

**No. 60**  
**STATE OF MICHIGAN**  
**JOURNAL**  
**OF THE**  
**House of Representatives**  
**93rd Legislature**  
**REGULAR SESSION OF 2005**

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House Chamber, Lansing, Tuesday, June 28, 2005.

1:00 p.m.

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

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

Accavitti—present	Emmons—present	Leland—present	Robertson—present
Acciavatti—present	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—present	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—present	Whitmer—present
Dillon—present	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		

e/d/s = entered during session

Rep. Fred Miller, from the 31st District, offered the following invocation:

“Father God, You who know all, You who see all, You who conceived of it all, we have not the capacity to fathom the depth and breadth of Your goodness.

You who made the mountains and the seas, You who made the heavens and the earth, You who breathed the breath of life into each of us, Lord, we are humbled before the wonder of Your works. We thank You for the blessings You have bestowed on our lives, and we praise You.

Despite this Lord God, You know we are just men and women; mere mortals, Lord, and inherently weak. All too often we have indulged in arrogance, greed, pettiness, and jealousy. We fall short of Your expectations, but You keep loving us and blessing us in spite of ourselves and we realize that therein lies your true promise. And we thank You God and praise You.

Today Lord, we lift up prayers for those in our midst who are hurting. For those who are broken in body, mind or spirit, Lord we pray for healing. We lift up prayers for those who are hungry or homeless, Lord, and ask that You provide them with strength and hope. God, we pray for those who have been victimized and those who are trapped in the throes of addiction. May you impart Your grace upon their souls and remind them, and us Lord, that all things are possible through You.

And while we acknowledge that war is not of You, Lord, we ask a special blessing upon those in the service of the United States around the world. We ask that You keep them from harm’s way, Lord, and when it is Your will to call them home, Father, please bring comfort to their loved ones.

In closing, Lord God, we know that many may call You by a different name and worship You according to different traditions, but Lord today I ask all this in the name of the one who died on the cross. Lord, You who are our rock and our redeemer. Amen.”

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

### **Second Reading of Bills**

#### **House Bill No. 4617, entitled**

A bill to amend 1994 PA 451, entitled “Natural resources and environmental protection act,” by amending sections 20101, 20117, and 20120a (MCL 324.20101, 324.20117, and 324.20120a), section 20101 as amended by 1996 PA 383 and section 20117 as amended and section 20120a as added by 1995 PA 71.

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

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

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

The motion prevailed.

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The Speaker Pro Tempore called Associate Speaker Pro Tempore Caswell to the Chair.

#### **House Bill No. 4838, entitled**

A bill to amend 1984 PA 431, entitled “The management and budget act,” (MCL 18.1101 to 18.1594) by adding section 1299.

Was read a second time, and the question being on the adoption of the proposed substitute (H-1) previously recommended by the Committee on Higher Education and Career Preparation,

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

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

The motion prevailed.

**Senate Bill No. 211, entitled**

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending section 41301 (MCL 324.41301), as added by 2003 PA 270.

Was read a second time, and the question being on the adoption of the proposed substitute (H-1) previously recommended by the Committee on Natural Resources, Great Lakes, Land Use, and Environment,

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

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

The motion prevailed.

**Senate Bill No. 212, entitled**

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending section 41303 (MCL 324.41303), as added by 2003 PA 270.

Was read a second time, and the question being on the adoption of the proposed substitute (H-1) previously recommended by the Committee on Natural Resources, Great Lakes, Land Use, and Environment,

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

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

The motion prevailed.

**Senate Bill No. 213, entitled**

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending section 41305 (MCL 324.41305), as added by 2003 PA 270, and by adding section 41306.

Was read a second time, and the question being on the adoption of the proposed substitute (H-1) previously recommended by the Committee on Natural Resources, Great Lakes, Land Use, and Environment,

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

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

The motion prevailed.

**Senate Bill No. 215, entitled**

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," (MCL 324.101 to 324.90106) by adding sections 41311 and 41313.

Was read a second time, and the question being on the adoption of the proposed substitute (H-1) previously recommended by the Committee on Natural Resources, Great Lakes, Land Use, and Environment,

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

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

The motion prevailed.

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The Speaker Pro Tempore resumed the Chair.

**Senate Bill No. 507, entitled**

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending section 13e of chapter XVII (MCL 777.13e), as amended by 2003 PA 269.

Was read a second time, and the question being on the adoption of the proposed substitute (H-1) previously recommended by the Committee on Natural Resources, Great Lakes, Land Use, and Environment,

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

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

The motion prevailed.

**Senate Bill No. 522, entitled**

A bill to amend 1925 PA 368, entitled "An act to prohibit obstructions and encroachments on public highways, to provide for the removal thereof, to prescribe the conditions under which telegraph, telephone, power, and other public utility companies, cable television companies and municipalities may enter upon, construct and maintain telegraph, telephone, power or cable television lines, pipe lines, wires, cables, poles, conduits, sewers and like structures upon, over, across or under public roads, bridges, streets and waters and to provide penalties for the violation of this act," by amending section 13 (MCL 247.183), as amended by 2002 PA 151.

Was read a second time, and the question being on the adoption of the proposed amendments previously recommended by the Committee on Energy and Technology (for amendments, see House Journal No. 58, p. 925),

The amendments were adopted, a majority of the members serving voting therefor.

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

The motion prevailed.

#### **House Bill No. 4636, entitled**

A bill to amend 1976 PA 449, entitled "An act to regulate the pricing of consumer items and the advertising of consumer items, services, goods, merchandise, commodities, and real property; to prescribe the powers and duties of certain state and local officials in relation thereto; to provide remedies and penalties; and to repeal certain acts and parts of acts," by amending sections 1 and 3 (MCL 445.351 and 445.353) and by adding sections 3a and 3b.

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

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

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

The motion prevailed.

#### **Senate Bill No. 551, entitled**

A bill to amend 2004 PA 591, entitled "An act to amend 1991 PA 179, entitled "An act to regulate and insure the availability of certain telecommunications services; to prescribe the powers and duties of certain state agencies and officials; to prescribe penalties; to repeal certain acts and parts of acts; and to repeal this act on a specific date," by amending section 213 (MCL 484.2213), as amended by 2000 PA 295; and to repeal act and parts of acts," by repealing enacting section 1.

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.

Rep. Ward moved that the bill be placed on its immediate passage.

The motion prevailed, a majority of the members serving voting therefor.

By unanimous consent the House returned to the order of

#### **Third Reading of Bills**

#### **Senate Bill No. 551, entitled**

A bill to amend 2004 PA 591, entitled "An act to amend 1991 PA 179, entitled "An act to regulate and insure the availability of certain telecommunications services; to prescribe the powers and duties of certain state agencies and officials; to prescribe penalties; to repeal certain acts and parts of acts; and to repeal this act on a specific date," by amending section 213 (MCL 484.2213), as amended by 2000 PA 295; and to repeal act and parts of acts," by repealing enacting section 1.

The bill was read a third time.

The question being on the passage of the bill,

Rep. Ward moved that consideration of the bill be postponed temporarily.

The motion prevailed.

#### **Second Reading of Bills**

#### **House Bill No. 4918, entitled**

A bill to amend 1968 PA 357, entitled "An act to prescribe the powers, duties and functions of the state officers' compensation commission; and to prescribe the powers and duties of the legislature in relation to the commission," by amending section 7 (MCL 15.217).

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.

Rep. Ward moved that the bill be placed on its immediate passage.

The motion prevailed, a majority of the members serving voting therefor.

By unanimous consent the House returned to the order of

**Third Reading of Bills**

**House Bill No. 4918, entitled**

A bill to amend 1968 PA 357, entitled “An act to prescribe the powers, duties and functions of the state officers’ compensation commission; and to prescribe the powers and duties of the legislature in relation to the commission,” by amending section 7 (MCL 15.217).

The bill was read a third time.

The question being on the passage of the bill,

Rep. Ward moved that consideration of the bill be postponed temporarily.

The motion prevailed.

**Second Reading of Bills**

**House Bill No. 4919, entitled**

A bill to amend 1968 PA 357, entitled “An act to prescribe the powers, duties and functions of the state officers’ compensation commission; and to prescribe the powers and duties of the legislature in relation to the commission,” by amending sections 3 and 6 (MCL 15.213 and 15.216).

The bill was read a second time.

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

The motion prevailed.

Rep. Ward moved that the bill be placed on its immediate passage.

The motion prevailed, a majority of the members serving voting therefor.

By unanimous consent the House returned to the order of

**Third Reading of Bills**

**House Bill No. 4919, entitled**

A bill to amend 1968 PA 357, entitled “An act to prescribe the powers, duties and functions of the state officers’ compensation commission; and to prescribe the powers and duties of the legislature in relation to the commission,” by amending sections 3 and 6 (MCL 15.213 and 15.216).

The bill was read a third time.

The question being on the passage of the bill,

Rep. Ward moved that consideration of the bill be postponed temporarily.

The motion prevailed.

**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 Thursday, June 23:

**Senate Bill Nos. 624 625 626 627 628 629 630 631 632 635 636 637 638**

The Clerk announced the enrollment printing and presentation to the Governor on Friday, June 24, for her approval of the following bill:

**Enrolled House Bill No. 4623 at 10:40 a.m.**

The Clerk announced that the following bills had been printed and placed upon the files of the members on Friday, June 24:

**House Bill Nos. 4992 4993 4994 4995 4996 4997 4998 4999 5000 5001 5002 5003 5004 5005**  
**Senate Bill Nos. 639 640 641 642 643 644 645 646**

The Clerk announced that the following Senate bill had been received on Tuesday, June 28:

**Senate Bill No. 564**

By unanimous consent the House returned to the order of  
**Reports of Standing Committees**

The Committee on Transportation, by Rep. LaJoy, Chair, reported

**House Bill No. 4892, entitled**

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending section 30312 (MCL 324.30312), as amended by 2003 PA 14.

With the recommendation that the following amendment be adopted and that the bill then pass.

1. Amend page 3, line 8, after "**MEANS**" by striking out the balance of the bill and inserting "**PRESERVATION AS DEFINED UNDER SECTION 10C OF 1951 PA 51, MCL 247.660C.**".

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

Favorable Roll Call

To Report Out:

Yeas: Reps. LaJoy, Gosselin, Meyer, Casperson, Nitz, Moore, Pavlov, Pearce and Gleason

Nays: Reps. David Law, Anderson, Byrnes, Murphy and Kathleen Law

COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Tuesday, June 28, 2005

Present: Reps. LaJoy, David Law, Gosselin, Meyer, Casperson, Nitz, Moore, Pavlov, Pearce, Anderson, Byrnes, Murphy, Kathleen Law, Gleason and Leland

Absent: Reps. Wenke and Hood

Excused: Reps. Wenke and Hood

The Committee on Commerce, by Rep. Baxter, Vice-Chair, reported

**Senate Bill No. 482, entitled**

A bill to amend 1996 PA 381, entitled "Brownfield redevelopment financing act," by amending section 13 (MCL 125.2663), as amended by 2003 PA 259.

With the recommendation that the substitute (H-1) be adopted and that the bill then pass.

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

Favorable Roll Call

To Report Out:

Yeas: Reps. Huizenga, Baxter, Emmons, Palsrok, Green, Hildenbrand, Jones, David Law, Marleau, Pavlov, Schuitmaker, Meisner, Tobocman, Murphy, Dillon, Bennett and Accavitti

Nays: None

COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Tuesday, June 28, 2005

Present: Reps. Huizenga, Baxter, Emmons, Palsrok, Green, Hildenbrand, Jones, David Law, Marleau, Pavlov, Schuitmaker, Meisner, Tobocman, Murphy, Dillon, Bennett and Accavitti

Absent: Reps. Wenke and McConico

Excused: Reps. Wenke and McConico

The Committee on Appropriations, by Rep. Hummel, Chair, reported

**House Bill No. 5002, entitled**

A bill to amend 1978 PA 368, entitled "Public health code," by amending section 20161 (MCL 333.20161), as amended by 2004 PA 469.

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. Hummel, Pastor, Acciavatti, Kooiman, Stewart, Amos, Caswell, Farhat, Moolenaar, Shaffer, Steil, Taub, Walker, Booher, Caul, Hansen, Kahn, Whitmer, Brown, Kolb, Sak, Cushingberry, Cheeks, Plakas, Alma Smith, Phillips and Gonzales

Nays: None

The Committee on Appropriations, by Rep. Hummel, Chair, reported

**Senate Bill No. 264, 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.

With the recommendation that the substitute (H-1) be adopted and that the bill then pass.

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

## Favorable Roll Call

## To Report Out:

Yeas: Reps. Hummel, Pastor, Acciavatti, Kooiman, Stewart, Amos, Caswell, Farhat, Moolenaar, Shaffer, Steil, Taub, Walker, Booher, Caul, Hansen, Kahn, Whitmer, Brown, Kolb, Sak, Cushingberry, Cheeks, Plakas, Alma Smith, Phillips and Gonzales

Nays: None

The Committee on Appropriations, by Rep. Hummel, Chair, reported

**Senate Bill No. 266, 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.

With the recommendation that the substitute (H-1) be adopted and that the bill then pass.

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

## Favorable Roll Call

## To Report Out:

Yeas: Reps. Hummel, Pastor, Acciavatti, Kooiman, Stewart, Amos, Caswell, Farhat, Moolenaar, Shaffer, Steil, Taub, Walker, Booher, Caul, Hansen, Kahn, Whitmer, Brown, Kolb, Sak, Cushingberry, Cheeks, Williams, Alma Smith, Phillips and Gonzales

Nays: None

The Committee on Appropriations, by Rep. Hummel, Chair, reported

**Senate Bill No. 267, 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.

With the recommendation that the substitute (H-1) be adopted and that the bill then pass.

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

## Favorable Roll Call

## To Report Out:

Yeas: Reps. Hummel, Pastor, Acciavatti, Kooiman, Stewart, Amos, Caswell, Farhat, Moolenaar, Shaffer, Steil, Taub, Walker, Booher, Caul, Hansen, Kahn, Whitmer, Brown, Kolb, Sak, Cushingberry, Cheeks, Plakas, Alma Smith, Phillips and Gonzales

Nays: None

The Committee on Appropriations, by Rep. Hummel, Chair, reported

**Senate Bill No. 268, 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.

With the recommendation that the substitute (H-1) be adopted and that the bill then pass.

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

## Favorable Roll Call

## To Report Out:

Yeas: Reps. Hummel, Pastor, Acciavatti, Kooiman, Stewart, Amos, Caswell, Farhat, Moolenaar, Shaffer, Steil, Taub, Walker, Booher, Caul, Hansen, Kahn, Whitmer, Brown, Kolb, Sak, Cushingberry, Cheeks, Plakas, Alma Smith, Phillips and Gonzales

Nays: None

The Committee on Appropriations, by Rep. Hummel, Chair, reported

**Senate Bill No. 269, 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.

With the recommendation that the substitute (H-1) be adopted and that the bill then pass.

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

## Favorable Roll Call

## To Report Out:

Yeas: Reps. Hummel, Pastor, Acciavatti, Kooiman, Stewart, Amos, Caswell, Farhat, Moolenaar, Shaffer, Steil, Taub, Walker, Booher, Caul, Hansen, Kahn, Whitmer, Brown, Kolb, Sak, Cushingberry, Cheeks, Plakas, Alma Smith, Phillips and Gonzales

Nays: None

The Committee on Appropriations, by Rep. Hummel, Chair, reported

**Senate Bill No. 270, 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.

With the recommendation that the substitute (H-1) be adopted and that the bill then pass.

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



## Favorable Roll Call

## To Report Out:

Yeas: Reps. Hummel, Pastor, Acciavatti, Kooiman, Stewart, Amos, Caswell, Farhat, Moolenaar, Shaffer, Steil, Taub, Walker, Booher, Caul, Hansen, Kahn, Whitmer, Brown, Kolb, Sak, Cushingberry, Cheeks, Plakas, Alma Smith, Phillips and Gonzales

Nays: None

The Committee on Appropriations, by Rep. Hummel, Chair, reported

**Senate Bill No. 271, entitled**

A bill to make appropriations for the department of human services 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.

With the recommendation that the substitute (H-1) be adopted and that the bill then pass.

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

## Favorable Roll Call

## To Report Out:

Yeas: Reps. Hummel, Pastor, Acciavatti, Kooiman, Stewart, Amos, Caswell, Farhat, Moolenaar, Shaffer, Steil, Taub, Walker, Booher, Caul, Hansen, Kahn, Whitmer, Brown, Kolb, Sak, Cushingberry, Cheeks, Plakas, Alma Smith, Phillips and Gonzales

Nays: None

The Committee on Appropriations, by Rep. Hummel, Chair, reported

**Senate Bill No. 272, 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.

With the recommendation that the substitute (H-1) be adopted and that the bill then pass.

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

## Favorable Roll Call

## To Report Out:

Yeas: Reps. Hummel, Pastor, Acciavatti, Kooiman, Stewart, Amos, Caswell, Farhat, Moolenaar, Shaffer, Steil, Taub, Walker, Booher, Caul, Hansen, Kahn, Whitmer, Brown, Kolb, Sak, Cushingberry, Cheeks, Plakas, Alma Smith, Phillips and Gonzales

Nays: None

The Committee on Appropriations, by Rep. Hummel, Chair, reported

**Senate Bill No. 273, 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.

With the recommendation that the substitute (H-1) be adopted and that the bill then pass.

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

## Favorable Roll Call

## To Report Out:

Yeas: Reps. Hummel, Pastor, Acciavatti, Kooiman, Stewart, Amos, Caswell, Farhat, Moolenaar, Shaffer, Steil, Taub, Walker, Booher, Caul, Hansen, Kahn, Whitmer, Brown, Kolb, Sak, Cushingberry, Cheeks, Plakas, Alma Smith, Phillips and Gonzales

Nays: None

The Committee on Appropriations, by Rep. Hummel, Chair, reported

**Senate Bill No. 274, 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.

With the recommendation that the substitute (H-1) be adopted and that the bill then pass.

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

## Favorable Roll Call

## To Report Out:

Yeas: Reps. Hummel, Pastor, Acciavatti, Kooiman, Stewart, Amos, Caswell, Farhat, Moolenaar, Shaffer, Steil, Taub, Walker, Booher, Caul, Hansen, Kahn, Whitmer, Brown, Kolb, Sak, Cushingberry, Cheeks, Plakas, Alma Smith, Phillips and Gonzales

Nays: None

The Committee on Appropriations, by Rep. Hummel, Chair, reported

**Senate Bill No. 275, 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.

With the recommendation that the substitute (H-1) be adopted and that the bill then pass.

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

## Favorable Roll Call

## To Report Out:

Yeas: Reps. Hummel, Pastor, Acciavatti, Kooiman, Stewart, Amos, Caswell, Farhat, Moolenaar, Shaffer, Steil, Taub, Walker, Booher, Caul, Hansen, Kahn, Whitmer, Brown, Kolb, Sak, Cushingberry, Cheeks, Plakas, Alma Smith, Phillips and Gonzales

Nays: None

The Committee on Appropriations, by Rep. Hummel, Chair, reported

**Senate Bill No. 276, 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.

With the recommendation that the substitute (H-1) be adopted and that the bill then pass.

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

## Favorable Roll Call

## To Report Out:

Yeas: Reps. Hummel, Pastor, Acciavatti, Kooiman, Stewart, Amos, Caswell, Farhat, Moolenaar, Shaffer, Steil, Taub, Walker, Booher, Caul, Hansen, Kahn, Whitmer, Brown, Kolb, Sak, Cushingberry, Cheeks, Plakas, Alma Smith, Phillips and Gonzales

Nays: None

The Committee on Appropriations, by Rep. Hummel, Chair, reported

**Senate Bill No. 277, 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.

With the recommendation that the substitute (H-1) be adopted and that the bill then pass.

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

## Favorable Roll Call

## To Report Out:

Yeas: Reps. Hummel, Pastor, Acciavatti, Kooiman, Stewart, Amos, Caswell, Farhat, Moolenaar, Shaffer, Steil, Taub, Walker, Booher, Caul, Hansen, Kahn, Whitmer, Brown, Kolb, Sak, Cushingberry, Cheeks, Plakas, Alma Smith, Phillips and Gonzales

Nays: None

The Committee on Appropriations, by Rep. Hummel, Chair, reported

**Senate Bill No. 278, 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.

With the recommendation that the substitute (H-1) be adopted and that the bill then pass.

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

## Favorable Roll Call

## To Report Out:

Yeas: Reps. Hummel, Pastor, Acciavatti, Kooiman, Stewart, Amos, Caswell, Farhat, Moolenaar, Shaffer, Steil, Taub, Walker, Booher, Caul, Hansen, Kahn, Whitmer, Brown, Kolb, Sak, Cushingberry, Cheeks, Plakas, Alma Smith, Phillips and Gonzales

Nays: None

The Committee on Appropriations, by Rep. Hummel, Chair, reported

**Senate Bill No. 279, entitled**

A bill to amend 1979 PA 94, entitled "The state school aid act of 1979," by amending sections 3, 4, 6, 11, 11a, 11f, 11g, 11j, 18, 19, 20, 20j, 22a, 22b, 22d, 24, 25, 26a, 31a, 31d, 32c, 32d, 32j, 37, 39, 39a, 41, 41a, 51a, 51c, 51d, 53a, 54, 56, 57, 61a, 62, 74, 81, 94a, 98, 98b, 99, 107, 147, 158b, and 164c (MCL 388.1603, 388.1604, 388.1606, 388.1611, 388.1611a, 388.1611f, 388.1611g, 388.1611j, 388.1618, 388.1619, 388.1620, 388.1620j, 388.1622a, 388.1622b, 388.1622d, 388.1624, 388.1625, 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, 388.1698b, 388.1699, 388.1707, 388.1747, 388.1758b, and 388.1764c), sections 3, 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 section 22d 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 25 as amended by 2000 PA 297, sections 31a and 98b as amended by

2004 PA 593, section 39 as amended by 2002 PA 191, and section 164c as added by 1995 PA 130, and by adding sections 26b and 32l; and to repeal acts and parts of acts.

With the recommendation that the substitute (H-1) be adopted and that the bill then pass.

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

#### Favorable Roll Call

To Report Out:

Yeas: Reps. Hummel, Pastor, Acciavatti, Kooiman, Stewart, Amos, Caswell, Farhat, Moolenaar, Shaffer, Steil, Taub, Walker, Booher, Caul, Hansen, Kahn, Whitmer, Brown, Kolb, Sak, Cushingberry, Cheeks, Plakas, Alma Smith, Phillips and Gonzales

Nays: None

The Committee on Appropriations, by Rep. Hummel, Chair, reported

#### **Senate Bill No. 280, 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.

With the recommendation that the substitute (H-1) be adopted and that the bill then pass.

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

#### Favorable Roll Call

To Report Out:

Yeas: Reps. Hummel, Pastor, Acciavatti, Kooiman, Stewart, Amos, Caswell, Farhat, Moolenaar, Shaffer, Steil, Taub, Walker, Booher, Caul, Hansen, Kahn, Whitmer, Brown, Kolb, Sak, Cushingberry, Cheeks, Plakas, Alma Smith, Phillips and Gonzales

Nays: None

The Committee on Appropriations, by Rep. Hummel, Chair, reported

#### **Senate Bill No. 281, 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.

With the recommendation that the substitute (H-1) be adopted and that the bill then pass.

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

#### Favorable Roll Call

To Report Out:

Yeas: Reps. Hummel, Pastor, Acciavatti, Kooiman, Stewart, Amos, Caswell, Farhat, Moolenaar, Shaffer, Steil, Taub, Walker, Booher, Caul, Hansen, Kahn, Whitmer, Brown, Kolb, Sak, Cushingberry, Cheeks, Plakas, Alma Smith, Phillips and Gonzales

Nays: None

The Committee on Appropriations, by Rep. Hummel, Chair, reported

#### **Senate Bill No. 406, entitled**

A bill to prescribe the procedures, terms, and conditions for the qualification or approval of school bonds and other bonds; to authorize this state to make loans to certain school districts for the payment of certain bonds and to authorize schools to borrow from this state for that purpose; to prescribe the terms and conditions of certain loans to school districts; to prescribe the powers and duties of certain state agencies and certain state and local officials; to provide for certain fees; to prescribe certain penalties; and to repeal acts and parts of acts.

With the recommendation that the substitute (H-1) be adopted and that the bill then pass.

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

## Favorable Roll Call

## To Report Out:

Yeas: Reps. Hummel, Pastor, Acciavatti, Kooiman, Stewart, Amos, Caswell, Farhat, Moolenaar, Shaffer, Steil, Taub, Walker, Booher, Caul, Hansen, Kahn, Whitmer, Brown, Kolb, Sak, Cushingberry, Cheeks, Plakas, Alma Smith, Phillips and Gonzales

Nays: None

The Committee on Appropriations, by Rep. Hummel, Chair, reported

**Senate Bill No. 407, entitled**

A bill to amend 1985 PA 227, entitled "Shared credit rating act," by amending the title and sections 3, 7, and 8 (MCL 141.1053, 141.1057, and 141.1058), the title and sections 3 and 7 as amended by 2000 PA 416 and section 8 as amended by 2003 PA 109, and by adding section 16c.

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. Hummel, Pastor, Acciavatti, Kooiman, Stewart, Amos, Caswell, Farhat, Moolenaar, Shaffer, Steil, Taub, Walker, Booher, Caul, Hansen, Kahn, Whitmer, Brown, Kolb, Sak, Cushingberry, Cheeks, Plakas, Alma Smith, Phillips and Gonzales

Nays: None

The Committee on Appropriations, by Rep. Hummel, Chair, reported

**Senate Bill No. 408, entitled**

A bill to amend 1961 PA 112, entitled "An act to authorize and provide for the issuance, sale, and refunding of bonds, notes, or commercial paper of the state; to provide funds for making loans to school districts for payment of principal and interest on certain school bonds; to provide for use of moneys repaid to the state by school districts; and to make an appropriation," by amending sections 2 and 4 (MCL 388.982 and 388.984), section 2 as amended by 2000 PA 245 and section 4 as amended by 1991 PA 64.

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. Hummel, Pastor, Acciavatti, Kooiman, Stewart, Amos, Caswell, Farhat, Moolenaar, Shaffer, Steil, Taub, Walker, Booher, Caul, Hansen, Kahn, Whitmer, Brown, Kolb, Sak, Cushingberry, Cheeks, Plakas, Alma Smith, Phillips and Gonzales

Nays: None

The Committee on Appropriations, by Rep. Hummel, Chair, reported

**Senate Bill No. 410, entitled**

A bill to amend 1979 PA 94, entitled "The state school aid act of 1979," by amending section 17a (MCL 388.1617a), as amended by 2002 PA 71.

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. Hummel, Pastor, Acciavatti, Kooiman, Stewart, Amos, Caswell, Farhat, Moolenaar, Shaffer, Steil, Taub, Walker, Booher, Caul, Hansen, Kahn, Whitmer, Brown, Kolb, Sak, Cushingberry, Cheeks, Plakas, Alma Smith, Phillips and Gonzales

Nays: None

The Committee on Appropriations, by Rep. Hummel, Chair, reported

**Senate Bill No. 411, entitled**

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending section 13p of chapter XVII (MCL 777.13p), as amended by 2004 PA 418.

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. Hummel, Pastor, Acciavatti, Kooiman, Stewart, Amos, Caswell, Farhat, Moolenaar, Shaffer, Steil, Taub, Walker, Booher, Caul, Hansen, Kahn, Whitmer, Brown, Kolb, Sak, Cushingberry, Cheeks, Plakas, Alma Smith, Phillips and Gonzales

Nays: None

The Committee on Appropriations, by Rep. Hummel, Chair, reported

**Senate Bill No. 438, entitled**

A bill to amend 1984 PA 431, entitled "The management and budget act," by amending section 353c (MCL 18.1353c), as amended by 2002 PA 504.

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. Hummel, Pastor, Acciavatti, Kooiman, Stewart, Amos, Caswell, Farhat, Moolenaar, Shaffer, Steil, Taub, Walker, Booher, Caul, Hansen, Kahn, Whitmer, Brown, Kolb, Sak, Cushingberry, Cheeks, Plakas, Alma Smith, Phillips and Gonzales

Nays: None

The Committee on Appropriations, by Rep. Hummel, Chair, reported

**Senate Bill No. 446, entitled**

A bill to amend 1956 PA 218, entitled "The insurance code of 1956," by amending section 224b (MCL 500.224b), as amended by 2002 PA 621.

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. Hummel, Pastor, Acciavatti, Kooiman, Stewart, Amos, Caswell, Farhat, Moolenaar, Shaffer, Steil, Taub, Walker, Booher, Caul, Hansen, Kahn, Whitmer, Brown, Kolb, Sak, Cushingberry, Cheeks, Plakas, Alma Smith, Phillips and Gonzales

Nays: None

The Committee on Appropriations, by Rep. Hummel, Chair, reported

**Senate Bill No. 447, entitled**

A bill to amend 1939 PA 280, entitled "The social welfare act," by amending section 109f (MCL 400.109f), as added by 2000 PA 410.

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. Hummel, Pastor, Acciavatti, Kooiman, Stewart, Amos, Caswell, Farhat, Moolenaar, Shaffer, Steil, Taub, Walker, Booher, Caul, Hansen, Kahn, Whitmer, Brown, Kolb, Sak, Cushingberry, Cheeks, Plakas, Alma Smith, Phillips and Gonzales

Nays: None

## COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Hummel, Chair, of the Committee on Appropriations, was received and read: Meeting held on: Tuesday, June 28, 2005

Present: Reps. Hummel, Pastor, Acciavatti, Kooiman, Stewart, Amos, Caswell, Farhat, Moolenaar, Shaffer, Steil, Taub, Walker, Booher, Caul, Hansen, Kahn, Whitmer, Brown, Kolb, Sak, Cushingberry, Cheeks, Plakas, Alma Smith, Phillips and Gonzales

Absent: Reps. Brandenburg and Williams

Excused: Reps. Brandenburg and Williams

## Messages from the Senate

**House Bill No. 4607, entitled**

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending section 627a (MCL 257.627a), as amended by 2000 PA 110.

The Senate has substituted (S-1) the bill.

The Senate has passed the bill as substituted (S-1), ordered that it be given immediate effect and pursuant to Joint Rule 20, inserted the full title.

The Speaker announced that pursuant to Rule 45, the bill was laid over one day.

**Senate Bill No. 513, entitled**

A bill to amend 1954 PA 116, entitled "An act to reorganize, consolidate, and add to the election laws; to provide for election officials and prescribe their powers and duties; to prescribe the powers and duties of certain state departments, state agencies, and state and local officials and employees; to provide for the nomination and election of candidates for public office; to provide for the resignation, removal, and recall of certain public officers; to provide for the filling of vacancies in public office; to provide for and regulate primaries and elections; to provide for the purity of elections; to guard against the abuse of the elective franchise; to define violations of this act; to provide appropriations; to prescribe penalties and provide remedies; and to repeal certain acts and all other acts inconsistent with this act," by amending sections 301, 302, 312, 370, 381, 498, 500b, 509m, 509q, 509gg, 641, 642a, 653a, 699, and 963 (MCL 168.301, 168.302, 168.312, 168.370, 168.381, 168.498, 168.500b, 168.509m, 168.509q, 168.509gg, 168.641, 168.642a, 168.653a, 168.699, and 168.963), section 301 as amended by 2004 PA 286, sections 302 and 312 as added and sections 370, 509gg, and 963 as amended by 2003 PA 302, section 381 as amended by 2004 PA 290, section 498 as amended by 1984 PA 89, section 500b as amended by 1989 PA 142, section 509m as amended by 2004 PA 92, section 509q as added by 1994 PA 441, section 641 as amended by 2003 PA 298, section 642a as amended by 2004 PA 294, section 653a as added by 1982 PA 2, and section 699 as amended by 2004 PA 297, and by adding sections 302a and 509hh.

The Senate has amended the House substitute (H-1) as follows:

1. Amend page 15, line 24, after "**THE**" by inserting "**MOST RECENT**".
2. Amend page 15, line 25, after "**BY**" by striking out the balance of the line through "**OFFICIAL**" on line 26 and inserting "**A COUNTY CLERK, CITY CLERK, TOWNSHIP CLERK, VILLAGE CLERK, PRECINCT ELECTION INSPECTOR, OR THE SECRETARY OF STATE, AS APPROPRIATE,**".
3. Amend page 15, line 26, after "**IS**" by striking out the balance of the subsection and inserting "**NECESSARY TO VERIFY THE AUTHENTICITY OF A SIGNATURE OR A REGISTERED ELECTOR'S IDENTITY UNDER THE FOLLOWING:**

**(A) SECTION 409B, A SIGNATURE APPEARING ON AN AFFIDAVIT OF CANDIDACY FOR A JUDGE OF THE COURT OF APPEALS.**

**(B) SECTION 413A, A SIGNATURE APPEARING ON AN AFFIDAVIT OF CANDIDACY FOR A JUDGE OF THE CIRCUIT COURT.**

(C) SECTION 433A, A SIGNATURE APPEARING ON AN AFFIDAVIT OF CANDIDACY FOR A PROBATE COURT JUDGE.

(D) SECTION 467C(1), A SIGNATURE APPEARING ON AN AFFIDAVIT OF CANDIDACY FOR A DISTRICT COURT JUDGE.

(E) SECTION 476(1), A SIGNATURE APPEARING ON AN INITIATIVE OR REFERENDUM PETITION.

(F) SECTION 507(2), A SIGNATURE APPEARING ON A TRANSFER OF REGISTRATION REQUEST.

(G) SECTION 520, A SIGNATURE APPEARING ON A VOTER REGISTRATION THAT IS UNDER INVESTIGATION.

(H) SECTION 523(1), A SIGNATURE APPEARING ON AN APPLICATION TO VOTE.

(I) SECTION 544C, A SIGNATURE APPEARING ON A NOMINATING PETITION.

(J) SECTION 552, A SIGNATURE APPEARING ON A NOMINATING PETITION.

(K) SECTION 558, A SIGNATURE APPEARING ON AN AFFIDAVIT OF IDENTITY.

(L) SECTION 590F, A SIGNATURE APPEARING ON A QUALIFYING PETITION.

(M) SECTION 685, A SIGNATURE APPEARING ON A PETITION TO FORM A NEW POLITICAL PARTY.

(N) SECTION 761(1), A SIGNATURE APPEARING ON AN ABSENT VOTER BALLOT APPLICATION.

(O) SECTIONS 766, 767, AND 792A, A SIGNATURE APPEARING ON AN ABSENT VOTER BALLOT RETURN ENVELOPE CONTAINING AN ABSENT VOTER'S MARKED ABSENT VOTER BALLOT OR BALLOTS.

(P) SECTION 961(5), A SIGNATURE APPEARING ON A RECALL PETITION.

(Q) SECTION 961A, A CHALLENGED SIGNATURE APPEARING ON A RECALL PETITION.

(R) SECTION 544B, A SIGNATURE ON AN AFFIDAVIT STATING THAT A JUDICIAL CANDIDATE POSSESSES THE CONSTITUTIONAL QUALIFICATION TO HOLD JUDICIAL OFFICE.”.

The Senate has concurred in the House substitute (H-1) as amended and agreed to the title as amended.

The Speaker announced that pursuant to Rule 45, the bill was laid over one day.

#### **Senate Bill No. 564, entitled**

A bill to amend 2001 PA 142, entitled “Michigan memorial highway act,” (MCL 250.1001 to 250.2080) by adding section 97.

The Senate has passed the bill.

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

### **Messages from the Governor**

The following message from the Governor was received June 24, 2005 and read:

#### **EXECUTIVE ORDER**

**No. 2005 – 15**

#### **AMENDMENT OF EXECUTIVE ORDER 2005-11**

#### **MICHIGAN TASK FORCE ON ELDER ABUSE**

WHEREAS, Section 1 of Article V of the Michigan Constitution of 1963 vests the executive power of the State of Michigan in the Governor;

WHEREAS, Section 4 of Article V of the Michigan Constitution of 1963 authorizes the establishment of temporary commissions or agencies for special purposes;

WHEREAS, the Michigan Task Force on Elder Abuse was created by Executive Order 2005-11;

WHEREAS, it is necessary and desirable to amend Executive Order 2005-11 to expand the membership of the Task Force;

NOW, THEREFORE, I, Jennifer M. Granholm, Governor of the State of Michigan, by virtue of the power and authority vested in the Governor by the Michigan Constitution of 1963 and Michigan law, order the following:

Section I of Executive Order 2005-11 is amended to read as follows:

#### **I. CREATION OF THE MICHIGAN TASK FORCE ON ELDER ABUSE**

A. The Michigan Task Force on Elder Abuse is created as an advisory body within the Office.

B. The Task Force shall consist of 17 residents of this state appointed as members of the Task Force by the Governor.



C. In addition to the members appointed under Section II.B, the Director of the Office, the Director of the Department of Community Health, the Director of the Department of Human Services, the Director of the Department of State Police and the Commissioner of Financial and Insurance Services, or their designees, shall serve as non-voting, ex officio members of the Task Force.

D. Members of the Task Force appointed by the Governor under Section II.B shall serve at the pleasure of the Governor.

E. A vacancy on the Task Force shall be filled in the same manner as the original appointment.

This order is effective upon filing.

[SEAL]

Given under my hand and the Great Seal of the State of Michigan this 23rd day of June, in the year of our Lord, two thousand and five.

Jennifer M. Granholm

Governor

By the Governor:

Terri L. Land

Secretary of State

The message was referred to the Clerk.

Date: June 23, 2005

Time: 7:41 a.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

**Enrolled House Bill No. 4447 (Public Act No. 49, I.E.), being**

An act to amend 2004 PA 403, entitled “An act to regulate certain forms of boxing; to create certain commissions and to provide certain powers and duties for certain state agencies and departments; to license and regulate certain persons engaged in boxing, certain persons connected to the business of boxing, and certain persons conducting certain contests and exhibitions; to confer immunity under certain circumstances; to provide for the conducting of certain tests; to assess certain fees; to create certain funds; to promulgate rules; to provide for penalties and remedies; and to repeal acts and parts of acts,” by amending sections 11, 31, 33, 34, 47, 48, and 54 (MCL 338.3611, 338.3631, 338.3633, 338.3634, 338.3647, 338.3648, and 338.3654).

(Filed with the Secretary of State June 23, 2005, at 3:34 p.m.)

Date: June 23, 2005

Time: 7:43 a.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

**Enrolled House Bill No. 4551 (Public Act No. 50, I.E.), being**

An act to amend 1972 PA 230, entitled “An act to create a construction code commission and prescribe its functions; to authorize the director to promulgate rules with recommendations from each affected board relating to the construction, alteration, demolition, occupancy, and use of buildings and structures; to prescribe energy conservation standards for the construction of certain buildings; to provide for statewide approval of premanufactured units; to provide for the testing of new devices, materials, and techniques for the construction of buildings and structures; to define the classes of buildings and structures affected by the act; to provide for administration and enforcement of the act; to create a state construction code fund; to prohibit certain conduct; to establish penalties, remedies, and sanctions for violations of the act; to repeal acts and parts of acts; and to provide an appropriation,” (MCL 125.1501 to 125.1531) by adding section 13e.

(Filed with the Secretary of State June 23, 2005, at 3:36 p.m.)

Date: June 27, 2005

Time: 7:35 a.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

**Enrolled House Bill No. 4613 (Public Act No. 51, I.E.), being**

An act to amend 1961 PA 236, entitled “An act to revise and consolidate the statutes relating to the organization and jurisdiction of the courts of this state; the powers and duties of such courts, and of the judges and other officers thereof; the forms and attributes of civil claims and actions; the time within which civil actions and proceedings may be

brought in said courts; pleading, evidence, practice and procedure in civil and criminal actions and proceedings in said courts; to provide remedies and penalties for the violation of certain provisions of this act; to repeal all acts and parts of acts inconsistent with or contravening any of the provisions of this act; and to repeal acts and parts of acts," by amending section 8801 (MCL 600.8801), as amended by 2000 PA 80.

(Filed with the Secretary of State June 27, 2005, at 9:48 a.m.)

Date: June 27, 2005

Time: 7:37 a.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

**Enrolled House Bill No. 4560 (Public Act No. 52, I.E.), being**

An act to amend 1945 PA 72, entitled "An act to prevent the importation from other states, and the spread within this state, of all serious insect pests and contagious plant diseases and to provide for their repression and control, imposing certain powers and duties on the commissioner of agriculture; to prescribe penalties for the violation of the provisions of this act; and to repeal certain acts and parts of acts," by amending the title and section 9 (MCL 286.259) and by adding section 10.

(Filed with the Secretary of State June 27, 2005, at 9:50 a.m.)

Date: June 27, 2005

Time: 7:39 a.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

**Enrolled House Bill No. 4562 (Public Act No. 53, I.E.), being**

An act to amend 1931 PA 189, entitled "An act to regulate the sale and distribution of nursery stock, plants, and plant products; to prevent the introduction into and the dissemination within this state of insect pests and plant diseases; to provide for the destruction and control of insect pests and plant diseases; to provide for the destruction of certain plants by owners of certain fruit trees; to provide for license and to provide for inspection; and imposing certain powers and duties on the director of agriculture; to provide for the promulgation of rules; and to prescribe penalties," (MCL 286.201 to 286.226) by amending the title, as amended by 1984 PA 88, and by adding section 28.

(Filed with the Secretary of State June 27, 2005, at 9:52 a.m.)

Date: June 27, 2005

Time: 7:41 a.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

**Enrolled House Bill No. 4567 (Public Act No. 54, I.E.), being**

An act to amend 1927 PA 175, entitled "An act to revise, consolidate, and codify the laws relating to criminal procedure and to define the jurisdiction, powers, and duties of courts, judges, and other officers of the court under the provisions of this act; to provide laws relative to the rights of persons accused of criminal offenses and ordinance violations; to provide for the arrest of persons charged with or suspected of criminal offenses and ordinance violations; to provide for bail of persons arrested for or accused of criminal offenses and ordinance violations; to provide for the examination of persons accused of criminal offenses; to regulate the procedure relative to grand juries, indictments, informations, and proceedings before trial; to provide for trials of persons complained of or indicted for criminal offenses and ordinance violations and to provide for the procedure in those trials; to provide for judgments and sentences of persons convicted of criminal offenses and ordinance violations; to establish a sentencing commission and to prescribe its powers and duties; to provide for procedure relating to new trials and appeals in criminal and ordinance violation cases; to provide a uniform system of probation throughout this state and the appointment of probation officers; to prescribe the powers, duties, and compensation of probation officers; to provide penalties for the violation of the duties of probation officers; to provide for procedure governing proceedings to prevent crime and proceedings for the discovery of crime; to provide for fees of officers, witnesses, and others in criminal and ordinance violation cases; to set forth miscellaneous provisions as to criminal procedure in certain cases; to provide penalties for the violation of certain provisions of this act; and to repeal all acts and parts of acts inconsistent with or contravening any of the provisions of this act," by amending section 12m of chapter XVII (MCL 777.12m), as amended by 2002 PA 421.

(Filed with the Secretary of State June 27, 2005, at 9:54 a.m.)

### Introduction of Bills

Reps. Sheen, Gaffney, Ball, Vander Veen, Stakoe, Huizenga, Drolet, Pastor, Hildenbrand, Moolenaar, Hansen, Robertson, Baxter, Elsenheimer, Shaffer, Stahl, Kooiman, Hoogendyk, Palmer, Gosselin, Mortimer, Condino, Farrah and Green introduced

**House Bill No. 5006, entitled**

A bill to amend 1956 PA 218, entitled "The insurance code of 1956," (MCL 500.100 to 500.8302) by adding section 2004. The bill was read a first time by its title and referred to the Committee on Insurance.

Reps. Green and Vagnozzi introduced

**House Bill No. 5007, entitled**

A bill to amend 1978 PA 368, entitled "Public health code," (MCL 333.1101 to 333.25211) by adding section 21735. The bill was read a first time by its title and referred to the Committee on Senior Health, Security, and Retirement.

Rep. Sak moved that Reps. Cushingberry and Hood be excused temporarily from today's session. The motion prevailed.

Rep. Sak moved that Rep. Cheeks be excused from the balance of today's session. The motion prevailed.

By unanimous consent the House returned to the order of

### Third Reading of Bills

Rep. Ward moved that **Senate Bill No. 522** be placed on its immediate passage. The motion prevailed, a majority of the members serving voting therefor.

**Senate Bill No. 522, entitled**

A bill to amend 1925 PA 368, entitled "An act to prohibit obstructions and encroachments on public highways, to provide for the removal thereof, to prescribe the conditions under which telegraph, telephone, power, and other public utility companies, cable television companies and municipalities may enter upon, construct and maintain telegraph, telephone, power or cable television lines, pipe lines, wires, cables, poles, conduits, sewers and like structures upon, over, across or under public roads, bridges, streets and waters and to provide penalties for the violation of this act," by amending section 13 (MCL 247.183), as amended by 2002 PA 151.

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

### Roll Call No. 233

Yeas—60

Accavitti	Gaffney	LaJoy	Proos
Acciavatti	Garfield	Law, David	Robertson
Amos	Gillard	Marleau	Rocca
Ball	Gleason	Mayes	Schuitmaker
Bennett	Gosselin	McDowell	Shaffer
Casperson	Green	Meyer	Sheen
Caswell	Hansen	Moolenaar	Sheltrown
Caul	Hildenbrand	Moore	Stahl
DeRoche	Hoogendyk	Mortimer	Steil
Dillon	Huizenga	Newell	Taub
Drolet	Hummel	Nofs	Van Regenmorter
Elsenheimer	Hune	Palmer	Vander Veen

Emmons	Jones	Palsrok	Walker
Farhat	Kahn	Pastor	Ward
Farrar	Kooiman	Pavlov	Wenke

### Nays—46

Adamini	Donigan	McConico	Smith, Virgil
Anderson	Espinoza	Meisner	Spade
Angerer	Gonzales	Miller	Stakoe
Baxter	Hopgood	Murphy	Stewart
Bieda	Hunter	Nitz	Tobocman
Booher	Kehrl	Pearce	Vagnozzi
Brown	Kolb	Phillips	Waters
Byrnes	Law, Kathleen	Plakas	Whitmer
Byrum	Leland	Polidori	Williams
Clack	Lemmons, III	Sak	Wojno
Clemente	Lemmons, Jr.	Smith, Alma	Zelenko
Condino	Lipsev		

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. 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 SB 522 because the bill violates Article 7, Section 29 of the Michigan Constitution, which states:

‘No person, partnership, association or corporation, public or private, operating a public utility shall have the right to the use of the highways, streets, alleys or other public places of any county, township, city or village for wires, poles, pipes, tracks, conduits or other utility facilities, without the consent of the duly constituted authority of the county, township, city or village. . . .’

Senate Bill 522 would allow the Wolverine Pipe Line Company and other utility companies to construct pipelines without the consent of local government (or over the objections of local government) not only in limited access highway rights-of-way, but also ‘under any public road, street, or other subsurface that intersects any limited access highway at a different grade.’ (In this way, the language of SB 522 differs from HB 6314 of 2004.) The Wolverine Pipe Line Company requested the above additional unconstitutional language because its proposal to build its pipeline across Lansing following I-96 would require 5 city streets to be dug up, and the City of Lansing will not consent to that.

Much more broadly, SB 522 attempts to change statutory language that currently serves an important purpose in the protection of public health and safety. Local units of government have the primary responsibility to protect the public health and public safety of their communities, including in particular their public water supplies. The current statute appropriately serves to balance the responsibility of local units of government regarding local public health and safety, with the regulatory responsibility of the state regarding energy accessibility and rates.

Finally, the bill attempts to force the implementation of an unjust decision made by the Michigan Public Service Commission in 2001-02: a decision that would discriminate against racial minorities and low income persons, in favor of persons who were able to exert greater and more direct influence on that small group of decision-makers. Senate Bill 522 would also pave the way for further instances of environmental discrimination in the future.

This bill and the proposed Wolverine pipeline have come to represent core issues of justice and control among our state’s urban communities - of big money and power versus the people. If decisions like these are allowed to be made solely at the highest levels of government, then it is likely that only those with the greatest power and influence on the highest levels of state and federal government will have their voices heard.”

**House Bill No. 4360, entitled**

A bill to amend 1966 PA 331, entitled "Community college act of 1966," by amending section 157 (MCL 389.157).  
Was read a third time and passed, a majority of the members serving voting therefor, by yeas and nays, as follows:

**Roll Call No. 234****Yeas—106**

Accavitti	Espinoza	Lemmons, III	Robertson
Acciavatti	Farhat	Lemmons, Jr.	Rocca
Adamini	Farrah	Lipsey	Sak
Amos	Gaffney	Marleau	Schuitmaker
Anderson	Garfield	Mayes	Shaffer
Angerer	Gillard	McConico	Sheen
Ball	Gleason	McDowell	Sheltrown
Baxter	Gonzales	Meisner	Smith, Alma
Bennett	Gosselin	Meyer	Smith, Virgil
Bieda	Green	Miller	Spade
Booher	Hansen	Moolenaar	Stahl
Brown	Hildenbrand	Moore	Stakoe
Byrnes	Hoogendyk	Mortimer	Steil
Byrum	Hopgood	Murphy	Stewart
Casperson	Huizenga	Newell	Tobocman
Caswell	Hummel	Nitz	Vagnozzi
Caul	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
Dillon	Kooiman	Phillips	Whitmer
Donigan	LaJoy	Plakas	Williams
Drolet	Law, David	Polidori	Wojno
Elsenheimer	Law, Kathleen	Proos	Zelenko
Emmons	Leland		

**Nays—1**

Taub

In The Chair: Kooiman

The House agreed to the title of the bill.

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

The question being on the motion made by Rep. Ward,

Rep. Ward demanded the yeas and nays.

The demand was supported.

The question being on the motion made by Rep. Ward,

The motion prevailed, 2/3 of the members serving voting therefor, by yeas and nays, as follows:

**Roll Call No. 235****Yeas—107**

Accavitti	Espinoza	Lemmons, III	Rocca
Acciavatti	Farhat	Lemmons, Jr.	Sak
Adamini	Farrah	Lipsey	Schuitmaker

Amos	Gaffney	Marleau	Shaffer
Anderson	Garfield	Mayes	Sheen
Angerer	Gillard	McConico	Sheltrown
Ball	Gleason	McDowell	Smith, Alma
Baxter	Gonzales	Meisner	Smith, Virgil
Bennett	Gosselin	Meyer	Spade
Bieda	Green	Miller	Stahl
Booher	Hansen	Moolenaar	Stakoe
Brown	Hildenbrand	Moore	Steil
Byrnes	Hoogendyk	Mortimer	Stewart
Byrum	Hopgood	Murphy	Taub
Casperson	Huizenga	Newell	Tobocman
Caswell	Hummel	Nitz	Vagnozzi
Caul	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
Dillon	Kooiman	Phillips	Whitmer
Donigan	LaJoy	Plakas	Williams
Drolet	Law, David	Polidori	Wojno
Elsenheimer	Law, Kathleen	Proos	Zelenko
Emmons	Leland	Robertson	

### Nays—0

In The Chair: Kooiman

The House returned to the consideration of

#### **Senate Bill No. 522, entitled**

A bill to amend 1925 PA 368, entitled “An act to prohibit obstructions and encroachments on public highways, to provide for the removal thereof, to prescribe the conditions under which telegraph, telephone, power, and other public utility companies, cable television companies and municipalities may enter upon, construct and maintain telegraph, telephone, power or cable television lines, pipe lines, wires, cables, poles, conduits, sewers and like structures upon, over, across or under public roads, bridges, streets and waters and to provide penalties for the violation of this act,” by amending section 13 (MCL 247.183), as amended by 2002 PA 151.

(The bill was passed earlier today, see today’s Journal p. 973.)

Rep. Alma Smith moved that the bill be given immediate effect.

The question being on the motion made by Rep. Alma Smith,

Rep. Alma Smith demanded the yeas and nays.

The demand was supported.

The question being on the motion made by Rep. Alma Smith,

The motion did not prevail, 2/3 of the members serving not voting therefor, by yeas and nays, as follows:

#### **Roll Call No. 236**

#### **Yeas—57**

Acciavatti	Gosselin	Meyer	Rocca
Amos	Green	Moolenaar	Schuitmaker
Ball	Hansen	Moore	Shaffer
Baxter	Hildenbrand	Mortimer	Sheen

Booher	Hoogendyk	Newell	Stahl
Casperson	Huizenga	Nitz	Stakoe
Caswell	Hummel	Nofs	Steil
Caul	Hune	Palmer	Stewart
DeRoche	Jones	Palsrok	Taub
Drolet	Kahn	Pastor	Van Regenmorter
Elsenheimer	Kooiman	Pavlov	Vander Veen
Emmons	LaJoy	Pearce	Walker
Farhat	Law, David	Proos	Ward
Gaffney	Marleau	Robertson	Wenke
Garfield			

**Nays—41**

Adamini	Espinoza	McConico	Smith, Alma
Anderson	Gleason	McDowell	Smith, Virgil
Angerer	Gonzales	Meisner	Spade
Bieda	Hopgood	Miller	Tobocman
Brown	Hunter	Murphy	Vagnozzi
Byrnes	Kehrl	Phillips	Waters
Byrum	Law, Kathleen	Plakas	Whitmer
Clack	Lemmons, III	Polidori	Williams
Clemente	Lemmons, Jr.	Sak	Wojno
Condino	Lipsey	Sheltrown	Zelenko
Donigan			

In The Chair: Kooiman

The House returned to the consideration of

**Senate Bill No. 551, entitled**

A bill to amend 2004 PA 591, entitled “An act to amend 1991 PA 179, entitled “An act to regulate and insure the availability of certain telecommunications services; to prescribe the powers and duties of certain state agencies and officials; to prescribe penalties; to repeal certain acts and parts of acts; and to repeal this act on a specific date,” by amending section 213 (MCL 484.2213), as amended by 2000 PA 295; and to repeal act and parts of acts,” by repealing enacting section 1.

(The bill was considered earlier today, see today’s Journal p. 974.)

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. 237****Yeas—106**

Accavitti	Farhat	Lemmons, Jr.	Rocca
Acciavatti	Farrar	Lipsey	Sak
Adamini	Gaffney	Marleau	Schuitmaker
Amos	Garfield	Mayes	Shaffer
Anderson	Gillard	McConico	Sheen
Angerer	Gleason	McDowell	Sheltrown
Ball	Gonzales	Meisner	Smith, Alma
Baxter	Gosselin	Meyer	Smith, Virgil
Bennett	Green	Miller	Spade
Bieda	Hansen	Moolenaar	Stahl
Booher	Hildenbrand	Moore	Stakoe
Brown	Hoogendyk	Mortimer	Steil
Byrnes	Hopgood	Murphy	Stewart
Byrum	Huizenga	Newell	Taub

Casperson	Hummel	Nitz	Tobocman
Caswell	Hune	Nofs	Vagnozzi
Caul	Hunter	Palmer	Van Regenmorter
Clack	Jones	Palsrok	Vander Veen
Clemente	Kahn	Pastor	Walker
Condino	Kehrl	Pavlov	Ward
Cushingberry	Kolb	Pearce	Waters
DeRoche	Kooiman	Phillips	Wenke
Dillon	LaJoy	Plakas	Whitmer
Donigan	Law, David	Polidori	Williams
Elsenheimer	Law, Kathleen	Proos	Wojno
Emmons	Leland	Robertson	Zelenko
Espinoza	Lemmons, III		

**Nays—1**

Drolet

In The Chair: Kooiman

The House agreed to the title of the bill.

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

The question being on the motion made by Rep. Ward,

Rep. Ward demanded the yeas and nays.

The demand was supported.

The question being on the motion made by Rep. Ward,

The motion did not prevail, 2/3 of the members serving not voting therefor, by yeas and nays, as follows:

**Roll Call No. 238****Yeas—48**

Accavitti	Cushingberry	Leland	Polidori
Adamini	Dillon	Lemmons, III	Sak
Anderson	Donigan	Lemmons, Jr.	Sheltrown
Angerer	Espinoza	Lipsey	Smith, Alma
Bennett	Farrah	Mayes	Smith, Virgil
Bieda	Gleason	McConico	Tobocman
Brown	Gonzales	McDowell	Vagnozzi
Byrnes	Hopgood	Meisner	Waters
Byrum	Hunter	Miller	Whitmer
Clack	Kehrl	Murphy	Williams
Clemente	Kolb	Phillips	Wojno
Condino	Law, Kathleen	Plakas	Zelenko

**Nays—58**

Acciavatti	Gosselin	Moolenaar	Schuitmaker
Amos	Green	Moore	Shaffer
Ball	Hansen	Mortimer	Sheen
Baxter	Hildenbrand	Newell	Spade
Booher	Hoogendyk	Nitz	Stahl
Casperson	Huizenga	Nofs	Stakoe



Caswell	Hummel	Palmer	Steil
Caul	Hune	Palsrok	Stewart
DeRoche	Jones	Pastor	Taub
Drolet	Kahn	Pavlov	Van Regenmorter
Elsenheimer	Kooiman	Pearce	Vander Veen
Emmons	LaJoy	Proos	Walker
Farhat	Law, David	Robertson	Ward
Gaffney	Marleau	Rocca	Wenke
Garfield	Meyer		

In The Chair: Kooiman

The House returned to the consideration of  
**House Bill No. 4918, entitled**

A bill to amend 1968 PA 357, entitled “An act to prescribe the powers, duties and functions of the state officers’ compensation commission; and to prescribe the powers and duties of the legislature in relation to the commission,” by amending section 7 (MCL 15.217).

(The bill was considered earlier today, see today’s Journal p. 974.)

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. 239**

**Yeas—107**

Accavitti	Espinoza	Lemmons, III	Rocca
Acciavatti	Farhat	Lemmons, Jr.	Sak
Adamini	Farrah	Lipsey	Schuitmaker
Amos	Gaffney	Marleau	Shaffer
Anderson	Garfield	Mayes	Sheen
Angerer	Gillard	McConico	Sheltrown
Ball	Gleason	McDowell	Smith, Alma
Baxter	Gonzales	Meisner	Smith, Virgil
Bennett	Gosselin	Meyer	Spade
Bieda	Green	Miller	Stahl
Booher	Hansen	Moolenaar	Stakoe
Brown	Hildenbrand	Moore	Steil
Byrnes	Hoogendyk	Mortimer	Stewart
Byrum	Hopgood	Murphy	Taub
Casperson	Huizenga	Newell	Tobocman
Caswell	Hummel	Nitz	Vagnozzi
Caul	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
Dillon	Kooiman	Phillips	Whitmer
Donigan	LaJoy	Plakas	Williams
Drolet	Law, David	Polidori	Wojno
Elsenheimer	Law, Kathleen	Proos	Zelenko
Emmons	Leland	Robertson	

**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 question being on the motion made by Rep. Ward,

Rep. Ward demanded the yeas and nays.

The demand was supported.

The question being on the motion made by Rep. Ward,

The motion prevailed, 2/3 of the members serving voting therefor, by yeas and nays, as follows:

**Roll Call No. 240****Yeas—103**

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

**Nays—3**

Hune	Lipsey	Smith, Alma
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In The Chair: Kooiman

Rep. Hood, 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 Nos. 233-240. Had I been present, I would have voted ‘yea’ on Roll Call Nos. 234-235 and 237-240 and ‘nay’ on Roll Call Nos. 233 and 236.”

The House returned to the consideration of  
**House Bill No. 4919, entitled**

A bill to amend 1968 PA 357, entitled “An act to prescribe the powers, duties and functions of the state officers’ compensation commission; and to prescribe the powers and duties of the legislature in relation to the commission,” by amending sections 3 and 6 (MCL 15.213 and 15.216).

(The bill was considered earlier today, see today’s Journal p. 975.)

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. 241****Yeas—108**

Accavitti	Espinoza	Leland	Robertson
Acciavatti	Farhat	Lemmons, III	Rocca
Adamini	Farrah	Lemmons, Jr.	Sak
Amos	Gaffney	Lipsey	Schuitmaker
Anderson	Garfield	Marleau	Shaffer
Angerer	Gillard	Mayes	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	Hood	Moore	Steil
Byrum	Hoogendyk	Mortimer	Stewart
Casperson	Hopgood	Murphy	Taub
Caswell	Huizenga	Newell	Tobocman
Caul	Hummel	Nitz	Vagnozzi
Clack	Hune	Nofs	Van Regenmorter
Clemente	Hunter	Palmer	Vander Veen
Condino	Jones	Palsrok	Walker
Cushingberry	Kahn	Pastor	Ward
DeRoche	Kehrl	Pavlov	Waters
Dillon	Kolb	Pearce	Wenke
Donigan	Kooiman	Phillips	Whitmer
Drolet	LaJoy	Plakas	Williams
Elsenheimer	Law, David	Polidori	Wojno
Emmons	Law, Kathleen	Proos	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 question being on the motion made by Rep. Ward,

Rep. Ward demanded the yeas and nays.

The demand was supported.

The question being on the motion made by Rep. Ward,

The motion prevailed, 2/3 of the members serving voting therefor, by yeas and nays, as follows:

**Roll Call No. 242****Yeas—107**

Accavitti	Espinoza	Lemmons, III	Rocca
Acciavatti	Farhat	Lemmons, Jr.	Sak
Adamini	Farrah	Lipsev	Schuitmaker
Amos	Gaffney	Marleau	Shaffer
Anderson	Garfield	Mayes	Sheen
Angerer	Gleason	McConico	Sheltrown
Ball	Gonzales	McDowell	Smith, Alma
Baxter	Gosselin	Meisner	Smith, Virgil
Bennett	Green	Meyer	Spade
Bieda	Hansen	Miller	Stahl
Booher	Hildenbrand	Moolenaar	Stakoe
Brown	Hood	Moore	Steil
Byrnes	Hoogendyk	Mortimer	Stewart
Byrum	Hopgood	Murphy	Taub
Casperson	Huizenga	Newell	Tobocman
Caswell	Hummel	Nitz	Vagnozzi
Caul	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
Dillon	Kooiman	Phillips	Whitmer
Donigan	LaJoy	Plakas	Williams
Drolet	Law, David	Polidori	Wojno
Elsenheimer	Law, Kathleen	Proos	Zelenko
Emmons	Leland	Robertson	

**Nays—0**

In The Chair: Kooiman

**House Bill No. 4852, entitled**

A bill to amend 1963 PA 181, entitled "Motor carrier safety act of 1963," by amending the title and sections 1a, 2d, 3, 4, 5, 6, 7, 7a, 7b, 7c, 7d, 11, and 12 (MCL 480.11a, 480.12d, 480.13, 480.14, 480.15, 480.16, 480.17, 480.17a, 480.17b, 480.17c, 480.17d, 480.21, and 480.22), the title and sections 1a, 2d, 3, 4, and 6 as amended and sections 7d and 12 as added by 1995 PA 265, section 5 as added by 1998 PA 337, sections 7, 7b, and 11 as amended by 2000 PA 98, section 7a as added by 1988 PA 359, and section 7c as amended by 2004 PA 168, and by adding sections 4a, 13, 14, and 15; and to repeal acts and parts of acts.

(The bill was read a third time and postponed temporarily on June 23, see House Journal No. 59, p. 948.)

The question being on the passage of the bill,

Rep. Anderson moved to amend the bill as follows:

1. Amend page 20, line 12, after "vehicle" by striking out "**INCLUDING THE CAB PORTION**".

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. 243****Yeas—108**

Accavitti	Espinoza	Leland	Robertson
Acciavatti	Farhat	Lemmons, III	Rocca
Adamini	Farrah	Lemmons, Jr.	Sak

Amos	Gaffney	Lipsey	Schuitmaker
Anderson	Garfield	Marleau	Shaffer
Angerer	Gillard	Mayes	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	Hood	Moore	Steil
Byrum	Hoogendyk	Mortimer	Stewart
Casperson	Hopgood	Murphy	Taub
Caswell	Huizenga	Newell	Tobocman
Caul	Hummel	Nitz	Vagnozzi
Clack	Hune	Nofs	Van Regenmorter
Clemente	Hunter	Palmer	Vander Veen
Condino	Jones	Palsrok	Walker
Cushingberry	Kahn	Pastor	Ward
DeRoche	Kehrl	Pavlov	Waters
Dillon	Kolb	Pearce	Wenke
Donigan	Kooiman	Phillips	Whitmer
Drolet	LaJoy	Plakas	Williams
Elsenheimer	Law, David	Polidori	Wojno
Emmons	Law, Kathleen	Proos	Zelenko

**Nays—0**

In The Chair: Kooiman

The House agreed to the title of the bill.

Rep. Ward moved that Rep. Taub be excused from the balance of today's session.  
The motion prevailed.

Rep. Ward moved that the bill be given immediate effect.  
The question being on the motion made by Rep. Ward,  
Rep. Ward demanded the yeas and nays.  
The demand was supported.

The question being on the motion made by Rep. Ward,  
The motion prevailed, 2/3 of the members serving voting therefor, by yeas and nays, as follows:

**Roll Call No. 244****Yeas—107**

Accavitti	Espinoza	Leland	Robertson
Acciavatti	Farhat	Lemmons, III	Rocca
Adamini	Farrar	Lemmons, Jr.	Sak
Amos	Gaffney	Lipsey	Schuitmaker
Anderson	Garfield	Marleau	Shaffer
Angerer	Gillard	Mayes	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	Hood	Moore	Steil
Byrum	Hoogendyk	Mortimer	Stewart
Casperson	Hopgood	Murphy	Tobocman
Caswell	Huizenga	Newell	Vagnozzi
Caul	Hummel	Nitz	Van Regenmorter
Clack	Hune	Nofs	Vander Veen
Clemente	Hunter	Palmer	Walker
Condino	Jones	Palsrok	Ward
Cushingberry	Kahn	Pastor	Waters
DeRoche	Kehrl	Pavlov	Wenke
Dillon	Kolb	Pearce	Whitmer
Donigan	Kooiman	Phillips	Williams
Drolet	LaJoy	Plakas	Wojno
Elsenheimer	Law, David	Polidori	Zelenko
Emmons	Law, Kathleen	Proos	

**Nays—0**

In The Chair: Kooiman

**House Bill No. 4857, entitled**

A bill to amend 1982 PA 432, entitled “Motor bus transportation act,” by amending section 31 (MCL 474.131), as amended by 2001 PA 129.

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

**Roll Call No. 245****Yeas—107**

Accavitti	Espinoza	Leland	Robertson
Acciavatti	Farhat	Lemmons, III	Rocca
Adamini	Farrah	Lemmons, Jr.	Sak
Amos	Gaffney	Lipsey	Schuitmaker
Anderson	Garfield	Marleau	Shaffer
Angerer	Gillard	Mayes	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	Hood	Moore	Steil
Byrum	Hoogendyk	Mortimer	Stewart
Casperson	Hopgood	Murphy	Tobocman
Caswell	Huizenga	Newell	Vagnozzi
Caul	Hummel	Nitz	Van Regenmorter
Clack	Hune	Nofs	Vander Veen
Clemente	Hunter	Palmer	Walker
Condino	Jones	Palsrok	Ward
Cushingberry	Kahn	Pastor	Waters
DeRoche	Kehrl	Pavlov	Wenke

Dillon	Kolb	Pearce	Whitmer
Donigan	Kooiman	Phillips	Williams
Drolet	LaJoy	Plakas	Wojno
Elsenheimer	Law, David	Polidori	Zelenko
Emmons	Law, Kathleen	Proos	

**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 question being on the motion made by Rep. Ward,

Rep. Ward demanded the yeas and nays.

The demand was supported.

The question being on the motion made by Rep. Ward,

The motion prevailed, 2/3 of the members serving voting therefor, by yeas and nays, as follows:

**Roll Call No. 246****Yeas—107**

Accavitti	Espinoza	Leland	Robertson
Acciavatti	Farhat	Lemmons, III	Rocca
Adamini	Farrah	Lemmons, Jr.	Sak
Amos	Gaffney	Lipsey	Schuitmaker
Anderson	Garfield	Marleau	Shaffer
Angerer	Gillard	Mayes	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	Hood	Moore	Steil
Byrum	Hoogendyk	Mortimer	Stewart
Casperson	Hopgood	Murphy	Tobocman
Caswell	Huizenga	Newell	Vagnozzi
Caul	Hummel	Nitz	Van Regenmorter
Clack	Hune	Nofs	Vander Veen
Clemente	Hunter	Palmer	Walker
Condino	Jones	Palsrok	Ward
Cushingberry	Kahn	Pastor	Waters
DeRoche	Kehrl	Pavlov	Wenke
Dillon	Kolb	Pearce	Whitmer
Donigan	Kooiman	Phillips	Williams
Drolet	LaJoy	Plakas	Wojno
Elsenheimer	Law, David	Polidori	Zelenko
Emmons	Law, Kathleen	Proos	

**Nays—0**

In The Chair: Kooiman

**House Bill No. 4858, entitled**

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending sections 683, 723, and 724 (MCL 257.683, 257.723, and 257.724), section 683 as amended by 2000 PA 97, section 723 as amended by 2003 PA 152, and section 724 as amended by 2004 PA 420, and by adding section 312g; 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. 247****Yeas—107**

Accavitti	Espinoza	Leland	Robertson
Acciavatti	Farhat	Lemmons, III	Rocca
Adamini	Farrah	Lemmons, Jr.	Sak
Amos	Gaffney	Lipsey	Schuitmaker
Anderson	Garfield	Marleau	Shaffer
Angerer	Gillard	Mayes	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	Hood	Moore	Steil
Byrum	Hoogendyk	Mortimer	Stewart
Casperson	Hopgood	Murphy	Tobocman
Caswell	Huizenga	Newell	Vagnozzi
Caul	Hummel	Nitz	Van Regenmorter
Clack	Hune	Nofs	Vander Veen
Clemente	Hunter	Palmer	Walker
Condino	Jones	Palsrok	Ward
Cushingberry	Kahn	Pastor	Waters
DeRoche	Kehrl	Pavlov	Wenke
Dillon	Kolb	Pearce	Whitmer
Donigan	Kooiman	Phillips	Williams
Drolet	LaJoy	Plakas	Wojno
Elsenheimer	Law, David	Polidori	Zelenko
Emmons	Law, Kathleen	Proos	

**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 question being on the motion made by Rep. Ward,

Rep. Ward demanded the yeas and nays.

The demand was supported.

The question being on the motion made by Rep. Ward,

The motion prevailed, 2/3 of the members serving voting therefor, by yeas and nays, as follows:

**Roll Call No. 248****Yeas—107**

Accavitti	Espinoza	Leland	Robertson
Acciavatti	Farhat	Lemmons, III	Rocca



Adamini	Farrah	Lemmons, Jr.	Sak
Amos	Gaffney	Lipsey	Schuitmaker
Anderson	Garfield	Marleau	Shaffer
Angerer	Gillard	Mayes	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	Hood	Moore	Steil
Byrum	Hoogendyk	Mortimer	Stewart
Casperson	Hopgood	Murphy	Tobocman
Caswell	Huizenga	Newell	Vagnozzi
Caul	Hummel	Nitz	Van Regenmorter
Clack	Hune	Nofs	Vander Veen
Clemente	Hunter	Palmer	Walker
Condino	Jones	Palsrok	Ward
Cushingberry	Kahn	Pastor	Waters
DeRoche	Kehrl	Pavlov	Wenke
Dillon	Kolb	Pearce	Whitmer
Donigan	Kooiman	Phillips	Williams
Drolet	LaJoy	Plakas	Wojno
Elsenheimer	Law, David	Polidori	Zelenko
Emmons	Law, Kathleen	Proos	

**Nays—0**

In The Chair: Kooiman

**House Bill No. 4588, entitled**

A bill to amend 1985 PA 87, entitled "Crime victim's rights act," by amending sections 2, 6, 13a, 16, 16a, 18, 18a, 19, 20, 21, 31, 44, 44a, 46, 47, 61, 65, 76, 76a, 78, and 81 (MCL 780.752, 780.756, 780.763a, 780.766, 780.766a, 780.768, 780.768a, 780.769, 780.770, 780.771, 780.781, 780.794, 780.794a, 780.796, 780.797, 780.811, 780.815, 780.826, 780.826a, 780.828, and 780.831), sections 2, 6, 13a, 16, 18a, 19, 21, 31, 44, 46, 61, 65, 76, and 78 as amended by 2000 PA 503, sections 16a, 44a, and 76a as amended by 2003 PA 98, and sections 18, 47, and 81 as amended by 1996 PA 562, and by adding section 19a.

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

**Roll Call No. 249****Yeas—107**

Accavitti	Espinoza	Leland	Robertson
Acciavatti	Farhat	Lemmons, III	Rocca
Adamini	Farrah	Lemmons, Jr.	Sak
Amos	Gaffney	Lipsey	Schuitmaker
Anderson	Garfield	Marleau	Shaffer
Angerer	Gillard	Mayes	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	Hood	Moore	Steil

Byrum	Hoogendyk	Mortimer	Stewart
Casperson	Hopgood	Murphy	Tobocman
Caswell	Huizenga	Newell	Vagnozzi
Caul	Hummel	Nitz	Van Regenmorter
Clack	Hune	Nofs	Vander Veen
Clemente	Hunter	Palmer	Walker
Condino	Jones	Palsrok	Ward
Cushingberry	Kahn	Pastor	Waters
DeRoche	Kehrl	Pavlov	Wenke
Dillon	Kolb	Pearce	Whitmer
Donigan	Kooiman	Phillips	Williams
Drolet	LaJoy	Plakas	Wojno
Elsenheimer	Law, David	Polidori	Zelenko
Emmons	Law, Kathleen	Proos	

**Nays—0**

In The Chair: Kooiman

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

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

A bill to amend 1985 PA 87, entitled "Crime victim's rights act," by amending sections 1, 2, 6, 13a, 16, 16a, 18, 18a, 19, 20, 21, 31, 44, 44a, 46, 47, 61, 61a, 65, 76, 76a, 78, and 81 (MCL 780.751, 780.752, 780.756, 780.763a, 780.766, 780.766a, 780.768, 780.768a, 780.769, 780.770, 780.771, 780.781, 780.794, 780.794a, 780.796, 780.797, 780.811, 780.811a, 780.815, 780.826, 780.826a, 780.828, and 780.831), sections 2, 6, 13a, 16, 18a, 19, 21, 31, 44, 46, 61, 65, 76, and 78 as amended by 2000 PA 503, sections 16a, 44a, and 76a as amended by 2003 PA 98, sections 18, 47, and 81 as amended by 1996 PA 562, and section 61a as added by 1993 PA 341, and by adding section 19a.

The motion prevailed.

The House agreed to the title as amended.

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

The question being on the motion made by Rep. Ward,

Rep. Ward demanded the yeas and nays.

The demand was supported.

The question being on the motion made by Rep. Ward,

The motion prevailed, 2/3 of the members serving voting therefor, by yeas and nays, as follows:

**Roll Call No. 250****Yeas—107**

Accavitti	Espinoza	Leland	Robertson
Acciavatti	Farhat	Lemmons, III	Rocca
Adamini	Farrah	Lemmons, Jr.	Sak
Amos	Gaffney	Lipse	Schuitmaker
Anderson	Garfield	Marleau	Shaffer
Angerer	Gillard	Mayes	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	Hood	Moore	Steil
Byrum	Hoogendyk	Mortimer	Stewart
Casperson	Hopgood	Murphy	Tobocman
Caswell	Huizenga	Newell	Vagnozzi

Caul	Hummel	Nitz	Van Regenmorter
Clack	Hune	Nofs	Vander Veen
Clemente	Hunter	Palmer	Walker
Condino	Jones	Palsrok	Ward
Cushingberry	Kahn	Pastor	Waters
DeRoche	Kehrl	Pavlov	Wenke
Dillon	Kolb	Pearce	Whitmer
Donigan	Kooiman	Phillips	Williams
Drolet	LaJoy	Plakas	Wojno
Elsenheimer	Law, David	Polidori	Zelenko
Emmons	Law, Kathleen	Proos	

**Nays—0**

In The Chair: Kooiman

Rep. Sak moved that Rep. Tobocman be excused temporarily from today's session.  
The motion prevailed.

**Senate Bill No. 136, entitled**

A bill to prohibit the issuance or manufacture of false academic credentials; and to provide remedies.

The bill was read a third time.

The question being on the passage of the bill,

Rep. Byrnes moved to amend the bill as follows:

1. Amend page 2, line 22, after "or" by striking out "\$10,000.00" and inserting "\$100,000.00".

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. 251****Yeas—105**

Accavitti	Farhat	Leland	Proos
Acciavatti	Farrah	Lemmons, III	Robertson
Adamini	Gaffney	Lemmons, Jr.	Rocca
Amos	Garfield	Lipsey	Sak
Anderson	Gillard	Marleau	Schuitmaker
Angerer	Gleason	Mayes	Shaffer
Ball	Gonzales	McConico	Sheen
Baxter	Gosselin	McDowell	Sheltrown
Bennett	Green	Meisner	Smith, Alma
Bieda	Hansen	Meyer	Smith, Virgil
Booher	Hildenbrand	Miller	Spade
Brown	Hood	Moolenaar	Stahl
Byrnes	Hoogendyk	Moore	Stakoe
Byrum	Hopgood	Mortimer	Steil
Casperson	Huizenga	Murphy	Stewart
Caswell	Hummel	Newell	Vagnozzi
Caul	Hune	Nitz	Van Regenmorter
Clack	Hunter	Nofs	Vander Veen

Clemente	Jones	Palmer	Walker
Condino	Kahn	Palsrok	Ward
Cushingberry	Kehrl	Pastor	Waters
DeRoche	Kolb	Pavlov	Wenke
Dillon	Kooiman	Pearce	Whitmer
Donigan	LaJoy	Phillips	Williams
Elsenheimer	Law, David	Plakas	Wojno
Emmons	Law, Kathleen	Polidori	Zelenko
Espinoza			

**Nays—1**

Drolet

In The Chair: Kooiman

The House agreed to the title of the bill.

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Rep. Sak moved that Reps. Byrum, Condino, Dillon and Meisner be excused temporarily from today's session.  
The motion prevailed.

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

The question being on the motion made by Rep. Ward,

Rep. Ward demanded the yeas and nays.

The demand was supported.

The question being on the motion made by Rep. Ward,

The motion prevailed, 2/3 of the members serving voting therefor, by yeas and nays, as follows:

**Roll Call No. 252****Yeas—100**

Accavitti	Farrah	Lemmons, III	Robertson
Acciavatti	Gaffney	Lemmons, Jr.	Rocca
Adamini	Gillard	Lipsey	Sak
Amos	Gleason	Marleau	Schuitmaker
Anderson	Gonzales	Mayes	Shaffer
Angerer	Gosselin	McConico	Sheen
Ball	Green	McDowell	Sheltrown
Baxter	Hansen	Meyer	Smith, Alma
Bennett	Hildenbrand	Miller	Smith, Virgil
Bieda	Hood	Moolenaar	Spade
Booher	Hoogendyk	Moore	Stahl
Brown	Hopgood	Mortimer	Stakoe
Byrnes	Huizenga	Murphy	Steil
Casperson	Hummel	Newell	Stewart
Caswell	Hune	Nitz	Vagnozzi
Caul	Hunter	Nofs	Van Regenmorter
Clack	Jones	Palmer	Vander Veen
Clemente	Kahn	Palsrok	Walker
Cushingberry	Kehrl	Pastor	Ward

DeRoche	Kolb	Pavlov	Waters
Donigan	Kooiman	Pearce	Wenke
Elsenheimer	LaJoy	Phillips	Whitmer
Emmons	Law, David	Plakas	Williams
Espinoza	Law, Kathleen	Polidori	Wojno
Farhat	Leland	Proos	Zelenko

**Nays—2**

Drolet Garfield

In The Chair: Kooiman

By unanimous consent the House returned to the order of  
**Messages from the Senate**

The Speaker laid before the House  
**House Bill No. 4635, entitled**

A bill to amend 1994 PA 451, entitled “Natural resources and environmental protection act,” by amending section 8515 (MCL 324.8515), as added by 1995 PA 60, and by adding section 8518.

(The bill was received from the Senate on June 22, with substitute (S-1), full title inserted and immediate effect given by the Senate, consideration of which, under the rules, was postponed until June 23, see House Journal No. 58, p. 936.)

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

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

**Roll Call No. 253**

**Yeas—102**

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

Espinoza  
Farhat

Law, Kathleen  
Leland

Proos

Zelenko

**Nays—0**

In The Chair: Kooiman

The House agreed to the full title of the bill.

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

The Speaker laid before the House

**House Bill No. 4831, entitled**

A bill to make, supplement, adjust, and consolidate appropriations for various state departments and agencies, the judicial branch, and the legislative branch for the fiscal years ending September 30, 2005 and September 30, 2006; to provide for certain conditions on appropriations; and to provide for the expenditure of the appropriations.

(The bill was received from the Senate on June 23, with substitute (S-1) and title amendment, consideration of which, under the rules, was postponed until today, see House Journal No. 59, p. 958.)

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

The substitute (S-1) was not concurred in, a majority of the members serving not voting therefor, by yeas and nays, as follows:

**Roll Call No. 254**

**Yeas—0**

**Nays—102**

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

In The Chair: Kooiman

### Second Reading of Bills

#### Senate Bill No. 264, 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.

Was read a second time, and the question being on the adoption of the proposed substitute (H-1) previously recommended by the Committee on Appropriations,

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

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

The motion prevailed.

Rep. Ward moved that the bill be placed on its immediate passage.

The motion prevailed, a majority of the members serving voting therefor.

By unanimous consent the House returned to the order of

### Third Reading of Bills

#### Senate Bill No. 264, 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.

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

#### Roll Call No. 255

#### Yeas—102

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

**Nays—0**

In The Chair: Kooiman

The question being on agreeing to the title of the bill,  
Rep. Ward moved to amend the title to read as follows:

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; and to provide for the disposition of fees and other income received by various agencies.

The motion prevailed.

The House agreed to the title as amended.

**Second Reading of Bills****Senate Bill No. 266, 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.

Was read a second time, and the question being on the adoption of the proposed substitute (H-1) previously recommended by the Committee on Appropriations,

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

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

The motion prevailed.

Rep. Ward moved that the bill be placed on its immediate passage.

The motion prevailed, a majority of the members serving voting therefor.

By unanimous consent the House returned to the order of

**Third Reading of Bills****Senate Bill No. 266, 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.

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

**Roll Call No. 256****Yeas—102**

Accavitti	Farrah	Lemmons, III	Robertson
Acciavatti	Gaffney	Lemmons, Jr.	Rocca
Adamini	Garfield	Lipsey	Sak
Amos	Gillard	Marleau	Schuitmaker
Anderson	Gleason	Mayes	Shaffer
Angerer	Gonzales	McConico	Sheen
Ball	Gosselin	McDowell	Sheltrown
Baxter	Green	Meyer	Smith, Alma
Bennett	Hansen	Miller	Smith, Virgil
Bieda	Hildenbrand	Moolenaar	Spade
Booher	Hood	Moore	Stahl
Brown	Hoogendyk	Mortimer	Stakoe
Byrnes	Hopgood	Murphy	Steil



Casperson	Huizenga	Newell	Stewart
Caswell	Hummel	Nitz	Vagnozzi
Caul	Hune	Nofs	Van Regenmorter
Clack	Hunter	Palmer	Vander Veen
Clemente	Jones	Palsrok	Walker
Cushingberry	Kahn	Pastor	Ward
DeRoche	Kehrl	Pavlov	Waters
Donigan	Kolb	Pearce	Wenke
Drolet	Kooiman	Phillips	Whitmer
Elsenheimer	LaJoy	Plakas	Williams
Emmons	Law, David	Polidori	Wojno
Espinoza	Law, Kathleen	Proos	Zelenko
Farhat	Leland		

### Nays—0

In The Chair: Kooiman

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

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

A bill to make appropriations for community and junior colleges for the fiscal year ending September 30, 2006; and to provide for the expenditure of the appropriations.

The motion prevailed.

The House agreed to the title as amended.

### Second Reading of Bills

#### Senate Bill No. 267, 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.

Was read a second time, and the question being on the adoption of the proposed substitute (H-1) previously recommended by the Committee on Appropriations,

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

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

The motion prevailed.

Rep. Ward moved that the bill be placed on its immediate passage.

The motion prevailed, a majority of the members serving voting therefor.

By unanimous consent the House returned to the order of

### Third Reading of Bills

#### Senate Bill No. 267, 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.

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

**Roll Call No. 257****Yeas—102**

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

**Nays—0**

In The Chair: Kooiman

The question being on agreeing to the title of the bill,  
Rep. Ward moved to amend the title to read as follows:

A bill to make appropriations for the department of community health for the fiscal year ending September 30, 2006; to provide for the expenditure of the appropriations; and to provide for the disposition of fees and other income received by the state agency.

The motion prevailed.

The House agreed to the title as amended.

**Second Reading of Bills****Senate Bill No. 268, 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.

Was read a second time, and the question being on the adoption of the proposed substitute (H-1) previously recommended by the Committee on Appropriations,

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

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

The motion prevailed.

Rep. Ward moved that the bill be placed on its immediate passage.

The motion prevailed, a majority of the members serving voting therefor.

By unanimous consent the House returned to the order of

**Third Reading of Bills**

**Senate Bill No. 268, 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.

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

**Roll Call No. 258**

**Yeas—102**

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

**Nays—0**

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

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

A bill to make appropriations for the department of corrections and certain state purposes related to adult corrections for the fiscal year ending September 30, 2006; to provide for the expenditure of the appropriations; and to provide for the disposition of fees and other income received by state agencies.

The motion prevailed.

The House agreed to the title as amended.

### Second Reading of Bills

#### Senate Bill No. 269, 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.

Was read a second time, and the question being on the adoption of the proposed substitute (H-1) previously recommended by the Committee on Appropriations,

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

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

The motion prevailed.

Rep. Hildenbrand moved that the bill be placed on its immediate passage.

The motion prevailed, a majority of the members serving voting therefor.

By unanimous consent the House returned to the order of

### Third Reading of Bills

#### Senate Bill No. 269, 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.

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

#### Roll Call No. 259

#### Yeas—102

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

Donigan	Kolb	Pearce	Wenke
Drolet	Kooiman	Phillips	Whitmer
Elsenheimer	LaJoy	Plakas	Williams
Emmons	Law, David	Polidori	Wojno
Espinoza	Law, Kathleen	Proos	Zelenko
Farhat	Leland		

### Nays—0

In The Chair: Kooiman

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

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

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; and to provide for the disposition of fees and other income received by the state agency.

The motion prevailed.

The House agreed to the title as amended.

### Second Reading of Bills

#### Senate Bill No. 270, 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.

Was read a second time, and the question being on the adoption of the proposed substitute (H-1) previously recommended by the Committee on Appropriations,

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

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

The motion prevailed.

Rep. Hildenbrand moved that the bill be placed on its immediate passage.

The motion prevailed, a majority of the members serving voting therefor.

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Rep. Sak moved that Rep. McConico be excused temporarily from today's session.

The motion prevailed.

By unanimous consent the House returned to the order of

### Third Reading of Bills

#### Senate Bill No. 270, 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.

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

**Roll Call No. 260****Yeas—101**

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

**Nays—0**

In The Chair: Kooiman

The question being on agreeing to the title of the bill,  
Rep. Ward moved to amend the title to read as follows:

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 the appropriations; and to provide for the disposition of fees and other income received by the various state agencies.

The motion prevailed.

The House agreed to the title as amended.

**Second Reading of Bills****Senate Bill No. 271, 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.

Was read a second time, and the question being on the adoption of the proposed substitute (H-1) previously recommended by the Committee on Appropriations,

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

Rep. Hildenbrand moved that the bill be placed on the order of Third Reading of Bills.  
The motion prevailed.

Rep. Hildenbrand moved that the bill be placed on its immediate passage.  
The motion prevailed, a majority of the members serving voting therefor.

By unanimous consent the House returned to the order of

**Third Reading of Bills**

**Senate Bill No. 271, entitled**

A bill to make appropriations for the department of human services 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.

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

**Roll Call No. 261**

**Yeas—102**

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

**Nays—0**

In The Chair: Kooiman

The question being on agreeing to the title of the bill,  
Rep. Ward moved to amend the title to read as follows:

A bill to make appropriations for the department of human services 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; and to provide for the disposition of fees and other income received by the state agency.

The motion prevailed.

The House agreed to the title as amended.

### Second Reading of Bills

#### Senate Bill No. 272, 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.

Was read a second time, and the question being on the adoption of the proposed substitute (H-1) previously recommended by the Committee on Appropriations,

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

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

The motion prevailed.

Rep. Hildenbrand moved that the bill be placed on its immediate passage.

The motion prevailed, a majority of the members serving voting therefor.

By unanimous consent the House returned to the order of

### Third Reading of Bills

#### Senate Bill No. 272, 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.

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

#### Roll Call No. 262

#### Yeas—102

Accavitti	Farrah	Lemmons, III	Robertson
Acciavatti	Gaffney	Lemmons, Jr.	Rocca
Adamini	Garfield	Lipsey	Sak
Amos	Gillard	Marleau	Schuitmaker
Anderson	Gleason	Mayes	Shaffer
Angerer	Gonzales	McConico	Sheen
Ball	Gosselin	McDowell	Sheltrown
Baxter	Green	Meyer	Smith, Alma
Bennett	Hansen	Miller	Smith, Virgil
Bieda	Hildenbrand	Moolenaar	Spade
Booher	Hood	Moore	Stahl
Brown	Hoogendyk	Mortimer	Stakoe
Byrnes	Hopgood	Murphy	Steil
Casperson	Huizenga	Newell	Stewart
Caswell	Hummel	Nitz	Vagnozzi
Caul	Hune	Nofs	Van Regenmorter
Clack	Hunter	Palmer	Vander Veen
Clemente	Jones	Palsrok	Walker
Cushingberry	Kahn	Pastor	Ward



DeRoche	Kehrl	Pavlov	Waters
Donigan	Kolb	Pearce	Wenke
Drolet	Kooiman	Phillips	Whitmer
Elsenheimer	LaJoy	Plakas	Williams
Emmons	Law, David	Polidori	Wojno
Espinoza	Law, Kathleen	Proos	Zelenko
Farhat	Leland		

**Nays—0**

In The Chair: Kooiman

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

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

A bill to make appropriations for the legislature, the executive, the department of attorney general, the department of state, the department of treasury, the department of management and budget, the department of civil service, the department of civil rights, and certain state purposes related thereto for the fiscal year ending September 30, 2006; to provide for the expenditure of the appropriations; to provide for the disposition of fees and other income received by the state agencies; and to declare the effect of this act.

The motion prevailed.

The House agreed to the title as amended.

**Second Reading of Bills****Senate Bill No. 273, 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.

Was read a second time, and the question being on the adoption of the proposed substitute (H-1) previously recommended by the Committee on Appropriations,

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

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

The motion prevailed.

Rep. Hildenbrand moved that the bill be placed on its immediate passage.

The motion prevailed, a majority of the members serving voting therefor.

By unanimous consent the House returned to the order of

**Third Reading of Bills****Senate Bill No. 273, 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.

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

**Roll Call No. 263****Yeas—102**

Accavitti	Farrah	Lemmons, III	Robertson
Acciavatti	Gaffney	Lemmons, Jr.	Rocca
Adamini	Garfield	Lipsey	Sak
Amos	Gillard	Marleau	Schuitmaker

Anderson	Gleason	Mayes	Shaffer
Angerer	Gonzales	McConico	Sheen
Ball	Gosselin	McDowell	Sheltrown
Baxter	Green	Meyer	Smith, Alma
Bennett	Hansen	Miller	Smith, Virgil
Bieda	Hildenbrand	Moolenaar	Spade
Booher	Hood	Moore	Stahl
Brown	Hoogendyk	Mortimer	Stakoe
Byrnes	Hopgood	Murphy	Steil
Casperson	Huizenga	Newell	Stewart
Caswell	Hummel	Nitz	Vagnozzi
Caul	Hune	Nofs	Van Regenmorter
Clack	Hunter	Palmer	Vander Veen
Clemente	Jones	Palsrok	Walker
Cushingberry	Kahn	Pastor	Ward
DeRoche	Kehrl	Pavlov	Waters
Donigan	Kolb	Pearce	Wenke
Drolet	Kooiman	Phillips	Whitmer
Elsenheimer	LaJoy	Plakas	Williams
Emmons	Law, David	Polidori	Wojno
Espinoza	Law, Kathleen	Proos	Zelenko
Farhat	Leland		

### Nays—0

In The Chair: Kooiman

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

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

A bill to make appropriations for the state institutions of higher education for the fiscal year ending September 30, 2006; and to provide for the expenditures of the appropriations.

The motion prevailed.

The House agreed to the title as amended.

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The Speaker Pro Tempore called Associate Speaker Pro Tempore Caswell to the Chair.

### Second Reading of Bills

#### Senate Bill No. 274, 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.

Was read a second time, and the question being on the adoption of the proposed substitute (H-1) previously recommended by the Committee on Appropriations,

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

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

The motion prevailed.

Rep. Hildenbrand moved that the bill be placed on its immediate passage.

The motion prevailed, a majority of the members serving voting therefor.

By unanimous consent the House returned to the order of

**Third Reading of Bills**

**Senate Bill No. 274, 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.

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

**Roll Call No. 264**

**Yeas—101**

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

**Nays—0**

In The Chair: Caswell

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

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

A bill to make appropriations for the department of history, arts, and libraries and certain other state purposes for the fiscal year ending September 30, 2006; to provide for the expenditure of the appropriations; and to provide for the disposition of fees and other income received by the state agencies.

The motion prevailed.

The House agreed to the title as amended.

### Second Reading of Bills

#### Senate Bill No. 275, 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.

Was read a second time, and the question being on the adoption of the proposed substitute (H-1) previously recommended by the Committee on Appropriations,

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

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

The motion prevailed.

Rep. Hildenbrand moved that the bill be placed on its immediate passage.

The motion prevailed, a majority of the members serving voting therefor.

By unanimous consent the House returned to the order of

### Third Reading of Bills

#### Senate Bill No. 275, 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.

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

#### Roll Call No. 265

#### Yeas—102

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

**Nays—0**

In The Chair: Caswell

**Second Reading of Bills****Senate Bill No. 276, 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.

Was read a second time, and the question being on the adoption of the proposed substitute (H-1) previously recommended by the Committee on Appropriations,

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

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

The motion prevailed.

Rep. Hildenbrand moved that the bill be placed on its immediate passage.

The motion prevailed, a majority of the members serving voting therefor.

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Rep. Sak moved that Rep. Gillard be excused temporarily from today's session.  
The motion prevailed.

By unanimous consent the House returned to the order of

**Third Reading of Bills****Senate Bill No. 276, 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.

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

**Roll Call No. 266****Yeas—101**

Accavitti	Farrah	Lemmons, III	Robertson
Acciavatti	Gaffney	Lemmons, Jr.	Rocca
Adamini	Garfield	Lipsey	Sak
Amos	Gleason	Marleau	Schuitmaker
Anderson	Gonzales	Mayes	Shaffer
Angerer	Gosselin	McConico	Sheen
Ball	Green	McDowell	Sheltrown
Baxter	Hansen	Meyer	Smith, Alma
Bennett	Hildenbrand	Miller	Smith, Virgil
Bieda	Hood	Moolenaar	Spade
Booher	Hoogendyk	Moore	Stahl
Brown	Hopgood	Mortimer	Stakoe
Byrnes	Huizenga	Murphy	Steil
Casperson	Hummel	Newell	Stewart

Caswell	Hune	Nitz	Vagnozzi
Caul	Hunter	Nofs	Van Regenmorter
Clack	Jones	Palmer	Vander Veen
Clemente	Kahn	Palsrok	Walker
Cushingberry	Kehrl	Pastor	Ward
DeRoche	Kolb	Pavlov	Waters
Donigan	Kooiman	Pearce	Wenke
Drolet	LaJoy	Phillips	Whitmer
Elsenheimer	Law, David	Plakas	Williams
Emmons	Law, Kathleen	Polidori	Wojno
Espinoza	Leland	Proos	Zelenko
Farhat			

**Nays—0**

In The Chair: Caswell

The question being on agreeing to the title of the bill,  
Rep. Ward moved to amend the title to read as follows:

A bill to make appropriations for the department of labor and economic growth and certain other state purposes for the fiscal year ending September 30, 2006; to provide for the expenditure of the appropriations; and to provide for the disposition of fees and other income received by the state agencies.

The motion prevailed.

The House agreed to the title as amended.

### **Second Reading of Bills**

#### **Senate Bill No. 277, 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.

Was read a second time, and the question being on the adoption of the proposed substitute (H-1) previously recommended by the Committee on Appropriations,

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

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

The motion prevailed.

Rep. Hildenbrand moved that the bill be placed on its immediate passage.

The motion prevailed, a majority of the members serving voting therefor.

By unanimous consent the House returned to the order of

### **Third Reading of Bills**

#### **Senate Bill No. 277, 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.

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

**Roll Call No. 267****Yeas—101**

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

**Nays—0**

In The Chair: Caswell

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

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

A bill to make appropriations for the department of military affairs and certain other state purposes for the fiscal year ending September 30, 2006; to provide for the expenditure of the appropriations; and to provide for the disposition of fees and other income received by the various state agencies.

The motion prevailed.

The House agreed to the title as amended.

**Second Reading of Bills****Senate Bill No. 278, 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.

Was read a second time, and the question being on the adoption of the proposed substitute (H-1) previously recommended by the Committee on Appropriations,

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

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

The motion prevailed.

Rep. Hildenbrand moved that the bill be placed on its immediate passage.

The motion prevailed, a majority of the members serving voting therefor.

By unanimous consent the House returned to the order of

**Third Reading of Bills**

**Senate Bill No. 278, 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.

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

**Roll Call No. 268**

**Yeas—101**

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

**Nays—0**

In The Chair: Caswell

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

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

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 the appropriations; and to provide for the disposition of fees and other income received by the various state agencies.

The motion prevailed.

The House agreed to the title as amended.



### Second Reading of Bills

#### Senate Bill No. 280, 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.

Was read a second time, and the question being on the adoption of the proposed substitute (H-1) previously recommended by the Committee on Appropriations,

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

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

The motion prevailed.

Rep. Hildenbrand moved that the bill be placed on its immediate passage.

The motion prevailed, a majority of the members serving voting therefor.

By unanimous consent the House returned to the order of

### Third Reading of Bills

#### Senate Bill No. 280, 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.

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

#### Roll Call No. 269

#### Yeas—106

Accavitti	Espinoza	Lemmons, III	Robertson
Acciavatti	Farhat	Lemmons, Jr.	Rocca
Adamini	Farrah	Lipsey	Sak
Amos	Gaffney	Marleau	Schuitmaker
Anderson	Garfield	Mayes	Shaffer
Angerer	Gleason	McConico	Sheen
Ball	Gonzales	McDowell	Sheltrown
Baxter	Gosselin	Meisner	Smith, Alma
Bennett	Green	Meyer	Smith, Virgil
Bieda	Hansen	Miller	Spade
Booher	Hildenbrand	Moolenaar	Stahl
Brown	Hood	Moore	Stakoe
Byrnes	Hoogendyk	Mortimer	Steil
Byrum	Hopgood	Murphy	Stewart
Casperson	Huizenga	Newell	Tobocman
Caswell	Hummel	Nitz	Vagnozzi
Caul	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
Dillon	Kooiman	Phillips	Whitmer
Donigan	LaJoy	Plakas	Williams
Drolet	Law, David	Polidori	Wojno
Elsenheimer	Law, Kathleen	Proos	Zelenko
Emmons	Leland		

**Nays—0**

In The Chair: Caswell

The question being on agreeing to the title of the bill,  
Rep. Ward moved to amend the title to read as follows:

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 the appropriations; and to provide for the disposition of fees and other income received by the various state agencies.

The motion prevailed.

The House agreed to the title as amended.

**Second Reading of Bills****Senate Bill No. 281, 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.

Was read a second time, and the question being on the adoption of the proposed substitute (H-1) previously recommended by the Committee on Appropriations,

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

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

The motion prevailed.

Rep. Ward moved that the bill be placed on its immediate passage.

The motion prevailed, a majority of the members serving voting therefor.

By unanimous consent the House returned to the order of

**Third Reading of Bills****Senate Bill No. 281, 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.

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

**Roll Call No. 270****Yeas—106**

Accavitti	Espinoza	Lemmons, III	Robertson
Acciavatti	Farhat	Lemmons, Jr.	Rocca
Adamini	Farrah	Lipsey	Sak
Amos	Gaffney	Marleau	Schuitmaker
Anderson	Garfield	Mayer	Shaffer
Angerer	Gleason	McConico	Sheen
Ball	Gonzales	McDowell	Sheltrown
Baxter	Gosselin	Meisner	Smith, Alma
Bennett	Green	Meyer	Smith, Virgil
Bieda	Hansen	Miller	Spade
Booher	Hildenbrand	Moolenaar	Stahl

Brown	Hood	Moore	Stakoe
Byrnes	Hoogendyk	Mortimer	Steil
Byrum	Hopgood	Murphy	Stewart
Casperson	Huizenga	Newell	Tobocman
Caswell	Hummel	Nitz	Vagnozzi
Caul	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
Dillon	Kooiman	Phillips	Whitmer
Donigan	LaJoy	Plakas	Williams
Drolet	Law, David	Polidori	Wojno
Elsenheimer	Law, Kathleen	Proos	Zelenko
Emmons	Leland		

### Nays—0

In The Chair: Caswell

The question being on agreeing to the title of the bill,  
Rep. Ward moved to amend the title to read as follows:

A bill to make appropriations for the state transportation department and certain state purposes from the funds designated in this act for the fiscal year ending September 30, 2006; and to provide for the expenditure of the appropriations.

The motion prevailed.

The House agreed to the title as amended.

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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 Health Policy, by Rep. Gaffney, Chair, reported  
**House Bill No. 4938, entitled**

A bill to amend 1953 PA 181, entitled "An act relative to investigations in certain instances of the causes of death within this state due to violence, negligence or other act or omission of a criminal nature or to protect public health; to provide for the taking of statements from injured persons under certain circumstances; to abolish the office of coroner and to create the office of county medical examiner in certain counties; to prescribe the powers and duties of county medical examiners; to prescribe penalties for violations of the provisions of this act; and to prescribe a referendum thereon," (MCL 52.201 to 52.216) by adding section 9.

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. Gaffney, Robertson, Vander Veen, Hune, Ward, Ball, Green, Mortimer, Wojno, McDowell, Murphy, Gleason and Angerer

Nays: None

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

**House Bill No. 4996, entitled**

A bill to amend 1978 PA 368, entitled "Public health code," by amending section 16625 (MCL 333.16625), as amended by 1991 PA 58.

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. Gaffney, Robertson, Vander Veen, Hune, Ball, Green, Mortimer, Wojno, McDowell, Murphy, Gleason and Angerer

Nays: None

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

**Senate Bill No. 335, entitled**

A bill to amend 1973 PA 116, entitled "An act to provide for the protection of children through the licensing and regulation of child care organizations; to provide for the establishment of standards of care for child care organizations; to prescribe powers and duties of certain departments of this state and adoption facilitators; to provide penalties; and to repeal acts and parts of acts," (MCL 722.111 to 722.128) by adding section 17a.

With the recommendation that the substitute (H-1) be adopted and that the bill then pass.

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

Favorable Roll Call

To Report Out:

Yeas: Reps. Gaffney, Robertson, Vander Veen, Hune, Ward, Ball, Mortimer, Adamini, Wojno, McDowell and Angerer

Nays: None

COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Tuesday, June 28, 2005

Present: Reps. Gaffney, Newell, Robertson, Vander Veen, Hune, Ward, Nofs, Ball, Green, Mortimer, Adamini, Wojno, McDowell, Murphy, Gleason and Angerer

Absent: Rep. Kahn

Excused: Rep. Kahn

The Committee on Judiciary, by Rep. Van Regenmorter, Chair, reported

**House Bill No. 4934, entitled**

A bill to amend 1994 PA 295, entitled "Sex offenders registration act," by amending sections 5 and 9 (MCL 28.725 and 28.729), section 5 as amended by 2004 PA 240 and section 9 as amended by 2004 PA 237.

With the recommendation that the substitute (H-1) be adopted and that the bill then pass.

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

Favorable Roll Call

To Report Out:

Yeas: Reps. Van Regenmorter, Schuitmaker, Newell, Nofs, Stakoe, Jones, David Law, Rocca, Lipsey, Condino and Adamini

Nays: None

The Committee on Judiciary, by Rep. Van Regenmorter, Chair, reported

**House Bill No. 4935, entitled**

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending section 11b of chapter XVII (MCL 777.11b), as amended by 2004 PA 150.

With the recommendation that the substitute (H-1) be adopted and that the bill then pass.

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

Favorable Roll Call

To Report Out:

Yeas: Reps. Van Regenmorter, Schuitmaker, Newell, Nofs, Stakoe, Jones, David Law, Rocca, Lipsey, Condino and Adamini

Nays: None

The Committee on Judiciary, by Rep. Van Regenmorter, Chair, reported

**House Bill No. 4936, entitled**

A bill to amend 1973 PA 116, entitled "An act to provide for the protection of children through the licensing and regulation of child care organizations; to provide for the establishment of standards of care for child care organizations; to prescribe powers and duties of certain departments of this state and adoption facilitators; to provide penalties; and to repeal acts and parts of acts," by amending section 5 (MCL 722.115), as amended by 2004 PA 315, and by adding sections 5c, 5d, and 5e.

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. Van Regenmorter, Schuitmaker, Newell, Nofs, Stakoe, Jones, David Law, Rocca, Lipsey, Condino and Adamini

Nays: None

The Committee on Judiciary, by Rep. Van Regenmorter, Chair, reported

**House Bill No. 4937, entitled**

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," (MCL 760.1 to 777.69) by adding section 27a to chapter VIII.

With the recommendation that the substitute (H-1) be adopted and that the bill then pass.

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

Favorable Roll Call

To Report Out:

Yeas: Reps. Van Regenmorter, Schuitmaker, Newell, Nofs, Stakoe, Jones, David Law, Rocca, Lipsey, Condino and Adamini

Nays: None

The Committee on Judiciary, by Rep. Van Regenmorter, Chair, reported

**House Bill No. 4957, entitled**

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending section 16t of chapter XVII (MCL 777.16t), as amended by 2004 PA 112.

With the recommendation that the substitute (H-1) be adopted and that the bill then pass.

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

## Favorable Roll Call

## To Report Out:

Yeas: Reps. Van Regenmorter, Schuitmaker, Newell, Nofs, Stakoe, Jones, David Law, Rocca, Lipsey, Condino and Adamini

Nays: None

The Committee on Judiciary, by Rep. Van Regenmorter, Chair, reported

**House Bill No. 4958, entitled**

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending section 15g of chapter XVII (MCL 777.15g), as added by 2002 PA 206.

With the recommendation that the substitute (H-1) be adopted and that the bill then pass.

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

## Favorable Roll Call

## To Report Out:

Yeas: Reps. Van Regenmorter, Schuitmaker, Newell, Nofs, Stakoe, Jones, David Law, Rocca, Lipsey, Condino, Adamini and Virgil Smith

Nays: None

The Committee on Judiciary, by Rep. Van Regenmorter, Chair, reported

**Senate Bill No. 130, entitled**

A bill to require persons convicted of certain offenses to disclose those offenses before coaching youth; and to provide penalties.

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. Van Regenmorter, Schuitmaker, Newell, Nofs, Stakoe, Jones, David Law, Rocca, Lipsey, Condino and Adamini

Nays: None

## COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Tuesday, June 28, 2005

Present: Reps. Van Regenmorter, Schuitmaker, Newell, Nofs, Stakoe, Jones, David Law, Rocca, Lipsey, Condino, Adamini and Virgil Smith

Absent: Reps. Elsenheimer, McConico and Bieda

Excused: Reps. Elsenheimer, McConico and Bieda

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

**House Bill No. 4706, entitled**

A bill to amend 1998 PA 58, entitled "Michigan liquor control code of 1998," by amending section 916 (MCL 436.1916).

With the recommendation that the substitute (H-3) 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. Rocca, Jones, Gaffney, Palsrok, Wojno, McDowell and Virgil Smith

Nays: None

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

**House Bill No. 4959, entitled**

A bill to amend 1998 PA 58, entitled "Michigan liquor control code of 1998," by amending sections 113, 203, and 607 (MCL 436.1113, 436.1203, and 436.1607), section 203 as amended by 2000 PA 289.

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. Rocca, Jones, Van Regenmorter, Gaffney and Virgil Smith

Nays: Rep. Palsrok

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

**Senate Bill No. 306, entitled**

A bill to authorize the department of management and budget to convey certain parcels of state owned property in Eaton county; to prescribe conditions for the conveyances; to provide for certain powers and duties of the department of management and budget in implementing those conveyances; to provide for disposition of revenue derived from the conveyances; and to repeal acts and parts of acts.

With the recommendation that the substitute (H-1) be adopted and that the bill then pass.

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

## Favorable Roll Call

## To Report Out:

Yeas: Reps. Rocca, Jones, Gaffney, Palsrok, Wojno, McDowell and Virgil Smith

Nays: None

## COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Tuesday, June 28, 2005

Present: Reps. Rocca, Jones, Van Regenmorter, Gaffney, Palsrok, Wojno, McDowell and Virgil Smith

Absent: Rep. Lemmons, III

Excused: Rep. Lemmons, III

**Notices**

I hereby give notice that on the next legislative session day I will move to reconsider the vote by which the House passed **Senate Bill No. 522**.

Rep. Ward

I hereby give notice that on the next legislative session day I will move to reconsider the vote by which the House passed **Senate Bill No. 551**.

Rep. Ward

I hereby give notice that on the next legislative session day I will move to discharge the Committee on Employment Relations, Training, and Safety from further consideration of **House Bill No. 4514.**

Rep. Condino

I hereby give notice that on the next legislative session day I will move to discharge the Committee on Employment Relations, Training, and Safety from further consideration of **House Bill No. 4515.**

Rep. Meisner

I hereby give notice that on the next legislative session day I will move to discharge the Committee on Employment Relations, Training, and Safety from further consideration of **House Bill No. 4516.**

Rep. Cheeks

I hereby give notice that on the next legislative session day I will move to discharge the Committee on Employment Relations, Training, and Safety from further consideration of **House Bill No. 4517.**

Rep. Miller

I hereby give notice that on the next legislative session day I will move to discharge the Committee on Employment Relations, Training, and Safety from further consideration of **House Bill No. 4518.**

Rep. Gonzales

I hereby give notice that on the next legislative session day I will move to discharge the Committee on Employment Relations, Training, and Safety from further consideration of **House Bill No. 4519.**

Rep. Gleason

I hereby give notice that on the next legislative session day I will move to discharge the Committee on Local Government and Urban Policy from further consideration of **House Bill No. 4546.**

Rep. Ward

I hereby give notice that on the next legislative session day I will move to discharge the Committee on Tax Policy from further consideration of **House Bill No. 4804.**

Rep. Ward

I hereby give notice that on the next legislative session day I will move to discharge the Committee on Tax Policy from further consideration of **House Bill No. 4808.**

Rep. Ward

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Rep. Kahn moved that the House adjourn.  
The motion prevailed, the time being 7:00 p.m.

The Speaker Pro Tempore declared the House adjourned until Wednesday, June 29, at 1:00 p.m.

GARY L. RANDALL  
Clerk of the House of Representatives