

No. 71
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House Chamber, Lansing, Wednesday, September 9, 2009.

1:30 p.m.

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

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

Agema—present	Durhal—present	Lahti—present	Proos—present
Amash—present	Ebli—present	LeBlanc—present	Roberts—present
Angerer—present	Elsenheimer—present	Leland—present	Rocca—present
Ball—present	Espinoza—present	Lemmons—present	Rogers—present
Barnett—present	Geiss—present	Lindberg—present	Schmidt, R.—present
Bauer—present	Genetski—present	Lipton—present	Schmidt, W.—present
Bennett—excused	Gonzales—present	Liss—present	Schuitmaker—present
Bledsoe—present	Green—present	Lori—present	Scott, B.—present
Bolger—present	Gregory—present	Lund—present	Scott, P.—present
Booher—present	Griffin—present	Marleau—present	Scripps—present
Brown, L.—present	Haase—present	Mayes—present	Segal—present
Brown, T.—present	Haines—present	McDowell—present	Sheltrown—present
Byrnes—present	Hammel—present	McMillin—present	Simpson—present
Byrum—present	Hansen—present	Meadows—present	Slavens—present
Calley—present	Haugh—present	Meekhof—present	Slezak—present
Caul—present	Haveman—present	Melton—present	Smith—present
Clemente—present	Hildenbrand—present	Meltzer—present	Spade—present
Constan—present	Horn—present	Miller—present	Stamas—present
Corriveau—present	Huckleberry—present	Moore—present	Stanley—present
Coulouris—present	Jackson—e/d/s	Moss—present	Switalski—present
Crawford—present	Johnson—present	Nathan—present	Tlaib—present
Cushingberry—present	Jones, Rick—present	Nerat—excused	Tyler—present
Daley—present	Jones, Robert—present	Neumann—present	Valentine—present
Dean—present	Kandrevas—present	Opsommer—present	Walsh—present
Denby—present	Kennedy—present	Pavlov—present	Warren—present
DeShazor—present	Knollenberg—present	Pearce—present	Womack—present
Dillon—present	Kowall—present	Polidori—present	Young—present
Donigan—present	Kurtz—present		

e/d/s = entered during session

Rep. John Proos, from the 79th District, offered the following invocation:

“Heavenly Father, we stand in this chamber today humbled by the many gifts that You have bestowed on each of us, our families, our communities and our state. We are grateful for the rains and sun that bring abundant fruits, grains and vegetables to our table and nourishment to fulfill Your will.

Yet we also stand with concern for our future and ask that You grace each of us with a sense of hope that our future will be secure in Your hands.

As St. Paul wrote in his letter to the Romans (Rom. 5:3-5), ‘And we rejoice in the hope of the glory of God. Not only so but we also rejoice in our sufferings, because we know that suffering produces perseverance, perseverance character and character hope. And hope does not disappoint us, because God has poured out His love into our hearts by the Holy Spirit, whom He has given us.’

Lord help us to remain hopeful for our future.

In a special way we ask that You bless and protect the men and women who are serving our nation proudly throughout our one world.

In Your Heavenly name we pray,
Amen.”

Rep. Segal moved that Reps. Bennett and Nerat be excused from today’s session.
The motion prevailed.

Messages from the Senate

The Speaker laid before the House

House Bill No. 4199, entitled

A bill to amend 1994 PA 451, entitled “Natural resources and environmental protection act,” (MCL 324.101 to 324.90106) by adding section 41325.

(The bill was received from the Senate on September 2, with substitute (S-2), full title inserted and immediate effect given by the Senate, consideration of which, under the rules, was postponed until today, see House Journal No. 70, p. 1448.)

The question being on concurring in the substitute (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. 406

Yeas—85

Angerer	Donigan	Kennedy	Rogers
Ball	Durhal	Kowall	Schmidt, R.
Barnett	Ebli	Lahti	Schmidt, W.
Bauer	Elsenheimer	LeBlanc	Schuitmaker
Bledsoe	Espinoza	Leland	Scott, B.
Bolger	Geiss	Lemmons	Scott, P.
Booher	Gonzales	Lindberg	Scripps
Brown, L.	Gregory	Lipton	Segal
Brown, T.	Griffin	Liss	Sheltrown
Byrnes	Haase	Lori	Simpson
Byrum	Haines	Mayes	Slavens
Calley	Hammel	McDowell	Slezak
Caul	Hansen	Meadows	Smith
Clemente	Haugh	Melton	Spade
Constan	Hildenbrand	Miller	Stanley
Corriveau	Horn	Moore	Switalski
Coulouris	Huckleberry	Nathan	Tlaib
Crawford	Johnson	Neumann	Valentine
Cushingberry	Jones, Rick	Polidori	Warren

Dean	Jones, Robert	Roberts	Womack
DeShazor	Kandrevas	Rocca	Young
Dillon			

Nays—22

Agema	Haveman	Meekhof	Pearce
Amash	Knollenberg	Meltzer	Proos
Daley	Kurtz	Moss	Stamas
Denby	Lund	Opsommer	Tyler
Genetski	Marleau	Pavlov	Walsh
Green	McMillin		

In The Chair: Byrnes

The House agreed to the full title.

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

Second Reading of Bills**House Bill No. 4325, entitled**

A bill to amend 2004 PA 452, entitled "Identity theft protection act," (MCL 445.61 to 445.77) by adding sections 14, 14a, 14b, 14c, and 14d.

The bill was read a second time.

Rep. Spade moved to amend the bill as follows:

1. Amend page 1, line 4, after "ACT." by inserting "**EQUIPMENT IS NOT SUBJECT TO FORFEITURE BY REASON OF ANY ACT OR OMISSION ESTABLISHED BY THE OWNER OF THAT EQUIPMENT TO HAVE BEEN COMMITTED OR OMITTED WITHOUT THE OWNER'S KNOWLEDGE OR CONSENT.**".

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

Rep. Spade moved to amend the bill as follows:

1. Amend page 11, line 6, after "effect" by striking out the balance of the enacting section and inserting "January 1, 2010."

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

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

The motion prevailed.

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

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

By unanimous consent the House returned to the order of

Third Reading of Bills**House Bill No. 4325, entitled**

A bill to amend 2004 PA 452, entitled "Identity theft protection act," (MCL 445.61 to 445.77) by adding sections 14, 14a, 14b, 14c, and 14d.

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

Roll Call No. 407**Yeas—104**

Agema	Durhal	Kurtz	Roberts
Angerer	Ebli	LeBlanc	Rocca

Ball	Elsenheimer	Leland	Rogers
Barnett	Espinoza	Lemmons	Schmidt, R.
Bauer	Geiss	Lindberg	Schmidt, W.
Bledsoe	Genetski	Lipton	Schuitmaker
Bolger	Gonzales	Liss	Scott, B.
Booher	Green	Lori	Scott, P.
Brown, L.	Gregory	Lund	Scripps
Brown, T.	Griffin	Marleau	Segal
Byrnes	Haase	Mayes	Sheltrown
Byrum	Haines	McDowell	Simpson
Calley	Hammel	Meadows	Slavens
Caul	Hansen	Meekhof	Slezak
Clemente	Haugh	Melton	Smith
Constan	Haveman	Meltzer	Spade
Corriveau	Hildenbrand	Miller	Stamas
Coulouris	Horn	Moore	Stanley
Crawford	Huckleberry	Moss	Switalski
Cushingberry	Johnson	Nathan	Tlaib
Daley	Jones, Rick	Neumann	Tyler
Dean	Jones, Robert	Opsommer	Valentine
Denby	Kandreas	Pavlov	Walsh
DeShazor	Kennedy	Pearce	Warren
Dillon	Knollenberg	Polidori	Womack
Donigan	Kowall	Proos	Young

Nays—3

Amash Lahti McMillin

In The Chair: Byrnes

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

Second Reading of Bills

House Bill No. 4326, entitled

A bill to amend 1931 PA 328, entitled “The Michigan penal code,” by amending section 159g (MCL 750.159g), as amended by 2002 PA 124.

Was read a second time, and the question being on the adoption of the proposed amendment previously recommended by the Committee on Judiciary (for amendment, see House Journal No. 63, p. 1306),

The amendment was not adopted, a majority of the members serving not voting therefor.

Rep. Gonzales moved to substitute (H-2) the bill.

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

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

The motion prevailed.

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

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

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

House Bill No. 4326, entitled

A bill to amend 1931 PA 328, entitled "The Michigan penal code," by amending section 159g (MCL 750.159g), as amended by 2002 PA 124.

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

Roll Call No. 408

Yeas—105

Agema	Ebli	LeBlanc	Roberts
Angerer	Elsenheimer	Leland	Rocca
Ball	Espinoza	Lemmons	Rogers
Barnett	Geiss	Lindberg	Schmidt, R.
Bauer	Genetski	Lipton	Schmidt, W.
Bledsoe	Gonzales	Liss	Schuitmaker
Bolger	Green	Lori	Scott, B.
Booher	Gregory	Lund	Scott, P.
Brown, L.	Griffin	Marleau	Scripps
Brown, T.	Haase	Mayer	Segal
Byrnes	Haines	McDowell	Sheltrown
Byrum	Hammel	McMillin	Simpson
Calley	Hansen	Meadows	Slavens
Caul	Haugh	Meekhof	Slezak
Clemente	Haveman	Melton	Smith
Constan	Hildenbrand	Meltzer	Spade
Corriveau	Horn	Miller	Stamas
Coulouris	Huckleberry	Moore	Stanley
Crawford	Johnson	Moss	Switalski
Cushingberry	Jones, Rick	Nathan	Tlaib
Daley	Jones, Robert	Neumann	Tyler
Dean	Kandrevas	Opsommer	Valentine
Denby	Kennedy	Pavlov	Walsh
DeShazor	Knollenberg	Pearce	Warren
Dillon	Kowall	Polidori	Womack
Donigan	Kurtz	Proos	Young
Durhal			

Nays—2

Amash

Lahti

In The Chair: Byrnes

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

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

A bill to amend 1931 PA 328, entitled "The Michigan penal code," by amending section 159g (MCL 750.159g), as amended by 2009 PA 82.

The motion prevailed.

The House agreed to the title as amended.

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

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

Second Reading of Bills

House Bill No. 4731, entitled

A bill to amend 2004 PA 452, entitled "Identity theft protection act," by amending section 5 (MCL 445.65), as amended by 2006 PA 246.

The bill was read a second time.

Rep. Meadows moved to amend the bill as follows:

1. Amend page 3, following line 4, by inserting:

"Enacting section 1. This amendatory act takes effect January 1, 2010." and renumbering the remaining enacting section.

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

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

The motion prevailed.

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

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

By unanimous consent the House returned to the order of

Third Reading of Bills

House Bill No. 4731, entitled

A bill to amend 2004 PA 452, entitled "Identity theft protection act," by amending section 5 (MCL 445.65), as amended by 2006 PA 246.

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

Roll Call No. 409

Yeas—107

Agema	Durhal	Lahti	Roberts
Amash	Ebli	LeBlanc	Rocca
Angerer	Elsenheimer	Leland	Rogers
Ball	Espinoza	Lemmons	Schmidt, R.
Barnett	Geiss	Lindberg	Schmidt, W.
Bauer	Genetski	Lipton	Schuitmaker
Bledsoe	Gonzales	Liss	Scott, B.
Bolger	Green	Lori	Scott, P.
Booher	Gregory	Lund	Scripps
Brown, L.	Griffin	Marleau	Segal
Brown, T.	Haase	Mayes	Sheltrown
Byrnes	Haines	McDowell	Simpson
Byrum	Hammel	McMillin	Slavens
Calley	Hansen	Meadows	Slezak
Caul	Haugh	Meekhof	Smith
Clemente	Haveman	Melton	Spade
Constan	Hildenbrand	Meltzer	Stamas
Corriveau	Horn	Miller	Stanley
Coulouris	Huckleberry	Moore	Switalski
Crawford	Johnson	Moss	Tlaib
Cushingberry	Jones, Rick	Nathan	Tyler
Daley	Jones, Robert	Neumann	Valentine
Dean	Kandreas	Opsommer	Walsh
Denby	Kennedy	Pavlov	Warren
DeShazor	Knollenberg	Pearce	Womack
Dillon	Kowall	Polidori	Young
Donigan	Kurtz	Proos	

Nays—0

In The Chair: Byrnes

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

—————
The Speaker Pro Tempore called Associate Speaker Pro Tempore Espinoza to the Chair.

Second Reading of Bills**House Bill No. 4732, entitled**

A bill to amend 2004 PA 452, entitled “Identity theft protection act,” (MCL 445.61 to 445.77) by adding section 12c.
The bill was read a second time.

Rep. Meadows moved to amend the bill as follows:

1. Amend page 2, following line 22, by inserting:

“Enacting section 1. This amendatory act takes effect January 1, 2010.” and renumbering the remaining enacting section.

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

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

The motion prevailed.

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

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

By unanimous consent the House returned to the order of

Third Reading of Bills**House Bill No. 4732, entitled**

A bill to amend 2004 PA 452, entitled “Identity theft protection act,” (MCL 445.61 to 445.77) by adding section 12c.
Was read a third time and passed, a majority of the members serving voting therefor, by yeas and nays, as follows:

Roll Call No. 410**Yeas—98**

Angerer	Durhal	LeBlanc	Rocca
Ball	Ebli	Leland	Rogers
Barnett	Elsenheimer	Lemmons	Schmidt, R.
Bauer	Espinoza	Lindberg	Schmidt, W.
Bledsoe	Geiss	Lipton	Schuitmaker
Bolger	Gonzales	Liss	Scott, B.
Booher	Green	Lori	Scott, P.
Brown, L.	Gregory	Lund	Scripps
Brown, T.	Griffin	Marleau	Segal
Byrnes	Haase	Mayer	Sheltrown
Byrum	Hammel	McDowell	Simpson
Calley	Hansen	Meadows	Slavens
Caul	Haugh	Melton	Slezak
Clemente	Haveman	Miller	Smith

Constan	Hildenbrand	Moore	Spade
Corriveau	Horn	Moss	Stamas
Coulouris	Huckleberry	Nathan	Stanley
Crawford	Johnson	Neumann	Switalski
Cushingberry	Jones, Rick	Opsommer	Tlaib
Daley	Jones, Robert	Pavlov	Tyler
Dean	Kandrevas	Pearce	Valentine
Denby	Kennedy	Polidori	Warren
DeShazor	Kowall	Proos	Womack
Dillon	Kurtz	Roberts	Young
Donigan	Lahti		

Nays—9

Agema	Haines	McMillin	Meltzer
Amash	Knollenberg	Meekhof	Walsh
Genetski			

In The Chair: Espinoza

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

Second Reading of Bills

House Bill No. 4733, entitled

A bill to amend 2004 PA 452, entitled "Identity theft protection act," (MCL 445.61 to 445.77) by adding section 12d.
 The bill was read a second time.

Rep. Meadows moved to amend the bill as follows:

1. Amend page 1, following line 6, by inserting:

"Enacting section 1. This amendatory act takes effect January 1, 2010." and renumbering the remaining enacting section.

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

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

The motion prevailed.

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

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

By unanimous consent the House returned to the order of

Third Reading of Bills

House Bill No. 4733, entitled

A bill to amend 2004 PA 452, entitled "Identity theft protection act," (MCL 445.61 to 445.77) by adding section 12d.
 Was read a third time and passed, a majority of the members serving voting therefor, by yeas and nays, as follows:

Roll Call No. 411

Yeas—68

Angerer	Durhal	Leland	Schmidt, R.
Barnett	Ebli	Lemmons	Scott, B.

Bauer	Espinoza	Lindberg	Scripps
Bledsoe	Geiss	Lipton	Segal
Bolger	Gonzales	Liss	Sheltrown
Brown, L.	Gregory	Lori	Simpson
Brown, T.	Griffin	Mayes	Slavens
Byrnes	Haase	McDowell	Slezak
Byrum	Hammel	Meadows	Smith
Clemente	Haugh	Melton	Spade
Constan	Huckleberry	Miller	Stanley
Corriveau	Johnson	Nathan	Switalski
Coulouris	Jones, Robert	Neumann	Tlaib
Cushingberry	Kandrevas	Pearce	Valentine
Dean	Kennedy	Polidori	Warren
Dillon	Lahti	Roberts	Womack
Donigan	LeBlanc	Rocca	Young

Nays—39

Agema	Elsenheimer	Kowall	Pavlov
Amash	Genetski	Kurtz	Proos
Ball	Green	Lund	Rogers
Booher	Haines	Marleau	Schmidt, W.
Calley	Hansen	McMillin	Schuitmaker
Caul	Haveman	Meekhof	Scott, P.
Crawford	Hildenbrand	Meltzer	Stamas
Daley	Horn	Moore	Tyler
Denby	Jones, Rick	Moss	Walsh
DeShazor	Knollenberg	Opsommer	

In The Chair: Espinoza

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

Rep. Jackson entered the House Chambers.

Second Reading of Bills

House Bill No. 4730, entitled

A bill to amend 1985 PA 87, entitled “William Van Regenmorter crime victim’s rights act,” by amending sections 4a, 33b, and 64a (MCL 780.754a, 780.783b, and 780.814a), as added by 2004 PA 456.

The bill was read a second time.

Rep. Meadows moved to amend the bill as follows:

1. Amend page 2, following line 25, by inserting:

“Enacting section 1. This amendatory act takes effect January 1, 2010.” and renumbering the remaining enacting section.

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

Rep. Bolger moved that the bill be placed on the order of Third Reading of Bills.
The motion prevailed.
Rep. Segal moved that the bill be placed on its immediate passage.
The motion prevailed, a majority of the members serving voting therefor.

Rep. Segal moved that Rep. Cushingberry be excused temporarily from today's session.
The motion prevailed.

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

House Bill No. 4730, entitled

A bill to amend 1985 PA 87, entitled "William Van Regenmorter crime victim's rights act," by amending sections 4a, 33b, and 64a (MCL 780.754a, 780.783b, and 780.814a), as added by 2004 PA 456.

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

Roll Call No. 412

Yeas—107

Agema	Ebli	Lahti	Roberts
Amash	Elsenheimer	LeBlanc	Rocca
Angerer	Espinoza	Leland	Rogers
Ball	Geiss	Lemmons	Schmidt, R.
Barnett	Genetski	Lindberg	Schmidt, W.
Bauer	Gonzales	Lipton	Schuitmaker
Bledsoe	Green	Liss	Scott, B.
Bolger	Gregory	Lori	Scott, P.
Booher	Griffin	Lund	Scripps
Brown, L.	Haase	Marleau	Segal
Brown, T.	Haines	Mayer	Sheltrown
Byrnes	Hammel	McDowell	Simpson
Byrum	Hansen	McMillin	Slavens
Calley	Haugh	Meadows	Slezak
Caul	Haveman	Meekhof	Smith
Clemente	Hildenbrand	Melton	Spade
Constan	Horn	Meltzer	Stamas
Corriveau	Huckleberry	Miller	Stanley
Coulouris	Jackson	Moore	Switalski
Crawford	Johnson	Moss	Tlaib
Daley	Jones, Rick	Nathan	Tyler
Dean	Jones, Robert	Neumann	Valentine
Denby	Kandreas	Opsommer	Walsh
DeShazor	Kennedy	Pavlov	Warren
Dillon	Knollenberg	Pearce	Womack
Donigan	Kowall	Polidori	Young
Durhal	Kurtz	Proos	

Nays—0

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

Second Reading of Bills

House Bill No. 4734, entitled

A bill to amend 2004 PA 452, entitled "Identity theft protection act," by amending section 12a (MCL 445.72a), as added by 2006 PA 566.

The bill was read a second time.

Rep. Meadows moved to amend the bill as follows:

1. Amend page 2, following line 18, by inserting:

"Enacting section 1. This amendatory act takes effect January 1, 2010." and renumbering the remaining enacting section.

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

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

The motion prevailed.

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

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

By unanimous consent the House returned to the order of

Third Reading of Bills

House Bill No. 4734, entitled

A bill to amend 2004 PA 452, entitled "Identity theft protection act," by amending section 12a (MCL 445.72a), as added by 2006 PA 566.

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

Roll Call No. 413

Yeas—108

Agema	Durhal	Kurtz	Proos
Amash	Ebli	Lahti	Roberts
Angerer	Elsenheimer	LeBlanc	Rocca
Ball	Espinoza	Leland	Rogers
Barnett	Geiss	Lemmons	Schmidt, R.
Bauer	Genetski	Lindberg	Schmidt, W.
Bledsoe	Gonzales	Lipton	Schuitmaker
Bolger	Green	Liss	Scott, B.
Booher	Gregory	Lori	Scott, P.
Brown, L.	Griffin	Lund	Scripps
Brown, T.	Haase	Marleau	Segal
Byrnes	Haines	Mayes	Sheltrown
Byrum	Hammel	McDowell	Simpson
Calley	Hansen	McMillin	Slavens
Caul	Haugh	Meadows	Slezak
Clemente	Haveman	Meekhof	Smith
Constan	Hildenbrand	Melton	Spade
Corriveau	Horn	Meltzer	Stamas
Coulouris	Huckleberry	Miller	Stanley
Crawford	Jackson	Moore	Switalski
Cushingberry	Johnson	Moss	Tlaib
Daley	Jones, Rick	Nathan	Tyler
Dean	Jones, Robert	Neumann	Valentine

Denby	Kandrevas	Opsommer	Walsh
DeShazor	Kennedy	Pavlov	Warren
Dillon	Knollenberg	Pearce	Womack
Donigan	Kowall	Polidori	Young

Nays—0

In The Chair: Espinoza

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

Second Reading of Bills

House Bill No. 4735, entitled

A bill to amend 2004 PA 452, entitled “Identity theft protection act,” (MCL 445.61 to 445.77) by adding section 11a.
The bill was read a second time.

Rep. Meadows moved to amend the bill as follows:

1. Amend page 2, following line 22, by inserting:

“Enacting section 1. This amendatory act takes effect January 1, 2010.” and renumbering the remaining enacting section.

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

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

The motion prevailed.

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

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

By unanimous consent the House returned to the order of

Third Reading of Bills

House Bill No. 4735, entitled

A bill to amend 2004 PA 452, entitled “Identity theft protection act,” (MCL 445.61 to 445.77) by adding section 11a.
Was read a third time and passed, a majority of the members serving voting therefor, by yeas and nays, as follows:

Roll Call No. 414

Yeas—78

Angerer	Donigan	LeBlanc	Schmidt, R.
Ball	Durhal	Leland	Scott, B.
Barnett	Ebli	Lemmons	Scott, P.
Bauer	Espinoza	Lindberg	Scripps
Bledsoe	Geiss	Lipton	Segal
Bolger	Gonzales	Liss	Sheltrown
Brown, L.	Green	Lori	Simpson
Brown, T.	Gregory	Marleau	Slavens
Byrnes	Griffin	Mayes	Slezak
Byrum	Haase	McDowell	Smith
Clemente	Haines	Meadows	Spade
Constan	Hammel	Melton	Stanley
Corriveau	Haugh	Miller	Switalski

Coulouris	Huckleberry	Nathan	Tlaib
Crawford	Jackson	Neumann	Valentine
Cushingberry	Johnson	Polidori	Walsh
Dean	Jones, Robert	Roberts	Warren
Denby	Kandrevas	Rocca	Womack
DeShazor	Kennedy	Rogers	Young
Dillon	Lahti		

Nays—30

Agema	Hansen	Lund	Pavlov
Amash	Haveman	McMillin	Pearce
Booher	Hildenbrand	Meekhof	Proos
Calley	Horn	Meltzer	Schmidt, W.
Caul	Jones, Rick	Moore	Schuitmaker
Daley	Knollenberg	Moss	Stamas
Elsenheimer	Kowall	Opsommer	Tyler
Genetski	Kurtz		

In The Chair: Espinoza

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

Second Reading of Bills

House Bill No. 4736, entitled

A bill to amend 1927 PA 175, entitled “The code of criminal procedure,” by amending section 1a of chapter IX (MCL 769.1a), as amended by 1998 PA 231, and by adding section 30 to chapter IV.

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

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

Rep. Meadows moved to amend the bill as follows:

1. Amend page 8, following line 16, by inserting:

“Enacting section 1. This amendatory act takes effect January 1, 2010.” and renumbering the remaining enacting section.

The motion prevailed and the amendment 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.

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

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

By unanimous consent the House returned to the order of

Third Reading of Bills

House Bill No. 4736, entitled

A bill to amend 1927 PA 175, entitled “The code of criminal procedure,” by amending section 1a of chapter IX (MCL 769.1a), as amended by 1998 PA 231, and by adding section 30 to chapter IV.

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

Roll Call No. 415**Yeas—107**

Agema	Ebli	Lahti	Roberts
Amash	Elsenheimer	LeBlanc	Rocca
Angerer	Espinoza	Leland	Rogers
Ball	Geiss	Lemmons	Schmidt, R.
Barnett	Genetski	Lindberg	Schmidt, W.
Bauer	Gonzales	Lipton	Schuitmaker
Bledsoe	Green	Liss	Scott, B.
Bolger	Gregory	Lori	Scott, P.
Booher	Griffin	Lund	Scripps
Brown, L.	Haase	Marleau	Segal
Brown, T.	Haines	Mayes	Sheltrown
Byrnes	Hammel	McDowell	Simpson
Byrum	Hansen	McMillin	Slavens
Calley	Haugh	Meadows	Slezak
Caul	Haveman	Meekhof	Smith
Clemente	Hildenbrand	Melton	Spade
Constan	Horn	Meltzer	Stamas
Corriveau	Huckleberry	Miller	Stanley
Coulouris	Jackson	Moore	Switalski
Crawford	Johnson	Moss	Tlaib
Daley	Jones, Rick	Nathan	Tyler
Dean	Jones, Robert	Neumann	Valentine
Denby	Kandreas	Opsommer	Walsh
DeShazor	Kennedy	Pavlov	Warren
Dillon	Knollenberg	Pearce	Womack
Donigan	Kowall	Polidori	Young
Durhal	Kurtz	Proos	

Nays—0

In The Chair: Espinoza

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

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

A bill to amend 1927 PA 175, entitled “The code of criminal procedure,” by amending section 1a of chapter IX (MCL 769.1a), as amended by 2009 PA 27, and by adding section 30 to chapter IV.

The motion prevailed.

The House agreed to the title as amended.

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

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

Second Reading of Bills**House Bill No. 4737, entitled**

A bill to amend 1985 PA 87, entitled “William Van Regenmorter crime victim’s rights act,” by amending sections 4a, 16, 33b, 44, 64a, and 76 (MCL 780.754a, 780.766, 780.783b, 780.794, 780.814a, and 780.826), sections 4a, 33b, and 64a as added by 2004 PA 456 and sections 16, 44, and 76 as amended by 2005 PA 184.

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

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

Rep. Meadows moved to amend the bill as follows:

1. Amend page 32, following line 18, by inserting:

“Enacting section 1. This amendatory act takes effect January 1, 2010.” and renumbering the remaining enacting section.

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

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

The motion prevailed.

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

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

By unanimous consent the House returned to the order of

Third Reading of Bills

House Bill No. 4737, entitled

A bill to amend 1985 PA 87, entitled “William Van Regenmorter crime victim’s rights act,” by amending sections 4a, 16, 33b, 44, 64a, and 76 (MCL 780.754a, 780.766, 780.783b, 780.794, 780.814a, and 780.826), sections 4a, 33b, and 64a as added by 2004 PA 456 and sections 16, 44, and 76 as amended by 2005 PA 184.

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

Roll Call No. 416

Yeas—108

Agema	Durhal	Kurtz	Proos
Amash	Ebli	Lahti	Roberts
Angerer	Elsenheimer	LeBlanc	Rocca
Ball	Espinoza	Leland	Rogers
Barnett	Geiss	Lemmons	Schmidt, R.
Bauer	Genetski	Lindberg	Schmidt, W.
Bledsoe	Gonzales	Lipton	Schuitmaker
Bolger	Green	Liss	Scott, B.
Booher	Gregory	Lori	Scott, P.
Brown, L.	Griffin	Lund	Scripps
Brown, T.	Haase	Marleau	Segal
Byrnes	Haines	Mayes	Sheltrown
Byrum	Hammel	McDowell	Simpson
Calley	Hansen	McMillin	Slavens
Caul	Haugh	Meadows	Slezak
Clemente	Haveman	Meekhof	Smith
Constan	Hildenbrand	Melton	Spade
Corriveau	Horn	Meltzer	Stamas
Coulouris	Huckleberry	Miller	Stanley
Crawford	Jackson	Moore	Switalski
Cushingberry	Johnson	Moss	Tlaib
Daley	Jones, Rick	Nathan	Tyler
Dean	Jones, Robert	Neumann	Valentine
Denby	Kandreas	Opsommer	Walsh
DeShazor	Kennedy	Pavlov	Warren
Dillon	Knollenberg	Pearce	Womack
Donigan	Kowall	Polidori	Young

Nays—0

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

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

A bill to amend 1985 PA 87, entitled "William Van Regenmorter crime victim's rights act," by amending sections 4a, 16, 33b, 44, 64a, and 76 (MCL 780.754a, 780.766, 780.783b, 780.794, 780.814a, and 780.826), sections 4a, 33b, and 64a as added by 2004 PA 456 and sections 16, 44, and 76 as amended by 2009 PA 28.

The motion prevailed.

The House agreed to the title as amended.

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

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

Second Reading of Bills

House Bill No. 4738, entitled

A bill to amend 1939 PA 288, entitled "Probate code of 1939," by amending sections 30 and 31 of chapter XIIA (MCL 712A.30 and 712A.31), as amended by 1996 PA 561.

The bill was read a second time.

Rep. Meadows moved to amend the bill as follows:

1. Amend page 9, following line 16, by inserting:

"Enacting section 1. This amendatory act takes effect January 1, 2010." and renumbering the remaining enacting section.

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

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

The motion prevailed.

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

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

By unanimous consent the House returned to the order of

Third Reading of Bills

House Bill No. 4738, entitled

A bill to amend 1939 PA 288, entitled "Probate code of 1939," by amending sections 30 and 31 of chapter XIIA (MCL 712A.30 and 712A.31), as amended by 1996 PA 561.

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

Roll Call No. 417

Yeas—108

Agema	Durhal	Kurtz	Proos
Amash	Ebli	Lahti	Roberts
Angerer	Elsenheimer	LeBlanc	Rocca
Ball	Espinoza	Leland	Rogers
Barnett	Geiss	Lemmons	Schmidt, R.
Bauer	Genetski	Lindberg	Schmidt, W.
Bledsoe	Gonzales	Lipton	Schuitmaker
Bolger	Green	Liss	Scott, B.
Booher	Gregory	Lori	Scott, P.
Brown, L.	Griffin	Lund	Scripps
Brown, T.	Haase	Marleau	Segal
Byrnes	Haines	Mayes	Sheltrown
Byrum	Hammel	McDowell	Simpson
Calley	Hansen	McMillin	Slavens
Caul	Haugh	Meadows	Slezak
Clemente	Haveman	Meekhof	Smith
Constan	Hildenbrand	Melton	Spade

Corriveau	Horn	Meltzer	Stamas
Coulouris	Huckleberry	Miller	Stanley
Crawford	Jackson	Moore	Switalski
Cushingberry	Johnson	Moss	Tlaib
Daley	Jones, Rick	Nathan	Tyler
Dean	Jones, Robert	Neumann	Valentine
Denby	Kandrevas	Opsommer	Walsh
DeShazor	Kennedy	Pavlov	Warren
Dillon	Knollenberg	Pearce	Womack
Donigan	Kowall	Polidori	Young

Nays—0

In The Chair: Espinoza

The House agreed to the title of the bill.

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

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

Second Reading of Bills

House Bill No. 4729, entitled

A bill to amend 2004 PA 452, entitled “Identity theft protection act,” (MCL 445.61 to 445.77) by adding section 14; 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-2) previously recommended by the Committee on Judiciary,

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

Reps. Opsommer and Miller moved to amend the bill as follows:

1. Amend page 1, line 6, after “OF” by striking out “9” and inserting “11”.

2. Amend page 2, line 16, after “COMMUNITY,” by striking out the balance of the line through “GOVERNOR.” on line 17 and inserting “1 APPOINTED BY THE GOVERNOR FROM A LIST OF 3 OR MORE NOMINEES SUBMITTED BY THE SPEAKER OF THE HOUSE OF REPRESENTATIVES, AND 1 APPOINTED BY THE GOVERNOR FROM A LIST OF 3 OR MORE NOMINEES SUBMITTED BY THE MAJORITY LEADER OF THE SENATE.”.

3. Amend page 2, following line 17, by inserting:

“(G) TWO MEMBERS OF THE NONPROFIT COMMUNITY FROM ORGANIZATIONS WHOSE MISSIONS DEAL SUBSTANTIALLY WITH PROTECTING CONSUMER PRIVACY, 1 APPOINTED BY THE GOVERNOR FROM A LIST OF 3 OR MORE NOMINEES SUBMITTED BY THE SPEAKER OF THE HOUSE OF REPRESENTATIVES, AND 1 APPOINTED BY THE GOVERNOR FROM A LIST OF 3 OR MORE NOMINEES SUBMITTED BY THE MAJORITY LEADER OF THE SENATE.”.

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

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

The motion prevailed.

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

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

By unanimous consent the House returned to the order of

Third Reading of Bills

House Bill No. 4729, entitled

A bill to amend 2004 PA 452, entitled “Identity theft protection act,” (MCL 445.61 to 445.77) by adding section 14; 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. 418**Yeas—103**

Angerer	Ebli	Lahti	Rocca
Ball	Elsenheimer	LeBlanc	Rogers
Barnett	Espinoza	Leland	Schmidt, R.
Bauer	Geiss	Lemmons	Schmidt, W.
Bledsoe	Gonzales	Lindberg	Schuitmaker
Bolger	Green	Lipton	Scott, B.
Booher	Gregory	Liss	Scott, P.
Brown, L.	Griffin	Lori	Scripps
Brown, T.	Haase	Lund	Segal
Byrnes	Haines	Marleau	Sheltrown
Byrum	Hammel	Mayes	Simpson
Calley	Hansen	McDowell	Slavens
Caul	Haugh	Meadows	Slezak
Clemente	Haveman	Meekhof	Smith
Constan	Hildenbrand	Melton	Spade
Corriveau	Horn	Miller	Stamas
Coulouris	Huckleberry	Moore	Stanley
Crawford	Jackson	Moss	Switalski
Cushingberry	Johnson	Nathan	Tlaib
Daley	Jones, Rick	Neumann	Tyler
Dean	Jones, Robert	Opsommer	Valentine
Denby	Kandrevas	Pavlov	Walsh
DeShazor	Kennedy	Pearce	Warren
Dillon	Knollenberg	Polidori	Womack
Donigan	Kowall	Proos	Young
Durhal	Kurtz	Roberts	

Nays—5

Agema	Genetski	McMillin	Meltzer
Amash			

In The Chair: Espinoza

The House agreed to the title of the bill.

Rep. Segal 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

Announcement by the Clerk of Printing and Enrollment

The Clerk announced that the following bills and joint resolution had been printed and placed upon the files of the members on Thursday, September 3:

House Bill Nos.	5285	5286	5287	5288	5289	5290	5291	5292	5293	5294	5295	5296	5297	5298
	5299	5300	5301	5302	5303	5304	5305	5306	5307	5308	5309	5310	5311	5312
	5313	5314	5315	5316	5317									
House Joint Resolution		BB												

The Clerk announced that the following Senate bill had been received on Wednesday, September 9:

Senate Bill No. 589

Notices

Pursuant to Rule 41, the Speaker has made the following reassignments:

House Bill No. 5298 referred to the Committee on Families and Children's Services on September 3, 2009.

House Bill No. 5299 referred to the Committee on Families and Children's Services on September 3, 2009.

House Bill No. 5311 referred to the Committee on Judiciary on September 3, 2009.

House Bill No. 5307 referred to the Committee on Appropriations on September 9, 2009.

By unanimous consent the House returned to the order of

Reports of Standing Committees

The Committee on Families and Children's Services, by Rep. Valentine, Chair, reported

House Bill No. 5298, entitled

A bill to amend 1976 PA 451, entitled "The revised school code," by amending section 1148 (MCL 380.1148).

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. Valentine, Womack, Liss, Neumann, Slavens, Kurtz, McMillin, Moore and Pavlov

Nays: None

The Committee on Families and Children's Services, by Rep. Valentine, Chair, reported

House Bill No. 5299, entitled

A bill to amend 1979 PA 94, entitled "The state school aid act of 1979," by amending section 6 (MCL 388.1606), as amended by 2009 PA 73.

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. Valentine, Womack, Liss, Neumann, Slavens, Kurtz, McMillin, Moore and Pavlov

Nays: None

COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Valentine, Chair, of the Committee on Families and Children's Services, was received and read:

Meeting held on: Wednesday, September 9, 2009

Present: Reps. Valentine, Womack, Liss, Neumann, Slavens, Kurtz, McMillin, Moore and Pavlov

The Committee on Tax Policy, by Rep. Ebli, Chair, reported

House Bill No. 5295, entitled

A bill to amend 2007 PA 36, entitled "Michigan business tax act," by amending section 261 (MCL 208.1261).

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. Ebli, Melton, Barnett, Coulouris, Robert Jones, Kandrevas, Lipton, Mayes, Slezak, Warren, Calley, Kowall, Lund, Meekhof, Meltzer, Stamas and Walsh

Nays: None

COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Ebli, Chair, of the Committee on Tax Policy, was received and read:
Meeting held on: Wednesday, September 9, 2009

Present: Reps. Ebli, Melton, Barnett, Coulouris, Robert Jones, Kandrevas, Lipton, Mayes, Slezak, Warren, Calley, Kowall, Lund, Meekhof, Meltzer, Stamas and Walsh

The Committee on Senior Health, Security, and Retirement, by Rep. Neumann, Chair, reported
House Bill No. 5190, entitled

A bill to prescribe the senior medical alert as the official response to reports of certain missing persons; to provide for the broadcast of information regarding those incidents; and to provide for certain civil immunity.

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. Neumann, Slavens, Robert Jones, Lemmons, Ball, DeShazor and Tyler

Nays: None

COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Neumann, Chair, of the Committee on Senior Health, Security, and Retirement, was received and read:

Meeting held on: Wednesday, September 9, 2009

Present: Reps. Neumann, Slavens, Constan, Robert Jones, Lemmons, Ball, DeShazor, Moore and Tyler

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

House Bill No. 4640, entitled

A bill to amend 2003 PA 238, entitled "Michigan notary public act," by amending section 25 (MCL 55.285), as amended by 2006 PA 426.

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. Johnson, Haugh, Griffin, Stanley, Rocca and Stamas

Nays: Rep. Bettie Scott

COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Johnson, Chair, of the Committee on Regulatory Reform, was received and read:
Meeting held on: Wednesday, September 9, 2009

Present: Reps. Johnson, Haugh, Byrnes, Griffin, Melton, Bettie Scott, Stanley, Rocca, Crawford, Rick Jones and Stamas

COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Byrnes, Chair, of the Committee on Public Employee Health Care Reform, was received and read:

Meeting held on: Thursday, September 3, 2009

Present: Reps. Byrnes, Melton, Haugh, Johnson, Lahti, Scripps, Segal, Stanley, Pavlov, Bolger, Genetski, Lori and Rogers

COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Byrnes, Chair, of the Committee on Public Employee Health Care Reform, was received and read:

Meeting held on: Tuesday, September 8, 2009

Present: Reps. Byrnes, Melton, Haugh, Johnson, Lahti, Segal, Stanley, Pavlov, Bolger, Genetski, Lori and Rogers

Absent: Rep. Scripps

Excused: Rep. Scripps

Messages from the Senate**Senate Bill No. 589, entitled**

A bill to amend 1972 PA 106, entitled "Highway advertising act of 1972," by amending section 7a (MCL 252.307a), as added by 2006 PA 447.

The Senate has passed the bill.

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

Messages from the Governor

The following message from the Governor was received September 9, 2009 and read:

EXECUTIVE ORDER**No. 2009 – 43****AMENDING EXECUTIVE ORDER 2009-36****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;

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 of state government or in the assignment of functions among its units that the Governor considers necessary for efficient administration;

WHEREAS, on July 13, 2009, Executive Order 2009-36 was issued, consolidating the functions of the Department of History, Arts, and Libraries among various other state departments that already perform similar or related functions to assure a more efficient and effective organization of the executive branch of state government;

WHEREAS, Executive Order 2009-36, by its terms, is effective October 1, 2009 and, until September 11, 2009, remains subject to a 60-day review period under Section 2 of Article V of the Michigan Constitution of 1963;

WHEREAS, the purpose and intent of Executive Order 2009-36 is to achieve essential cost savings while, to the extent feasible consistent with diminishing state revenues, preserving both the integrity of and public access to the vital collections and other public resources currently managed by the Department of History, Arts, and Libraries;

WHEREAS, the purpose and intent of Executive Order 2009-36 also is to protect and preserve important state treasures housed in the Michigan Library and Historical Center during a time of severe fiscal constraints;

WHEREAS, it is in the best interests of an efficient and effective government that Executive Order 2009-36 be amended;

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

I. Section II.B.4 of Executive Order 2009-36 is amended to read as follows:

"4. The unclassified position of State Librarian created by Section 5 of the Library of Michigan Act, 1982 PA 540, MCL 397.15, is abolished. The Superintendent of Public Instruction, in cooperation with the Civil Service Commission if necessary, shall designate a qualified employee of the Department of Education to serve as the state librarian as soon as practicable."

II. Section II.H.7 of Executive Order 2009-36 is amended to read as follows:

"7. The Director of the Department of Natural Resources shall supervise and administer the assigned functions transferred to the Department of Natural Resources under Section II.H 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 under this Order. To achieve efficient administration and effectuate necessary cost savings consistent with appropriations provided by law, the Director shall evaluate and implement measures designed to reduce expenditures, eliminate duplicative services, and generate revenue while protecting the core functions of the former Department of History, Arts, and Libraries transferred to the Department of Natural Resources. The guiding purpose of any and all such measures, consistent with the purpose and intent of this Order, shall be to strike a careful and prudent balance between the goal of achieving efficient administration and necessary cost savings and that of preserving and maintaining public access to the important and unique collections and resources entrusted to the former Department of History, Arts, and Libraries, including, but not limited to, Michigan's Civil War and other military flags. Unless the Director determines it to be impracticable, the measures may include, but shall not be limited to, all of the following:

- a. Instituting an admission fee for museum facilities and exhibits.
- b. If the Department of History, Arts, and Libraries has not already done so, entering into a memorandum of understanding with a qualified non-profit organization, society, or foundation willing to assume responsibility for the publication of any or all magazines or journals published by the Department or taking other steps to eliminate the expenditure of state funds appropriated for the publications while preserving these important functions to the extent feasible.
- c. Entering into a memorandum of understanding with a qualified non-profit organization, society, or foundation willing to assume responsibility for the staffing and operation of the museum store and for the development and operation of online sales of merchandise from, or related to, this state's museums or archives, if the Director determines that such an agreement will reduce state expenditures or enhance state revenues and is otherwise in the best interests of this state.
- d. If the Department of History, Arts, and Libraries has not already done so, entering into a memorandum of understanding with a qualified non-profit organization, society, or foundation willing to assume responsibility for the administration and preservation of the Michigan historical markers program under the Michigan Historical Markers Act, 1955 PA 10, MCL 399.151, if the Director determines that such an agreement will reduce state expenditures or enhance state revenues and is otherwise in the best interests of this state.
- e. Depositing any state funds generated by such activities into the general fund of this state.
- f. Taking such other measures as may be necessary or appropriate to limit expenditures consistent with available appropriations."

III. Section II.B.8 of Executive Order 2009-36 is amended to read as follows:

"8. The Superintendent of Public Instruction shall administer the assigned functions transferred to the Department of Education under Section II.B 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 under this Order. To achieve efficient administration and effectuate necessary cost savings consistent with appropriations provided by law, the Library of Michigan shall evaluate and implement measures designed to reduce expenditures and eliminate duplicative services. Subject to available appropriations, the Library of Michigan shall focus on the provision of leadership and critical services to libraries and patrons throughout this state, including, but not limited to, all of the following:

- a. Continuing this state's vital role in maintaining and delivering online services to libraries around this state, including prioritizing the provision of services that affect libraries and their patrons throughout this state such as continued support for, and availability of, the Michigan eLibrary (MeL) and MeLCat, the statewide online catalog and resource sharing systems.
- b. Continuing state-level support for the cost savings and effective delivery of statewide library services achieved through the leadership of the Library of Michigan and the collaboration and resource sharing of libraries throughout this state.
- c. Preserving important collections maintained by the Library of Michigan, including the Michigan Collection, the Rare Books Collection, and the Genealogy Collection."

IV. Section II of Executive Order 2009-36 is amended to add the following new Section II.P to read as follows:

"P. Michigan Library and Historical Center

1. Subject to available appropriations, the Department of Education, the Department of Natural Resources, the Michigan Commission for the Blind, and other state department and agencies shall actively cooperate to facilitate the continued operation of the Michigan Library and Historical Center and the preservation of the important historical resources and library collections maintained at the Center on behalf of the People of the State of Michigan."

IV. Section IV.A of Executive Order 2009-36 is amended to read as follows:

"A. The Michigan Center for Innovation and Reinvention Board is created as an advisory body within the Department of Natural Resources. The Board will, among other tasks, consider potential ideas to preserve and maximize the benefits to the public of the existing Michigan Library and Historical Center, including public input and scrutiny regarding the most effective delivery of state library and historical services and facilities including, but not limited to, collections, buildings, and skilled personnel. The Board shall recognize the importance of preserving unique historical assets and

collections, including, but not limited to, Michigan's Civil War and other military flags, the Michigan Collection, the Rare Books Collection, and the Genealogy Collection of the Library of Michigan. Qualified individuals recommended for consideration for appointment to the Board should include librarians, historians, archivists, and others with relevant expertise."

In fulfillment of the requirements under Section 2 of Article V of the Michigan Constitution of 1963, the provisions of this amendatory order are effective 60 days after the issuance of this amendatory order.

[SEAL]

Given under my hand and the Great Seal of the State of Michigan this 9th day of September, in the year of our Lord, two thousand nine.

Jennifer M. Granholm

Governor

By the Governor:

Terri L. Land

Secretary of State

The message was referred to the Clerk.

Date: September 3, 2009

Time: 3:35 p.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

Enrolled House Bill No. 5122 (Public Act No. 86, I.E.), being

An act to amend 1972 PA 106, entitled "An act to provide for the licensing, regulation, control, and prohibition of outdoor advertising adjacent to certain roads and highways; to prescribe powers and duties of certain state agencies and officials; to promulgate rules; to provide remedies and prescribe penalties for violations; and to repeal acts and parts of acts," by amending sections 2, 7, 7a, 11a, 17, 18, and 21 (MCL 252.302, 252.307, 252.307a, 252.311a, 252.317, 252.318, and 252.321), sections 2, 7, 17, and 18 as amended and section 11a as added by 2006 PA 448 and section 7a as added by 2006 PA 447.

(Filed with the Secretary of State September 3, 2009, at 4:30 p.m.)

Communications from State Officers

The following communication from the Department of Energy, Labor and Economic Growth was received and read:

September 1, 2009

The enclosed Report on Status of Power Quality in Michigan, is submitted on behalf of the Michigan Public Service Commission (Commission) in accordance with Section 10p of 2008 PA 286, MCL 460.10p (Act 286), and represents the results of the research conducted by the Commission and its Staff. The report is available on the Commission's Web site under reports and also in Case No. U-15945. The report provides the Commission's findings regarding electric power quality, service reliability and power plant generating cost efficiency and the consequent impact on end-use customers.

The Commission reviewed existing performance measurements for evaluating the service quality, reliability and power plant generating cost efficiency of electric utilities operating in Michigan under the Commission's jurisdiction. Power quality performance measurements in ten states, half in Michigan's geographical region (Illinois, Indiana, Wisconsin, Ohio and Minnesota) and half based on perceived progressive regulation (Delaware, District of Columbia, Utah, California and Pennsylvania) were also investigated. The research indicated that the states had similar performance measurements for power reliability and customer service to those that currently are in place in Michigan, although some other states are using additional performance measurements.

The Commission solicited comments on implementation of the provisions of Act 286 in Case No. U-15895 and U-15901 for power quality disturbances and power plant generating cost efficiency. In Case No. U-15945, the Commission solicited further comments on power quality standards, rules, and distributed a customer questionnaire, which was also available on the Commission's Web site.

The Commission concludes as a result of the investigation no statutory changes are needed at this time. However, the Commission intends to adopt in subsequent orders Staff's recommendation that new additional reporting requirements be established for electric power quality, reliability and power plant generating cost efficiency.

Specifically, Consumers Energy Company and The Detroit Edison Company, who serve a majority of the industrial companies in Michigan, will be required to provide new information in an annual power quality report by April 2, 2010, and for each of the next three years. The annual report will contain data on all primary customer power quality investigations conducted in the past year for end-use customers, derived from their power quality meters, and the outcome of such

investigations. At the end of the three year period, Staff will file a report to the Commission regarding new standards and recommend if they should be applied to all electric utilities. The Staff will examine the data to determine if the two companies are meeting IEEE power quality standards.

In addition, three new performance reliability measurements for service quality will be reported by Consumers Energy and The Detroit Edison Company: (1) System Average Interruption Duration Index — SAIDI, (2) System Average Interruption Frequency Index — SAIFI, and (3) Customer Average Interruption Duration Index — CAIDI. Each index will be reported with and without “major events” on a rolling five year average using the industry standard IEEE methodology of calculation. These indices have been proven to show the reliability of electricity in a utility’s power system and will be useful to the Commission in identifying utility performance trends for each specific utility. The intent of the information is not to benchmark the utilities nationwide or within the state, but to review current performance levels to determine improvement.

The Commission will instruct Staff to add reporting requirements for electric utilities to be filed as part of existing filings to evaluate power plant generating cost efficiency. These requirements will allow the Commission to more closely monitor power plant generating cost efficiency. Based on these reports, the Commission will apprise the Governor and the Legislature of any future developments that may warrant action.

Very truly yours,
Orijakor N. Isiogu, Chairman
Monica Martinez, Commissioner
Steven A. Transeth, Commissioner

The communication was referred to the Clerk.

Introduction of Bills

Rep. Hammel introduced

House Bill No. 5318, entitled

A bill to amend 1961 PA 236, entitled “Revised judicature act of 1961,” by amending section 4805 (MCL 600.4805), as amended by 2003 PA 178.

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

Reps. Scripps, Roberts, Valentine, Geiss, Warren, Smith and Bledsoe introduced

House Bill No. 5319, entitled

A bill to amend 1994 PA 451, entitled “Natural resources and environmental protection act,” (MCL 324.101 to 324.90106) by adding part 4.

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

Reps. Neumann, Polidori, Gonzales, LeBlanc, Young, Robert Jones, Espinoza, Leland, Constan, Miller, Sheltroun, Hammel, Geiss, Byrum, Spade and Haase introduced

House Bill No. 5320, entitled

A bill to regulate certain activities involving automatic fire protection systems; to establish certain licensing and endorsement standards; to provide for certain powers and duties for certain state agencies; to create boards; to create a fund for certain purposes and to impose fees; and to provide for penalties and remedies.

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

Reps. Scripps, Moore, Lindberg, Ball, Mayes, Slavens, Melton, McDowell, Lahti, Neumann, Haveman, Valentine, Hansen and Wayne Schmidt introduced

House Bill No. 5321, entitled

A bill to amend 1979 PA 94, entitled “The state school aid act of 1979,” by amending section 22b (MCL 388.1622b), as amended by 2009 PA 73.

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

Reps. Moore, Scripps, Lindberg, Opsommer, Haveman, Wayne Schmidt, Neumann and Booher introduced

House Bill No. 5322, entitled

A bill to amend 1979 PA 94, entitled “The state school aid act of 1979,” by amending section 11 (MCL 388.1611), as amended by 2009 PA 73.

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

Reps. Hammel, Mayes, Roy Schmidt, Robert Jones, Clemente, Geiss, Neumann, Walsh, Marleau, Valentine, LeBlanc, Constan, Bettie Scott, Gregory, Gonzales, Liss, Switalski, Dean, Haugh, Scripps, Meadows and Kowall introduced

House Bill No. 5323, entitled

A bill to amend 1965 PA 314, entitled "Public employee retirement system investment act," by amending sections 13, 15, 17, 19, 19a, 20c, 20d, and 20j (MCL 38.1133, 38.1135, 38.1137, 38.1139, 38.1139a, 38.1140c, 38.1140d, and 38.1140j), sections 13, 19, and 20d as amended and section 19a as added by 2008 PA 425, section 15 as amended and section 20j as added by 1996 PA 485, and sections 17 and 20c as amended by 2000 PA 307.

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

Reps. Constan, Huckleberry, Kennedy, Simpson and Polidori introduced

House Bill No. 5324, entitled

A bill to amend 1984 PA 431, entitled "The management and budget act," by amending section 298c (MCL 18.1298c), as added by 1988 PA 306.

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

Rep. Haveman introduced

House Bill No. 5325, entitled

A bill to amend 1969 PA 312, entitled "An act to provide for compulsory arbitration of labor disputes in municipal police and fire departments; to define such public departments; to provide for the selection of members of arbitration panels; to prescribe the procedures and authority thereof; and to provide for the enforcement and review of awards thereof," by amending sections 8 and 9 (MCL 423.238 and 423.239).

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

Reps. McMillin and Opsommer introduced

House Bill No. 5326, entitled

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending section 11a of chapter XVII (MCL 777.11a), as amended by 2005 PA 265.

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

Reps. Angerer, Polidori, Roy Schmidt, Byrum and Ebli introduced

House Bill No. 5327, entitled

A bill to amend 1893 PA 206, entitled "The general property tax act," by amending section 9f (MCL 211.9f), as amended by 2008 PA 573.

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

Reps. Hansen, Meekhof, Marleau, Booher, Horn, Stamas, Proos, Kurtz, Pearce, Tyler, Moss, Denby, Meltzer, Wayne Schmidt, Agema, Kowall, McMillin, Pavlov and Calley introduced

House Bill No. 5328, entitled

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," (MCL 324.101 to 324.90106) by adding part 14.

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

Reps. Calley and McMillin introduced

House Joint Resolution CC, entitled

A joint resolution proposing an amendment to the state constitution of 1963, by adding section 28 to article I, to provide a right to independent health care.

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

Reps. McMillin, Agema, Calley and Amash introduced

House Joint Resolution DD, entitled

A joint resolution proposing an amendment to the state constitution of 1963, by amending sections 12 and 13 of article IV and by adding section 55 to article IV and section 43 to article IX, to limit the legislative session, to reduce salaries and

expense allowances of members of the legislature, to reduce compensation of state legislators who have absences from legislative session, to prohibit state-paid retirement and health care for legislators, and to limit spending on the legislative budget.

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

Announcements by the Clerk

September 3, 2009

Received from the Auditor General financial statements, together with the Auditors' Report, of the Bureau of State Lottery for the six-month periods ended March 31, 2009 and 2008.

Richard J. Brown
Clerk of the House

By unanimous consent the House returned to the order of

Motions and Resolutions

Reps. Barnett, Liss, Haase, Robert Jones, Lipton, Stanley, Segal, Lindberg, Lemmons, Young, Slavens, Kandrevas, Corriveau, Donigan, Roberts, Valentine, Polidori, Tlaib, LeBlanc, Nathan, Bettie Scott, Roy Schmidt, Geiss, Simpson, Byrum, Kennedy, McDowell, Melton, Meadows, Clemente, Scripps, Griffin, Smith, Warren, Byrnes, Coulouris, Mayes, Womack, Gregory, Dillon, Espinoza, Constan, Leland, Neumann, Lahti, Haugh, Terry Brown, Bauer, Miller, Slezak, Jackson, Huckleberry, Lisa Brown, Durhal, Angerer, Sheltroun, Spade, Switalski, Ebli, Dean, Gonzales and Cushingberry offered the following resolution:

House Resolution No. 150.

A resolution to memorialize the Congress of the United States to enact legislation prohibiting states with levels of unemployment that exceed the national average from being donor states.

Whereas, Michigan has been buffeted by the tumultuous forces of global economic change, volatile energy costs, and turmoil in the financial markets. This confluence of forces has been particularly hard on the manufacturing sector which has long been the bulwark of Michigan's economy. As a result, Michigan has led the nation in unemployment, all the while being a donor state when it comes to federal investment and reimbursement funding. Clearly the Great Lakes State has been paying more than its fair share at a time when it can afford it the least; and

Whereas, As of July 2009, Michigan's unemployment rate of 15% continues to lead the nation. In fact, the state's unemployment rate has led the nation for 26 of the last 27 months, and has exceeded the national average by more than 50% for most of this decade. Despite years of effort to diversify our state economy and streamline industrial and manufacturing operations, Michigan has been stuck in an economic whirlpool. Efforts to revitalize our economy, such as the recent economic recovery package and a host of other state-level development programs will take time to see fruition, but in the meantime Michigan is one of the nation's largest donor states when it comes to federal revenue returns; and

Whereas, Indeed, Michigan, and many of the Midwestern states, have long been donor states when it comes to federal highway funding, military spending, and a number of other federal programs that could go a long way toward jumpstarting the state economy. In the classic example of highway funding, since the mid-1950's when the interstate highway system was created, Michigan has been a donor state for transportation funding. Michigan contributes a greater proportionate share to the Federal Highway Trust Fund than the share of federal highway transportation funds returned to Michigan. Currently, Michigan receives 92% of the share of the federal tax revenue that the state generates. Simple fairness and equity demand that states, like Michigan, with extraordinarily high unemployment rates should not also be donor states; now, therefore, be it

Resolved by the House of Representatives, That we hereby memorialize the Congress of the United States to enact legislation prohibiting states with levels of unemployment that exceed the national average from being donor states; and be it further

Resolved, That copies of this resolution be transmitted to the President of the United States Senate, the Speaker of the United States House of Representatives, and the members of the Michigan congressional delegation.

The resolution was referred to the Committee on Tax Policy.

Rep. Mayes offered the following resolution:

House Resolution No. 151.

A resolution to memorialize the Congress of the United States to increase funding available for beach water quality monitoring.

Whereas, Beaches provide recreational opportunities for millions of people and support a thriving tourism industry. However, disease-causing bacteria, viruses, and other pathogens from sewage and other sources can contaminate water at beaches and increase the risk of swimmers getting sick; and

Whereas, Michigan has over 3,200 miles of Great Lakes shoreline and more than 900 swimming beaches along those shorelines, but can only afford to monitor regularly water quality at less than 25 percent of those beaches. Swimmers at beaches without monitoring may be swimming in water that places their health at risk; and

Whereas, The federal Beaches Environmental Assessment and Coastal Health (BEACH) Act of 2000 authorized funding to assist state and local programs that monitor water quality at coastal beaches and notify the public of any problems. This funding has been critical to maintain viable monitoring programs that protect public health, detect pollution sources, and increase public confidence in beach safety; and

Whereas, The current funding for coastal states does not accurately reflect monitoring needs. Congress has appropriated only \$10 million annually for 35 state and territorial programs despite an authorization for up to \$30 million. Nationwide coastal states and territories have only been able to monitor water quality at 57 percent of beaches and generally only on a weekly basis; and

Whereas, The BEACH Act authorization expired in 2005 and has not been renewed. Current congressional bills would reauthorize and increase potential funding for beach monitoring; now, therefore, be it

Resolved by the House of Representatives, That we memorialize the Congress of the United States to reauthorize funding for the Beaches Environmental Assessment and Coastal Health Act and to increase appropriations to levels sufficient for funding water quality monitoring at all coastal beaches; and be it further

Resolved, That copies of this resolution be transmitted to the President of the United States Senate, the Speaker of the United States House of Representatives, and the members of the Michigan congressional delegation.

The resolution was referred to the Committee on Great Lakes and Environment.

Reps. Warren, Byrnes, Scripps, Smith, Miller, Espinoza, Neumann, Liss, Roberts and Leland offered the following concurrent resolution:

House Concurrent Resolution No. 28.

A concurrent resolution to memorialize the United States Congress to appropriate \$475 million for a Great Lakes Restoration Initiative.

Whereas, The Great Lakes contain more than 18 percent of the world's, and more than 90 percent of North America's, fresh surface water and provide drinking water to more than 9 million Michigan residents; and

Whereas, Michigan and its economy are defined by the Great Lakes and depend on its abundance of freshwater for manufacturing, tourism, fishing, public water supplies, agriculture, and numerous other uses. The Great Lakes provide Michigan with 823,000 jobs that represent nearly 25 percent of Michigan's payroll; and

Whereas, The health of the Great Lakes is jeopardized by threats such as toxic contamination, wetlands degradation, sewage overflows, and invasive species. Inaction or delay in confronting these threats will make the problems worse and the solutions more costly; and

Whereas, Regional and state restoration plans are ready for implementation to address these threats. The Great Lakes Regional Collaboration proposed a multi-year strategy of implementable solutions to restore and protect the Great Lakes and to overcome the hurdles facing them. The Michigan Great Lakes Plan provides a framework for protecting, restoring, and sustaining Michigan's Great Lakes; and

Whereas, There is bipartisan support for dedicating \$475 million in federal money to initiate a multi-year effort to protect and restore our Great Lakes, consistent with the Great Lakes Regional Collaboration Strategy's recommendations. The proposed Great Lakes Restoration Initiative will fund on-the-ground work to cleanup toxic hotspots, restore habitat, and combat invasive species; and

Whereas, A substantial investment in the Great Lakes system's health will create jobs and improve Michigan's quality of life. In 2008, Michigan Sea Grant determined that a \$25 billion investment in the Great Lakes Regional Collaboration Strategy would create \$7 billion to \$13 billion in short-term economic gains for Michigan from increases in tourism, the fishing industry, and recreational activity, reduced costs to municipalities, and increased property values in coastal areas; now, therefore, be it

Resolved by the House of Representatives (the Senate concurring), That we memorialize Congress to appropriate the \$475 million called for in President Obama's FY 2010 budget for a Great Lakes Restoration Initiative that will provide the economic investment and revitalization that the Great Lakes need; and be it further

Resolved, That copies of this resolution be transmitted to the President of the United States Senate, the Speaker of the United States House of Representatives, and the members of the Michigan congressional delegation.

The concurrent resolution was referred to the Committee on Great Lakes and Environment.

Reports of Standing Committees

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

House Bill No. 5155, entitled

A bill to amend 1978 PA 368, entitled "Public health code," (MCL 333.1101 to 333.25211) by adding section 20190. 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. Meadows, Lipton, Lisa Brown, Constan, Corriveau, Coulouris, Kandrevas, Bettie Scott, Warren, Schuitmaker and Kowall

Nays: None

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

House Bill No. 5156, entitled

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

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. Meadows, Lipton, Lisa Brown, Constan, Coulouris, Kandrevas, Bettie Scott and Warren

Nays: Reps. Schuitmaker, Amash, Haveman, Rick Jones and Kowall

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

House Bill No. 5157, entitled

A bill to amend 1980 PA 350, entitled "The nonprofit health care corporation reform act," (MCL 550.1101 to 550.1704) by adding section 416e.

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. Meadows, Lipton, Lisa Brown, Constan, Coulouris, Kandrevas, Bettie Scott and Warren

Nays: Reps. Schuitmaker, Amash, Haveman, Rick Jones and Kowall

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

House Bill No. 5158, entitled

A bill to require that crisis pregnancy organizations obtain informed consent from women served by those organizations; and to provide remedies and prescribe penalties.

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

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

Favorable Roll Call

To Report Out:

Yeas: Reps. Meadows, Lipton, Lisa Brown, Corriveau, Coulouris, Kandrevas, Bettie Scott and Warren

Nays: Reps. Constan, Schuitmaker, Amash and Rick Jones

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

House Bill No. 5159, entitled

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

Adverse Roll Call

To Report Out:

Yeas: Reps. Meadows, Lipton, Lisa Brown, Coulouris, Kandreas, Bettie Scott and Warren

Nays: Reps. Corriveau, Schuitmaker, Amash, Haveman, Rick Jones and Kowall

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

House Bill No. 5160, entitled

A bill to amend 1980 PA 350, entitled "The nonprofit health care corporation reform act," (MCL 550.1101 to 550.1704) by adding section 416e.

Adverse Roll Call

To Report Out:

Yeas: Reps. Meadows, Lipton, Lisa Brown, Coulouris, Kandreas, Bettie Scott and Warren

Nays: Reps. Corriveau, Schuitmaker, Amash, Haveman, Rick Jones and Kowall

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

House Bill No. 5161, entitled

A bill to amend 1980 PA 350, entitled "The nonprofit health care corporation reform act," (MCL 550.1101 to 550.1704) by adding section 416e.

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. Meadows, Lipton, Lisa Brown, Constan, Corriveau, Coulouris, Kandreas, Bettie Scott and Warren

Nays: Reps. Schuitmaker, Amash, Haveman, Rick Jones and Kowall

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

House Bill No. 5162, entitled

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

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. Meadows, Lipton, Lisa Brown, Constan, Corriveau, Coulouris, Kandreas, Bettie Scott and Warren

Nays: Reps. Schuitmaker, Amash, Haveman, Rick Jones and Kowall

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

House Bill No. 5163, entitled

A bill to amend 1976 PA 451, entitled "The revised school code," by amending sections 1169, 1507, and 1507b (MCL 380.1169, 380.1507, and 380.1507b), sections 1169 and 1507 as amended and section 1507b as added by 2004 PA 165.

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

1. Amend page 3, line 17, after "district" by striking out "**SHALL**" and inserting "may".
2. Amend page 3, line 21, after "life." by inserting "**IF THE BOARD OF A SCHOOL DISTRICT PROVIDES INSTRUCTION IN SEX EDUCATION UNDER THIS SECTION,**".
3. Amend page, 3 line 23, after "**AGE-APPROPRIATE**" by striking out "**FOR ALL GRADE LEVELS**".

4. Amend page 7, line 25, after “**SHALL**” by striking out “**INCLUDE INFORMATION**” and inserting “**EMPHASIZE**”.

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

Favorable Roll Call

To Report Out:

Yeas: Reps. Meadows, Lipton, Lisa Brown, Constan, Corriveau, Coulouris, Kandrevas, Bettie Scott, Warren and Schuitmaker

Nays: None

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

House Bill No. 5164, entitled

A bill to amend 1978 PA 368, entitled “Public health code,” by amending sections 17751 and 17763 (MCL 333.17751 and 333.17763), as amended by 2006 PA 672.

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. Meadows, Lipton, Lisa Brown, Corriveau, Coulouris, Kandrevas, Bettie Scott and Warren

Nays: Reps. Constan, Schuitmaker, Amash and Kowall

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

House Bill No. 5165, entitled

A bill to amend 1978 PA 368, entitled “Public health code,” (MCL 333.1101 to 333.25211) by adding part 98.

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. Meadows, Lipton, Lisa Brown, Constan, Corriveau, Coulouris, Kandrevas, Bettie Scott and Warren

Nays: Reps. Schuitmaker and Amash

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

House Bill No. 5311, entitled

A bill to amend 1953 PA 232, entitled “Corrections code of 1953,” by amending section 34a (MCL 791.234a), as amended by 2008 PA 158.

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. Meadows, Lipton, Lisa Brown, Constan, Corriveau, Coulouris, Kandrevas, Bettie Scott and Warren

Nays: Reps. Schuitmaker, Amash, Rick Jones, Kowall and Rocca

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

House Resolution No. 118.

A resolution to memorialize Congress to adopt legislation expressing the sense that national health care reform should ensure that the health care needs of women and of all individuals in the United States are met.

(For text of resolution, see House Journal No. 60, p. 1220.)

With the recommendation that the resolution be adopted.

Favorable Roll Call

To Report Out:

Yeas: Reps. Meadows, Lipton, Lisa Brown, Constan, Corriveau, Coulouris, Kandrevas and Warren
Nays: Rep. Amash

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

House Resolution No. 119.

A resolution to express the sense of this legislative body that the state of Michigan should intensify its efforts to reduce the high rates of teen pregnancies.

(For text of resolution, see House Journal No. 60, p. 1220.)

With the recommendation that the resolution be adopted.

Favorable Roll Call

To Report Out:

Yeas: Reps. Meadows, Lipton, Lisa Brown, Constan, Corriveau, Coulouris, Kandrevas, Warren and Schuitmaker
Nays: Rep. Amash

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

House Resolution No. 120.

A resolution to memorialize the Congress of the United States to enact the Prevention First Act to increase access to birth control to prevent unintended pregnancies and reduce the need for abortions.

(For text of resolution, see House Journal No. 60, p. 1221.)

With the recommendation that the resolution be adopted.

Favorable Roll Call

To Report Out:

Yeas: Reps. Meadows, Lipton, Lisa Brown, Constan, Corriveau, Coulouris, Kandrevas and Warren
Nays: Reps. Schuitmaker, Amash and Kowall

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

House Concurrent Resolution No. 23.

A concurrent resolution to urge the Department of Community Health to promote programs to identify and address inequities in the prevention, treatment, and research of diseases threatening the health of women.

(For text of concurrent resolution, see House Journal No. 60, p. 1222.)

With the recommendation that the concurrent resolution be adopted.

Favorable Roll Call

To Report Out:

Yeas: Reps. Meadows, Lipton, Lisa Brown, Constan, Corriveau, Coulouris, Kandrevas and Warren
Nays: Reps. Schuitmaker and Amash

COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Wednesday, September 9, 2009

Present: Reps. Meadows, Lipton, Lisa Brown, Constan, Corriveau, Coulouris, Kandrevas, Bettie Scott, Warren, Schuitmaker, Amash, Haveman, Rick Jones, Kowall and Rocca

Rep. Johnson moved that the House adjourn.
The motion prevailed, the time being 4:45 p.m.

Associate Speaker Pro Tempore Espinoza declared the House adjourned until Thursday, September 10, at 12:00 Noon.

RICHARD J. BROWN
Clerk of the House of Representatives