

No. 35  
STATE OF MICHIGAN  
JOURNAL  
OF THE  
**House of Representatives**  
97th Legislature  
REGULAR SESSION OF 2013

---

---

House Chamber, Lansing, Thursday, April 18, 2013.

12:00 Noon.

The House was called to order by the Speaker.

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—present	Glaridon—present	LaVoy—present	Robinson—present
Banks—present	Goike—present	Leonard—present	Rogers—present
Barnett—present	Graves—present	Lipton—present	Rutledge—present
Bolger—present	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—excused	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—e/d/s	Stamas—present
Daley—present	Jenkins—present	Nesbitt—present	Stanley—present
Darany—present	Johnson—present	O'Brien—present	Switalski—present
Denby—present	Kandrevas—present	Oakes—present	Talabi—present
Dianda—present	Kelly—present	Olumba—e/d/s	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

Pastor Tim Oberst, Pastor of Heritage Baptist Church in Kentwood, offered the following invocation:

“Gracious God and heavenly Father, we come before You this day, thanking You for the love and mercy You’ve shown towards us. Thank You for the gift of Your son Jesus Christ and the work He finished on the cross so many years ago. As these men and women begin session today, we ask that You would guide them with wisdom beyond their years and help them to use Your Word as the guidepost for every decision they will make. Help us all to live by the principles from Your Word which says, ‘To do justly, to love mercy, and to walk humbly with our God’. We thank You for this great nation and the freedoms that have been bestowed upon us! We also thank You for this great state of Michigan and for all the elected officials You have placed into positions of leadership. Please have Your hand upon them today and we pray all these things in Your Son’s name and my great saviors name Jesus Christ, - AMEN.”

---

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

### Motions and Resolutions

Reps. Irwin, Darany, Durhal, Geiss, McCann, Segal, Slavens and Talabi offered the following resolution:

**House Resolution No. 94.**

A resolution to declare April 19, 2013, as a Day of Silence in the state of Michigan.

Whereas, The National Day of Silence is a day in which students take a vow of silence to bring attention to the anti-lesbian, gay, bisexual, and transgender name-calling, bullying, and harassment faced by individuals in schools; and

Whereas, The Gay, Lesbian and Straight Education Network designates the third Friday of every April as the National Day of Silence; and

Whereas, Hundreds of thousands of students at more than 8,000 schools have participated in the National Day of Silence in past years; and

Whereas, The Gay, Lesbian and Straight Education Network’s 2011 National School Climate Survey illustrates the pervasive harassment and victimization faced by lesbian, gay, bisexual, and transgender students by documenting their experiences within the preceding academic year; and

Whereas, Nearly 82 percent of lesbian, gay, bisexual, and transgender students reported being verbally harassed by their peers at school because of their sexual orientation and more than 60 percent because of their gender expression; and

Whereas, More than 38 percent of lesbian, gay, bisexual, and transgender students reported being physically harassed by their peers at school because of their sexual orientation and over 27 percent because of their gender expression; and

Whereas, Over 18 percent of lesbian, gay, bisexual, and transgender students reported being physically assaulted by their peers at school because of their sexual orientation and more than 12 percent because of their gender expression; and

Whereas, More than 60 percent of lesbian, gay, bisexual, and transgender students reported that they felt unsafe in school and nearly 30 percent reported missing at least one entire school day in the preceding month because of safety concerns; and

Whereas, Transgender students were more likely than all other students to report feeling unsafe at school because of their gender expression; and

Whereas, According to the National Transgender Discrimination Survey, those who expressed a transgender identity or gender nonconformity while in grades K through 12 reported alarming rates of harassment, physical assault, and sexual violence so severe that almost 15 percent of those surveyed had to leave school; and

Whereas, Student academic performance is affected such that lesbian, gay, bisexual, and transgender students who experienced high levels of verbal harassment because of their sexual orientation or gender expression report a grade point average nearly a half grade lower than those of lesbian, gay, bisexual, and transgender students who experienced low levels of such harassment; and

Whereas, The presence of supportive staff contributed to a range of positive indicators including fewer reports of missing school, fewer reports of feeling unsafe, greater academic achievement, higher educational aspirations, and a greater sense of school belonging; and

Whereas, A growing number of cities and local education authorities in the Michigan are adopting laws and policies to prohibit name-calling, bullying, harassment, and discrimination against students on the basis of their sexual orientation and gender identity or expression; and

Whereas, Every child should be guaranteed an education free from name-calling, bullying, harassment, and discrimination regardless of his or her sexual orientation and gender identity or expression; now, therefore, be it

Resolved by the House of Representatives, That the members of this legislative body declare April 19, 2013, as a Day of Silence in the state of Michigan. We support the goals and ideals of ending anti-lesbian, gay, bisexual, and transgender name-calling, bullying, and harassment faced by individuals in schools. We encourage city and local education authorities in our state to adopt laws and policies to prohibit name-calling, bullying, harassment, and discrimination against students, teachers, and other school staff regardless of their sexual orientation and gender identity or expression so that schools are institutions where all individuals are able to focus on learning.

The question being on the adoption of the resolution,

Rep. Irwin moved to substitute (H-1) the resolution as follows:

**Substitute for House Resolution No. 94.**

A resolution to declare April 19, 2013, as a Day of Silence in the state of Michigan.

Whereas, The National Day of Silence is a day in which students take a vow of silence to bring attention to the anti-lesbian, gay, bisexual, and transgender name-calling, bullying, and harassment faced by individuals in schools; and

Whereas, Hundreds of thousands of students at more than 8,000 schools have participated in the National Day of Silence in past years; and

Whereas, Surveys illustrate the pervasive harassment and victimization faced by lesbian, gay, bisexual, and transgender students by documenting their experiences within the preceding academic year; and

Whereas, Nearly 82 percent of lesbian, gay, bisexual, and transgender students reported being verbally harassed by their peers at school because of their sexual orientation and more than 60 percent because of their gender expression; and

Whereas, More than 38 percent of lesbian, gay, bisexual, and transgender students reported being physically harassed by their peers at school because of their sexual orientation and over 27 percent because of their gender expression; and

Whereas, Over 18 percent of lesbian, gay, bisexual, and transgender students reported being physically assaulted by their peers at school because of their sexual orientation and more than 12 percent because of their gender expression; and

Whereas, More than 60 percent of lesbian, gay, bisexual, and transgender students reported that they felt unsafe in school and nearly 30 percent reported missing at least one entire school day in the preceding month because of safety concerns; and

Whereas, Transgender students were more likely than all other students to report feeling unsafe at school because of their gender expression; and

Whereas, According to the National Transgender Discrimination Survey, those who expressed a transgender identity or gender nonconformity while in grades K through 12 reported alarming rates of harassment, physical assault, and sexual violence so severe that almost 15 percent of those surveyed had to leave school; and

Whereas, Student academic performance is affected such that lesbian, gay, bisexual, and transgender students who experienced high levels of verbal harassment because of their sexual orientation or gender expression report a grade point average nearly a half grade lower than those of lesbian, gay, bisexual, and transgender students who experienced low levels of such harassment; and

Whereas, The presence of supportive staff contributed to a range of positive indicators including fewer reports of missing school, fewer reports of feeling unsafe, greater academic achievement, higher educational aspirations, and a greater sense of school belonging; and

Whereas, A growing number of cities and local education authorities in the Michigan are adopting laws and policies to prohibit name-calling, bullying, harassment, and discrimination against students on the basis of their sexual orientation and gender identity or expression; and

Whereas, Every child should be guaranteed an education free from name-calling, bullying, harassment, and discrimination regardless of his or her sexual orientation and gender identity or expression; now, therefore, be it

Resolved by the House of Representatives, That the members of this legislative body declare April 19, 2013, as a Day of Silence in the state of Michigan.

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

The question being on the adoption of the resolution,

The resolution was adopted.

Reps. Smiley, Faris, Stanley, Ananich, Brown, Darany, Durhal, Geiss, Heise, McCann, Slavens and Talabi offered the following resolution:

**House Resolution No. 95.**

A resolution to declare April 23, 2013, as Turkish-American Day in the state of Michigan.

Whereas, On April 23rd, over half a million Turkish-Americans celebrate the Turkish National Sovereignty and Children's Day; and

Whereas, On this day, 93 years ago, the Turkish Grand National Assembly or Parliament was established realizing the aspirations of the Turkish people for freedom, justice and peace; and

Whereas, Marked as Turkish National Day since 1921, April 23rd has also celebrated as Children's Day since 1927, signifying the role of future generations in realization of the Turkish dream for peace, progress and prosperity; and

Whereas, Since its establishment, Turkish Republic has demonstrated its commitment to the universal values of liberty, diversity, justice and peace as well as to its long-term strategic alliance with the United States of America; and

Whereas, Modern Turkey is the world's first sustainable predominantly Muslim secular democracy, among the fastest-growing emerging markets and remains an important United States and NATO ally in a vast region stretching from Eastern Europe and North Africa to the Middle East and Central Asia; and

Whereas, Within less than a century of immigration, Turkish-Americans have left a unique imprint on a diverse cultural spectrum of our nation, and contributed to America's advancement in the fields of business, science, medicine, technology and arts; now, therefore, be it

Resolved by the House of Representatives, That the members of this legislative body declare April 23, 2013, as Turkish-American Day in the state of Michigan; and be it further

Resolved, That members of the House of Representatives join the members of the Pax Turcica Institute in celebrations of the Turkish National Sovereignty and Children's Day holiday on April 23, 2013, and offers its sincere greetings to all Turkish people on this occasion.

The question being on the adoption of the resolution,

The resolution was adopted.

Reps. Zemke, Kosowski, Kandrevas, Geiss, Irwin, Singh, Roberts, Cavanagh, Banks, Knezek, Driskell, Faris, Dillon, Durhal, Tlaib, Brown, Rutledge, Darany, Slavens and Talabi offered the following resolution:

**House Resolution No. 96.**

A resolution to urge the Governor to establish a Cyber Security Task Force to review federal and state cyber security laws and policies for inconsistencies.

Whereas, Cyber security threats have increased in volume and sophistication and include attacks on networks and the theft of data and personal information. Thousands of infected webpages are discovered every day and hundreds of millions of records have been involved in data breaches; and

Whereas, Malicious users have launched attacks on computer networks, successfully preventing legitimate users from accessing needed systems or applications and even forcing the shut-down of corporate or government websites. Such attacks could adversely impact critical services such as police communications, EMS, or public utility functions; and

Whereas, A Cyber Security Task Force would consider Michigan's role in promoting cyber innovation and recommend a comprehensive framework and strategic plan for cyber security innovation, including recovery from cyber-attack. The task force would be charged with recommending ways to attract private investment and promote innovation through public and private partnerships, research and development, workforce training, and education; now, therefore, be it

Resolved by the House of Representatives, That we urge the Governor to establish a Cyber Security Task Force to review federal and state cyber security laws and policies for inconsistencies; and be it further

Resolved, That copies of this resolution be transmitted to the Governor.

The resolution was referred to the Committee on Energy and Technology.

Reps. Howrylak, Brown, Darany, Durhal, Geiss, Heise, Slavens, Talabi, Denby, Hooker, Kelly and Poleski offered the following resolution:

**House Resolution No. 97.**

A resolution to declare April 21-28, 2013, as Money Smart Week in the state of Michigan.

Whereas, The Federal Reserve Bank of Chicago's program, "Money Smart Week," is an annual event that takes place this year on April 21-28, 2013; and

Whereas, The state of Michigan is located in the Federal Reserve Bank of Chicago's district; and

Whereas, The Federal Reserve Bank of Chicago has a branch office in Detroit; and

Whereas, The Federal Reserve Bank of Chicago has conducted Money Smart Week in Michigan for the past eight years; and

Whereas, Financial institutions, government entities, community-based and faith-based organizations throughout Michigan work together to make Money Smart Week a success; and

Whereas, Money Smart Week consists of numerous financial training sessions throughout the state of Michigan; and

Whereas, Over 6,000 Michigan residents benefited from Money Smart Week Programs last year; and

Whereas, Over 250 Money Smart Week Programs took place throughout the state of Michigan last year; and

Whereas, Money Smart Week programs took place in Alcona, Antrim, Calhoun, Emmet, Genesee, Grand Traverse, Ingham, Jackson, Livingston, Marquette, Muskegon, Wayne and Wexford counties last year; and

Whereas, Money Smart Week is a model for similar programs throughout the nation; and

Whereas, Improved financial training promotes individual knowledge and responsibility for financial affairs which leads to stronger communities and a more perfect state; now, therefore, be it

Resolved by the House of Representatives, That the members of this legislative body declare April 21-28, 2013, as Money Smart Week in the state of Michigan; and be it further

Resolved, That a copy of this resolution be transmitted to the Federal Reserve Bank of Chicago with our highest esteem.

The question being on the adoption of the resolution,

The resolution was adopted.

Reps. Heise, Crawford, Hooker, Howrylak, Poleski and Slavens offered the following resolution:

**House Resolution No. 98.**

A resolution to call upon the Governor and the Emergency Manager for the City of Detroit to conduct an immediate financial audit of the Detroit Water and Sewerage Department.

Whereas, The Detroit Water and Sewerage Department (DWSD) provides drinking water and/or sewer services to 127 communities in Southeast Michigan. The system serves approximately 4 million Michigan residents and thousands of businesses and guests from around the world; and

Whereas, The DWSD was involved in a 35-year lawsuit filed in 1977 against it and the City of Detroit by the United States Environmental Protection Agency (EPA) and the Michigan Department of Environmental Quality (MDEQ) for violations of the Federal Clean Water Act; and

Whereas, Federal Judge Sean Cox dismissed the lawsuit in March of 2013 citing 'substantial compliance' with the Federal Clean Water Act; and

Whereas, Numerous issues remain with the financial stability of the DWSD, including a reported debt of \$6.5 billion to the customer communities of the DWSD, including the City of Detroit; and

Whereas, An emergency manager has been designated by the Governor to assist the City of Detroit in stabilizing its finances during a time of financial crisis and transition for the city; and

Whereas, On behalf of the 127 communities served by the DWSD in Southeast Michigan, the Michigan House of Representatives has serious concerns regarding the financial stability and continued viability of the DWSD. An accurate and objective financial audit is needed so that the customer communities can ascertain the future of the system, the costs associated with it, and necessary next steps; now, therefore, be it

Resolved by the House of Representatives, That we call upon the Governor and the Emergency Manager for the City of Detroit to conduct an immediate financial audit of the Detroit Water and Sewerage Department as part of the Emergency Manager's ongoing efforts to achieve financial stability for the City of Detroit; and be it further

Resolved, That copies of this resolution be transmitted to the Governor and the Emergency Manager for the City of Detroit. The resolution was referred to the Committee on Local Government.

Reps. Lyons, Brown, Darany, Durhal, Geiss, Heise, Howrylak, Segal, Slavens, Talabi, Crawford, Denby, Kelly, O'Brien, Poleski and Stanley offered the following resolution:

**House Resolution No. 99.**

A resolution to declare May 2013 as Children's Mental Health Month in the state of Michigan.

Whereas, Mental health is critical for the well-being and vitality of children, adults, families, communities, and businesses; and

Whereas, Up to 14 percent of children between birth and five years old experience social-emotional problems that negatively impact their functioning, development and school readiness; and

Whereas, Fifty percent of those youths suffering a mental illness drop out of high school, thereby experiencing reduced potential for education, employment, and income; and

Whereas, Seventy percent of youth in state and local juvenile justice systems have a mental illness; and

Whereas, Suicide is the third leading cause of death for youth and 90 percent of those youth suffer from mental illness; and

Whereas, Learning to recognize the early warning signs of mental health problems and where to obtain necessary assistance and treatment gives children, youth, and adults better opportunities to lead full and productive lives; and

Whereas, Children, youth, and adults with mental health illnesses should, whenever possible, remain in a familiar environment and have access to coordinated, individualized, and home and community based services; and

Whereas, Mental health treatment works and investment in these services and supports is fundamental in the future of our youth, adults, and families; and

Whereas, All children, youth, and adults who experience brain disorders should have access to quality treatment; and

Whereas, The need for comprehensive, coordinated mental health services for children, youth, adults, and families is a critical responsibility of all local Michigan communities; and

Whereas, Our nation's future depends on the health and well-being of its families and children; now, therefore, be it

Resolved by the House of Representatives, That the members of this legislative body declare May 2013 as Children's Mental Health Month in the state of Michigan. We support the proactive leadership of the Michigan Department of Community Health, the Association for Children's Mental Health, Michigan health care providers, quality improvement partners, and consumer advocates in the delivery of effective mental health services in Michigan; and be it further

Resolved, That copies of this resolution be transmitted to the Michigan Department of Community Health and the Association for Children's Mental Health as a token of our highest esteem.

The question being on the adoption of the resolution,

The resolution was adopted.

---

The Speaker called the Speaker Pro Tempore to the Chair.

### Third Reading of Bills

#### House Bill No. 4002, entitled

A bill to amend 1941 PA 122, entitled "An act to establish the revenue collection duties of the department of treasury; to prescribe its powers and duties as the revenue collection agency of this state; to prescribe certain powers and duties of the state treasurer; to establish the collection duties of certain other state departments for money or accounts owed to this state; to regulate the importation, stamping, and disposition of certain tobacco products; to provide for the transfer of powers and duties now vested in certain other state boards, commissions, departments, and offices; to prescribe certain duties of and require certain reports from the department of treasury; to provide procedures for the payment, administration, audit, assessment, levy of interests or penalties on, and appeals of taxes and tax liability; to prescribe its powers and duties if an agreement to act as agent for a city to administer, collect, and enforce the city income tax act on behalf of a city is entered into with any city; to provide an appropriation; to abolish the state board of tax administration; to prescribe penalties and provide remedies; and to declare the effect of this act," by amending section 30 (MCL 205.30), as amended by 1993 PA 14.

The bill was read a third time.

The question being on the passage of the bill,

Rep. Shirkey moved to substitute (H-3) the bill.

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

The question being on the passage of the bill,

The bill was then passed, a majority of the members serving voting therefor, by yeas and nays, as follows:

#### Roll Call No. 77

#### Yeas—107

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

#### Nays—0

The House agreed to the title of the bill.  
Rep. Stamas moved that the bill be given immediate effect.  
The motion prevailed, 2/3 of the members serving voting therefor.

**House Bill No. 4147, entitled**

A bill to amend 1951 PA 33, entitled "An act to provide police and fire protection for townships and for certain areas in townships, certain incorporated villages, and certain cities; to authorize contracting for fire and police protection; to authorize the purchase of fire and police equipment, and the maintenance and operation of the equipment; to provide for defraying the cost of the equipment; to authorize the creation of special assessment districts and the levying and collecting of special assessments; to authorize the issuance of special assessment bonds in anticipation of the collection of special assessments and the advancement of the amount necessary to pay such bonds, and to provide for reimbursement for such advances by reassessment if necessary; to authorize the collection of fees for certain emergency services in townships and other municipalities; to authorize the creation of administrative boards and to prescribe their powers and duties; to provide for the appointment of traffic officers and to prescribe their powers and duties; and to repeal acts and parts of acts," by amending section 1 (MCL 41.801), as amended by 2002 PA 501.

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

**Roll Call No. 78**

**Yeas—57**

Bolger	Haines	Lori	Potvin
Bumstead	Haveman	Lund	Price
Callton	Heise	Lyons	Pscholka
Cotter	Hooker	MacGregor	Rendon
Crawford	Jacobsen	McBroom	Rogers
Daley	Jenkins	McCready	Schmidt
Denby	Johnson	McMillin	Shirkey
Farrington	Kelly	Muxlow	Somerville
Forlini	Kesto	Nesbitt	Stamas
Foster	Kowall	O'Brien	VerHeulen
Franz	Kurtz	Outman	Victory
Genetski	LaFontaine	Pagel	Walsh
Gardon	Lauwers	Pettalia	Yonker
Goike	Leonard	Poleski	Zorn
Graves			

**Nays—50**

Abed	Driskell	Kosowski	Segal
Ananich	Durhal	Lamonte	Singh
Banks	Faris	Lane	Slavens
Barnett	Geiss	LaVoy	Smiley
Brinks	Greimel	Lipton	Stallworth
Brown	Haugh	McCann	Stanley
Brunner	Hobbs	Oakes	Switalski
Cavanagh	Hovey-Wright	Roberts	Talabi
Clemente	Howrylak	Robinson	Tlaib
Cochran	Irwin	Rutledge	Townsend
Darany	Kandrevas	Santana	Yanez
Dianda	Kivela	Schor	Zemke
Dillon	Knezek		

In The Chair: Walsh

The House agreed to the title of the bill.  
Rep. Stamas moved that the bill be given immediate effect.  
The motion prevailed, 2/3 of the members serving voting therefor.

**House Bill No. 4126, entitled**

A bill to amend 1994 PA 351, entitled "Equine activity liability act," by amending section 5 (MCL 691.1665).

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

**Roll Call No. 79**

**Yeas—59**

Bolger	Haines	Leonard	Potvin
Bumstead	Haveman	Lori	Price
Callton	Heise	Lund	Pscholka
Cotter	Hooker	Lyons	Rendon
Crawford	Howrylak	MacGregor	Rogers
Daley	Jacobsen	McBroom	Schmidt
Denby	Jenkins	McCready	Shirkey
Farrington	Johnson	McMillin	Somerville
Forlini	Kelly	Muxlow	Stamas
Foster	Kesto	Nesbitt	VerHeulen
Franz	Kowall	O'Brien	Victory
Genetski	Kurtz	Outman	Walsh
Gardon	LaFontaine	Pagel	Yonker
Goike	Lauwers	Pettalia	Zorn
Graves	LaVoy	Poleski	

**Nays—48**

Abed	Dillon	Knezek	Segal
Ananich	Driskell	Kosowski	Singh
Banks	Durhal	Lamonte	Slavens
Barnett	Faris	Lane	Smiley
Brinks	Geiss	Lipton	Stallworth
Brown	Greimel	McCann	Stanley
Brunner	Haug	Oakes	Switalski
Cavanagh	Hobbs	Roberts	Talabi
Clemente	Hovey-Wright	Robinson	Tlaib
Cochran	Irwin	Rutledge	Townsend
Darany	Kandrevas	Santana	Yanez
Dianda	Kivela	Schor	Zemke

In The Chair: Walsh

The House agreed to the title of the bill.  
Rep. Stamas moved that the bill be given immediate effect.  
The motion prevailed, 2/3 of the members serving voting therefor.

**House Bill No. 4330, entitled**

A bill to amend 1978 PA 368, entitled "Public health code," by amending section 2843 (MCL 333.2843), as amended by 2002 PA 691.

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



**Roll Call No. 80****Yeas—107**

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

**Nays—0**

In The Chair: Walsh

The House agreed to the title of the bill.  
 Rep. Stamas moved that the bill be given immediate effect.  
 The motion prevailed, 2/3 of the members serving voting therefor.

Rep. Nathan entered the House Chambers.

**House Bill No. 4329, entitled**

A bill to amend 1979 PA 152, entitled "State license fee act," by amending section 43 (MCL 338.2243), as amended by 2012 PA 308.

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

**Roll Call No. 81****Yeas—108**

Abed	Geiss	Lamonte	Roberts
Ananich	Genetski	Lane	Robinson

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

**Nays—0**

In The Chair: Walsh

The House agreed to the title of the bill.  
Rep. Stamas moved that the bill be given immediate effect.  
The motion prevailed, 2/3 of the members serving voting therefor.

**House Bill No. 4382, entitled**

A bill to amend 1996 PA 193, entitled "Michigan do-not-resuscitate procedure act," by amending the title and sections 2, 3, 4, 5, 6, 8, 9, 10, 11, and 14 (MCL 333.1052, 333.1053, 333.1054, 333.1055, 333.1056, 333.1058, 333.1059, 333.1060, 333.1061, and 333.1064), section 2 as amended by 2004 PA 552, and by adding section 3a.

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

**Roll Call No. 82****Yeas—107**

Abed	Geiss	Lamonte	Roberts
Ananich	Genetski	Lane	Rogers
Banks	Glardon	Lauwers	Rutledge
Barnett	Goike	LaVoy	Santana
Bolger	Graves	Leonard	Schmidt
Brinks	Greimel	Lipton	Schor
Brown	Haines	Lori	Segal
Brunner	Haugh	Lund	Shirkey
Bumstead	Haveman	Lyons	Singh
Callton	Heise	MacGregor	Slavens
Cavanagh	Hobbs	McBroom	Smiley

Clemente	Hooker	McCann	Somerville
Cochran	Hovey-Wright	McCready	Stallworth
Cotter	Howrylak	McMillin	Stamas
Crawford	Irwin	Muxlow	Stanley
Daley	Jacobsen	Nathan	Switalski
Darany	Jenkins	Nesbitt	Talabi
Denby	Johnson	O'Brien	Tlaib
Dianda	Kandrevas	Oakes	Townsend
Dillon	Kelly	Outman	VerHeulen
Driskell	Kesto	Pagel	Victory
Durhal	Kivela	Pettalia	Walsh
Faris	Knezek	Poleski	Yanez
Farrington	Kosowski	Potvin	Yonker
Forlini	Kowall	Price	Zemke
Foster	Kurtz	Pscholka	Zorn
Franz	LaFontaine	Rendon	

### Nays—1

Robinson

In The Chair: Walsh

The House agreed to the title of the bill.

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

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

### House Bill No. 4303, entitled

A bill to amend 1980 PA 299, entitled "Occupational code," (MCL 339.101 to 339.2919) by adding section 1806a.

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

### Roll Call No. 83

### Yeas—108

Abed	Geiss	Lamonte	Roberts
Ananich	Genetski	Lane	Robinson
Banks	Gardon	Lauwers	Rogers
Barnett	Goike	LaVoy	Rutledge
Bolger	Graves	Leonard	Santana
Brinks	Greimel	Lipton	Schmidt
Brown	Haines	Lori	Schor
Brunner	Haugh	Lund	Segal
Bumstead	Haveman	Lyons	Shirkey
Callton	Heise	MacGregor	Singh
Cavanagh	Hobbs	McBroom	Slavens
Clemente	Hooker	McCann	Smiley
Cochran	Hovey-Wright	McCready	Somerville
Cotter	Howrylak	McMillin	Stallworth
Crawford	Irwin	Muxlow	Stamas
Daley	Jacobsen	Nathan	Stanley
Darany	Jenkins	Nesbitt	Switalski
Denby	Johnson	O'Brien	Talabi
Dianda	Kandrevas	Oakes	Tlaib

Dillon	Kelly	Outman	Townsend
Driskell	Kesto	Pagel	VerHeulen
Durhal	Kivela	Pettalia	Victory
Faris	Knezek	Poleski	Walsh
Farrington	Kosowski	Potvin	Yanez
Forlini	Kowall	Price	Yonker
Foster	Kurtz	Pscholka	Zemke
Franz	LaFontaine	Rendon	Zorn

**Nays—0**

In The Chair: Walsh

The House agreed to the title of the bill.  
 Rep. Stamas moved that the bill be given immediate effect.  
 The motion prevailed, 2/3 of the members serving voting therefor.

**Senate Bill No. 218, entitled**

A bill to amend 2008 PA 94, entitled "Water resource improvement tax increment finance authority act," by amending sections 3 and 10 (MCL 125.1773 and 125.1780); and to repeal acts and parts of acts.

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

**Roll Call No. 84****Yeas—92**

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

**Nays—16**

Banks	Howrylak	Kowall	Robinson
Cotter	Irwin	Leonard	Shirkey

Genetski  
Hooker

Kelly  
Kesto

Lund  
McMillin

Talabi  
Zemke

In The Chair: Walsh

Pursuant to Joint Rule 20, the full title of the act shall be inserted to read as follows:

“An act to provide for the establishment of a water improvement tax increment finance authority; to prescribe the powers and duties of the authority; to correct and prevent deterioration in water resources; to authorize the acquisition and disposal of interests in real and personal property; to authorize the creation and implementation of development plans and development areas; to promote water resource improvement; to create a board; to prescribe the powers and duties of the board; to authorize the issuance of bonds and other evidences of indebtedness; to authorize the use of tax increment financing; to prescribe powers and duties of certain state officials; to provide for rule promulgation; and to provide for enforcement of the act.”

The House agreed to the full title.

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

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

Rep. Olumba entered the House Chambers.

#### Senate Bill No. 108, entitled

A bill to amend 2001 PA 142, entitled “Michigan memorial highway act,” (MCL 250.1001 to 250.2080) by adding section 69.

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

#### Roll Call No. 85

#### Yeas—109

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

Forlini	Kurtz	Price	Yonker
Foster	LaFontaine	Pscholka	Zemke
Franz	Lamonte	Rendon	Zorn
Geiss			

**Nays—0**

In The Chair: Walsh

Pursuant to Joint Rule 20, the full title of the act shall be inserted to read as follows:

“An act to consolidate prior acts naming certain Michigan highways; to provide for the naming of certain highways; to prescribe certain duties of the state transportation department; and to repeal acts and parts of acts and certain resolutions.”  
The House agreed to the full title.

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

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

**House Bill No. 4138, entitled**

A bill to prohibit any agency of this state, any political subdivision of this state, any employee of any agency of this state or any political subdivision of this state, or any member of the Michigan national guard from assisting an agency of the armed forces of the United States in the investigation, prosecution, or detainment of any citizen of the United States under certain circumstances.

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

**Roll Call No. 86****Yeas—109**

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

**Nays—0**

In The Chair: Walsh

The House agreed to the title of the bill.  
Rep. Stamas moved that the bill be given immediate effect.  
The motion prevailed, 2/3 of the members serving voting therefor.

**House Bill No. 4383, entitled**

A bill to amend 1979 PA 218, entitled "Adult foster care facility licensing act," by amending section 4 (MCL 400.704), as amended by 2010 PA 380.

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

**Roll Call No. 87****Yeas—108**

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

**Nays—1**

Robinson

In The Chair: Walsh

The House agreed to the title of the bill.  
Rep. Stamas moved that the bill be given immediate effect.  
The motion prevailed, 2/3 of the members serving voting therefor.

**House Bill No. 4384, entitled**

A bill to amend 1998 PA 386, entitled “Estates and protected individuals code,” by amending sections 1103, 5303, 5305, and 5314 (MCL 700.1103, 700.5303, 700.5305, and 700.5314), section 1103 as amended by 2009 PA 46, section 5303 as amended by 2000 PA 468, section 5305 as amended by 2012 PA 210, and section 5314 as amended by 2012 PA 173.

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

**Roll Call No. 88****Yeas—108**

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

**Nays—1**

Robinson

In The Chair: Walsh

The House agreed to the title of the bill.

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

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

**Second Reading of Bills****Senate Bill No. 43, entitled**

A bill to amend 1961 PA 236, entitled “Revised judicature act of 1961,” by amending sections 530 and 8132 (MCL 600.530 and 600.8132), section 8132 as amended by 2011 PA 300.

The bill was read a second time.



Rep. Cotter moved to substitute (H-1) the bill.

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

Rep. Stamas 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 had been printed and placed upon the files of the members on Wednesday, April 17:

**Senate Bill Nos.     321    322    323    324**

The Clerk announced that the following Senate bills had been received on Thursday, April 18:

**Senate Bill Nos.     35     36     37     38     39**

The Clerk announced that the following bills had been printed and placed upon the files of the members on Thursday, April 18:

**House Bill Nos.    4573  4574  4575  4576  4577  4578  4579  4580  4581  4582**

**Reports of Standing Committees**

The Committee on Education, by Rep. Lyons, Chair, reported

**House Bill No. 4471, entitled**

A bill to amend 1979 PA 94, entitled "The state school aid act of 1979," by amending section 101 (MCL 388.1701), as amended by 2012 PA 516.

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. Lyons, Franz, Crawford, Daley, Genetski, Lund, McMillin, Hooker, Jacobsen, Price, Yonker, Lipton, Knezek, Brinks, Lamonte and Abed

Nays: None

COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Wednesday, April 17, 2013

Present: Reps. Lyons, Franz, Crawford, Daley, Genetski, Lund, McMillin, Hooker, Jacobsen, Price, Yonker, Lipton, Knezek, Brinks, Stallworth, Lamonte and Abed

The Committee on Judiciary, by Rep. Cotter, Chair, reported

**House Bill No. 4532, entitled**

A bill to amend 1961 PA 236, entitled "Revised judicature act of 1961," by amending sections 832, 859, and 1427 (MCL 600.832, 600.859, and 600.1427), section 859 as amended by 2005 PA 326.

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. Cotter, Kesto, Jacobsen, Johnson, LaFontaine, Leonard, Cavanagh, Lipton, Irwin and Clemente

Nays: None

The Committee on Judiciary, by Rep. Cotter, Chair, reported

**Senate Bill No. 162, entitled**

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending section 8 of chapter II (MCL 762.8).

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. Cotter, Kesto, Jacobsen, Johnson, LaFontaine, Leonard, Cavanagh, Lipton and Clemente

Nays: None

## COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Thursday, April 18, 2013

Present: Reps. Cotter, Kesto, Jacobsen, Johnson, LaFontaine, Leonard, Cavanagh, Lipton, Irwin and Clemente

Absent: Rep. Heise

Excused: Rep. Heise

## 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: Wednesday, April 17, 2013

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

Absent: Reps. Daley, Heise and Jacobsen

Excused: Reps. Daley, Heise and Jacobsen

## COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Poleski, Chair, of the Committee on Financial Liability Reform, was received and read:

Meeting held on: Thursday, April 18, 2013

Present: Reps. Poleski, Victory, Denby, McMillin, Schmidt, Callton, Cavanagh, Talabi, Irwin and Robinson

Absent: Rep. Shirkey

Excused: Rep. Shirkey

## COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Thursday, April 18, 2013

Present: Reps. Pettalia, Goike, Genetski, Rendon, Pagel, Kosowski, Brunner and Kivela

Absent: Rep. Crawford

Excused: Rep. Crawford

## COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Price, Chair, of the Committee on Local Government, was received and read:  
Meeting held on: Thursday, April 18, 2013

Present: Reps. Price, Daley, Franz, Pettalia, Somerville, Rendon, Graves, Rutledge, Stanley, Banks and Talabi

Absent: Rep. Pagel

Excused: Rep. Pagel

## COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Thursday, April 18, 2013

Present: Reps. Foster, Zorn, Schmidt, Farrington, Glardon, Johnson, Nesbitt, Somerville, Outman, Kelly, Leonard, Switalski, Barnett, Townsend, Santana, Driskell and Yanez

Absent: Reps. Haines and Oakes

Excused: Reps. Haines and Oakes

## COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Shirkey, Chair, of the Committee on Michigan Competitiveness, was received and read:

Meeting held on: Thursday, April 18, 2013

Present: Reps. Shirkey, Yonker, Cotter, Foster, Goike, Lauwers, Leonard, Pagel, Clemente, Townsend, Schor, Santana and Segal

Absent: Reps. Haines and Franz

Excused: Reps. Haines and Franz

**Messages from the Senate****Senate Bill No. 35, entitled**

A bill to amend 1909 PA 279, entitled "The home rule city act," by amending section 4q (MCL 117.4q), as amended by 2008 PA 51.

The Senate has passed the bill.

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

**Senate Bill No. 36, entitled**

A bill to amend 2006 PA 110, entitled "Michigan zoning enabling act," by amending section 406 (MCL 125.3406).

The Senate has passed the bill.

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

**Senate Bill No. 37, entitled**

A bill to amend 1972 PA 230, entitled "Stille-DeRossett-Hale single state construction code act," (MCL 125.1501 to 125.1531) by adding section 9c.

The Senate has passed the bill.

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

**Senate Bill No. 38, entitled**

A bill to amend 1961 PA 236, entitled "Revised judicature act of 1961," (MCL 600.101 to 600.9947) by adding section 4027.

The Senate has passed the bill.

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

**Senate Bill No. 39, entitled**

A bill to amend 1909 PA 279, entitled "The home rule city act," by amending section 4r (MCL 117.4r), as amended by 2008 PA 51.

The Senate has passed the bill.

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

**Notices**

April 18, 2013

Mr. Gary L. Randall, Clerk  
Michigan House of Representatives  
State Capitol Building  
Lansing, Michigan 48913

Dear Mr. Clerk:

Pursuant to MCL 333.20915, I am appointing Rep. Matt Lori to the **State Emergency Medical Services Coordination Committee** for the term expiring December 31, 2014.

Sincerely,  
Jase Bolger, Speaker  
Michigan House of Representatives

**Introduction of Bills**

Rep. Johnson introduced

**House Bill No. 4583, entitled**

A bill to amend 1939 PA 288, entitled "Probate code of 1939," by amending section 19b of chapter XIIA (MCL 712A.19b), as amended by 2012 PA 386.

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

Rep. Johnson introduced

**House Bill No. 4584, entitled**

A bill to amend 1970 PA 91, entitled "Child custody act of 1970," by amending section 7b (MCL 722.27b), as amended by 2009 PA 237.

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

Rep. VerHeulen introduced

**House Bill No. 4585, entitled**

A bill to amend 1980 PA 299, entitled "Occupational code," by amending sections 2007 and 2008 (MCL 339.2007 and 339.2008), section 2007 as amended by 1992 PA 103.

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

Rep. Somerville introduced

**House Bill No. 4586, entitled**

A bill to amend 1941 PA 122, entitled "An act to establish the revenue collection duties of the department of treasury; to prescribe its powers and duties as the revenue collection agency of this state; to prescribe certain powers and duties of the state treasurer; to establish the collection duties of certain other state departments for money or accounts owed to this state; to regulate the importation, stamping, and disposition of certain tobacco products; to provide for the transfer of powers and duties now vested in certain other state boards, commissions, departments, and offices; to prescribe certain duties of and require certain reports from the department of treasury; to provide procedures for the payment, administration, audit, assessment, levy of interests or penalties on, and appeals of taxes and tax liability; to prescribe its powers and duties if an agreement to act as agent for a city to administer, collect, and enforce the city income tax act on behalf of a city is entered into with any city; to provide an appropriation; to abolish the state board of tax administration; to prescribe penalties and provide remedies; and to declare the effect of this act," by amending section 30c (MCL 205.30c), as amended by 2007 PA 194.

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

Rep. Switalski introduced

**House Bill No. 4587, entitled**

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending section 803f (MCL 257.803f), as amended by 1998 PA 68.

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

Rep. Heise introduced

**House Bill No. 4588, entitled**

A bill to amend 1893 PA 206, entitled "The general property tax act," (MCL 211.1 to 211.155) by adding section 7tt.

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

Rep. Heise introduced

**House Bill No. 4589, entitled**

A bill to amend 1939 PA 288, entitled "Probate code of 1939," by amending section 41 of chapter X (MCL 710.41), as amended by 1994 PA 222, and by adding section 42 to chapter X.

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

Rep. Haveman introduced

**House Bill No. 4590, entitled**

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

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

Reps. Nesbitt, Stallworth, Ananich, MacMaster, Lauwers, Jacobsen, Pscholka, Kandrevas, Pettalia, Rendon, Price, Zorn, McCready, Shirkey, Genetski, Franz, Kowall, Outman, LaVoy, Hobbs, Kesto, Switalski and Foster introduced

**House Bill No. 4591, entitled**

A bill to amend 1956 PA 217, entitled "Electrical administrative act," by amending sections 6 and 7 (MCL 338.886 and 338.887), section 6 as amended by 1992 PA 130 and section 7 as amended by 2002 PA 205.

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

Reps. Jacobsen, Nesbitt, Stallworth, Ananich, MacMaster, LaFontaine, Pscholka, Kandrevas, Pettalia, Rendon, Price, McCready, Shirkey, Genetski, Franz, Kowall, Outman, LaVoy, Hobbs, Kesto, Switalski, Bumstead and Foster introduced

**House Bill No. 4592, entitled**

A bill to amend 1984 PA 192, entitled "Forbes mechanical contractors act," by amending sections 7 and 9 (MCL 338.977 and 338.979), section 7 as amended by 1998 PA 300.

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

Reps. Muxlow, Tlaib, Pagel, Victory, Lauwers, Zemke, Faris, Brown, Callton, Price, Zorn, MacGregor, Hobbs, Switalski, Talabi, Kandrevas and Roberts introduced

**House Bill No. 4593, entitled**

A bill to amend 2008 PA 429, entitled "Nonferrous metal regulatory act," by amending sections 7, 11, 13, and 17 (MCL 445.427, 445.431, 445.433, and 445.437), and by adding section 10; and to repeal acts and parts of acts.

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

Reps. Tlaib, Roberts, Darany, Hovey-Wright, Haugh, Brown, Cochran, Kivela, Santana, Muxlow, Knezek, Banks, Dillon, Talabi, Stallworth, Hobbs, Kosowski, Townsend, Zemke, Stanley, Geiss, LaVoy, Durhal, Kandrevas, Zorn, Outman, Faris, Greimel and Oakes introduced

**House Bill No. 4594, entitled**

A bill to amend 2008 PA 429, entitled "Nonferrous metal regulatory act," by amending the title and sections 1, 3, and 5 (MCL 445.421, 445.423, and 445.425).

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

Reps. Ananich, Knezek, Dillon, Tlaib, Hobbs, Faris, Switalski, Kosowski, Townsend, Zemke, Stanley, Geiss, LaVoy, Abed, Durhal, Muxlow, Brown, Kandrevas, Zorn, Greimel and Outman introduced

**House Bill No. 4595, entitled**

A bill to amend 1931 PA 328, entitled "The Michigan penal code," by amending section 356 (MCL 750.356), as amended by 2008 PA 431.

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

Reps. Singh and Schor introduced

**House Bill No. 4596, entitled**

A bill to amend 1953 PA 192, entitled "An act to create a county department of veterans' affairs in certain counties, and to prescribe its powers and duties; and to transfer the powers and duties of the soldiers' relief commission in such counties," by amending section 1 (MCL 35.621), as amended by 2012 PA 235.

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

Reps. Price, Victory, Lauwers, Rendon and Potvin introduced

**House Bill No. 4597, entitled**

A bill to amend 1978 PA 368, entitled "Public health code," (MCL 333.1101 to 333.25211) by adding sections 16240 and 20195.

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

Reps. Price, Rendon, Jenkins, O'Brien, Lyons, LaFontaine, Kowall, McBroom, Haveman, MacMaster, Genetski, Howrylak, Johnson, Poleski, Goike, Shirkey, Leonard, Cotter, Lori, Hooker, Kurtz, Daley, Outman, Muxlow, Yonker, Zorn, MacGregor, McMillin and Potvin introduced

**House Bill No. 4598, entitled**

A bill to amend 1931 PA 328, entitled "The Michigan penal code," (MCL 750.1 to 750.568) by adding section 213a.

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

Reps. Jenkins, Rendon, Price, O'Brien, Lyons, LaFontaine, Kowall, McBroom, Haveman, MacMaster, Genetski, Howrylak, Johnson, Poleski, Goike, Shirkey, Leonard, Cotter, Lori, Hooker, Kurtz, Daley, Outman, Muxlow, Yonker, Zorn, MacGregor, McMillin and Potvin introduced

**House Bill No. 4599, entitled**

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending section 16/ of chapter XVII (MCL 777.16), as amended by 2011 PA 202.

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

### Announcements by the Clerk

The Clerk received the following dissent on **House Bill No. 4002**, from Rep. Irwin:

I continue to object to the use of procedural tricks to subvert the Constitutional rights of citizens to know accurately the actions of the House of Representatives. Motions for immediate effect are routinely gavelled through without even a pretense of vote counting. This motion requires support from 2/3rds of the members and there is no genuine effort to ascertain the level of support for immediate effect. I object to this practice and I object to the erroneous assertions printed in the House Journal that suggest an authentic counting of votes occurred on the House floor.

The Clerk received the following dissent on **House Bill No. 4126**, from Rep. Irwin:

I continue to object to the use of procedural tricks to subvert the Constitutional rights of citizens to know accurately the actions of the House of Representatives. Motions for immediate effect are routinely gavelled through without even a pretense of vote counting. This motion requires support from 2/3rds of the members and there is no genuine effort to ascertain the level of support for immediate effect. I object to this practice and I object to the erroneous assertions printed in the House Journal that suggest an authentic counting of votes occurred on the House floor. This procedural short-circuiting of the Constitutional protections afforded to the people was especially important in granting immediate effect to HB 4126 because less than 2/3rds of the members supported its passage, an indication that more than 1/3rd of the members might have preferred to allow citizens the opportunity to prepare for this change in the law.

The Clerk received the following dissent on **House Bill No. 4330**, from Rep. Irwin:

I continue to object to the use of procedural tricks to subvert the Constitutional rights of citizens to know accurately the actions of the House of Representatives. Motions for immediate effect are routinely gaveled through without even a pretense of vote counting. This motion requires support from 2/3rds of the members and there is no genuine effort to ascertain the level of support for immediate effect. I object to this practice and I object to the erroneous assertions printed in the House Journal that suggest an authentic counting of votes occurred on the House floor.

The Clerk received the following dissent on **House Bill No. 4329**, from Rep. Irwin:

I continue to object to the use of procedural tricks to subvert the Constitutional rights of citizens to know accurately the actions of the House of Representatives. Once again, on HB 4329, immediate effect was ordered without a bona fide vote. Motions for immediate effect are routinely gaveled through without even a pretense of vote counting. This motion requires support from 2/3rds of the members and there is no genuine effort to ascertain the level of support for immediate effect. I object to this practice and I object to the erroneous assertions printed in the House Journal that suggest an authentic counting of votes occurred on the House floor.

The Clerk received the following dissent on **House Bill No. 4382**, from Rep. Irwin:

I continue to object to the use of procedural tricks to subvert the Constitutional rights of citizens to know accurately the actions of the House of Representatives. Once again, on HB 4382, immediate effect was ordered without a bona fide vote. Motions for immediate effect are routinely gaveled through without even a pretense of vote counting. This motion requires support from 2/3rds of the members and there is no genuine effort to ascertain the level of support for immediate effect. I object to this practice and I object to the erroneous assertions printed in the House Journal that suggest an authentic counting of votes occurred on the House floor.

The Clerk received the following dissent on **House Bill No. 4303**, from Rep. Irwin:

I continue to object to the use of procedural tricks to subvert the Constitutional rights of citizens to know accurately the actions of the House of Representatives. Motions for immediate effect are routinely gaveled through without even a pretense of vote counting. This motion requires support from 2/3rds of the members and there is no genuine effort to ascertain the level of support for immediate effect. I object to this practice and I object to the erroneous assertions printed in the House Journal that suggest an authentic counting of votes occurred on the House floor.

The Clerk received the following dissent on **Senate Bill No. 218**, from Rep. Irwin:

I continue to object to the use of procedural tricks to subvert the Constitutional rights of citizens to know accurately the actions of the House of Representatives. Once again, on SB 218, immediate effect was ordered without a bona fide vote. Motions for immediate effect are routinely gaveled through without even a pretense of vote counting. This motion requires support from 2/3rds of the members and there is no genuine effort to ascertain the level of support for immediate effect. I object to this practice and I object to the erroneous assertions printed in the House Journal that suggest an authentic counting of votes occurred on the House floor.

The Clerk received the following dissent on **Senate Bill No. 108**, from Rep. Irwin:

I continue to object to the use of procedural tricks to subvert the Constitutional rights of citizens to know accurately the actions of the House of Representatives. Once again, on SB 108, immediate effect was ordered without a bona fide vote. Motions for immediate effect are routinely gaveled through without even a pretense of vote counting. This motion requires support from 2/3rds of the members and there is no genuine effort to ascertain the level of support for immediate effect. I object to this practice and I object to the erroneous assertions printed in the House Journal that suggest an authentic counting of votes occurred on the House floor.

The Clerk received the following dissent on **House Bill No. 4138**, from Rep. Irwin:

I continue to object to the use of procedural tricks to subvert the Constitutional rights of citizens to know accurately the actions of the House of Representatives. Once again, on HB 4138, immediate effect was ordered without a bona fide vote. Motions for immediate effect are routinely gavelled through without even a pretense of vote counting. This motion requires support from 2/3rds of the members and there is no genuine effort to ascertain the level of support for immediate effect. I object to this practice and I object to the erroneous assertions printed in the House Journal that suggest an authentic counting of votes occurred on the House floor.

The Clerk received the following dissent on **House Bill No. 4383**, from Rep. Irwin:

I continue to object to the use of procedural tricks to subvert the Constitutional rights of citizens to know accurately the actions of the House of Representatives. Motions for immediate effect are routinely gavelled through without even a pretense of vote counting. This motion requires support from 2/3rds of the members and there is no genuine effort to ascertain the level of support for immediate effect. I object to this practice and I object to the erroneous assertions printed in the House Journal that suggest an authentic counting of votes occurred on the House floor.

The Clerk received the following dissent on **House Bill No. 4384**, from Rep. Irwin:

I continue to object to the use of procedural tricks to subvert the Constitutional rights of citizens to know accurately the actions of the House of Representatives. Motions for immediate effect are routinely gavelled through without even a pretense of vote counting. This motion requires support from 2/3rds of the members and there is no genuine effort to ascertain the level of support for immediate effect. I object to this practice and I object to the erroneous assertions printed in the House Journal that suggest an authentic counting of votes occurred on the House floor.

---

Rep. Olumba moved that the House adjourn.  
The motion prevailed, the time being 3:10 p.m.

The Speaker Pro Tempore declared the House adjourned until Tuesday, April 23, at 1:30 p.m.

GARY L. RANDALL  
Clerk of the House of Representatives