

No. 13
STATE OF MICHIGAN
JOURNAL
OF THE
House of Representatives
93rd Legislature
REGULAR SESSION OF 2005

House Chamber, Lansing, Wednesday, February 23, 2005.

1:00 p.m.

The House was called to order by Associate Speaker Pro Tempore Caswell.

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

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

Rep. Tom Pearce, from the 73rd District, offered the following invocation:

“It’s our confession Lord, that we are weak, but You are strong. Today it is my prayer that as we seek to do Your will for the state of Michigan that we will truly seek Your strength, Your direction, Your guidance, to bring us on a path that fits Your goals, not ours. We ask this in Your name. Amen.”

Rep. Palmer moved that Reps. Acciavatti and Brandenburg be excused from today’s session.
The motion prevailed.

Rep. Sak moved that Reps. Dillon, Hood and Phillips be excused from today’s session.
The motion prevailed.

The Speaker assumed the Chair.

Messages from the Senate

Senate Concurrent Resolution No. 7.

A concurrent resolution offered as a memorial for John T. Bowman, former member of the Senate and the House of Representatives.

Whereas, The members of the Michigan Legislature were saddened to learn of the passing of John T. Bowman, who served the people of this state as a lawmaker for 22 years. His long and distinguished record working on behalf of his Macomb County community was marked by his leadership and hard work during an era of great change for our state. We extend our sincere condolences to his family; and

Whereas, Like so many men of his generation, John Bowman learned the value of public service and patriotism at an early age. He served our country in the Navy during World War II. A former Justice of the Peace who studied at Wayne State University, John Bowman worked in public relations prior to embarking upon elective office. In 1954, he was elected to the first of his four consecutive terms in the Michigan House of Representatives, and in 1963, he brought his talents and experiences to the Michigan Senate, where he served until 1977; and

Whereas, John Bowman’s career as a lawmaker coincided with the modernization of our state government and the institution of the Legislature in many ways. He served during the period that saw the people of Michigan adopt and the Legislature implement the 1963 Constitution. Mr. Bowman’s influence was widely acknowledged at the Capitol, and his work, especially as the chair of the Senate Taxation Committee, contributed to a great deal of significant public policy decisions. His leadership also included his tenure as the President Pro Tempore of the Senate; now, therefore, be it

Resolved by the Senate (the House of Representatives concurring), That we offer this expression of our highest tribute to honor the memory of John T. Bowman, who served this state as a lawmaker for 22 years; and be it further

Resolved, That copies of this resolution be transmitted to the Bowman family as evidence of our sympathies.

The Senate has adopted the concurrent resolution.

The question being on the adoption of the concurrent resolution,

The concurrent resolution was adopted by unanimous standing vote.

The Speaker and the entire membership of the House of Representatives were named co-sponsors of the concurrent resolution.

The Speaker called the Speaker Pro Tempore to the Chair.

Second Reading of Bills**House Bill No. 4227, entitled**

A bill to amend 1966 PA 261, entitled "An act to provide for the apportionment of county boards of commissioners; to prescribe the size of the board; to provide for appeals; to prescribe the manner of election of the members of the county board of commissioners; to provide for compensation of members; to prescribe penalties and provide remedies; and to repeal acts and parts of acts," by amending section 15 (MCL 46.415), as amended by 1980 PA 187.

The bill was read a second time.

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

The motion prevailed.

House Bill No. 4012, entitled

A bill to amend 1986 PA 281, entitled "The local development financing act," by amending sections 4 and 16 (MCL 125.2154 and 125.2166), section 4 as amended by 2000 PA 248.

The bill was read a second time.

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

The motion prevailed.

House Bill No. 4013, entitled

A bill to amend 1980 PA 450, entitled "The tax increment finance authority act," by amending sections 3 and 17 (MCL 125.1803 and 125.1817), section 3 as amended by 1983 PA 148.

The bill was read a second time.

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

The motion prevailed.

House Bill No. 4318, entitled

A bill to amend 1975 PA 197, entitled "An act to provide for the establishment of a downtown development authority; to prescribe its powers and duties; to correct and prevent deterioration in business districts; to encourage historic preservation; to authorize the acquisition and disposal of interests in real and personal property; to authorize the creation and implementation of development plans in the districts; to promote the economic growth of the districts; to create a board; to prescribe its powers and duties; to authorize the levy and collection of taxes; to authorize the issuance of bonds and other evidences of indebtedness; to authorize the use of tax increment financing; to reimburse downtown development authorities for certain losses of tax increment revenues; and to prescribe the powers and duties of certain state officials," by amending sections 3 and 18 (MCL 125.1653 and 125.1668), section 3 as amended by 2004 PA 521.

The bill was read a second time.

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

The motion prevailed.

By unanimous consent the House returned to the order of

Third Reading of Bills**House Bill No. 4200, entitled**

A bill to amend 1978 PA 368, entitled "Public health code," by amending section 12753 (MCL 333.12753).

The bill was read a third time.

The question being on the passage of the bill,

Reps. Tobocman and Gosselin moved to amend the bill as follows:

1. Amend page 3, line 3, after "**WELFARE.**" by striking out the balance of the subsection.

The motion was seconded and the amendment 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. 14**Yeas—75**

Amos	Gonzales	Marleau	Rocca
Ball	Gosselin	Mayer	Sak
Baxter	Green	McConico	Schuitmaker
Booher	Hansen	McDowell	Shaffer
Casperson	Hildenbrand	Meyer	Sheen
Caswell	Hoogendyk	Moolenaar	Stahl
Caul	Huizenga	Moore	Stakoe
Cheeks	Hummel	Mortimer	Steil
Cushingberry	Hune	Newell	Stewart
DeRoche	Hunter	Nitz	Taub
Drolet	Jones	Nofs	Tobocman
Elsenheimer	Kahn	Palmer	Vagnozzi
Emmons	Kehrl	Palsrok	Van Regenmorter
Espinoza	Kooiman	Pastor	Vander Veen
Farhat	LaJoy	Pavlov	Walker
Farrah	Law, David	Pearce	Ward
Gaffney	Leland	Polidori	Wenke
Garfield	Lemmons, III	Proos	Zelenko
Gleason	Lemmons, Jr.	Robertson	

Nays—30

Accavitti	Byrum	Law, Kathleen	Smith, Alma
Adamini	Clack	Lipsey	Smith, Virgil
Anderson	Clemente	Meisner	Spade
Angerer	Condino	Miller	Waters
Bennett	Donigan	Murphy	Whitmer
Bieda	Gillard	Plakas	Williams
Brown	Hopgood	Sheltrown	Wojno
Byrnes	Kolb		

In The Chair: Kooiman

The House agreed to the title of the bill.

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

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

—————

Rep. Bieda, having reserved the right to explain his protest against the passage of the bill, made the following statement:
“Mr. Speaker and members of the House:

I voted no on House Bill 4200 because it fails to provide adequate protections for human health and the environment. I also have concerns because the bill essentially creates a specific narrow exemption to a select community. Because of these concerns, I voted ‘no’ on House Bill 4200. Thank you.”

Rep. Anderson, having reserved the right to explain his protest against the passage of the bill, made the following statement:

“Mr. Speaker and members of the House:

I voted no on House Bill 4200 because it fails to provide adequate protections for human health and the environment. The bill provides mere lip-service to protecting groundwater which is a source of drinking water for 50 percent of Michigan’s citizens and provides an exception for some while other areas have already taken the necessary steps to

comply with connection requirements. It is unlikely that this legislation will withstand a review as the Southeast Michigan area is already under a federal judge's order to eliminate septic systems. There are no specific provisions indicating which agencies would implement it and what enforcement tools and resources would be available."

Rep. Waters, having reserved the right to explain her protest against the passage of the bill, made the following statement:

"Mr. Speaker and members of the House:

I voted no on House bill 4200 because it fails to provide adequate protections for human health and the environment. The bill provides mere lip-service to protecting groundwater which is a source of drinking water for 50 percent of Michigan's citizens. There are no specific provisions indicating which agencies would implement it and what enforcement tools and resources would be available."

Rep. Lipsey, having reserved the right to explain his protest against the passage of the bill, made the following statement:

"Mr. Speaker and members of the House:

I voted no on House Bill 4200 because it fails to provide adequate protections for human health and the environment. The Bill merely provides lip-service to protecting groundwater which is a source of drinking water for 50 percent of Michigan's citizens. There are no specific provisions indicating which agencies would implement this new system and what enforcement tolls and resources would be available."

Rep. Waters moved that Rep. McDowell be excused temporarily from today's session.
The motion prevailed.

House Bill No. 4054, entitled

A bill to amend 1961 PA 236, entitled "Revised judicature act of 1961," by amending section 1312 (MCL 600.1312), as amended by 2004 PA 12.

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

Roll Call No. 15

Yeas—104

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

Donigan	Kooiman	Plakas	Whitmer
Drolet	LaJoy	Polidori	Williams
Elsenheimer	Law, David	Proos	Wojno
Emmons	Law, Kathleen	Robertson	Zelenko

Nays—0

In The Chair: Kooiman

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

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

“Mr. Speaker and members of the House:

I was absent from the Chamber when the vote was taken on Roll Call No. 15. Had I been present, I would have voted ‘yea’.”

House Bill No. 4225, entitled

A bill to amend 1977 PA 89, entitled “State aid to public libraries act,” by amending section 6 (MCL 397.556), as amended by 2001 PA 65.

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

Roll Call No. 16**Yeas—105**

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

Elsenheimer
Emmons
Espinoza

Law, Kathleen
Leland

Proos
Robertson

Wojno
Zelenko

Nays—0

In The Chair: Kooiman

The House agreed to the title of the bill.

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

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

Rep. Ward 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
Reports of Standing Committees

The Committee on Tax Policy, by Rep. Sheen, Chair, reported

House Bill No. 4342, entitled

A bill to amend 1975 PA 228, entitled "Single business tax act," by amending section 4 (MCL 208.4), as amended by 2003 PA 240; and to repeal acts and parts of acts.

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. Sheen, Meyer, Gosselin, Newell, Drolet, Palmer, Hoogendyk, Stakoe, Jones and Marleau

Nays: Reps. Condino, Miller, Meisner and Bennett

COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Wednesday, February 23, 2005

Present: Reps. Sheen, Meyer, Gosselin, Newell, Drolet, Palmer, Hoogendyk, Stakoe, Jones, Marleau, Condino, Bieda, Farrah, Miller, Meisner and Bennett

Absent: Rep. Zelenko

Excused: Rep. Zelenko

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

House Bill No. 4143, entitled

A bill to amend 1996 PA 160, entitled "Postsecondary enrollment options act," by amending section 3 (MCL 388.513), as amended by 2004 PA 594.

With the recommendation that the bill be referred to the Committee on Higher Education and Career Preparation.

Favorable Roll Call

To Report Out:

Yeas: Reps. Palmer, Mortimer, Gosselin, Hoogendyk, Vander Veen, Ball, Elsenheimer, Hildenbrand, Pearce, Proos, Hopgood, Miller, Angerer, Lemmons, III, Virgil Smith, Kehrl and Clack

Nays: None

The recommendation was concurred in and the bill was referred to the Committee on Higher Education and Career Preparation.

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

House Bill No. 4144, entitled

A bill to amend 2000 PA 258, entitled "Career and technical preparation act," by amending section 3 (MCL 388.1903), as amended by 2004 PA 592.

With the recommendation that the bill be referred to the Committee on Higher Education and Career Preparation.

Favorable Roll Call

To Report Out:

Yeas: Reps. Palmer, Mortimer, Gosselin, Hoogendyk, Vander Veen, Ball, Elsenheimer, Hildenbrand, Pearce, Proos, Hopgood, Miller, Angerer, Lemmons, III, Virgil Smith, Kehrl and Clack

Nays: None

The recommendation was concurred in and the bill was referred to the Committee on Higher Education and Career Preparation.

COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Wednesday, February 23, 2005

Present: Reps. Palmer, Mortimer, Gosselin, Meyer, Hoogendyk, Vander Veen, Wenke, Ball, Elsenheimer, Hildenbrand, Pearce, Proos, Hopgood, Miller, Angerer, Lemmons, III, Virgil Smith, Kehrl and Clack

COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Tuesday, February 22, 2005

Present: Reps. Nitz, Ball, Newell, Stahl, Proos, Hune, Mayes, Spade, Kathleen Law and Sheltroun

Absent: Rep. Casperson

Excused: Rep. Casperson

COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Wednesday, February 23, 2005

Present: Reps. Nofs, Proos, Emmons, Garfield, Huizenga, LaJoy, Palsrok, Stahl, Baxter, Schuitmaker, Accavitti, Murphy, Mayes, Hunter, Hopgood and Clemente

Absent: Reps. Drolet, Moore and Dillon

Excused: Reps. Drolet, Moore and Dillon

COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Robertson, Chair, of the Committee on Banking and Financial Services, was received and read:

Meeting held on: Wednesday, February 23, 2005

Present: Reps. Robertson, Green, Huizenga, Hune, Palsrok, Hunter, Clemente and Mayes

Absent: Rep. Dillon

Excused: Rep. Dillon

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 Tuesday, February 22:

House Bill No. 4374
Senate Bill No. 233

The Clerk announced that the following bills had been printed and placed upon the files of the members on Wednesday, February 23:

House Bill Nos. 4355 4356 4357 4358 4359 4360 4361 4362 4363 4364 4365 4366 4367 4368
4369 4370 4371 4372 4373
Senate Bill Nos. 229 230 231 232

The Clerk announced that the following Senate bills had been received on Wednesday, February 23:

Senate Bill Nos. 171 172 173 174 194

By unanimous consent the House returned to the order of

Messages from the Senate

Senate Bill No. 171, entitled

A bill to amend 1936 (Ex Sess) PA 1, entitled "Michigan employment security act," (MCL 421.1 to 421.75) by adding section 22b.

The Senate has passed the bill.

The bill was read a first time by its title and referred to the Committee on Employment Relations, Training, and Safety.

Senate Bill No. 172, entitled

A bill to amend 1936 (Ex Sess) PA 1, entitled "Michigan employment security act," by amending section 26 (MCL 421.26), as amended by 1984 PA 172.

The Senate has passed the bill.

The bill was read a first time by its title and referred to the Committee on Employment Relations, Training, and Safety.

Senate Bill No. 173, entitled

A bill to amend 1936 (Ex Sess) PA 1, entitled "Michigan employment security act," by amending section 22 (MCL 421.22).

The Senate has passed the bill.

The bill was read a first time by its title and referred to the Committee on Employment Relations, Training, and Safety.

Senate Bill No. 174, entitled

A bill to amend 1936 (Ex Sess) PA 1, entitled "Michigan employment security act," by amending section 41 (MCL 421.41).

The Senate has passed the bill.

The bill was read a first time by its title and referred to the Committee on Employment Relations, Training, and Safety.

Senate Bill No. 194, entitled

A bill to amend 2004 PA 402, entitled "Armed forces commemoration act," by amending section 2 (MCL 435.342).

The Senate has passed the bill.

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

Communications from State Officers

The following communication from the Auditor General was received and read:

February 23, 2005

Enclosed is a copy of the following audit report and/or report summary:
Performance audit of the
Use of Transportation-Related Funding
February 2005

Sincerely,
Thomas H. McTavish, C.P.A.
Auditor General

The communication was referred to the Clerk and the accompanying report referred to the Committee on Government Operations.

Introduction of Bills

Reps. Ward, Accavitti, Anderson, Sak, Ball, Sheltroun, Moore, Bieda, Espinoza, Green, Rocca, Stahl, Gleason, Kathleen Law, Hopgood, Condino and Leland introduced

House Bill No. 4375, entitled

A bill to amend 1976 PA 451, entitled "The revised school code," (MCL 380.1 to 380.1852) by adding section 1171. The bill was read a first time by its title and referred to the Committee on Education.

Rep. Whitmer introduced

House Bill No. 4376, entitled

A bill to make appropriations for the department of agriculture for the fiscal year ending September 30, 2006; to provide for the expenditure of the appropriations; to create funds; to provide for the imposition of fees; to require reports, audits, and plans; to authorize certain transfers by certain state agencies; and to provide for the disposition of fees and other income received by certain state agencies.

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

Rep. Whitmer introduced

House Bill No. 4377, entitled

A bill to make appropriations for certain capital outlay programs and state departments and agencies for the fiscal year ending September 30, 2006; to implement the appropriations within the budgetary process; to make appropriations for planning and construction at state agencies; to make appropriations for state building authority rent and insurance; to make a grant for state building authority rent; to provide for the acquisition of land and buildings; to provide for the elimination of fire hazards; to provide for special maintenance, remodeling and addition, alteration, renovation, demolition, and other projects; to provide for elimination of occupational safety and health hazards; to provide for the award and implementation of contracts; to provide for the purchase of furnishings and equipment relative to occupancy of a project; to provide for the development of public recreation facilities; to provide for certain advances from the general fund; to prescribe powers and duties of certain state officers and agencies; to require certain reports, plans, and agreements; to provide for leases; to provide for transfers; to prescribe standards and conditions relating to the appropriations; and to provide for the expenditure of appropriations.

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

Rep. Whitmer introduced

House Bill No. 4378, entitled

A bill to make appropriations for community colleges and certain state purposes related to education for the fiscal year ending September 30, 2006, to provide for the expenditure of those appropriations; to establish or continue certain funds, programs, and categories; and to prescribe the powers and duties of certain state departments, institutions, agencies, employees, and officers.

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

Rep. Whitmer introduced

House Bill No. 4379, entitled

A bill to make appropriations for the department of community health and certain state purposes related to mental health, public health, and medical services for the fiscal year ending September 30, 2006; to provide for the expenditure of those appropriations; to create funds; to require and provide for reports; to prescribe the powers and duties of certain local and state agencies and departments; and to provide for disposition of fees and other income received by the various state agencies.

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

Rep. Whitmer introduced

House Bill No. 4380, entitled

A bill to make appropriations for the department of corrections and certain state purposes related to corrections for the fiscal year ending September 30, 2006; to provide for the expenditure of the appropriations; to provide for reports; to provide for the creation of certain advisory committees and boards; to prescribe certain powers and duties of the department of corrections, certain other state officers and agencies, and certain advisory committees and boards; to provide for the collection of certain funds; and to provide for the disposition of fees and other income received by certain state agencies.

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

Rep. Whitmer introduced

House Bill No. 4381, entitled

A bill to make appropriations for the department of education and certain other purposes relating to education for the fiscal year ending September 30, 2006; to provide for the expenditure of the appropriations; to prescribe the powers and duties of certain state departments, school districts, and other governmental bodies; and to provide for the disposition of fees and other income received by certain legal entities and state agencies.

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

Rep. Whitmer introduced

House Bill No. 4382, entitled

A bill to make appropriations for the department of environmental quality for the fiscal year ending September 30, 2006; to provide for the expenditure of those appropriations; to create certain funds and accounts; to require certain reports; to prescribe the powers and duties of certain state agencies and officials; to authorize certain transfers by certain state agencies; and to provide for the disposition of fees and other income received by the various state agencies.

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

Rep. Whitmer introduced

House Bill No. 4383, entitled

A bill to make appropriations for the family independence agency and certain state purposes related to public welfare services for the fiscal year ending September 30, 2006; to provide for the expenditure of the appropriations; to create funds; to provide for the imposition of fees; to provide for reports; to provide for the disposition of fees and other income received by the state agency; and to provide for the powers and duties of certain individuals, local governments, and state departments, agencies, and officers.

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

Rep. Whitmer introduced

House Bill No. 4384, entitled

A bill to make, supplement, and adjust appropriations for the departments of attorney general, civil rights, civil service, information technology, management and budget, state, and treasury, the executive office, and the legislative branch for the fiscal year ending September 30, 2006; to provide for the expenditure of these appropriations; to provide for the funding of certain work projects; to provide for the imposition of certain fees; to establish or continue certain funds, programs, and categories; to transfer certain funds; to prescribe certain requirements for bidding on state contracts; to provide for disposition of year-end balances; to prescribe the powers and duties of certain principal executive departments and state agencies, officials, and employees; and to provide for the disposition of fees and other income received by the various principal executive departments and state agencies.

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

Rep. Whitmer introduced

House Bill No. 4385, entitled

A bill to make appropriations for the state institutions of higher education and certain state purposes related to education for the fiscal year ending September 30, 2006; to provide for the expenditures of those appropriations; and to prescribe the powers and duties of certain state departments, institutions, agencies, employees, and officers.

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

Rep. Whitmer introduced

House Bill No. 4386, entitled

A bill to make appropriations for the department of history, arts, and libraries for the fiscal year ending September 30, 2006; to provide for the expenditure of those appropriations; to provide for the disposition of fees and other income received by the state agencies; to create funds; to provide for the disbursement of certain grants; to provide for reports; to prescribe powers and duties of certain state departments and certain state and local agencies and officers; and to repeal acts and parts of acts.

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

Rep. Whitmer introduced

House Bill No. 4387, entitled

A bill to make appropriations for the judicial branch for the fiscal year ending September 30, 2006; to provide for the expenditure of these appropriations; to place certain restrictions on the expenditure of these appropriations; to prescribe the powers and duties of certain officials and employees; to require certain reports; and to provide for the disposition of fees and other income received by the judicial branch.

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

Rep. Whitmer introduced

House Bill No. 4388, entitled

A bill to make appropriations for the department of labor and economic growth, the Michigan strategic fund, and certain other state purposes for the fiscal year ending September 30, 2006; to provide for the expenditure of those appropriations; to provide for the imposition of certain fees; to provide for the disposition of fees and other income received by the state agencies; to provide for reports to certain persons; and to prescribe powers and duties of certain state departments and certain state and local agencies and officers.

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

Rep. Whitmer introduced

House Bill No. 4389, entitled

A bill to make appropriations for the department of military and veterans affairs for the fiscal year ending September 30, 2006; to provide for the expenditure of the appropriations; to provide for certain powers and duties of the department of military and veterans affairs, other state agencies, and local units of government related to the appropriations; and to provide for the preparation of certain reports related to the appropriations.

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

Rep. Whitmer introduced

House Bill No. 4390, entitled

A bill to make appropriations for the department of natural resources for the fiscal year ending September 30, 2006; to provide for the expenditure of those appropriations; to create funds and accounts; to require reports; to prescribe certain powers and duties of certain state agencies and officials; to authorize certain transfers by certain state agencies; and to provide for the disposition of fees and other income received by the various state agencies.

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

Rep. Whitmer introduced

House Bill No. 4391, entitled

A bill to amend 1979 PA 94, entitled "The state school aid act of 1979," by amending sections 4, 6, 11, 11a, 11f, 11g, 11j, 18, 19, 20, 20d, 20j, 22a, 22b, 22d, 24, 26a, 31a, 31d, 32c, 32d, 32j, 37, 39, 39a, 41, 41a, 51a, 51c, 51d, 53a,

54, 56, 57, 61a, 62, 74, 81, 94a, 98, 99, 107, 107b, 147, 158b, and 164c (MCL 388.1604, 388.1606, 388.1611, 388.1611a, 388.1611f, 388.1611g, 388.1611j, 388.1618, 388.1619, 388.1620, 388.1620d, 388.1620j, 388.1622a, 388.1622b, 388.1622d, 388.1624, 388.1626a, 388.1631a, 388.1631d, 388.1632c, 388.1632d, 388.1632j, 388.1637, 388.1639, 388.1639a, 388.1641, 388.1641a, 388.1651a, 388.1651c, 388.1651d, 388.1653a, 388.1654, 388.1656, 388.1657, 388.1661a, 388.1662, 388.1674, 388.1681, 388.1694a, 388.1698, 388.1699, 388.1707, 388.1707b, 388.1747, 388.1758b, and 388.1764c), sections 4, 6, 11f, 11g, 11j, 19, 20, 20j, 22a, 22b, 24, 26a, 31d, 32c, 32d, 32j, 37, 39a, 41, 41a, 51c, 51d, 53a, 54, 56, 57, 61a, 62, 74, 81, 94a, 98, 99, 107, 147, and 158b as amended and sections 22d and 107b as added by 2004 PA 351, sections 11 and 51a as amended by 2004 PA 518, section 11a as added by 2003 PA 158, section 18 as amended by 2004 PA 414, section 20d as amended by 1997 PA 93, section 31a as amended by 2004 PA 593, section 39 as amended by 2002 PA 191, section 164c as added by 1995 PA 130, and by adding sections 22e, 26b, and 103; and to repeal acts and parts of acts.

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

Rep. Whitmer introduced

House Bill No. 4392, entitled

A bill to make appropriations for the department of state police and certain other state purposes for the fiscal year ending September 30, 2006; to provide for the expenditure of those appropriations; to provide for certain reports and the consideration of those reports; to provide for the disposition of other income received by the various state agencies; to provide for certain emergency powers; and to provide for the powers and duties of certain committees, certain state agencies, and certain employees.

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

Rep. Whitmer introduced

House Bill No. 4393, entitled

A bill to make appropriations for the state transportation department and certain transportation purposes for the fiscal year ending September 30, 2006; to provide for the imposition of fees; to provide for reports; to create certain funds and programs; to prescribe requirements for certain railroad and bus facilities; to prescribe certain powers and duties of certain state departments and officials and local units of government; and to provide for the expenditure of the appropriations.

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

Reps. Leland, Tobocman, Hunter, Murphy, Cushingberry, Sheltroun, Condino, Gillard, Bieda, Alma Smith, Plakas, Gonzales, Farrah, McConico, Vagnozzi, Zelenko, Booher and Lemmons, III introduced

House Bill No. 4394, entitled

A bill to amend 1956 PA 218, entitled "The insurance code of 1956," by amending section 3135 (MCL 500.3135), as amended by 2002 PA 697.

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

Rep. Caul introduced

House Bill No. 4395, entitled

A bill to amend 1937 (Ex Sess) PA 4, entitled "An act relative to continuing tenure of office of certificated teachers in public educational institutions; to provide for probationary periods; to regulate discharges or demotions; to provide for resignations and leaves of absence; to create a state tenure commission and to prescribe the powers and duties thereof; and to prescribe penalties for violation of the provisions of this act," by amending section 1 (MCL 38.71), as amended by 1996 PA 282.

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

Reps. Sak, Byrnes, Kehrl, Sheltroun, Gonzales, Polidori, Brown, Whitmer, Gosselin, Mayes, Murphy, Kahn, Meisner, Hildenbrand, Waters, Green, Anderson, Kolb, Stahl, Adamini, Vagnozzi, Bieda, Gillard, Tobocman, Gleason, McDowell, Lemmons, Jr., Garfield, Sheen, Kooiman, Condino, Hoogendyk and Plakas introduced

House Bill No. 4396, entitled

A bill to designate Firefighters Memorial Day in the state of Michigan.

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

Reps. Sak, McConico, Kehrl, Sheltroun, Gonzales, Polidori, Brown, Whitmer, Murphy, Meisner, Waters, Accavitti, Plakas, Clemente, Zelenko, Clack, Hopgood, Hunter, Tobocman, Dillon, Kolb, Vagnozzi, Sheen and Condino introduced

House Bill No. 4397, entitled

A bill to amend 1991 PA 179, entitled "Michigan telecommunications act," by amending section 309 (MCL 484.2309).

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

Reps. Elsenheimer, Walker, Gaffney, Moore, Stakoe, Booher, Hildenbrand, Garfield, Baxter and Kahn introduced

House Bill No. 4398, entitled

A bill to regulate the development and use of land; to provide for the establishment in counties, townships, cities, and villages of zoning districts; to provide for the adoption of zoning ordinances; to provide for the assessment, levy, and collection of taxes and fees; to authorize the issuance of bonds and notes; to provide for special assessments; to prescribe penalties and provide remedies; and to repeal acts and parts of acts.

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

Rep. Taub moved that the House adjourn.

The motion prevailed, the time being 2:35 p.m.

The Speaker Pro Tempore declared the House adjourned until Thursday, February 24, at 10:30 a.m.

GARY L. RANDALL
Clerk of the House of Representatives