

No. 65  
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**House of Representatives**  
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REGULAR SESSION OF 2010

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House Chamber, Lansing, Tuesday, June 29, 2010.

1:30 p.m.

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

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

Agema—present	Durhal—present	Kurtz—present	Polidori—present
Amash—present	Ebli—present	Lahti—present	Proos—present
Angerer—present	Elsenheimer—present	LeBlanc—present	Roberts—present
Ball—present	Espinoza—excused	Leland—present	Rocca—present
Barnett—present	Geiss—present	Lemmons—present	Rogers—present
Bauer—present	Genetski—present	Lindberg—present	Schmidt, R.—present
Bennett—present	Gonzales—present	Lipton—present	Schmidt, W.—present
Bledsoe—present	Green—present	Liss—present	Schuitmaker—present
Bolger—present	Gregory—present	Lori—present	Scott, B.—present
Booher—present	Griffin—present	Lund—present	Scott, P.—present
Brown, L.—present	Haase—present	Marleau—present	Scripps—present
Brown, T.—present	Haines—present	Mayes—present	Segal—present
Byrnes—present	Hammel—present	McDowell—present	Sheltrown—present
Byrum—present	Hansen—present	McMillin—present	Slavens—present
Calley—present	Haugh—present	Meadows—present	Slezak—present
Caul—present	Haveman—present	Meekhof—present	Smith—present
Clemente—present	Hildenbrand—present	Melton—present	Spade—present
Constan—present	Horn—present	Meltzer—present	Stamas—present
Corriveau—present	Huckleberry—present	Miller—present	Stanley—present
Crawford—present	Jackson—excused	Moore—present	Switalski—present
Cushingberry—present	Johnson—present	Moss—present	Tlaib—present
Daley—present	Jones, Rick—present	Nathan—present	Tyler—present
Dean—present	Jones, Robert—present	Nerat—present	Valentine—present
Denby—present	Kandreas—present	Neumann—present	Walsh—present
DeShazor—present	Kennedy—present	Opsommer—present	Warren—present
Dillon—present	Knollenberg—present	Pavlov—present	Womack—present
Donigan—present	Kowall—present	Pearce—present	Young—present

e/d/s = entered during session

Rep. Kevin Daley, from the 82nd District, offered the following invocation:

“Dear Heavenly Father,

We stand today for the privilege of serving You as we serve each other and those of this great state. Lord, we thank You for the guidance, wisdom and discernment You bestow upon us each day in this chamber, and in our day-to-day lives. We thank You for the responsibility of governance that You have so graciously entrusted to us, and we pray that You would continue to guide the direction of this chamber and Legislature. May we continue to listen to Your leading as we seek to bring honor and glory to You. Amen.”

—————

Rep. Angerer moved that Reps. Espinoza and Jackson be excused from today’s session.  
The motion prevailed.

### Messages from the Senate

The Speaker laid before the House

**House Bill No. 4404, entitled**

A bill to amend 1933 PA 167, entitled “General sales tax act,” by amending section 4t (MCL 205.54t), as amended by 2004 PA 173.

(The bill was received from the Senate on June 24, with substitute (S-1), full title inserted and immediate effect given by the Senate, consideration of which, under the rules, was postponed until today, see House Journal No. 64, p. 1040.)

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

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

#### Roll Call No. 297

#### Yeas—99

Agema	Ebli	Lahti	Roberts
Angerer	Elsenheimer	LeBlanc	Rocca
Ball	Geiss	Leland	Rogers
Barnett	Genetski	Lemmons	Schmidt, R.
Bauer	Gonzales	Lindberg	Schmidt, W.
Bledsoe	Green	Lipton	Schuitmaker
Bolger	Gregory	Liss	Scott, B.
Booher	Griffin	Lori	Scripps
Brown, T.	Haase	Lund	Segal
Byrnes	Haines	Marleau	Sheltrown
Byrum	Hammel	Mayes	Slavens
Calley	Hansen	McDowell	Slezak
Caul	Haugh	Meadows	Smith
Clemente	Haveman	Meekhof	Spade
Constan	Hildenbrand	Melton	Stamas
Corriveau	Horn	Meltzer	Stanley
Crawford	Huckleberry	Moore	Switalski
Cushingberry	Johnson	Moss	Tlaib
Daley	Jones, Rick	Nerat	Tyler
Dean	Jones, Robert	Neumann	Valentine
Denby	Kandrevas	Opsommer	Walsh
DeShazor	Kennedy	Pavlov	Warren
Dillon	Knollenberg	Pearce	Womack
Donigan	Kowall	Polidori	Young
Durhal	Kurtz	Proos	

**Nays—7**Amash  
BennettBrown, L.  
McMillinMiller  
Nathan

Scott, P.

In The Chair: Byrnes

The House agreed to the full title.

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

**Second Reading of Bills****House Bill No. 6151, entitled**

A bill to amend 1951 PA 51, entitled “An act to provide for the classification of all public roads, streets, and highways in this state, and for the revision of that classification and for additions to and deletions from each classification; to set up and establish the Michigan transportation fund; to provide for the deposits in the Michigan transportation fund of specific taxes on motor vehicles and motor vehicle fuels; to provide for the allocation of funds from the Michigan transportation fund and the use and administration of the fund for transportation purposes; to set up and establish the truck safety fund; to provide for the allocation of funds from the truck safety fund and administration of the fund for truck safety purposes; to set up and establish the Michigan truck safety commission; to establish certain standards for road contracts for certain businesses; to provide for the continuing review of transportation needs within the state; to authorize the state transportation commission, counties, cities, and villages to borrow money, issue bonds, and make pledges of funds for transportation purposes; to authorize counties to advance funds for the payment of deficiencies necessary for the payment of bonds issued under this act; to provide for the limitations, payment, retirement, and security of the bonds and pledges; to provide for appropriations and tax levies by counties and townships for county roads; to authorize contributions by townships for county roads; to provide for the establishment and administration of the state trunk line fund, local bridge fund, comprehensive transportation fund, and certain other funds; to provide for the deposits in the state trunk line fund, critical bridge fund, comprehensive transportation fund, and certain other funds of money raised by specific taxes and fees; to provide for definitions of public transportation functions and criteria; to define the purposes for which Michigan transportation funds may be allocated; to provide for Michigan transportation fund grants; to provide for review and approval of transportation programs; to provide for submission of annual legislative requests and reports; to provide for the establishment and functions of certain advisory entities; to provide for conditions for grants; to provide for the issuance of bonds and notes for transportation purposes; to provide for the powers and duties of certain state and local agencies and officials; to provide for the making of loans for transportation purposes by the state transportation department and for the receipt and repayment by local units and agencies of those loans from certain specified sources; and to repeal acts and parts of acts,” (MCL 247.651 to 247.675) by adding section 10p.

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

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

Rep. Opsommer moved to amend the bill as follows:

1. Amend page 4, line 11, after “1%” by inserting a comma and “**OR AN AMOUNT EQUAL TO 1%**”.

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

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

The motion prevailed.

Rep. Angerer 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. 6151, entitled**

A bill to amend 1951 PA 51, entitled “An act to provide for the classification of all public roads, streets, and highways in this state, and for the revision of that classification and for additions to and deletions from each classification; to set up and establish the Michigan transportation fund; to provide for the deposits in the Michigan transportation fund of

specific taxes on motor vehicles and motor vehicle fuels; to provide for the allocation of funds from the Michigan transportation fund and the use and administration of the fund for transportation purposes; to set up and establish the truck safety fund; to provide for the allocation of funds from the truck safety fund and administration of the fund for truck safety purposes; to set up and establish the Michigan truck safety commission; to establish certain standards for road contracts for certain businesses; to provide for the continuing review of transportation needs within the state; to authorize the state transportation commission, counties, cities, and villages to borrow money, issue bonds, and make pledges of funds for transportation purposes; to authorize counties to advance funds for the payment of deficiencies necessary for the payment of bonds issued under this act; to provide for the limitations, payment, retirement, and security of the bonds and pledges; to provide for appropriations and tax levies by counties and townships for county roads; to authorize contributions by townships for county roads; to provide for the establishment and administration of the state trunk line fund, local bridge fund, comprehensive transportation fund, and certain other funds; to provide for the deposits in the state trunk line fund, critical bridge fund, comprehensive transportation fund, and certain other funds of money raised by specific taxes and fees; to provide for definitions of public transportation functions and criteria; to define the purposes for which Michigan transportation funds may be allocated; to provide for Michigan transportation fund grants; to provide for review and approval of transportation programs; to provide for submission of annual legislative requests and reports; to provide for the establishment and functions of certain advisory entities; to provide for conditions for grants; to provide for the issuance of bonds and notes for transportation purposes; to provide for the powers and duties of certain state and local agencies and officials; to provide for the making of loans for transportation purposes by the state transportation department and for the receipt and repayment by local units and agencies of those loans from certain specified sources; and to repeal acts and parts of acts," (MCL 247.651 to 247.675) by adding section 10p.

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

**Roll Call No. 298****Yeas—85**

Angerer	Durhal	LeBlanc	Schmidt, R.
Ball	Ebli	Leland	Schmidt, W.
Barnett	Elsenheimer	Lemmons	Scott, B.
Bauer	Geiss	Lindberg	Scott, P.
Bennett	Gonzales	Lipton	Scripps
Bledsoe	Gregory	Liss	Segal
Booher	Griffin	Lori	Sheltrown
Brown, L.	Haase	Marleau	Slavens
Brown, T.	Hammel	Mayes	Slezak
Byrnes	Hansen	McDowell	Smith
Byrum	Haugh	Meadows	Spade
Caul	Haveman	Melton	Stamas
Clemente	Hildenbrand	Miller	Stanley
Constan	Huckleberry	Moore	Switalski
Corriveau	Johnson	Nathan	Tlaib
Crawford	Jones, Rick	Nerat	Tyler
Cushingberry	Jones, Robert	Polidori	Valentine
Dean	Kandrevas	Proos	Walsh
Denby	Kennedy	Roberts	Warren
DeShazor	Knollenberg	Rocca	Womack
Dillon	Lahti	Rogers	Young
Donigan			

**Nays—21**

Agema	Green	Lund	Neumann
Amash	Haines	McMillin	Opsommer
Bolger	Horn	Meekhof	Pavlov
Calley	Kowall	Meltzer	Pearce
Daley	Kurtz	Moss	Schuitmaker
Genetski			

In The Chair: Byrnes

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

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

A bill to amend 1951 PA 51, entitled "An act to provide for the classification of all public roads, streets, and highways in this state, and for the revision of that classification and for additions to and deletions from each classification; to set up and establish the Michigan transportation fund; to provide for the deposits in the Michigan transportation fund of specific taxes on motor vehicles and motor vehicle fuels; to provide for the allocation of funds from the Michigan transportation fund and the use and administration of the fund for transportation purposes; to set up and establish the truck safety fund; to provide for the allocation of funds from the truck safety fund and administration of the fund for truck safety purposes; to set up and establish the Michigan truck safety commission; to establish certain standards for road contracts for certain businesses; to provide for the continuing review of transportation needs within the state; to authorize the state transportation commission, counties, cities, and villages to borrow money, issue bonds, and make pledges of funds for transportation purposes; to authorize counties to advance funds for the payment of deficiencies necessary for the payment of bonds issued under this act; to provide for the limitations, payment, retirement, and security of the bonds and pledges; to provide for appropriations and tax levies by counties and townships for county roads; to authorize contributions by townships for county roads; to provide for the establishment and administration of the state trunk line fund, local bridge fund, comprehensive transportation fund, and certain other funds; to provide for the deposits in the state trunk line fund, critical bridge fund, comprehensive transportation fund, and certain other funds of money raised by specific taxes and fees; to provide for definitions of public transportation functions and criteria; to define the purposes for which Michigan transportation funds may be allocated; to provide for Michigan transportation fund grants; to provide for review and approval of transportation programs; to provide for submission of annual legislative requests and reports; to provide for the establishment and functions of certain advisory entities; to provide for conditions for grants; to provide for the issuance of bonds and notes for transportation purposes; to provide for the powers and duties of certain state and local agencies and officials; to provide for the making of loans for transportation purposes by the state transportation department and for the receipt and repayment by local units and agencies of those loans from certain specified sources; and to repeal acts and parts of acts," by amending the title and section 10k (MCL 247.660k), the title as amended by 2004 PA 384 and section 10k as amended by 2006 PA 82, and by adding section 10p.

The motion prevailed.

The House agreed to the title as amended.

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

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

### Second Reading of Bills

#### House Bill No. 6152, entitled

A bill to amend 2008 PA 33, entitled "Michigan planning enabling act," by amending sections 3, 33, and 81 (MCL 125.3803, 125.3833, and 125.3881).

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

The motion prevailed.

Rep. Angerer 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. 6152, entitled

A bill to amend 2008 PA 33, entitled "Michigan planning enabling act," by amending sections 3, 33, and 81 (MCL 125.3803, 125.3833, and 125.3881).

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

#### Roll Call No. 299

#### Yeas—84

Angerer  
Ball

Donigan  
Durhal

Lahti  
LeBlanc

Schmidt, R.  
Schmidt, W.

Barnett	Ebli	Leland	Scott, B.
Bauer	Elsenheimer	Lemmons	Scott, P.
Bennett	Geiss	Lindberg	Scripps
Bledsoe	Gonzales	Lipton	Segal
Booher	Gregory	Liss	Sheltrown
Brown, L.	Griffin	Lori	Slavens
Brown, T.	Haase	Marleau	Slezak
Byrnes	Hammel	Mayes	Smith
Byrum	Hansen	McDowell	Spade
Caul	Haugh	Meadows	Stamas
Clemente	Haveman	Melton	Stanley
Constan	Hildenbrand	Miller	Switalski
Corriveau	Huckleberry	Moore	Tlaib
Crawford	Johnson	Nathan	Tyler
Cushingberry	Jones, Rick	Polidori	Valentine
Dean	Jones, Robert	Proos	Walsh
Denby	Kandrevas	Roberts	Warren
DeShazor	Kennedy	Rocca	Womack
Dillon	Knollenberg	Rogers	Young

#### Nays—22

Agema	Green	McMillin	Neumann
Amash	Haines	Meekhof	Opsommer
Bolger	Horn	Meltzer	Pavlov
Calley	Kowall	Moss	Pearce
Daley	Kurtz	Nerat	Schuitmaker
Genetski	Lund		

In The Chair: Byrnes

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

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

A bill to amend 2008 PA 33, entitled “Michigan planning enabling act,” by amending sections 3, 7, and 33 (MCL 125.3803, 125.3807, and 125.3833).

The motion prevailed.

The House agreed to the title as amended.

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

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

By unanimous consent the House returned to the order of

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

The Clerk announced the enrollment printing and presentation to the Governor on Friday, June 25, for her approval of the following bills:

**Enrolled House Bill No. 4893 at 11:43 a.m.**

**Enrolled House Bill No. 5786 at 11:45 a.m.**

**Enrolled House Bill No. 6235 at 11:47 a.m.**

The Clerk announced that the following bills had been printed and placed upon the files of the members on Friday, June 25:

**House Bill Nos. 6290 6291 6292 6293 6294**

**Reports of Standing Committees**

The Committee on Energy and Technology, by Rep. Mayes, Chair, reported

**Senate Bill No. 1310, entitled**

A bill to amend 1939 PA 3, entitled "An act to provide for the regulation and control of public and certain private utilities and other services affected with a public interest within this state; to provide for alternative energy suppliers; to provide for licensing; to include municipally owned utilities and other providers of energy under certain provisions of this act; to create a public service commission and to prescribe and define its powers and duties; to abolish the Michigan public utilities commission and to confer the powers and duties vested by law on the public service commission; to provide for the continuance, transfer, and completion of certain matters and proceedings; to abolish automatic adjustment clauses; to prohibit certain rate increases without notice and hearing; to qualify residential energy conservation programs permitted under state law for certain federal exemption; to create a fund; to provide for a restructuring of the manner in which energy is provided in this state; to encourage the utilization of resource recovery facilities; to prohibit certain acts and practices of providers of energy; to allow for the securitization of stranded costs; to reduce rates; to provide for appeals; to provide appropriations; to declare the effect and purpose of this act; to prescribe remedies and penalties; and to repeal acts and parts of acts," (MCL 460.1 to 460.11) by adding section 9d.

Without amendment and with the recommendation that the bill pass.

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

## Favorable Roll Call

To Report Out:

Yeas: Reps. Mayes, Geiss, Lisa Brown, Clemente, Ebli, Huckleberry, Lindberg, Lipton, Melton, Roberts, Scripps, Horn, Crawford, Opsommer, Proos and Wayne Schmidt

Nays: None

The Committee on Energy and Technology, by Rep. Mayes, Chair, reported

**Senate Bill No. 1311, entitled**

A bill to amend 1931 PA 328, entitled "The Michigan penal code," (MCL 750.1 to 750.568) by adding section 282a.

Without amendment and with the recommendation that the bill pass.

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

## Favorable Roll Call

To Report Out:

Yeas: Reps. Mayes, Geiss, Lisa Brown, Clemente, Ebli, Huckleberry, Lindberg, Lipton, Melton, Roberts, Scripps, Horn, Crawford, Opsommer, Proos and Wayne Schmidt

Nays: None

The Committee on Energy and Technology, by Rep. Mayes, Chair, reported

**Senate Bill No. 1312, entitled**

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending section 160 of chapter XVII (MCL 777.160), as amended by 2004 PA 457.

Without amendment and with the recommendation that the bill pass.

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

## Favorable Roll Call

To Report Out:

Yeas: Reps. Mayes, Geiss, Lisa Brown, Clemente, Ebli, Huckleberry, Lindberg, Lipton, Melton, Roberts, Scripps, Horn, Crawford, Opsommer, Proos and Wayne Schmidt

Nays: None

The Committee on Energy and Technology, by Rep. Mayes, Chair, reported

**Senate Bill No. 1313, entitled**

A bill to amend 1931 PA 328, entitled "The Michigan penal code," (MCL 750.1 to 750.568) by adding section 81e.

Without amendment and with the recommendation that the bill pass.

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

Favorable Roll Call

To Report Out:

Yeas: Reps. Mayes, Geiss, Lisa Brown, Clemente, Ebli, Huckleberry, Lindberg, Lipton, Melton, Roberts, Scripps, Horn, Crawford, Opsommer, Proos and Wayne Schmidt

Nays: None

The Committee on Energy and Technology, by Rep. Mayes, Chair, reported

**Senate Bill No. 1314, entitled**

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending section 16d of chapter XVII (MCL 777.16d), as amended by 2005 PA 336.

Without amendment and with the recommendation that the bill pass.

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

Favorable Roll Call

To Report Out:

Yeas: Reps. Mayes, Geiss, Lisa Brown, Clemente, Ebli, Huckleberry, Lindberg, Lipton, Melton, Roberts, Scripps, Horn, Crawford, Opsommer, Proos and Wayne Schmidt

Nays: None

COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Tuesday, June 29, 2010

Present: Reps. Mayes, Geiss, Lisa Brown, Clemente, Ebli, Huckleberry, Lindberg, Lipton, Melton, Roberts, Scripps, Horn, Crawford, Opsommer, Proos and Wayne Schmidt

Absent: Reps. Johnson, Marleau and Schuitmaker

Excused: Reps. Johnson, Marleau and Schuitmaker

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

**House Bill No. 6261, entitled**

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending sections 82101, 82106, and 82118 (MCL 324.82101, 324.82106, and 324.82118), section 82101 as amended by 2008 PA 145, section 82106 as amended by 2008 PA 399, and section 82118 as amended by 2008 PA 400, and by adding section 82105c.

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. Sheltroun, Slezak, Ebli, Huckleberry, Lindberg, Stanley, Bolger, Hansen and Horn

Nays: None



## COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Tuesday, June 29, 2010

Present: Reps. Sheltroun, Slezak, Ebli, Huckleberry, LeBlanc, Lindberg, Stanley, Bolger, Hansen and Horn

Absent: Rep. Stamas

Excused: Rep. Stamas

The Committee on Intergovernmental and Regional Affairs, by Rep. Donigan, Chair, reported

**House Bill No. 5988, entitled**

A bill to amend 1987 PA 231, entitled "An act to create a transportation economic development fund in the state treasury; to prescribe the uses of and distributions from this fund; to create the office of economic development and to prescribe its powers and duties; to prescribe the powers and duties of the state transportation department, state transportation commission, and certain other bodies; and to permit the issuance of certain bonds," by amending section 1 (MCL 247.901), as amended by 1991 PA 188.

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. Donigan, Barnett, Bledsoe, Haugh, Robert Jones, Kennedy, Denby and Wayne Schmidt

Nays: Reps. Lund and Meekhof

The Committee on Intergovernmental and Regional Affairs, by Rep. Donigan, Chair, reported

**House Bill No. 5989, entitled**

A bill to amend 1986 PA 281, entitled "The local development financing act," by amending section 2 (MCL 125.2152), as amended by 2009 PA 162.

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. Donigan, Barnett, Bledsoe, Haugh, Robert Jones, Kennedy, Young, Denby and Wayne Schmidt

Nays: Reps. Lund and Meekhof

The Committee on Intergovernmental and Regional Affairs, by Rep. Donigan, Chair, reported

**House Bill No. 5998, entitled**

A bill to amend 1974 PA 338, entitled "Economic development corporations act," by amending section 3 (MCL 125.1603), as amended by 1985 PA 154.

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. Donigan, Barnett, Bledsoe, Haugh, Robert Jones, Kennedy, Young, Denby and Wayne Schmidt

Nays: Reps. Lund and Meekhof

The Committee on Intergovernmental and Regional Affairs, by Rep. Donigan, Chair, reported

**House Bill No. 6006, entitled**

A bill to amend 1961 PA 236, entitled "Revised judicature act of 1961," by amending section 8121 (MCL 600.8121), as amended by 2001 PA 258.

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. Donigan, Barnett, Bledsoe, Haugh, Robert Jones, Kennedy, Young, Lund, Denby, Meekhof and Wayne Schmidt

Nays: None

The Committee on Intergovernmental and Regional Affairs, by Rep. Donigan, Chair, reported

**Senate Bill No. 1147, entitled**

A bill to amend 1966 PA 346, entitled "State housing development authority act of 1966," by amending sections 59 and 59a (MCL 125.1459 and 125.1459a), as added by 2008 PA 456.

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. Donigan, Barnett, Bledsoe, Haugh, Robert Jones, Kennedy, Lund, Denby, Meekhof and Wayne Schmidt

Nays: None

COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Donigan, Chair, of the Committee on Intergovernmental and Regional Affairs, was received and read:

Meeting held on: Tuesday, June 29, 2010

Present: Reps. Donigan, Barnett, Bledsoe, Haugh, Robert Jones, Kennedy, Young, Lund, Denby, Meekhof and Wayne Schmidt

Messages from the Senate

**House Bill No. 4406, entitled**

A bill to amend 1978 PA 368, entitled "Public health code," by amending section 2835 (MCL 333.2835), as amended by 2002 PA 562.

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 Bill No. 4986, entitled**

A bill to amend 1992 PA 147, entitled "Neighborhood enterprise zone act," by amending sections 4 and 9 (MCL 207.774 and 207.779), section 4 as amended by 2009 PA 16 and section 9 as amended by 2005 PA 340.

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

The Senate has passed the bill as substituted (S-4), ordered that it be given immediate effect and amended the title to read as follows:

A bill to amend 1992 PA 147, entitled "An act to provide for the development and rehabilitation of residential housing; to provide for the creation of neighborhood enterprise zones; to provide for obtaining neighborhood enterprise zone certificates for a period of time and to prescribe the contents of the certificates; to provide for the exemption of certain taxes; to provide for the levy and collection of a specific tax on the owner of certain facilities; and to prescribe the powers

and duties of certain officers of the state and local governmental units,” by amending section 4 (MCL 207.774), as amended by 2009 PA 16.

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

**Senate Concurrent Resolution No. 47.**

A concurrent resolution to call the Obama Administration to task for its failed leadership on preventing Asian carp from invading the Great Lakes and call again for immediate actions to prevent further carp movement into the Great Lakes.

Whereas, A live Asian carp has been found beyond the electrical barrier on the Chicago Sanitary and Ship Canal and beyond any existing locks separating Lake Michigan from carp-infested waters. The live carp, mature enough to reproduce, vindicates earlier DNA detections of Asian carp in these waters and confirms the fears of Michigan and other Great Lakes states and provinces; and

Whereas, Since the first detection of Asian carp beyond the electrical barrier over seven months ago, the Obama Administration has continually sided with special interests in delaying decisive action at the expense of the entire Great Lakes region; and

Whereas, The Obama Administration successfully fought Michigan’s lawsuit to immediately shut down canals and waterways connecting the Great Lakes basin to the Mississippi River basin and move forward with permanent separation of the two basins; and

Whereas, The Obama Administration ignored repeated resolutions from the Michigan Legislature and other parties warning of the imminent threat and calling for immediate action to protect the Great Lakes from Asian carp. Instead, the administration has wasted valuable time, effort, and money attempting to further corroborate earlier evidence of Asian carp in the Great Lakes; and

Whereas, Early indications are that the Obama Administration will continue to question, minimize, and fight any evidence that would support immediate closure of the locks in the Chicago area and permanent separation of the Great Lakes from the Mississippi River basin. The longer that the administration delays on these actions, the more likely it is that Asian carp will become established in the Great Lakes; and

Whereas, The Obama Administration already has one ecological disaster on its watch. The administration should not allow another disaster with longer-term consequences and within its power to prevent from coming to fruition; now, therefore, be it

Resolved by the Senate (the House of Representative concurring), That we call the Obama Administration to task for its failed leadership on preventing Asian carp from invading the Great Lakes and call again for immediate actions to prevent further carp movement into the Great Lakes; and be it further

Resolved, That we encourage and support the Michigan Attorney General’s efforts to pursue further legal action demanding immediate closure of the canals and waterways connecting the Great Lakes basin to carp-infested waters; and be it further

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

The Senate has adopted the concurrent resolution.

Reps. Ball, Daley, Hansen, Haveman, Horn, Knollenberg, Kowall, Kurtz, Lori, Meekhof, Schuitmaker, Stamas and Tyler were named co-sponsors of the concurrent resolution.

The concurrent resolution was referred to the Committee on Great Lakes and Environment.

**Notices**

June 28, 2010

Mr. Richard J. Brown, Clerk  
Michigan House of Representatives  
State Capitol Building  
Lansing, Michigan 48913

Dear Mr. Clerk:

I hereby make the following change to the House Standing Committee on Military and Veterans Affairs and Homeland Security for the 2009-2010 Legislative Session:

**Military and Veterans Affairs and Homeland Security**

Remove Rep. Pam Byrnes

Appoint Rep. Doug Geiss

Please do not hesitate to contact my office should you have any questions or concerns regarding this letter.

Regards,  
Andy Dillon  
Speaker  
Michigan House of Representatives

### Communications from State Officers

The following communications from the Secretary of State were received and read:

#### Notices of Filing Administrative Rules

June 16, 2010

In accordance with the provisions of Section 46(1) of Act 306, Public Acts of 1969, as amended, and Executive Order 1995-6, this is to advise you that the Michigan Department of Natural Resources and Environment and the State Office of Administrative Hearings and Rules filed Administrative Rule #2009-060-NE (Secretary of State Filing #10-06-03) on this date at 3:22 P.M. for the Department of Natural Resources and Environment, entitled “Associated Equipment on Vessels”.

These rules become effective immediately upon filing with the Secretary of State unless adopted under sections 33, 44, or 45a(6) of 1969 PA 306. Rules adopted under these sections become effective 7 days after filing with the Secretary of State.

June 23, 2010

In accordance with the provisions of Section 46(1) of Act 306, Public Acts of 1969, as amended, and Executive Order 1995-6, this is to advise you that the Michigan Department of Energy, Labor and Economic Growth and the State Office of Administrative Hearings and Rules filed Administrative Rule #2009-008-LG (Secretary of State Filing #10-06-04) on this date at 12:07 P.M. for the Department of Energy, Labor and Economic Growth, entitled “Construction Code – Part 9A. Mechanical Code”.

These rules take effect 120 days after filing with the Secretary of State.

June 23, 2010

In accordance with the provisions of Section 46(1) of Act 306, Public Acts of 1969, as amended, and Executive Order 1995-6, this is to advise you that the Michigan Department of Treasury and the State Office of Administrative Hearings and Rules filed Administrative Rule #2009-066-TY (Secretary of State Filing #10-06-05) on this date at 12:09 P.M. for the Department of Treasury, entitled “Charitable Gaming”.

These rules take effect 7 days after filing with the Secretary of State.

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

The communications were referred to the Clerk.

### Introduction of Bills

Reps. Nathan, Durhal, Tlaib, Lemmons, Womack, Geiss, Kennedy, Valentine, Slavens, Haase, Young, Leland, Roberts, Ball, Polidori, Cushingberry and Johnson introduced

#### **House Bill No. 6295, entitled**

A bill to amend 1990 PA 72, entitled “Local government fiscal responsibility act,” by amending section 40 (MCL 141.1240).

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

Reps. Nathan, Durhal, Tlaib, Lemmons, Womack, Geiss, Kennedy, Valentine, Slavens, Haase, Young, Leland, Roberts, Ball, Polidori, Cushingberry and Johnson introduced

#### **House Bill No. 6296, entitled**

A bill to amend 1990 PA 72, entitled “Local government fiscal responsibility act,” by amending section 38 (MCL 141.1238).

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

Reps. Johnson, Durhal, Tlaib, Lemmons, Womack, Cushingberry, Geiss, Kennedy, Lisa Brown, Valentine, Slavens, Haase, Young, Leland, Roberts, Ball, Walsh and Polidori introduced

**House Bill No. 6297, entitled**

A bill to amend 1976 PA 451, entitled "The revised school code," by amending section 1280c (MCL 380.1280c), as added by 2009 PA 204.

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

Reps. Womack, Durhal, Tlaib, Lemmons, Geiss, Kennedy, Valentine, Slavens, Haase, Young, Leland, Roberts, Lisa Brown, Ball, Walsh, Polidori, Cushingberry and Johnson introduced

**House Bill No. 6298, entitled**

A bill to amend 1990 PA 72, entitled "Local government fiscal responsibility act," by amending sections 21a and 41a (MCL 141.1221a and 141.1241a), as added by 2009 PA 181.

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

Reps. Knollenberg, Walsh, Tyler, Haines, Kowall, Rogers, Green, Meekhof, Moss, Rick Jones, Genetski, Geiss, Bledsoe, Caul, Espinoza, Crawford, Rocca, Proos, Daley, Kurtz, DeShazor, Agema, Lund, Bolger, Meadows, Stamas, Opsommer, Lori, Haugh, Marleau and Schuitmaker introduced

**House Bill No. 6299, entitled**

A bill to amend 2008 IL 1, entitled "Michigan medical marihuana act," by amending section 3 (MCL 333.26423).

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

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Rep. Kennedy moved that the House adjourn.

The motion prevailed, the time being 4:00 p.m.

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

RICHARD J. BROWN  
Clerk of the House of Representatives

