

No. 58
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House Chamber, Lansing, Tuesday, July 1, 2003.

10:00 a.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	Garfield—present	Meyer—present	Sheen—present
Acciavatti—present	Gieleghem—present	Middaugh—present	Sheltrown—present
Adamini—present	Gillard—present	Milosch—present	Shulman—present
Amos—present	Gleason—present	Minore—present	Smith—present
Anderson—present	Hager—present	Moolenaar—present	Spade—present
Bieda—present	Hardman—present	Mortimer—present	Stahl—present
Bisbee—present	Hart—present	Murphy—e/d/s	Stakoe—present
Bradstreet—present	Hood—present	Newell—present	Stallworth—present
Brandenburg—excused	Hoogendyk—present	Nitz—present	Steil—present
Brown—present	Hopgood—present	Nofs—present	Stewart—present
Byrum—present	Howell—present	O’Neil—excused	Tabor—present
Casperson—present	Huizenga—present	Paletko—present	Taub—present
Caswell—present	Hummel—present	Palmer—present	Tobocman—present
Caul—present	Hune—present	Palsrok—present	Vagnozzi—present
Cheeks—present	Hunter—present	Pappageorge—present	Van Regenmorter—present
Clack—present	Jamnick—present	Pastor—present	Vander Veen—present
Condino—present	Johnson, Rick—present	Phillips—e/d/s	Voorhees—present
Daniels—e/d/s	Johnson, Ruth—present	Plakas—excused	Walker—present
Dennis—e/d/s	Julian—present	Pumford—present	Ward—present
DeRoche—present	Koetje—present	Reeves—present	Waters—present
DeRossett—present	Kolb—present	Richardville—present	Wenke—present
Drolet—present	Kooiman—present	Rivet—present	Whitmer—present
Ehardt—present	LaJoy—present	Robertson—present	Williams—present
Elkins—present	LaSata—present	Rocca—present	Wojno—present
Emmons—present	Law—present	Sak—present	Woodward—present
Farhat—present	Lipsey—present	Shackleton—present	Woronchak—present
Farrah—present	McConico—present	Shaffer—present	Zelenko—present
Gaffney—present	Meisner—present		

e/d/s = entered during session

Rep. Gary Newell, from the 87th District, offered the following invocation:

“Our Dear God and Heavenly Father, we come to You today in awe of Your mighty power. We come humbly thanking You for all that You have provided for us as individuals and as a nation. As we are about to celebrate the birth of our great nation some two hundred and twenty-seven years ago, we thank You for allowing us to live in a nation where we enjoy so many freedoms, including the freedom to worship. As we think about those great men, who had the courage and foresight to establish our great nation, we are also reminded of Your instruction to hold up in prayer, our leaders. We ask for Your blessing, Your guidance and Your wisdom for President Bush and the other leaders of our country as they make those difficult decisions that they are faced with on a daily basis. I also lift up in prayer, the leadership of this great state. We pray that You will guide our state leadership. We pray for wisdom and strength for my colleagues here in the legislature, as we face a week when many difficult decisions will have to be made. Let us never forget that our purpose is to serve the people of this great state as we serve our Lord and Savior. In Jesus’ name. Amen.”

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

Rep. Waters moved that Rep. Plakas be excused from today’s session.
The motion prevailed.

Rep. Waters moved that Rep. O’Neil be excused from this week’s session.
The motion prevailed.

Reports of Standing Committees

The Speaker laid before the House

House Resolution No. 55.

A resolution to memorialize the Congress of the United States to restore proposed cuts to the 21st Century Community Learning Centers program for after-school programs.

(For text of resolution, see House Journal No. 37, p. 528.)

(The resolution was reported by the Committee on Education on June 25, consideration of which, under the rules, was postponed until June 26.)

The question being on the adoption of the resolution,

The resolution was adopted.

Third Reading of Bills

Senate Bill No. 434, entitled

A bill to amend 1961 PA 236, entitled “Revised judicature act of 1961,” by amending sections 8727, 8729, 8731, 8733, 8735, 8827, 8829, and 8835 (MCL 600.8727, 600.8729, 600.8731, 600.8733, 600.8735, 600.8827, 600.8829, and 600.8835), sections 8727, 8729, 8731, and 8733 as added by 1994 PA 12 and sections 8735, 8827, 8829, and 8835 as added by 1995 PA 54.

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

Roll Call No. 358

Yeas—98

Accavitti
Acciavatti
Adamini

Gleason
Hager
Hardman

Middaugh
Milosch
Minore

Smith
Spade
Stahl

Amos	Hart	Moolenaar	Stakoe
Anderson	Hood	Mortimer	Stallworth
Bieda	Hopgood	Newell	Steil
Bisbee	Howell	Nitz	Stewart
Brown	Huizenga	Nofs	Tabor
Byrum	Hummel	Paletko	Taub
Casperson	Hune	Palsrok	Tobocman
Caswell	Hunter	Pappageorge	Vagnozzi
Caul	Jamnick	Pastor	Van Regenmorter
Cheeks	Johnson, Rick	Pumford	Vander Veen
Clack	Johnson, Ruth	Reeves	Voorhees
Condino	Julian	Richardville	Walker
DeRoche	Koetje	Rivet	Ward
DeRossett	Kolb	Robertson	Waters
Ehardt	Kooiman	Rocca	Wenke
Elkins	LaJoy	Sak	Whitmer
Emmons	LaSata	Shackleton	Williams
Farhat	Law	Shaffer	Wojno
Farrah	Lipsey	Sheen	Woodward
Gaffney	McConico	Sheltrown	Woronchak
Gielegem	Meisner	Shulman	Zelenko
Gillard	Meyer		

Nays—5

Bradstreet	Garfield	Hoogendyk	Palmer
Drolet			

In The Chair: Julian

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

“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,”

The House agreed to the full title.

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

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

Senate Bill No. 435, entitled

A bill to amend 1961 PA 236, entitled “Revised judicature act of 1961,” by amending section 8381 (MCL 600.8381), as amended by 1996 PA 374.

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

Roll Call No. 359**Yeas—91**

Accavitti	Gielegem	McConico	Spade
Acciavatti	Gillard	Meisner	Stakoe
Adamini	Gleason	Meyer	Stallworth
Amos	Hager	Middaugh	Steil

Anderson	Hardman	Minore	Stewart
Bieda	Hart	Moolenaar	Tabor
Bisbee	Hood	Mortimer	Taub
Bradstreet	Hopgood	Newell	Tobocman
Brown	Howell	Nitz	Vagnozzi
Byrum	Huizenga	Paletko	Van Regenmorter
Casperson	Hummel	Palsrok	Vander Veen
Caswell	Hune	Pappageorge	Voorhees
Caul	Hunter	Pumford	Walker
Cheeks	Jamnack	Reeves	Ward
Clack	Johnson, Rick	Richardville	Waters
Condino	Julian	Rocca	Wenke
DeRoche	Koetje	Sak	Whitmer
DeRossett	Kolb	Shackleton	Williams
Elkins	Kooiman	Shaffer	Wojno
Emmons	LaJoy	Sheen	Woodward
Farhat	LaSata	Sheltrown	Woronchak
Farrah	Law	Shulman	Zelenko
Gaffney	Lipsey	Smith	

Nays—10

Drolet	Johnson, Ruth	Palmer	Robertson
Garfield	Milosch	Pastor	Stahl
Hoogendyk	Nofs		

In The Chair: Julian

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

“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,”

The House agreed to the full title.

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

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

Senate Bill No. 439, entitled

A bill to amend 1961 PA 236, entitled “Revised judicature act of 1961,” (MCL 600.101 to 600.9948) by adding section 181.

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

Roll Call No. 360**Yeas—102**

Accavitti	Gillard	Meyer	Shulman
Acciavatti	Gleason	Middaugh	Smith
Adamini	Hager	Milosch	Spade
Amos	Hardman	Minore	Stahl
Anderson	Hart	Moolenaar	Stakoe
Bieda	Hood	Mortimer	Stallworth

Bisbee	Hoogendyk	Newell	Steil
Bradstreet	Hopgood	Nitz	Stewart
Brown	Howell	Nofs	Tabor
Byrum	Huizenga	Paletko	Taub
Casperson	Hummel	Palmer	Tobocman
Caswell	Hune	Palsrok	Vagnozzi
Caul	Hunter	Pappageorge	Van Regenmorter
Cheeks	Jamnick	Pastor	Vander Veen
Clack	Johnson, Rick	Pumford	Voorhees
Condino	Johnson, Ruth	Reeves	Walker
DeRoche	Julian	Richardville	Ward
DeRossett	Koetje	Rivet	Waters
Drolet	Kolb	Robertson	Wenke
Ehardt	Kooiman	Rocca	Whitmer
Elkins	LaJoy	Sak	Williams
Emmons	LaSata	Shackleton	Wojno
Farhat	Law	Shaffer	Woodward
Farrah	Lipsey	Sheen	Woronchak
Gaffney	McConico	Sheltrown	Zelenko
Gielegthem	Meisner		

Nays—1

Garfield

In The Chair: Julian

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

“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,”

The House agreed to the full title.

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

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

Senate Bill No. 442, entitled

A bill to amend 1985 PA 87, entitled “Crime victim’s rights act,” by amending sections 16a, 44a, and 76a (MCL 780.766a, 780.794a, and 780.826a), as added by 2000 PA 503.

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

Roll Call No. 361

Yeas—103

Accavitti	Gielegthem	Meisner	Shulman
Acciavatti	Gillard	Meyer	Smith
Adamini	Gleason	Middaugh	Spade
Amos	Hager	Milosch	Stahl
Anderson	Hardman	Minore	Stakoe
Bieda	Hart	Moolenaar	Stallworth
Bisbee	Hood	Mortimer	Steil

Bradstreet	Hoogendyk	Newell	Stewart
Brown	Hopgood	Nitz	Tabor
Byrum	Howell	Nofs	Taub
Casperson	Huizenga	Paletko	Tobocman
Caswell	Hummel	Palmer	Vagnozzi
Caul	Hune	Palsrok	Van Regenmorter
Cheeks	Hunter	Pappageorge	Vander Veen
Clack	Jamnick	Pastor	Voorhees
Condino	Johnson, Rick	Pumford	Walker
DeRoche	Johnson, Ruth	Reeves	Ward
DeRossett	Julian	Richardville	Waters
Drolet	Koetje	Rivet	Wenke
Ehardt	Kolb	Robertson	Whitmer
Elkins	Kooiman	Rocca	Williams
Emmons	LaJoy	Sak	Wojno
Farhat	LaSata	Shackleton	Woodward
Farrah	Law	Shaffer	Woronchak
Gaffney	Lipsey	Sheen	Zelenko
Garfield	McConico	Sheltrown	

Nays—0

In The Chair: Julian

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

“An act to establish the rights of victims of crime and juvenile offenses; to provide for certain procedures; to establish certain immunities and duties; to limit convicted criminals from deriving profit under certain circumstances; to prohibit certain conduct of employers or employers’ agents toward victims; and to provide for penalties and remedies.”

The House agreed to the full title.

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

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

Senate Bill No. 444, entitled

A bill to amend 1994 PA 35, entitled “The forensic laboratory funding act,” by amending sections 5, 6, and 7 (MCL 12.205, 12.206, and 12.207), section 6 as amended by 1998 PA 98.

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

Roll Call No. 362**Yeas—102**

Accavitti	Gielegthem	Meyer	Shulman
Acciavatti	Gillard	Middaugh	Smith
Adamini	Gleason	Milosch	Spade
Amos	Hager	Minore	Stahl
Anderson	Hardman	Moolenaar	Stakoe
Bieda	Hart	Mortimer	Stallworth
Bisbee	Hood	Newell	Steil
Bradstreet	Hoogendyk	Nitz	Stewart
Brown	Hopgood	Nofs	Tabor
Byrum	Howell	Paletko	Taub
Casperson	Huizenga	Palmer	Tobocman
Caswell	Hummel	Palsrok	Vagnozzi
Caul	Hune	Pappageorge	Van Regenmorter

Cheeks	Hunter	Pastor	Vander Veen
Clack	Jamnick	Pumford	Voorhees
Condino	Johnson, Rick	Reeves	Walker
DeRoche	Johnson, Ruth	Richardville	Ward
DeRossett	Julian	Rivet	Waters
Drolet	Koetje	Robertson	Wenke
Ehardt	Kooiman	Rocca	Whitmer
Elkins	LaJoy	Sak	Williams
Emmons	LaSata	Shackleton	Wojno
Farhat	Law	Shaffer	Woodward
Farrah	Lipsey	Sheen	Woronchak
Gaffney	McConico	Sheltrown	Zelenko
Garfield	Meisner		

Nays—0

In The Chair: Julian

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

“An act to create the state forensic laboratory fund; to authorize local forensic laboratory funds; to provide for assessments against certain criminal defendants; to provide for expenditures from the forensic laboratories funds; to make certain appropriations; and to prescribe the powers and duties of certain departments and agencies and local units of government.”

The House agreed to the full title.

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

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

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Rep. Dennis entered the House Chambers.

Senate Bill No. 447, entitled

A bill to amend 1931 PA 328, entitled “The Michigan penal code,” by amending section 520m (MCL 750.520m), as amended by 2001 PA 89.

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

Roll Call No. 363

Yeas—100

Accavitti	Garfield	McConico	Sheltrown
Acciavatti	Gielegem	Meisner	Shulman
Adamini	Gillard	Meyer	Smith
Amos	Gleason	Middaugh	Spade
Anderson	Hager	Milosch	Stahl
Bieda	Hardman	Minore	Stakoe
Bisbee	Hart	Moolenaar	Stallworth
Bradstreet	Hood	Mortimer	Steil
Brown	Hoogendyk	Newell	Stewart
Byrum	Hopgood	Nitz	Tabor
Casperson	Howell	Nofs	Taub
Caswell	Huizenga	Paletko	Tobocman
Caul	Hummel	Palmer	Vagnozzi

Cheeks	Hunter	Palsrok	Van Regenmorter
Clack	Jamnack	Pappageorge	Vander Veen
Condino	Johnson, Rick	Pumford	Voorhees
Dennis	Johnson, Ruth	Reeves	Ward
DeRossett	Julian	Richardville	Waters
Drolet	Koetje	Rivet	Wenke
Ehardt	Kolb	Robertson	Whitmer
Elkins	Kooiman	Rocca	Williams
Emmons	LaJoy	Sak	Wojno
Farhat	LaSata	Shackleton	Woodward
Farrah	Law	Shaffer	Woronchak
Gaffney	Lipsey	Sheen	Zelenko

Nays—4

DeRoche	Hune	Pastor	Walker
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In The Chair: Julian

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

“An act to revise, consolidate, codify and add to the statutes relating to crimes; to define crimes and prescribe the penalties therefor; to provide for restitution under certain circumstances; to provide for the competency of evidence at the trial of persons accused of crime; to provide immunity from prosecution for certain witnesses appearing at such trials; and to repeal certain acts and parts of acts inconsistent with or contravening any of the provisions of this act,”

The House agreed to the full title.

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

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

Senate Bill No. 448, entitled

A bill to amend 1927 PA 175, entitled “The code of criminal procedure,” by amending section 3 of chapter XI (MCL 771.3), as amended by 1998 PA 520.

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

Roll Call No. 364

Yeas—102

Accavitti	Gielegem	Meyer	Shulman
Acciavatti	Gillard	Middaugh	Smith
Adamini	Gleason	Milosch	Spade
Amos	Hager	Minore	Stahl
Anderson	Hardman	Moolenaar	Stakoe
Bisbee	Hood	Mortimer	Stallworth
Bradstreet	Hoogendyk	Newell	Steil
Brown	Hopgood	Nitz	Stewart
Byrum	Howell	Nofs	Tabor
Casperson	Huizenga	Paletko	Taub
Caswell	Hummel	Palmer	Tobocman
Caul	Hune	Palsrok	Vagnozzi
Cheeks	Hunter	Pappageorge	Van Regenmorter
Clack	Jamnack	Pastor	Vander Veen
Condino	Johnson, Rick	Pumford	Voorhees
Dennis	Johnson, Ruth	Reeves	Walker
DeRoche	Julian	Richardville	Ward

DeRossett	Koetje	Rivet	Waters
Drolet	Kolb	Robertson	Wenke
Ehardt	Kooiman	Rocca	Whitmer
Elkins	LaJoy	Sak	Williams
Emmons	LaSata	Shackleton	Wojno
Farhat	Law	Shaffer	Woodward
Farrah	Lipsey	Sheen	Woronchak
Gaffney	McConico	Sheltrown	Zelenko
Garfield	Meisner		

Nays—0

In The Chair: Julian

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

“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,”

The House agreed to the full title.

Rep. Richardville moved to reconsider the vote by which the House passed the bill.

The motion prevailed, 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. 365

Yeas—104

Accavitti	Garfield	McConico	Sheltrown
Acciavatti	Gielegem	Meisner	Shulman
Adamini	Gillard	Meyer	Smith
Amos	Gleason	Middaugh	Spade
Anderson	Hager	Milosch	Stahl
Bieda	Hardman	Minore	Stakoe
Bisbee	Hart	Moolenaar	Stallworth
Bradstreet	Hood	Mortimer	Steil
Brown	Hoogendyk	Newell	Stewart
Byrum	Hopgood	Nitz	Tabor
Casperson	Howell	Nofs	Taub
Caswell	Huizenga	Paletko	Tobocman
Caul	Hummel	Palmer	Vagnozzi
Cheeks	Hune	Palsrok	Van Regenmorter
Clack	Hunter	Pappageorge	Vander Veen

Condino	Jamnick	Pastor	Voorhees
Dennis	Johnson, Rick	Pumford	Walker
DeRoche	Johnson, Ruth	Reeves	Ward
DeRossett	Julian	Richardville	Waters
Drolet	Koetje	Rivet	Wenke
Ehardt	Kolb	Robertson	Whitmer
Elkins	Kooiman	Rocca	Williams
Emmons	LaJoy	Sak	Wojno
Farhat	LaSata	Shackleton	Woodward
Farrah	Law	Shaffer	Woronchak
Gaffney	Lipsey	Sheen	Zelenko

Nays—0

In The Chair: Julian

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

“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,”

The House agreed to the full title.

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

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

Senate Bill No. 449, entitled

A bill to amend 1927 PA 175, entitled “The code of criminal procedure,” by amending section 22 of chapter XV (MCL 775.22), as added by 1993 PA 343.

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

Roll Call No. 366

Yeas—104

Accavitti	Garfield	McConico	Sheltrown
Acciavatti	Gielegem	Meisner	Shulman
Adamini	Gillard	Meyer	Smith
Amos	Gleason	Middaugh	Spade
Anderson	Hager	Milosch	Stahl
Bieda	Hardman	Minore	Stakoe
Bisbee	Hart	Moolenaar	Stallworth
Bradstreet	Hood	Mortimer	Steil
Brown	Hoogendyk	Newell	Stewart

Byrum	Hopgood	Nitz	Tabor
Casperson	Howell	Nofs	Taub
Caswell	Huizenga	Paletko	Tobocman
Caul	Hummel	Palmer	Vagnozzi
Cheeks	Hune	Palsrok	Van Regenmorter
Clack	Hunter	Pappageorge	Vander Veen
Condino	Jamnack	Pastor	Voorhees
Dennis	Johnson, Rick	Pumford	Walker
DeRoche	Johnson, Ruth	Reeves	Ward
DeRossett	Julian	Richardville	Waters
Drolet	Koetje	Rivet	Wenke
Ehardt	Kolb	Robertson	Whitmer
Elkins	Kooiman	Rocca	Williams
Emmons	LaJoy	Sak	Wojno
Farhat	LaSata	Shackleton	Woodward
Farrah	Law	Shaffer	Woronchak
Gaffney	Lipsey	Sheen	Zelenko

Nays—0

In The Chair: Julian

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

“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,”

The House agreed to the full title.

Rep. Richardville 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. 462, entitled

A bill to amend 1949 PA 300, entitled “Michigan vehicle code,” by amending sections 312b, 312c, 811a, and 811b (MCL 257.312b, 257.312c, 257.811a, and 257.811b), section 312b as amended by 2000 PA 456, section 312c as amended by 1996 PA 345, section 811a as amended by 1992 PA 59, and section 811b as added by 1987 PA 85.

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

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

Reps. DeRossett and Anderson moved to amend the bill as follows:

1. Amend page 7, following line 26, by inserting:

“Enacting section 1. This amendatory act takes effect October 1, 2003.”.

The motion prevailed and the amendment was adopted, a majority of the members serving voting therefor.

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

Rep. Richardville 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. 462, entitled

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending sections 312b, 312c, 811a, and 811b (MCL 257.312b, 257.312c, 257.811a, and 257.811b), section 312b as amended by 2000 PA 456, section 312c as amended by 1996 PA 345, section 811a as amended by 1992 PA 59, and section 811b as added by 1987 PA 85.

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

Roll Call No. 367

Yeas—103

Accavitti	Garfield	Meisner	Shulman
Acciavatti	Gielegem	Meyer	Smith
Adamini	Gillard	Middaugh	Spade
Amos	Gleason	Milosch	Stahl
Anderson	Hager	Minore	Stakoe
Bieda	Hardman	Moolenaar	Stallworth
Bisbee	Hart	Mortimer	Steil
Bradstreet	Hood	Newell	Stewart
Brown	Hoogendyk	Nitz	Tabor
Byrum	Hopgood	Nofs	Taub
Casperson	Howell	Paletko	Tobocman
Caswell	Huizenga	Palmer	Vagnozzi
Caul	Hummel	Palsrok	Van Regenmorter
Cheeks	Hune	Pappageorge	Vander Veen
Clack	Hunter	Pastor	Voorhees
Condino	Jamnick	Pumford	Walker
Dennis	Johnson, Rick	Reeves	Ward
DeRoche	Julian	Richardville	Waters
DeRossett	Koetje	Rivet	Wenke
Drolet	Kolb	Robertson	Whitmer
Ehardt	Kooiman	Rocca	Williams
Elkins	LaJoy	Sak	Wojno
Emmons	LaSata	Shackleton	Woodward
Farhat	Law	Shaffer	Woronchak
Farrah	Lipsey	Sheen	Zelenko
Gaffney	McConico	Sheltrown	

Nays—1

Johnson, Ruth

In The Chair: Julian

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

"An act to provide for the registration, titling, sale, transfer, and regulation of certain vehicles operated upon the public highways of this state or any other place open to the general public or generally accessible to motor vehicles and distressed vehicles; to provide for the licensing of dealers; to provide for the examination, licensing, and control

of operators and chauffeurs; to provide for the giving of proof of financial responsibility and security by owners and operators of vehicles; to provide for the imposition, levy, and collection of specific taxes on vehicles, and the levy and collection of sales and use taxes, license fees, and permit fees; to provide for the regulation and use of streets and highways; to create certain funds; to provide penalties and sanctions for a violation of this act; to provide for civil liability of owners and operators of vehicles and service of process on residents and nonresidents; to provide for the levy of certain assessments; to provide for the enforcement of this act; to provide for the creation of and to prescribe the powers and duties of certain state and local agencies; to impose liability upon the state or local agencies; to provide appropriations for certain purposes; to repeal all other acts or parts of acts inconsistent with this act or contrary to this act; and to repeal certain parts of this act on a specific date.”

The House agreed to the full title.

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

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

Second Reading of Bills

House Bill No. 4802, entitled

A bill to amend 1931 PA 328, entitled “The Michigan penal code,” by amending section 540c (MCL 750.540c), as amended by 2002 PA 672.

The bill was read a second time.

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

The motion prevailed.

Rep. Richardville 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. 4802, entitled

A bill to amend 1931 PA 328, entitled “The Michigan penal code,” by amending section 540c (MCL 750.540c), as amended by 2002 PA 672.

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

Roll Call No. 368

Yeas—104

Accavitti	Garfield	McConico	Sheltrown
Acciavatti	Gielegghem	Meisner	Shulman
Adamini	Gillard	Meyer	Smith
Amos	Gleason	Middaugh	Spade
Anderson	Hager	Milosch	Stahl
Bieda	Hardman	Minore	Stakoe
Bisbee	Hart	Moolenaar	Stallworth
Bradstreet	Hood	Mortimer	Steil
Brown	Hoogendyk	Newell	Stewart
Byrum	Hopgood	Nitz	Tabor
Casperson	Howell	Nofs	Taub
Caswell	Huizenga	Paletko	Tobocman
Caul	Hummel	Palmer	Vagnozzi
Cheeks	Hune	Palsrok	Van Regenmorter
Clack	Hunter	Pappageorge	Vander Veen
Condino	Jamnick	Pastor	Voorhees
Dennis	Johnson, Rick	Pumford	Walker
DeRoche	Johnson, Ruth	Reeves	Ward
DeRossett	Julian	Richardville	Waters
Drolet	Koetje	Rivet	Wenke

Ehardt	Kolb	Robertson	Whitmer
Elkins	Kooiman	Rocca	Williams
Emmons	LaJoy	Sak	Wojno
Farhat	LaSata	Shackleton	Woodward
Farrah	Law	Shaffer	Woronchak
Gaffney	Lipsey	Sheen	Zelenko

Nays—0

In The Chair: Julian

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

Second Reading of Bills**House Bill No. 4675, entitled**

A bill to amend 1978 PA 368, entitled “Public health code,” by amending section 16611 (MCL 333.16611), as amended by 2002 PA 423.

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

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

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

The motion prevailed.

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

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

Rep. Tabor moved that Rep. DeRossett 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. 4675, entitled**

A bill to amend 1978 PA 368, entitled “Public health code,” by amending section 16611 (MCL 333.16611), as amended by 2002 PA 423.

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

Roll Call No. 369**Yeas—103**

Accavitti	Gielegem	Meisner	Shulman
Acciavatti	Gillard	Meyer	Smith
Adamini	Gleason	Middaugh	Spade
Amos	Hager	Milosch	Stahl
Anderson	Hardman	Minore	Stakoe
Bieda	Hart	Moolenaar	Stallworth
Bisbee	Hood	Mortimer	Steil

Bradstreet	Hoogendyk	Newell	Stewart
Brown	Hopgood	Nitz	Tabor
Byrum	Howell	Nofs	Taub
Casperson	Huizenga	Paletko	Tobocman
Caswell	Hummel	Palmer	Vagnozzi
Caul	Hune	Palsrok	Van Regenmorter
Cheeks	Hunter	Pappageorge	Vander Veen
Clack	Jamnick	Pastor	Voorhees
Condino	Johnson, Rick	Pumford	Walker
Dennis	Johnson, Ruth	Reeves	Ward
DeRoche	Julian	Richardville	Waters
Drolet	Koetje	Rivet	Wenke
Ehardt	Kolb	Robertson	Whitmer
Elkins	Kooiman	Rocca	Williams
Emmons	LaJoy	Sak	Wojno
Farhat	LaSata	Shackleton	Woodward
Farrah	Law	Shaffer	Woronchak
Gaffney	Lipsey	Sheen	Zelenko
Garfield	McConico	Sheltrown	

Nays—0

In The Chair: Julian

The House agreed to the title of the bill.

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

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

The Speaker Pro Tempore called Associate Speaker Pro Tempore Vander Veen to the Chair.

Second Reading of Bills

Senate Bill No. 230, entitled

A bill to amend 1917 PA 167, entitled "Housing law of Michigan," by amending section 134 (MCL 125.534).

Was read a second time, and the question being on the adoption of the proposed amendment previously recommended by the Committee on Regulatory Reform (for amendment, see House Journal No. 55, p. 1010),

The amendment was adopted, a majority of the members serving voting therefor.

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

The motion prevailed.

House Bill No. 4632, entitled

A bill to amend 1931 PA 328, entitled "The Michigan penal code," by amending section 394 (MCL 750.394).

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

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

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

The motion prevailed.

House Bill No. 4633, entitled

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending section 16s of chapter XVII (MCL 777.16s), as amended by 2000 PA 279.

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

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

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

The motion prevailed.

Rep. Daniels entered the House Chambers.

Senate Bill No. 163, entitled

A bill to amend 1996 PA 376, entitled "Michigan renaissance zone act," by amending sections 6, 8, and 8c (MCL 125.2686, 125.2688, and 125.2688c), section 6 as amended by 2002 PA 478, section 8 as amended by 1999 PA 139, and section 8c as added by 2000 PA 259.

The bill was read a second time.

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

The motion prevailed.

House Bill No. 4480, entitled

A bill to amend 1996 PA 381, entitled "Brownfield redevelopment financing act," by amending the title and sections 2 and 13 (MCL 125.2652 and 125.2663), section 2 as amended by 2002 PA 254 and section 13 as amended by 2002 PA 727.

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

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

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

The motion prevailed.

House Bill No. 4481, entitled

A bill to amend 1893 PA 206, entitled "The general property tax act," (MCL 211.1 to 211.157) by adding section 7gg.

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

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

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

The motion prevailed.

House Bill No. 4482, entitled

A bill to provide for the exemption of certain property from certain taxes; to levy and collect a specific tax upon the owners of certain property; to provide for the disposition of the tax; to clarify the ownership of certain parcels of property; to prescribe the powers and duties of certain local government officials; and to provide penalties.

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

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

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

The motion prevailed.

House Bill No. 4483, entitled

A bill to provide for the creation of local land banks to assist governmental entities in the assembly and clearance of title to property in a coordinated manner; to facilitate the use and development of certain property; to promote economic growth; to prescribe the powers and duties of certain land banks; to provide for the creation and appointment of boards to govern land banks and to prescribe their powers and duties; to authorize the acquisition, maintenance, and disposal of interests in real and personal property; to authorize the conveyance of certain properties to a land bank; to

authorize the enforcement of tax liens and the clearing or quieting of title by a land bank; to provide for the distribution and use of revenues collected or received by a land bank; to prescribe powers and duties of certain public entities and state and local officers and agencies; to authorize the transfer and acceptance of property in lieu of taxes and the release of tax liens; to exempt property, income, and operations of a land bank from tax; and to extend protections against certain liabilities to a land bank.

Was read a second time, and the question being on the adoption of the proposed substitute (H-3) previously recommended by the Committee on Land Use and Environment,

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

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

The motion prevailed.

Senate Bill No. 130, entitled

A bill to amend 1992 PA 147, entitled "Neighborhood enterprise zone act," by amending section 9 (MCL 207.779), as amended by 2001 PA 217.

The bill was read a second time.

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

The motion prevailed.

Senate Bill No. 131, entitled

A bill to amend 1993 PA 330, entitled "State real estate transfer tax act," by amending section 6 (MCL 207.526), as amended by 2000 PA 203.

The bill was read a second time.

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

The motion prevailed.

Senate Bill No. 132, entitled

A bill to amend 2002 PA 27, entitled "An act to establish procedures for municipalities to designate individual lots or structures as blighting; to purchase or condemn blighting property; to transfer blighting property for development; and to repeal acts and parts of acts," by amending section 2 (MCL 125.2802).

The bill was read a second time.

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

The motion prevailed.

Senate Bill No. 134, entitled

A bill to amend 1979 PA 94, entitled "The state school aid act of 1979," by amending section 20 (MCL 388.1620), as amended by 2002 PA 521.

The bill was read a second time.

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

The motion prevailed.

Senate Bill No. 135, entitled

A bill to amend 1993 PA 92, entitled "Seller disclosure act," by amending section 7 (MCL 565.957), as amended by 2000 PA 13.

The bill was read a second time.

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

The motion prevailed.

House Joint Resolution G, entitled

A joint resolution proposing an amendment to the state constitution of 1963, by amending section 5 of article XI, to establish a hiring preference for veterans in the classified state civil service.

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

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

Rep. Garfield moved that the joint resolution be placed on the order of Third Reading of Bills.
The motion prevailed.

Rep. Richardville moved that House Committees be given leave to meet during the balance of today's session.
The motion prevailed.

Reps. Phillips and Murphy entered the House Chambers.

Quorum Call

Rep. Richardville questioned the presence of a quorum and moved that the roll be called and printed in the Journal.
The motion prevailed.
The roll was called and the Clerk announced that a quorum was present.
The following is the roll call:

Roll Call No. 370

Yeas—96

Accavitti	Farrah	Meisner	Smith
Acciavatti	Gaffney	Meyer	Spade
Adamini	Garfield	Middaugh	Stahl
Amos	Gieleghem	Milosch	Stakoe
Anderson	Gillard	Minore	Stallworth
Bieda	Gleason	Moolenaar	Steil
Bisbee	Hager	Murphy	Stewart
Bradstreet	Hardman	Newell	Tabor
Brown	Hood	Nitz	Taub
Byrum	Hoogendyk	Nofs	Tobocman
Casperson	Hopgood	Paletko	Vagnozzi
Caswell	Hummel	Palmer	Van Regenmorter
Caul	Hune	Palsrok	Vander Veen
Cheeks	Jamnick	Pappageorge	Voorhees
Clack	Johnson, Rick	Phillips	Walker
Condino	Johnson, Ruth	Pumford	Ward
Daniels	Julian	Richardville	Waters
Dennis	Koetje	Rivet	Wenke
DeRoche	Kolb	Robertson	Whitmer
DeRossett	Kooiman	Rocca	Williams
Drolet	LaJoy	Sak	Wojno
Elkins	LaSata	Sheen	Woodward
Emmons	Law	Sheltrown	Woronchak
Farhat	McConico	Shulman	Zelenko

In The Chair: Vander Veen

The Speaker Pro Tempore resumed the Chair.

House Bill No. 4685, entitled

A bill to amend 1947 PA 359, entitled "The charter township act," by amending section 27 (MCL 42.27), as amended by 1988 PA 82.

The bill was read a second time.

Rep. Stewart moved to amend the bill as follows:

1. Amend page 1, line 1, after "(1)" by striking out "**Prior**" and inserting "**Except as otherwise provided by this subsection, prior**".

2. Amend page 1, line 7, after “property.” by inserting “**If a township operates on a calendar year budget cycle, a public hearing on the proposed budget shall be held not later than December 15 and adopted not later than December 31, in the year preceding the calendar year covered by the budget.**”.

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

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

The motion prevailed.

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

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

Rep. Hune moved that Rep. Shaffer be excused temporarily from today’s session.

The motion prevailed.

Rep. Pumford moved that Rep. Hart be excused temporarily from today’s session.

The motion prevailed.

Rep. Smith moved that Rep. Tobocman be excused temporarily from today’s session.

The motion prevailed.

Rep. Palmer moved that Reps. Pastor and Mortimer 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. 4685, entitled

A bill to amend 1947 PA 359, entitled “The charter township act,” by amending section 27 (MCL 42.27), as amended by 1988 PA 82.

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

Roll Call No. 371

Yeas—98

Accavitti	Gaffney	McConico	Sheltrown
Acciavatti	Garfield	Meisner	Smith
Adamini	Gielegem	Meyer	Spade
Amos	Gillard	Middaugh	Stahl
Anderson	Gleason	Milosch	Stakoe
Bieda	Hager	Minore	Stallworth
Bisbee	Hardman	Moolenaar	Steil
Bradstreet	Hood	Murphy	Stewart
Brown	Hoogendyk	Newell	Tabor
Byrum	Hopgood	Nitz	Taub
Casperson	Huizenga	Nofs	Vagnozzi
Caswell	Hummel	Paletko	Van Regenmorter
Caul	Hune	Palmer	Vander Veen
Cheeks	Hunter	Palsrok	Voorhees
Clack	Jamnick	Pappageorge	Walker
Condino	Johnson, Rick	Phillips	Ward
Daniels	Johnson, Ruth	Pumford	Waters
Dennis	Julian	Reeves	Wenke
DeRoche	Koetje	Richardville	Whitmer
DeRossett	Kolb	Rivet	Williams
Drolet	Kooiman	Robertson	Wojno

Elkins
Emmons
Farhat
Farrah

LaJoy
LaSata
Law
Lipsey

Rocca
Sak
Sheen

Woodward
Woronchak
Zelenko

Nays—0

In The Chair: Julian

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

Second Reading of Bills

House Bill No. 4719, entitled

A bill to amend 1979 PA 94, entitled “The state school aid act of 1979,” by amending section 6 (MCL 388.1606), as amended by 2002 PA 521.

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

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

Rep. Clack moved to amend the bill as follows:

1. Amend page 13, following line 12, by inserting:

“(v) **The district provides at least 2 nonconsecutive hours of instruction per week to the pupil at the pupil’s home under the supervision of a certificated teacher.**”.

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

Rep. Clack demanded the yeas and nays.

The demand was supported.

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

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

Roll Call No. 372

Yeas—45

Accavitti
Adamini
Anderson
Bieda
Brown
Byrum
Cheeks
Clack
Condino
Daniels
Dennis
Elkins

Farrah
Gielegem
Gillard
Gleason
Hardman
Hood
Hopgood
Hunter
Jamnick
Kolb
Law

Lipsey
Meisner
Minore
Murphy
Nofs
Paletko
Phillips
Reeves
Rivet
Sak
Sheltrown

Smith
Spade
Stallworth
Tobocman
Vagnozzi
Waters
Whitmer
Williams
Wojno
Woodward
Zelenko

Nays—54

Acciavatti
Amos

Hager
Hoogendyk

Middaugh
Milosch

Shulman
Stahl

Bisbee	Howell	Moolenaar	Stakoe
Bradstreet	Huizenga	Newell	Steil
Casperson	Hummel	Nitz	Tabor
Caswell	Hune	Palmer	Taub
Caul	Johnson, Rick	Palsrok	Van Regenmorter
DeRoche	Johnson, Ruth	Pappageorge	Vander Veen
DeRossett	Julian	Richardville	Voorhees
Drolet	Koetje	Robertson	Walker
Emmons	Kooiman	Rocca	Ward
Farhat	LaJoy	Shackleton	Wenke
Gaffney	LaSata	Sheen	Woronchak
Garfield	Meyer		

In The Chair: Julian

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

Rep. Richardville 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. 4719, entitled

A bill to amend 1979 PA 94, entitled "The state school aid act of 1979," by amending section 6 (MCL 388.1606), as amended by 2002 PA 521.

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

Roll Call No. 373

Yeas—65

Acciavatti	Gillard	Middaugh	Sheen
Amos	Hager	Milosch	Sheltrown
Bisbee	Hart	Moolenaar	Shulman
Bradstreet	Hoogendyk	Mortimer	Spade
Brown	Howell	Newell	Stahl
Casperson	Huizenga	Nitz	Stakoe
Caswell	Hummel	Nofs	Steil
Caul	Hune	Palmer	Tabor
DeRoche	Johnson, Rick	Palsrok	Taub
DeRossett	Johnson, Ruth	Pappageorge	Van Regenmorter
Drolet	Julian	Richardville	Vander Veen
Ehardt	Koetje	Rivet	Voorhees
Elkins	Kooiman	Robertson	Walker
Emmons	LaJoy	Rocca	Ward
Farhat	LaSata	Sak	Wenke
Gaffney	Meyer	Shackleton	Woronchak
Garfield			

Nays—38

Accavitti	Farrah	Lipsey	Stallworth
Adamini	Gielegem	McConico	Tobocman

Anderson	Gleason	Meisner	Vagnozzi
Bieda	Hardman	Minore	Waters
Byrum	Hood	Murphy	Whitmer
Cheeks	Hopgood	Paletko	Williams
Clack	Hunter	Phillips	Wojno
Condino	Jamnick	Reeves	Woodward
Daniels	Kolb	Smith	Zelenko
Dennis	Law		

In The Chair: Julian

The House agreed to the title of the bill.

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

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

Reps. Accavitti, Farrah, Kolb, Law, Smith, Waters, Murphy, Dennis and Hopgood, having reserved the right to explain their protest against the passage of the bill, made the following statement:

“Mr. Speaker and members of the House:

I voted no on House Bill 4719 (H-2) because it does not include proper pupil/instructor contact for many of the students in the State who would be receiving their learning via distance learning. The testimony from those in the field talked about face-to-face meeting time with an instructor for two nonconsecutive hours each week. Currently, that is only required for children learning at home due to disciplinary problems. An amendment was offered by Representative Clack to require that all pupils being counted would have to receive that one-on-one time with an instructor. The amendment was defeated. For that reason I cannot support this bill. All students deserve this personal attention regardless of the reason for which they are receiving their education via distance learning. For that reason, I voted no on House Bill 4719.”

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

“Mr. Speaker and members of the House:

The basis for my opposition to HB 4719 stems from my concern regarding some of its unintended consequences and from a refusal to accept a very reasonable amendment that would have addressed some of my concerns. Distance learning is a good thing, and very necessary in certain parts of our great state. What is not necessary, however, is to leave children as young as five years old unattended with the hopes that a computer program will keep them engaged and away from delinquent behavior. A defeated amendment would have required at least two hours of supervision of distance learning students by an actual person. Without this provision, I can not support this bill, especially at a time when juvenile crime trends are starting to twitch upwards.”

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

“Mr. Speaker and members of the House:

I voted no on House Bill 4719 [H-2] because it does not include proper pupil/instructor contact for many of the students in the State who would be receiving their education via distance learning.”

Second Reading of Bills

House Bill No. 4806, entitled

A bill to amend 1975 PA 197, entitled “An act to provide for the establishment of a downtown development authority; to prescribe its powers and duties; to correct and prevent deterioration in business districts; to encourage historic preservation; to authorize the acquisition and disposal of interests in real and personal property; to authorize the creation and implementation of development plans in the districts; to promote the economic growth of the districts;

to create a board; to prescribe its powers and duties; to authorize the levy and collection of taxes; to authorize the issuance of bonds and other evidences of indebtedness; to authorize the use of tax increment financing; to reimburse downtown development authorities for certain losses of tax increment revenues; and to prescribe the powers and duties of certain state officials,” by amending section 1 (MCL 125.1651), as amended by 1997 PA 202.

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

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

Rep. Taub moved to amend the bill as follows:

1. Amend page 9, following line 9, by inserting:

“(ix) An obligation issued or incurred by a municipality under a contract with a county road commission executed before October 1, 1993 to implement a project described in a tax increment finance plan approved by the municipality under this act before August 19, 1993. This subsection shall apply to the capture of tax increment revenues for taxes levied in 1994 and subsequent years.”

The motion prevailed and the amendment was adopted, a majority of the members serving voting therefor.

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

The motion prevailed.

Rep. Richardville 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. 4806, entitled

A bill to amend 1975 PA 197, entitled “An act to provide for the establishment of a downtown development authority; to prescribe its powers and duties; to correct and prevent deterioration in business districts; to encourage historic preservation; to authorize the acquisition and disposal of interests in real and personal property; to authorize the creation and implementation of development plans in the districts; to promote the economic growth of the districts; to create a board; to prescribe its powers and duties; to authorize the levy and collection of taxes; to authorize the issuance of bonds and other evidences of indebtedness; to authorize the use of tax increment financing; to reimburse downtown development authorities for certain losses of tax increment revenues; and to prescribe the powers and duties of certain state officials,” by amending section 1 (MCL 125.1651), as amended by 1997 PA 202.

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

Roll Call No. 374

Yeas—105

Accavitti	Garfield	McConico	Sheltrown
Acciavatti	Gielegem	Meisner	Shulman
Adamini	Gillard	Meyer	Smith
Amos	Gleason	Middaugh	Spade
Anderson	Hager	Milosch	Stahl
Bieda	Hardman	Minore	Stakoe
Bisbee	Hart	Moolenaar	Stallworth
Bradstreet	Hood	Mortimer	Steil
Brown	Hoogendyk	Murphy	Stewart
Byrum	Hopgood	Newell	Tabor
Casperson	Howell	Nitz	Taub
Caswell	Huizenga	Nofs	Tobocman
Caul	Hummel	Paletko	Vagnozzi
Cheeks	Hune	Palmer	Van Regenmorter
Clack	Hunter	Palsrok	Vander Veen
Condino	Jamnack	Pappageorge	Voorhees
Daniels	Johnson, Rick	Phillips	Walker
Dennis	Johnson, Ruth	Pumford	Ward
DeRoche	Julian	Reeves	Waters
DeRossett	Koetje	Richardville	Wenke

Drolet	Kolb	Rivet	Whitmer
Ehardt	Kooiman	Robertson	Williams
Elkins	LaJoy	Rocca	Wojno
Emmons	LaSata	Sak	Woodward
Farhat	Law	Shackleton	Woronchak
Farrah	Lipsey	Sheen	Zelenko
Gaffney			

Nays—0

In The Chair: Julian

The House agreed to the title of the bill.

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

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

Reps. Stewart, Rocca, DeRossett, Richardville, Bisbee, Voorhees, LaSata, Ehardt, Meyer, Julian, Vander Veen, Howell, Paletko, Pastor, Taub, Stakoe, Garfield, Hune, Ward, Steil, Farhat and Mortimer were named co-sponsors of the bill.

Rep. Richardville moved that **Senate Bill No. 230** be placed on its immediate passage.

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

Senate Bill No. 230, entitled

A bill to amend 1917 PA 167, entitled "Housing law of Michigan," by amending section 134 (MCL 125.534).

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

Roll Call No. 375**Yeas—103**

Accavitti	Gillard	Middaugh	Shulman
Acciavatti	Gleason	Milosch	Smith
Adamini	Hager	Minore	Spade
Amos	Hardman	Moolenaar	Stahl
Anderson	Hart	Mortimer	Stakoe
Bieda	Hood	Murphy	Stallworth
Bisbee	Hoogendyk	Newell	Steil
Brown	Hopgood	Nitz	Stewart
Byrum	Howell	Nofs	Tabor
Casperson	Huizenga	Paletko	Taub
Caswell	Hummel	Palmer	Tobocman
Caul	Hunter	Palsrok	Vagnozzi
Cheeks	Jamnick	Pappageorge	Van Regenmorter
Clack	Johnson, Rick	Pastor	Vander Veen
Condino	Johnson, Ruth	Phillips	Voorhees
Daniels	Julian	Pumford	Walker
Dennis	Koetje	Reeves	Ward
DeRossett	Kolb	Richardville	Waters
Ehardt	Kooiman	Rivet	Wenke
Elkins	LaJoy	Robertson	Whitmer
Emmons	LaSata	Rocca	Williams
Farhat	Law	Sak	Wojno
Farrah	Lipsey	Shackleton	Woodward
Gaffney	McConico	Shaffer	Woronchak
Garfield	Meisner	Sheen	Zelenko
Gielegem	Meyer	Sheltrown	

Nays—4

Bradstreet

DeRoche

Drolet

Hune

In The Chair: Julian

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

“An act to promote the health, safety and welfare of the people by regulating the maintenance, alteration, health, safety, and improvement of dwellings; to define the classes of dwellings affected by the act, and to establish administrative requirements; to prescribe procedures for the maintenance, improvement, or demolition of certain commercial buildings; to establish remedies; to provide for enforcement; to provide for the demolition of certain dwellings; and to fix penalties for the violation of this act.”

The House agreed to the full title.

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

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

By unanimous consent the House returned to the order of

Messages from the Senate

The Speaker laid before the House

House Bill No. 4657, entitled

A bill to amend 1984 PA 44, entitled “Motor fuels quality act,” by amending section 4 (MCL 290.644), as amended by 1986 PA 127.

(The bill was received from the Senate on June 25, with an amendment, full title inserted and immediate effect given by the Senate, consideration of which, under the rules, was postponed until June 26, see House Journal No. 56, p. 1100.)

The question being on concurring in the amendment made to the bill by the Senate,

Rep. Anderson moved to amend the Senate amendment as follows:

1. Amend the Senate amendment after “act” by striking out the balance of the sentence and inserting “shall not take effect until January 1, 2004, or until the energy policy act of 2003, or the safe, accountable, flexible, and efficient transportation equity act of 2003 is passed by the 108th Congress, whichever comes first.”.

The motion prevailed and the amendment was adopted, a majority of the members serving voting therefor.

The question being on concurring in the amendment made to the bill by the Senate,

The Senate amendment, as amended, was concurred in, a majority of the members serving voting therefor, by yeas and nays, as follows:

Roll Call No. 376**Yeas—88**

Acciavatti
Amos
Bisbee
Bradstreet
Brown
Byrum
Casperson
Caswell
Caul
Condino
Daniels
DeRoche
DeRossett
Drolet
Ehardt

Gillard
Gleason
Hager
Hart
Hoogendyk
Hopgood
Howell
Huizenga
Hummel
Hune
Hunter
Johnson, Rick
Johnson, Ruth
Julian
Koetje

Middaugh
Milosch
Moolenaar
Mortimer
Murphy
Newell
Nitz
Nofs
Paletko
Palmer
Palsrok
Pappageorge
Pastor
Phillips
Pumford

Sheen
Sheltrown
Shulman
Spade
Stahl
Stallworth
Steil
Stewart
Tabor
Taub
Van Regenmorter
Vander Veen
Voorhees
Walker
Ward

Elkins	Kooiman	Richardville	Waters
Emmons	LaJoy	Rivet	Wenke
Farhat	LaSata	Robertson	Whitmer
Farrah	Law	Rocca	Williams
Gaffney	McConico	Sak	Woodward
Garfield	Meisner	Shackleton	Woronchak
Gielegem	Meyer	Shaffer	Zelenko

Nays—19

Accavitti	Clack	Kolb	Stakoe
Adamini	Dennis	Lipsey	Tobocman
Anderson	Hardman	Minore	Vagnozzi
Bieda	Hood	Reeves	Wojno
Cheeks	Jamnack	Smith	

In The Chair: Julian

The House agreed to the full title of the bill.

Rep. Minore, having reserved the right to explain his nay vote, made the following statement:

“Mr. Speaker and members of the House:

I opposed passage of this bill—in spite of wanting to encourage the use of ethanol blending—because I believe consumers have a right to know what additives are in their petroleum products. This bill would seem to be anti-consumer, even if the issue is a relatively benign one.”

Rep. Dennis, having reserved the right to explain her nay vote, made the following statement:

“Mr. Speaker and members of the House:

I voted no on HB4657 because I believe that the consumer has the right to know about the make up of the fuel one is putting into one’s automobile.”

Rep. Bieda, having reserved the right to explain his nay vote, made the following statement:

“Mr. Speaker and members of the House:

I voted no on concurring with HB 4657 because I strongly believe that consumers have the right to know what additives are in their gasoline. Some motorists believe that ethanol affects the performance of their automobiles—they should be able to make an informed choice. In addition, I am concerned on how federal tax credits on ethanol fuel would result in a reduction in the amount that goes into the Federal Highway Trust Fund—according to testimony heard in committee, this could result in a loss of an estimated \$50 million in federal highway funds.”

Third Reading of Bills

Rep. Richardville moved that **House Bill No. 4632** be placed on its immediate passage.

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

House Bill No. 4632, entitled

A bill to amend 1931 PA 328, entitled “The Michigan penal code,” by amending section 394 (MCL 750.394).

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

Roll Call No. 377**Yeas—107**

Accavitti	Garfield	Meisner	Sheltrown
Acciavatti	Gielegem	Meyer	Shulman

Adamini	Gillard	Middaugh	Smith
Amos	Gleason	Milosch	Spade
Anderson	Hager	Minore	Stahl
Bieda	Hardman	Moolenaar	Stakoe
Bisbee	Hart	Mortimer	Stallworth
Bradstreet	Hood	Murphy	Steil
Brown	Hoogendyk	Newell	Stewart
Byrum	Hopgood	Nitz	Tabor
Casperson	Howell	Nofs	Taub
Caswell	Huizenga	Paletko	Tobocman
Caul	Hummel	Palmer	Vagnozzi
Cheeks	Hune	Palsrok	Van Regenmorter
Clack	Hunter	Pappageorge	Vander Veen
Condino	Jamnick	Pastor	Voorhees
Daniels	Johnson, Rick	Phillips	Walker
Dennis	Johnson, Ruth	Pumford	Ward
DeRoche	Julian	Reeves	Waters
DeRossett	Koetje	Richardville	Wenke
Drolet	Kolb	Rivet	Whitmer
Ehardt	Kooiman	Robertson	Williams
Elkins	LaJoy	Rocca	Wojno
Emmons	LaSata	Sak	Woodward
Farhat	Law	Shackleton	Woronchak
Farrah	Lipsey	Shaffer	Zelenko
Gaffney	McConico	Sheen	

Nays—0

In The Chair: Julian

The House agreed to the title of the bill.

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

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

Rep. Richardville moved that **House Bill No. 4633** be placed on its immediate passage.

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

House Bill No. 4633, entitled

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending section 16s of chapter XVII (MCL 777.16s), as amended by 2000 PA 279.

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

Roll Call No. 378**Yeas—106**

Accavitti	Gielegem	Meyer	Sheltrown
Acciavatti	Gillard	Middaugh	Shulman
Amos	Gleason	Milosch	Smith
Anderson	Hager	Minore	Spade
Bieda	Hardman	Moolenaar	Stahl
Bisbee	Hart	Mortimer	Stakoe
Bradstreet	Hood	Murphy	Stallworth
Brown	Hoogendyk	Newell	Steil
Byrum	Hopgood	Nitz	Stewart
Casperson	Howell	Nofs	Tabor
Caswell	Huizenga	Paletko	Taub

Caul	Hummel	Palmer	Tobocman
Cheeks	Hune	Palsrok	Vagnozzi
Clack	Hunter	Pappageorge	Van Regenmorter
Condino	Jamnick	Pastor	Vander Veen
Daniels	Johnson, Rick	Phillips	Voorhees
Dennis	Johnson, Ruth	Pumford	Walker
DeRoche	Julian	Reeves	Ward
DeRossett	Koetje	Richardville	Waters
Drolet	Kolb	Rivet	Wenke
Ehardt	Kooiman	Robertson	Whitmer
Elkins	LaJoy	Rocca	Williams
Emmons	LaSata	Sak	Wojno
Farhat	Law	Shackleton	Woodward
Farrah	Lipsey	Shaffer	Woronchak
Gaffney	McConico	Sheen	Zelenko
Garfield	Meisner		

Nays—0

In The Chair: Julian

The House agreed to the title of the bill.

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

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

Second Reading of Bills

House Bill No. 4716, entitled

A bill to amend 1976 PA 451, entitled “The revised school code,” by amending sections 1526 and 1531 (MCL 380.1526 and 380.1531), section 1526 as amended by 1995 PA 289 and section 1531 as amended by 2000 PA 497.

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

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

Rep. Spade moved to amend the bill as follows:

1. Amend page 4, line 25, after “**shall**” by inserting “**consider the recommendations and may**”.

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

Rep. Spade demanded the yeas and nays.

The demand was supported.

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

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

Roll Call No. 379

Yeas—47

Accavitti	Farrah	McConico	Spade
Adamini	Gielegem	Meisner	Stallworth
Anderson	Gillard	Minore	Stewart
Bieda	Gleason	Murphy	Tobocman
Brown	Hardman	Paletko	Vagnozzi
Byrum	Hood	Phillips	Waters
Cheeks	Hopgood	Pumford	Whitmer
Clack	Hunter	Reeves	Williams
Condino	Jamnick	Rivet	Wojno

Daniels	Kolb	Sak	Woodward
Dennis	Law	Sheltrown	Zelenko
Elkins	Lipsey	Smith	

Nays—59

Acciavatti	Hager	Milosch	Sheen
Amos	Hart	Moolenaar	Shulman
Bisbee	Hoogendyk	Mortimer	Stahl
Bradstreet	Howell	Newell	Stakoe
Casperson	Huizenga	Nitz	Steil
Caswell	Hummel	Nofs	Tabor
Caul	Hune	Palmer	Taub
DeRoche	Johnson, Rick	Palsrok	Van Regenmorter
DeRossett	Johnson, Ruth	Pappageorge	Vander Veen
Drolet	Koetje	Pastor	Voorhees
Ehardt	Kooiman	Richardville	Walker
Emmons	LaJoy	Robertson	Ward
Farhat	LaSata	Rocca	Wenke
Gaffney	Meyer	Shackleton	Woronchak
Garfield	Middaugh	Shaffer	

In The Chair: Julian

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

The motion prevailed.

Rep. Richardville 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. 4716, entitled**

A bill to amend 1976 PA 451, entitled "The revised school code," by amending sections 1526 and 1531 (MCL 380.1526 and 380.1531), section 1526 as amended by 1995 PA 289 and section 1531 as amended by 2000 PA 497.

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

Roll Call No. 380**Yeas—61**

Acciavatti	Hager	Middaugh	Shaffer
Amos	Hart	Milosch	Sheen
Bisbee	Hoogendyk	Moolenaar	Shulman
Bradstreet	Howell	Mortimer	Stahl
Casperson	Huizenga	Newell	Stakoe
Caswell	Hummel	Nitz	Steil
Caul	Hune	Nofs	Tabor
DeRoche	Johnson, Rick	Palmer	Taub
DeRossett	Johnson, Ruth	Palsrok	Van Regenmorter
Drolet	Julian	Pappageorge	Vander Veen
Ehardt	Koetje	Pastor	Voorhees
Emmons	Kooiman	Richardville	Walker
Farhat	LaJoy	Robertson	Ward
Gaffney	LaSata	Rocca	Wenke
Garfield	Meyer	Shackleton	Woronchak
Gleason			

Nays—46

Accavitti	Farrah	Meisner	Spade
Adamini	Gielegem	Minore	Stallworth
Anderson	Gillard	Murphy	Stewart
Bieda	Hardman	Paletko	Tobocman
Brown	Hood	Phillips	Vagnozzi
Byrum	Hopgood	Pumford	Waters
Cheeks	Hunter	Reeves	Whitmer
Clack	Jamnick	Rivet	Williams
Condino	Kolb	Sak	Wojno
Daniels	Law	Sheltrown	Woodward
Dennis	Lipsey	Smith	Zelenko
Elkins	McConico		

In The Chair: Julian

The House agreed to the title of the bill.

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

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

Reps. Hopgood, Gillard, Law, Accavitti, Waters and Elkins, having reserved the right to explain their protest against the passage of the bill, made the following statement:

“Mr. Speaker and members of the House:

I voted no on House Bill 4716 (H-2) because while it states it is establishing an ‘advisory’ committee, in fact, the Superintendent of Public Instruction would be required to adopt the recommendations of that committee. Having the teacher certification requirements reviewed by professionals in the department, principals, teachers, school board members, and a representative of an approved teacher education institution is a wonderful idea. Their insight into the process is invaluable. However, the Superintendent should not be mandated to change rules based on the recommendations. Representative Spade had offered an amendment to make the committee truly advisory in nature; however, that amendment was defeated. Therefore, I cannot support the bill in its current form, and that is why I voted no on House Bill 4716.”

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

“Mr. Speaker and members of the House:

First of all I would like to commend the sponsor of this legislation for his hard work. After due consideration, I voted against final passage of HB 4716 because although its intent is to create an ‘advisory committee,’ the bill actually creates a new committee that would have the unilateral authority to change the state’s teacher certification and mentoring programs. Under current law, these policies are developed by the State Superintendent of Public Instruction and the professional staff in the Department of Education. They make changes in the policies and programs following the advice of four expert advisory committees. HB 4716 expands government by adding a fifth ‘advisory’ committee. But, unlike the other committees of advisors, this new committee’s recommendations would have to be implemented by the state superintendent no later than one year after the committee issued its report. In my opinion, this bill would give to the members of the committee far too much authority, and would invite the committee to ignore both carefully developed policies, and many well-informed policymakers. This would result in an unconscionable abdication of decision-making authority on the part of both appointed and elected policymakers in the Department.”

Rep. Richardville moved that **Senate Bill No. 163** be placed on its immediate passage. The motion prevailed, a majority of the members serving voting therefor.

Senate Bill No. 163, entitled

A bill to amend 1996 PA 376, entitled “Michigan renaissance zone act,” by amending sections 6, 8, and 8c (MCL 125.2686, 125.2688, and 125.2688c), section 6 as amended by 2002 PA 478, section 8 as amended by 1999 PA 139, and section 8c as added by 2000 PA 259.

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

Roll Call No. 381

Yeas—83

Accavitti	Hager	Milosch	Shulman
Acciavatti	Hart	Moolenaar	Spade
Amos	Hoogendyk	Mortimer	Stahl
Anderson	Howell	Newell	Stakoe
Bisbee	Huizenga	Nitz	Steil
Bradstreet	Hummel	Nofs	Stewart
Brown	Hune	Paletko	Tabor
Casperson	Hunter	Palmer	Taub
Caswell	Johnson, Rick	Palsrok	Van Regenmorter
Caul	Johnson, Ruth	Pappageorge	Vander Veen
DeRoche	Julian	Pastor	Voorhees
DeRossett	Koetje	Phillips	Walker
Ehardt	Kolb	Richardville	Ward
Elkins	Kooiman	Rivet	Wenke
Emmons	LaJoy	Robertson	Whitmer
Farhat	LaSata	Rocca	Williams
Gaffney	Law	Sak	Wojno
Garfield	McConico	Shackleton	Woodward
Gielegghem	Meisner	Shaffer	Woronchak
Gillard	Meyer	Sheen	Zelenko
Gleason	Middaugh	Sheltrown	

Nays—21

Bieda	Drolet	Jamnick	Smith
Byrum	Farrah	Lipsey	Stallworth
Cheeks	Hardman	Minore	Tobocman
Clack	Hood	Murphy	Vagnozzi
Condino	Hopgood	Reeves	Waters
Daniels			

In The Chair: Julian

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

“An act to create and expand certain renaissance zones; to foster economic opportunities in this state; to facilitate economic development; to stimulate industrial, commercial, and residential improvements; to prevent physical and infrastructure deterioration of geographic areas in this state; to authorize expenditures; to provide exemptions and credits from certain taxes; to create certain obligations of this state and local governmental units; to require disclosure of certain transactions and gifts; to provide for appropriations; and to prescribe the powers and duties of certain state and local departments, agencies, and officials.”

The House agreed to the full title.

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

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

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

“Mr. Speaker and members of the House:

I was absent from the Chamber when the vote was taken on Roll Call No. 371. Had I been present, I would have voted ‘yea’.”

Reps. Hopgood, Byrum and Farrah, having reserved the right to explain their protest against the passage of the bill, made the following statement:

“Mr. Speaker and members of the House:

I voted against Senate Bill 163 because of the significant fiscal impact on state and local government. It would drastically reduce revenues to the state and to local units of government, and increase General Fund expenditures. Businesses and residents within an Agriculture Renaissance Zone receive exemptions, credits or deductions from property taxes, State and local income taxes, the single business tax, the state education tax, and a variety of other taxes for up to fifteen years.

It is not even possible to estimate the fiscal impact of this legislation. Renaissance Zones are far too new, and there has not been a sufficient amount of time to evaluate the benefits and costs associated with it. At a minimum, this legislation should have been delayed until a source of revenue could be identified to replace the forgone tax revenues. For these reasons I voted no on Senate Bill 163.”

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

“Mr. Speaker and members of the House:

I voted no on Senate Bill 163, a bill that amends the Michigan Renaissance Zone Act to increase the current number of Agricultural Processing Facility Renaissance Zones because there is a significant but indeterminate fiscal impact to state and local governments, and because the Renaissance Zone legislation itself is too new to determine whether it is providing the promised economic benefits. In other words, this legislature just voted to pass a bill in which we don’t know how much it will cost, and at the same time, not being sure of whether the promise of new investment and job creation has been achieved. The legislature would have been wise to determine how the existing legislation is working (or not working) prior to expanding it.”

Rep. Richardville moved that **House Bill No. 4480** be placed on its immediate passage.

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

House Bill No. 4480, entitled

A bill to amend 1996 PA 381, entitled “Brownfield redevelopment financing act,” by amending the title and sections 2 and 13 (MCL 125.2652 and 125.2663), section 2 as amended by 2002 PA 254 and section 13 as amended by 2002 PA 727.

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

Roll Call No. 382

Yeas—107

Accavitti	Garfield	Meisner	Sheltrown
Acciavatti	Gielegem	Meyer	Shulman
Adamini	Gillard	Middaugh	Smith
Amos	Gleason	Milosch	Spade
Anderson	Hager	Minore	Stahl
Bieda	Hardman	Moolenaar	Stakoe
Bisbee	Hart	Mortimer	Stallworth
Bradstreet	Hood	Murphy	Steil
Brown	Hoogendyk	Newell	Stewart
Byrum	Hopgood	Nitz	Tabor
Casperson	Howell	Nofs	Taub
Caswell	Huizenga	Paletko	Tobocman

Caul	Hummel	Palmer	Vagnozzi
Cheeks	Hune	Palsrok	Van Regenmorter
Clack	Hunter	Pappageorge	Vander Veen
Condino	Jamnack	Pastor	Voorhees
Daniels	Johnson, Rick	Phillips	Walker
Dennis	Johnson, Ruth	Pumford	Ward
DeRoche	Julian	Reeves	Waters
DeRossett	Koetje	Richardville	Wenke
Drolet	Kolb	Rivet	Whitmer
Ehardt	Kooiman	Robertson	Williams
Elkins	LaJoy	Rocca	Wojno
Emmons	LaSata	Sak	Woodward
Farhat	Law	Shackleton	Woronchak
Farrah	Lipsey	Shaffer	Zelenko
Gaffney	McConico	Sheen	

Nays—0

In The Chair: Julian

The House agreed to the title of the bill.

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

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

Rep. Richardville moved that **House Bill No. 4481** be placed on its immediate passage.

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

House Bill No. 4481, entitled

A bill to amend 1893 PA 206, entitled “The general property tax act,” (MCL 211.1 to 211.157) by adding section 7gg.

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

Roll Call No. 383

Yeas—107

Accavitti	Garfield	Meisner	Sheltrown
Acciavatti	Gielegem	Meyer	Shulman
Adamini	Gillard	Middaugh	Smith
Amos	Gleason	Milosch	Spade
Anderson	Hager	Minore	Stahl
Bieda	Hardman	Moolenaar	Stakoe
Bisbee	Hart	Mortimer	Stallworth
Bradstreet	Hood	Murphy	Steil
Brown	Hoogendyk	Newell	Stewart
Byrum	Hopgood	Nitz	Tabor
Casperson	Howell	Nofs	Taub
Caswell	Huizenga	Paletko	Tobocman
Caul	Hummel	Palmer	Vagnozzi
Cheeks	Hune	Palsrok	Van Regenmorter
Clack	Hunter	Pappageorge	Vander Veen
Condino	Jamnack	Pastor	Voorhees
Daniels	Johnson, Rick	Phillips	Walker
Dennis	Johnson, Ruth	Pumford	Ward
DeRoche	Julian	Reeves	Waters
DeRossett	Koetje	Richardville	Wenke

Drolet	Kolb	Rivet	Whitmer
Ehardt	Kooiman	Robertson	Williams
Elkins	LaJoy	Rocca	Wojno
Emmons	LaSata	Sak	Woodward
Farhat	Law	Shackleton	Woronchak
Farrah	Lipsey	Shaffer	Zelenko
Gaffney	McConico	Sheen	

Nays—0

In The Chair: Julian

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

Rep. Richardville moved that **House Bill No. 4482** be placed on its immediate passage.
 The motion prevailed, a majority of the members serving voting therefor.

House Bill No. 4482, entitled

A bill to provide for the exemption of certain property from certain taxes; to levy and collect a specific tax upon the owners of certain property; to provide for the disposition of the tax; to clarify the ownership of certain parcels of property; to prescribe the powers and duties of certain local government officials; and to provide penalties.

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

Roll Call No. 384**Yeas—107**

Accavitti	Garfield	Meisner	Sheltrown
Acciavatti	Gielegem	Meyer	Shulman
Adamini	Gillard	Middaugh	Smith
Amos	Gleason	Milosch	Spade
Anderson	Hager	Minore	Stahl
Bieda	Hardman	Moolenaar	Stakoe
Bisbee	Hart	Mortimer	Stallworth
Bradstreet	Hood	Murphy	Steil
Brown	Hoogendyk	Newell	Stewart
Byrum	Hopgood	Nitz	Tabor
Casperson	Howell	Nofs	Taub
Caswell	Huizenga	Paletko	Tobocman
Caul	Hummel	Palmer	Vagnozzi
Cheeks	Hune	Palsrok	Van Regenmorter
Clack	Hunter	Pappageorge	Vander Veen
Condino	Jamnick	Pastor	Voorhees
Daniels	Johnson, Rick	Phillips	Walker
Dennis	Johnson, Ruth	Pumford	Ward
DeRoche	Julian	Reeves	Waters
DeRossett	Koetje	Richardville	Wenke
Drolet	Kolb	Rivet	Whitmer
Ehardt	Kooiman	Robertson	Williams
Elkins	LaJoy	Rocca	Wojno
Emmons	LaSata	Sak	Woodward
Farhat	Law	Shackleton	Woronchak
Farrah	Lipsey	Shaffer	Zelenko
Gaffney	McConico	Sheen	

Nays—0

In The Chair: Julian

The House agreed to the title of the bill.

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

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

Rep. Richardville moved that **House Bill No. 4483** be placed on its immediate passage.

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

House Bill No. 4483, entitled

A bill to provide for the creation of local land banks to assist governmental entities in the assembly and clearance of title to property in a coordinated manner; to facilitate the use and development of certain property; to promote economic growth; to prescribe the powers and duties of certain land banks; to provide for the creation and appointment of boards to govern land banks and to prescribe their powers and duties; to authorize the acquisition, maintenance, and disposal of interests in real and personal property; to authorize the conveyance of certain properties to a land bank; to authorize the enforcement of tax liens and the clearing or quieting of title by a land bank; to provide for the distribution and use of revenues collected or received by a land bank; to prescribe powers and duties of certain public entities and state and local officers and agencies; to authorize the transfer and acceptance of property in lieu of taxes and the release of tax liens; to exempt property, income, and operations of a land bank from tax; and to extend protections against certain liabilities to a land bank.

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

Roll Call No. 385**Yeas—107**

Accavitti	Garfield	Meisner	Sheltrown
Acciavatti	Gielegghem	Meyer	Shulman
Adamini	Gillard	Middaugh	Smith
Amos	Gleason	Milosch	Spade
Anderson	Hager	Minore	Stahl
Bieda	Hardman	Moolenaar	Stakoe
Bisbee	Hart	Mortimer	Stallworth
Bradstreet	Hood	Murphy	Steil
Brown	Hoogendyk	Newell	Stewart
Byrum	Hopgood	Nitz	Tabor
Casperson	Howell	Nofs	Taub
Caswell	Huizenga	Paletko	Tobocman
Caul	Hummel	Palmer	Vagnozzi
Cheeks	Hune	Palsrok	Van Regenmorter
Clack	Hunter	Pappageorge	Vander Veen
Condino	Jamnack	Pastor	Voorhees
Daniels	Johnson, Rick	Phillips	Walker
Dennis	Johnson, Ruth	Pumford	Ward
DeRoche	Julian	Reeves	Waters
DeRossett	Koetje	Richardville	Wenke
Drolet	Kolb	Rivet	Whitmer
Ehardt	Kooiman	Robertson	Williams
Elkins	LaJoy	Rocca	Wojno
Emmons	LaSata	Sak	Woodward
Farhat	Law	Shackleton	Woronchak
Farrah	Lipsey	Shaffer	Zelenko
Gaffney	McConico	Sheen	

Nays—0

In The Chair: Julian

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

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

A bill to provide for the creation of land bank fast track authorities to assist governmental entities in the assembly and clearance of title to property in a coordinated manner; to facilitate the use and development of certain property; to promote economic growth; to prescribe the powers and duties of certain authorities; to provide for the creation and appointment of boards to govern land bank fast track authorities and to prescribe their powers and duties; to authorize the acquisition, maintenance, and disposal of interests in real and personal property; to authorize the conveyance of certain properties to a land bank fast track authority; to authorize the enforcement of tax liens and the clearing or quieting of title by a land bank fast track authority; to provide for the distribution and use of revenues collected or received by a land bank fast track authority; to prescribe powers and duties of certain public entities and state and local officers and agencies; to authorize the transfer and acceptance of property in lieu of taxes and the release of tax liens; to exempt property, income, and operations of a land bank fast track authority from tax; to extend protections against certain liabilities to a land bank fast track authority; and to repeal acts and parts of acts.

The motion prevailed.

The House agreed to the title as amended.

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

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

Second Reading of Bills**House Bill No. 4484, entitled**

A bill to amend 1893 PA 206, entitled "The general property tax act," by amending sections 78i and 131e (MCL 211.78i and 211.131e), section 78i as amended by 2001 PA 101 and section 131e as amended by 1999 PA 123.

Was read a second time, and the question being on the adoption of the proposed substitute (H-4) previously recommended by the Committee on Land Use and Environment,

The substitute (H-4) was adopted, a majority of the members serving voting therefor.

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

The motion prevailed.

Rep. Richardville 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. 4484, entitled**

A bill to amend 1893 PA 206, entitled "The general property tax act," by amending sections 78i and 131e (MCL 211.78i and 211.131e), section 78i as amended by 2001 PA 101 and section 131e as amended by 1999 PA 123.

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

Roll Call No. 386**Yeas—107**

Accavitti	Garfield	Meisner	Sheltrown
Acciavatti	Gielegem	Meyer	Shulman
Adamini	Gillard	Middaugh	Smith
Amos	Gleason	Milosch	Spade
Anderson	Hager	Minore	Stahl
Bieda	Hardman	Moolenaar	Stakoe
Bisbee	Hart	Mortimer	Stallworth

Bradstreet	Hood	Murphy	Steil
Brown	Hoogendyk	Newell	Stewart
Byrum	Hopgood	Nitz	Tabor
Casperson	Howell	Nofs	Taub
Caswell	Huizenga	Paletko	Tobocman
Caul	Hummel	Palmer	Vagnozzi
Cheeks	Hune	Palsrok	Van Regenmorter
Clack	Hunter	Pappageorge	Vander Veen
Condino	Jamnick	Pastor	Voorhees
Daniels	Johnson, Rick	Phillips	Walker
Dennis	Johnson, Ruth	Pumford	Ward
DeRoche	Julian	Reeves	Waters
DeRossett	Koetje	Richardville	Wenke
Drolet	Kolb	Rivet	Whitmer
Ehardt	Kooiman	Robertson	Williams
Elkins	LaJoy	Rocca	Wojno
Emmons	LaSata	Sak	Woodward
Farhat	Law	Shackleton	Woronchak
Farrah	Lipsey	Shaffer	Zelenko
Gaffney	McConico	Sheen	

Nays—0

In The Chair: Julian

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

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

A bill to amend 1893 PA 206, entitled “The general property tax act,” by amending sections 78i, 78k, 78l, 78m, and 131e (MCL 211.78i, 211.78k, 211.78l, 211.78m, and 211.131e), section 78i as amended by 2001 PA 101, section 78k as amended by 2001 PA 94, section 78l as added and section 131e as amended by 1999 PA 123, and section 78m as amended by 2001 PA 99.

The motion prevailed.

The House agreed to the title as amended.

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

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

Second Reading of Bills

House Bill No. 4488, 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 4 (MCL 21.144) and by adding section 2f.

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

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

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

The motion prevailed.

Rep. Richardville 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. 4488, 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 4 (MCL 21.144) and by adding section 2f.

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

Roll Call No. 387

Yeas—107

Accavitti	Garfield	Meisner	Sheltrown
Acciavatti	Gielegem	Meyer	Shulman
Adamini	Gillard	Middaugh	Smith
Amos	Gleason	Milosch	Spade
Anderson	Hager	Minore	Stahl
Bieda	Hardman	Moolenaar	Stakoe
Bisbee	Hart	Mortimer	Stallworth
Bradstreet	Hood	Murphy	Steil
Brown	Hoogendyk	Newell	Stewart
Byrum	Hopgood	Nitz	Tabor
Casperson	Howell	Nofs	Taub
Caswell	Huizenga	Paletko	Tobocman
Caul	Hummel	Palmer	Vagnozzi
Cheeks	Hune	Palsrok	Van Regenmorter
Clack	Hunter	Pappageorge	Vander Veen
Condino	Jamnick	Pastor	Voorhees
Daniels	Johnson, Rick	Phillips	Walker
Dennis	Johnson, Ruth	Pumford	Ward
DeRoche	Julian	Reeves	Waters
DeRossett	Koetje	Richardville	Wenke
Drolet	Kolb	Rivet	Whitmer
Ehardt	Kooiman	Robertson	Williams
Elkins	LaJoy	Rocca	Wojno
Emmons	LaSata	Sak	Woodward
Farhat	Law	Shackleton	Woronchak
Farrah	Lipsey	Shaffer	Zelenko
Gaffney	McConico	Sheen	

Nays—0

In The Chair: Julian

The House agreed to the title of the bill.

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

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

Rep. Richardville moved that when the House adjourns today it stand adjourned until Wednesday, July 2, at 10:00 a.m.
The motion prevailed.

Announcement by the Clerk of Printing and Enrollment

The Clerk announced that the following bill had been printed and placed upon the files of the members on Wednesday, June 25:

Senate Bill No. 597

The Clerk announced that the following bills had been printed and placed upon the files of the members on Friday, June 27:

House Bill Nos. 4897 4898 4899 4900 4901

The Clerk announced the enrollment printing and presentation to the Governor on Monday, June 30, for her approval of the following bills:

Enrolled House Bill No. 4077 at 10:43 a.m.
Enrolled House Bill No. 4081 at 10:45 a.m.
Enrolled House Bill No. 4145 at 10:47 a.m.
Enrolled House Bill No. 4326 at 10:49 a.m.
Enrolled House Bill No. 4456 at 10:51 a.m.
Enrolled House Bill No. 4511 at 10:53 a.m.
Enrolled House Bill No. 4557 at 10:55 a.m.
Enrolled House Bill No. 4558 at 10:57 a.m.
Enrolled House Bill No. 4559 at 10:59 a.m.
Enrolled House Bill No. 4560 at 11:01 a.m.
Enrolled House Bill No. 4562 at 11:03 a.m.
Enrolled House Bill No. 4563 at 11:05 a.m.
Enrolled House Bill No. 4564 at 11:07 a.m.
Enrolled House Bill No. 4565 at 11:09 a.m.
Enrolled House Bill No. 4818 at 11:11 a.m.
Enrolled House Bill No. 4280 at 2:35 p.m.
Enrolled House Bill No. 4281 at 2:37 p.m.
Enrolled House Bill No. 4408 at 2:39 p.m.
Enrolled House Bill No. 4519 at 2:41 p.m.

The Clerk announced that the following Senate bill had been received on Tuesday, July 1:
Senate Bill No. 596

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

House Bill No. 4125, entitled

A bill to amend 1978 PA 368, entitled "Public health code," by amending sections 10102 and 10104 (MCL 333.10102 and 333.10104).

The Senate has passed the bill, ordered that it be given immediate effect and pursuant to Joint Rule 20, inserted the full title.

The House agreed to the full title.

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

House Bill No. 4133, entitled

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending section 628 (MCL 257.628), as amended by 2000 PA 167.

The Senate has passed the bill, ordered that it be given immediate effect and pursuant to Joint Rule 20, inserted the full title.

The House agreed to the full title.

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

House Bill No. 4224, entitled

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending section 628 (MCL 257.628), as amended by 2000 PA 167.

The Senate has passed the bill, ordered that it be given immediate effect and pursuant to Joint Rule 20, inserted the full title.

The House agreed to the full title.

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

House Bill No. 4479, entitled

A bill to amend 1978 PA 368, entitled "Public health code," by amending section 10102a (MCL 333.10102a), as added by 1986 PA 186.

The Senate has passed the bill, ordered that it be given immediate effect and pursuant to Joint Rule 20, inserted the full title.

The House agreed to the full title.

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

House Bill No. 4524, entitled

A bill to amend 1984 PA 431, entitled "The management and budget act," by amending section 361 (MCL 18.1361).

The Senate has passed the bill, ordered that it be given immediate effect and pursuant to Joint Rule 20, inserted the full title.

The House agreed to the full title.

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

House Bill No. 4606, entitled

A bill to amend 1976 PA 388, entitled "Michigan campaign finance act," by amending section 6 (MCL 169.206), as amended by 1995 PA 264.

The Senate has passed the bill, ordered that it be given immediate effect and pursuant to Joint Rule 20, inserted the full title.

The House agreed to the full title.

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

House Bill No. 4732, entitled

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," (MCL 760.1 to 777.69) by adding section 1j to chapter IX.

The Senate has passed the bill, ordered that it be given immediate effect and pursuant to Joint Rule 20, inserted the full title.

The House agreed to the full title.

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

House Bill No. 4735, entitled

A bill to amend 1961 PA 236, entitled "Revised judicature act of 1961," (MCL 600.101 to 600.9948) by adding section 185.

The Senate has passed the bill, ordered that it be given immediate effect and pursuant to Joint Rule 20, inserted the full title.

The House agreed to the full title.

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

House Bill No. 4736, entitled

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending sections 629e and 907 (MCL 257.629e and 257.907), section 629e as amended by 2001 PA 213 and section 907 as amended by 2002 PA 534.

The Senate has passed the bill, ordered that it be given immediate effect and pursuant to Joint Rule 20, inserted the full title.

The House agreed to the full title.

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

House Bill No. 4741, entitled

A bill to amend 1939 PA 288, entitled "Probate code of 1939," by amending section 29 of chapter XIIA (MCL 712A.29), as added by 1993 PA 344.

The Senate has passed the bill, ordered that it be given immediate effect and pursuant to Joint Rule 20, inserted the full title.

The House agreed to the full title.

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

House Bill No. 4743, entitled

A bill to amend 1953 PA 232, entitled "Corrections code of 1953," by amending section 36 (MCL 791.236), as amended by 1999 PA 271.

The Senate has passed the bill, ordered that it be given immediate effect and pursuant to Joint Rule 20, inserted the full title.

The House agreed to the full title.

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

House Bill No. 4745, entitled

A bill to amend 1990 PA 250, entitled "DNA identification profiling system act," by amending section 6 (MCL 28.176), as amended by 2001 PA 87.

The Senate has passed the bill, ordered that it be given immediate effect and pursuant to Joint Rule 20, inserted the full title.

The House agreed to the full title.

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

House Bill No. 4746, entitled

A bill to amend 1939 PA 288, entitled "Probate code of 1939," by amending section 18k of chapter XIII (MCL 712A.18k), as amended by 2001 PA 91.

The Senate has passed the bill, ordered that it be given immediate effect and pursuant to Joint Rule 20, inserted the full title.

The House agreed to the full title.

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

House Bill No. 4749, entitled

A bill to amend 1961 PA 236, entitled "Revised judicature act of 1961," (MCL 600.101 to 600.9948) by adding section 175.

The Senate has passed the bill, ordered that it be given immediate effect and pursuant to Joint Rule 20, inserted the full title.

The House agreed to the full title.

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

House Bill No. 4750, entitled

A bill to amend 1988 PA 260, entitled "Community dispute resolution act," by amending section 10 (MCL 691.1560), as amended by 1993 PA 286.

The Senate has passed the bill, ordered that it be given immediate effect and pursuant to Joint Rule 20, inserted the full title.

The House agreed to the full title.

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

House Bill No. 4126, entitled

A bill to amend 1998 PA 386, entitled "Estates and protected individuals code," by amending sections 1106, 5506, 5507, and 5510 (MCL 700.1106, 700.5506, 700.5507, and 700.5510), section 1106 as amended by 2000 PA 463.

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 amended the title to read as follows:

A bill to amend 1998 PA 386, entitled "An act to codify, revise, consolidate, and classify aspects of the law relating to wills and intestacy, relating to the administration and distribution of estates of certain individuals, relating to trusts, and relating to the affairs of certain individuals under legal incapacity; to provide for the powers and procedures of the court that has jurisdiction over these matters; to provide for the validity and effect of certain transfers, contracts, and deposits that relate to death; to provide procedures to facilitate enforcement of certain trusts; and to repeal acts and parts of acts," by amending sections 1106, 5506, 5507, 5508, and 5510 (MCL 700.1106, 700.5506, 700.5507, 700.5508, and 700.5510), section 1106 as amended by 2000 PA 463.

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

House Bill No. 4733, entitled

A bill to amend 1939 PA 288, entitled "Probate code of 1939," by amending section 18 of chapter XIA (MCL 712A.18), as amended by 2000 PA 55, and by adding section 18m to chapter XIA.

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. 596, entitled

A bill to amend 1978 PA 368, entitled "Public health code," by amending section 12562 (MCL 333.12562), as amended by 1999 PA 41.

The Senate has passed the bill.

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

Notices

July 1, 2003

Gary Randall, Clerk of the House
Ground Floor, Capitol
Lansing, MI 48909

Dear Mr. Randall:

I am hereby removing Representative Jim Plakas from the Conference Committee on HB 4391, which is the Department of Education appropriation for FY 2003-2004, as well as the Conference Committee on HB 4401, which is the School Aid appropriation for FY 2003-2004, and replacing him on both conference committees with Representative Gretchen Whitmer.

If you have any questions, please contact my office.

Sincerely,
Rick Johnson
Speaker of the House

Messages from the Governor

Date: June 27, 2003

Time: 9:10 a.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

Enrolled House Bill No. 4330 (Public Act No. 30, I.E.), being

An act to amend 1949 PA 300, entitled "An act to provide for the registration, titling, sale, transfer, and regulation of certain vehicles operated upon the public highways of this state or any other place open to the general public or generally accessible to motor vehicles and distressed vehicles; to provide for the licensing of dealers; to provide for the examination, licensing, and control of operators and chauffeurs; to provide for the giving of proof of financial responsibility and security by owners and operators of vehicles; to provide for the imposition, levy, and collection of specific taxes on vehicles, and the levy and collection of sales and use taxes, license fees, and permit fees; to provide for the regulation and use of streets and highways; to create certain funds; to provide penalties and sanctions for a violation of this act; to provide for civil liability of owners and operators of vehicles and service of process on residents and nonresidents; to provide for the levy of certain assessments; to provide for the enforcement of this act; to provide for the creation of and to prescribe the powers and duties of certain state and local agencies; to impose liability upon the state or local agencies; to provide appropriations for certain purposes; to repeal all other acts or parts of acts inconsistent with this act or contrary to this act; and to repeal certain parts of this act on a specific date," by amending section 803e (MCL 257.803e), as amended by 1998 PA 68.

(Filed with the Secretary of State June 30, 2003, at 10:16 a.m.)

Date: July 1, 2003
Time: 9:02 a.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

Enrolled House Bill No. 4818 (Public Act No. 31, I.E.), being

An act to amend 1927 PA 372, entitled “An act to regulate and license the selling, purchasing, possessing, and carrying of certain firearms and gas ejecting devices; to prohibit the buying, selling, or carrying of certain firearms and gas ejecting devices without a license or other authorization; to provide for the forfeiture of firearms under certain circumstances; to provide for penalties and remedies; to provide immunity from civil liability under certain circumstances; to prescribe the powers and duties of certain state and local agencies; to prohibit certain conduct against individuals who apply for or receive a license to carry a concealed pistol; to make appropriations; to prescribe certain conditions for the appropriations; and to repeal all acts and parts of acts inconsistent with this act,” by amending section 5b (MCL 28.425b), as amended by 2002 PA 719.

(Filed with the Secretary of State July 1, 2003, at 9:22 a.m.)

Communications from State Officers

The following communications from the Auditor General were received and read:

June 25, 2003

Enclosed is a copy of the following audit report and/or report summary:

Financial Audit, Including the Provisions
of the Single Audit Act, of the
Department of Attorney General
October 1, 2000 through September 30, 2002

June 26, 2003

Enclosed is a copy of the following audit report and/or report summary:

Financial Audit, Including the Provisions
of the Single Audit Act, of the
Department of Civil Rights
October 1, 2000 through September 30, 2002

June 27, 2003

Enclosed is a copy of the following audit report and/or report summary:

Financial Audit, Including the Provisions
of the Single Audit Act, of the
Department of History, Arts and Libraries
October 1, 2001 through September 30, 2002
and the Library of Michigan
October 1, 2000 through September 30, 2001

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

The communications were referred to the Clerk and the accompanying reports referred to the Committee on Government Operations.

Introduction of Bills

Reps. Brown and Adamini introduced

House Bill No. 4902, entitled

A bill to amend 1951 PA 51, entitled “An act to provide for the classification of all public roads, streets, and highways in this state, and for the revision of that classification and for additions to and deletions from each

classification; to set up and establish the Michigan transportation fund; to provide for the deposits in the Michigan transportation fund of specific taxes on motor vehicles and motor vehicle fuels; to provide for the allocation of funds from the Michigan transportation fund and the use and administration of the fund for transportation purposes; to set up and establish the truck safety fund; to provide for the allocation of funds from the truck safety fund and administration of the fund for truck safety purposes; to set up and establish the Michigan truck safety commission; to establish certain standards for road contracts for certain businesses; to provide for the continuing review of transportation needs within the state; to authorize the state transportation commission, counties, cities, and villages to borrow money, issue bonds, and make pledges of funds for transportation purposes; to authorize counties to advance funds for the payment of deficiencies necessary for the payment of bonds issued under this act; to provide for the limitations, payment, retirement, and security of the bonds and pledges; to provide for appropriations and tax levies by counties and townships for county roads; to authorize contributions by townships for county roads; to provide for the establishment and administration of the state trunk line fund, critical bridge fund, comprehensive transportation fund, and certain other funds; to provide for the deposits in the state trunk line fund, critical bridge fund, comprehensive transportation fund, and certain other funds of money raised by specific taxes and fees; to provide for definitions of public transportation functions and criteria; to define the purposes for which Michigan transportation funds may be allocated; to provide for Michigan transportation fund grants; to provide for review and approval of transportation programs; to provide for submission of annual legislative requests and reports; to provide for the establishment and functions of certain advisory entities; to provide for conditions for grants; to provide for the issuance of bonds and notes for transportation purposes; to provide for the powers and duties of certain state and local agencies and officials; to provide for the making of loans for transportation purposes by the state transportation department and for the receipt and repayment by local units and agencies of those loans from certain specified sources; and to repeal acts and parts of acts," by amending section 1a (MCL 247.651a).

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

Reps. Gaffney, Ward, Lipsey, Ehardt, LaJoy, Milosch, Pastor, Hune, Acciavatti, Amos, Nofs, Tobocman, Brandenburg, McConico, Reeves, Hager, Hunter, Ruth Johnson, Vander Veen, Farhat, Emmons, Hummel, Woronchak, Stahl, Shulman, Stakoe, Accavitti, Wojno, Elkins, Law, Mortimer, Casperson, Stallworth, Hood, Moolenaar and Hardman introduced

House Bill No. 4903, entitled

A bill to establish the state home heating credit fund in the department of treasury; and to provide certain powers and duties of the department of treasury with respect to the home heating credit fund.

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

Reps. Gaffney, Ward, Lipsey, Ehardt, LaJoy, Milosch, Pastor, Hune, Acciavatti, Amos, Nofs, Tobocman, Brandenburg, McConico, Reeves, Hager, Hunter, Ruth Johnson, Shulman, Farhat, Emmons, Hummel, Woronchak, Stahl, Vander Veen, Stakoe, Wojno, Accavitti, Elkins, Law, Mortimer, Casperson, Stallworth, Hood, Moolenaar and Hardman introduced

House Bill No. 4904, entitled

A bill to amend 1967 PA 281, entitled "Income tax act of 1967," (MCL 206.1 to 206.532) by adding section 437.

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

Reps. Drolet, Wenke, Lipsey and Tobocman introduced

House Bill No. 4905, entitled

A bill to amend 1931 PA 328, entitled "The Michigan penal code," by amending section 158 (MCL 750.158).

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

Reps. Drolet, Wenke, Lipsey and Tobocman introduced

House Bill No. 4906, entitled

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending section 16i of chapter XVII (MCL 777.16i), as amended by 2002 PA 278.

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

Reps. Stahl, Julian, Hummel, Robertson, Hune and Garfield introduced

House Bill No. 4907, entitled

A bill to amend 1956 PA 218, entitled "The insurance code of 1956," by amending section 602 (MCL 500.602), as amended by 1989 PA 35, and by adding section 603.

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

Reps. Wojno, Accavitti, Gielegem, Woodward, Law, Whitmer, Tobocman, Spade, Vagnozzi, Cheeks, Meisner, Condino, Bieda, Brandenburg, Shaffer and Woronchak introduced

House Bill No. 4908, entitled

A bill to amend 1956 PA 218, entitled "The insurance code of 1956," (MCL 500.100 to 500.8302) by adding section 3406r.

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

Reps. Robertson, Hune, Hummel, Ward, Stakoe, Stahl, Wenke, Jamnick, Minore, Vander Veen, Julian, Steil and Shaffer introduced

House Bill No. 4909, entitled

A bill to amend 1987 PA 96, entitled "The mobile home commission act," by amending sections 4, 5, and 6 (MCL 125.2304, 125.2305, and 125.2306).

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

Reps. Hune, Robertson, Hummel, Ward, Stakoe, Stahl, Wenke, Jamnick, Minore, Vander Veen, Julian, Steil and Shaffer introduced

House Bill No. 4910, entitled

A bill to amend 1987 PA 96, entitled "The mobile home commission act," by amending sections 7, 11, 12, and 13 (MCL 125.2307, 125.2311, 125.2312, and 125.2313).

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

Reps. Condino, Tobocman, Hood, Milosch, Brandenburg, Amos, Plakas, Accavitti, Clack, Hunter, Rivet, Lipsey, Byrum, Bieda, Nofs, Sheen, Paletko, Zelenko, Waters, Anderson, Farhat, Whitmer, Brown, Gillard, Cheeks, Meisner, Reeves, Kolb, Farrah, Woodward, Minore, Woronchak, Law, Wojno, O'Neil, Wenke and Hummel introduced

House Bill No. 4911, entitled

A bill to amend 1933 PA 167, entitled "General sales tax act," (MCL 205.51 to 205.78) by adding section 4bb.

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

Reps. Bieda, Gleason, Brandenburg and Minore introduced

House Bill No. 4912, entitled

A bill to amend 1967 PA 281, entitled "Income tax act of 1967," by amending section 274 (MCL 206.274), as amended by 1997 PA 82.

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

Rep. Bieda introduced

House Bill No. 4913, entitled

A bill to amend 1931 PA 328, entitled "The Michigan penal code," by amending sections 72, 83, 88, 89, 91, 110, 213, 317, 349, 520b, 520c, 520d, 529, and 530 (MCL 750.72, 750.83, 750.88, 750.89, 750.91, 750.110, 750.213, 750.317, 750.349, 750.520b, 750.520c, 750.520d, 750.529, and 750.530), section 110 as amended by 1994 PA 270 and sections 520b, 520c, and 520d as amended by 2002 PA 714, and by adding section 506b.

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

Reps. Palsrok, Walker, Milosch, Acciavatti, Brandenburg, Stahl, Amos, Robertson, Tobocman, Tabor, Kolb and Farhat introduced

House Bill No. 4914, entitled

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," (MCL 324.101 to 324.90106) by adding section 80124a.

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

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

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

House Bill No. 4013, entitled

A bill to amend 1956 PA 205, entitled "The paternity act," by amending section 2 (MCL 722.712), as amended by 1998 PA 113.

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 and laid over one day.

Favorable Roll Call

To Report Out:

Yeas: Reps. Howell, Van Regenmorter, Koetje, Pappageorge, Voorhees, Gaffney, Garfield, Wenke, Lipsey, Adamini, Bieda, Condino and Smith

Nays: Rep. Bradstreet

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

House Bill No. 4768, entitled

A bill to amend 1956 PA 205, entitled "The paternity act," by amending section 2 (MCL 722.712), as amended by 1998 PA 113.

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 and laid over one day.

Favorable Roll Call

To Report Out:

Yeas: Reps. Howell, LaSata, Van Regenmorter, Koetje, Pappageorge, Voorhees, Gaffney, Garfield, Wenke, Lipsey, Adamini, Bieda, Condino and Smith

Nays: Rep. Bradstreet

COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Tuesday, July 1, 2003, at 9:00 a.m.

Present: Reps. Howell, LaSata, Van Regenmorter, Bradstreet, Koetje, Pappageorge, Voorhees, Gaffney, Garfield, Wenke, Lipsey, Adamini, Bieda, Condino and Smith

The Committee on Local Government and Urban Policy, by Rep. Ward, Chair, reported

House Bill No. 4245, entitled

A bill to amend 1954 PA 116, entitled "Michigan election law," by amending section 961a (MCL 168.961a), as amended by 1999 PA 220.

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 and laid over one day.

Favorable Roll Call

To Report Out:

Yeas: Reps. Ward, Robertson, DeRossett, Hager, Drolet, Stakoe, Wenke, Jamnick, Hardman, Tobocman and Accavitti

Nays: None

The Committee on Local Government and Urban Policy, by Rep. Ward, Chair, reported
House Bill No. 4658, entitled

A bill to amend 1964 PA 284, entitled "City income tax act," by amending section 3 of chapter 1 (MCL 141.503), as amended by 1998 PA 500.

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 and laid over one day.

Favorable Roll Call

To Report Out:

Yeas: Reps. Ward, DeRossett, Hager, Stakoe, Jamnick, Tobocman and Accavitti

Nays: Reps. Robertson and Drolet

COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Ward, Chair of the Committee on Local Government and Urban Policy, was received and read:

Meeting held on: Tuesday, July 1, 2003, at 9:00 a.m.

Present: Reps. Ward, Robertson, DeRossett, Hager, Drolet, Stakoe, Wenke, Jamnick, Hardman, Tobocman and Accavitti

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

House Bill No. 4613, entitled

A bill to amend 2001 PA 181, entitled "An act to authorize the board of a school district to award high school diplomas to World War II veterans under certain circumstances; and to prescribe duties and responsibilities of certain state officers and officials," by amending the title and section 1 (MCL 35.341).

Without amendment and with the recommendation that the bill pass.

The bill was referred to the order of Second Reading of Bills and laid over one day.

Favorable Roll Call

To Report Out:

Yeas: Reps. Palmer, Hummel, Bradstreet, Hager, Hart, Ruth Johnson, Voorhees, Vander Veen, Stahl, Gielegghem, Vagnozzi, Spade, Smith, Hopgood, Meisner and Clack

Nays: None

COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Tuesday, July 1, 2003, at 4:20 p.m.

Present: Reps. Palmer, Hummel, Bradstreet, Hager, Hart, Ruth Johnson, Voorhees, Vander Veen, Stahl, Gielegghem, Vagnozzi, Spade, Smith, Hopgood, Meisner and Clack

Absent: Reps. Meyer, Tabor and Nofs

Excused: Reps. Meyer, Tabor and Nofs

COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Tuesday, July 1, 2003, at 9:00 a.m.

Present: Reps. Bisbee, DeRoche, Koetje, Middaugh, Drolet, Palmer, Hune, Milosch, Palsrok, Wenke, Rivet, McConico, Murphy, Tobocman and Accavitti

Absent: Reps. Howell, Huizenga, O'Neil and Lipsey

Excused: Reps. Howell, Huizenga, O'Neil and Lipsey

Rep. Milosch moved that the House adjourn.
The motion prevailed, the time being 5:20 p.m.

The Speaker Pro Tempore declared the House adjourned until Wednesday, July 2, at 10:00 a.m.

GARY L. RANDALL
Clerk of the House of Representatives