

**No. 18**  
**STATE OF MICHIGAN**  
**JOURNAL**  
**OF THE**  
**House of Representatives**  
**93rd Legislature**  
**REGULAR SESSION OF 2005**

---

---

House Chamber, Lansing, Tuesday, March 8, 2005.

1:00 p.m.

The House was called to order by the Speaker.

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

Accavitti—present	Emmons—present	Leland—present	Robertson—present
Acciavatti—present	Espinoza—present	Lemmons, III—excused	Rocca—present
Adamini—excused	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—present	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—excused	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—excused	Kehrl—present	Pearce—present	Wenke—present
DeRoche—present	Kolb—present	Phillips—present	Whitmer—present
Dillon—present	Kooiman—present	Plakas—present	Williams—excused
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. Bruce Caswell, from the 58th District, offered the following invocation:

“Dear God, help us to remember in our actions here on earth the following words: ‘When at last our weary feet shall have reached the end of their toilsome journey. And from our nerveless grasp shall forever drop the working tools of life. May it be our lot to hear from Him who sitteth in heaven and reigns supreme, the welcome words—well done.’ Amen.”

---

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

Rep. Sak moved that Reps. Cushingberry, Lemmons, III and Williams be excused from today’s session. The motion prevailed.

Rep. Sak moved that Reps. Adamini and Murphy be excused from this week’s session. The motion prevailed.

### Introduction of Bills

Reps. Spade, Sheltroun, Polidori and Vagnozzi introduced

**House Bill No. 4458, entitled**

A bill to make, supplement, and adjust appropriations for the department of labor and economic growth for the fiscal year ending September 30, 2005; to provide for the expenditure of the appropriations; and to prescribe certain conditions for the appropriations.

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

Reps. Accavitti, Wojno, Byrnes, Ward, Condino, Hune, Casperson, Miller, Anderson, Tobocman, Vagnozzi, Gillard, Farrah, Leland, Phillips, Donigan, Plakas, Kehrl, Sak, Stahl, Stewart, Lipsey and Hopgood introduced

**House Bill No. 4459, entitled**

A bill to establish and protect the rights of manufactured home park tenants; to prescribe the powers and duties of certain agencies and departments; and to provide remedies and penalties.

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

Reps. Van Regenmorter, Kahn, Taub and Caswell introduced

**House Bill No. 4460, entitled**

A bill to amend 1941 PA 207, entitled “Fire prevention code,” by amending the title and section 19 (MCL 29.19), the title as amended by 1984 PA 314 and section 19 as amended by 1998 PA 45.

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

Reps. Donigan, Tobocman, Phillips, Lipsey, Kolb, Gleason, Plakas, Brandenburg, Byrnes, Leland, Zelenko and Vagnozzi introduced

**House Bill No. 4461, entitled**

A bill to amend 1984 PA 431, entitled “The management and budget act,” (MCL 18.1101 to 18.1594) by adding section 261d.

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

Reps. Espinoza, Mayes, Sak, Plakas, Alma Smith, Phillips and McDowell introduced

**House Bill No. 4462, entitled**

A bill to amend 1855 PA 105, entitled “An act to regulate the disposition of the surplus funds in the state treasury; to provide for the deposit of surplus funds in certain financial institutions; to lend surplus funds pursuant to loan agreements secured by certain commercial, agricultural, or industrial real and personal property; to authorize the loan

of surplus funds to certain municipalities; to authorize the participation in certain loan programs; to authorize an appropriation; and to prescribe the duties of certain state agencies,” by amending section 2e (MCL 21.142e), as amended by 2004 PA 342.

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

Reps. Kehrl, Spade, Polidori, Vagnozzi, Accavitti, Leland, Alma Smith, Espinoza, McDowell, Condino, Lipsey, Gillard, Brown, Adamini, Whitmer, Gleason, Sak, Waters, Plakas, Miller, Hopgood, Farrah, Tobocman, Clack and Kathleen Law introduced

**House Bill No. 4463, entitled**

A bill to amend 1936 (Ex Sess) PA 1, entitled “Michigan employment security act,” by amending section 27 (MCL 421.27), as amended by 2002 PA 192.

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

Reps. Brandenburg, Bieda, Acciavatti and Wojno introduced

**House Bill No. 4464, entitled**

A bill to amend 1982 PA 325, entitled “An act to authorize county sheriffs to declare a county jail overcrowding state of emergency; to prescribe the powers and duties of certain judges, county sheriffs, and other county officials; and to provide remedies for a county jail overcrowding state of emergency,” by amending section 5 (MCL 801.55).

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

Reps. Steil, Espinoza, Shaffer, Taub, Bieda, Pavlov, Green, Sheen and Anderson introduced

**House Bill No. 4465, entitled**

A bill to amend 1994 PA 451, entitled “Natural resources and environmental protection act,” (MCL 324.101 to 324.90106) by adding section 40111b.

The bill was read a first time by its title and referred to the Committee on Conservation, Forestry, and Outdoor Recreation.

Reps. Condino, Vagnozzi, Meisner, Kathleen Law, Bieda, Donigan, Alma Smith, Kolb, Tobocman, Lemmons, III and Zelenko introduced

**House Bill No. 4466, entitled**

A bill to amend 1893 PA 206, entitled “The general property tax act,” by amending section 34d (MCL 211.34d), as amended by 1996 PA 476.

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

Reps. Condino, Bieda, Anderson, Tobocman, Alma Smith, Lemmons, III, Zelenko and Wenke introduced

**House Bill No. 4467, entitled**

A bill to amend 1961 PA 236, entitled “Revised judicature act of 1961,” by amending section 5851 (MCL 600.5851), as amended by 1993 PA 283.

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

Reps. Stahl, Sheen, Mortimer, Taub, Cheeks, Palmer, Garfield, Pastor, Hummel, Gosselin, Hoogendyk, Baxter, Newell, Hune, Robertson, Gaffney, Hildenbrand, Shaffer, Proos and Schuitmaker introduced

**House Bill No. 4468, entitled**

A bill to amend 1893 PA 206, entitled “The general property tax act,” by amending section 34c (MCL 211.34c), as amended by 2002 PA 620.

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

Reps. Gleason and LaJoy introduced

**House Bill No. 4469, entitled**

A bill to amend 1978 PA 368, entitled “Public health code,” by amending section 10104 (MCL 333.10104), as amended by 2003 PA 62.

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

Reps. LaJoy and Gleason introduced

**House Bill No. 4470, entitled**

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending sections 303, 307, and 812 (MCL 257.303, 257.307, and 257.812), sections 303 and 812 as amended by 2004 PA 362 and section 307 as amended by 2004 PA 502.

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

Rep. Stewart introduced

**House Bill No. 4471, entitled**

A bill to amend 1954 PA 116, entitled "Michigan election law," by amending sections 4, 309, 312, 642, and 863 (MCL 168.4, 168.309, 168.312, 168.642, and 168.863), sections 4 and 863 as amended and section 312 as added by 2003 PA 302, section 309 as added by 2004 PA 288, and section 642 as amended by 2004 PA 292, and by adding section 301a.

The bill was read a first time by its title and referred to the Committee on House Oversight, Elections, and Ethics.

Reps. Baxter, Kahn, Robertson, Gosselin, Hildenbrand, Nitz, Vander Veen, Stahl, Hummel, Sheen, Wenke, Emmons and Marleau introduced

**House Bill No. 4472, entitled**

A bill to amend 1961 PA 236, entitled "Revised judicature act of 1961," by amending section 2421c (MCL 600.2421c), as added by 1984 PA 197.

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

Rep. Ward introduced

**House Bill No. 4473, entitled**

A bill to amend 1917 PA 167, entitled "Housing law of Michigan," by amending sections 1 and 126 (MCL 125.401 and 125.526), section 126 as amended by 2000 PA 479.

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

By unanimous consent the House returned to the order of

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

The Clerk announced that the following bills had been printed and placed upon the files of the members on Friday, March 4:

<b>House Bill Nos.</b>	<b>4443</b>	<b>4444</b>	<b>4445</b>	<b>4446</b>	<b>4447</b>	<b>4448</b>	<b>4449</b>	<b>4450</b>	<b>4451</b>	<b>4452</b>	<b>4453</b>	<b>4454</b>	<b>4455</b>	<b>4456</b>
	<b>4457</b>													
<b>Senate Bill Nos.</b>	<b>263</b>	<b>264</b>	<b>265</b>	<b>266</b>	<b>267</b>	<b>268</b>	<b>269</b>	<b>270</b>	<b>271</b>	<b>272</b>	<b>273</b>	<b>274</b>	<b>275</b>	<b>276</b>
	<b>277</b>	<b>278</b>	<b>279</b>	<b>280</b>	<b>281</b>	<b>282</b>	<b>283</b>	<b>284</b>	<b>285</b>	<b>286</b>	<b>287</b>			

The Speaker Pro Tempore assumed the Chair.

By unanimous consent the House returned to the order of

**Second Reading of Bills**

**Senate Bill No. 137, entitled**

A bill to amend 1972 PA 295, entitled "Forensic polygraph examiners act," by amending section 10 (MCL 338.1710).

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

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. Hunter moved that Rep. Hood be excused temporarily from today's session.  
The motion prevailed.

By unanimous consent the House returned to the order of  
**Third Reading of Bills**

**House Bill No. 4100, entitled**

A bill to amend 1846 RS 2, entitled "Of the legislature," by amending section 4 (MCL 4.84).

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

**Roll Call No. 23**

**Yeas—104**

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

**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 1846 RS 2, entitled "Of the legislature," by amending section 4 (MCL 4.84); and to repeal acts and parts of acts.

The motion prevailed.

The House agreed to the title as amended.

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

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

Reps. Accavitti, Anderson, Ball, Bennett, Brandenburg, Brown, Caul, Cheeks, Clack, Condino, Dillon, Donigan, Farrah, Gillard, Hune, Hunter, Kehrl, Kolb, Kooiman, Leland, Lipsey, Mayes, McConico, McDowell, Meyer, Miller, Moolenaar, Pearce, Sak, Sheltrown, Alma Smith, Spade, Stahl, Stewart, Vagnozzi, Ward and Zelenko were named co-sponsors of the bill.

**House Bill No. 4413, entitled**

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending section 16 (MCL 770.16), as added by 2000 PA 402.

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

**Roll Call No. 24****Yeas—105**

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

**Nays—0**

In The Chair: Kooiman

The House agreed to the title of the bill.

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

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

Reps. Accavitti, Acciavatti, Anderson, Ball, Baxter, Bennett, Booher, Brown, Byrnes, Caul, Cheeks, Clemente, Dillon, Drolet, Elsenheimer, Espinoza, Farhat, Farrah, Garfield, Gillard, Gleason, Gonzales, Hansen, Hopgood, Huizenga, Hunter, Jones, Kahn, Kehrl, Kolb, Kooiman, David Law, Marleau, Mayes, McConico, McDowell, Meyer, Miller, Mortimer, Nitz, Palsrok, Pearce, Phillips, Proos, Alma Smith, Virgil Smith, Stahl, Stewart, Taub, Tobocman, Ward and Wenke were named co-sponsors of the bill.

---

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

**Motions and Resolutions**

Reps. Jones, Bieda, Caswell, Caul, Elsenheimer, Garfield, Gonzales, Lemmons, Jr., Mayes, Meyer, Palmer, Spade, Vagnozzi, Wojno, Acciavatti, Anderson, Angerer, Baxter, Booher, Brandenburg, Brown, Byrum, Emmons, Farrah, Gillard, Gleason, Gosselin, Hansen, Hildenbrand, Hopgood, LaJoy, Leland, Mortimer, Palsrok, Pearce, Polidori, Sak, Stahl, Steil, Stewart, Taub, Tobocman and Zelenko offered the following resolution:

**House Resolution No. 32.**

A resolution commemorating May 2005 as Motorcycle Safety Awareness Month in the state of Michigan.

Whereas, It is most appropriate to join with motorcyclists throughout the state of Michigan in commemorating May 2005 as Motorcycle Safety Awareness Month. This worthwhile observance provides all Michigan motorists with an opportunity to rededicate themselves to the highest standards of highway safety; and

Whereas, The coming of spring marks the return of motorcycle enthusiasts to our state's highways. Statewide, motorcyclists have been at the forefront of efforts to promote the wise and sensible use of this most enjoyable mode of travel. Indeed, the disproportionate number of motorcycle fatalities makes it vitally important to encourage motorcyclists to understand and practice the highest degree of safety, as well as to remind other drivers that highway safety is a two-way street; and

Whereas, Motorcycle Safety Awareness Month encourages motorcycle operators to wear the proper protective riding apparel, to keep their motorcycles in good operating condition, to adhere to the laws of the road, and to adopt the driving techniques which provide an extra measure of safety. In addition, car and truck drivers are made aware of the seasonal return of motorcyclists and are urged to be particularly alert and careful when approaching or overtaking a motorcycle on the highway. It is truly a pleasure to take this opportunity to once again remind all of those who share our highways that safety is every drivers responsibility; now, therefore, be it

Resolved by the House of Representatives, That the members of this legislative body commemorate May 2005 as Motorcycle Safety Awareness Month in the state of Michigan. All of Michigan's citizens are urged to recognize the different type and size of vehicles on our highways and develop a caring attitude toward sharing the road, thus making the roads of our Great Lakes State safer for all of us.

Pending the reference of the resolution to a committee,

Rep. Ward moved that Rule 77 be suspended and the resolution be considered at this time.

The motion prevailed, 3/5 of the members present voting therefor.

The question being on the adoption of the resolution,

The resolution was adopted.

**Reports of Standing Committees**

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

**House Bill No. 4325, entitled**

A bill to amend 1978 PA 368, entitled "Public health code," by amending sections 17001 and 17501 (MCL 333.17001 and 333.17501), section 17001 as amended by 1990 PA 248 and section 17501 as amended by 1990 PA 247, and by adding sections 17018 and 17518.

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, Newell, Robertson, Hune, Ward, Nofs, Green, Kahn, Mortimer, Wojno, Gleason and Angerer

Nays: Reps. Vander Veen, Ball and McDowell

**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, March 8, 2005

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

Absent: Reps. Adamini and Murphy

Excused: Reps. Adamini and Murphy

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

**Senate Bill No. 234, entitled**

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending sections 676a and 907 (MCL 257.676a and 257.907), section 676a as amended by 1999 PA 46 and section 907 as amended by 2004 PA 493.

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. LaJoy, David Law, Gosselin, Meyer, Casperson, Nitz, Moore, Pavlov, Pearce, Anderson, Byrnes, Kathleen Law, Hood, Gleason and Leland

Nays: None

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

**House Resolution No. 31.**

A resolution to memorialize Congress to enact highway reauthorization legislation with a level of funding that closes the gap between federal fuel tax dollars paid by Michigan motorists and dollars received to address Michigan's transportation needs.

(For text of resolution, see House Journal No. 17, p. 248.)

With the recommendation that the resolution be adopted.

The resolution was laid over one day under the rules.

Favorable Roll Call

To Report Out:

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

Nays: None

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

**House Concurrent Resolution No. 4.**

A resolution to memorialize Congress to enact highway reauthorization legislation with a level of funding that closes the gap between federal fuel tax dollars paid by Michigan motorists and dollars received to address Michigan's transportation needs.

(For text of concurrent resolution, see House Journal No. 17, p. 248.)

With the recommendation that the concurrent resolution be adopted.

The concurrent resolution was laid over one day under the rules.

Favorable Roll Call

To Report Out:

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

Nays: None

COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Tuesday, March 8, 2005

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

Absent: Reps. Wenke and Murphy

Excused: Reps. Wenke and Murphy



The Committee on Veterans Affairs and Homeland Security, by Rep. Garfield, Chair, reported  
**House Bill No. 4001, entitled**

A bill to establish an undergraduate tuition waiver program for children of certain deceased or disabled members of the armed forces of the United States; to provide for the administration of the tuition waiver program; to prescribe certain powers and duties of certain state officers, agencies, and departments; and to repeal acts and parts of acts.

Without amendment and with the recommendation that the bill pass.

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

Favorable Roll Call

To Report Out:

Yeas: Reps. Garfield, Moore, Mortimer, Pavlov, Rocca, Espinoza, Sheltroun, Spade and Polidori

Nays: None

The Committee on Veterans Affairs and Homeland Security, by Rep. Garfield, Chair, reported  
**House Bill No. 4002, entitled**

A bill to amend 1946 (1st Ex Sess) PA 9, entitled "An act to create the Michigan veterans' trust fund, and to define who shall be eligible to receive assistance therefrom; to provide for the disbursement of the income thereof and surplus therein; to create a board of trustees, and to prescribe its powers and duties; to provide for county and district committees, and their powers, duties, and expenses; to prescribe penalties; and to make appropriations to carry out the provisions of this act," by repealing sections 1a, 1b, 1c, 1e, and 1f (MCL 35.601a, 35.601b, 35.601c, 35.601e, and 35.601f).

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. Garfield, Moore, Mortimer, Pavlov, Rocca, Espinoza, Sheltroun, Spade and Polidori

Nays: None

The Committee on Veterans Affairs and Homeland Security, by Rep. Garfield, Chair, reported  
**House Bill No. 4272, entitled**

A bill to amend 1915 PA 63, entitled "An act to provide for the furnishing of suitable flag holders and United States flags for the graves of veterans who served in the armed forces of the United States for the marking and designation of the graves for memorial purposes; and to provide a penalty for the removal or destruction of the flag holders and United States flags when placed," by amending section 1 (MCL 35.831), as amended by 1988 PA 263.

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. Garfield, Moore, Mortimer, Pavlov, Rocca, Espinoza, Sheltroun, Spade and Polidori

Nays: None

The Committee on Veterans Affairs and Homeland Security, by Rep. Garfield, Chair, reported  
**House Bill No. 4273, entitled**

A bill to amend 1915 PA 63, entitled "An act to provide for the furnishing of suitable flag holders and United States flags for the graves of veterans who served in the armed forces of the United States for the marking and designation of the graves for memorial purposes; and to provide a penalty for the removal or destruction of the flag holders and United States flags when placed," by amending section 1 (MCL 35.831), as amended by 1988 PA 263.

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. Garfield, Moore, Mortimer, Pavlov, Rocca, Espinoza, Sheltroun, Spade and Polidori

Nays: None

The Committee on Veterans Affairs and Homeland Security, by Rep. Garfield, Chair, reported

**House Bill No. 4438, entitled**

A bill to amend 1915 PA 63, entitled "An act to provide for the furnishing of suitable flag holders and United States flags for the graves of veterans who served in the armed forces of the United States for the marking and designation of the graves for memorial purposes; and to provide a penalty for the removal or destruction of the flag holders and United States flags when placed," by amending section 1 (MCL 35.831), as amended by 1988 PA 263.

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. Garfield, Moore, Mortimer, Pavlov, Rocca, Espinoza, Sheltroun, Spade and Polidori

Nays: None

## COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Garfield, Chair, of the Committee on Veterans Affairs and Homeland Security, was received and read:

Meeting held on: Tuesday, March 8, 2005

Present: Reps. Garfield, Moore, Mortimer, Pavlov, Rocca, Espinoza, Sheltroun, Spade and Polidori

The Committee on Employment Relations, Training, and Safety, by Rep. Gosselin, Chair, reported

**House Bill No. 4414, entitled**

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

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

1. Amend page 6, line 15, by striking out the balance of enacting section 2 and inserting:

"(a) Senate Bill No. 171.

(b) Senate Bill No. 174.

(c) House Bill No. 4415."

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

## Favorable Roll Call

## To Report Out:

Yeas: Reps. Gosselin, Marleau, Drolet, LaJoy, Bieda, Farrah and Hood

Nays: None

The Committee on Employment Relations, Training, and Safety, by Rep. Gosselin, Chair, reported

**House Bill No. 4415, entitled**

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

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

1. Amend page 6, line 25, by striking out the balance of enacting section 2 and inserting:

"(a) Senate Bill No. 171.

(b) Senate Bill No. 174.

(c) House Bill No. 4414."

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

## Favorable Roll Call

## To Report Out:

Yeas: Reps. Gosselin, Marleau, Drolet, LaJoy, Bieda, Farrah and Hood

Nays: None

The Committee on Employment Relations, Training, and Safety, by Rep. Gosselin, Chair, reported

**Senate Bill No. 171, entitled**

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

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

1. Amend page 7, line 11, by striking out the balance of enacting section 2 and inserting:

"(a) Senate Bill No. 174.

(b) House Bill No. 4414.

(c) House Bill No. 4415."

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

## Favorable Roll Call

## To Report Out:

Yeas: Reps. Gosselin, Marleau, Drolet, LaJoy, Bieda, Farrah and Hood

Nays: None

The Committee on Employment Relations, Training, and Safety, by Rep. Gosselin, Chair, reported

**Senate Bill No. 174, entitled**

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

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

1. Amend page 5, line 15, by striking out the balance of enacting section 2 and inserting:

"(b) House Bill No. 4414.

(c) House Bill No. 4415."

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

## Favorable Roll Call

## To Report Out:

Yeas: Reps. Gosselin, Marleau, Drolet, LaJoy, Bieda, Farrah and Hood

Nays: None

## COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Gosselin, Chair, of the Committee on Employment Relations, Training, and Safety, was received and read:

Meeting held on: Tuesday, March 8, 2005

Present: Reps. Gosselin, Marleau, Drolet, LaJoy, Bieda, Farrah and Hood

## COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Monday, March 7, 2005

Present: Reps. LaJoy, David Law, Gosselin, Nitz, Anderson, Byrnes, Kathleen Law, Hood and Gleason

Absent: Reps. Meyer, Casperson, Wenke, Moore, Pavlov, Pearce, Murphy and Leland

Excused: Reps. Meyer, Casperson, Wenke, Moore, Pavlov, Pearce, Murphy and Leland

## COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Tuesday, March 8, 2005

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

Absent: Reps. Murphy and McConico

Excused: Reps. Murphy and McConico

## COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Drolet, Chair, of the Committee on Government Operations, was received and read:

Meeting held on: Tuesday, March 8, 2005

Present: Reps. Drolet, Hoogendyk, Gosselin, Garfield, Sheen, Tobocman and Lipsey

Absent: Rep. Lemmons, III

Excused: Rep. Lemmons, III

## COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Tuesday, March 8, 2005

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

Absent: Rep. Casperson

Excused: Rep. Casperson

---

Rep. Spade moved that the House adjourn.  
The motion prevailed, the time being 5:45 p.m.

The Speaker Pro Tempore declared the House adjourned until Wednesday, March 9, at 1:00 p.m.

GARY L. RANDALL  
Clerk of the House of Representatives