

No. 88
STATE OF MICHIGAN
JOURNAL
OF THE
House of Representatives
94th Legislature
REGULAR SESSION OF 2007

House Chamber, Lansing, Sunday, September 16, 2007.

12:01 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	Dillon—present	Lahti—present	Pearce—present
Acciavatti—present	Donigan—present	LaJoy—present	Polidori—present
Agema—excused	Ebli—present	Law, David—present	Proos—present
Amos—present	Elsenheimer—present	Law, Kathleen—present	Robertson—present
Angerer—present	Emmons—present	LeBlanc—present	Rocca—present
Ball—present	Espinoza—present	Leland—present	Sak—present
Bauer—present	Farrah—present	Lemmons—present	Schuitmaker—present
Bennett—present	Gaffney—present	Lindberg—present	Scott—present
Bieda—present	Garfield—present	Marleau—present	Shaffer—present
Booher—present	Gillard—present	Mayes—present	Sheen—present
Brandenburg—present	Gonzales—present	McDowell—present	Sheltrown—present
Brown—present	Green—excused	Meadows—present	Simpson—present
Byrnes—present	Griffin—present	Meekhof—present	Smith, Alma—present
Byrum—present	Hammel—present	Meisner—present	Smith, Virgil—present
Calley—present	Hammon—present	Melton—present	Spade—present
Casperson—present	Hansen—present	Meltzer—present	Stahl—present
Caswell—present	Hildenbrand—present	Miller—present	Stakoe—present
Caul—present	Hood—present	Moolenaar—present	Steil—present
Cheeks—present	Hoogendyk—present	Moore—present	Tobocman—present
Clack—present	Hopgood—present	Moss—present	Vagnozzi—present
Clemente—present	Horn—present	Nitz—present	Valentine—present
Condino—present	Huizenga—present	Nofs—present	Walker—present
Constan—present	Hune—present	Opsommer—present	Ward—present
Corriveau—present	Jackson—present	Palmer—present	Warren—present
Coulouris—present	Johnson—present	Palsrok—present	Wenke—present
Cushingberry—present	Jones, Rick—present	Pastor—present	Wojno—present
Dean—present	Jones, Robert—present	Pavlov—present	Young—present
DeRoche—present	Knollenberg—present		

e/d/s = entered during session

Rep. Ed Clemente, from the 14th District, offered the following invocation:

“Ghandi once said that ‘Happiness is when what you think, what you say, and what you do are in harmony.’ Let us give thanks for this opportunity to be servant leaders in this noble career of public service. It is with great humbleness, as a first generation American that I invite this body to share the lessons passed on to me by my parents. These lessons of kindness and the giving of one’s self were necessary for my parents to succeed in their new country. They taught me to respect God, and that we are only guaranteed 3 things: Life, death and free will. They also taught me to remember that there are always people greater than you, and people less fortunate than you. With these lessons in mind, let us remember, whether you are a Christian, Jew, Muslim, Hindu, Buddhist, or of another faith, we are all equal in God’s eyes. Most faiths follow the principle of the Golden Rule ‘To do unto others as you would have them do unto you’. It is our responsibility in public service to make a constructive contribution to this State so that we too may achieve our harmony. Amen.”

Rep. Ward moved that Reps. Agema and Green be excused from today’s session.
The motion prevailed.

Motions and Resolutions

Rep. Tobocman moved that there be a Call of the House.
The motion prevailed, a majority of the members present voting therefor.

Proceedings Under the Call

The roll of the House was called by the Clerk and Reps. Agema, Caul, Green and Palmer were reported absent.

Rep. Tobocman moved that the Sergeant at Arms be dispatched after the absentees.
The motion prevailed.

Rep. Tobocman moved that the House proceed with the business under the Call.
The motion prevailed.

Third Reading of Bills

House Bill No. 5194, entitled

A bill to amend 1967 PA 281, entitled “Income tax act of 1967,” by amending sections 30, 51, 261, 266, and 270 (MCL 206.30, 206.51, 206.261, 206.266, and 206.270), section 30 as amended by 2005 PA 214, section 51 as amended by 1999 PA 6, section 261 as amended by 2000 PA 195, section 266 as amended by 2006 PA 52, and section 270 as amended by 2005 PA 234; and to repeal acts and parts of acts.

(The bill was read a third time and postponed temporarily on September 14, see House Journal No. 86, p. 1442; vote considered and postponed temporarily on September 15, see House Journal No. 87, p. 1450.)

The question being on the passage of the bill,

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

Rep. Tobocman moved that the Call of the House be lifted.
The motion prevailed.

Quorum Call

Rep. Tobocman questioned the presence of a quorum and moved that the roll be called and printed in the Journal.
The motion prevailed.
The roll was called and the Clerk announced that a quorum was present.
The following is the roll call:

Roll Call No. 370

Yeas—103

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

In The Chair: Sak

The House returned to the consideration of
House Bill No. 5194, entitled

A bill to amend 1967 PA 281, entitled "Income tax act of 1967," by amending sections 30, 51, 261, 266, and 270 (MCL 206.30, 206.51, 206.261, 206.266, and 206.270), section 30 as amended by 2005 PA 214, section 51 as amended by 1999 PA 6, section 261 as amended by 2000 PA 195, section 266 as amended by 2006 PA 52, and section 270 as amended by 2005 PA 234; and to repeal acts and parts of acts.

(The bill was considered earlier today, see today's Journal, p. 1462.)

The question being on the passage of the bill,

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

By unanimous consent the House returned to the order of
Motions and Resolutions

Rep. Tobocman moved that when the House adjourns today it stand adjourned until Monday, September 17, at 12:01 a.m.
The motion prevailed.

Notices

I hereby give notice that on the next legislative session day I will move to discharge the Committee on Education from further consideration of **House Bill No. 4797**.

Rep. Tobocman

I hereby give notice that on the next legislative session day I will move to discharge the Committee on Education from further consideration of **House Bill No. 4798**.

Rep. Tobocman

I hereby give notice that on the next legislative session day I will move to discharge the Committee on Education from further consideration of **Senate Bill No. 546**.

Rep. Tobocman

I hereby give notice that on the next legislative session day I will move to discharge the Committee on Education from further consideration of **Senate Bill No. 547**.

Rep. Tobocman

I hereby give notice that on the next legislative session day I will move to discharge the Committee on Oversight and Investigations from further consideration of **House Bill No. 4975**.

Rep. Tobocman

I hereby give notice that on the next legislative session day I will move to discharge the Committee on Oversight and Investigations from further consideration of **House Bill No. 4976**.

Rep. Tobocman

I hereby give notice that on the next legislative session day I will move to discharge the Committee on Education from further consideration of **House Bill No. 5167**.

Rep. Tobocman

I hereby give notice that on the next legislative session day I will move to discharge the Committee on Government Operations from further consideration of **House Bill No. 5006**.

Rep. Tobocman

I hereby give notice that on the next legislative session day I will move to discharge the Committee on Government Operations from further consideration of **House Bill No. 4600**.

Rep. Tobocman

I hereby give notice that on the next legislative session day I will move to discharge the Committee on Government Operations from further consideration of **House Bill No. 4601**.

Rep. Tobocman

I hereby give notice that on the next legislative session day I will move to discharge the Committee on Military and Veterans Affairs and Homeland Security from further consideration of **House Bill No. 4977**.

Rep. Tobocman

I hereby give notice that on the next legislative session day I will move to discharge the Committee on Government Operations from further consideration of **House Bill No. 5005**.

Rep. Tobocman

I hereby give notice that on the next legislative session day I will move to discharge the Committee on Oversight and Investigations from further consideration of **House Bill No. 4542**.

Rep. Tobocman

Rep. Dean moved that the House adjourn.
The motion prevailed, the time being 11:59 p.m.

The Speaker Pro Tempore declared the House adjourned until Monday, September 17, at 12:01 a.m.

RICHARD J. BROWN
Clerk of the House of Representatives

