas, HIV/AIDS is increasingly a “women’s epidemic”, both in the United States and globally. There are an estimated 25 percent of persons living with HIV in the United States who are women and girls. Women comprise nearly one quarter (23 percent) of persons who are newly infected with HIV. Young women between the ages of 13 and 39 are at extremely high risk of HIV infection and are an increasing percentage of new HIV infections; and

Whereas, Women are more likely to face barriers in accessing HIV prevention, treatment, and care because of their lack of control over financial resources, restricted mobility, and child care responsibilities. Racial and ethnic disparities are particularly pronounced among women living with HIV/AIDS, with African American and Latina women disproportionately affected by HIV/AIDS. Women in the United States with HIV are less likely to receive combination therapy and have less access to treatment than men; and

Whereas, The most common methods of HIV transmission for women are heterosexual contact and injection drug use. Women have a far greater risk of contracting HIV from men during sex than men do from women because of biological determinants; and

Whereas, Women are at a higher risk of experiencing intimate partner violence, including rape, battering, and forced unprotected sex, that puts them at higher risk of becoming infected with HIV. Women whose partners rape or batter them often have limited access to legal remedies, even where laws are on the books to make battering a crime, because of fear or coercion. For many women, negotiating or demanding condom use is a virtual impossibility; and

Whereas, Such factors as poverty, violence, inequality, and racial and sexual biases directly contribute to health disparities and an increased vulnerability to HIV for women; and

Whereas, Many Americans feel there has not been enough action on HIV from a variety of groups and institutions including the media, corporate, religious and community leaders, and pharmaceutical companies; now, therefore, be it

Resolved by the House of Representatives, That the members of this legislative body declare March 2013 as Women and Girls HIV/AIDS Awareness Month in the state of Michigan. We encourage all citizens to help educate and support family, friends, and neighbors who have been diagnosed with HIV/AIDS through getting tested and use necessary precautions to reduce the spread of the deadly virus; and be it further

Resolved, That a copy of this resolution be transmitted to the Michigan Department of Community Health.

The question being on the adoption of the resolution,

The resolution was adopted.

Reps. Abed, Slavens, Roberts, Schor, LaVoy, Brown, McCann, Hovey-Wright, Kosowski, Knezek, Brinks, Dillon, Barnett, Darany, Geiss and Lori offered the following resolution:

**House Resolution No. 52.**

A resolution to declare May 2013 as Motorcycle Safety Awareness Month in the state of Michigan.

Whereas, Michigan has 259,558 registered motorcycles and 572,420 individuals who have operator licenses with a motorcycle endorsement; and

Whereas, The safe operation of a motorcycle requires the use of special skills developed through a combination of training and expertise, the use of good judgment, and a thorough knowledge of traffic laws and licensing requirements; and

Whereas, The use of proper protective riding apparel is an important part of a motorcycle operator's responsibility; and

Whereas, Motorcycle safety awareness promotion is a cooperative effort to decrease the number of injuries and fatalities associated with motorcycling; and

Whereas, The promotion of motorcycle rider education programs available through the Michigan Department of State, including recommendations that motorcycle operators wear the proper gear in addition to driving their vehicles defensively and cautiously is intended to reduce the number of crashes; and

Whereas, The emergence of spring is synonymous with the return of motorcycle mavens to our state's roadways. Throughout Michigan, motorcyclists have been on the cutting edge of promoting the wise and sensible use of this enjoyable mode of travel. Indeed, the disproportionate number of motorcycle fatalities makes it vitally important to encourage motorcyclists to understand and practice the highest degree of safety. It is also important to remind other drivers that highway safety is beneficial to all parties traveling on public roadways; and

Whereas, Motorcycle Safety Awareness Month encourages motorcycle operators to don proper protective riding attire, to maintain their motorcycles at a high level of safe operating conditions, to abide by the laws of the road, and to implement operating techniques providing an additional standard of safety. Additionally, car and truck drivers are informed of the fact that motorcyclists are resuming their travels on our public roadways and each is encouraged to be exceptionally vigilant and watchful when approaching or passing a motorcycle on the highway; now, therefore, be it

Resolved by the House Of Representatives, That the members of this legislative body declare May 2013 as Motorcycle Safety Awareness Month in the state of Michigan. We encourage all of Michigan's citizens to participate in the aims and goals of this effort.

The question being on the adoption of the resolution,

The resolution was adopted.

Reps. Abed, Brown, Hovey-Wright, Roberts, LaVoy, Slavens, Schor, McCann, Kosowski, Knezek, Brinks, Dillon, Barnett, Darany and Geiss offered the following resolution:

**House Resolution No. 53.**

A resolution to declare March 3-9, 2013, as School Social Work Week in the state of Michigan.

Whereas, Children require a safe and supportive climate in which to learn the skills necessary to become prolific members of the society at large, and;

Whereas, Children are diverse in their ethnicity, culture, socioeconomic background, ability, and needs; and;

Whereas, School Social Workers provide interventions and assistance utilizing an ecological framework addressing variations in development and learning, as well as reciprocal influences of home, school, and community, and;

Whereas, School Social Workers provide direct intervention, consultation, collaboration, and advisement services to students, their family members, and school staff regarding students' social, emotional, and behavioral status impacting development, mental health, learning, and school success, and;

Whereas, School Social Workers, who constitute the over 800 members of the Michigan Association of School Social Workers and comprise about ten percent of the 6700 member Michigan Chapter of the National Association of Social Workers, are trained to provide leadership, advocacy, and collaboration to promote overall academic success by providing services to strengthen home, school, and community partnerships and eliminate barriers to learning, and;

Whereas, School Social Work is a specialized area of practice within the broad field of the clinical social work profession as licensed by the State of Michigan and as approved by the Michigan Department of Education, and;

Whereas, The School Social Workers are essential team members who can provide leadership in the development of crisis prevention, intervention, and management of critical incident responses and policies critical to providing safe educational environments which contribute to students' academic success, and;

Whereas, The Michigan Association of School Social Workers and the Michigan Chapter of the National Association of Social Workers have provided the legislature expertise in determining policies regarding the welfare, safety, and success of students in Michigan's schools on issues that have included special education, behavior management, bullying prevention, suicide, and school violence; now, therefore, be it

Resolved by the House of Representatives, That the members of this legislative body declare March 3-9, 2013, as School Social Work Week in the state of Michigan; and be it further

Resolved, That a copy of this resolution be transmitted to the Michigan Association of School Social Workers and the Michigan Chapter of the National Association of Social Workers as a token of our esteem.

The question being on the adoption of the resolution,

The resolution was adopted.

Reps. Geiss, Kandrevas, Haugh, Rutledge, Barnett, Brown, Darany and Howrylak offered the following resolution:

**House Resolution No. 54.**

A resolution to urge the President and Congress of the United States to pressure the Prime Minister of Japan to open the Japanese market to imported automobiles and automobile parts and to refrain from weakening the yen to give domestic companies a competitive advantage.

Whereas, The principles of free trade require equal access be granted to the consumer markets of trading nations. When structural impediments exist that unfairly limit the access of one nation's businesses to the markets in another nation, it is necessary for the integrity of the trade relationship that these impediments be removed, especially when those impediments are protectionist by nature; and

Whereas, The Japanese economy, as the third largest economy in the world, is the fourth largest consumer of American-made exports and a significant trading partner with the United States, responsible for \$181 billion in traded two-way goods in 2011; and

Whereas, Trade between the United States and Japan for automobiles and automotive parts remains an unbalanced relationship despite decades of attempts by the American automotive industry to gain access to the Japanese market. These attempts have been met with resistance, with little improvement since the 1990s. Moreover, while exports to Japan have increased 23 percent since 2010, the United States represents \$52.1 billion of the \$72.7 billion trade deficit for automobiles and automobile parts. Since 2000, American-made automobile exports to Japan totaled 183,000 units while Japanese manufacturers exported 16.3 million units to the United States; and

Whereas, For equal market access to exist between our two nations, as well as for the continued growth and recovery of the American automotive industry, it is necessary that the Japanese government pursue reform policies that increase import market access to American producers, similar to the access Japanese manufacturers enjoy now in the United States. Non-tariff barriers, like regulations that favor domestically-produced cars and the high vertical interconnection of manufacturing processes among Japanese companies, currently restrict or delay the importation of American-made products. At the same time, Japanese monetary policies unfairly provide a competitive advantage to domestic producers; now, therefore, be it

Resolved by the House of Representatives, That we urge the President and Congress of the United States to pressure the Prime Minister of Japan to open the Japanese market to imported automobiles and automobile parts and to refrain from weakening the yen to give domestic companies a competitive advantage; and be it further

Resolved, That copies of this resolution be transmitted to the President of the United States, President of the United States Senate, the Speaker of the United States House of Representatives, and the members of the Michigan congressional delegation.

The resolution was referred to the Committee on Transportation and Infrastructure.

Reps. Geiss, Haugh, Kandrevas, Rutledge, Barnett, Brown, Darany and Howrylak offered the following concurrent resolution:

**House Concurrent Resolution No. 4.**

A concurrent resolution to urge the President and Congress of the United States to pressure the Prime Minister of Japan to open the Japanese market to imported automobiles and automobile parts and to refrain from weakening the yen to give domestic companies a competitive advantage.

Whereas, The principles of free trade require equal access be granted to the consumer markets of trading nations. When structural impediments exist that unfairly limit the access of one nation's businesses to the markets in another nation, it is necessary for the integrity of the trade relationship that these impediments be removed, especially when those impediments are protectionist by nature; and

Whereas, The Japanese economy, as the third largest economy in the world, is the fourth largest consumer of American-made exports and a significant trading partner with the United States, responsible for \$181 billion in traded two-way goods in 2011; and

Whereas, Trade between the United States and Japan for automobiles and automotive parts remains an unbalanced relationship despite decades of attempts by the American automotive industry to gain access to the Japanese market. These attempts have been met with resistance, with little improvement since the 1990s. Moreover, while exports to Japan have increased 23 percent since 2010, the United States represents \$52.1 billion of the \$72.7 billion trade deficit for automobiles and automobile parts. Since 2000, American-made automobile exports to Japan totaled 183,000 units while Japanese manufacturers exported 16.3 million units to the United States; and

Whereas, For equal market access to exist between our two nations, as well as for the continued growth and recovery of the American automotive industry, it is necessary that the Japanese government pursue reform policies that increase import market access to American producers, similar to the access Japanese manufacturers enjoy now in the United States. Non-tariff barriers, like regulations that favor domestically-produced cars and the high vertical interconnection of manufacturing processes among Japanese companies, currently restrict or delay the importation of American-made products. At the same time, Japanese monetary policies unfairly provide a competitive advantage to domestic producers; now, therefore, be it

Resolved by the House of Representatives (the Senate concurring), That we urge the President and Congress of the United States to pressure the Prime Minister of Japan to open the Japanese market to imported automobiles and automobile parts and to refrain from weakening the yen to give domestic companies a competitive advantage; and be it further

Resolved, That copies of this resolution be transmitted to the President of the United States, President of the United States Senate, the Speaker of the United States House of Representatives, and the members of the Michigan congressional delegation.

The concurrent resolution was referred to the Committee on Transportation and Infrastructure.

### Second Reading of Bills

#### **House Bill No. 4254, entitled**

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending section 33 (MCL 257.33), as amended by 2002 PA 494, and by adding section 13d.

The bill was read a second time.

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

The motion prevailed.

#### **House Bill No. 4169, entitled**

A bill to amend 1895 PA 3, entitled "The general law village act," by amending section 18a of chapter XIV (MCL 74.18a), as amended by 2003 PA 305.

The bill was read a second time.

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

The motion prevailed.

#### **House Bill No. 4170, entitled**

A bill to amend 1966 PA 331, entitled "Community college act of 1966," by amending sections 21, 37, and 57 (MCL 389.21, 389.37, and 389.57), as amended by 2003 PA 306.

The bill was read a second time.

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

The motion prevailed.

#### **House Bill No. 4171, entitled**

A bill to amend 1954 PA 116, entitled "Michigan election law," by amending sections 24a, 30g, 307, 308, 323, 347, 355, 360, 426c, 426f, 426l, 792, 806, 809, 822, 823, 826, 866, 867, and 868 (MCL 168.24a, 168.30g, 168.307, 168.308, 168.323, 168.347, 168.355, 168.360, 168.426c, 168.426f, 168.426l, 168.792, 168.806, 168.809, 168.822, 168.823, 168.826, 168.866, 168.867, and 168.868), section 24a as amended by 2010 PA 52, section 307 as amended by 2010 PA 55, section 308 as added by 2003 PA 302, section 426f as amended by 1990 PA 32, sections 809 and 868 as amended by 1995 PA 261, section 826 as amended by 2003 PA 119, section 866 as amended by 2010 PA 53, and section 867 as amended by 1980 PA 200; and to repeal acts and parts of acts.

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

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

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

The motion prevailed.

#### **House Bill No. 4307, entitled**

A bill to amend 1966 PA 261, entitled "An act to provide for the apportionment of county boards of commissioners; to prescribe the size of the board; to provide for appeals; to prescribe the manner of election of the members of the county board of commissioners; to provide for compensation of members; to prescribe penalties and provide remedies; and to repeal acts and parts of acts," by amending section 12 (MCL 46.412), as amended by 1982 PA 504, and by adding section 13.

The bill was read a second time.

Rep. Zemke moved to amend the bill as follows:

1. Amend page 1, line 5, after "district." by inserting "**IN ADDITION, THE PERSON APPOINTED BY THE COUNTY BOARD OF COMMISSIONERS TO FILL THE VACANCY SHALL BE OF THE SAME POLITICAL PARTY AS THE COMMISSIONER WHO CREATED THE VACANCY.**".

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

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

The motion prevailed.

**House Bill No. 4042, entitled**

A bill to amend 1939 PA 280, entitled "The social welfare act," (MCL 400.1 to 400.119b) by adding section 10f; and to repeal acts and parts of acts.

The bill was read a second time.

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

The motion prevailed.

Rep. Stamas moved that House Committees be given leave to meet during the balance of today's session.  
The motion prevailed.

By unanimous consent the House returned to the order of

**Announcement by the Clerk of Printing and Enrollment**

The Clerk announced that the following bills and joint resolutions had been printed and placed upon the files of the members on Friday, March 8:

<b>House Bill Nos.</b>	<b>4385</b>	<b>4386</b>	<b>4387</b>	<b>4388</b>	<b>4389</b>	<b>4390</b>	<b>4391</b>	<b>4392</b>	<b>4393</b>	<b>4394</b>	<b>4395</b>	<b>4396</b>	<b>4397</b>	<b>4398</b>
	<b>4399</b>	<b>4400</b>												
<b>House Joint Resolution</b>		<b>N</b>												
<b>Senate Bill Nos.</b>	<b>251</b>	<b>252</b>												
<b>Senate Joint Resolution</b>		<b>Q</b>												

**Reports of Standing Committees**

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

**House Bill No. 4277, entitled**

A bill to amend 1998 PA 58, entitled "Michigan liquor control code of 1998," by amending section 525 (MCL 436.1525), as amended by 2010 PA 279.

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. Crawford, Denby, McMillin, LaFontaine, Rendon, Yonker, Kelly, Kesto, Haugh, Dianda and Schor

Nays: Rep. Abed

**COMMITTEE ATTENDANCE REPORT**

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

Meeting held on: Tuesday, March 12, 2013

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

Absent: Rep. Stanley

Excused: Rep. Stanley

The Committee on Health Policy, by Rep. Haines, Chair, reported

**House Resolution No. 11.**

A resolution to encourage the inclusion of syringe and scalpel safety scores in healthcare facility accreditation audits.  
(For text of resolution, see House Journal No. 4, p. 68.)

With the recommendation that the resolution be adopted.

Favorable Roll Call

To Report Out:

Yeas: Reps. Haines, Callton, Crawford, Genetski, Shirkey, Foster, Hooker, Zorn, Kesto, Darany, Knezek, Segal and Brinks

Nays: None

COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Haines, Chair, of the Committee on Health Policy, was received and read:

Meeting held on: Tuesday, March 12, 2013

Present: Reps. Haines, Callton, Crawford, Genetski, Shirkey, Foster, Hooker, Yonker, Zorn, Graves, Kesto, Darany, Knezek, Segal and Brinks

Absent: Reps. Ananich and Stallworth

Excused: Reps. Ananich and Stallworth

The Committee on Transportation and Infrastructure, by Rep. Schmidt, Chair, reported

**House Bill No. 4337, entitled**

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

With the recommendation that the substitute (H-2) be adopted and that the bill then pass.

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

Favorable Roll Call

To Report Out:

Yeas: Reps. Schmidt, Glardon, Daley, Heise, Jacobsen, O'Brien, Pettalia, Lauwers, McCready, Lane, Dianda, Rutledge, Driskell, Cochran and Smiley

Nays: None

COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Tuesday, March 12, 2013

Present: Reps. Schmidt, Glardon, Daley, Heise, Jacobsen, O'Brien, Pettalia, Lauwers, McCready, Lane, Dianda, Rutledge, Driskell, Cochran and Smiley

The Committee on Natural Resources, by Rep. LaFontaine, Chair, reported

**House Bill No. 4398, entitled**

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending section 32513 (MCL 324.32513), as amended by 2012 PA 247.

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

Nays: None

The Committee on Natural Resources, by Rep. LaFontaine, Chair, reported

**House Bill No. 4399, entitled**

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending section 32514 (MCL 324.32514), as added by 1995 PA 59.

Without amendment and with the recommendation that the bill pass.

The bill was referred to the order of Second Reading of Bills.

Favorable Roll Call

To Report Out:

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

Nays: None

The Committee on Natural Resources, by Rep. LaFontaine, Chair, reported

**House Bill No. 4400, entitled**

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending section 30104 (MCL 324.30104), as amended by 2011 PA 218.

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

Nays: None

COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Tuesday, March 12, 2013

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

COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Tuesday, March 12, 2013

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

Absent: Rep. Stallworth

Excused: Rep. Stallworth

**Messages from the Governor**

Date: March 12, 2013

Time: 9:32 a.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

**Enrolled House Bill No. 4153 (Public Act No. 1, I.E.), being**

An act to amend 1933 PA 167, entitled "An act to provide for the raising of additional public revenue by prescribing certain specific taxes, fees, and charges to be paid to the state for the privilege of engaging in certain business activities; to provide, incident to the enforcement thereof, for the issuance of licenses to engage in such occupations; to provide for the ascertainment, assessment and collection thereof; to appropriate the proceeds thereof; and to prescribe penalties for violations of the provisions of this act," by amending section 6a (MCL 205.56a), as amended by 2012 PA 509.

(Filed with the Secretary of State March 12, 2013, at 1:21 p.m.)



**Introduction of Bills**

Rep. Pettalia introduced

**House Bill No. 4401, entitled**

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending section 30103 (MCL 324.30103), as amended by 2009 PA 139.

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

Rep. Kelly introduced

**House Bill No. 4402, entitled**

A bill to amend 1967 PA 281, entitled "Income tax act of 1967," by amending section 435 (MCL 206.435), as amended by 2012 PA 154.

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

Rep. Kelly introduced

**House Bill No. 4403, entitled**

A bill to establish the boy scouts of Michigan fund in the department of treasury; to provide for the distribution of the money from the fund; to prescribe the powers and duties of certain agencies and officials; and to provide for appropriations.

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

Reps. Townsend, Hovey-Wright, Slavens, Zemke and Lipton introduced

**House Bill No. 4404, entitled**

A bill to amend 1978 PA 368, entitled "Public health code," (MCL 333.1101 to 333.25211) by adding section 13402.

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

Reps. Townsend, Hovey-Wright, Slavens, Zemke and Lipton introduced

**House Bill No. 4405, entitled**

A bill to amend 1978 PA 368, entitled "Public health code," by amending section 13405 (MCL 333.13405), as added by 2008 PA 368.

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

Reps. Dillon, Ananich, Lamonte, Switalski and Yanez introduced

**House Bill No. 4406, entitled**

A bill to amend 1893 PA 206, entitled "The general property tax act," by amending section 7cc (MCL 211.7cc), as amended by 2012 PA 324.

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

Reps. Geiss, Hobbs, Irwin, LaVoy, Robinson, Potvin, McBroom and Schmidt introduced

**House Bill No. 4407, entitled**

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

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

Reps. Potvin, Bumstead, Schmidt, Rendon, Goike, LaFontaine, Crawford, McBroom, Robinson, Geiss, LaVoy, Santana, Cavanagh, Howrylak, Durhal, Outman, Yonker, Foster and Genetski introduced

**House Bill No. 4408, 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 section 2 (MCL 722.112), as amended by 2006 PA 206.

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

Reps. Tlaib, Banks, Cavanagh, Roberts, Faris, Geiss, Durhal, Robinson, Talabi and Lipton introduced

**House Bill No. 4409, entitled**

A bill to amend 1893 PA 206, entitled "The general property tax act," by amending section 78g (MCL 211.78g), as amended by 2003 PA 263.

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

Reps. LaFontaine, Pscholka, Rendon, Lauwers, Franz, Zorn, Price, Genetski, Kivela, Foster, Muxlow, Forlini and McCready introduced

**House Bill No. 4410, entitled**

A bill to establish a marina dredging loan origination program; to authorize certain loan guarantees; to prescribe the powers and duties of certain state agencies and officials; and to provide for an appropriation.

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

Reps. Price, Haveman, Kelly, Victory, Knezek, Lamonte, Zorn, Rendon and MacGregor introduced

**House Bill No. 4411, entitled**

A bill to amend 2001 PA 142, entitled "Michigan memorial highway act," (MCL 250.1001 to 250.2080) by adding section 1061.

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

Reps. Price, Jacobsen, Rutledge, Talabi, Stallworth, Lyons, Haveman, MacGregor and Victory introduced

**House Bill No. 4412, entitled**

A bill to amend 1961 PA 236, entitled "Revised judiciary act of 1961," by amending section 1427 (MCL 600.1427).

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

Reps. Rutledge, Price, Schor, Faris, Smiley, Talabi, Stallworth, Cavanagh, Lane, Lipton, Irwin, Zemke, MacGregor, Victory and Oakes introduced

**House Bill No. 4413, entitled**

A bill to amend 1961 PA 236, entitled "Revised judiciary act of 1961," by amending section 2137 (MCL 600.2137), as amended by 2009 PA 239.

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

Reps. Lane, Price, Schor, Rutledge, Haugh, Forlini, Lipton, Victory and Oakes introduced

**House Bill No. 4414, entitled**

A bill to amend 1961 PA 236, entitled "Revised judiciary act of 1961," (MCL 600.101 to 600.9947) by adding sections 1426 and 1428; and to repeal acts and parts of acts.

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

Reps. Jacobsen, Price, Rutledge, Talabi, Stallworth, Lyons, Haveman, MacGregor and Victory introduced

**House Bill No. 4415, entitled**

A bill to amend 1961 PA 236, entitled "Revised judiciary act of 1961," by amending section 859 (MCL 600.859), as amended by 2005 PA 326.

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

Reps. LaFontaine, Price, Schor, Rutledge, Talabi, Stallworth, Lyons, Haveman, MacGregor and Victory introduced

**House Bill No. 4416, entitled**

A bill to amend 1961 PA 236, entitled "Revised judiciary act of 1961," by amending section 832 (MCL 600.832).

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

Reps. Schor, Price, Rutledge, Talabi, Stallworth, Lyons, Haveman, MacGregor and Victory introduced

**House Bill No. 4417, entitled**

A bill to amend 1961 PA 236, entitled "Revised judiciary act of 1961," by amending section 8344 (MCL 600.8344), as amended by 2005 PA 326.

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

Reps. Lipton, LaVoy, Ananich, Brinks, Singh, Hobbs, Smiley, Knezek, Faris, Greimel, Brunner, Barnett, Rutledge, Hovey-Wright, Roberts, Banks, Brown, Townsend, Irwin, Zemke, McCann, Dillon, Yanez, Switalski, Segal, Kosowski, Tlaib, Driskell, Cavanagh, Kandrevas, Schor, Slavens and Oakes introduced

**House Bill No. 4418, entitled**

A bill to amend 1976 PA 388, entitled "Michigan campaign finance act," (MCL 169.201 to 169.282) by adding section 55g. The bill was read a first time by its title and referred to the Committee on Elections and Ethics.

Reps. Yanez, LaVoy, Ananich, Brinks, Singh, Hobbs, Smiley, Knezek, Faris, Greimel, Brunner, Barnett, Rutledge, Hovey-Wright, Roberts, Banks, Brown, Townsend, Irwin, Zemke, McCann, Dillon, Switalski, Segal, Kosowski, Tlaib, Driskell, Lamonte, Cavanagh, Kandrevas, Schor, Slavens, Lipton, Abed and Oakes introduced

**House Bill No. 4419, entitled**

A bill to amend 1976 PA 388, entitled "Michigan campaign finance act," (MCL 169.201 to 169.282) by adding section 55a. The bill was read a first time by its title and referred to the Committee on Elections and Ethics.

Reps. Yanez, LaVoy, Ananich, Brinks, Singh, Hobbs, Smiley, Knezek, Faris, Greimel, Brunner, Barnett, Rutledge, Hovey-Wright, Roberts, Banks, Brown, Townsend, Irwin, McCann, Dillon, Switalski, Kosowski, Tlaib, Driskell, Lamonte, Schor, Slavens, Lipton, Abed and Oakes introduced

**House Bill No. 4420, entitled**

A bill to amend 1976 PA 388, entitled "Michigan campaign finance act," (MCL 169.201 to 169.282) by adding section 55b. The bill was read a first time by its title and referred to the Committee on Elections and Ethics.

Reps. Abed, LaVoy, Ananich, Brinks, Hobbs, Smiley, Knezek, Faris, Greimel, Brunner, Barnett, Hovey-Wright, Roberts, Banks, Brown, Townsend, McCann, Irwin, Zemke, Dillon, Switalski, Yanez, Segal, Kosowski, Tlaib, Driskell, Lamonte, Cavanagh, Schor, Slavens and Lipton introduced

**House Bill No. 4421, entitled**

A bill to amend 1976 PA 388, entitled "Michigan campaign finance act," (MCL 169.201 to 169.282) by adding section 55c. The bill was read a first time by its title and referred to the Committee on Elections and Ethics.

Reps. Cochran, LaVoy, Ananich, Brinks, Singh, Smiley, Faris, Knezek, Greimel, Brunner, Barnett, Hovey-Wright, Roberts, Banks, Brown, McCann, Townsend, Irwin, Zemke, Dillon, Switalski, Yanez, Segal, Kosowski, Hobbs, Tlaib, Driskell, Lamonte, Cavanagh, Kandrevas, Schor, Slavens, Lipton, Abed and Oakes introduced

**House Bill No. 4422, entitled**

A bill to amend 1976 PA 388, entitled "Michigan campaign finance act," (MCL 169.201 to 169.282) by adding section 55d. The bill was read a first time by its title and referred to the Committee on Elections and Ethics.

Reps. Dianda, LaVoy, Ananich, Brinks, Singh, Smiley, Faris, Knezek, Greimel, Brunner, Hovey-Wright, Roberts, Banks, Brown, McCann, Townsend, Kosowski, Hobbs, Kandrevas, Tlaib, Driskell, Lamonte, Schor, Slavens, Lipton and Abed introduced

**House Bill No. 4423, entitled**

A bill to amend 1976 PA 388, entitled "Michigan campaign finance act," (MCL 169.201 to 169.282) by adding section 55f. The bill was read a first time by its title and referred to the Committee on Elections and Ethics.

Reps. Driskell, LaVoy, Ananich, Brinks, Smiley, Faris, Knezek, Greimel, Brunner, Hovey-Wright, Roberts, Banks, Brown, McCann, Townsend, Irwin, Segal, Dillon, Switalski, Yanez, Kosowski, Hobbs, Kandrevas, Tlaib, Lamonte, Cavanagh, Schor, Slavens, Lipton and Abed introduced

**House Bill No. 4424, entitled**

A bill to amend 1976 PA 388, entitled "Michigan campaign finance act," by amending section 54 (MCL 169.254), as amended by 1995 PA 264.

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

Reps. Cochran, LaVoy, Ananich, Brinks, Singh, Faris, Smiley, Knezek, Greimel, Brunner, Barnett, Hovey-Wright, Roberts, Banks, Brown, McCann, Townsend, Irwin, Segal, Zemke, Dillon, Yanez, Kosowski, Switalski, Tlaib, Driskell, Lamonte, Kandrevas, Slavens, Lipton, Abed and Oakes introduced

**House Bill No. 4425, entitled**

A bill to amend 1976 PA 388, entitled "Michigan campaign finance act," by amending section 33 (MCL 169.233), as amended by 2012 PA 273.

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

Reps. Driskell, Ananich, LaVoy, Brinks, Singh, Smiley, Knezek, Greimel, Brunner, Barnett, Hovey-Wright, Banks, Brown, McCann, Townsend, Segal, Switalski, Kosowski, Kandrevas, Tlaib, Lamonte, Slavens, Lipton and Abed introduced  
**House Bill No. 4426, entitled**

A bill to amend 1978 PA 472, entitled "An act to regulate political activity; to regulate lobbyists, lobbyist agents, and lobbying activities; to require registration of lobbyists and lobbyist agents; to require the filing of reports; to prescribe the powers and duties of the department of state; to prescribe penalties; and to repeal certain acts and parts of acts," by amending section 6a (MCL 4.416a), as added by 1994 PA 383.

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

Reps. Smiley, Ananich, LaVoy, Brinks, Faris, Knezek, Brunner, Greimel, Barnett, Hovey-Wright, Roberts, Banks, McCann, Brown, Townsend, Segal, Zemke, Dillon, Switalski, Yanez, Kosowski, Hobbs, Kandrevas, Tlaib, Driskell, Lamonte, Cavanagh, Schor, Slavens, Lipton and Abed introduced

**House Bill No. 4427, entitled**

A bill to amend 1976 PA 388, entitled "Michigan campaign finance act," (MCL 169.201 to 169.282) by adding section 57a.

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

Reps. Slavens, Ananich, LaVoy, Brinks, Faris, Smiley, Knezek, Brunner, Greimel, Barnett, Hovey-Wright, Roberts, Banks, McCann, Brown, Townsend, Irwin, Switalski, Yanez, Kosowski, Hobbs, Kandrevas, Tlaib, Driskell, Lamonte, Cavanagh, Schor, Lipton and Abed introduced

**House Bill No. 4428, entitled**

A bill to amend 1984 PA 431, entitled "The management and budget act," (MCL 18.1101 to 18.1594) by adding section 264a.

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

Reps. Lamonte, Ananich, LaVoy, Brinks, Faris, Singh, Smiley, Knezek, Brunner, Greimel, Segal, Barnett, Hovey-Wright, Roberts, McCann, Banks, Brown, Townsend, Irwin, Zemke, Dillon, Switalski, Yanez, Kosowski, Tlaib, Hobbs, Driskell, Cavanagh, Kandrevas, Schor, Slavens, Lipton and Abed introduced

**House Bill No. 4429, entitled**

A bill to amend 1978 PA 472, entitled "An act to regulate political activity; to regulate lobbyists, lobbyist agents, and lobbying activities; to require registration of lobbyists and lobbyist agents; to require the filing of reports; to prescribe the powers and duties of the department of state; to prescribe penalties; and to repeal certain acts and parts of acts," by amending sections 8 and 12 (MCL 4.418 and 4.422), section 8 as amended by 1994 PA 412.

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

Reps. Brinks, Ananich, LaVoy, Faris, Singh, Smiley, Knezek, Brunner, Rutledge, Greimel, Segal, Brown, Barnett, Hovey-Wright, Roberts, Banks, McCann, Townsend, Zemke, Switalski, Dillon, Yanez, Kosowski, Kandrevas, Tlaib, Hobbs, Driskell, Lamonte, Cavanagh, Schor, Slavens, Lipton and Abed introduced

**House Bill No. 4430, entitled**

A bill to amend 1954 PA 116, entitled "Michigan election law," by amending sections 933 and 936 (MCL 168.933 and 168.936), section 933 as amended by 2003 PA 119.

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

Reps. Brinks, Ananich, LaVoy, Faris, Singh, Smiley, Knezek, Brunner, Rutledge, Greimel, Segal, Brown, Barnett, Hovey-Wright, Roberts, Banks, McCann, Townsend, Zemke, Dillon, Switalski, Yanez, Kosowski, Kandrevas, Tlaib, Hobbs, Driskell, Lamonte, Cavanagh, Schor, Slavens, Lipton and Abed introduced

**House Bill No. 4431, entitled**

A bill to amend 1954 PA 116, entitled "Michigan election law," by amending section 936 (MCL 168.936).

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

Reps. Brinks, Ananich, LaVoy, Faris, Smiley, Knezek, Rutledge, Brunner, Brown, Greimel, Townsend, Dillon, Yanez, Kosowski, Tlaib, Driskell, Lamonte, Cavanagh, Kandrevas, Slavens, Lipton and Abed introduced

**House Bill No. 4432, entitled**

A bill to amend 1976 PA 388, entitled "Michigan campaign finance act," (MCL 169.201 to 169.282) by adding section 45a.

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

Reps. Brinks, Ananich, LaVoy, Faris, Smiley, Knezek, Rutledge, Brunner, Brown, Greimel, Segal, Barnett, Hovey-Wright, Roberts, McCann, Townsend, Dillon, Switalski, Yanez, Kosowski, Hobbs, Driskell, Tlaib, Lamonte, Cavanagh, Kandrevas, Schor, Slavens, Lipton and Abed introduced

**House Bill No. 4433, entitled**

A bill to amend 1954 PA 116, entitled "Michigan election law," (MCL 168.1 to 168.992) by adding section 550a. The bill was read a first time by its title and referred to the Committee on Elections and Ethics.

Reps. Brinks, Ananich, LaVoy, Faris, Smiley, Knezek, Brunner, Brown, Segal, Barnett, Hovey-Wright, Roberts, Banks, McCann, Townsend, Dillon, Switalski, Yanez, Kosowski, Hobbs, Driskell, Tlaib, Lamonte, Cavanagh, Kandrevas, Schor, Slavens, Lipton and Abed introduced

**House Bill No. 4434, entitled**

A bill to amend 1954 PA 116, entitled "Michigan election law," by amending section 161 (MCL 168.161), as amended by 1999 PA 218.

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

Reps. Brinks, Ananich, LaVoy, Faris, Singh, Smiley, Knezek, Rutledge, Brunner, Brown, Greimel, Barnett, Hovey-Wright, Roberts, McCann, Banks, Townsend, Dillon, Switalski, Yanez, Kosowski, Hobbs, Driskell, Kandrevas, Tlaib, Lamonte, Cavanagh, Schor, Slavens, Lipton and Abed introduced

**House Bill No. 4435, entitled**

A bill to amend 1954 PA 116, entitled "Michigan election law," by amending section 558 (MCL 168.558), as amended by 2012 PA 586.

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

Reps. Lane, Slavens and Haugh introduced

**House Bill No. 4436, entitled**

A bill to amend 1939 PA 280, entitled "The social welfare act," by amending section 109 (MCL 400.109), as amended by 2012 PA 48.

The bill was read a first time by its title and referred to the Committee on Families, Children, and Seniors.

Reps. Lane, Slavens and Haugh introduced

**House Bill No. 4437, entitled**

A bill to amend 1939 PA 280, entitled "The social welfare act," (MCL 400.1 to 400.119b) by adding section 107b. The bill was read a first time by its title and referred to the Committee on Families, Children, and Seniors.

Reps. Lane, Slavens and Haugh introduced

**House Bill No. 4438, entitled**

A bill to amend 1939 PA 280, entitled "The social welfare act," (MCL 400.1 to 400.119b) by adding section 107a. The bill was read a first time by its title and referred to the Committee on Health Policy.

Rep. Foster introduced

**House Bill No. 4439, entitled**

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending section 805 (MCL 257.805), as added by 2010 PA 35.

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

Reps. Lyons and Rendon introduced

**House Bill No. 4440, entitled**

A bill to amend 1993 PA 330, entitled "State real estate transfer tax act," by amending section 6 (MCL 207.526), as amended by 2008 PA 473.

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

Reps. Lamonte, Ananich, LaVoy, Brinks, Singh, Faris, Smiley, Knezek, Brunner, Greimel, Segal, Barnett, Hovey-Wright, Banks, Roberts, McCann, Brown, Townsend, Irwin, Dillon, Zemke, Switalski, Yanez, Kosowski, Hobbs, Tlaib, Driskell, Cavanagh, Kandrevas, Schor, Slavens, Lipton and Abed introduced

**House Joint Resolution O, entitled**

A joint resolution proposing an amendment to the state constitution of 1963, by adding section 11 to article II, to add accountability and disclosure of corporate political and lobbying activity.

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

Reps. Brinks, Ananich, LaVoy, Faris, Smiley, Knezek, Brunner, Brown, Segal, Barnett, Hovey-Wright, Roberts, McCann, Banks, Townsend, Dillon, Switalski, Yanez, Kosowski, Hobbs, Driskell, Kandrevas, Tlaib, Lamonte, Cavanagh, Schor, Slavens, Lipton and Abed introduced

**House Joint Resolution P, entitled**

A joint resolution proposing an amendment to the state constitution of 1963, by amending section 7 of article IV, to require that each candidate for state senator or state representative be an elector of the district he or she will represent for at least 60 days prior to the filing deadline.

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

**Announcements by the Clerk**

March 8, 2013

Received from the Auditor General a copy of the following audit report and/or report summary:  
Management letter for Michigan Public School Employees' Retirement System as of and for the fiscal years ended September 30, 2012 and September 30, 2011.

Gary L. Randall  
Clerk of the House

Rep. Rogers moved that the House adjourn.  
The motion prevailed, the time being 3:05 p.m.

The Speaker Pro Tempore declared the House adjourned until Wednesday, March 13, at 1:30 p.m.

GARY L. RANDALL  
Clerk of the House of Representatives