

**No. 63**  
**STATE OF MICHIGAN**  
**JOURNAL**  
**OF THE**  
**House of Representatives**  
**96th Legislature**  
**REGULAR SESSION OF 2012**

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House Chamber, Lansing, Wednesday, July 18, 2012.

10:00 a.m.

The House was called to order by the Speaker.

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

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

e/d/s = entered during session

Rep. Sharon Tyler, from the 78th District, offered the following invocation:

**“Our Heroes**  
By Phoebe Cary

Here’s a hand to the boy who has courage  
To do what he knows to be right;  
When he falls in the way of temptation  
He has a hard battle to fight.  
Who strives against self and his comrades  
Will find a most powerful foe.  
All honor to him if he conquers.  
A cheer for the boy who says ‘NO!’  
There’s many a battle fought daily  
The world knows nothing about;  
There’s many a brave little soldier  
Whose strength puts a legion to rout.  
And he who fights sin singlehanded  
Is more of a hero, I say,  
Than he who leads soldiers to battle  
And conquers by arms in the fray.  
Be steadfast, my boy, when you’re tempted.  
To do what you know to be right.  
Stand firm by the colors of manhood,  
And you will o’ercome in the fight.  
‘The right,’ be your battle cry ever  
In waging the warfare of life.  
And God, Who knows who are the heroes,  
Will give you the strength for the strife.

Our Heavenly Father, Please give us the strength to do what is right and the courage to say no when we know something is wrong. Guide us in our decisions that we face daily and help us understand the impact those decisions may have on the people of the state of Michigan. May You bless our leaders, this body and all of the people we represent. We ask this in Jesus name. Amen.”



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

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

The Clerk announced that the following bills and joint resolutions had been printed and placed upon the files of the members on Friday, June 15:

<b>House Bill Nos.</b>	<b>5738</b>	<b>5739</b>	<b>5740</b>	<b>5741</b>	<b>5742</b>	<b>5743</b>	<b>5744</b>	<b>5745</b>	<b>5746</b>	<b>5747</b>	<b>5748</b>	<b>5749</b>	<b>5750</b>	<b>5751</b>
	<b>5752</b>	<b>5753</b>	<b>5754</b>	<b>5755</b>	<b>5756</b>	<b>5757</b>	<b>5758</b>	<b>5759</b>	<b>5760</b>	<b>5761</b>	<b>5762</b>	<b>5763</b>	<b>5764</b>	<b>5765</b>
	<b>5766</b>	<b>5767</b>	<b>5768</b>											
<b>House Joint Resolutions</b>	<b>XX</b>	<b>YY</b>	<b>ZZ</b>											
<b>Senate Bill Nos.</b>	<b>1182</b>	<b>1183</b>	<b>1184</b>	<b>1185</b>	<b>1186</b>	<b>1187</b>	<b>1188</b>	<b>1189</b>	<b>1190</b>	<b>1191</b>	<b>1192</b>	<b>1193</b>	<b>1194</b>	<b>1195</b>
	<b>1196</b>	<b>1197</b>												

The Clerk announced the enrollment printing and presentation to the Governor on Tuesday, June 19, for his approval of the following bills:

- Enrolled House Bill No. 5338 at 10:44 a.m.**
- Enrolled House Bill No. 5714 at 10:46 a.m.**
- Enrolled House Bill No. 5573 at 11:22 a.m.**

The Clerk announced the enrollment printing and presentation to the Governor on Thursday, June 21, for his approval of the following bills:

**Enrolled House Bill No. 5365 at 11:22 a.m.**  
**Enrolled House Bill No. 5660 at 11:24 a.m.**  
**Enrolled House Bill No. 4596 at 11:26 a.m.**  
**Enrolled House Bill No. 4593 at 11:28 a.m.**  
**Enrolled House Bill No. 4594 at 11:30 a.m.**  
**Enrolled House Bill No. 4595 at 11:32 a.m.**  
**Enrolled House Bill No. 4025 at 3:16 p.m.**  
**Enrolled House Bill No. 4116 at 3:18 p.m.**  
**Enrolled House Bill No. 4146 at 3:20 p.m.**  
**Enrolled House Bill No. 4513 at 3:22 p.m.**  
**Enrolled House Bill No. 4656 at 3:24 p.m.**  
**Enrolled House Bill No. 4724 at 3:26 p.m.**  
**Enrolled House Bill No. 4913 at 3:28 p.m.**  
**Enrolled House Bill No. 5044 at 3:30 p.m.**  
**Enrolled House Bill No. 5045 at 3:32 p.m.**  
**Enrolled House Bill No. 5058 at 3:34 p.m.**  
**Enrolled House Bill No. 5131 at 3:36 p.m.**  
**Enrolled House Bill No. 5158 at 3:38 p.m.**  
**Enrolled House Bill No. 5164 at 3:40 p.m.**  
**Enrolled House Bill No. 5226 at 3:42 p.m.**  
**Enrolled House Bill No. 5228 at 3:44 p.m.**  
**Enrolled House Bill No. 5287 at 3:46 p.m.**  
**Enrolled House Bill No. 5297 at 3:48 p.m.**  
**Enrolled House Bill No. 5340 at 3:50 p.m.**  
**Enrolled House Bill No. 5372 at 3:52 p.m.**  
**Enrolled House Bill No. 5408 at 3:54 p.m.**  
**Enrolled House Bill No. 5421 at 3:56 p.m.**  
**Enrolled House Bill No. 5441 at 3:58 p.m.**

The Clerk announced the enrollment printing and presentation to the Governor on Friday, June 22, for his approval of the following bills:

**Enrolled House Bill No. 5541 at 11:10 a.m.**  
**Enrolled House Bill No. 5543 at 11:12 a.m.**  
**Enrolled House Bill No. 5553 at 11:14 a.m.**  
**Enrolled House Bill No. 5560 at 11:16 a.m.**  
**Enrolled House Bill No. 5562 at 11:18 a.m.**  
**Enrolled House Bill No. 5563 at 11:20 a.m.**  
**Enrolled House Bill No. 5595 at 11:22 a.m.**  
**Enrolled House Bill No. 5596 at 11:24 a.m.**  
**Enrolled House Bill No. 5609 at 11:26 a.m.**  
**Enrolled House Bill No. 4455 at 11:28 a.m.**  
**Enrolled House Bill No. 5059 at 11:30 a.m.**  
**Enrolled House Bill No. 5061 at 11:32 a.m.**  
**Enrolled House Bill No. 5062 at 11:34 a.m.**  
**Enrolled House Bill No. 5142 at 11:36 a.m.**  
**Enrolled House Bill No. 5414 at 11:38 a.m.**  
**Enrolled House Bill No. 5424 at 11:40 a.m.**  
**Enrolled House Bill No. 5468 at 11:42 a.m.**  
**Enrolled House Bill No. 5477 at 11:44 a.m.**  
**Enrolled House Bill No. 5611 at 11:46 a.m.**  
**Enrolled House Bill No. 5646 at 11:48 a.m.**  
**Enrolled House Bill No. 5658 at 11:50 a.m.**  
**Enrolled House Bill No. 5699 at 11:52 a.m.**  
**Enrolled House Bill No. 5700 at 11:54 a.m.**  
**Enrolled House Bill No. 5717 at 11:55 a.m.**

The Clerk announced the enrollment printing and presentation to the Governor on Wednesday, June 27, for his approval of the following bill:

**Enrolled House Bill No. 4723 at 4:04 p.m.**

### Reports of Standing Committees

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

**Senate Bill No. 1160, entitled**

A bill to provide for restitution for victims of certain mortgage-related crimes; to provide funding for foreclosure-related services, blight elimination, certain programs of the Michigan state housing development authority, educational improvements, and assistance to homeless children and certain veterans; and to provide for the powers and duties of certain state governmental officers and entities.

With the recommendation that the substitute (H-2) be adopted and that the bill then pass.

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

### Favorable Roll Call

To Report Out:

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

Nays: None

### COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Tuesday, July 17, 2012

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

Absent: Reps. Kowall, Goike and Jackson

Excused: Reps. Kowall, Goike and Jackson

The Committee on Natural Resources, Tourism, and Outdoor Recreation, by Rep. Foster, Chair, reported

**Senate Bill No. 821, entitled**

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending sections 1301, 2035, 44501, 44516, 44518, 44520, 44520a, and 44524 (MCL 324.1301, 324.2035, 324.44501, 324.44516, 324.44518, 324.44520, 324.44520a, and 324.44524), section 1301 as amended by 2011 PA 218, section 2035 as added and sections 44501 and 44518 as amended by 2004 PA 587, sections 44516, 44520, and 44524 as added by 1995 PA 57, and section 44520a as added by 2006 PA 183, and by adding section 44522a; and to repeal acts and parts of acts.

With the recommendation that the substitute (H-3) be adopted and that the bill then pass.

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

### Favorable Roll Call

To Report Out:

Yeas: Reps. Foster, Damrow, Hughes, Johnson, Pettalia, Haugh, Stapleton, Bledsoe and Slavens

Nays: None

### COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Foster, Chair, of the Committee on Natural Resources, Tourism, and Outdoor Recreation, was received and read:

Meeting held on: Wednesday, July 18, 2012

Present: Reps. Foster, Damrow, Hughes, Johnson, Pettalia, Haugh, Stapleton, Bledsoe and Slavens

Absent: Reps. Huuki and Wayne Schmidt

Excused: Reps. Huuki and Wayne Schmidt

The Committee on Commerce, by Rep. Wayne Schmidt, Chair, reported

**Senate Bill No. 1004, entitled**

A bill to amend 1993 PA 327, entitled "Tobacco products tax act," by amending sections 7 and 11 (MCL 205.427 and 205.431), section 7 as amended by 2008 PA 458 and section 11 as amended by 2004 PA 474.

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

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

Favorable Roll Call

To Report Out:

Yeas: Reps. Wayne Schmidt, Tyler, Gilbert, Knollenberg, Denby, Lund, Shirkey, Farrington, Glardon, Shaughnessy, Somerville and Zorn

Nays: Reps. Barnett and Townsend

COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Wednesday, July 18, 2012

Present: Reps. Wayne Schmidt, Tyler, Gilbert, Knollenberg, Denby, Lund, Shirkey, Farrington, Glardon, Shaughnessy, Somerville, Zorn, Switalski, Bledsoe, Haugh, Barnett, Clemente and Townsend

Absent: Rep. Olumba

**Messages from the Governor**

The following message from the Governor was received June 26, 2012 and read:

**EXECUTIVE ORDER**

**No. 2012 - 9**

**MICHIGAN STRATEGIC FUND BOARD  
DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS**

**EXECUTIVE REORGANIZATION**

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

WHEREAS, Section 2 of Article V of the Michigan Constitution of 1963 empowers the Governor to make changes in the organization of the Executive Branch or in the assignment of functions among its units which the Governor considers necessary for efficient administration; and

WHEREAS, there is a continued need to reorganize the functions among state departments to ensure efficient administration; and

WHEREAS, programs, agencies, and commissions should be placed among the principal departments on a consistent, logical basis in order to ensure the most efficient use of taxpayer dollars and more streamlined services;

NOW, THEREFORE, I, Richard D. Snyder, Governor of the state of Michigan, pursuant to the powers vested in me by the Constitution of the state of Michigan of 1963 and the laws of the state of Michigan, order the following:

**I. MICHIGAN STRATEGIC FUND**

**A. Michigan Economic Growth Authority**

1. All the authority, powers, duties, functions, responsibilities, records, personnel, property, unexpended balances of appropriations, allocations or other funds of the Michigan Economic Growth Authority created under the Michigan Economic Growth Authority Act, 1995 PA 24, MCL 207.801 to 207.810, are transferred to the Michigan Strategic Fund Board.

2. The Michigan Economic Growth Authority is abolished.

**B. Michigan Next Energy Authority**

1. All the authority, powers, duties, functions, responsibilities, records, personnel, property, unexpended balances of appropriations, allocations or other funds of the Michigan Next Energy Authority and the Michigan Next Energy Authority Board, created under the Michigan Next Energy Authority Act, 2002 PA 593, MCL 207.821 to 207.827 are transferred to the Michigan Strategic Fund Board.

2. The Michigan Next Energy Authority and the Michigan Next Energy Authority Board are abolished.

C. The President of the Michigan Strategic Fund shall provide executive direction and supervision for the implementation of all transfers of functions under Section I of this Order and shall make internal organizational changes as necessary to complete the transfers under Section I of this Order.

D. The functions transferred under Section I of this Order shall be administered by the President of the Michigan Strategic Fund in such ways as to promote efficient administration.

## **II. DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS**

### **A. Prevailing Wage on State Projects Act**

Any authority, powers, duties, functions, records, personnel, property, unexpended balances of appropriations, allocations or other funds, including the functions of budgeting and procurement relative to prevailing wages on state projects created by the Prevailing Wages on State Projects Act, 1965 PA 166, as amended, MCL 408.551 to 408.558, are transferred from the Michigan Strategic Fund to the Department of Licensing and Regulatory Affairs.

### **B. Non-Incorporated Private Educational Institutions Act**

Any authority, powers, duties, functions, records, personnel, property, unexpended balances of appropriations, allocations or other funds, including the functions of budgeting and procurement relative to Sections 1 and 2 of the Non-Incorporated Private Educational Institutions Act, 1964 PA 142, MCL 390.771 to 390.772, regarding non-incorporated privately operated post-secondary institutions are transferred from the Michigan Strategic Fund to the Department of Licensing and Regulatory Affairs.

### **C. Religious College Aspects of the Michigan General Corporations Act**

Any authority, powers, duties, functions, records, personnel, property, unexpended balances of appropriations, allocations or other funds, including the functions of budgeting and procurement relative to Section 184a of the Michigan General Corporations Act, 1931 PA 327, MCL 450.184a, regarding organization and operation of a religious college by an ecclesiastical corporation are transferred from the Michigan Strategic Fund to the Department of Licensing and Regulatory Affairs.

### **D. Implementation of Transfers**

1. The Director of the Department of Licensing and Regulatory Affairs, after consultation with the President of the Michigan Strategic Fund, shall provide executive direction and supervision for the implementation of all transfers of authority to the Department of Licensing and Regulatory Affairs made by Section II of this Order.

2. The Director of the Department of Licensing and Regulatory Affairs shall administer the assigned functions transferred under Section II of this Order in such ways as to promote efficient administration and shall make internal organizational changes as may be administratively necessary to complete the realignment of responsibilities as prescribed in Section II of this Order.

3. The Director of the Department of Licensing and Regulatory Affairs and the President of the Michigan Strategic Fund shall immediately initiate coordination to facilitate the transfers and develop a memorandum of record identifying any pending settlements, issues of compliance with applicable federal and state laws and regulations, or other obligations to be resolved related to the authority to be transferred by Section II of this Order.

## **III. MISCELLANEOUS**

A. Any suit, action, or other proceeding lawfully commenced by, against, or before any entity affected by this Order shall not abate by reason of the taking effect of this Order. Any lawfully commenced suit, action, or other proceeding may be maintained by, against, or before the appropriate successor of any entity affected by this Order.

B. All rules, orders, contracts, plans, and agreements relating to the functions transferred to the Department of Licensing and Regulatory Affairs and the Michigan Strategic Fund by this order lawfully adopted prior to the effective date of this Order shall continue to be effective until revised, amended, or rescinded.

C. The invalidity of any portion of this Order shall not affect the validity of the remainder of the Order, which may be given effect without any invalid portion. Any portion of this order found invalid by a court or other entity with proper jurisdiction shall be severable from the remaining portions of the Order.

In fulfillment of the requirements of Section 2 of Article V of the Michigan Constitution of 1963, the provisions of this Order shall be effective 60 days after the filing of this Order.

[SEAL]

Given under my hand and the Great Seal of the state of Michigan this 26th day of June, in the Year of our Lord Two Thousand Twelve.

RICHARD D. SNYDER  
GOVERNOR

BY THE GOVERNOR:  
RUTH A. JOHNSON  
SECRETARY OF STATE

The message was referred to the Clerk.

The following message from the Governor was received June 27, 2012 and read:

**EXECUTIVE ORDER**  
**No. 2012 - 10**

**DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS**  
**DEPARTMENT OF HUMAN SERVICES**  
**DEPARTMENT OF CIVIL RIGHTS**  
**BUREAU OF SERVICES FOR BLIND PERSONS**  
**COMMISSION FOR THE BLIND**  
**COMMISSION FOR BLIND PERSONS**  
**MICHIGAN REHABILITATION COUNCIL**  
**MICHIGAN COUNCIL FOR REHABILITATION SERVICES**  
**DISABILITY CONCERNS COMMISSION**

**RESCISSION OF EXECUTIVE ORDER 2007-48**

**EXECUTIVE REORGANIZATION**

WHEREAS, Section 1 of Article V of the Michigan Constitution of 1963 vests the executive power in the Governor; and  
WHEREAS, Section 2 of Article V of the Michigan Constitution of 1963 empowers the Governor to make changes in the organization of the Executive Branch or in the assignment of functions among its units that the Governor considers necessary for efficient administration; and

WHEREAS, Section 8 of Article V of the Michigan Constitution of 1963 provides that each principal department shall be under the supervision of the Governor, unless otherwise provided by the Constitution; and

WHEREAS, there is a continued need to reorganize functions among state departments to ensure efficient administration; and

NOW, THEREFORE, I, Richard D. Snyder, Governor of the state of Michigan, by virtue of the powers and authority vested in the Governor by the Michigan Constitution of 1963 and Michigan law, order the following:

**I. BUREAU OF SERVICES FOR BLIND PERSONS**

A. The Bureau of Services for Blind Persons is created as a Type II Agency within the Department of Licensing and Regulatory Affairs. The Department of Licensing and Regulatory Affairs shall serve as a Designated State Agency under the Rehabilitation Act of 1973, as amended, 29 USC 701 et seq. The Bureau of Services for Blind Persons shall serve as the State Licensing Agency under the Randolph-Sheppard vending facilities for blind in federal buildings act, 20 U.S.C. 107 to 107f.

B. All authority, powers, duties, functions, records, personnel, property, unexpended balances of appropriations, allocations or other funds of the Commission for the Blind are transferred from the Commission for the Blind to the Bureau of Services for Blind Persons, including but not limited to the following:

1. The Blind and Visually Disabled Persons Act, 1978 PA 260, MCL 393.351 to 393.369.
2. Section 7a of the Michigan Historical Commission Act, 1913 PA 271, MCL 399.1 to 399.10.
3. Section 2 of the Limited Access Highways Act, 1941 PA 205, MCL 252.51 to 252.64.
4. Section 208 of the Michigan Museum Act, 1990 PA 325, MCL 399.301 to MCL 399.510.
5. Section 4 of the Business Opportunity Act for Persons with Disabilities, 1988 PA 112, MCL 450.791 to MCL 450.795.

C. Any authority, powers, duties, functions, records, property, unexpended balances of appropriations, allocations or other funds, including the functions of budgeting and procurement of the Director of the Commission for the Blind are transferred to the Director of the Department of Licensing and Regulatory Affairs.

D. Any authority, powers, duties, functions, records, property, unexpended balances of appropriations, allocations or other funds of the Commission for the Blind granted by 1999 AC, R 393.16(f), 393.34 and 393.56 are transferred to the Director of the Department of Licensing and Regulatory Affairs.

E. Any authority, powers, duties and functions relative to final agency decisions for cases arising under the Randolph-Sheppard Act, 20 U.S.C. 107 to 107f, the Rehabilitation Act of 1973, Public Law 93-112, as amended, 29 U.S.C. 732, and the Blind and Visually Disabled Persons Act, 1978 PA 260, MCL 393.351 to MCL 393.369, are transferred from the Commission for the Blind to the Director of the Department of Licensing and Regulatory Affairs.

**II. COMMISSION FOR BLIND PERSONS**

A. The Commission for Blind Persons ("Commission") is created as an advisory commission within the Department of Licensing and Regulatory Affairs.

B. The Commission shall consist of seven members appointed by, and serving at the pleasure of, the Governor. Four of the members shall be blind persons.

C. The Commission members shall have a particular interest or expertise in the concerns of the blind community.

D. The Governor shall designate a member of the Commission to serve as its Chairperson. The Chairperson shall serve at the pleasure of the Governor.

E. The Director of the Department of Licensing and Regulatory Affairs shall perform all budgeting, procurement, and related management functions of the Commission.

F. The Commission shall do the following:

1. Study and review the needs of the blind community in this state.

2. Advise the Department of Licensing and Regulatory Affairs concerning the coordination and administration of state programs serving the blind community.

3. Recommend changes in state programs, statutes, and policies that affect the blind community to the Department of Licensing and Regulatory Affairs.

4. Secure appropriate recognition of the accomplishments and contributions of blind residents of this state.

5. Monitor, evaluate, investigate, and advocate programs for the betterment of blind residents of this state.

6. Advise the Governor and the Director of the Department of Licensing and Regulatory Affairs, of the nature, magnitude, and priorities of the challenges of blind persons in this state.

7. Advise the Governor and the Director of the Department of Licensing and Regulatory Affairs on this state's policies concerning blind individuals.

### **III. MICHIGAN REHABILITATION SERVICES**

Michigan Rehabilitation Services is transferred by a Type II transfer from the Department of Licensing and Regulatory Affairs to the Department of Human Services. The Department of Human Services shall serve as a Designated State Agency under the Rehabilitation Act of 1973, as amended, 29 U.S.C. 701 et seq. Any authority, powers, duties, functions, records, personnel, property, unexpended balances of appropriations, allocations or other funds, including the functions of budgeting and procurement, of Michigan Rehabilitation Services, are transferred from the Department of Licensing and Regulatory Affairs to the Department of Human Services.

### **IV. IMPLEMENTATION OF TRANSFERS**

A. Any authority, powers, duties, functions, records, personnel, property, unexpended balances of appropriations, allocations or other funds, including the functions of budgeting and procurement, used, held, employed, available, or to be made available to the Department of Licensing and Regulatory Affairs for the activities, powers, duties, functions, and responsibilities transferred by this Order are transferred to the receiving department.

B. The director of the department receiving the transfer, after consultation with the Director of the Department of Licensing and Regulatory Affairs, shall provide executive direction and supervision for the implementation of the transfers. The assigned functions shall be administered under the direction and supervision of the director of the receiving department.

C. The directors of the departments impacted by this Order shall immediately initiate coordination to facilitate the transfers and shall develop a memorandum of record identifying any pending settlements, issues of compliance with applicable federal and state laws and regulations, or other obligations to be resolved.

D. The directors of the departments impacted by this Order shall administer the functions transferred in such ways as to promote efficient administration and shall make internal organizational changes as may be administratively necessary to complete the realignment of responsibilities under this Order.

### **V. CREATION OF MICHIGAN COUNCIL FOR REHABILITATION SERVICES**

A. The Michigan Council for Rehabilitation Services ("Council") is established within the Department of Human Services. The Council shall serve as a single state rehabilitation council pursuant to 29 USC 721(a)(21)(B) for the Department of Human Services, Michigan Rehabilitation Services and the Department of Licensing and Regulatory Affairs, Bureau of Services for Blind Persons.

B. The Council shall include the following seventeen (17) voting members:

1. The following members shall be appointed by the Governor, after soliciting recommendations from representatives of organizations representing a broad range of individuals with disabilities and organizations interested in individuals with disabilities:

a. One individual representing the Statewide Independent Living Council established under Executive Order 2007-49 who must be the chairperson or other designee of the Statewide Independent Living Council.

b. One individual representing a parent training and information center established under Section 671 of the Individuals with Disabilities Education Act, Public Law 91-30, as amended, 20 USC 1471.

c. One individual representing the client assistance program established under Section 112 of the Rehabilitation Act of 1973, Public Law 93-112, as amended, 29 USC 732 who must be the director of or other individual recommended by the client assistance program.

d. One individual representing qualified vocational rehabilitation counselors with knowledge of, and experience with, vocational rehabilitation programs. The individual appointed under this paragraph shall not be an employee of Michigan Rehabilitation Services or the Bureau of Services for Blind Persons.

e. One individual representing community rehabilitation program service providers.



- f. Four individuals representing business, industry, or labor.
- g. One individual representing the Talent Investment Board created by Executive Order 2011-13.
- h. At least two individuals representing disability advocacy groups, including a cross-section of the following:
  - i. Individuals with physical, cognitive, sensory, and mental disabilities.
  - ii. Individuals with disabilities who have difficulty in representing themselves or are unable due to their disabilities to represent themselves.
- i. One individual representing current or former applicants for, or recipients of, vocational rehabilitation services.
- j. One individual representing the director of a project carried out under Section 121 of the Rehabilitation Act of 1973, Public Law 93-112, as amended, 29 USC 741, providing vocational rehabilitation services grants to the governing bodies of an Indian tribe or to a consortium of tribal governing bodies.

2. The Superintendent of Public Instruction, or his or her designee, from within the Department of Education.

C. The Bureau Director of Michigan Rehabilitation Services and the Bureau Director of the Bureau of Services for Blind Persons shall serve as non-voting ex officio members of the Council.

D. A majority of the members of the Council shall be individuals with disabilities as defined in 29 USC 705(20)(B) and shall not be employed by the Michigan Rehabilitation Services or the Bureau of Services for Blind Persons. When appointing members of the Council, the Governor shall consider, to the greatest extent practicable, the extent to which minority populations are represented on the Council.

E. Of the members of the Council initially appointed by the Governor under Section VI.B., six (6) members shall be appointed for a term expiring on December 31, 2013, five (5) members shall be appointed for a term expiring on December 31, 2014, and five (5) members shall be appointed for a term expiring on December 31, 2015. After the initial appointments, members shall be appointed for a term of three (3) years.

F. A vacancy on the Council occurring other than by expiration of a term shall be filled by the Governor in the same manner as the original appointment for the balance of the unexpired term. A vacancy shall not affect the power of the remaining members to exercise the duties of the Council.

G. Except for members appointed under Section V.B.1.c. or Section V.B.1. j., a member of the Council shall not serve more than two consecutive full terms.

## **VI. CHARGE TO THE COUNCIL**

A. After consulting with the Talent Investment Board, the Council shall do all of the following:

1. Review, analyze, and advise Michigan Rehabilitation Services and the Bureau of Services for Blind Persons regarding the performance of the responsibilities of Michigan Rehabilitation Services and Bureau of Services for Blind Persons under Sections 100 to 141 of the Rehabilitation Act of 1973, Public Law 93-112, as amended, 29 USC 720 to 753a, particularly responsibilities relating to all of the following:

- a. Eligibility, including order of selection.
- b. The extent, scope, and effectiveness of services provided.
- c. Functions performed by state agencies that affect or that potentially affect the ability of individuals with disabilities in achieving employment outcomes under Sections 100 to 141 of the Rehabilitation Act of 1973, Public Law 93-112, as amended, 29 USC 720 to 753a.

2. In partnership with Michigan Rehabilitation Services and the Bureau of Services for Blind Persons:

- a. Develop, agree to, and review the goals and priorities of this state in accordance with Section 101(a)(15)(C) of the Rehabilitation Act of 1973, Public Law 93-112, as amended, 29 USC 721(a)(15)(C).
- b. Evaluate the effectiveness of the vocational rehabilitation program and submit reports of progress to the federal government in accordance with Sections 101(a)(15)(E) and 121 of the Rehabilitation Act of 1973 Public Law 93-112, as amended, 29 USC 721(a)(15)(E).

3. Advise the Department of Human Services, Michigan Rehabilitation Services, and the Department of Licensing and Regulatory Affairs, Bureau of Services for Blind Persons regarding activities authorized to be carried out under Sections 100 to 141 of the Rehabilitation Act of 1973, Public Law 93-112, as amended, 29 USC 720 to 753a, and assist in the preparation of the State Plan and amendments to the State Plan, applications, reports, needs assessments, and evaluations required by Sections 100 to 141 of the Rehabilitation Act of 1973, Public Law 93-112, as amended, 29 USC 720 to 753a.

4. Perform all other functions required by 29 USC 725(c)(4)-(8).

5. Perform other functions related to the Council's responsibilities as requested by the Governor or the Director of the Department of Human Services or the Director of the Department of Licensing and Regulatory Affairs.

## **VII. OPERATIONS OF THE COUNCIL**

A. The Council shall select from among its voting members a Chairperson of the Council, subject to the veto power of the Governor, and may select other officers as it deems necessary.

B. The Council may adopt procedures consistent with federal law, Michigan law, and this Order governing its organization and operations.

C. A majority of the voting members of the Council serving constitutes a quorum for the transaction of the Council's business. The Council shall act by a majority vote of the voting members of the Council serving.

D. The Council shall meet at least four times per year in a place that the Council determines necessary to conduct Council business and conduct forums or hearings as the Council determines appropriate.

E. The Council shall conduct all business at public meetings held in compliance with the Open Meetings Act, 1976 PA 267, MCL 15.261 to 15.275. Public notice of the time, date, and place of each meeting shall be given in the manner required by the Open Meetings Act, 1976 PA 267, MCL 15.261 to 15.275.

F. The Council shall carry out its functions as required by 29 USC 725(d)-(e) and 29 USC 725(g).

**VIII. DISABILITY CONCERNS COMMISSION**

All the authority, powers, duties, functions, records, personnel, property, unexpended balances of appropriations, and allocations or other funds, including the functions of budgeting and procurement, of the Disability Concerns Commission, created by Executive Order 2009-40, previously transferred by Executive Order 2011-4 from the Department of Licensing and Regulatory Affairs to the Department of Civil Rights by a Type I transfer, are hereby transferred to the Department of Civil Rights by Type III transfer.

**IX. ABOLISHED ENTITIES**

A. The Michigan Rehabilitation Council, created by Executive Order 2007-48, is abolished, and Executive Order 2007-48 is rescinded.

B. The Commission for the Blind, created by MCL 393.352, and the Commission Board, created by 1999 AC, R 391.1 et seq., are abolished.

C. The position of Director of the Commission for the Blind created by MCL 393.352(1) is abolished.

D. The Disability Concerns Commission, created by Executive Order 2009-40, is abolished.

**X. MISCELLANEOUS**

A. All rules, orders, contracts, plans, and agreements relating to the functions transferred to the Department of Human Services by this Order lawfully adopted prior to the effective date of this Order by the responsible state agency shall continue to be effective until revised, amended, or rescinded.

B. Any suit, action, or other proceeding lawfully commenced by, against, or before any entity transferred to the Department of Human Services or the Department of Licensing and Regulatory Affairs by this Order shall not abate by reason of the taking effect of this Order. Any lawfully commenced suit, action, or other proceeding may be maintained by, against, or before the appropriate successor of any entity affected by this Order.

C. The invalidity of any portion of this Order shall not affect the validity of the remainder of the Order, which may be given effect without any invalid portion. Any portion of this Order found invalid by a court or other entity with proper jurisdiction shall be severable from the remaining portions of this Order.

In fulfillment of the requirements of Section 2 of Article V of the Michigan Constitution of 1963, the Sections VIII and IX D. of this Order shall be effective 60 days after the filing of this Order and the remaining provisions of this Order shall be effective on October 1, 2012.

[SEAL]

Given under my hand and the Great Seal of the state of Michigan this 27th day of June, in the Year of our Lord Two Thousand Twelve.

RICHARD D. SNYDER  
GOVERNOR  
BY THE GOVERNOR:  
RUTH A. JOHNSON  
SECRETARY OF STATE

The message was referred to the Clerk.

The following message from the Governor was received June 28, 2012 and read:

**EXECUTIVE ORDER  
No. 2012 - 11**

**AUTISM COUNCIL  
MICHIGAN DEPARTMENT OF COMMUNITY HEALTH**

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

WHEREAS, the state of Michigan recognizes that the goals of maximizing the potential for children and adults with autism spectrum disorders are the same as those for other children and adults: personal independence and social responsibility; and

WHEREAS, it is important that the state of Michigan encourage early identification of children with autism spectrum disorders in order to provide early intervention services for children to achieve optimal participation in their home, school, and community; and

WHEREAS, effective coordination of federal, state, and local resources is needed to provide screening, diagnosis, early intensive behavior intervention, and evidence-based treatment for children and adults with autism spectrum disorders to assist all individuals with autism spectrum disorders to reach their fullest potential; and

WHEREAS, establishment of the Autism Council within the Michigan Department of Community Health will advise and assist in the development of a statewide comprehensive, coordinated, multidisciplinary, interagency system; and provide implementation, monitoring, and updating of the Michigan Autism Spectrum Disorders State Plan to ensure that the key recommendations in the document become reality for individuals with autism spectrum disorders and their families throughout Michigan;

NOW, THEREFORE, I, Richard D. Snyder, Governor of the state of Michigan, by virtue of the power and authority vested in the Governor by the Michigan Constitution of 1963 and Michigan law, order the following:

#### **I. DEFINITIONS**

A. "ASD" means autism spectrum disorders.

B. "Council" means the Autism Council created within the Michigan Department of Community Health by this Order.

C. "Department" means the Department of Community Health.

#### **II. CREATION OF THE AUTISM COUNCIL**

A. The Autism Council is created as an advisory body within the Michigan Department of Community Health.

B. The Autism Council shall be composed of 12 members appointed by the Governor. Of the members initially appointed, 4 members shall be appointed for terms expiring on September 30, 2014; 4 members shall be appointed for terms expiring on September 30, 2015; and 4 members shall be appointed for terms expiring on September 30, 2016. After the initial appointments, members of the council shall be appointed to 4-year terms.

C. The Autism Council consists of the following members:

- The director of the Department of Community Health, or his or her designee, from within the Department of Community Health.
- The director of the Department of Human Services, or his or her designee, from within the Department of Human Services.
- The director of the Licensing and Regulatory Affairs, or his or her designee, from within the Department of Licensing and Regulatory Affairs.
- The superintendent of the Department of Education, or his or her designee, from within the Department of Education.
- Two individuals, either individuals with ASD, individuals who have a family member with ASD, or one of each.
- An individual representing the school systems, being someone from an intermediate school district, local school district or transition coordinator.
- An individual representing adult service agencies and/or providers from a pre-paid inpatient health plan (PIHP) or local community mental health service program (CMHSP).
- An individual representing state funded initiatives.
- An individual representing a state university.
- An individual representing a medical center, service center, or health care provider.
- An individual representing a non-profit organization serving those with ASD.

D. A vacancy on the council occurring other than by expiration of a term shall be filled in the same manner as the original appointment for the balance of the unexpired term.

#### **III. CHARGE TO THE COUNCIL**

A. The council shall act in an advisory capacity and shall do all of the following:

1. Review and adopt the Michigan Autism Spectrum Disorder (ASD) State Plan.

2. Implement, monitor, and update the Michigan ASD state plan. The plan shall do the following:

Provide for comprehensive, lifespan supports to individuals with ASD and their families through access to information and resources, coordination of services, and implementation of evidence based practices.

3. Annually update the plan adopted under Section III. A. 1. and submit the updated plan to the Governor and the Department not later than 60 days after the close of each fiscal year.

4. Advise the Governor and the Department on the development and establishment of the state plan.

B. As directed by the Director of the Department, Department staff shall assist the council with the preparation of grant and other funding applications submitted to public and private funding sources, and assist the council with the establishment of policies and procedures regarding the use of grant and other funds.

C. The council shall provide other information or advice as directed by the Governor or the Department.

#### **IV. OPERATIONS OF THE COUNCIL**

A. The council shall be staffed and assisted by personnel from the Department as directed by the Governor or the Department. Any budgeting, procurement, and related management functions of the council shall be performed under the direction and supervision of the Director of the Department.

- B. The Governor shall designate the Chairperson of the council.
- C. The council may select from among its members a Vice-Chairperson.
- D. The council shall select from among its members a Secretary. Council staff shall assist the Secretary with record-keeping responsibilities.
- E. The council may create sub-advisory groups to assist the council in policy making recommendations.
- F. A majority of the members of the council serving constitutes a quorum for the transaction of the council's business. The council shall act by a majority vote of its serving members.
- G. The council shall adopt procedures consistent with Michigan law and this Order governing its organization and operations, and may establish committees and request public participation on advisory panels as the council deems necessary. The Council also may adopt, reject, or modify any recommendations proposed by committees or advisory panels.
- H. The council shall meet at the call of the Chairperson and as may be provided in procedures adopted by the council.
- I. In developing recommendations, the council may, as appropriate, make inquiries, studies, investigations, hold hearings, and receive comments from the public. The council also may consult with outside experts in order to perform its duties, including, but not limited to, experts in the private sector, organized labor, government agencies, and at institutions of higher education.
- J. Members of the council shall serve without compensation but may receive reimbursement for necessary travel and expenses according to relevant statutes and the rules and procedures of the Civil Service Commission and the Department of Technology, Management, and Budget, subject to available funding.
- K. The council may hire or retain contractors, sub-contractors, advisors, consultants, and agents, and may make and enter into contracts necessary or incidental to the exercise of the powers of the council and the performance of its duties as the Director of the Department deems advisable and necessary, in accordance with this Order, and the relevant statutes, rules, and procedures of the Civil Service Commission and the Department of Management and Budget.
- L. The council may accept donations of labor, services, or other things of value from any public or private agency or person. Any donations shall be expended in accordance with applicable laws, rules, and procedures.
- M. Members of the council shall refer all legal, legislative, and media contacts to the Department.

#### V. MISCELLANEOUS

- A. All departments, committees, commissioners, or officers of this state or of any political subdivision of this state shall give to the council, or to any member or representative of the council, any necessary assistance required by the council, or any member or representative of the council, in the performance of the duties of the council so far as is compatible with its, his, or her duties. Free access shall also be given to any books, records, or documents in its, his, or her custody, relating to matters within the scope of inquiry, study, or investigation of the council.
- B. Any suit, action, or other proceeding lawfully commenced by, against, or before any entity affected by this Order shall not abate by reason of the taking effect of this Order
- C. The invalidity of any portion of this Order shall not affect the validity of the remainder of the Order.
- This Executive Order shall become effective upon filing.

[SEAL]

Given under my hand and the Great Seal of the state of Michigan this 28th day of June, in the Year of our Lord Two Thousand Twelve.

RICHARD D. SNYDER  
GOVERNOR  
BY THE GOVERNOR:  
RUTH A. JOHNSON  
SECRETARY OF STATE

The message was referred to the Clerk.

Date: June 19, 2012  
Time: 2:49 p.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

**Enrolled House Bill No. 5130 (Public Act No. 178, I.E.), being**

An act to amend 2000 PA 92, entitled "An act to codify the licensure and regulation of certain persons engaged in processing, manufacturing, production, packing, preparing, repacking, canning, preserving, freezing, fabricating, storing, selling, serving, or offering for sale food or drink for human consumption; to prescribe powers and duties of the department of agriculture; to provide for delegation of certain powers and duties to certain local units of government; to provide exemptions; to regulate the labeling, manufacture, distribution, and sale of food for protection of the consuming public and to prevent fraud and deception by prohibiting the misbranding, adulteration, manufacture, distribution, and sale of foods in violation of this act; to provide standards for food products and food establishments; to provide for enforcement of the act; to provide penalties and remedies for violation of the act; to provide for fees; to provide for

promulgation of rules; and to repeal acts and parts of acts,” by amending sections 1101, 1105, 1107, 1109, 1111, 1113, 2119, 2125, 2127, 2129, 3103, 3105, 3125, 3127, 3133, 4102, 4103, 4105, 4111, 4117, 4123, 4125, 4127, 4129, 5101, 5105, 6101, 6107, 6129, 6135, 7101, 7113, 7133, 7137, and 8107 (MCL 289.1101, 289.1105, 289.1107, 289.1109, 289.1111, 289.1113, 289.2119, 289.2125, 289.2127, 289.2129, 289.3103, 289.3105, 289.3125, 289.3127, 289.3133, 289.4102, 289.4103, 289.4105, 289.4111, 289.4117, 289.4123, 289.4125, 289.4127, 289.4129, 289.5101, 289.5105, 289.6101, 289.6107, 289.6129, 289.6135, 289.7101, 289.7113, 289.7133, 289.7137, and 289.8107), section 1105 as amended by 2010 PA 113, section 1107 as amended by 2008 PA 338, sections 1109, 2119, 2125, 2129, 3103, 3125, 3127, and 4103 as amended by 2007 PA 113, section 4102 as added by 2010 PA 112, section 4105 as amended by 2010 PA 145, sections 4111, 4117, 4125, 5101, 5105, 6101, 6129, 7113, 7137, and 8107 as amended by 2007 PA 114, and section 7101 as amended by 2002 PA 487, and by adding sections 2132, 4114, 7104, 7112, and 7114; and to repeal acts and parts of acts.

(Filed with the Secretary of State June 19, 2012, at 3:40 p.m.)

Date: June 19, 2012

Time: 3:56 p.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

**Enrolled House Bill No. 5338 (Public Act No. 180, I.E.), being**

An act to amend 1978 PA 368, entitled “An act to protect and promote the public health; to codify, revise, consolidate, classify, and add to the laws relating to public health; to provide for the prevention and control of diseases and disabilities; to provide for the classification, administration, regulation, financing, and maintenance of personal, environmental, and other health services and activities; to create or continue, and prescribe the powers and duties of, departments, boards, commissions, councils, committees, task forces, and other agencies; to prescribe the powers and duties of governmental entities and officials; to regulate occupations, facilities, and agencies affecting the public health; to regulate health maintenance organizations and certain third party administrators and insurers; to provide for the imposition of a regulatory fee; to provide for the levy of taxes against certain health facilities or agencies; to promote the efficient and economical delivery of health care services; to provide for the appropriate utilization of health care facilities and services, and to provide for the closure of hospitals or consolidation of hospitals or services; to provide for the collection and use of data and information; to provide for the transfer of property; to provide certain immunity from liability; to regulate and prohibit the sale and offering for sale of drug paraphernalia under certain circumstances; to provide for the implementation of federal law; to provide for penalties and remedies; to provide for sanctions for violations of this act and local ordinances; to provide for an appropriation and supplements; to repeal certain acts and parts of acts; to repeal certain parts of this act; and to repeal certain parts of this act on specific dates,” by amending sections 2251 and 7341 (MCL 333.2251 and 333.7341), section 7341 as added by 1984 PA 347.

(Filed with the Secretary of State June 19, 2012, at 4:10 p.m.)

Date: June 19, 2012

Time: 2:06 p.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

**Enrolled House Bill No. 5714 (Public Act No. 181, I.E.), being**

An act to amend 1969 PA 306, entitled “An act to provide for the effect, processing, promulgation, publication, and inspection of state agency rules, determinations, and other matters; to provide for the printing, publishing, and distribution of certain publications; to provide for state agency administrative procedures and contested cases and appeals from contested cases in licensing and other matters; to create and establish certain committees and offices; to provide for declaratory judgments as to rules; to repeal certain acts and parts of acts; and to repeal certain parts of this act on a specific date,” by amending section 48 (MCL 24.248), as amended by 1999 PA 262.

(Filed with the Secretary of State June 19, 2012, at 4:12 p.m.)

Date: June 20, 2012

Time: 2:00 p.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

**Enrolled House Bill No. 5573 (Public Act No. 191, I.E.), being**

An act to amend 1947 PA 359, entitled “An act to authorize the incorporation of charter townships; to provide a municipal charter therefor; to prescribe the powers and functions thereof; and to prescribe penalties and provide remedies,” by amending section 13a (MCL 42.13a), as added by 2006 PA 596.

(Filed with the Secretary of State June 20, 2012, at 3:51 p.m.)

Date: June 25, 2012  
Time: 2:13 p.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

**Enrolled House Bill No. 5541 (Public Act No. 192, I.E.), being**

An act to provide for a capital outlay program; to set forth the provisions for its implementation within the budgetary process; to make appropriations for planning and construction at state institutions and the acquisition of land; to provide for the elimination of fire hazards at the institutions; to provide for certain special maintenance, remodeling, alteration, renovation, or demolition of and additions to projects at state institutions; to provide for elimination of occupational safety and health hazards at state agencies and institutions; to provide for the award of contracts; and to provide for the expenditure thereof under the supervision of the director of the department of technology, management, and budget and the state administrative board.

(Filed with the Secretary of State June 26, 2012, at 9:18 a.m.)

Date: June 26, 2012  
Time: 3:16 p.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

**Enrolled House Bill No. 5717 (Public Act No. 193, I.E.), being**

An act to establish an agricultural loan origination program; to authorize certain loan guarantees; to prescribe the powers and duties of certain state agencies and officials; to provide for an appropriation; and to repeal acts and parts of acts.

(Filed with the Secretary of State June 26, 2012, at 4:20 p.m.)

Date: June 25, 2012  
Time: 1:35 p.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

**Enrolled House Bill No. 5562 (Public Act No. 194, I.E.), being**

An act to amend 1931 PA 328, entitled “An act to revise, consolidate, codify, and add to the statutes relating to crimes; to define crimes and prescribe the penalties and remedies; 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 criminal trials; to provide for liability for damages; and to repeal certain acts and parts of acts inconsistent with or contravening any of the provisions of this act,” by amending section 136b (MCL 750.136b), as amended by 2008 PA 577, and by adding section 136d.

(Filed with the Secretary of State June 26, 2012, at 4:22 p.m.)

Date: June 26, 2012  
Time: 3:06 p.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

**Enrolled House Bill No. 5563 (Public Act No. 195, I.E.), being**

An act to amend 1927 PA 175, entitled “An act to revise, consolidate, and codify the laws relating to criminal procedure and to define the jurisdiction, powers, and duties of courts, judges, and other officers of the court under the provisions of this act; to provide laws relative to the rights of persons accused of criminal offenses and ordinance violations; to provide for the arrest of persons charged with or suspected of criminal offenses and ordinance violations; to provide for bail of persons arrested for or accused of criminal offenses and ordinance violations; to provide for the examination of persons accused of criminal offenses; to regulate the procedure relative to grand juries, indictments, informations, and proceedings before trial; to provide for trials of persons complained of or indicted for criminal offenses and ordinance violations and to provide for the procedure in those trials; to provide for judgments and sentences of persons convicted of criminal offenses and ordinance violations; to establish a sentencing commission and to prescribe its powers and duties; to provide for procedure relating to new trials and appeals in criminal and ordinance violation cases; to provide a uniform system of probation throughout this state and the appointment of probation officers; to prescribe the powers, duties, and compensation of probation officers; to provide penalties for the violation of the duties of probation officers; to provide for procedure governing proceedings to prevent crime and proceedings for the discovery of crime; to provide for fees of

officers, witnesses, and others in criminal and ordinance violation cases; to set forth miscellaneous provisions as to criminal procedure in certain cases; to provide penalties for the violation of certain provisions of this act; and to repeal all acts and parts of acts inconsistent with or contravening any of the provisions of this act," by amending section 16g of chapter XVII (MCL 777.16g), as amended by 2008 PA 521.

(Filed with the Secretary of State June 26, 2012, at 4:24 p.m.)

Date: June 26, 2012

Time: 3:12 p.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

**Enrolled House Bill No. 4724 (Public Act No. 196, I.E.), being**

An act to amend 1939 PA 280, entitled "An act to protect the welfare of the people of this state; to provide general assistance, hospitalization, infirmary and medical care to poor or unfortunate persons; to provide for compliance by this state with the social security act; to provide protection, welfare and services to aged persons, dependent children, the blind, and the permanently and totally disabled; to administer programs and services for the prevention and treatment of delinquency, dependency and neglect of children; to create a state department of social services; to prescribe the powers and duties of the department; to provide for the interstate and intercounty transfer of dependents; to create county and district departments of social services; to create within certain county departments, bureaus of social aid and certain divisions and offices thereunder; to prescribe the powers and duties of the departments, bureaus and officers; to provide for appeals in certain cases; to prescribe the powers and duties of the state department with respect to county and district departments; to prescribe certain duties of certain other state departments, officers, and agencies; to make an appropriation; to prescribe penalties for the violation of the provisions of this act; and to repeal certain parts of this act on specific dates," (MCL 400.1 to 400.119b) by adding section 14l.

(Filed with the Secretary of State June 26, 2012, at 4:26 p.m.)

Date: June 26, 2012

Time: 3:24 p.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

**Enrolled House Bill No. 4513 (Public Act No. 198, I.E.), being**

An act to amend 1976 PA 451, entitled "An act to provide a system of public instruction and elementary and secondary schools; to revise, consolidate, and clarify the laws relating to elementary and secondary education; to provide for the organization, regulation, and maintenance of schools, school districts, public school academies, intermediate school districts, and other public school entities; to prescribe rights, powers, duties, and privileges of schools, school districts, public school academies, intermediate school districts, and other public school entities; to provide for the regulation of school teachers and certain other school employees; to provide for school elections and to prescribe powers and duties with respect thereto; to provide for the levy and collection of taxes; to provide for the borrowing of money and issuance of bonds and other evidences of indebtedness; to establish a fund and provide for expenditures from that fund; to provide for and prescribe the powers and duties of certain state departments, the state board of education, and certain other boards and officials; to provide for licensure of boarding schools; to prescribe penalties; and to repeal acts and parts of acts," by amending section 1147 (MCL 380.1147).

(Filed with the Secretary of State June 26, 2012, at 4:30 p.m.)

Date: June 25, 2012

Time: 1:41 p.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

**Enrolled House Bill No. 5372 (Public Act No. 201, I.E.), being**

An act to amend 1979 PA 94, entitled "An act to make appropriations to aid in the support of the public schools, the intermediate school districts, community colleges, and public universities of the state; to make appropriations for certain other purposes relating to education; to provide for the disbursement of the appropriations; to authorize the issuance of certain bonds and provide for the security of those bonds; to prescribe the powers and duties of certain state departments, the state board of education, and certain other boards and officials; to create certain funds and provide for their expenditure; to prescribe penalties; and to repeal acts and parts of acts," by amending sections 3, 4, 6, 11, 11a, 11g, 11j, 11k, 11m, 12, 15, 18, 18c, 19, 20, 20d, 22a, 22b, 22d, 22f, 24, 24a, 24c, 25, 26a, 26b, 31a, 31d, 31f, 32d, 39, 39a, 51a,

51c, 51d, 53a, 54, 56, 61a, 62, 74, 81, 93, 94a, 98, 99, 101, 102, 104, 107, 147, 147a, 147b, 152a, 201, 201a, 202, 203, 204, 205, 206, 207, 208, 209, 210, 210a, 212, 213, 216, 217, 218, 219, 220, 221, 222, 223, 224, 225, 226, 227, 228, 229, 230, 236, 236a, 237, 238, 239, 239a, 241, 242, 243, 244, 245, 251, 252, 253, 254, 255, 256, 257, 258, 261, 263, 263a, 264, 265, 267, 268, 269, 270, 273, 274, 274a, 275, 275a, 276, 277, 278, 279, 280, 281, 282, 283, 284, 285, 286, 289, 290, 291, and 293 (MCL 388.1603, 388.1604, 388.1606, 388.1611, 388.1611a, 388.1611g, 388.1611j, 388.1611k, 388.1611m, 388.1612, 388.1615, 388.1618, 388.1618c, 388.1619, 388.1620, 388.1620d, 388.1622a, 388.1622b, 388.1622d, 388.1622f, 388.1624, 388.1624a, 388.1624c, 388.1625, 388.1626a, 388.1626b, 388.1631a, 388.1631d, 388.1631f, 388.1632d, 388.1639, 388.1639a, 388.1651a, 388.1651c, 388.1651d, 388.1653a, 388.1654, 388.1656, 388.1661a, 388.1662, 388.1674, 388.1681, 388.1693, 388.1694a, 388.1698, 388.1699, 388.1701, 388.1702, 388.1704, 388.1707, 388.1747, 388.1747a, 388.1747b, 388.1752a, 388.1801, 388.1801a, 388.1802, 388.1803, 388.1804, 388.1805, 388.1806, 388.1807, 388.1808, 388.1809, 388.1810, 388.1810a, 388.1812, 388.1813, 388.1816, 388.1817, 388.1818, 388.1819, 388.1820, 388.1821, 388.1822, 388.1823, 388.1824, 388.1825, 388.1826, 388.1827, 388.1828, 388.1829, 388.1830, 388.1836, 388.1836a, 388.1837, 388.1838, 388.1839, 388.1839a, 388.1841, 388.1842, 388.1843, 388.1844, 388.1845, 388.1851, 388.1852, 388.1853, 388.1854, 388.1855, 388.1856, 388.1857, 388.1858, 388.1861, 388.1863, 388.1863a, 388.1864, 388.1865, 388.1867, 388.1868, 388.1869, 388.1870, 388.1873, 388.1874, 388.1874a, 388.1875, 388.1875a, 388.1876, 388.1877, 388.1878, 388.1879, 388.1880, 388.1881, 388.1882, 388.1883, 388.1884, 388.1885, 388.1886, 388.1889, 388.1890, 388.1891, and 388.1893), sections 3, 19, and 101 as amended by 2010 PA 110, section 4 as amended by 2008 PA 268, sections 6, 11, 11a, 11m, 22a, 22b, 24a, 24c, 26b, 51a, 51c, 74, and 104 as amended by 2012 PA 29, sections 11g, 11k, 15, 18, 20, 20d, 22d, 24, 31a, 32d, 39, 39a, 51d, 54, 56, 61a, 81, 93, 94a, 98, 99, 107, 147, and 152a as amended sections 12, 22f, 147a, 147b, 201, 201a, 202, 203, 204, 205, 206, 207, 208, 209, 210, 210a, 212, 213, 216, 217, 218, 219, 220, 221, 222, 223, 224, 225, 226, 227, 228, 229, 230, 236, 236a, 237, 238, 239, 239a, 241, 242, 243, 244, 245, 251, 252, 253, 254, 255, 256, 257, 258, 261, 263, 263a, 264, 265, 267, 268, 269, 270, 273, 274, 274a, 275, 275a, 276, 277, 278, 279, 280, 281, 282, 283, 284, 285, 286, 289, 290, 291, and 293 as added by 2011 PA 62, sections 11j, 26a, 31d, 31f, 53a, and 62 as amended by 2011 PA 299, section 18c as added by 2000 PA 297, section 25 as amended by 2011 PA 322, and section 102 as amended by 2010 PA 204, and by adding sections 11t, 11u, 22g, 22i, 22j, 26c, 32p, 95, 101a, 147c, 202a, 229a, 236b, 237b, 246, 265a, 273a, and 293a; and to repeal acts and parts of acts.  
(Filed with the Secretary of State June 26, 2012, at 4:36 p.m.)

Date: June 25, 2012  
Time: 3:56 p.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

**Enrolled House Bill No. 5560 (Public Act No. 202, I.E.), being**

An act to amend 1931 PA 328, entitled “An act to revise, consolidate, codify, and add to the statutes relating to crimes; to define crimes and prescribe the penalties and remedies; 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 criminal trials; to provide for liability for damages; and to repeal certain acts and parts of acts inconsistent with or contravening any of the provisions of this act,” by amending section 169 (MCL 750.169).

(Filed with the Secretary of State June 27, 2012, at 3:12 p.m.)

Date: June 26, 2012  
Time: 8:00 a.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

**Enrolled House Bill No. 4455 (Public Act No. 204, I.E.), being**

An act to amend 1956 PA 218, entitled “An act to revise, consolidate, and classify the laws relating to the insurance and surety business; to regulate the incorporation or formation of domestic insurance and surety companies and associations and the admission of foreign and alien companies and associations; to provide their rights, powers, and immunities and to prescribe the conditions on which companies and associations organized, existing, or authorized under this act may exercise their powers; to provide the rights, powers, and immunities and to prescribe the conditions on which other persons, firms, corporations, associations, risk retention groups, and purchasing groups engaged in an insurance or surety business may exercise their powers; to provide for the imposition of a privilege fee on domestic insurance companies and associations and the state accident fund; to provide for the imposition of a tax on the business of foreign and alien companies and associations; to provide for the imposition of a tax on risk retention groups and purchasing groups; to provide for the imposition of a tax on the business of surplus line agents; to provide for the imposition of



regulatory fees on certain insurers; to provide for assessment fees on certain health maintenance organizations; to modify tort liability arising out of certain accidents; to provide for limited actions with respect to that modified tort liability and to prescribe certain procedures for maintaining those actions; to require security for losses arising out of certain accidents; to provide for the continued availability and affordability of automobile insurance and homeowners insurance in this state and to facilitate the purchase of that insurance by all residents of this state at fair and reasonable rates; to provide for certain reporting with respect to insurance and with respect to certain claims against uninsured or self-insured persons; to prescribe duties for certain state departments and officers with respect to that reporting; to provide for certain assessments; to establish and continue certain state insurance funds; to modify and clarify the status, rights, powers, duties, and operations of the nonprofit malpractice insurance fund; to provide for the departmental supervision and regulation of the insurance and surety business within this state; to provide for regulation over worker's compensation self-insurers; to provide for the conservation, rehabilitation, or liquidation of unsound or insolvent insurers; to provide for the protection of policyholders, claimants, and creditors of unsound or insolvent insurers; to provide for associations of insurers to protect policyholders and claimants in the event of insurer insolvencies; to prescribe educational requirements for insurance agents and solicitors; to provide for the regulation of multiple employer welfare arrangements; to create an automobile theft prevention authority to reduce the number of automobile thefts in this state; to prescribe the powers and duties of the automobile theft prevention authority; to provide certain powers and duties upon certain officials, departments, and authorities of this state; to provide for an appropriation; to repeal acts and parts of acts; and to provide penalties for the violation of this act," by amending sections 1910, 3171, 3172, 3173a, 3174, 3175, 3320, and 3330 (MCL 500.1910, 500.3171, 500.3172, 500.3173a, 500.3174, 500.3175, 500.3320, and 500.3330), sections 3172 and 3175 as amended and section 3173a as added by 1984 PA 426 and section 3320 as amended by 1980 PA 461, And by adding sections 3101d and 3178; and to repeal acts and parts of acts.

(Filed with the Secretary of State June 27, 2012, at 3:16 p.m.)

Date: June 26, 2012

Time: 7:40 a.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

**Enrolled House Bill No. 4593 (Public Act No. 205), being**

An act to amend 1956 PA 218, entitled "An act to revise, consolidate, and classify the laws relating to the insurance and surety business; to regulate the incorporation or formation of domestic insurance and surety companies and associations and the admission of foreign and alien companies and associations; to provide their rights, powers, and immunities and to prescribe the conditions on which companies and associations organized, existing, or authorized under this act may exercise their powers; to provide the rights, powers, and immunities and to prescribe the conditions on which other persons, firms, corporations, associations, risk retention groups, and purchasing groups engaged in an insurance or surety business may exercise their powers; to provide for the imposition of a privilege fee on domestic insurance companies and associations and the state accident fund; to provide for the imposition of a tax on the business of foreign and alien companies and associations; to provide for the imposition of a tax on risk retention groups and purchasing groups; to provide for the imposition of a tax on the business of surplus line agents; to provide for the imposition of regulatory fees on certain insurers; to provide for assessment fees on certain health maintenance organizations; to modify tort liability arising out of certain accidents; to provide for limited actions with respect to that modified tort liability and to prescribe certain procedures for maintaining those actions; to require security for losses arising out of certain accidents; to provide for the continued availability and affordability of automobile insurance and homeowners insurance in this state and to facilitate the purchase of that insurance by all residents of this state at fair and reasonable rates; to provide for certain reporting with respect to insurance and with respect to certain claims against uninsured or self-insured persons; to prescribe duties for certain state departments and officers with respect to that reporting; to provide for certain assessments; to establish and continue certain state insurance funds; to modify and clarify the status, rights, powers, duties, and operations of the nonprofit malpractice insurance fund; to provide for the departmental supervision and regulation of the insurance and surety business within this state; to provide for regulation over worker's compensation self-insurers; to provide for the conservation, rehabilitation, or liquidation of unsound or insolvent insurers; to provide for the protection of policyholders, claimants, and creditors of unsound or insolvent insurers; to provide for associations of insurers to protect policyholders and claimants in the event of insurer insolvencies; to prescribe educational requirements for insurance agents and solicitors; to provide for the regulation of multiple employer welfare arrangements; to create an automobile theft prevention authority to reduce the number of automobile thefts in this state; to prescribe the powers and duties of the automobile theft prevention authority; to provide certain powers and duties upon certain officials, departments, and authorities of this state; to provide for an appropriation; to repeal acts and parts of acts; and to provide penalties for the violation of this act," (MCL 500.100 to 500.8302) by adding sections 2159 and 2161.

(Filed with the Secretary of State June 27, 2012, at 3:18 p.m.)

Date: June 26, 2012  
Time: 7:42 a.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

**Enrolled House Bill No. 4594 (Public Act No. 206), being**

An act to amend 1956 PA 218, entitled “An act to revise, consolidate, and classify the laws relating to the insurance and surety business; to regulate the incorporation or formation of domestic insurance and surety companies and associations and the admission of foreign and alien companies and associations; to provide their rights, powers, and immunities and to prescribe the conditions on which companies and associations organized, existing, or authorized under this act may exercise their powers; to provide the rights, powers, and immunities and to prescribe the conditions on which other persons, firms, corporations, associations, risk retention groups, and purchasing groups engaged in an insurance or surety business may exercise their powers; to provide for the imposition of a privilege fee on domestic insurance companies and associations and the state accident fund; to provide for the imposition of a tax on the business of foreign and alien companies and associations; to provide for the imposition of a tax on risk retention groups and purchasing groups; to provide for the imposition of a tax on the business of surplus line agents; to provide for the imposition of regulatory fees on certain insurers; to provide for assessment fees on certain health maintenance organizations; to modify tort liability arising out of certain accidents; to provide for limited actions with respect to that modified tort liability and to prescribe certain procedures for maintaining those actions; to require security for losses arising out of certain accidents; to provide for the continued availability and affordability of automobile insurance and homeowners insurance in this state and to facilitate the purchase of that insurance by all residents of this state at fair and reasonable rates; to provide for certain reporting with respect to insurance and with respect to certain claims against uninsured or self-insured persons; to prescribe duties for certain state departments and officers with respect to that reporting; to provide for certain assessments; to establish and continue certain state insurance funds; to modify and clarify the status, rights, powers, duties, and operations of the nonprofit malpractice insurance fund; to provide for the departmental supervision and regulation of the insurance and surety business within this state; to provide for regulation over worker’s compensation self-insurers; to provide for the conservation, rehabilitation, or liquidation of unsound or insolvent insurers; to provide for the protection of policyholders, claimants, and creditors of unsound or insolvent insurers; to provide for associations of insurers to protect policyholders and claimants in the event of insurer insolvencies; to prescribe educational requirements for insurance agents and solicitors; to provide for the regulation of multiple employer welfare arrangements; to create an automobile theft prevention authority to reduce the number of automobile thefts in this state; to prescribe the powers and duties of the automobile theft prevention authority; to provide certain powers and duties upon certain officials, departments, and authorities of this state; to provide for an appropriation; to repeal acts and parts of acts; and to provide penalties for the violation of this act,” (MCL 500.100 to 500.8302) by adding sections 2153 and 2156.

(Filed with the Secretary of State June 27, 2012, at 3:20 p.m.)

Date: June 26, 2012  
Time: 7:44 a.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

**Enrolled House Bill No. 4595 (Public Act No. 207), being**

An act to amend 1956 PA 218, entitled “An act to revise, consolidate, and classify the laws relating to the insurance and surety business; to regulate the incorporation or formation of domestic insurance and surety companies and associations and the admission of foreign and alien companies and associations; to provide their rights, powers, and immunities and to prescribe the conditions on which companies and associations organized, existing, or authorized under this act may exercise their powers; to provide the rights, powers, and immunities and to prescribe the conditions on which other persons, firms, corporations, associations, risk retention groups, and purchasing groups engaged in an insurance or surety business may exercise their powers; to provide for the imposition of a privilege fee on domestic insurance companies and associations and the state accident fund; to provide for the imposition of a tax on the business of foreign and alien companies and associations; to provide for the imposition of a tax on risk retention groups and purchasing groups; to provide for the imposition of a tax on the business of surplus line agents; to provide for the imposition of regulatory fees on certain insurers; to provide for assessment fees on certain health maintenance organizations; to modify tort liability arising out of certain accidents; to provide for limited actions with respect to that modified tort liability and to prescribe certain procedures for maintaining those actions; to require security for losses arising out of certain accidents; to provide for the continued availability and affordability of automobile insurance and homeowners insurance in this state and to facilitate the purchase of that insurance by all residents of this state at fair and reasonable rates; to provide for certain reporting with respect to insurance and with respect to certain claims against uninsured or self-insured persons; to prescribe duties for certain state departments and officers with respect to that reporting; to provide for certain assessments; to establish and continue certain state insurance funds; to modify and clarify the status, rights, powers, duties, and operations of the nonprofit malpractice insurance fund; to provide for the departmental supervision and

regulation of the insurance and surety business within this state; to provide for regulation over worker's compensation self-insurers; to provide for the conservation, rehabilitation, or liquidation of unsound or insolvent insurers; to provide for the protection of policyholders, claimants, and creditors of unsound or insolvent insurers; to provide for associations of insurers to protect policyholders and claimants in the event of insurer insolvencies; to prescribe educational requirements for insurance agents and solicitors; to provide for the regulation of multiple employer welfare arrangements; to create an automobile theft prevention authority to reduce the number of automobile thefts in this state; to prescribe the powers and duties of the automobile theft prevention authority; to provide certain powers and duties upon certain officials, departments, and authorities of this state; to provide for an appropriation; to repeal acts and parts of acts; and to provide penalties for the violation of this act," (MCL 500.100 to 500.8302) by adding section 2154.

(Filed with the Secretary of State June 27, 2012, at 3:22 p.m.)

Date: June 26, 2012

Time: 7:46 a.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

**Enrolled House Bill No. 4596 (Public Act No. 208), being**

An act to amend 1956 PA 218, entitled "An act to revise, consolidate, and classify the laws relating to the insurance and surety business; to regulate the incorporation or formation of domestic insurance and surety companies and associations and the admission of foreign and alien companies and associations; to provide their rights, powers, and immunities and to prescribe the conditions on which companies and associations organized, existing, or authorized under this act may exercise their powers; to provide the rights, powers, and immunities and to prescribe the conditions on which other persons, firms, corporations, associations, risk retention groups, and purchasing groups engaged in an insurance or surety business may exercise their powers; to provide for the imposition of a privilege fee on domestic insurance companies and associations and the state accident fund; to provide for the imposition of a tax on the business of foreign and alien companies and associations; to provide for the imposition of a tax on risk retention groups and purchasing groups; to provide for the imposition of a tax on the business of surplus line agents; to provide for the imposition of regulatory fees on certain insurers; to provide for assessment fees on certain health maintenance organizations; to modify tort liability arising out of certain accidents; to provide for limited actions with respect to that modified tort liability and to prescribe certain procedures for maintaining those actions; to require security for losses arising out of certain accidents; to provide for the continued availability and affordability of automobile insurance and homeowners insurance in this state and to facilitate the purchase of that insurance by all residents of this state at fair and reasonable rates; to provide for certain reporting with respect to insurance and with respect to certain claims against uninsured or self-insured persons; to prescribe duties for certain state departments and officers with respect to that reporting; to provide for certain assessments; to establish and continue certain state insurance funds; to modify and clarify the status, rights, powers, duties, and operations of the nonprofit malpractice insurance fund; to provide for the departmental supervision and regulation of the insurance and surety business within this state; to provide for regulation over worker's compensation self-insurers; to provide for the conservation, rehabilitation, or liquidation of unsound or insolvent insurers; to provide for the protection of policyholders, claimants, and creditors of unsound or insolvent insurers; to provide for associations of insurers to protect policyholders and claimants in the event of insurer insolvencies; to prescribe educational requirements for insurance agents and solicitors; to provide for the regulation of multiple employer welfare arrangements; to create an automobile theft prevention authority to reduce the number of automobile thefts in this state; to prescribe the powers and duties of the automobile theft prevention authority; to provide certain powers and duties upon certain officials, departments, and authorities of this state; to provide for an appropriation; to repeal acts and parts of acts; and to provide penalties for the violation of this act," (MCL 500.100 to 500.8302) by adding section 2157.

(Filed with the Secretary of State June 27, 2012, at 3:24 p.m.)

Date: June 26, 2012

Time: 5:24 p.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

**Enrolled House Bill No. 5131 (Public Act No. 209, I.E.), being**

An act to amend 1978 PA 368, entitled "An act to protect and promote the public health; to codify, revise, consolidate, classify, and add to the laws relating to public health; to provide for the prevention and control of diseases and disabilities; to provide for the classification, administration, regulation, financing, and maintenance of personal, environmental, and other health services and activities; to create or continue, and prescribe the powers and duties of, departments, boards, commissions, councils, committees, task forces, and other agencies; to prescribe the powers and duties of governmental entities and officials; to regulate occupations, facilities, and agencies affecting the public health; to regulate health maintenance organizations and certain third party administrators and insurers; to provide for the imposition of a regulatory

fee; to provide for the levy of taxes against certain health facilities or agencies; to promote the efficient and economical delivery of health care services, to provide for the appropriate utilization of health care facilities and services, and to provide for the closure of hospitals or consolidation of hospitals or services; to provide for the collection and use of data and information; to provide for the transfer of property; to provide certain immunity from liability; to regulate and prohibit the sale and offering for sale of drug paraphernalia under certain circumstances; to provide for the implementation of federal law; to provide for penalties and remedies; to provide for sanctions for violations of this act and local ordinances; to provide for an appropriation and supplements; to repeal certain acts and parts of acts; to repeal certain parts of this act; and to repeal certain parts of this act on specific dates," by amending sections 7405, 17702, 17703, 17708, 17751, 17754, and 17763 (MCL 333.7405, 333.17702, 333.17703, 333.17708, 333.17751, 333.17754, and 333.17763), sections 7405, 17708, 17751, and 17763 as amended by 2011 PA 155 and sections 17702 and 17703 as amended and section 17754 as added by 2006 PA 672, and by adding section 17744.

(Filed with the Secretary of State June 27, 2012, at 3:26 p.m.)

Date: June 26, 2012

Time: 7:58 a.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

**Enrolled House Bill No. 5441 (Public Act No. 210, I.E.), being**

An act 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 section 5305 (MCL 700.5305), as amended by 2000 PA 464.

(Filed with the Secretary of State June 27, 2012, at 3:28 p.m.)

Date: June 26, 2012

Time: 8:06 a.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

**Enrolled House Bill No. 5543 (Public Act No. 211, I.E.), being**

An act to amend 1941 PA 122, entitled "An act to establish the revenue collection duties of the department of treasury; to prescribe its powers and duties as the revenue collection agency of this state; to prescribe certain powers and duties of the state treasurer; to establish the collection duties of certain other state departments for money or accounts owed to this state; to regulate the importation, stamping, and disposition of certain tobacco products; to provide for the transfer of powers and duties now vested in certain other state boards, commissions, departments, and offices; to prescribe certain duties of and require certain reports from the department of treasury; to provide procedures for the payment, administration, audit, assessment, levy of interests or penalties on, and appeals of taxes and tax liability; to prescribe its powers and duties if an agreement to act as agent for a city to administer, collect, and enforce the city income tax act on behalf of a city is entered into with any city; to provide an appropriation; to abolish the state board of tax administration; to prescribe penalties and provide remedies; and to declare the effect of this act," by amending section 27a (MCL 205.27a), as amended by 2011 PA 304.

(Filed with the Secretary of State June 27, 2012, at 3:30 p.m.)

Date: June 26, 2012

Time: 8:14 a.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

**Enrolled House Bill No. 5611 (Public Act No. 212, I.E.), being**

An act to amend 1998 PA 58, entitled "An act to create a commission for the control of the alcoholic beverage traffic within this state, and to prescribe its powers, duties, and limitations; to provide for powers and duties for certain state departments and agencies; to impose certain taxes for certain purposes; to provide for the control of the alcoholic liquor traffic within this state and to provide for the power to establish state liquor stores; to prohibit the use of certain devices for the dispensing of alcoholic vapor; to provide for the care and treatment of alcoholics; to provide for the incorporation of farmer cooperative wineries and the granting of certain rights and privileges to those cooperatives; to provide for the licensing and taxation of activities regulated under this act and the disposition of the money received under this act; to prescribe liability for retail licensees under certain circumstances and to require security for that liability; to provide procedures, defenses, and remedies regarding violations of this act; to provide for the enforcement and to prescribe

penalties for violations of this act; to provide for allocation of certain funds for certain purposes; to provide for the confiscation and disposition of property seized under this act; to provide referenda under certain circumstances; and to repeal acts and parts of acts,” by amending section 531 (MCL 436.1531), as amended by 2005 PA 97.

(Filed with the Secretary of State June 27, 2012, at 3:32 p.m.)

Date: June 25, 2012

Time: 3:44 p.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

**Enrolled House Bill No. 5660 (Public Act No. 213, I.E.), being**

An act to amend 1976 IL 1, entitled “A petition to initiate legislation to provide for the use of returnable containers for soft drinks, soda water, carbonated natural or mineral water, other nonalcoholic carbonated drink, and for beer, ale, or other malt drink of whatever alcoholic content, and for certain other beverage containers; to provide for the use of unredeemed bottle deposits; to prescribe the powers and duties of certain state agencies and officials; and to prescribe penalties and provide remedies,” (MCL 445.571 to 445.576) by adding section 1a.

(Filed with the Secretary of State June 27, 2012, at 3:34 p.m.)

Date: June 25, 2012

Time: 3:58 p.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

**Enrolled House Bill No. 5408 (Public Act No. 214, I.E.), being**

An act to amend 1980 PA 350, entitled “An act to provide for the incorporation of nonprofit health care corporations; to provide their rights, powers, and immunities; to prescribe the powers and duties of certain state officers relative to the exercise of those rights, powers, and immunities; to prescribe certain conditions for the transaction of business by those corporations in this state; to define the relationship of health care providers to nonprofit health care corporations and to specify their rights, powers, and immunities with respect thereto; to provide for a Michigan caring program; to provide for the regulation and supervision of nonprofit health care corporations by the commissioner of insurance; to prescribe powers and duties of certain other state officers with respect to the regulation and supervision of nonprofit health care corporations; to provide for the imposition of a regulatory fee; to regulate the merger or consolidation of certain corporations; to prescribe an expeditious and effective procedure for the maintenance and conduct of certain administrative appeals relative to provider class plans; to provide for certain administrative hearings relative to rates for health care benefits; to provide for certain causes of action; to prescribe penalties and to provide civil fines for violations of this act; and to repeal certain acts and parts of acts,” (MCL 550.1101 to 550.1704) by adding section 401k.

(Filed with the Secretary of State June 28, 2012, at 3:34 p.m.)

Date: June 25, 2012

Time: 4:00 p.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

**Enrolled House Bill No. 5421 (Public Act No. 215, I.E.), being**

An act to amend 1956 PA 218, entitled “An act to revise, consolidate, and classify the laws relating to the insurance and surety business; to regulate the incorporation or formation of domestic insurance and surety companies and associations and the admission of foreign and alien companies and associations; to provide their rights, powers, and immunities and to prescribe the conditions on which companies and associations organized, existing, or authorized under this act may exercise their powers; to provide the rights, powers, and immunities and to prescribe the conditions on which other persons, firms, corporations, associations, risk retention groups, and purchasing groups engaged in an insurance or surety business may exercise their powers; to provide for the imposition of a privilege fee on domestic insurance companies and associations and the state accident fund; to provide for the imposition of a tax on the business of foreign and alien companies and associations; to provide for the imposition of a tax on risk retention groups and purchasing groups; to provide for the imposition of a tax on the business of surplus line agents; to provide for the imposition of regulatory fees on certain insurers; to provide for assessment fees on certain health maintenance organizations; to modify tort liability arising out of certain accidents; to provide for limited actions with respect to that modified tort liability and to prescribe certain procedures for maintaining those actions; to require security for losses arising out of certain accidents; to provide for the continued availability and affordability of automobile insurance and homeowners insurance in this state and to facilitate the purchase of that insurance by all residents of this state at fair and reasonable rates; to provide for

certain reporting with respect to insurance and with respect to certain claims against uninsured or self-insured persons; to prescribe duties for certain state departments and officers with respect to that reporting; to provide for certain assessments; to establish and continue certain state insurance funds; to modify and clarify the status, rights, powers, duties, and operations of the nonprofit malpractice insurance fund; to provide for the departmental supervision and regulation of the insurance and surety business within this state; to provide for regulation over worker's compensation self-insurers; to provide for the conservation, rehabilitation, or liquidation of unsound or insolvent insurers; to provide for the protection of policyholders, claimants, and creditors of unsound or insolvent insurers; to provide for associations of insurers to protect policyholders and claimants in the event of insurer insolvencies; to prescribe educational requirements for insurance agents and solicitors; to provide for the regulation of multiple employer welfare arrangements; to create an automobile theft prevention authority to reduce the number of automobile thefts in this state; to prescribe the powers and duties of the automobile theft prevention authority; to provide certain powers and duties upon certain officials, departments, and authorities of this state; to provide for an appropriation; to repeal acts and parts of acts; and to provide penalties for the violation of this act," (MCL 500.100 to 500.8302) by adding section 3476.

(Filed with the Secretary of State June 28, 2012, at 3:36 p.m.)

Date: June 26, 2012

Time: 7:56 a.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

**Enrolled House Bill No. 5340 (Public Act No. 220, I.E.), being**

An act to amend 1973 PA 186, entitled "An act to create the tax tribunal; to provide for personnel, jurisdiction, functions, practice and procedure; to provide for appeals; and to prescribe the powers and duties of certain state agencies; and to abolish certain boards," by amending section 37 (MCL 205.737), as amended by 2006 PA 174.

(Filed with the Secretary of State June 28, 2012, at 3:46 p.m.)

Date: June 28, 2012

Time: 2:58 p.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

**Enrolled House Bill No. 5477 (Public Act No. 221, I.E.), being**

An act to amend 1984 PA 270, entitled "An act relating to the economic development of this state; to create the Michigan strategic fund and to prescribe its powers and duties; to transfer and provide for the acquisition and succession to the rights, properties, obligations, and duties of the job development authority and the Michigan economic development authority to the Michigan strategic fund; to provide for the expenditure of proceeds in certain funds to which the Michigan strategic fund succeeds in ownership; to provide for the issuance of, and terms and conditions for, certain notes and bonds of the Michigan strategic fund; to create certain boards and funds; to create certain permanent funds; to exempt the property, income, and operation of the fund and its bonds and notes, and the interest thereon, from certain taxes; to provide for the creation of certain centers within and for the purposes of the Michigan strategic fund; to provide for the creation and funding of certain accounts for certain purposes; to impose certain powers and duties upon certain officials, departments, and authorities of this state; to make certain loans, grants, and investments; to provide penalties; to make an appropriation; and to repeal acts and parts of acts," by amending sections 88d, 88f, and 88q (MCL 125.2088d, 125.2088f, and 125.2088q), section 88d as amended by 2008 PA 571, section 88f as added by 2005 PA 225, and section 88q as amended by 2009 PA 144.

(Filed with the Secretary of State June 28, 2012, at 3:48 p.m.)

Date: June 28, 2012

Time: 3:01 p.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

**Enrolled House Bill No. 5646 (Public Act No. 222, I.E.), being**

An act to amend 2003 PA 260, entitled "An act 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," by amending section 5 (MCL 211.1025) and by adding section 5a; and to repeal acts and parts of acts.

(Filed with the Secretary of State June 28, 2012, at 3:50 p.m.)

Date: June 27, 2012  
Time: 8:30 p.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

**Enrolled House Bill No. 5699 (Public Act No. 223, I.E.), being**

An act to amend 1967 PA 281, entitled “An act to meet deficiencies in state funds by providing for the imposition, levy, computation, collection, assessment, reporting, payment, and enforcement by lien and otherwise of taxes on or measured by net income and on certain commercial, business, and financial activities; to prescribe the manner and time of making reports and paying the taxes, and the functions of public officers and others as to the taxes; to permit the inspection of the records of taxpayers; to provide for interest and penalties on unpaid taxes; to provide exemptions, credits and refunds of the taxes; to prescribe penalties for the violation of this act; to provide an appropriation; and to repeal acts and parts of acts,” by amending section 51 (MCL 206.51), as amended by 2011 PA 38.

(Filed with the Secretary of State June 29, 2012, at 10:14 a.m.)

Date: June 28, 2012  
Time: 2:55 p.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

**Enrolled House Bill No. 5700 (Public Act No. 224, I.E.), being**

An act to amend 1967 PA 281, entitled “An act to meet deficiencies in state funds by providing for the imposition, levy, computation, collection, assessment, reporting, payment, and enforcement by lien and otherwise of taxes on or measured by net income and on certain commercial, business, and financial activities; to prescribe the manner and time of making reports and paying the taxes, and the functions of public officers and others as to the taxes; to permit the inspection of the records of taxpayers; to provide for interest and penalties on unpaid taxes; to provide exemptions, credits and refunds of the taxes; to prescribe penalties for the violation of this act; to provide an appropriation; and to repeal acts and parts of acts,” (MCL 206.1 to 206.713) by adding section 30a.

(Filed with the Secretary of State June 29, 2012, at 10:16 a.m.)

Date: June 25, 2012  
Time: 3:34 p.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

**Enrolled House Bill No. 4025 (Public Act No. 226, I.E.), being**

An act to amend 1933 PA 167, entitled “An act to provide for the raising of additional public revenue by prescribing certain specific taxes, fees, and charges to be paid to the state for the privilege of engaging in certain business activities; to provide, incident to the enforcement thereof, for the issuance of licenses to engage in such occupations; to provide for the ascertainment, assessment and collection thereof; to appropriate the proceeds thereof; and to prescribe penalties for violations of the provisions of this act,” by amending section 25 (MCL 205.75), as amended by 2010 PA 160.

(Filed with the Secretary of State June 29, 2012, at 2:14 p.m.)

Date: June 26, 2012  
Time: 7:50 a.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

**Enrolled House Bill No. 5044 (Public Act No. 227, I.E.), being**

An act to amend 2001 PA 142, entitled “An act to consolidate prior acts naming certain Michigan highways; to provide for the naming of certain highways; to prescribe certain duties of the state transportation department; and to repeal acts and parts of acts and certain resolutions,” (MCL 250.1001 to 250.2080) by adding section 1070.

(Filed with the Secretary of State June 29, 2012, at 2:16 p.m.)

Date: June 26, 2012  
Time: 7:52 a.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

**Enrolled House Bill No. 5045 (Public Act No. 228, I.E.), being**

An act to amend 2001 PA 142, entitled “An act to consolidate prior acts naming certain Michigan highways; to provide for the naming of certain highways; to prescribe certain duties of the state transportation department; and to repeal acts and parts of acts and certain resolutions,” (MCL 250.1001 to 250.2080) by adding section 1071.

(Filed with the Secretary of State June 29, 2012, at 2:18 p.m.)

Date: June 26, 2012  
Time: 8:02 a.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

**Enrolled House Bill No. 5142 (Public Act No. 229, I.E.), being**

An act to amend 2005 PA 280, entitled “An act to provide for the establishment of a corridor improvement authority; to prescribe the powers and duties of the authority; 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 and development areas in the districts; to promote the economic growth of the districts; to create a board; to prescribe the powers and duties of the board; 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 prescribe powers and duties of certain state officials; to provide for rule promulgation; and to provide for enforcement of the act,” by amending sections 2, 4, 6, and 8 (MCL 125.2872, 125.2874, 125.2876, and 125.2878), sections 2 and 6 as amended by 2008 PA 44.

(Filed with the Secretary of State June 29, 2012, at 2:20 p.m.)

Date: June 26, 2012  
Time: 5:26 p.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

**Enrolled House Bill No. 5158 (Public Act No. 230, I.E.), being**

An act to amend 1984 PA 431, entitled “An act to prescribe the powers and duties of the department of management and budget; to define the authority and functions of its director and its organizational entities; to authorize the department to issue directives; to provide for the capital outlay program; to provide for the leasing, planning, constructing, maintaining, altering, renovating, demolishing, conveying of lands and facilities; to provide for centralized administrative services such as purchasing, payroll, record retention, data processing, and publishing and for access to certain services; to provide for a system of internal accounting and administrative control for certain principal departments; to provide for an internal auditor in certain principal departments; to provide for certain powers and duties of certain state officers and agencies; to codify, revise, consolidate, classify, and add to the powers, duties, and laws relative to budgeting, accounting, and the regulating of appropriations; to provide for the implementation of certain constitutional provisions; to create funds and accounts; to make appropriations; to prescribe remedies and penalties; to rescind certain executive reorganization orders; to prescribe penalties; and to repeal certain acts and parts of acts,” (MCL 18.1101 to 18.1594) by adding section 470.

(Filed with the Secretary of State June 29, 2012, at 2:22 p.m.)

Date: June 26, 2012  
Time: 5:28 p.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

**Enrolled House Bill No. 5228 (Public Act No. 231, I.E.), being**

An act to amend 1963 PA 181, entitled “An act to promote safety upon highways open to the public by regulating the operation of certain vehicles; to provide consistent regulation of these areas by state agencies and local units of government; to establish the qualifications of persons necessary for the safe operation of such vehicles; to establish certain violations of shippers offering certain materials for transportation; to limit the hours of service of persons engaged in operating such vehicles; to require the keeping of records of such operations; to provide penalties for the violation of this act; to prescribe the powers and duties of certain state agencies; and to repeal acts and parts of acts,” by amending section 1a (MCL 480.11a), as amended by 2011 PA 160.

(Filed with the Secretary of State June 29, 2012, at 2:24 p.m.)

Date: June 26, 2012  
Time: 1:16 p.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

**Enrolled House Bill No. 5287 (Public Act No. 232, I.E.), being**

An act to amend 1976 PA 451, entitled “An act to provide a system of public instruction and elementary and secondary schools; to revise, consolidate, and clarify the laws relating to elementary and secondary education; to provide for the organization, regulation, and maintenance of schools, school districts, public school academies, intermediate school



districts, and other public school entities; to prescribe rights, powers, duties, and privileges of schools, school districts, public school academies, intermediate school districts, and other public school entities; to provide for the regulation of school teachers and certain other school employees; to provide for school elections and to prescribe powers and duties with respect thereto; to provide for the levy and collection of taxes; to provide for the borrowing of money and issuance of bonds and other evidences of indebtedness; to establish a fund and provide for expenditures from that fund; to provide for and prescribe the powers and duties of certain state departments, the state board of education, and certain other boards and officials; to provide for licensure of boarding schools; to prescribe penalties; and to repeal acts and parts of acts," by amending sections 622, 1211, and 1223 (MCL 380.622, 380.1211, and 380.1223), sections 622 and 1223 as amended by 2009 PA 22 and section 1211 as amended by 2011 PA 317.

(Filed with the Secretary of State June 29, 2012, at 2:26 p.m.)

Date: June 25, 2012

Time: 3:42 p.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

**Enrolled House Bill No. 5553 (Public Act No. 233, I.E.), being**

An act to amend 1984 PA 431, entitled "An act to prescribe the powers and duties of the department of management and budget; to define the authority and functions of its director and its organizational entities; to authorize the department to issue directives; to provide for the capital outlay program; to provide for the leasing, planning, constructing, maintaining, altering, renovating, demolishing, conveying of lands and facilities; to provide for centralized administrative services such as purchasing, payroll, record retention, data processing, and publishing and for access to certain services; to provide for a system of internal accounting and administrative control for certain principal departments; to provide for an internal auditor in certain principal departments; to provide for certain powers and duties of certain state officers and agencies; to codify, revise, consolidate, classify, and add to the powers, duties, and laws relative to budgeting, accounting, and the regulating of appropriations; to provide for the implementation of certain constitutional provisions; to create funds and accounts; to make appropriations; to prescribe remedies and penalties; to rescind certain executive reorganization orders; to prescribe penalties; and to repeal certain acts and parts of acts," by amending section 461 (MCL 18.1461), as amended by 1999 PA 8.

(Filed with the Secretary of State June 29, 2012, at 2:28 p.m.)

Date: June 26, 2012

Time: 8:12 a.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

**Enrolled House Bill No. 5609 (Public Act No. 234, I.E.), being**

An act to amend 1893 PA 206, entitled "An act to provide for the assessment of rights and interests, including leasehold interests, in property and the levy and collection of taxes on property, and for the collection of taxes levied; making those taxes a lien on the property taxed, establishing and continuing the lien, providing for the sale or forfeiture and conveyance of property delinquent for taxes, and for the inspection and disposition of lands bid off to the state and not redeemed or purchased; to provide for the establishment of a delinquent tax revolving fund and the borrowing of money by counties and the issuance of notes; to define and limit the jurisdiction of the courts in proceedings in connection with property delinquent for taxes; to limit the time within which actions may be brought; to prescribe certain limitations with respect to rates of taxation; to prescribe certain powers and duties of certain officers, departments, agencies, and political subdivisions of this state; to provide for certain reimbursements of certain expenses incurred by units of local government; to provide penalties for the violation of this act; and to repeal acts and parts of acts," (MCL 211.1 to 211.155) by adding section 78p.

(Filed with the Secretary of State June 29, 2012, at 2:30 p.m.)

Date: June 25, 2012

Time: 4:02 p.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

**Enrolled House Bill No. 4913 (Public Act No. 248, I.E.), being**

An act to amend 1994 PA 451, entitled "An act to protect the environment and natural resources of the state; to codify, revise, consolidate, and classify laws relating to the environment and natural resources of the state; to regulate the discharge of certain substances into the environment; to regulate the use of certain lands, waters, and other natural

resources of the state; to prescribe the powers and duties of certain state and local agencies and officials; to provide for certain charges, fees, assessments, and donations; to provide certain appropriations; to prescribe penalties and provide remedies; and to repeal acts and parts of acts,” by amending section 51108 (MCL 324.51108), as amended by 2008 PA 299.  
(Filed with the Secretary of State July 2, 2012, at 3:35 p.m.)

Date: June 25, 2012  
Time: 3:36 p.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

**Enrolled House Bill No. 5164 (Public Act No. 249, I.E.), being**

An act to amend 1994 PA 451, entitled “An act to protect the environment and natural resources of the state; to codify, revise, consolidate, and classify laws relating to the environment and natural resources of the state; to regulate the discharge of certain substances into the environment; to regulate the use of certain lands, waters, and other natural resources of the state; to prescribe the powers and duties of certain state and local agencies and officials; to provide for certain charges, fees, assessments, and donations; to provide certain appropriations; to prescribe penalties and provide remedies; and to repeal acts and parts of acts,” by amending sections 1301, 2035, 44501, 44511, 44516, 44518, 44520, 44520a, and 44524 (MCL 324.1301, 324.2035, 324.44501, 324.44511, 324.44516, 324.44518, 324.44520, 324.44520a, and 324.44524), section 1301 as amended by 2011 PA 218, section 2035 as added and sections 44501, 44511, and 44518 as amended by 2004 PA 587, sections 44516, 44520, and 44524 as added by 1995 PA 57, and section 44520a as added by 2006 PA 183, and by adding section 44522a; and to repeal acts and parts of acts.

(Filed with the Secretary of State July 2, 2012, at 3:37 p.m.)

Date: June 25, 2012  
Time: 3:38 p.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

**Enrolled House Bill No. 5226 (Public Act No. 250, I.E.), being**

An act to amend 1935 PA 220, entitled “An act to provide family home care for children committed to the care of the state, to create the Michigan children’s institute under the control of the Michigan social welfare commission, to prescribe the powers and duties thereof, and to provide penalties for violations of certain provisions of this act,” by amending section 9 (MCL 400.209), as amended by 2011 PA 30.

(Filed with the Secretary of State July 2, 2012, at 3:39 p.m.)

Date: June 25, 2012  
Time: 3:40 p.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

**Enrolled House Bill No. 5414 (Public Act No. 251, I.E.), being**

An act to amend 1994 PA 451, entitled “An act to protect the environment and natural resources of the state; to codify, revise, consolidate, and classify laws relating to the environment and natural resources of the state; to regulate the discharge of certain substances into the environment; to regulate the use of certain lands, waters, and other natural resources of the state; to prescribe the powers and duties of certain state and local agencies and officials; to provide for certain charges, fees, assessments, and donations; to provide certain appropriations; to prescribe penalties and provide remedies; and to repeal acts and parts of acts,” by amending sections 75101, 75102, and 75104 (MCL 324.75101, 324.75102, and 324.75104), as added by 1995 PA 58.

(Filed with the Secretary of State July 2, 2012, at 3:41 p.m.)

Date: June 26, 2012  
Time: 1:12 p.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

**Enrolled House Bill No. 5424 (Public Act No. 252, 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 regulate the introduction and use of certain evidence; 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 sections 627, 688, 722, and 724 (MCL 257.627, 257.688, 257.722, and 257.724), section 627 as amended by 2006 PA 85, section 688 as amended by 2006 PA 14, section 722 as amended by 2009 PA 146, and section 724 as amended by 2009 PA 169, and by adding section 30c.

(Filed with the Secretary of State July 2, 2012, at 3:43 p.m.)

Date: June 26, 2012

Time: 8:08 a.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

**Enrolled House Bill No. 5595 (Public Act No. 253, I.E.), being**

An act to amend 1964 PA 283, entitled “An act to regulate and provide standards for weights and measures, and the packaging and advertising of certain commodities; to provide for a state director and other officials and to prescribe their powers and duties; to provide a fee system for certain inspections and tests; to provide penalties for fraud and deception in the use of false weights and measures and other violations; and to repeal certain acts and parts of acts,” by amending sections 2, 3, 4, 5, 6, 9a, and 9b (MCL 290.602, 290.603, 290.604, 290.605, 290.606, 290.609a, and 290.609b), section 2 as amended and sections 9a and 9b as added by 2002 PA 208.

(Filed with the Secretary of State July 2, 2012, at 3:45 p.m.)

Date: June 26, 2012

Time: 8:10 a.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

**Enrolled House Bill No. 5596 (Public Act No. 254, I.E.), being**

An act to amend 1964 PA 283, entitled “An act to regulate and provide standards for weights and measures, and the packaging and advertising of certain commodities; to provide for a state director and other officials and to prescribe their powers and duties; to provide a fee system for certain inspections and tests; to provide penalties for fraud and deception in the use of false weights and measures and other violations; and to repeal certain acts and parts of acts,” by amending sections 10a, 10b, 28c, 28d, 29, 31, and 31a (MCL 290.610a, 290.610b, 290.628c, 290.628d, 290.629, 290.631, and 290.631a), sections 10a and 10b as amended and section 31a as added by 2002 PA 208, section 28c as amended by 2008 PA 351, section 28d as added by 2008 PA 345, section 29 as amended by 1986 PA 194, and section 31 as amended by 2006 PA 125, and by adding section 28e.

(Filed with the Secretary of State July 2, 2012, at 3:47 p.m.)

Date: June 26, 2012

Time: 8:04 a.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

**Enrolled House Bill No. 5468 (Public Act No. 260, I.E.), being**

An act to amend 1986 PA 32, entitled “An act to provide for the establishment of emergency 9-1-1 districts; to provide for the installation, operation, modification, and maintenance of universal emergency 9-1-1 service systems; to provide for the imposition and collection of certain charges; to provide the powers and duties of certain state agencies, local units of government, public officers, service suppliers, and others; to create an emergency 9-1-1 service committee; to provide remedies and penalties; and to repeal acts and parts of acts,” by amending sections 102, 401a, 401b, 401c, 401d, and 717 (MCL 484.1102, 484.1401a, 484.1401b, 484.1401c, 484.1401d, and 484.1717), section 102 as amended and sections 401c and 401d as added by 2007 PA 164 and sections 401a, 401b, and 717 as amended by 2008 PA 379.

(Filed with the Secretary of State July 2, 2012, at 3:59 p.m.)

Date: June 26, 2012  
Time: 8:16 a.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

**Enrolled House Bill No. 5658 (Public Act No. 261, I.E.), being**

An act to amend 1968 PA 15, entitled “An act to provide for the employment of inmate labor in the correctional institutions of this state; to provide for the employment of inmate labor in certain private enterprises under certain conditions; to provide for certain powers and duties of the department of corrections, the governor, and other officers and agencies in relation to correctional institutions; to provide for the requisitioning and disbursement of correctional industries products; to provide for the disposition of the proceeds of correctional industries and farms; to provide for purchasing and accounting procedures; to regulate the sale or disposition of inmate labor and products; to provide for the requisitioning, purchases, and supply of correctional industries products; to provide penalties for violations of this act; and to repeal acts and parts of acts;” by amending sections 2, 6, and 7a (MCL 800.322, 800.326, and 800.327a), section 2 as amended and section 7a as added by 1996 PA 537 and section 6 as amended by 2010 PA 308.

(Filed with the Secretary of State July 2, 2012, at 4:01 p.m.)

Date: June 25, 2012  
Time: 4:40 p.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

**Enrolled House Bill No. 4146 (Public Act No. 262, 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 regulate the introduction and use of certain evidence; 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 698 (MCL 257.698), as amended by 1998 PA 247 and by adding section 682c.

(Filed with the Secretary of State July 2, 2012, at 4:03 p.m.)

Date: June 27, 2012  
Time: 8:18 p.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

**Enrolled House Bill No. 5062 (Public Act No. 271, I.E.), being**

An act to amend 1954 PA 116, entitled “An act to reorganize, consolidate, and add to the election laws; to provide for election officials and prescribe their powers and duties; to prescribe the powers and duties of certain state departments, state agencies, and state and local officials and employees; to provide for the nomination and election of candidates for public office; to provide for the resignation, removal, and recall of certain public officers; to provide for the filling of vacancies in public office; to provide for and regulate primaries and elections; to provide for the purity of elections; to guard against the abuse of the elective franchise; to define violations of this act; to provide appropriations; to prescribe penalties and provide remedies; and to repeal certain acts and all other acts inconsistent with this act;” by amending sections 31, 33, 514, 679a, 811, 847, and 942 (MCL 168.31, 168.33, 168.514, 168.679a, 168.811, 168.847, and 168.942), section 31 as amended by 2005 PA 71, section 33 as amended by 2002 PA 91, section 514 as amended by 1992 PA 195, section 679a as added by 2004 PA 256, and sections 847 and 942 as amended by 1995 PA 261, and by adding section 31a.

(Filed with the Secretary of State July 3, 2012, at 11:54 a.m.)

Date: June 27, 2012  
Time: 8:08 p.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

**Enrolled House Bill No. 5059 (Public Act No. 273, I.E.), being**

An act to amend 1976 PA 388, entitled “An act to regulate political activity; to regulate campaign financing; to restrict campaign contributions and expenditures; to require campaign statements and reports; to regulate anonymous contributions;

to regulate campaign advertising and literature; to provide for segregated funds for political purposes; to provide for the use of public funds for political purposes; to create certain funds; to provide for reversion, retention, or refunding of unexpended balances in certain funds; to require other statements and reports; to regulate acceptance of certain gifts, payments, and reimbursements; to prescribe the powers and duties of certain state departments and state and local officials and employees; to provide appropriations; to prescribe penalties and provide remedies; and to repeal certain acts and parts of acts,” by amending sections 3, 4, 6, 11, 33, and 35 (MCL 169.203, 169.204, 169.206, 169.211, 169.233, and 169.235), section 3 as amended by 1989 PA 95, sections 4, 6, and 11 as amended by 2012 PA 31, section 33 as amended by 1999 PA 238, and section 35 as amended by 2000 PA 75.

(Filed with the Secretary of State July 3, 2012, at 11:58 a.m.)

Date: June 27, 2012

Time: 8:00 p.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

**Enrolled House Bill No. 5058 (Public Act No. 275, I.E.), being**

An act to amend 1976 PA 388, entitled “An act to regulate political activity; to regulate campaign financing; to restrict campaign contributions and expenditures; to require campaign statements and reports; to regulate anonymous contributions; to regulate campaign advertising and literature; to provide for segregated funds for political purposes; to provide for the use of public funds for political purposes; to create certain funds; to provide for reversion, retention, or refunding of unexpended balances in certain funds; to require other statements and reports; to regulate acceptance of certain gifts, payments, and reimbursements; to prescribe the powers and duties of certain state departments and state and local officials and employees; to provide appropriations; to prescribe penalties and provide remedies; and to repeal certain acts and parts of acts,” by amending sections 9 and 21a (MCL 169.209 and 169.221a), section 9 as amended by 1996 PA 590 and section 21a as added by 1994 PA 411.

(Filed with the Secretary of State July 3, 2012, at 12:02 p.m.)

Date: June 26, 2012

Time: 7:54 a.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

**Enrolled House Bill No. 5297 (Public Act No. 279, I.E.), being**

An act to amend 1954 PA 116, entitled “An act to reorganize, consolidate, and add to the election laws; to provide for election officials and prescribe their powers and duties; to prescribe the powers and duties of certain state departments, state agencies, and state and local officials and employees; to provide for the nomination and election of candidates for public office; to provide for the resignation, removal, and recall of certain public officers; to provide for the filling of vacancies in public office; to provide for and regulate primaries and elections; to provide for the purity of elections; to guard against the abuse of the elective franchise; to define violations of this act; to provide appropriations; to prescribe penalties and provide remedies; and to repeal certain acts and all other acts inconsistent with this act,” by amending section 759a (MCL 168.759a), as amended by 2011 PA 163.

(Filed with the Secretary of State July 3, 2012, at 12:10 p.m.)

Date: June 26, 2012

Time: 7:48 a.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

**Enrolled House Bill No. 4656 (Public Act No. 280), being**

An act to amend 1954 PA 116, entitled “An act to reorganize, consolidate, and add to the election laws; to provide for election officials and prescribe their powers and duties; to prescribe the powers and duties of certain state departments, state agencies, and state and local officials and employees; to provide for the nomination and election of candidates for public office; to provide for the resignation, removal, and recall of certain public officers; to provide for the filling of vacancies in public office; to provide for and regulate primaries and elections; to provide for the purity of elections; to guard against the abuse of the elective franchise; to define violations of this act; to provide appropriations; to prescribe penalties and provide remedies; and to repeal certain acts and all other acts inconsistent with this act,” (MCL 168.1 to 168.992) by adding section 931a.

(Filed with the Secretary of State July 3, 2012, at 12:12 p.m.)

Date: July 5, 2012  
Time: 8:45 a.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

**Enrolled House Bill No. 4723 (Public Act No. 281, I.E.), being**

An act to amend 1939 PA 280, entitled “An act to protect the welfare of the people of this state; to provide general assistance, hospitalization, infirmary and medical care to poor or unfortunate persons; to provide for compliance by this state with the social security act; to provide protection, welfare and services to aged persons, dependent children, the blind, and the permanently and totally disabled; to administer programs and services for the prevention and treatment of delinquency, dependency and neglect of children; to create a state department of social services; to prescribe the powers and duties of the department; to provide for the interstate and intercounty transfer of dependents; to create county and district departments of social services; to create within certain county departments, bureaus of social aid and certain divisions and offices thereunder; to prescribe the powers and duties of the departments, bureaus and officers; to provide for appeals in certain cases; to prescribe the powers and duties of the state department with respect to county and district departments; to prescribe certain duties of certain other state departments, officers, and agencies; to make an appropriation; to prescribe penalties for the violation of the provisions of this act; and to repeal certain parts of this act on specific dates,” (MCL 400.1 to 400.119b) by adding section 10e.

(Filed with the Secretary of State July 5, 2012, at 1:30 p.m.)

**Communications from State Officers**

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

Notices of Filing  
Administrative Rules

June 1, 2012

In accordance with the provisions of Section 46(1) of Act 306, Public Acts of 1969, as amended, and Executive Order 1995-6, this is to advise you that the Michigan Department of Licensing and Regulatory Affairs and the State Office of Regulatory Reinvention filed Administrative Rule #2010-035-EQ (Secretary of State Filing #12-06-01) on this date at 4:43P.M. for the Department of Environmental Quality, entitled “Part 2. Air Use Approval”.

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

June 7, 2012

In accordance with the provisions of Section 46(1) of Act 306, Public Acts of 1969, as amended, and Executive Order 1995-6, this is to advise you that the Michigan Department of Licensing and Regulatory Affairs and the State Office of Regulatory Reinvention filed Administrative Rule #2012-019-CH (Secretary of State Filing #12-06-02) on this date at 4:39 P.M. for the Department of Community Health, entitled “Monitoring and Controlling Recipient Use of Medical Assistance Program Services”.

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

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

The communications were referred to the Clerk.

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

June 27, 2012

Transmitted under this cover is a schedule entitled “Statement of Revenue Subject to Constitutional Limitation - Legal Basis.” The statement is submitted pursuant to Sections 18.1350(a) through 18.1350(e) of the Michigan Compiled Laws for the purpose of demonstrating compliance with Article 9, Sections 26 and 33 of the Michigan Constitution for the fiscal year 2011.

The statement has been reviewed by the Office of the Auditor General and a copy of the independent accountant’s review is enclosed.

If you have questions regarding this report, please contact Mr. Michael J. Moody, Director, Office of Financial Management, at 373-1010.

June 27, 2012

This letter transmits the "Statement of the Proportion of Total State Spending From State Sources Paid to Units of Local Government - Legal Basis" for fiscal year 2011, which has been prepared in accordance with Sections 18.1115(5), 18.1303-18.1305, 18.1349, 18.1350, 18.1497, and 18.1498 of the Michigan Compiled Laws for the purpose of demonstrating compliance with Article 9, Section 30 of the Michigan Constitution.

The computed percentage of total state spending from state sources paid to local governments for fiscal year 2011 is 57.00%, which is \$2.1 billion more than the minimum required.

The statement has been reviewed by the Office of the Auditor General and a copy of their independent accountant's review letter is enclosed.

If you have questions regarding this report, please contact Mr. Michael J. Moody, Director, Office of Financial Management, at 373-1010.

Sincerely,  
John E. Nixon, C.P.A.  
State Budget Director

The communications were referred to the Clerk.

The following communications from the Department of Treasury were received and read:

July 12, 2012

The attached annual report on the operation of the New Jobs Training Program is provided to you in accordance with MCL 206.713, which lists you as a designated recipient.

If I can answer any questions on the report, please let me know.

Scott Darragh, Economist  
[DarraghS@Michigan.gov](mailto:DarraghS@Michigan.gov)  
Office of Revenue and Tax Analysis  
Michigan Department of Treasury  
Phone: (517) 241-2148  
Fax: (517) 335-3298

Received July 12, 2012

Please find attached one copy of the Personal Property Audit Annual Report for the period January 1, 2011 through December 31, 2011. The report is required by Public Act 63 of 2011, the General Government Appropriations Act. Article VIII, Section 927 of the Act provides, in part, as follows:

Sec. 927. The department of treasury shall submit annual progress reports to the senate and house of representatives standing committees on appropriations subcommittees on general government and the senate and house fiscal agencies, regarding personal property tax audits. The report shall include the number of audits, revenue generated, and number of complaints received by the department related to the audits.

If you have any questions regarding this report, you may contact the Bureau of Local Government Services at (517) 373-3305.

Frederick Headen, Director  
Bureau of Local Government Services

The communications were referred to the Clerk.

The following communications from the Michigan Economic Development Corporation were received and read:

June 28, 2012

On June 27, 2012, the Michigan Strategic Fund Board [the "MSF Board"] approved the revisions to the Pure Michigan Venture Development Fund [PMVDF] Guidelines. Consistent with the requirements of MCL 125.2088k(8), I am writing to provide you with the MSF Board's Decision Document, Final Resolution of the MSF Board [the "Resolution"] and the approved PMVDF Guidelines.

Regards -  
Ellen Graham  
Board Relations Liaison  
300 N. Washington Square  
Lansing, Michigan 48913  
Office: 517.241.2244  
Fax: 517.241.5213  
[grahame@michigan.org](mailto:grahame@michigan.org)  
<http://www.michigan.org>  
<http://www.michiganadvantage.org>

July 12, 2012

Pursuant to Public Act 376 of 1996, as amended, attached is an Amendment Application for Renaissance Zones that have not yet expired, where a Renaissance Development Agreement has been executed. This Amendment Application was approved by the Michigan Strategic Fund (MSF) Board today by Resolution 2012-29 (attached). The Amendment Application will ensure that all necessary information is captured when companies request changes with respect to their existing Renaissance Zones.

The following Renaissance Zone projects can be changed, depending upon the request:

- \* Agricultural Processing Renaissance Zones
- \* Border Crossing Renaissance Zones
- \* Forest Products Processing Renaissance Zones
- \* MSF Designated Renaissance Zones
- \* Renewable Energy Renaissance Zones
- \* Geographic Renaissance Subzones where an active Development Agreement is executed

Please contact me if you have any questions regarding these documents.

James McBryde  
 Vice President of Governmental Affairs  
 Michigan Economic Development Corporation  
 300 N. Washington Square | Lansing, MI 48913  
 Office: 517.241.4133  
 mailto: [mcbrydej@michigan.org](mailto:mcbrydej@michigan.org)

The communications were referred to the Clerk.

The following communication from the Department of State Police was received and read:

July 1, 2012

The 2011 Michigan Annual Drunk Driving Audit provides detailed information concerning traffic fatalities and injuries, as well as arrest activities that are part of ongoing efforts to reduce drunk driving in our state. Alcohol and/or drug related fatal crashes remain a significant traffic safety issue, with approximately 35.6 percent of the total fatal crashes involving alcohol and/or drugs.

The crash data displayed for each county are 2011 traffic crash statistics. The Michigan Department of State Police, Criminal Justice Information Center, maintains the state's central repository for all crash data collected in Michigan. The crash data is housed in the Traffic Crash Reporting System and the Drunk Driving Audit is created using this data.

A reportable crash in Michigan is defined as: a motor vehicle that is in transport on the roadway that results in death, injury or property damage of \$1,000 or more. In addition, a crash is reported for any snowmobile or off-road vehicle (ORV) with damage of \$100 or more, whether on the roadway or off the roadway.

The Michigan Annual Drunk Driving Audit was compiled with information and data provided by the Michigan Department of State Police, the Michigan Department of State, and the Michigan Department of Transportation. We appreciate the teamwork, assistance and dedication of each of these departments in helping to make Michigan's roads safe. We look forward to our continued partnership.

Questions regarding Section I (Traffic Crash and Arrest Data) should be directed to the Michigan Department of State Police, Criminal Justice Information Center, Traffic Crash Reporting Section at (517) 241-1699. Questions regarding Section II (Conviction Disposition Data) should be directed to the Michigan Department of State at (517) 322-1598.

As you review this report, please feel free to contact the Traffic Crash Reporting Section at (517) 241-1699 with your suggestions and ideas.

Col. Kriste Kibbey Etue, Director  
 Michigan Department of State Police

The communication was referred to the Clerk.

The following communication from the Department of Licensing and Regulatory Affairs, Michigan State Housing Development Authority was received and read:

July 12, 2012

The Low Income Housing Tax Credit program, established pursuant to Section 42 of the Internal Revenue Code of 1986, as amended, requires that tax credits allocated by state credit agencies be allocated pursuant to a Qualified Allocation Plan approved by the Governor. Section 22(b)(4) of Public Act 346 of 1966, as amended, further reflects this requirement.



The 2013-2014 Qualified Allocation Plan has been approved by the Governor. The attached copy is transmitted pursuant to the requirements of MCL 125.1422b.

Sincerely,  
Christopher L. LaGrand  
Deputy Director-Housing Development

The communication was referred to the Clerk.

#### Announcements by the Clerk

June 13, 2012

Received from the Auditor General a copy of the following audit report and/or report summary:  
Performance audit of Real Estate Acquisitions, Dispositions, and Land Holdings, Department of Natural Resources, June 2012.

June 13, 2012

Received from the Auditor General a copy of the following audit report and/or report summary:  
Financial audit of the State of Michigan 401K Plan for the period October 1, 2009 through September 30, 2011.

June 19, 2012

Received from the Auditor General 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 Corrections for the period October 1, 2009 through September 30, 2011.

June 19, 2012

Received from the Auditor General a copy of the following audit report and/or report summary:  
Financial audit, including the provisions of the Single Audit Act, of the Michigan Department of State Police for the period October 1, 2009 through September 30, 2011.

June 21, 2012

Received from the Auditor General 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 Military and Veterans Affairs for the period October 1, 2009 through September 30, 2011.

June 26, 2012

Received from the Auditor General 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 Community Health for the period October 1, 2009 through September 30, 2011.

June 26, 2012

Received from the Auditor General 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 Environmental Quality for the period October 1, 2009 through September 30, 2011.

June 27, 2012

Received from the Auditor General 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 Natural Resources for the period October 1, 2009 through September 30, 2011.

June 28, 2012

Received from the Auditor General a copy of the following audit report and/or report summary:  
Financial audit, including the provisions of the Single Audit Act, of the Michigan Department of Education for the period October 1, 2009 through September 30, 2011.

July 12, 2012

Received from the Auditor General a copy of the following audit report and/or report summary:  
Performance audit of Selected Probate Court Conservatorship and Guardianship Cases, July 2012.

July 10, 2012

Received from the Auditor General a copy of the financial report with supplementary information of the Bureau of State Lottery for the six-month periods ended March 31, 2012 and 2011.

Gary L. Randall  
Clerk of the House

June, 2012

Received from the Office of Children's Ombudsman the Fiscal Year 2011 Annual Report from October 1, 2010 to September 30, 2011.

Gary L. Randall  
Clerk of the House

June 30, 2012

Received from the Municipal Employees' Retirement System of Michigan the *Comprehensive Annual Financial Report for the Year Ending December 31, 2011*, pursuant to the requirements of the *MERS Plan Document* and MCL 38.1536(2)(f), which is available on their website at: [www.mersofmich.com](http://www.mersofmich.com).

Gary L. Randall  
Clerk of the House

By unanimous consent the House returned to the order of

### Notices

July 18, 2012

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

Dear Mr. Clerk:

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

- Andrew Konwiak of Warren, an individual representing drug treatment providers, for a term from today's date to 7/17/16.
- Jeffrey Sauter of Charlotte, an individual representing prosecuting attorneys, for a term from today's date to 7/17/16.
- Christopher M. Luty of East Lansing, as individual representing law enforcement, for a term from today's date to 7/17/16.

Respectfully,  
Jase Bolger  
Speaker of the House

By unanimous consent the House returned to the order of

### Motions and Resolutions

The Speaker, on behalf of the entire membership of the House of Representatives, offered the following concurrent resolution:

#### House Concurrent Resolution No. 57.

A concurrent resolution of tribute offered as a memorial for William Van Regenmorter, former member of the House of Representatives and the Senate.

Whereas, It was with great sorrow that the members of the Legislature learned of the death of our former colleague, William Van Regenmorter. Respected on both sides of the aisle, he will always be remembered as the humble and compassionate champion for crime victims; and

Whereas, A graduate of Calvin College, William Van Regenmorter began his career as a businessman and worked as an analyst for Dun and Bradstreet. He served as an Ottawa County commissioner before running to represent the people in the western Michigan region he loved. In 1982, he was elected to the Michigan House of Representatives; and

Whereas, For the next 24 years, William Van Regenmorter would distinguish himself as one of Michigan's most conscientious and dedicated legislators in the House of Representatives and the Senate. For sixteen of those years, he served as chair of the Judiciary Committee, helping to shepherd through hundreds of bills that changed Michigan's criminal and civil

justice system for the better. He translated his strong belief in family values into creating laws that would require truth in sentencing for criminal prison terms, crack down on drunken driving, protect abused children, and assist people with disabilities; and

Whereas, In a legislative career with many high points, his singular achievement was on the issue of crime victims' rights. At a time when crime victims had few rights in the justice system, he authored legislation that would become a national model. He successfully led efforts to amend Michigan's constitution and statutes to ensure victims were treated fairly and with respect. He later founded the Crime Victim Foundation to financially assist crime victims. For these efforts and many others, he received numerous awards and honors over his career, culminating with the Ronald Wilson Reagan Public Policy Award in 2009; now, therefore, be it

Resolved by the House of Representatives (the Senate concurring), That we offer this expression of our highest tribute to honor the memory of William Van Regenmorter, a member of the House of Representatives from 1983 to 1990 and 2003 to 2006 and a member of the Senate from 1991 to 2002; and be it further

Resolved, That copies of this resolution be transmitted to the Van Regenmorter family as evidence of our lasting esteem for his memory and contributions.

The question being on the adoption of the concurrent resolution,

The concurrent resolution was adopted by unanimous standing vote.

### Messages from the Senate

#### Senate Concurrent Resolution No. 31.

A concurrent resolution of tribute offered as a memorial for Joseph F. Young, Jr., former member of the House of Representatives and the Senate.

Whereas, The members of the Michigan Legislature were saddened to learn of the passing of Joe Young, Jr. For 24 years, he dedicated his life to helping the people of Detroit as their State Representative and State Senator. His warmth of heart and positive approach to policy-making will not soon be forgotten; and

Whereas, After his graduation from Michigan State University, Joe Young, Jr., entered the family business of public service. He began his career as a legislative staffer working for former House Speaker William Ryan, former Representative Alma Stallworth, and Congressman Dale Kildee. Following in the footsteps of his father, he was elected to the House of Representatives in 1978. He would spend the next 24 years serving the people of the Detroit area in the Michigan House of Representatives and Senate. For ten of those years, he served alongside his father, the first African-American father and son to serve together in the Michigan Legislature; and

Whereas, A conscientious lawmaker who took his efforts to help others seriously, Joe Young, Jr., was a strong advocate for children, worked tirelessly to help those in his district and the state, and was a trustworthy colleague. Constantly striving to become a better public servant, he attended Cooley Law School and earned a master's degree in public administration from Western Michigan University while serving in the Legislature. Following his legislative service, he continued to demonstrate his passion for helping others as an active member of his church and as a weekend supervisor for his local school district's recreation department; and

Whereas, Joe Young, Jr., left a lasting legacy with his work inside and outside the Legislature. He is survived by his four children, Kimberly Young, Kerry Marchand, Joseph F. Young III, and Brooke Young; and seven grandchildren, Dejah Young, Adam Eason, Jr., Julian Young, Kyara Marchand, Kennadie Marchand, Anthony Kyles III, and Kailey Kyles; who should all take great pride in the accomplishments of his life; now, therefore, be it

Resolved by the Senate (the House of Representatives concurring), That we offer this expression of our highest tribute to honor the memory of Joseph F. Young, Jr., a member of the House of Representatives from 1979 to 1994 and a member of the Senate from 1995 to 2002; and be it further

Resolved, That copies of this resolution be transmitted to the Young family as evidence of our lasting esteem for his memory and contributions.

The Senate has adopted the concurrent resolution.

The question being on the adoption of the concurrent resolution,

The concurrent resolution was adopted by unanimous standing vote.

By unanimous consent the House returned to the order of

### Motions and Resolutions

Reps. Opsommer, Barnett, Bauer, Constan, Crawford, Darany, Denby, Durhal, Geiss, Heise, Hooker, Kandrevas, Knollenberg, Kowall, LeBlanc, Lindberg, O'Brien, Poleski, Potvin, Segal, Slavens, Switalski, Talabi and Tyler offered the following resolution:

#### House Resolution No. 296.

A resolution to recognize and honor the ten Michigan residents who will join with athletes from around the country in representing the United States at the 2012 Summer Olympics.

Whereas, Every four years, athletes from around the world come together in a spirit of goodwill and unity competing in events which test speed, strength, endurance, and dexterity; and

Whereas, The athletes who compete in the Olympics represent the very best each country has to offer. These men and women have devoted themselves to relentlessly pursuing an elusive mastery of their athletic craft; and

Whereas, These Olympians stand as symbols of their home country's pride and promise and are living embodiments of their countrymen's hopes and patriotism; and

Whereas, The state of Michigan has a history of producing gifted and remarkable athletes who proudly and ably represent our state and nation in competitions around the globe; and

Whereas, The state of Michigan is proudly sending ten men and women to represent the United States at the 2012 Summer Olympics in London; and

Whereas, Betsey Armstrong of Ann Arbor, a graduate of Huron High School and the University of Michigan, will represent the United States in women's water polo; and

Whereas, Tia Brooks of Grand Rapids, a graduate of East Kentwood High School, will represent the United States in the women's shot put; and

Whereas, Geena Gall of Grand Blanc, a graduate of Grand Blanc High School and the University of Michigan, will represent the United States in the women's 800-meter track competition; and

Whereas, Tom Peszek of Farmington Hills, a graduate of Farmington High School and the University of Michigan, will represent the United States in the men's eight rowing competition; and

Whereas, Dathan Ritzenhein of Rockford, a graduate of Rockford High School, will represent the United States in the men's 10,000-meter track competition; and

Whereas, Allison Schmitt of Canton, a graduate of Canton High School, will represent the United States in the women's 200-meter and 400-meter freestyle swimming competitions, as well as 400-meter and 800-meter freestyle swimming relays; and

Whereas, Claressa Shields of Flint, a current student at Northwestern High School, will represent the United States in women's welterweight boxing; and

Whereas, Daryl Szarenski of Saginaw, a graduate of Swan Valley High School, will represent the United States in the men's 10-meter air pistol competition; and

Whereas, Peter Vanderkaay of Rochester, a graduate of Adams High School and the University of Michigan, will represent the United States in the men's 400-meter freestyle swimming competition; and

Whereas, Jordyn Wieber of DeWitt, a current student at DeWitt High School, will represent the United States in women's artistic gymnastics; and

Whereas, It is with great pride that the state of Michigan sends these ten outstanding athletes to London to represent our great nation in the 2012 Summer Olympics; now, therefore, be it

Resolved by the House of Representatives, That the members of this legislative body recognize and honor the ten Michigan residents who will join with athletes from around the country in representing the United States at the 2012 Summer Olympics. We commend their commitment to athletic excellence. They have demonstrated they are among the greatest athletes in the world, and, in so doing, have shown themselves worthy of representing the United States and their native state in these Olympic games.

The question being on the adoption of the resolution,

The resolution was adopted.

Reps. Smiley, Barnett, Bauer, Byrum, Constan, Darany, Durhal, Geiss, Kandrevas, Kowall, Lindberg, Segal, Slavens, Switalski and Talabi offered the following resolution:

**House Resolution No. 297.**

A resolution to urge the Department of Natural Resources and the Michigan Attorney General to work with the appropriate federal authorities and employ all available resources to investigate alleged price fixing and collusion among natural gas developers, and vigorously pursue damages to which the State of Michigan and impacted citizens are entitled.

Whereas, Natural gas is a part of Michigan's rich legacy of natural resources. For decades energy companies have leased land in the northern Lower Peninsula to develop natural gas and bring it to market. These energy companies make millions of dollars selling the gas they extract from Michigan's bedrock. In return, private landowners and the State of Michigan, on behalf of its citizens, receive lease payments and royalties; and

Whereas, According to the news organization, *Reuters*, two major players in Michigan's natural gas industry may have colluded to reduce public and private lease prices. *Reuters* maintains that one month after the state and private landowners received record bids to lease land in the Utica-Collingwood natural gas fields, two companies exchanged emails about working together to avoid driving up future bids. Four months later, asserts *Reuters*, the average bid in the Utica-Collingwood fields dropped from about \$1,400 to \$46 per acre. This alleged activity amounts to price fixing between competitors, which is illegal under the federal Sherman Antitrust Act, and it may have cheated Michigan citizens out of tens of millions of dollars or more; and

Whereas, If these accusations are true, it would be a major betrayal of the public trust placed in these two companies. Natural gas development involves many procedures that could, if not performed safely and properly, damage the environment. If these two companies have indeed broken the law by colluding to bring prices down, their commitment to following other Michigan laws, including environmental laws could be questioned. Michigan's rich legacy of natural resources should only be entrusted to companies that act with good faith and integrity. It is imperative to find out the truth about the assertions made by *Reuters*. If collusion and price fixing have occurred, Michigan citizens must be made whole. All appropriate civil damages and criminal penalties must be pursued; now, therefore, be it

Resolved by the House of Representatives, That we urge the Department of Natural Resources and the Michigan Attorney General to work with the appropriate federal authorities and employ all available resources to investigate alleged price fixing and collusion among natural gas developers, and vigorously pursue damages to which the State of Michigan and impacted citizens are entitled; and be it further

Resolved, That copies of this resolution be transmitted to the Director of the Department of Natural Resources and the Michigan Attorney General.

The resolution was referred to the Committee on Energy and Technology.

Reps. Daley, Barnett, Constan, Darany, Durhal, Geiss, Heise, Kandrevas, Knollenberg, LeBlanc, Potvin, Slavens and Talabi offered the following resolution:

**House Resolution No. 298.**

A resolution to declare July 2012 as Professional Pest Management Month in the state of Michigan.

Whereas, Effective pest management in homes, businesses, and public places throughout our state is an important factor in maintaining the health and well-being of all Michiganders; and

Whereas, Pest management professionals help protect Michigan's food supply, homes, and the environment from disease and pest-related illnesses by practicing environmentally friendly pest-control methods; and

Whereas, The Michigan Pest Management Association provides networking and leadership opportunities for Michigan's pest management professionals and is recognized for its efforts to protect our environment as well as to ensure the safe and effective use of pest management materials; and

Whereas, The National Pest Management Association is committed to educating the public about the dangers posed by pests and the damage they can cause through its website, [www.pestworld.org](http://www.pestworld.org); and

Whereas, Pest Management Month offers all Michiganders an opportunity to understand and appreciate the important role that pest management providers play in ensuring the health and well-being of Michiganders; now, therefore, be it

Resolved by the House of Representatives, That the members of this legislative body declare July 2012 as Professional Pest Management Month in the state of Michigan, and call this observance to the attention of all our citizens

The question being on the adoption of the resolution,

The resolution was adopted.

Rep. Nesbitt offered the following resolution:

**House Resolution No. 299.**

A resolution to declare August 2012 as Spinal Muscular Atrophy Awareness Month in the state of Michigan.

Whereas, Spinal muscular atrophy (SMA) kills more children than any other genetic disease; and

Whereas, SMA causes degeneration in voluntary muscle movement for those impacted by the disease, eventually impacting their ability to walk, sit, crawl, stand, breathe, eat, and even swallow; and

Whereas, One in every 40 people, or nearly 10 million Americans, unknowingly carries the gene responsible for SMA. Few have any known family history; and

Whereas, SMA is a pan-ethnic disease that does not discriminate based on race, ethnicity, or gender; and

Whereas, SMA does not impact the mind. Children with SMA are bright, sensitive, and playful in spite of their failing bodies; and

Whereas, Most children impacted by SMA succumb to the disease before their second birthday; and

Whereas, There is currently no treatment and no cure for SMA, but the National Institutes of Health selected SMA as the disease closest to treatment of more than 600 neurological disorders; and

Whereas The nation's leading researchers signed a statement stressing that, with adequate resources, a viable treatment or cure is attainable in as little as five years; and

Whereas, SMA research is considered a "model" approach, with the potential of benefiting millions of people impacted by other diseases, including ALS/Lou Gehrig's disease, Alzheimer's, Parkinson's, Duchenne muscular dystrophy, Fragile X, and Tay Sachs, among others; and

Whereas, Increased awareness of SMA will lead to increased knowledge and increased support for both disease research and families affected by the disease, hopefully leading to a cure; now, therefore, be it

Resolved by the House of Representatives, That the members of this legislative body declare August 2012 as Spinal Muscular Atrophy Awareness Month in the state of Michigan. We encourage greater awareness and research for this devastating disease.

The question being on the adoption of the resolution,  
The resolution was adopted.

Rep. Rendon offered the following resolution:

**House Resolution No. 300.**

A resolution to encourage elementary schools throughout Michigan to incorporate the gun safety curriculum found in the Michigan Model for Health program and to encourage all schools to incorporate gun safety programs at all grade levels.

Whereas, In 2009, there were 355 youth deaths, under the age of 14, due to firearms. Children who encounter a gun may be unaware of the dangers. Lack of knowledge and awareness of how to act around a gun may result in the accidental shootings of themselves or another person; and

Whereas, In 2010, the Michigan Legislature enacted Public Act 367 requiring the Michigan Department of Education to establish a model program for gun safety instruction for elementary school pupils. Under the Public Act, each school district is encouraged to implement the model gun safety program in at least grade 3, but also in prekindergarten to grade 2; and

Whereas, The National Rifle Association has created the Eddie Eagle GunSafe Program that encourages children who encounter a gun to “STOP! Don’t touch. Leave the area. Tell an adult.” In addition, the Department of Education’s Model for Health program provides similar student instruction on proper behavior around dangerous weapons; now, therefore, be it

Resolved by the House of Representatives, That we encourage elementary schools throughout Michigan to incorporate the gun safety curriculum found in the Michigan Model for Health and to encourage all schools to incorporate gun safety programs at all grade levels; and be it further

Resolved, That copies of this resolution be transmitted to the Superintendent of Public Instruction, the Michigan Association of School Administrators, and the Michigan Association of School Boards.

The resolution was referred to the Committee on Education.

Reps. Ouimet, Zorn, Walsh, Denby, Pettalia, Graves and Shaughnessy offered the following resolution:

**House Resolution No. 301.**

A resolution to encourage Michigan schools to offer entrepreneurial education as part of the K-12 curriculum.

Whereas, Entrepreneurs drive America’s economy, accounting for the majority of our nation’s innovations and new job creation. Talent and an entrepreneurial spirit have emerged in the last decade as the leading contributors to economic growth; and

Whereas, Our educational system should inspire students to create, and not simply respond to, economic opportunities. Almost 70% of teenagers polled by Junior Achievement in 2005 wanted to become entrepreneurs, although youth receive very little information about entrepreneurship as a career option; and

Whereas, Entrepreneurial education should be an integral part of the offerings of Michigan’s K-12 education institutions. All schools should offer enriching and innovative programs that allow students to have hands-on, project-based, multi-disciplinary experiences infused with creativity and innovation that help build the foundation they will need to start a business in Michigan. Entrepreneurial education connects the classroom to the workplace in student-centered, experiential learning, and may be a factor in encouraging students to stay in school, reducing youth unemployment and crime; and

Whereas, Entrepreneurial education provides students with the knowledge, skills and motivation to succeed in a variety of settings. Through entrepreneurial education, students can take risks, manage the results, and learn from the outcomes while developing organizational, time management, leadership, interpersonal, problem solving, and critical thinking skills which are highly transferable to any workplace; now, therefore, be it

Resolved by the House of Representatives, That we encourage Michigan schools to offer entrepreneurial education as part of the K-12 curriculum; and be it further

Resolved, That copies of this resolution be transmitted to the Michigan Superintendent of Public Instruction, the Michigan Association of School Boards, and the Michigan Association of School Administrators.

The resolution was referred to the Committee on Education.

Reps. Slavens, Barnett, Bauer, Byrum, Constan, Darany, Durhal, Geiss, Kandrevas, Lindberg, Segal, Switalski and Talabi offered the following concurrent resolution:

**House Concurrent Resolution No. 58.**

A concurrent resolution to urge the Department of Natural Resources and the Michigan Attorney General to work with the appropriate federal authorities and employ all available resources to investigate alleged price fixing and collusion among natural gas developers, and vigorously pursue damages to which the State of Michigan and impacted citizens are entitled.

Whereas, Natural gas is a part of Michigan's rich legacy of natural resources. For decades energy companies have leased land in the northern Lower Peninsula to develop natural gas and bring it to market. These energy companies make millions of dollars selling the gas they extract from Michigan's bedrock. In return, private landowners and the State of Michigan, on behalf of its citizens, receive lease payments and royalties; and

Whereas, According to the news organization, *Reuters*, two major players in Michigan's natural gas industry may have colluded to reduce public and private lease prices. *Reuters* maintains that one month after the state and private landowners received record bids to lease land in the Utica-Collingwood natural gas fields, two companies exchanged emails about working together to avoid driving up future bids. Four months later, asserts *Reuters*, the average bid in the Utica-Collingwood fields dropped from about \$1,400 to \$46 per acre. This alleged activity amounts to price fixing between competitors, which is illegal under the federal Sherman Antitrust Act, and it may have cheated Michigan citizens out of tens of millions of dollars or more; and

Whereas, If these accusations are true, it would be a major betrayal of the public trust placed in these two companies. Natural gas development involves many procedures that could, if not performed safely and properly, damage the environment. If these two companies have indeed broken the law by colluding to bring prices down, their commitment to following other Michigan laws, including environmental laws could be questioned. Michigan's rich legacy of natural resources should only be entrusted to companies that act with good faith and integrity. It is imperative to find out the truth about the assertions made by *Reuters*. If collusion and price fixing have occurred, Michigan citizens must be made whole. All appropriate civil damages and criminal penalties must be pursued; now, therefore, be it

Resolved by the House of Representatives (the Senate concurring), That we urge the Department of Natural Resources and the Michigan Attorney General to work with the appropriate federal authorities and employ all available resources to investigate alleged price fixing and collusion among natural gas developers, and vigorously pursue damages to which the State of Michigan and impacted citizens are entitled; and be it further

Resolved, That copies of this resolution be transmitted to the Director of the Department of Natural Resources and the Michigan Attorney General.

The concurrent resolution was referred to the Committee on Energy and Technology.

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The Speaker called the Speaker Pro Tempore to the Chair.

Rep. Segal offered the following resolution:

**House Resolution No. 302.**

A resolution to urge the Governor to formulate a comprehensive plan for improved pipeline oversight in Michigan.

Whereas, The rupture of Enbridge Line 6B, which occurred on July 25, 2010 in Marshall, Michigan, was the single most expensive on-shore oil spill in the history of the United States. The rupture spilled over 840,000 gallons of heavy crude oil into a creek that feeds the Kalamazoo River. The spill affected wetlands, farmlands, residential areas, and businesses. Hundreds of people suffered adverse health effects from toxic compounds in the oil. Cleanup costs are estimated at \$800 million and counting; and

Whereas, After investigating the incident, the U.S. National Transportation Safety Board (NTSB) concluded that the rupture occurred because of pervasive organizational failures by Enbridge and weak government oversight. According to the NTSB, there was a complete breakdown of safety at Enbridge as the company's employees failed to recognize that the pipeline had ruptured and was pumping crude oil into the environment for more than 17 hours; and

Whereas, The Enbridge Line 6B is just one of many pipelines in Michigan. According to the U.S. Pipeline and Hazardous Materials Safety Administration (PHMSA), 3,128 miles of hazardous liquid pipelines crisscross Michigan. These pipelines traverse many environmentally sensitive and ecologically important areas. Enbridge pipelines even lie beneath the Straits of Mackinac; and

Whereas, The PHMSA is responsible for ensuring that petroleum pipelines in Michigan and elsewhere are safe, reliable, and environmentally sound. Currently, PHMSA has 113 federal inspectors providing oversight to more than 2 million miles of pipelines across the country. There are no PHMSA inspectors based in Michigan and only a handful in the Great Lakes region; and

Whereas, Michigan must work with PHMSA to ensure pipeline safety and protect our natural resources. Pipelines traversing Michigan should be constructed and maintained to the highest level to protect the precious natural resources through which they pass. Michigan should have its own pipeline inspectors who can monitor pipeline companies and who have the authority to intervene as appropriate; now, therefore, be it

Resolved by the House of Representatives, That we urge the Governor to formulate a plan for improved pipeline oversight in Michigan; and be it further

Resolved, That copies of this resolution be transmitted to the Governor.

The resolution was referred to the Committee on Energy and Technology.

Rep. Byrum moved that Rule 42 be suspended.  
The motion prevailed, 3/5 of the members present voting therefor.

Rep. Byrum moved that the Committee on Commerce be discharged from further consideration of **House Bill No. 4611**.  
The question being on the motion made by Rep. Byrum,

Rep. Stamas moved that consideration of the motion be postponed for the day.  
The motion prevailed.

Rep. Segal offered the following concurrent resolution:  
**House Concurrent Resolution No. 59.**

A concurrent resolution to urge the Governor to formulate a comprehensive plan for improved pipeline oversight in Michigan.

Whereas, The rupture of Enbridge Line 6B, which occurred on July 25, 2010 in Marshall, Michigan, was the single most expensive on-shore oil spill in the history of the United States. The rupture spilled over 840,000 gallons of heavy crude oil into a creek that feeds the Kalamazoo River. The spill affected wetlands, farmlands, residential areas, and businesses. Hundreds of people suffered adverse health effects from toxic compounds in the oil. Cleanup costs are estimated at \$800 million and counting; and

Whereas, After investigating the incident, the U.S. National Transportation Safety Board (NTSB) concluded that the rupture occurred because of pervasive organizational failures by Enbridge and weak government oversight. According to the NTSB, there was a complete breakdown of safety at Enbridge as the company's employees failed to recognize that the pipeline had ruptured and was pumping crude oil into the environment for more than 17 hours; and

Whereas, The Enbridge Line 6B is just one of many pipelines in Michigan. According to the U.S. Pipeline and Hazardous Materials Safety Administration (PHMSA), 3,128 miles of hazardous liquid pipelines crisscross Michigan. These pipelines traverse many environmentally sensitive and ecologically important areas. Enbridge pipelines even lie beneath the Straits of Mackinac; and

Whereas, The PHMSA is responsible for ensuring that petroleum pipelines in Michigan and elsewhere are safe, reliable, and environmentally sound. Currently, PHMSA has 113 federal inspectors providing oversight to more than 2 million miles of pipelines across the country. There are no PHMSA inspectors based in Michigan and only a handful in the Great Lakes region; and

Whereas, Michigan must work with PHMSA to ensure pipeline safety and protect our natural resources. Pipelines traversing Michigan should be constructed and maintained to the highest level to protect the precious natural resources through which they pass. Michigan should have its own pipeline inspectors who can monitor pipeline companies and who have the authority to intervene as appropriate; now, therefore, be it

Resolved by the House of Representatives (the Senate concurring), That we urge the Governor to formulate a plan for improved pipeline oversight in Michigan; and be it further

Resolved, That copies of this resolution be transmitted to the Governor.

The concurrent resolution was referred to the Committee on Energy and Technology.

### Messages from the Governor

The following veto message from the Governor was received and read:

Executive Office, Lansing, June 28, 2012

Michigan House of Representatives  
State Capitol Building  
Lansing, Michigan 48913

Ladies and Gentlemen:

Today I am returning to you **Enrolled House Bill 4116** without signature. While I support the bill's objective of increasing transparency and openness in government, the bill raises separation of powers concerns by directing executive branch officers and agencies on how to undertake a legal analysis that should rest within the discretion of the executive. Furthermore, the legal analysis the bill would require might be costly and difficult for an agency lacking internal legal counsel to conduct.

Enrolled House Bill 4116 requires that before entering into a "cross boundary memorandum of agreement" a state officer or governmental unit forward the agreement to the Attorney General with a preliminary review that addresses whether it is legally binding or enforceable. For those agreements that "appear to be" legally binding or enforceable, the unit of government or state officer must also provide to the Attorney General a "written full review" that includes an analysis of



“state and federal constitutional requirements and limitations” and the existence of statutory authority for the agreement, among other things.

The agreements the bill covers involve the exercise of inherent executive branch power and responsibility. Undertaking an extensive legal review of those agreements should be left to the sound discretion of the agency in carrying out its executive role and purpose. Imposing such a requirement through legislative action invades the proper role of the executive branch in “executing” the law. Simply put, executive branch agencies should be left to determine when such a review is proper or necessary, as they are constitutionally charged with carrying out the law and following the dictates of the constitution in doing so.

Furthermore, the bill puts executive branch agencies in the odd position of appearing to have to justify their actions to their own lawyer, namely, the Attorney General. By requiring that the agencies submit a legal review of legally binding or enforceable agreements to the Attorney General, the bill places the client agency in the odd position of supplying a legal analysis to its own attorney.

In addition to the requirement of a legal analysis, Enrolled House Bill 4116 would require the Office of the Great Seal to create a central repository for all such agreements and eventually make them publicly available on the internet. I wholeheartedly support this effort to create more openness and transparency in government and would be happy to work with you on a bill to achieve this laudatory objective. In the meantime, I will work with the Secretary of State to achieve the goal of greater transparency set forth in Enrolled House Bill 4116, whether that goal is statutorily required or not.

Sincerely,  
Rick Snyder  
Governor

The question being on the passage of the bill, the objections of the Governor to the contrary notwithstanding, Rep. Stamas moved that the bill be re-referred to the Committee on Oversight, Reform, and Ethics. The motion prevailed.

The following veto message from the Governor was received and read:

Executive Office, Lansing, July 3, 2012

Michigan House of Representatives  
State Capitol Building  
Lansing, Michigan 48913

Ladies and Gentlemen:

Today I am returning to you **Enrolled House Bill 5061** without signature. Enrolled House Bill 5061 requires a clerk to issue an absent voter ballot to a person who did not check the citizenship box on the absentee application but not count the ballot unless he or she answers the citizenship question before the polls close on election day. I am concerned that enrolled House Bill 5061 could create voter confusion among absentee voters.

I appreciate the Secretary of State’s efforts to ensure that voters are properly qualified, including the requirement that they are US citizens. Her efforts in ensuring voter participation are well known and applauded. An alternative would be to simply include US citizen in the voter’s opening declarative statement on the application.

Voting rights are precious and we need to work especially hard to make it possible for people to vote. I look forward to working with you and the Secretary of State to address the issues above so we can implement improvements to our system.

Sincerely,  
Rick Snyder  
Governor

The question being on the passage of the bill, the objections of the Governor to the contrary notwithstanding, Rep. Stamas moved that the bill be re-referred to the Committee on Redistricting and Elections. The motion prevailed.

The following line items veto message from the Governor was received and read:

Executive Office, Lansing, June 26, 2012

Michigan House of Representatives  
State Capitol  
Lansing MI 48909-7536

Ladies and Gentlemen:

Today I have signed **Enrolled House Bill 5365**, which makes appropriations for various departments and agencies, the judicial branch and the legislative branch for the fiscal year ending September 30, 2013. I have, however, disapproved six items

pursuant to Section 19 of Article V of the Michigan Constitution of 1963. The specific vetoes are detailed in the attached copy of the bill that has been filed with the Secretary of State.

I have disapproved the appropriation in Article IV, section 110, for the Healthy Homes program within the Department of Community Health because the Legislature increased funding for this program using state restricted funds which are not available. I will transmit a request to the Legislature to restore funding for the Healthy Homes program at the level included in my original recommendation.

I have disapproved two appropriations for the Department of Community Health in Article IV, sections 1136 and 1137, because these appropriations utilize federal Temporary Assistance for Needy Families (TANF) funds which are not available.

I have disapproved the appropriation in Article VIII, section 1052, because funding for this purpose is provided elsewhere in the budget.

I have disapproved a one-time appropriation for the Department of Human Services in Article X, section 114 and related boilerplate section 1203, establishing a before-and-after school program because it is not prudent to establish an ongoing program utilizing one-time revenues.

Finally, I have disapproved the appropriation within the Department of Licensing and Regulatory Affairs contained in Article XII, section 342, because it singles out a specific industry for preferential treatment.

In providing direction to departments in implementing appropriations contained in Enrolled House Bill 5365, I note that the following boilerplate sections are unenforceable: section 803 (Article I); sections 925(2) and section 925a (Article VIII); section 341 (Article XII); section 703(1) (Article XIII); and section 384 (Article XVII).

Enrolled House Bill 5365 also contains numerous boilerplate sections that include statements of legislative intent. We will take these legislative preferences into consideration as departments and agencies implement the appropriations. However, these legislative intent statements do not impose conditions on appropriations and are non-binding upon departments and agencies implementing the appropriations.

I thank the Legislature for adopting this omnibus appropriation bill and for demonstrating once again its commitment to completing the budget in a timely fashion. I appreciate the support of members of the Michigan House and Senate in helping to insure that Michigan is a strong, vibrant state.

Respectfully,  
Rick Snyder  
Governor

The bill was signed by the Governor June 26, 2012, at 3:47 p.m.

The bill was filed with the Secretary of State June 26, 2012, at 4:34 p.m. and assigned Public Act No. 200, I.E.

The question being on the passage of the disapproved items, the objections of the Governor to the contrary notwithstanding,

Rep. Stamas moved that the disapproved line items be re-referred to the Committee on Appropriations.

The motion prevailed.

By unanimous consent the House returned to the order of

#### **Messages from the Senate**

The Speaker laid before the House

#### **House Bill No. 5007, 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 promote safe and efficient travel for motor vehicle drivers, bicyclists, pedestrians, and other legal users of roads, streets, and highways; 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, local 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 sections 12 and 13 (MCL 247.662 and 247.663), section 12 as amended by 2010 PA 143 and section 13 as amended by 2010 PA 261.

(The bill was received from the Senate on June 14, with substitute (S-2), title amendment and immediate effect given by the Senate, consideration of which, under the rules, was postponed until today, see House Journal No. 62, p. 1921.)

The question being on concurring in the substitute (S-2) made to the bill by the Senate,

Rep. Somerville moved to substitute (H-5) the Senate substitute (S-2).

The motion prevailed and the substitute (H-5) was adopted, a majority of the members serving voting therefor.

Rep. Geiss moved to amend the Senate substitute (S-2), as substituted (H-5), as follows:

1. Amend page 26, line 27, after "**DEPARTMENT**" by striking out the balance of the sentence and inserting a period.

2. Amend page 36, line 9, after "**DEPARTMENT**" by striking out the balance of the sentence and inserting a period.

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

The question being on concurring in the substitute (S-2) made to the bill by the Senate,

The substitute (S-2), as substituted (H-5), was concurred in, a majority of the members serving voting therefor, by yeas and nays, as follows:

#### Roll Call No. 498

#### Yeas—62

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

#### Nays—47

Ananich	Durhal	Lindberg	Schmidt, R.
Barnett	Geiss	Lipton	Segal
Bauer	Hammel	Liss	Slavens
Bledsoe	Haugh	McBroom	Smiley
Brown	Hobbs	McCann	Stallworth
Brunner	Hovey-Wright	Meadows	Stanley
Byrum	Howze	Nathan	Stapleton
Cavanagh	Irwin	O'Brien	Talabi
Clemente	Jackson	Oakes	Tlaib
Constan	Kandrevas	Olumba	Townsend

Darany  
Dillon

Lane  
LeBlanc

Rutledge  
Santana

Womack

In The Chair: Walsh

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

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 promote safe and efficient travel for motor vehicle drivers, bicyclists, pedestrians, and other legal users of roads, streets, and highways; 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, local 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 sections 9a, 10c, 12, 13, and 20a (MCL 247.659a, 247.660c, 247.662, 247.663, and 247.670a), sections 9a, 10c, and 20a as amended by 2010 PA 257, section 12 as amended by 2010 PA 143, and section 13 as amended by 2010 PA 261.

The motion prevailed.

The House agreed to the title as amended.

Rep. Stamas moved to reconsider the vote by which the House concurred in the Senate substitute (S-2).

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

The question being on concurring in the substitute (S-2) made to the bill by the Senate,

The substitute (S-2), as substituted (H-5), was concurred in, a majority of the members serving voting therefor, by yeas and nays, as follows:

**Roll Call No. 499**

**Yeas—62**

Agema  
Bolger  
Bumstead  
Callton  
Cotter  
Crawford  
Daley  
Damrow  
Denby  
Farrington

Graves  
Greimel  
Haines  
Haveman  
Heise  
Hooker  
Horn  
Hughes  
Huuki  
Jacobsen

Lori  
Lund  
Lyons  
MacGregor  
MacMaster  
McMillin  
Moss  
Muxlow  
Nesbitt  
Olson

Potvin  
Price  
Pscholka  
Rendon  
Rogers  
Schmidt, W.  
Shaughnessy  
Shirkey  
Somerville  
Stamas

Forlini	Jenkins	Opsommer	Switalski
Foster	Johnson	Ouimet	Tyler
Franz	Knollenberg	Outman	Walsh
Genetski	Kowall	Pettalia	Yonker
Gilbert	Kurtz	Poleski	Zorn
Glardon	LaFontaine		

**Nays—48**

Ananich	Durhal	LeBlanc	Santana
Barnett	Geiss	Lindberg	Schmidt, R.
Bauer	Goike	Lipton	Segal
Bledsoe	Hammel	Liss	Slavens
Brown	Haugh	McBroom	Smiley
Brunner	Hobbs	McCann	Stallworth
Byrum	Hovey-Wright	Meadows	Stanley
Cavanagh	Howze	Nathan	Stapleton
Clemente	Irwin	O'Brien	Talabi
Constan	Jackson	Oakes	Tlaib
Darany	Kandrevas	Olumba	Townsend
Dillon	Lane	Rutledge	Womack

In The Chair: Walsh

**Third Reading of Bills****House Bill No. 5668, entitled**

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending sections 217 and 235 (MCL 257.217 and 257.235), section 217 as amended by 2005 PA 36 and section 235 as amended by 2002 PA 652, and by adding section 235b.

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

**Roll Call No. 500****Yeas—110**

Agema	Gilbert	LeBlanc	Price
Ananich	Glardon	Lindberg	Pscholka
Barnett	Goike	Lipton	Rendon
Bauer	Graves	Liss	Rogers
Bledsoe	Greimel	Lori	Rutledge
Bolger	Haines	Lund	Santana
Brown	Hammel	Lyons	Schmidt, R.
Brunner	Haugh	MacGregor	Schmidt, W.
Bumstead	Haveman	MacMaster	Segal
Byrum	Heise	McBroom	Shaughnessy
Callton	Hobbs	McCann	Shirkey
Cavanagh	Hooker	McMillin	Slavens
Clemente	Horn	Meadows	Smiley
Constan	Hovey-Wright	Moss	Somerville
Cotter	Howze	Muxlow	Stallworth
Crawford	Hughes	Nathan	Stamas
Daley	Huuki	Nesbitt	Stanley
Damrow	Irwin	O'Brien	Stapleton
Darany	Jackson	Oakes	Switalski

Denby	Jacobsen	Olson	Talabi
Dillon	Jenkins	Olumba	Tlaib
Durhal	Johnson	Opsommer	Townsend
Farrington	Kandrevas	Ouimet	Tyler
Forlini	Knollenberg	Outman	Walsh
Foster	Kowall	Pettalia	Womack
Franz	Kurtz	Poleski	Yonker
Geiss	LaFontaine	Potvin	Zorn
Genetski	Lane		

### Nays—0

In The Chair: Walsh

The House agreed to the title of the bill.

### Second Reading of Bills

#### Senate Bill No. 601, entitled

A bill to amend 1972 PA 239, entitled “McCauley-Traxler-Law-Bowman-McNeely lottery act,” by amending the title and sections 11 and 18 (MCL 432.11 and 432.18), the title as amended by 1996 PA 95 and sections 11 and 18 as amended by 2004 PA 383, and by adding section 45.

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

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

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

The motion prevailed.

#### Senate Bill No. 1160, entitled

A bill to provide for restitution for victims of certain mortgage-related crimes; to provide funding for foreclosure-related services, blight elimination, certain programs of the Michigan state housing development authority, educational improvements, and assistance to homeless children and certain veterans; and to provide for the powers and duties of certain state governmental officers and entities.

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

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

Rep. Ananich moved to amend the bill as follows:

1. Amend page 2, line 14, after “(1).” by inserting “Purposes consistent with the consent judgments include, but are not limited to the following:

(a) Grants by the department of treasury to local units of government that have experienced high foreclosure rates, to be used to finance police, fire or other public safety programs.

(b) Investigation, by the attorney general, of property crimes, such as arson and theft of articles that have value as scrap metal.”.

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

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

The motion prevailed.

#### Senate Bill No. 821, entitled

A bill to amend 1994 PA 451, entitled “Natural resources and environmental protection act,” by amending sections 1301, 2035, 44501, 44516, 44518, 44520, 44520a, and 44524 (MCL 324.1301, 324.2035, 324.44501, 324.44516, 324.44518, 324.44520, 324.44520a, and 324.44524), section 1301 as amended by 2011 PA 218, section 2035 as added and sections 44501 and 44518 as amended by 2004 PA 587, sections 44516, 44520, and 44524 as added by 1995 PA 57, and section 44520a as added by 2006 PA 183, and by adding section 44522a; and to repeal acts and parts of acts.

Was read a second time, and the question being on the adoption of the proposed substitute (H-3) previously recommended by the Committee on Natural Resources, Tourism, and Outdoor Recreation,  
The substitute (H-3) was not adopted, a majority of the members serving not voting therefor.

Rep. Foster moved to substitute (H-5) the bill.

The motion prevailed and the substitute (H-5) was adopted, a majority of the members serving voting therefor.

Rep. Irwin moved to amend the bill as follows:

1. Amend page 2, line 21, by striking out all of subsections (3) through (6) and renumbering the remaining subsections.
  2. Amend page 6, line 8, by striking out all of subsection (9) and renumbering the remaining subsections.
  3. Amend page 6, line 16, after "subsection" by striking out "(7)" and inserting "(3)".
  4. Amend page 6, line 21, after "subsection" by striking out "(7)" and inserting "(3)".
  5. Amend page 6, line 23, after "subsection" by striking out "(7)" and inserting "(3)".
  6. Amend page 6, line 24, after "subsection" by striking out the balance of the line through "implemented" on line 26 and inserting "(4)(C)".
  7. Amend page 7, line 9, after "subsection" by striking out "(8)(c)" and inserting "(4)(C)".
  8. Amend page 7, line 16, after "subsection" by striking out "(7)" and inserting "(3)".
  9. Amend page 11, line 26, by striking out all of subdivision (c) and relettering the remaining subdivisions.
  10. Amend page 12, line 7, after "subsection" by striking out "(17)" and inserting "(12)".
  11. Amend page 12, line 12, after "subsection" by striking out "(7)" and inserting "(3)".
- The motion did not prevail and the amendments were not adopted, a majority of the members serving not voting therefor.  
Rep. Stamas moved that the bill be placed on the order of Third Reading of Bills.  
The motion prevailed.

#### **Senate Bill No. 1119, entitled**

A bill to amend 1966 PA 346, entitled "State housing development authority act of 1966," by amending section 22 (MCL 125.1422), as amended by 2008 PA 449.

The bill was read a second time.

Rep. Stamas moved that the bill be re-referred to the Committee on Commerce.

The motion prevailed.

By unanimous consent the House returned to the order of

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

Rep. Stamas moved that **Senate Bill No. 601** be placed on its immediate passage.

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

#### **Senate Bill No. 601, entitled**

A bill to amend 1972 PA 239, entitled "McCauley-Traxler-Law-Bowman-McNeely lottery act," by amending the title and sections 11 and 18 (MCL 432.11 and 432.18), the title as amended by 1996 PA 95 and sections 11 and 18 as amended by 2004 PA 383, and by adding section 45.

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

#### **Roll Call No. 501**

**Yeas—79**

Ananich	Foster	LaFontaine	Santana
Barnett	Geiss	Lane	Schmidt, R.
Bauer	Gilbert	Lindberg	Schmidt, W.
Bledsoe	Glardon	Lipton	Segal
Bolger	Goike	Liss	Shaughnessy
Brown	Greimel	Lund	Slavens
Brunner	Hammel	McCann	Smiley
Byrum	Haugh	Muxlow	Stallworth
Callton	Heise	Nathan	Stamas
Cavanagh	Hobbs	Nesbitt	Stanley
Clemente	Horn	Oakes	Stapleton
Cotter	Hovey-Wright	Olson	Switalski

Crawford	Howze	Olumba	Talabi
Daley	Hughes	Opsommer	Tlaib
Damrow	Irwin	Ouimet	Townsend
Darany	Jackson	Poleski	Walsh
Denby	Jacobsen	Pscholka	Womack
Dillon	Jenkins	Rendon	Yonker
Durhal	Kandrevas	Rogers	Zorn
Forlini	Kowall	Rutledge	

### Nays—31

Agema	Haveman	Lyons	Outman
Bumstead	Hooker	MacGregor	Pettalia
Constan	Huuki	MacMaster	Potvin
Farrington	Johnson	McBroom	Price
Franz	Knollenberg	McMillin	Shirkey
Genetski	Kurtz	Meadows	Somerville
Graves	LeBlanc	Moss	Tyler
Haines	Lori	O'Brien	

In The Chair: Walsh

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

“An act to establish and operate a state lottery and to allow state participation in certain lottery-related joint enterprises with other sovereignties; to create a bureau of state lottery and to prescribe its powers and duties; to prescribe certain powers and duties of other state departments and agencies; to license and regulate certain sales agents; to create the state lottery fund; to provide for the distribution of lottery revenues and earnings for certain purposes; to provide for an appropriation; and to provide for remedies and penalties.”

The House agreed to the full title.

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

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

Rep. Segal moved that Rep. Jackson be excused temporarily from today's session.

The motion prevailed.

Rep. Stamas moved that **Senate Bill No. 1160** be placed on its immediate passage.

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

### Senate Bill No. 1160, entitled

A bill to provide for restitution for victims of certain mortgage-related crimes; to provide funding for foreclosure-related services, blight elimination, certain programs of the Michigan state housing development authority, educational improvements, and assistance to homeless children and certain veterans; and to provide for the powers and duties of certain state governmental officers and entities.

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

### Roll Call No. 502

### Yeas—109

Agema	Gilbert	LeBlanc	Price
Ananich	Glardon	Lindberg	Pscholka
Barnett	Goike	Lipton	Rendon



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

### Nays—0

In The Chair: Walsh

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

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

A bill to create a fund to receive money from mortgage loan servicing companies paid pursuant to certain consent judgments in actions for mortgage loan servicing and foreclosure abuses; to provide for the expenditure of revenue in the fund consistent with the consent judgments; and to provide for the powers and duties of certain state governmental officers and entities.

The motion prevailed.

The House agreed to the title as amended.

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

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

Rep. Stamas moved that **Senate Bill No. 821** be placed on its immediate passage.

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

### Senate Bill No. 821, entitled

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending sections 1301, 2035, 44501, 44516, 44518, 44520, 44520a, and 44524 (MCL 324.1301, 324.2035, 324.44501, 324.44516, 324.44518, 324.44520, 324.44520a, and 324.44524), section 1301 as amended by 2011 PA 218, section 2035 as added and sections 44501 and 44518 as amended by 2004 PA 587, sections 44516, 44520, and 44524 as added by 1995 PA 57, and section 44520a as added by 2006 PA 183, and by adding section 44522a; and to repeal acts and parts of acts.

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

### Roll Call No. 503

### Yeas—63

Agema	Goike	Lund	Potvin
Bolger	Graves	Lyons	Price

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

### Nays—46

Ananich	Durhal	LeBlanc	Segal
Barnett	Geiss	Lindberg	Slavens
Bauer	Greimel	Lipton	Smiley
Bledsoe	Hammel	Liss	Stallworth
Brown	Haugh	McCann	Stanley
Brunner	Hobbs	Meadows	Stapleton
Byrum	Hovey-Wright	Nathan	Switalski
Cavanagh	Howze	Oakes	Talabi
Clemente	Hughes	Olumba	Tlaib
Constan	Irwin	Rutledge	Townsend
Darany	Kandrevas	Santana	Womack
Dillon	Lane		

In The Chair: Walsh

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

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

A bill to amend 1994 PA 451, entitled "An act to protect the environment and natural resources of the state; to codify, revise, consolidate, and classify laws relating to the environment and natural resources of the state; to regulate the discharge of certain substances into the environment; to regulate the use of certain lands, waters, and other natural resources of the state; to prescribe the powers and duties of certain state and local agencies and officials; to provide for certain charges, fees, assessments, and donations; to provide certain appropriations; to prescribe penalties and provide remedies; and to repeal acts and parts of acts," by amending sections 503, 44501, 44516, 44518, 44520a, 44522, and 80124 (MCL 324.503, 324.44501, 324.44516, 324.44518, 324.44520a, 324.44522, and 324.80124), section 503 as amended by 2012 PA 240, sections 44501, 44516, 44518, and 44520a as amended by 2012 PA 249, section 44522 as amended by 1998 PA 262, and section 80124 as amended by 2012 PA 28.

The motion prevailed.

The House agreed to the title as amended.

Rep. Stamas 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. 5246, entitled

A bill to amend 1986 PA 281, entitled "The local development financing act," by amending sections 2, 3, 4, 11b, 12, 12a, 12c, and 12c (MCL 125.2152, 125.2153, 125.2154, 125.2161b, 125.2162, 125.2162a, 125.2162c, and 125.2162c[1]),

section 2 as amended by 2010 PA 376, sections 3, 4, and 12 as amended and section 12c as added by 2010 PA 276, section 11b as amended by 2010 PA 127, and section 12a as amended and section 12c as added by 2009 PA 162.

(The bill was received from the Senate on June 14, with substitute (S-1), full title inserted and immediate effect given by the Senate, consideration of which, under the rules, was postponed until today, see House Journal No. 62, p. 1922.)

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

Rep. Shirkey moved to amend the Senate substitute (S-1) as follows:

1. Amend page 50, line 4, after “2013.” by inserting “**IT IS THE INTENT OF THE LEGISLATURE THAT AFTER THE ADDITIONAL 3 CERTIFIED TECHNOLOGY PARKS ARE DESIGNATED UNDER THIS SUBSECTION, NO ADDITIONAL CERTIFIED TECHNOLOGY PARKS SHALL BE DESIGNATED UNDER THIS SECTION.**”.

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

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

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

### Roll Call No. 504

### Yeas—86

Ananich	Glardon	Liss	Rutledge
Barnett	Graves	Lori	Santana
Bauer	Greimel	Lyons	Schmidt, R.
Bledsoe	Haines	MacGregor	Schmidt, W.
Bolger	Hammel	McBroom	Segal
Brown	Haugh	McCann	Shaughnessy
Brunner	Haveman	Meadows	Shirkey
Byrum	Heise	Muxlow	Slavens
Callton	Hobbs	Nathan	Smiley
Cavanagh	Horn	O’Brien	Stallworth
Clemente	Hovey-Wright	Oakes	Stamas
Constan	Howze	Olson	Stanley
Cotter	Hughes	Olumba	Stapleton
Crawford	Huuki	Ouimet	Switalski
Damrow	Jacobsen	Outman	Talabi
Darany	Jenkins	Pettalia	Tlaib
Denby	Kandrevas	Potvin	Townsend
Dillon	Kowall	Price	Tyler
Durhal	Kurtz	Pscholka	Walsh
Foster	Lane	Rendon	Womack
Geiss	Lindberg	Rogers	Zorn
Gilbert	Lipton		

### Nays—23

Agema	Genetski	LaFontaine	Nesbitt
Bumstead	Goike	LeBlanc	Opsommer
Daley	Hooker	Lund	Poleski
Farrington	Irwin	MacMaster	Somerville
Forlini	Johnson	McMillin	Yonker
Franz	Knollenberg	Moss	

In The Chair: Walsh

The House agreed to the full title.

Rep. Stamas moved that Rep. Muxlow be excused temporarily from today’s session. The motion prevailed.

Rep. Segal moved that Reps. Lindberg, Nathan, Olumba, Santana and Womack be excused temporarily from today’s session. The motion prevailed.

**House Bill No. 5015, entitled**

A bill to make, supplement, and adjust appropriations for various state departments and agencies for the fiscal year ending September 30, 2012; and to provide for the expenditure of the appropriations.

The Senate has substituted (S-3) the bill.

The Senate has passed the bill as substituted (S-3) and ordered that it be given immediate effect.

The Speaker announced that pursuant to Rule 42, the bill was laid over one day.

Rep. Stamas moved that Rule 42 be suspended.

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

The question being on concurring in the substitute (S-3) made to the bill by the Senate,

Rep. Ananich moved to amend the Senate substitute (S-3) as follows:

1. Amend page 2, following line 26, by inserting:

“Property crime investigations..... \$ 5,000,000”.

2. Amend page 3, line 4, by striking “6,000,000” and inserting “11,000,000”.

3. Amend page 3, line 6, by striking out all of section 103.

4. Amend page 4, line 2, by striking out all of section 104.

5. Amend page 8, following line 19, by inserting:

“Public safety grants to high foreclosure local units ..... \$ 5,000,000”.

6. Amend page 8, line 24, by striking out “7,500,000” and inserting “12,500,000” and adjusting the subtotals, totals, and section 201 accordingly.

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

Rep. Tlaib moved to amend the Senate substitute (S-3) as follows:

1. Amend page 3, line 6, by striking out all of section 103.

2. Amend page 4, line 17, by striking out “0” and inserting “(10,000,000)”.

3. Amend page 4, line 21, by striking out “10,000,000” and inserting “0”.

4. Amend page 8, following line 19, by inserting:

“Grants to community-based neighborhood block organizations addressing vacant foreclosed homes ..... \$ 10,000,000”.

5. Amend page 8, line 24, by striking out “7,500,000” and inserting “17,500,000” and adjusting the subtotals, totals, and section 201 accordingly.

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

The question being on concurring in the substitute (S-3) made to the bill by the Senate,

The substitute (S-3) was concurred in, a majority of the members serving voting therefor, by yeas and nays, as follows:

**Roll Call No. 505**

**Yeas—100**

Ananich	Genetski	Kurtz	Price
Barnett	Gilbert	LaFontaine	Pscholka
Bauer	Glardon	Lane	Rendon
Bledsoe	Goike	LeBlanc	Rogers
Bolger	Graves	Lipton	Rutledge
Brown	Greimel	Liss	Schmidt, R.
Brunner	Haines	Lori	Schmidt, W.
Bumstead	Hammel	Lund	Segal
Byrum	Haugh	Lyons	Shaughnessy
Callton	Haveman	MacGregor	Shirkey
Cavanagh	Heise	MacMaster	Slavens

Clemente	Hobbs	McBroom	Smiley
Constan	Hooker	McCann	Somerville
Cotter	Horn	McMillin	Stallworth
Crawford	Hovey-Wright	Meadows	Stamas
Daley	Howze	Moss	Stanley
Damrow	Hughes	Nesbitt	Stapleton
Darany	Huuki	O'Brien	Switalski
Denby	Irwin	Oakes	Talabi
Dillon	Jacobsen	Olson	Tlaib
Durhal	Jenkins	Ouimet	Townsend
Farrington	Johnson	Outman	Tyler
Foster	Kandrevas	Pettalia	Walsh
Franz	Knollenberg	Poleski	Yonker
Geiss	Kowall	Potvin	Zorn

### Nays—3

Agema	Forlini	Opsommer
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In The Chair: Walsh

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. 5566, entitled

A bill to amend 1980 PA 243, entitled "Emergency municipal loan act," by amending the title and sections 1, 2, 3, 4, 5, 6, and 7 (MCL 141.931, 141.932, 141.933, 141.934, 141.935, 141.936, and 141.937), the title as amended by 1988 PA 198, section 1 as amended by 2007 PA 178, sections 2, 3, 6, and 7 as amended by 1998 PA 528, and sections 4 and 5 as amended by 2007 PA 198, and by adding sections 3a and 6a.

The Senate has substituted (S-5) the bill.

The Senate has passed the bill as substituted (S-5), ordered that it be given immediate effect and pursuant to Joint Rule 20, inserted the full title.

The Speaker announced that pursuant to Rule 42, the bill was laid over one day.

Rep. Stamas moved that Rule 42 be suspended.

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

The question being on concurring in the (S-5) made to the bill by the Senate,

The substitute (S-5) was concurred in, a majority of the members serving voting therefor, by yeas and nays, as follows:

### Roll Call No. 506

### Yeas—81

Bauer	Haines	Liss	Rendon
Bledsoe	Hammel	Lori	Rogers
Bolger	Haugh	Lund	Rutledge
Brunner	Haveman	Lyons	Schmidt, R.
Byrum	Heise	MacGregor	Schmidt, W.
Callton	Hobbs	McBroom	Segal
Clemente	Horn	McCann	Shaughnessy
Constan	Hovey-Wright	Meadows	Smiley
Crawford	Howze	Moss	Stallworth
Daley	Hughes	O'Brien	Stamas
Damrow	Huuki	Oakes	Stanley
Darany	Jacobsen	Olson	Stapleton

Denby	Jenkins	Opsommer	Switalski
Dillon	Johnson	Ouimet	Talabi
Durhal	Kandrevas	Outman	Tlaib
Farrington	Knollenberg	Pettalia	Townsend
Forlini	Kowall	Poleski	Tyler
Gilbert	Kurtz	Potvin	Walsh
Gardon	Lane	Price	Yonker
Goike	LeBlanc	Pscholka	Zorn
Greimel			

### Nays—22

Agema	Cotter	Hooker	McMillin
Ananich	Foster	Irwin	Nesbitt
Barnett	Franz	LaFontaine	Shirkey
Brown	Geiss	Lipton	Slavens
Bumstead	Genetski	MacMaster	Somerville
Cavanagh	Graves		

In The Chair: Walsh

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. 5567, entitled

A bill to amend 1976 PA 451, entitled "The revised school code," by amending sections 1211 and 1216 (MCL 380.1211 and 380.1216), section 1211 as amended by 2011 PA 317 and section 1216 as amended by 2003 PA 299.

The Senate has substituted (S-2) the bill.

The Senate has passed the bill as substituted (S-2), ordered that it be given immediate effect and pursuant to Joint Rule 20, inserted the full title.

The Speaker announced that pursuant to Rule 42, the bill was laid over one day.

Rep. Stamas moved that Rule 42 be suspended.

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

The question being on concurring in the (S-2) made to the bill by the Senate,

The substitute (S-2) was concurred in, a majority of the members serving voting therefor, by yeas and nays, as follows:

### Roll Call No. 507

### Yeas—78

Bauer	Haines	Liss	Pscholka
Bledsoe	Hammel	Lori	Rendon
Bolger	Haugh	Lund	Rogers
Brunner	Haveman	Lyons	Rutledge
Byrum	Heise	MacGregor	Schmidt, R.
Callton	Hobbs	McBroom	Schmidt, W.
Clemente	Horn	McCann	Segal
Constan	Hovey-Wright	Meadows	Shaughnessy
Crawford	Howze	Moss	Smiley
Daley	Hughes	O'Brien	Stamas
Damrow	Huuki	Oakes	Stanley
Darany	Jacobsen	Olson	Stapleton
Denby	Jenkins	Opsommer	Switalski
Dillon	Johnson	Ouimet	Tlaib

Farrington	Kandreas	Outman	Townsend
Forlini	Knollenberg	Pettalia	Tyler
Gilbert	Kowall	Poleski	Walsh
Gardon	Kurtz	Potvin	Yonker
Goike	Lane	Price	Zorn
Greimel	LeBlanc		

### Nays—25

Agema	Durhal	Hooker	Nesbitt
Ananich	Foster	Irwin	Shirkey
Barnett	Franz	LaFontaine	Slavens
Brown	Geiss	Lipton	Somerville
Bumstead	Genetski	MacMaster	Stallworth
Cavanagh	Graves	McMillin	Talabi
Cotter			

In The Chair: Walsh

The House agreed to the full title.

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

By unanimous consent the House returned to the order of

### Motions and Resolutions

Reps. Stamas and Segal offered the following concurrent resolution:

#### **House Concurrent Resolution No. 60.**

A concurrent resolution prescribing the legislative schedule.

Resolved by the House of Representatives (the Senate concurring), That when the

House adjourns on Wednesday, July 18, 2012, it stands adjourned until Wednesday, August 15, 2012 at 12 noon, and when it adjourns on Wednesday, August 15, 2012, it stands adjourned until Tuesday, September 11, 2012 at 1:30 p.m.; and be it further

Resolved, That when the Senate adjourns on Wednesday, July 18, 2012, it stands adjourned until Wednesday, August 15, 2012, at 12:00 noon; and when it adjourns Wednesday, August 15, 2012, it stands adjourned until Tuesday, September 11, 2012, at 10:00 a.m.

The question being on the adoption of the concurrent resolution,

The concurrent resolution was adopted.

### Messages from the Senate

#### **House Bill No. 5568, entitled**

A bill to amend 1979 PA 94, entitled “The state school aid act of 1979,” by amending section 15 (MCL 388.1615), as amended by 2011 PA 62.

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 1979 PA 94, entitled “An act to make appropriations to aid in the support of the public schools, the intermediate school districts, community colleges, and public universities of the state; to make appropriations for certain other purposes relating to education; to provide for the disbursement of the appropriations; to authorize the issuance of certain bonds and provide for the security of those bonds; to prescribe the powers and duties of certain state departments, the state board of education, and certain other boards and officials; to create certain funds and provide for their expenditure;

to prescribe penalties; and to repeal acts and parts of acts,” by amending section 15 (MCL 388.1615), as amended by 2012 PA 201.

The Speaker announced that pursuant to Rule 42, the bill was laid over one day.

Rep. Stamas moved that Rule 42 be suspended.

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

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

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

### Roll Call No. 508

### Yeas—77

Bauer	Haines	Liss	Pscholka
Bledsoe	Hammel	Lori	Rendon
Bolger	Haugh	Lund	Rogers
Brunner	Haveman	Lyons	Rutledge
Byrum	Heise	MacGregor	Schmidt, R.
Callton	Hobbs	McBroom	Schmidt, W.
Clemente	Horn	McCann	Segal
Constan	Howze	Meadows	Shaughnessy
Crawford	Hughes	Moss	Smiley
Daley	Huuki	O’Brien	Stamas
Damrow	Jacobsen	Oakes	Stanley
Darany	Jenkins	Olson	Stapleton
Denby	Johnson	Opsommer	Switalski
Dillon	Kandrevas	Ouimet	Tlaib
Farrington	Knollenberg	Outman	Townsend
Forlini	Kowall	Pettalia	Tyler
Gilbert	Kurtz	Poleski	Walsh
Gardon	Lane	Potvin	Yonker
Goike	LeBlanc	Price	Zorn
Greimel			

### Nays—26

Agema	Durhal	Hovey-Wright	Nesbitt
Ananich	Foster	Irwin	Shirkey
Barnett	Franz	LaFontaine	Slavens
Brown	Geiss	Lipton	Somerville
Bumstead	Genetski	MacMaster	Stallworth
Cavanagh	Graves	McMillin	Talabi
Cotter	Hooker		

In The Chair: Walsh

The House agreed to the title as amended.

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

### Senate Bill No. 1130, entitled

A bill to amend 1994 PA 451, entitled “Natural resources and environmental protection act,” by amending sections 35301, 35302, 35304, 35305, 35306, 35310, 35311, 35312, 35313, 35316, 35317, 35319, 35320, 35321, 35322, and 35323 (MCL 324.35301, 324.35302, 324.35304, 324.35305, 324.35306, 324.35310, 324.35311, 324.35312, 324.35313, 324.35316, 324.35317, 324.35319, 324.35320, 324.35321, 324.35322, and 324.35323), sections 35301, 35316, and 35317 as amended by 1995 PA 262, sections 35302, 35305, 35306, 35310, 35311, 35312, 35313, 35319, 35320, 35321, 35322, and 35323



as added by 1995 PA 59, and section 35304 as amended by 2004 PA 325, and by adding sections 35311a and 35311b; and to repeal acts and parts of acts.

The Senate has passed the bill.

Pending the reference of the bill to a committee,

Rep. Stamas moved that Rules 41 and 42 be suspended.

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

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

The motion prevailed.

### Second Reading of Bills

#### Senate Bill No. 1130, entitled

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending sections 35301, 35302, 35304, 35305, 35306, 35310, 35311, 35312, 35313, 35316, 35317, 35319, 35320, 35321, 35322, and 35323 (MCL 324.35301, 324.35302, 324.35304, 324.35305, 324.35306, 324.35310, 324.35311, 324.35312, 324.35313, 324.35316, 324.35317, 324.35319, 324.35320, 324.35321, 324.35322, and 324.35323), sections 35301, 35316, and 35317 as amended by 1995 PA 262, sections 35302, 35305, 35306, 35310, 35311, 35312, 35313, 35319, 35320, 35321, 35322, and 35323 as added by 1995 PA 59, and section 35304 as amended by 2004 PA 325, and by adding sections 35311a and 35311b; and to repeal acts and parts of acts.

The bill was read a second time.

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

The motion prevailed.

Rep. Stamas 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. 1130, entitled

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending sections 35301, 35302, 35304, 35305, 35306, 35310, 35311, 35312, 35313, 35316, 35317, 35319, 35320, 35321, 35322, and 35323 (MCL 324.35301, 324.35302, 324.35304, 324.35305, 324.35306, 324.35310, 324.35311, 324.35312, 324.35313, 324.35316, 324.35317, 324.35319, 324.35320, 324.35321, 324.35322, and 324.35323), sections 35301, 35316, and 35317 as amended by 1995 PA 262, sections 35302, 35305, 35306, 35310, 35311, 35312, 35313, 35319, 35320, 35321, 35322, and 35323 as added by 1995 PA 59, and section 35304 as amended by 2004 PA 325, and by adding sections 35311a and 35311b; and to repeal acts and parts of acts.

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

#### Roll Call No. 509

#### Yeas—63

Agema	Goike	Lund	Price
Bolger	Graves	Lyons	Pscholka
Bumstead	Haines	MacGregor	Rendon
Callton	Haveman	MacMaster	Rogers
Cotter	Heise	McBroom	Schmidt, R.
Crawford	Hooker	McMillin	Schmidt, W.
Daley	Horn	Moss	Segal
Damrow	Huuki	Nesbitt	Shaughnessy
Denby	Jacobsen	O'Brien	Shirkey
Farrington	Jenkins	Olson	Somerville
Forlini	Johnson	Opsommer	Stamas
Foster	Knollenberg	Ouimet	Tyler
Franz	Kowall	Outman	Walsh
Genetski	Kurtz	Pettalia	Yonker

Gilbert  
Gardon

LaFontaine  
Lori

Poleski  
Potvin

Zorn

### Nays—40

Ananich  
Barnett  
Bauer  
Bledsoe  
Brown  
Brunner  
Byrum  
Cavanagh  
Clemente  
Constan

Darany  
Dillon  
Durhal  
Geiss  
Greimel  
Hammel  
Haugh  
Hobbs  
Hovey-Wright  
Howze

Hughes  
Irwin  
Kandrevas  
Lane  
LeBlanc  
Lipton  
Liss  
McCann  
Meadows  
Oakes

Rutledge  
Slavens  
Smiley  
Stallworth  
Stanley  
Stapleton  
Switalski  
Talabi  
Tlaib  
Townsend

In The Chair: Walsh

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

“An act to protect the environment and natural resources of the state; to codify, revise, consolidate, and classify laws relating to the environment and natural resources of the state; to regulate the discharge of certain substances into the environment; to regulate the use of certain lands, waters, and other natural resources of the state; to prescribe the powers and duties of certain state and local agencies and officials; to provide for certain charges, fees, assessments, and donations; to provide certain appropriations; to prescribe penalties and provide remedies; and to repeal acts and parts of acts.”

The House agreed to the full title.

Rep. Stamas 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

#### House Bill No. 5569, 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 1 (MCL 21.141), as amended by 1987 PA 284.

The Senate has substituted (S-4) the bill.

The Senate has passed the bill as substituted (S-4) and ordered that it be given immediate effect.

The Speaker announced that pursuant to Rule 42, the bill was laid over one day.

Rep. Stamas moved that Rule 42 be suspended.

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

The question being on concurring in the substitute (S-4) made to the bill by the Senate,

The substitute (S-4) was concurred in, a majority of the members serving voting therefor, by yeas and nays, as follows:

### Roll Call No. 510

### Yeas—79

Bauer  
Bledsoe  
Bolger  
Brunner

Greimel  
Haines  
Hammel  
Haugh

Liss  
Lori  
Lund  
Lyons

Rogers  
Rutledge  
Schmidt, R.  
Schmidt, W.

Byrum	Haveman	MacGregor	Segal
Callton	Heise	McBroom	Shaughnessy
Clemente	Hobbs	McCann	Smiley
Constan	Horn	Meadows	Stallworth
Crawford	Howze	Moss	Stamas
Daley	Hughes	O'Brien	Stanley
Damrow	Huuki	Oakes	Stapleton
Darany	Jacobsen	Olson	Switalski
Denby	Jenkins	Ouimet	Talabi
Dillon	Johnson	Outman	Tlaib
Durhal	Kandrevas	Pettalia	Townsend
Farrington	Knollenberg	Poleski	Tyler
Forlini	Kowall	Potvin	Walsh
Gilbert	Kurtz	Price	Yonker
Glardon	Lane	Pscholka	Zorn
Goike	LeBlanc	Rendon	

### Nays—24

Agema	Cotter	Hooker	McMillin
Ananich	Foster	Hovey-Wright	Nesbitt
Barnett	Franz	Irwin	Opsommer
Brown	Geiss	LaFontaine	Shirkey
Bumstead	Genetski	Lipton	Slavens
Cavanagh	Graves	MacMaster	Somerville

In The Chair: Walsh

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

By unanimous consent the House returned to the order of

### Motions and Resolutions

Rep. Stamas moved that when the House adjourns today it stand adjourned until Wednesday, August 15, at 12:00 Noon. The motion prevailed.

Reps. Hammel, Segal, Bledsoe, Lindberg, McCann, Greimel, Kandrevas, Byrum, Brown, Stallworth, Geiss, Barnett, Olumba, Brunner, Smiley, Cavanagh, Slavens, Dillon, Darany, Lipton, Rutledge, Talabi, Bauer, Stanley, Irwin, Hovey-Wright, Durhal, Townsend, Meadows, Switalski, Womack, Oakes and Nathan offered the following resolution:

#### House Resolution No. 303.

A resolution to call on the House Standing Committee on Oversight, Reform, and Ethics to conduct an investigation, with public hearings in compliance with the Open Meetings Act, of any ethics misconduct, violations of House Rules, or misuse of state resources by members and staff in the candidate filings for the 76th House District.

Whereas, The recent filings of candidates for the 76th House District have raised questions about the involvement and role played by members and staff of this legislative body. While the Kent County Prosecutor identified no illegal actions, his report clearly questioned the ethical conduct of members and staff; and

Whereas, A recent report by State Integrity Investigation ranked Michigan's government 43rd in the country in terms of accountability and risk of corruption. The report card gave Michigan an "F" grade in areas like campaign finance and legislative accountability among other areas; and

Whereas, A thorough and transparent investigation is needed to restore the integrity and the public's trust in this legislative body. Michigan's citizens deserve to know what happened and if any misconduct, violations, or misuse occurred or the assurance that their representatives acted ethically and within the standards of conduct expected of public officials; now, therefore, be it

Resolved by the House of Representatives, That we call on the House Standing Committee on Oversight, Reform, and Ethics to conduct an investigation, with public hearings in compliance with the Open Meetings Act, of any ethics misconduct, violations of House Rules, or misuse of state resources by members and staff in the candidate filings for the 76th House District; and be it further

Resolved, That copies of this resolution be transmitted to the Chair of the House Standing Committee on Oversight, Reform, and Ethics.

The resolution was referred to the Committee on Government Operations.

Rep. Cotter offered the following resolution:

**House Resolution No. 304.**

A resolution to recognize and honor all of the athletes from around the country who will represent the United States at the 2012 Summer Paralympic Games.

Whereas, The Paralympics are a global showcase for elite athletes with disabilities to participate in 20 different events that test speed, strength, endurance, and dexterity. More than just an athletic competition, the Paralympics serve as a vehicle to change societal perceptions of individuals with disabilities and to inspire the world with stories of courage, perseverance, determination, and triumph; and

Whereas, The Paralympics have a long and distinguished history, beginning in 1948, when a group of 16 British World War II veterans with spinal cord injuries participated in the Stoke Mandeville Games in England. Four years later, in 1952, Dutch veterans joined the competition, and the International Stoke Mandeville Games were founded. These games would eventually become the Paralympics, and in 1960, the inaugural Paralympic Games took place in Rome, Italy, with 400 athletes from 23 countries competing in 13 different events; and

Whereas, Since 1960, the Paralympic Games have taken place every four years, and the 2012 Summer Paralympic Games in London will be the fourteenth Paralympics, and the largest in the history of the games, with an estimated 4,200 athletes from 160 nations participating in 20 sports; and

Whereas, The athletes who compete in the Paralympics represent an indomitable spirit and incredible stories that move, inspire, and improve society, teaching the values of acceptance and appreciation for people with disabilities. By linking sport with social awareness, the Paralympics contribute to the development of a more equitable society that respects all individuals and breaks down barriers; and

Whereas, Through persistence and perseverance, Paralympic athletes achieve sporting excellence, thereby allowing individuals the world over to see that people with disabilities possess tremendous sporting skill and are capable of elite athletic performances. Thus, by pushing their physical abilities to the absolute limit and embodying the Paralympic values of courage and determination, these amazing athletes help contribute to a better, more inclusive world for all people; and

Whereas, It is with great pride that the people of Michigan recognize the exceptional athletes who will represent our great nation in the 2012 Summer Paralympic Games; now, therefore, be it

Resolved by the House of Representatives, That the members of this legislative body recognize and honor all of the athletes from around the country who will represent the United States at the 2012 Summer Paralympic Games. They, through their commitment to athletic excellence, courage, and determination, have proved themselves to be among the greatest athletes in the world, and, in so doing, have shown themselves worthy of representing the United States in the 2012 Summer Paralympic Games.

The resolution was referred to the Committee on Local, Intergovernmental, and Regional Affairs.

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

The Clerk announced that the following Senate bills had been received on Wednesday, July 18:

**Senate Bill Nos. 931 1037 1112 1113 1114**

### **Reports of Select Committees**

**House Bill No. 5364, entitled**

A bill to make, supplement, and adjust appropriations for certain capital outlay projects and for certain state departments and agencies for the fiscal year ending September 30, 2012; to provide for the expenditure of the appropriations; and to prescribe certain conditions for the appropriations.

(For text of conference report, see House Journal No. 62 p. 1911.)

The Senate has adopted the report of the Committee of Conference.

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

**Reports of Standing Committees**

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

**House Bill No. 5163, entitled**

A bill to amend 1970 PA 91, entitled "Child custody act of 1970," by amending section 7 (MCL 722.27), as amended by 2005 PA 328, and by adding section 7c.

With the recommendation that the bill be referred to the Committee on Military and Veterans Affairs and Homeland Security.

## Favorable Roll Call

To Report Out:

Yeas: Reps. Walsh, Heise, Horn, Damrow, Muxlow, Jacobsen, Pettalia, Somerville, Graves, Constan, Brown, Irwin and Cavanagh

Nays: None

The recommendation was concurred in and the bill was referred to the Committee on Military and Veterans Affairs and Homeland Security.

## COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Wednesday, July 18, 2012

Present: Reps. Walsh, Heise, Horn, Damrow, Muxlow, Jacobsen, Pettalia, Somerville, Cotter, Graves, Meadows, Constan, Oakes, Brown, Irwin and Cavanagh

Absent: Rep. Olumba

Excused: Rep. Olumba

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

**House Bill No. 5581, entitled**

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending section 8317 (MCL 324.8317), as amended by 2008 PA 18.

Without amendment and with the recommendation that the bill pass.

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

## Favorable Roll Call

To Report Out:

Yeas: Reps. Moss, Haveman, Genetski, Kowall, Lori, Rogers, Bumstead, Cotter, Forlini, Jenkins, MacGregor, Poleski, Pscholka and Potvin

Nays: Rep. Goike

## COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Wednesday, July 18, 2012

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

Absent: Rep. Ananich

Excused: Rep. Ananich

### Messages from the Senate

**House Bill No. 4718, entitled**

A bill to amend 1978 PA 368, entitled "Public health code," (MCL 333.1101 to 333.25211) by adding section 16626. 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. 5246, entitled**

A bill to amend 1986 PA 281, entitled "The local development financing act," by amending sections 2, 3, 4, 11b, 12, 12a, 12c, and 12c (MCL 125.2152, 125.2153, 125.2154, 125.2161b, 125.2162, 125.2162a, 125.2162c, and 125.2162c[1]), section 2 as amended by 2010 PA 376, sections 3, 4, and 12 as amended and section 12c as added by 2010 PA 276, section 11b as amended by 2010 PA 127, and section 12a as amended and section 12c as added by 2009 PA 162.

The Senate has concurred in the House amendment to the Senate substitute (S-1).

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

**House Bill No. 5570, entitled**

A bill to amend 1985 PA 227, entitled "Shared credit rating act," by amending sections 3, 7, 8, and 13 (MCL 141.1053, 141.1057, 141.1058, and 141.1063), sections 3, 7, and 8 as amended by 2005 PA 93 and section 13 as amended by 1997 PA 27.

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. 5572, entitled**

A bill to support voluntary home visitation programs; to authorize the promulgation of rules regarding home visitation programs; and to prescribe the powers and duties of certain state departments and agencies.

The Senate has concurred in the House amendment to the Senate substitute (S-2).

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

**House Bill No. 5577, entitled**

A bill to amend 1995 PA 29, entitled "Uniform unclaimed property act," by amending sections 30 and 32 (MCL 567.250 and 567.252), section 30 as amended by 2008 PA 208.

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 Concurrent Resolution No. 57.**

A concurrent resolution of tribute offered as a memorial for William Van Regenmorter, former member of the House of Representatives and the Senate.

(For text of resolution, see today's Journal, p. 1964.)

The Senate has adopted the concurrent resolution and named Senators Anderson, Bieda, Booher, Brandenburg, Caspersen, Caswell, Colbeck, Emmons, Gleason, Green, Gregory, Hansen, Hildenbrand, Hood, Hopgood, Hune, Hunter, Jansen, Johnson, Jones, Kahn, Kowall, Marleau, Meekhof, Moolenaar, Nofs, Pappageorge, Pavlov, Proos, Richardville, Robertson, Rocca, Schuitmaker, Smith, Walker, Warren, Whitmer and Young and Lieutenant Governor Calley as co-sponsors.

The concurrent resolution was referred to the Clerk for record.

**House Concurrent Resolution No. 60.**

A concurrent resolution prescribing the legislative schedule.

(For text of resolution, see today's Journal, p. 1985.)

The Senate has adopted the concurrent resolution.

The concurrent resolution was referred to the Clerk for record.

**Senate Bill No. 931, entitled**

A bill to make, supplement, and adjust appropriations for various state departments and agencies for the fiscal year ending September 30, 2012; and to provide for the expenditure of the appropriations.

The Senate has passed the bill.

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

**Senate Bill No. 1037, entitled**

A bill to amend 2007 PA 36, entitled "Michigan business tax act," by amending sections 111, 113, 201, 305, 403, 433, and 511 (MCL 208.1111, 208.1113, 208.1201, 208.1305, 208.1403, 208.1433, and 208.1511), section 111 as amended by 2011 PA 305, section 113 as amended by 2011 PA 77, section 201 as amended by 2009 PA 135, section 305 as amended by 2007 PA 205, section 403 as amended by 2008 PA 434, section 433 as amended by 2007 PA 215, and section 511 as amended by 2011 PA 292.

The Senate has passed the bill.

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

**Senate Bill No. 1112, entitled**

A bill to amend 1975 PA 238, entitled "Child protection law," (MCL 722.621 to 722.638) by adding section 12b.

The Senate has passed the bill.

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

**Senate Bill No. 1113, entitled**

A bill to amend 1976 PA 451, entitled "The revised school code," (MCL 380.1 to 380.1852) by adding section 1505.

The Senate has passed the bill.

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

**Senate Bill No. 1114, entitled**

A bill to amend 1976 PA 451, entitled "The revised school code," (MCL 380.1 to 380.1852) by adding section 1505a.

The Senate has passed the bill.

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

**Senate Concurrent Resolution No. 32.**

A concurrent resolution prescribing the legislative schedule.

Resolved by the Senate (the House of Representatives concurring), That when the Senate adjourns on Wednesday, July 18, 2012, it stands adjourned until Wednesday, August 15, 2012, at 12:00 noon; and when it adjourns Wednesday, August 15, 2012, it stands adjourned until Tuesday, September 11, 2012, at 10:00 a.m.

The Senate has adopted the concurrent resolution.

The concurrent resolution was referred to the Committee on Government Operations.

**Explanation of "No" Votes**

Rep. Lipton, having reserved the right to explain her protest against the passage of **House Bill No. 5711**, made the following statement:

"Mr. Speaker and members of the House:

I voted no on House Bill 5711, because this legislation represents a continued attack on women's health and is an intrusion on the doctor-patient relationship. It will not only endanger women by restricting access to a legal procedure, but it will punish physicians and will result in fewer OB/GYN doctors entering our state to provide health care services to women.

This legislation creates many barriers in an effort to essentially ban legal abortions and requires physicians to adhere to a government imposed process during confidential doctor-patient discussions. Without unrestricted access to comprehensive women's health services that takes into consideration the medical judgment of the physician, women will be less likely to seek services during pregnancy. Already, the sixth and seventh leading causes of death for women in the United States ages 20 to 24 years and between 15 and 34 years old, respectively, are 'pregnancy complications'; this legislation would work against improving the prevention of pregnancy-related deaths.

A 2010 report by the Michigan Department of Community Health identified that 21 of Michigan's 83 counties were without at least one OB/GYN provider. This House Bill imposes capricious fines, civil litigation, and criminal sentences for physicians providing pregnancy-related services, which will deter OB/GYNs from choosing to work in our state and even further restrict access to quality women's health care. Further, the legislation uses terminology that is not widely accepted within the medical field and that is especially vague, creating confusion for physicians and then holding them liable for any violations.

Adding to adverse effect on the potential for job creation, the bill contains several onerous and unnecessary regulations for health centers to meet in addition to the ones already in place to provide safe medical procedures, which could lead to the closing of clinics and the loss of jobs.

Finally, I voted against this bill, because it targets one segment of the medical field and is the nation's most sweeping and unprecedented attack on women's reproductive health, and it was not thoroughly vetted as it was rushed through the legislative process.

I also did not support gaveling on Immediate Effect to HB5711 without a roll call vote."

### Introduction of Bills

Reps. Ananich, Dillon, Cavanagh, Townsend, Hammel and Tlaib introduced

**House Bill No. 5769, entitled**

A bill to amend 1967 PA 281, entitled "Income tax act of 1967," by amending the title and section 272 (MCL 206.272), as amended by 2011 PA 38, and by adding section 272a.

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

Reps. Ananich, McBroom and Foster introduced

**House Bill No. 5770, entitled**

A bill to amend 1978 PA 368, entitled "Public health code," (MCL 333.1101 to 333.25211) by adding part 27A.

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

Reps. Foster and McBroom introduced

**House Bill No. 5771, entitled**

A bill to amend 1978 PA 368, entitled "Public health code," (MCL 333.1101 to 333.25211) by adding sections 2755 and 2757.

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

Reps. Cavanagh, McBroom, Foster and Ananich introduced

**House Bill No. 5772, entitled**

A bill to amend 1978 PA 368, entitled "Public health code," (MCL 333.1101 to 333.25211) by adding sections 2759 and 2761.

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

Reps. McBroom, Ananich and Foster introduced

**House Bill No. 5773, entitled**

A bill to amend 1978 PA 368, entitled "Public health code," (MCL 333.1101 to 333.25211) by adding sections 2763 and 2765.

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

Rep. Heise introduced

**House Bill No. 5774, entitled**

A bill to amend 1978 PA 368, entitled "Public health code," by amending sections 1104, 20106, 20115, 20142, 21325, 21766, and 22205 (MCL 333.1104, 333.20106, 333.20115, 333.20142, 333.21325, 333.21766, and 333.22205), section 1104 as amended by 1996 PA 307, section 20106 as amended by 2000 PA 253, section 20115 as amended by 1999 PA 206, section 21325 as added by 2000 PA 437, section 21766 as amended by 2001 PA 243, and section 22205 as amended by 2002 PA 619, and by adding part 218.

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



Reps. Stapleton, Hobbs, Lane, Haugh and Nathan introduced

**House Bill No. 5775, entitled**

A bill to amend 1967 PA 281, entitled "Income tax act of 1967," (MCL 206.1 to 206.713) by adding section 277. The bill was read a first time by its title and referred to the Committee on Tax Policy.

Reps. Stapleton, Rutledge, Horn, Jackson, Cavanagh, Ouimet and O'Brien introduced

**House Bill No. 5776, entitled**

A bill to amend 1976 PA 451, entitled "The revised school code," by amending sections 1249 and 1249a (MCL 380.1249 and 380.1249a), section 1249 as amended and section 1249a as added by 2011 PA 102.

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

Reps. Greimel, Cavanagh, Townsend, Durhal, Talabi, Liss, Rutledge, Lane, Hobbs, Haugh, Bledsoe and Slavens introduced

**House Bill No. 5777, entitled**

A bill to amend 1968 PA 2, entitled "Uniform budgeting and accounting act," (MCL 141.421 to 141.440a) by adding section 3a.

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

Rep. Olumba introduced

**House Bill No. 5778, entitled**

A bill to amend 1967 PA 281, entitled "Income tax act of 1967," by amending section 623 (MCL 206.623), as amended by 2011 PA 312, and by adding section 672.

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

Reps. Hovey-Wright, Cavanagh, Smiley, Brunner, McCann, Durhal, Heise, Haugh and Meadows introduced

**House Bill No. 5779, entitled**

A bill to amend 1905 PA 299, entitled "An act to provide for changing and determining the names of divorced women," by amending the title and section 1 (MCL 552.391).

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

Reps. Walsh, Lyons, Horn, Farrington, MacMaster, Outman, Lund, Shaughnessy, Crawford, Zorn, Rendon, Hughes, LaFontaine, Goike, Ouimet, Pettalia, Somerville, Cotter, Foster, Daley, LeBlanc, Poleski, Kowall and Kurtz introduced

**House Bill No. 5780, entitled**

A bill to amend 1947 PA 336, entitled "An act to prohibit strikes by certain public employees; to provide review from disciplinary action with respect thereto; to provide for the mediation of grievances and the holding of elections; to declare and protect the rights and privileges of public employees; to require certain provisions in collective bargaining agreements; and to prescribe means of enforcement and penalties for the violation of the provisions of this act," by amending section 15b (MCL 423.215b), as added by 2011 PA 54.

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

Rep. Forlini introduced

**House Bill No. 5781, entitled**

A bill to amend 1972 PA 348, entitled "An act to regulate relationships between landlords and tenants relative to rental agreements for rental units; to regulate the payment, repayment, use and investment of security deposits; to provide for commencement and termination inventories of rental units; to provide for termination arrangements relative to rental units; to provide for legal remedies; and to provide penalties," by amending sections 9, 12, and 13 (MCL 554.609, 554.612, and 554.613).

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

Reps. Howze, Durhal, Talabi, Liss, Rutledge, Santana, Jackson, Nathan, Stanley, Callton, Stallworth, Ananich, Cavanagh, Greimel, Hovey-Wright, Hobbs, Geiss, Hammel, Tlaib, Meadows and Oakes introduced

**House Bill No. 5782, entitled**

A bill to amend 1956 PA 218, entitled "The insurance code of 1956," by amending sections 2106, 2111, and 3104 (MCL 500.2106, 500.2111, and 500.3104), section 2111 as amended by 2002 PA 492 and section 3104 as amended by 2002 PA 662, and by adding chapter 25A.

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

Reps. Talabi, Bledsoe, Slavens, Darany, Tlaib, Stanley, Greimel, Cavanagh, Liss, Stapleton, Townsend, Rutledge, Stallworth, Howze, Womack, Santana and Oakes introduced

**House Bill No. 5783, entitled**

A bill to amend 1976 PA 451, entitled "The revised school code," by amending sections 1310b and 1311 (MCL 380.1310b and 380.1311), section 1310b as added by 2011 PA 241 and section 1311 as amended by 2008 PA 1.

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

Reps. Glardon, Daley and Potvin introduced

**House Bill No. 5784, entitled**

A bill to amend 1937 PA 284, entitled "An act to prevent the spread of infectious and contagious diseases of livestock; to require persons, associations, partnerships and corporations engaged in the buying, receiving, selling, transporting, exchanging, negotiating, or soliciting sale, resale, exchange or transportation of livestock to be licensed and bonded by the department of agriculture; to keep a producers' proceeds account; to provide for the refusal, suspension or revocation of such licenses; to provide for weighmasters; to provide for the inspection and disinfection of yards, premises and vehicles; and to provide penalties for the violation of this act," by amending sections 1, 2, 3, 4, 5, 6, 7, 8, and 11 (MCL 287.121, 287.122, 287.123, 287.124, 287.125, 287.126, 287.127, 287.128, and 287.131), section 3 as amended by 2007 PA 81, and by adding section 7a.

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

Reps. MacMaster, Agema, McMillin, Huuki, Shirkey, Daley, Johnson, McBroom, Foster, Opsommer and Franz introduced

**House Bill No. 5785, entitled**

A bill to prohibit this state and its political subdivisions from adopting or implementing certain policy recommendations of the United Nations; to prohibit adopting or implementing a law or plan of action that would infringe on or restrict private property rights without due process; and to prohibit certain transactions with certain entities that assist in implementing United Nations Agenda 21.

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

Rep. Lipton introduced

**House Bill No. 5786, entitled**

A bill to amend 1961 PA 236, entitled "Revised judicature act of 1961," by amending section 2946a (MCL 600.2946a), as added by 1995 PA 249.

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

Rep. Lipton introduced

**House Bill No. 5787, entitled**

A bill to amend 1956 PA 218, entitled "The insurance code of 1956," by amending section 3101a (MCL 500.3101a), as amended by 2011 PA 91.

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

Rep. Lipton introduced

**House Bill No. 5788, entitled**

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending section 227 (MCL 257.227), as amended by 2011 PA 92.

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

Rep. LaFontaine introduced

**House Bill No. 5789, entitled**

A bill to amend 1961 PA 236, entitled "Revised judicature act of 1961," by amending section 3801 (MCL 600.3801), as amended by 1988 PA 2.

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

Rep. LeBlanc introduced

**House Bill No. 5790, entitled**

A bill 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 department and agencies and local units of government.

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

Rep. LeBlanc introduced

**House Bill No. 5791, entitled**

A bill to amend 1961 PA 236, entitled "Revised judicature act of 1961," by amending section 181 (MCL 600.181), as amended by 2008 PA 545.

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

Rep. Jenkins introduced

**House Bill No. 5792, entitled**

A bill to amend 1985 PA 87, entitled "William Van Regenmorter crime victim's rights act," by amending sections 19, 20, and 21 (MCL 780.769, 780.770, and 780.771), as amended by 2005 PA 184.

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

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Rep. Kowall moved that the House adjourn.

The motion prevailed, the time being 7:40 p.m.

The Speaker Pro Tempore declared the House adjourned until Wednesday, August 15, at 12:00 Noon.

GARY L. RANDALL  
Clerk of the House of Representatives

