

No. 26  
STATE OF MICHIGAN  
JOURNAL  
OF THE  
**House of Representatives**  
96th Legislature  
REGULAR SESSION OF 2011

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House Chamber, Lansing, Wednesday, March 16, 2011.

1:30 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.

Agema—present	Gilbert—present	Lipton—present	Pscholka—present
Ananich—present	Glaridon—present	Liss—present	Rendon—present
Barnett—present	Goike—present	Lori—present	Rogers—present
Bauer—present	Haines—present	Lund—present	Rutledge—present
Bledsoe—present	Hammel—present	Lyons—present	Santana—present
Bolger—present	Haugh—present	MacGregor—present	Schmidt, R.—present
Brown—present	Haveman—present	MacMaster—present	Schmidt, W.—present
Brunner—present	Heise—present	McBroom—present	Scott—present
Bumstead—present	Hobbs—present	McCann—present	Segal—present
Byrum—present	Hooker—present	McMillin—present	Shaughnessy—present
Callton—present	Horn—present	Meadows—present	Shirkey—present
Cavanagh—present	Hovey-Wright—present	Melton—present	Slavens—present
Clemente—present	Howze—present	Moss—present	Smiley—present
Constan—present	Hughes—present	Muxlow—present	Somerville—present
Cotter—present	Huuki—present	Nathan—present	Stallworth—present
Crawford—present	Irwin—present	Nesbitt—present	Stamas—present
Daley—present	Jackson—present	O’Brien—present	Stanley—present
Damrow—present	Jacobsen—present	Oakes—present	Stapleton—present
Darany—present	Jenkins—present	Olson—present	Switalski—present
Denby—present	Johnson—present	Olumba—present	Talabi—present
Dillon—present	Kandrevas—present	Opsommer—present	Tlaib—present
Durhal—present	Knollenberg—present	Ouimet—present	Townsend—present
Farrington—present	Kowall—present	Outman—present	Tyler—present
Forlini—present	Kurtz—present	Pettalia—present	Walsh—present
Foster—present	LaFontaine—present	Poleski—present	Womack—present
Franz—present	Lane—present	Potvin—present	Yonker—present
Geiss—present	LeBlanc—present	Price—present	Zorn—present
Genetski—present	Lindberg—present		

e/d/s = entered during session

Fr. Robert Schuester, Pastor of Our Lady on the River & Holy Cross Church in Marine City, offered the following invocation:

*“Almighty God,*

*We thank You first for all of Your gifts to us especially for this beautiful part of the earth that we inhabit and that You have entrusted to us. May we cherish it and protect it but even more importantly cherish and protect the lives of those who live here with us.*

*We thank You for the gifts and talents of all those in this room. There’s some really smart people here and clever and kind too. They have good minds and hearts. May we not envy each others gifts but rejoice in them.*

*Finally, too often we say we want to serve You and help others less fortunate and fight for justice but really what we want is power and status because deep down we just need so desperately to be loved. Free us from our self-fascination and the anxiousness that comes from it. Then we might realize Your love and truly become what we say we are – gracious servants. Amen.”*

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

The Clerk announced that the following bills and joint resolution had been printed and placed upon the files of the members on Wednesday, March 16:

<b>House Bill Nos.</b>	<b>4415</b>	<b>4416</b>	<b>4417</b>	<b>4418</b>	<b>4419</b>	<b>4420</b>	<b>4421</b>	<b>4422</b>	<b>4423</b>	<b>4424</b>	<b>4425</b>	<b>4426</b>	<b>4427</b>	<b>4428</b>
	<b>4429</b>	<b>4430</b>	<b>4431</b>	<b>4432</b>	<b>4433</b>	<b>4434</b>	<b>4435</b>	<b>4436</b>	<b>4437</b>	<b>4438</b>	<b>4439</b>	<b>4440</b>	<b>4441</b>	<b>4442</b>
	<b>4443</b>	<b>4444</b>	<b>4445</b>											

**House Joint Resolution**      **P**

**Senate Bill Nos.**      **264**      **265**

The Clerk announced that the following Senate bills had been received on Wednesday, March 16:

**Senate Bill Nos.**      **118**      **163**      **164**

#### Reports of Standing Committees

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

**House Bill No. 4366, entitled**

A bill to amend 1978 PA 566, entitled “An act to encourage the faithful performance of official duties by certain public officers and public employees; to prescribe standards of conduct for certain public officers and public employees; to prohibit the holding of incompatible public offices; and to provide certain judicial remedies,” by amending section 3 (MCL 15.183), as amended by 2009 PA 210.

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. Opsommer, Glardon, Daley, Huuki, Jacobsen, Muxlow, Ouimet, Somerville, Geiss, Talabi, Nathan, Liss, Byrum, Smiley and Roy Schmidt

Nays: None

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

**House Bill No. 4367, entitled**

A bill to amend 1986 PA 196, entitled “Public transportation authority act,” by amending section 4 (MCL 124.454).

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. Opsommer, Glardon, Daley, Huuki, Jacobsen, Muxlow, Ouimet, Somerville, Geiss, Talabi, Nathan, Liss, Byrum, Smiley and Roy Schmidt

Nays: None

## COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Opsommer, Chair, of the Committee on Transportation, was received and read:  
Meeting held on: Wednesday, March 16, 2011

Present: Reps. Opsommer, Glardon, Daley, Huuki, Jacobsen, Muxlow, Ouimet, Somerville, Geiss, Talabi, Nathan, Liss, Byrum, Smiley and Roy Schmidt

Absent: Reps. Wayne Schmidt and Olson

Excused: Reps. Wayne Schmidt and Olson

The Committee on Government Operations, by Rep. Stamas, Chair, reported

**House Bill No. 4118, entitled**

A bill to amend 1966 PA 346, entitled "State housing development authority act of 1966," by amending section 49a (MCL 125.1449a), as added by 1981 PA 173, and by adding sections 49w, 49x, 49y, 49z, 49aa, and 49bb; and to repeal acts and parts of acts.

With the recommendation that the bill be referred to the Committee on Banking and Financial Services.

## Favorable Roll Call

## To Report Out:

Yeas: Reps. Stamas, Nesbitt, McMillin, Barnett and Kandrevas

Nays: None

The recommendation was concurred in and the bill was referred to the Committee on Banking and Financial Services.

The Committee on Government Operations, by Rep. Stamas, Chair, reported

**House Concurrent Resolution No. 6.**

A concurrent resolution to memorialize Congress to adopt and submit to the states for ratification an amendment to the United States Constitution to require a balanced budget.

(For text of concurrent resolution, see House Journal No. 14, p. 164.)

With the recommendation that the concurrent resolution be adopted.

## Favorable Roll Call

## To Report Out:

Yeas: Reps. Stamas, Nesbitt and McMillin

Nays: Rep. Barnett

## COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Wednesday, March 16, 2011

Present: Reps. Stamas, Nesbitt, McMillin, Barnett and Kandrevas

## COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Tuesday, March 15, 2011

Present: Reps. Gilbert, Walsh, Horn, Farrington, Foster, Lyons, Nesbitt, O'Brien, Olson, Ouimet, Constan, Barnett, Kandrevas, Meadows, Townsend, Cavanagh and Hobbs

## COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Wednesday, March 16, 2011

Present: Reps. Knollenberg, Lyons, Farrington, Foster, Huuki, Olson, Pettalia, Womack, Switalski, Clemente and Stanley

## COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Wednesday, March 16, 2011

Present: Reps. Scott, Hooker, Crawford, McMillin, Franz, Heise, Hughes, Nesbitt, O'Brien, Price, Shaughnessy, Yonker, Brown, Darany, Howze, Hobbs, Rutledge, Stallworth and Geiss

## COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Wednesday, March 16, 2011

Present: Reps. Daley, Denby, Kurtz, Tyler, Glardon, Johnson, LaFontaine, McBroom, Outman, Rendon, Santana, Brunner, Oakes, Talabi, Hovey-Wright and Segal

## COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Wednesday, March 16, 2011

Present: Reps. Gilbert, Walsh, Horn, Farrington, Foster, Lyons, Nesbitt, O'Brien, Olson, Ouimet, Constan, Barnett, Kandrevas, Meadows, Cavanagh and Hobbs

Absent: Rep. Townsend

Excused: Rep. Townsend

## COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Wednesday, March 16, 2011

Present: Reps. Crawford, Yonker, Opsommer, Daley, McMillin, Stamas, Shirkey, Franz, McBroom, Rendon, Melton, Haugh, Byrum, Slavens and Womack

**Messages from the Senate****Senate Bill No. 118, entitled**

A bill to amend 1933 PA 167, entitled "General sales tax act," by amending section 6 (MCL 205.56), as amended by 2004 PA 173.

The Senate has passed the bill.

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

**Senate Bill No. 163, entitled**

A bill to amend 1963 PA 247, entitled "An act to define the term "newspaper" as used in the statutes of this state regarding publication of notices," by amending section 1 (MCL 691.1051); and to repeal acts and parts of acts.

The Senate has passed the bill.

The bill was read a first time by its title and referred to the Committee on Local, Intergovernmental, and Regional Affairs.

**Senate Bill No. 164, entitled**

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending section 2133 (MCL 324.2133), as added by 1995 PA 60.

The Senate has passed the bill.

The bill was read a first time by its title and referred to the Committee on Local, Intergovernmental, and Regional Affairs.

**Notices**

March 16, 2011

Mr. Gary L. Randall, Clerk  
Michigan House of Representatives  
P.O. Box 30014  
Lansing, MI 48909

Dear Mr. Clerk:

Pursuant to Public Act 224 of 2004 (MCL 600.108), I am making the following appointments to the State Drug Treatment Court Advisory Committee:

- Judge Amy Krause of Lansing, an individual representing domestic violence provider programs for terms from today's date to 6/13/11 and 6/13/11 to 6/13/15.
- Ms. Janette Kolodge of Lake Angelus, an individual who is an advocate for the rights of crime victims for terms from today's date to 6/13/11 and 6/13/11 to 6/13/15.
- Judge Allen Garbrecht of Battle Creek, a circuit court judge who has presided for at least 2 years over a drug treatment court for a term from today's date to 6/13/13.
- Ms. Nadine Issacs of Okemos, an individual who has successfully completed a drug treatment court program for a term from today's date to 6/13/12.
- Mark A. Witte of Grand Rapids, an individual representing a substance abuse coordinating agency for terms from 2/28/11 to 6/13/11 and 6/13/11 to 6/13/15.
- Judge Michael J. Haley of Traverse City, an individual representing the Michigan Association of Drug Court Professionals, for terms from today's date to 6/13/11 and 6/13/11 to 6/13/15.

Respectfully,  
Jase Bolger  
Speaker of the House

**Explanation of "No" Votes**

Rep. Olumba, having reserved the right to explain his nay vote pertaining to **House Bill No. 4214** and protest against the passage of **Senate Bill Nos. 157 and 158**, made the following statement:

"Mr. Speaker and members of the House:

I respectfully dissent and protest the following actions, proceedings, and resolutions that transpired on the floor today - Tuesday, March 15 2011 - as it relates to HB 4214-4218 and SB 157 and 158 and the passage of these bills. I oppose the passage of these unconstitutional bills, because they are an encroachment on citizen's basic democratic rights. There was also a motion on the floor for a roll call vote on the issue of giving these bills immediate effect, the motion was rejected by the speaker and the speaker did not ask if the house supported the motion. I would have supported the motion for a roll call vote if given the opportunity. Additionally, I would have opposed this law going into immediate effect.

State Representative  
John Olumba"

**Communications from State Officers**

The following communications from the Secretary of State were received and read:

Notices of Filing  
Administrative Rules

March 11, 2011

In accordance with the provisions of Section 46(1) of Act 306, Public Acts of 1969, as amended, and Executive Order 1995-6, this is to advise you that the Michigan Department of Treasury and the State Office of Administrative Hearings and Rules filed Administrative Rule #2010-038-TY (Secretary of State Filing #11-03-03) on this date at 2:29 P.M. for the Department of Treasury, entitled "Charitable Gaming".

These rules take effect 7 days after filing with the Secretary of State.

March 11, 2011

In accordance with the provisions of Section 46(1) of Act 306, Public Acts of 1969, as amended, and Executive Order 1995-6, this is to advise you that the Michigan Department of Natural Resources and Environment and the State Office of Administrative Hearings and Rules filed Administrative Rule #2009-021-NE (Secretary of State Filing #11-03-04) on this date at 2:31 P.M. for the Department of Natural Resources and Environment, entitled "State Aid for Recreational and Snowmobile Trails and Permanent Snowmobile Trail Easements".

These rules become effective immediately upon filing with the Secretary of State unless adopted under sections 33, 44, or 45a(6) of 1969 PA 306. Rules adopted under these sections become effective 7 days after filing with the Secretary of State.

March 11, 2011

In accordance with the provisions of Section 46(1) of Act 306, Public Acts of 1969, as amended, and Executive Order 1995-6, this is to advise you that the Michigan Department of Energy, Labor and Economic Growth and the State Office of Administrative Hearings and Rules filed Administrative Rule #2009-047-LG (Secretary of State Filing #11-03-05) on this date at 2:33 P.M. for the Department of Energy, Labor and Economic Growth, entitled "Reduced Ignition Propensity Cigarettes".

These rules become effective immediately upon filing with the Secretary of State unless adopted under sections 33, 44, or 45a(6) of 1969 PA 306. Rules adopted under these sections become effective 7 days after filing with the Secretary of State.

March 11, 2011

In accordance with the provisions of Section 46(1) of Act 306, Public Acts of 1969, as amended, and Executive Order 1995-6, this is to advise you that the Michigan Department of Energy, Labor and Economic Growth and the State Office of Administrative Hearings and Rules filed Administrative Rule #2009-037-LG (Secretary of State Filing #11-03-06) on this date at 2:35 P.M. for the Department of Energy, Labor and Economic Growth, entitled "Fire Prevention".

These rules become effective 7 days after filing with the Secretary of State.

Sincerely,  
Ruth Johnson  
Secretary of State  
Robin L. Houston, Departmental Supervisor  
Office of the Great Seal

The communications were referred to the Clerk.

By unanimous consent the House returned to the order of

#### **Motions and Resolutions**

Reps. Lipton, Barnett, Bauer, Brown, Constan, Daley, Darany, Dillon, Heise, Huuki, Knollenberg, Liss, Lori, Poleski, Segal and Slavens offered the following resolution:

#### **House Resolution No. 46.**

A resolution to declare March 14-18, 2011, as Multiple Sclerosis Awareness Week in the state of Michigan.

Whereas, Multiple sclerosis can impact men and women of all ages, races, and ethnicities; and

Whereas, More than 400,000 Americans live with multiple sclerosis; and

Whereas, Every hour of every day, someone in the United States is newly diagnosed with multiple sclerosis; and

Whereas, Approximately 18,000 Michigan residents have been diagnosed with multiple sclerosis; and

Whereas, The exact cause of multiple sclerosis is still unknown; and

Whereas, The symptoms of multiple sclerosis are unpredictable and vary from person to person; and

Whereas, There is no diagnostic laboratory test available for multiple sclerosis; and

Whereas, Multiple sclerosis is not genetic, contagious, or directly inherited, but studies show there are genetic factors that indicate certain individuals are susceptible to the disease; and

Whereas, Multiple sclerosis symptoms occur when an immune system attack affects the myelin in nerve fibers of the central nervous system, damaging or destroying it and replacing it with scar tissue, thereby interfering with or preventing the transmission of nerve signals; and

Whereas, There is no known cure for multiple sclerosis; and

Whereas, The goals of Multiple Sclerosis Awareness Week are to invite people to join the movement to end multiple sclerosis, encourage everyone to do something to demonstrate their commitment to moving toward a world free of multiple sclerosis, and to acknowledge those who have dedicated their time and talent to help promote multiple sclerosis research and programs; now, therefore, be it

Resolved by the House of Representatives, That the members of this legislative body declare March 14-18, 2011, as Multiple Sclerosis Awareness Week in the state of Michigan; and be it further

Resolved, That the members of this legislative body support the goals and ideals of Multiple Sclerosis Awareness Week; and be it further

Resolved, That this legislative body encourages media organizations to participate in Multiple Sclerosis Awareness Week and help educate the public about multiple sclerosis; and be it further

Resolved, That this legislative body recognizes and reaffirms the commitment of the National Multiple Sclerosis Society to combat multiple sclerosis by promoting awareness about its causes and risks and by promoting new education programs, supporting research, and expanding access to medical treatment; and be it further

Resolved, That this legislative body recognizes all people in Michigan living with multiple sclerosis, expresses gratitude to their family members and friends who are a source of love and encouragement to them, and salutes the health care professionals and medical researchers who provide assistance to those so afflicted and continue to work to find cures and improve treatments; and be it further

Resolved, That copies of this resolution be transmitted to the National Multiple Sclerosis Society, Michigan Chapter.

The question being on the adoption of the resolution,

The resolution was adopted.

The Speaker called the Speaker Pro Tempore to the Chair.

### Third Reading of Bills

#### House Bill No. 4231, entitled

A bill to amend 1998 PA 386, entitled "Estates and protected individuals code," (MCL 700.1101 to 700.8206) by adding section 5109.

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

#### Roll Call No. 37

#### Yeas—110

Agema	Gilbert	Lipton	Pscholka
Ananich	Glardon	Liss	Rendon
Barnett	Goike	Lori	Rogers
Bauer	Haines	Lund	Rutledge
Bledsoe	Hammel	Lyons	Santana
Bolger	Haugh	MacGregor	Schmidt, R.
Brown	Haveman	MacMaster	Schmidt, W.
Brunner	Heise	McBroom	Scott
Bumstead	Hobbs	McCann	Segal
Byrum	Hooker	McMillin	Shaughnessy
Callton	Horn	Meadows	Shirkey
Cavanagh	Hovey-Wright	Melton	Slavens
Clemente	Howze	Moss	Smiley
Constan	Hughes	Muxlow	Somerville
Cotter	Huuki	Nathan	Stallworth
Crawford	Irwin	Nesbitt	Stamas
Daley	Jackson	O'Brien	Stanley
Damrow	Jacobsen	Oakes	Stapleton
Darany	Jenkins	Olson	Switalski
Denby	Johnson	Olumba	Talabi
Dillon	Kandrevas	Opsommer	Tlaib
Durhal	Knollenberg	Ouimet	Townsend
Farrington	Kowall	Outman	Tyler

Forlini  
Foster  
Franz  
Geiss  
Genetski

Kurtz  
LaFontaine  
Lane  
LeBlanc  
Lindberg

Pettalia  
Poleski  
Potvin  
Price

Walsh  
Womack  
Yonker  
Zorn

### Nays—0

In The Chair: Walsh

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

### Second Reading of Bills

#### Senate Bill No. 53, entitled

A bill to amend 1961 PA 236, entitled "Revised judicature act of 1961," (MCL 600.101 to 600.9947) by adding section 2155.

The bill was read a second time.

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

The motion prevailed.

#### House Bill No. 4111, entitled

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending section 503 (MCL 324.503), as amended by 2004 PA 587.

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, Tourism, and Outdoor Recreation,

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

Rep. Slavens moved to amend the bill as follows:

1. Amend page 2, line 21, after "**691.1408.**" by inserting "**THE DEPARTMENT SHALL MAKE A REASONABLE EFFORT TO ENSURE THAT EACH VOLUNTEER IS PROPERLY TRAINED AND SUPERVISED.**".

The question being on the adoption of the amendment offered by Rep. Slavens,

Rep. Slavens demanded the yeas and nays.

The demand was supported.

The question being on the adoption of the amendment offered by Rep. Slavens,

The amendment was not adopted, a majority of the members serving not voting therefor, by yeas and nays, as follows:

### Roll Call No. 38

### Yeas—45

Ananich  
Barnett  
Bauer  
Bledsoe  
Brown  
Brunner  
Byrum  
Cavanagh  
Clemente  
Constan  
Darany  
Dillon

Durhal  
Geiss  
Hammel  
Haugh  
Hobbs  
Hovey-Wright  
Howze  
Irwin  
Jackson  
Kandrevas  
LeBlanc

Lindberg  
Lipton  
Liss  
McCann  
Meadows  
Melton  
Nathan  
Oakes  
Olumba  
Rutledge  
Santana

Schmidt, R.  
Segal  
Slavens  
Smiley  
Stallworth  
Stanley  
Switalski  
Talabi  
Tlaib  
Townsend  
Womack



## Nays—65

Agema	Haines	Lund	Potvin
Bolger	Haveman	Lyons	Price
Bumstead	Heise	MacGregor	Pscholka
Callton	Hooker	MacMaster	Rendon
Cotter	Horn	McBroom	Rogers
Crawford	Hughes	McMillin	Schmidt, W.
Daley	Huuki	Moss	Scott
Damrow	Jacobsen	Muxlow	Shaughnessy
Denby	Jenkins	Nesbitt	Shirkey
Farrington	Johnson	O'Brien	Somerville
Forlini	Knollenberg	Olson	Stamas
Foster	Kowall	Opsommer	Stapleton
Franz	Kurtz	Ouimet	Tyler
Genetski	LaFontaine	Outman	Walsh
Gilbert	Lane	Pettalia	Yonker
Glardon	Lori	Poleski	Zorn
Goike			

In The Chair: Walsh

Rep. Lindberg moved to amend the bill as follows:

1. Amend page 2, line 25, after “AREAS.” by inserting “**THE DEPARTMENT SHALL NOT UTILIZE A VOLUNTEER UNDER THIS SUBSECTION TO PERFORM SERVICES THAT WERE PROVIDED WITHIN THE PREVIOUS 180 DAYS BY A FULL-TIME EMPLOYEE.**”.

The motion did not prevail and the amendment was not adopted, a majority of the members serving not voting therefor.

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

The motion prevailed.

#### House Bill No. 4408, entitled

A bill to amend 1936 (Ex Sess) PA 1, entitled “Michigan employment security act,” by amending sections 10, 15, 54, and 62 (MCL 421.10, 421.15, 421.54, and 421.62), section 10 as amended by 2003 PA 84, section 15 as amended by 1996 PA 498, section 54 as amended by 2002 PA 192, and section 62 as amended by 1995 PA 125.

The bill was read a second time.

Rep. Barnett moved to amend the bill as follows:

1. Amend page 28, line 3, after “benefit” by striking out “**OR INTEREST**”.

2. Amend page 28, line 5, after “conscience” by inserting “**AND SHALL WAIVE ANY INTEREST**”.

The motion did not prevail and the amendments were not adopted, a majority of the members serving not voting therefor.

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

The motion did not prevail and the substitute (H-1) was not adopted, a majority of the members serving not voting therefor.

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

The motion prevailed.

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Rep. Stamas moved that House Committees be given leave to meet during the balance of today’s session.

The motion prevailed.

### Introduction of Bills

Reps. O'Brien, Hughes and Lane introduced

**House Bill No. 4446, entitled**

A bill to amend 1893 PA 206, entitled "The general property tax act," by amending section 7cc (MCL 211.7cc), as amended by 2010 PA 17.

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

Reps. Melton, Geiss and Haugh introduced

**House Bill No. 4447, entitled**

A bill to amend 1978 PA 368, entitled "Public health code," by amending section 12905 (MCL 333.12905), as amended by 2009 PA 188.

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

Rep. Somerville introduced

**House Bill No. 4448, entitled**

A bill to amend 1936 (Ex Sess) PA 1, entitled "Michigan employment security act," by amending section 10 (MCL 421.10), as amended by 2003 PA 84.

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

Rep. Somerville introduced

**House Bill No. 4449, entitled**

A bill to amend 1936 (Ex Sess) PA 1, entitled "Michigan employment security act," by amending section 62 (MCL 421.62), as amended by 1995 PA 125.

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

Rep. Somerville introduced

**House Bill No. 4450, entitled**

A bill to amend 1936 (Ex Sess) PA 1, entitled "Michigan employment security act," by amending section 54 (MCL 421.54), as amended by 2002 PA 192.

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

Rep. Somerville introduced

**House Bill No. 4451, entitled**

A bill to amend 1936 (Ex Sess) PA 1, entitled "Michigan employment security act," by amending section 15 (MCL 421.15), as amended by 1996 PA 498.

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

Reps. Yonker, Hooker, Potvin, Callton, Olson, Haveman, Jenkins, Rendon, Horn, Opsommer and O'Brien introduced

**House Bill No. 4452, 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 2010 PA 322.

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

Reps. McMillin, Lund and Somerville introduced

**House Bill No. 4453, entitled**

A bill to prohibit governmental entities from commercially competing against the private sector; and to provide for remedies and penalties.

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

Rep. Genetski introduced

**House Bill No. 4454, entitled**

A bill to amend 1956 PA 218, entitled "The insurance code of 1956," by amending section 3406q (MCL 500.3406q), as amended by 2003 PA 88.

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

Rep. Opsommer introduced

**House Joint Resolution Q, entitled**

A joint resolution proposing an amendment to the state constitution of 1963, by amending sections 9 and 10 of article IX, to provide for the disposition of certain regulatory fees for transportation purposes, to provide for certain conditions concerning public-private agreements, and to dedicate a certain percentage of sales tax revenue to road construction, maintenance, and repair.

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

Reps. Kowall, Agema, Bumstead, Franz, Crawford, Huuki, MacGregor, Lori, Damrow, Callton, Heise, Olson, Haveman, Foster, Jacobsen, Scott, Pscholka, McMillin and Genetski introduced

**House Joint Resolution R, entitled**

A joint resolution proposing an amendment to the state constitution of 1963, by amending section 5 of article XI to require the governor and the legislature to approve compensation increases authorized by the civil service commission before they take effect.

The joint resolution was read a first time by its title and referred to the Committee on Oversight, Reform, and Ethics.

By unanimous consent the House returned to the order of

**Reports of Standing Committees**

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

**House Bill No. 4291, entitled**

A bill to make, supplement, and adjust appropriations for various state departments and agencies for the fiscal year ending September 30, 2011; 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. Moss, Haveman, Agema, Genetski, Kowall, Lori, Rogers, Bumstead, Cotter, Forlini, Goike, Jenkins, MacGregor, MacMaster, Poleski, Pscholka, Potvin, LeBlanc, Bauer, Dillon, Durhal, Jackson, Lindberg, Lipton and McCann

Nays: None

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

**House Bill No. 4407, entitled**

A bill to make, supplement, and adjust appropriations for various state departments and agencies for the fiscal year ending September 30, 2011; 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. Moss, Haveman, Agema, Genetski, Kowall, Lori, Rogers, Bumstead, Cotter, Forlini, Goike, Jenkins, MacGregor, MacMaster, Poleski, Pscholka and Potvin

Nays: None

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

**House Bill No. 4445, entitled**

A bill to amend 1979 PA 94, entitled "The state school aid act of 1979," by amending sections 11, 11m, 22a, 22b, 51a, 51c, and 74 (MCL 388.1611, 388.1611m, 388.1622a, 388.1622b, 388.1651a, 388.1651c, and 388.1674), sections 11, 11m, 22a, and 51a as amended by 2010 PA 217 and sections 22b, 51c, and 74 as amended by 2010 PA 110.

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. Moss, Haveman, Agema, Genetski, Kowall, Lori, Rogers, Bumstead, Cotter, Forlini, Goike, Jenkins, MacGregor, MacMaster, Poleski, Pscholka, Potvin, LeBlanc, Bauer, Dillon, Durhal, Jackson, Lindberg, Lipton, McCann and Tlaib

Nays: None

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

**Senate Bill No. 140, entitled**

A bill to make, supplement, and adjust appropriations for certain capital outlay projects for the fiscal year ending September 30, 2011; to provide for the expenditure of the appropriations; to prescribe certain conditions for the appropriations; 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. Moss, Haveman, Agema, Genetski, Kowall, Lori, Rogers, Bumstead, Goike, Jenkins, MacGregor, MacMaster, Poleski, Pscholka, Potvin, LeBlanc, Bauer, Dillon, Durhal, Lindberg, Lipton, McCann and Tlaib

Nays: Reps. Cotter and Forlini

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

**Senate Bill No. 141, entitled**

A bill to authorize the department of natural resources to accept and convey certain real property in Gladwin county; to prescribe certain conditions for the acceptance and conveyance; to provide for disposition of the revenue derived from the conveyance; 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. Moss, Haveman, Agema, Genetski, Kowall, Lori, Rogers, Bumstead, Cotter, Forlini, Goike, Jenkins, MacGregor, MacMaster, Poleski, Pscholka, Potvin, LeBlanc, Bauer, Dillon, Durhal, Lindberg, Lipton, McCann and Tlaib

Nays: None

COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Wednesday, March 16, 2011

Present: Reps. Moss, Haveman, Agema, Genetski, Kowall, Lori, Rogers, Bumstead, Cotter, Forlini, Goike, Jenkins, MacGregor, MacMaster, Poleski, Pscholka, Potvin, LeBlanc, Bauer, Dillon, Durhal, Jackson, Lindberg, Lipton, McCann and Tlaib

Absent: Rep. Ananich

Excused: Rep. Ananich

Rep. Pscholka moved that the House adjourn.  
The motion prevailed, the time being 2:50 p.m.

The Speaker Pro Tempore declared the House adjourned until Thursday, March 17, at 12:00 Noon.

GARY L. RANDALL  
Clerk of the House of Representatives

