

No. 78
STATE OF MICHIGAN
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House of Representatives
94th Legislature
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House Chamber, Lansing, Thursday, August 23, 2007.

12:01 a.m.

The House was called to order by Associate Speaker Pro Tempore Jackson.

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

Accavitti—present	Dillon—present	Lahti—present	Pearce—present
Acciavatti—present	Donigan—present	LaJoy—present	Polidori—present
Agema—present	Ebli—present	Law, David—present	Proos—present
Amos—present	Elsenheimer—present	Law, Kathleen—present	Robertson—present
Angerer—present	Emmons—present	LeBlanc—present	Rocca—present
Ball—present	Espinoza—present	Leland—present	Sak—present
Bauer—present	Farrah—present	Lemmons—present	Schuitmaker—present
Bennett—present	Gaffney—present	Lindberg—present	Scott—present
Bieda—present	Garfield—present	Marleau—present	Shaffer—present
Booher—present	Gillard—present	Mayes—present	Sheen—present
Brandenburg—present	Gonzales—present	McDowell—present	Sheltrown—present
Brown—present	Green—present	Meadows—present	Simpson—present
Byrnes—present	Griffin—present	Meekhof—present	Smith, Alma—present
Byrum—present	Hammel—present	Meisner—present	Smith, Virgil—present
Calley—present	Hammon—present	Melton—present	Spade—present
Casperson—present	Hansen—present	Meltzer—present	Stahl—present
Caswell—present	Hildenbrand—present	Miller—present	Stakoe—present
Caul—present	Hood—present	Moolenaar—present	Steil—present
Cheeks—present	Hoogendyk—present	Moore—present	Tobocman—present
Clack—present	Hopgood—present	Moss—present	Vagnozzi—present
Clemente—present	Horn—present	Nitz—present	Valentine—present
Condino—present	Huizenga—present	Nofs—present	Walker—present
Constan—present	Hune—present	Opsommer—present	Ward—present
Corriveau—present	Jackson—present	Palmer—present	Warren—present
Coulouris—present	Johnson—present	Palsrok—present	Wenke—present
Cushingberry—present	Jones, Rick—present	Pastor—present	Wojno—present
Dean—present	Jones, Robert—present	Pavlov—present	Young—present
DeRoche—present	Knollenberg—present		

e/d/s = entered during session

Rep. David B. Robertson, from the 51st District, offered the following invocation:

“Lord God of heaven and earth,

All that exists belongs to You, for You are the Creator of all things. You made the heavens and the earth to serve You and to give You pleasure. We ourselves are here on earth only to serve You, and You have given us the opportunity and the obligation to manage Your possessions during our lives. One day You will call each one of us to account for our stewardship of what is Yours. May we then hear Your judgment, ‘Well done, good and faithful steward!’

Lord God, as legislators in this great state of Michigan, we have been elected to serve the people of Michigan as managers of their money and stewards of their freedoms. In all of our deliberations and decisions, may we keep in mind that we are responsible for the wealth, the well-being, and the freedoms of others, and that they will sit in judgment on us for the job that we are doing here today. Give us wisdom, patience, understanding, and concern for the lives and the welfare of the people of Michigan so that we may do our jobs well and guide our state back to the prosperity it once had, while also safeguarding the freedoms of our people to live their lives as they wish.

Heavenly Father, also give wisdom, patience and understanding to those who serve our people on the national level, that they may promote peace and unity in our United States of America. We humbly ask You to protect all those who serve in our armed forces around the world.

We ask all this in the name of Your Son, our Savior, Jesus Christ. Amen.”

Second Reading of Bills

House Bill No. 4350, entitled

A bill to make appropriations for the state institutions of higher education and certain state purposes related to education for the fiscal year ending September 30, 2008; to provide for the expenditures of those appropriations; and to prescribe the powers and duties of certain state departments, institutions, agencies, employees, and officers.

(The bill was read a second time, amended and postponed temporarily on August 22, see House Journal No. 77, p. 1281.)

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

1. Amend page 8, line 22, after “2007.” by inserting “Each university shall include in its submitted HEIDI information a record of all spending of state dollars as well as a list of salaries by job classification for the previous fiscal year.”.

The question being on the adoption of the amendment offered by Reps. Opsommer and Hoogendyk,

Rep. Ward demanded the yeas and nays.

The demand was supported.

The question being on the adoption of the amendment offered by Reps. Opsommer and Hoogendyk,

The amendment was adopted, a majority of the members serving voting therefor, by yeas and nays, as follows:

Roll Call No. 311

Yeas—63

Accavitti	Elsenheimer	Marleau	Proos
Acciavatti	Emmons	Meekhof	Robertson
Agema	Gaffney	Melton	Rocca
Amos	Garfield	Meltzer	Schuitmaker
Ball	Green	Miller	Scott
Bieda	Hansen	Moolenaar	Shaffer
Booher	Hildenbrand	Moore	Sheen
Brandenburg	Hoogendyk	Moss	Sheltrown
Brown	Horn	Nitz	Stahl
Calley	Huizenga	Nofs	Stakoe
Casperson	Hune	Opsommer	Steil
Caswell	Jones, Rick	Palmer	Walker
Caul	Knollenberg	Palsrok	Ward
Corriveau	LaJoy	Pastor	Wenke
DeRoche	Law, David	Pavlov	Wojno
Ebli	LeBlanc	Pearce	

Nays—47

Angerer	Dean	Jackson	Polidori
Bauer	Dillon	Johnson	Sak
Bennett	Donigan	Jones, Robert	Simpson
Byrnes	Espinoza	Lahti	Smith, Alma
Byrum	Farrah	Law, Kathleen	Smith, Virgil
Cheeks	Gillard	Leland	Spade
Clack	Gonzales	Lemmons	Tobocman
Clemente	Griffin	Lindberg	Vagnozzi
Condino	Hammel	Mayes	Valentine
Constan	Hammon	McDowell	Warren
Coulouris	Hood	Meadows	Young
Cushingberry	Hopgood	Meisner	

In The Chair: Jackson

Rep. Agema moved to amend the bill as follows:

1. Amend page 18, following line 20, by inserting:

“Sec. 315. A university that receives an appropriation under this act shall not reduce or discount the net tuition and fees paid by an individual illegally residing within this country below the standard nonresident tuition and fee rate charged by that institution.”.

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

Rep. Amos moved to amend the bill as follows:

1. Amend page 9, following line 22, by inserting:

“Sec. 216. A state institution of higher education that receives funds under this act shall not use funds appropriated in part 1 to lobby or entertain elected officials.”.

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

Rep. Agema moved to amend the bill as follows:

1. Amend page 9, following line 2, by inserting:

“(5) If a state institution of higher education fails to comply with section 216, the state treasurer shall withhold an equivalent amount to that which was expended upon employee benefits to unmarried partners from the monthly installments under subsection (1) paid to the university until the requirements of section 216 are met.”.

2. Amend page 9, following line 22, by inserting:

“Sec. 216. (1) In light of sections 1, 3, and 4 of 1846 RS 83, MCL 551.1, 551.3, and 551.4, and section 1 of 1939 PA 168, MCL 551.271, the legislature intends that a state institution of higher education receiving funding under this article shall not use part 1 money to extend employee benefits to the unmarried partners of the institution of higher education’s employees.”.

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

Rep. Meltzer moved to amend the bill as follows:

1. Amend page 31, following line 15, by inserting:

“Sec. 710. An institution of higher education receiving funds under this act shall make a sample tuition bill available in electronic Internet format on their website. The sample tuition bill shall include all fees and assessments in addition to tuition and boarding charges.”.

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

Rep. Ward demanded the yeas and nays.

The demand was supported.

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

The amendment was adopted, a majority of the members serving voting therefor, by yeas and nays, as follows:

Roll Call No. 312**Yeas—100**

Accavitti	Dillon	Knollenberg	Pavlov
Acciavatti	Donigan	Lahti	Pearce

Agema	Ebli	LaJoy	Polidori
Amos	Elsenheimer	Law, David	Proos
Angerer	Emmons	Law, Kathleen	Robertson
Ball	Espinoza	LeBlanc	Rocca
Bauer	Farrah	Leland	Sak
Bennett	Gaffney	Lindberg	Schuitmaker
Bieda	Garfield	Marleau	Scott
Booher	Gillard	Mayes	Shaffer
Brandenburg	Gonzales	McDowell	Sheen
Brown	Green	Meadows	Sheltrown
Byrnes	Griffin	Meekhof	Simpson
Byrum	Hammel	Meisner	Smith, Virgil
Calley	Hammon	Meltzer	Spade
Casperson	Hansen	Miller	Stahl
Caswell	Hildenbrand	Moolenaar	Stakoe
Caul	Hoogendyk	Moore	Steil
Clack	Hopgood	Moss	Valentine
Clemente	Horn	Nitz	Walker
Constan	Huizenga	Nofs	Ward
Corriveau	Hune	Opsommer	Warren
Coulouris	Jackson	Palmer	Wenke
Dean	Jones, Rick	Palsrok	Wojno
DeRoche	Jones, Robert	Pastor	Young

Nays—9

Cheeks	Hood	Lemmons	Tobocman
Condino	Johnson	Melton	Vagnozzi
Cushingberry			

In The Chair: Jackson

Rep. Pearce moved to amend the bill as follows:

1. Amend page 9, following line 22, by inserting:

“Sec. 216. The funds appropriated in part 1 to state institutions of higher education shall not be used to fund or promote new or expanded activities related to embryonic stem cell research.”.

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

Rep. Meltzer moved to amend the bill as follows:

1. Amend page 31, following line 15, by inserting:

“Sec. 710. An institution of higher education receiving funds under this act shall make all transfer policies clearly and easily accessible in electronic Internet format on their website.”.

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

Rep. Ward demanded the yeas and nays.

The demand was supported.

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

The amendment was adopted, a majority of the members serving voting therefor, by yeas and nays, as follows:

Roll Call No. 313**Yeas—100**

Accavitti	Dillon	Knollenberg	Pavlov
Acciavatti	Donigan	Lahti	Pearce
Agema	Ebli	LaJoy	Polidori

Amos	Elsenheimer	Law, David	Proos
Angerer	Emmons	Law, Kathleen	Robertson
Ball	Espinoza	LeBlanc	Rocca
Bauer	Farrah	Leland	Sak
Bieda	Gaffney	Lindberg	Schuitmaker
Booher	Garfield	Marleau	Scott
Brandenburg	Gillard	Mayes	Shaffer
Brown	Gonzales	McDowell	Sheen
Byrnes	Green	Meadows	Sheltrown
Byrum	Griffin	Meekhof	Simpson
Calley	Hammel	Meisner	Smith, Virgil
Casperson	Hammon	Meltzer	Spade
Caswell	Hansen	Miller	Stahl
Caul	Hildenbrand	Moolenaar	Stakoe
Cheeks	Hoogendyk	Moore	Steil
Clack	Hopgood	Moss	Valentine
Clemente	Horn	Nitz	Walker
Constan	Huizenga	Nofs	Ward
Corriveau	Hune	Opsommer	Warren
Coulouris	Jackson	Palmer	Wenke
Dean	Jones, Rick	Palsrok	Wojno
DeRoche	Jones, Robert	Pastor	Young

Nays—10

Bennett	Hood	Melton	Tobocman
Condino	Johnson	Smith, Alma	Vagnozzi
Cushingberry	Lemmons		

In The Chair: Jackson

Rep. Calley moved to amend the bill as follows:

1. Amend page 7, following line 10, by inserting:

“Sec. 207. (1) Subject to subsection (2), the amount appropriated in section 114 for a 1-time supplemental payment shall only be paid to a university that certifies to the state budget director by October 15, 2007 that it has not adopted an increase in its resident undergraduate tuition and fees for the 2007-2008 academic year that is more than 3.0 percent from its resident undergraduate tuition and fees in the 2006-2007 academic year and that it will not increase its resident undergraduate tuition and fees for any semester in the 2007-2008 academic year by more than 3.0 percent from its average per semester resident undergraduate tuition and fees in the 2006-2007 academic year.

(2) A university that has adopted an increase in its resident undergraduate tuition and fees for the 2007-2008 academic year that is more than 3.0 percent from its resident undergraduate tuition and fees in the 2006-2007 academic year, but subsequently rebates to its students by October 15, 2007 an amount that reduces the net tuition increase from the resident undergraduate tuition and fees for the 2006-2007 academic year to 3.0 percent or less satisfies the requirements of subsection (1).

(3) For the purposes of this section, a university’s 2006-2007 tuition rates and fees are the average of its fall and winter semester tuition rates and fees.

(4) The state budget director shall implement a university reporting requirement based on definitions and uniform reporting requirements provided by the state budget director and the house and senate fiscal agencies, to ensure that a university receiving an appropriation under section 102 satisfies the tuition increase limitations of this section.”.

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

Rep. DeRoche moved to amend the bill as follows:

1. Amend page 31, following line 15, by inserting:

“Sec. 710. It is the intent of the legislature that a workgroup be formed to evaluate, discuss, and make recommendations for future action to move from current university operations funding to a per-pupil university funding

model. The president's council may create and administer the workgroup and shall include members representing each of the public universities, house and senate fiscal agencies, representatives for the majority and minority parties within the house and senate, and the state budget office. The workgroup shall submit a report of its findings and recommendations to the house and senate appropriations subcommittees on higher education, the house and senate fiscal agencies, and the state budget director by February 1, 2008."

The question being on the adoption of the amendment offered by Rep. DeRoche,
Rep. DeRoche demanded the yeas and nays.

The demand was supported.

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

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

Roll Call No. 314

Yeas—55

Acciavatti	Emmons	LeBlanc	Pearce
Agema	Gaffney	Marleau	Proos
Amos	Garfield	Meekhof	Robertson
Ball	Green	Meltzer	Rocca
Booher	Hansen	Moolenaar	Schuitmaker
Brandenburg	Hildenbrand	Moore	Shaffer
Brown	Hoogendyk	Moss	Sheen
Calley	Horn	Nitz	Stahl
Casperson	Huizenga	Nofs	Stakoe
Caswell	Hune	Opsommer	Steil
Caul	Jones, Rick	Palmer	Walker
DeRoche	Knollenberg	Palsrok	Ward
Dillon	LaJoy	Pastor	Wenke
Elsenheimer	Law, David	Pavlov	

Nays—55

Accavitti	Cushingberry	Johnson	Sak
Angerer	Dean	Jones, Robert	Scott
Bauer	Donigan	Lahti	Sheltrown
Bennett	Ebli	Law, Kathleen	Simpson
Bieda	Espinoza	Leland	Smith, Alma
Byrnes	Farrar	Lemmons	Smith, Virgil
Byrum	Gillard	Lindberg	Spade
Cheeks	Gonzales	Mayes	Tobocman
Clack	Griffin	McDowell	Vagnozzi
Clemente	Hammel	Meadows	Valentine
Condino	Hammon	Meisner	Warren
Constan	Hood	Melton	Wojno
Corriveau	Hopgood	Miller	Young
Coulouris	Jackson	Polidori	

In The Chair: Jackson

Rep. Agema moved to amend the bill as follows:

1. Amend page 9, following line 22, by inserting:

"Sec. 216. Funds appropriated in part 1 shall not be used to fund projects and activities which include a display of human waste on religious symbols, nudity, profane language, a display of a sex act, or a depiction of flag desecration. Appropriations for those universities found to be using funds appropriated in part 1 for projects or activities prohibited in this section shall be reduced by 10 percent."

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

Rep. Agema moved to amend the bill as follows:

1. Amend page 9, following line 22, by inserting:

“Sec. 216. It is the intent of the legislature that funds appropriated in part 1 shall not be used to fund a project or equipment intended for or to accommodate specific religious purposes.”.

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

Rep. Alma Smith moved to amend the bill as follows:

1. Amend page 22, following line 6, by inserting:

“Sec. 464. Beginning with the fall semester 2008, a state university receiving appropriations in part 1 shall have its appropriation reduced by 15 percent if it does not admit a student as an undergraduate who meets all of the following conditions:

(a) The student graduates from a public school district in this state with a grade point average in the top 10 percent of his or her high school graduating class.

(b) The student applies for admission to the university.

(c) The student meets the minimum admissions standards of that university.”.

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

Rep. Tobocman moved that consideration of the amendment be postponed temporarily.

The motion prevailed.

Rep. Tobocman moved that consideration of the bill be postponed temporarily.

The motion prevailed.

House Bill No. 4360, entitled

A bill to make appropriations for community colleges and certain state purposes related to education for the fiscal year ending September 30, 2008; to provide for the expenditure of those appropriations; to establish or continue certain funds, programs, and categories; and to prescribe the powers and duties of certain state departments, institutions, agencies, employees, and officers.

(The bill was read a second time, amended, amendment reconsidered and bill postponed temporarily on August 22, see House Journal No. 77, p. 1280.)

Rep. Agema moved to amend the bill as follows:

1. Amend page 10, following line 1, by inserting:

“Sec. 243. A community college that receives an appropriation under this act shall not reduce or discount the net tuition and fees paid by an individual illegally residing within this country below the standard nonresident tuition and fee rate charged by that institution.”.

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

Rep. Tobocman moved that consideration of the amendment be postponed temporarily.

The motion prevailed.

Rep. Tobocman moved to reconsider the vote by which the House adopted the substitute previously recommended by the Committee on Appropriations.

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

The question being on the adoption of the substitute (H-2) previously recommended by the Committee on Appropriations,

The substitute (H-2) was not adopted, a majority of the members serving not voting therefor.

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

The amendment fell.

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

The motion prevailed.

Rep. Tobocman 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. 4360, entitled

A bill to make appropriations for community colleges and certain state purposes related to education for the fiscal year ending September 30, 2008; to provide for the expenditure of those appropriations; to establish or continue certain

funds, programs, and categories; and to prescribe the powers and duties of certain state departments, institutions, agencies, employees, and officers.

The bill was read a third time.

The question being on the passage of the bill,

Rep. Tobocman moved to substitute (H-3) the bill.

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

The question being on the passage of the bill,

The bill was then passed, a majority of the members serving voting therefor, by yeas and nays, as follows:

Roll Call No. 315

Yeas—59

Accavitti	Cushingberry	Johnson	Rocca
Angerer	Dean	Jones, Robert	Sak
Bauer	Dillon	Lahti	Scott
Bennett	Donigan	Law, Kathleen	Sheltrown
Bieda	Ebli	LeBlanc	Simpson
Brown	Espinoza	Leland	Smith, Alma
Byrnes	Farrah	Lemmons	Smith, Virgil
Byrum	Gillard	Lindberg	Spade
Cheeks	Gonzales	Mayer	Tobocman
Clack	Griffin	McDowell	Vagnozzi
Clemente	Hammel	Meadows	Valentine
Condino	Hammon	Meisner	Warren
Constan	Hood	Melton	Wojno
Corriveau	Hopgood	Miller	Young
Coulouris	Jackson	Polidori	

Nays—47

Acciavatti	Emmons	Marleau	Pearce
Agema	Gaffney	Meekhof	Proos
Amos	Garfield	Meltzer	Robertson
Ball	Green	Moolenaar	Schuitmaker
Booher	Hansen	Moore	Shaffer
Brandenburg	Hildenbrand	Moss	Sheen
Calley	Huizenga	Nitz	Stahl
Casperson	Hune	Opsommer	Stakoe
Caswell	Jones, Rick	Palmer	Steil
Caul	Knollenberg	Palsrok	Walker
DeRoche	LaJoy	Pastor	Wenke
Elsenheimer	Law, David	Pavlov	

In The Chair: Jackson

The House agreed to the title of the bill.

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

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

The question being on the passage of the bill,

Rep. Tobocman moved that consideration of the bill be postponed temporarily.

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. 4641, entitled

A bill to amend 1956 PA 40, entitled "The drain code of 1956," by amending section 21 (MCL 280.21), as amended by 1989 PA 134.

(The bill was received from the Senate on August 22, 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. 77, p. 1286.)

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. 316

Yeas—85

Accavitti	Elsenheimer	Knollenberg	Polidori
Acciavatti	Emmons	Lahti	Proos
Agema	Espinoza	Law, Kathleen	Robertson
Angerer	Farrah	LeBlanc	Schuitmaker
Ball	Gaffney	Leland	Scott
Bieda	Gillard	Lemmons	Shaffer
Booher	Gonzales	Lindberg	Sheltrown
Brown	Green	Mayes	Simpson
Byrnes	Griffin	McDowell	Smith, Alma
Byrum	Hammel	Meadows	Smith, Virgil
Casperson	Hammon	Meekhof	Spade
Caswell	Hansen	Meisner	Stahl
Caul	Hildenbrand	Melton	Stakoe
Cheeks	Hood	Miller	Steil
Clack	Hoogendyk	Moss	Tobocman
Clemente	Hopgood	Nitz	Valentine
Condino	Horn	Nofs	Walker
Constan	Huizenga	Opsommer	Warren
Coulouris	Jackson	Palsrok	Wenke
Cushingberry	Johnson	Pavlov	Wojno
Dillon	Jones, Robert	Pearce	Young
Ebli			

Nays—25

Amos	DeRoche	Law, David	Pastor
Bauer	Donigan	Marleau	Rocca
Bennett	Garfield	Meltzer	Sak
Brandenburg	Hune	Moolenaar	Sheen
Calley	Jones, Rick	Moore	Vagnozzi
Corriveau	LaJoy	Palmer	Ward
Dean			

In The Chair: Jackson

Reps. Constan, Gonzales, Hammon, Hoogendyk, Robert Jones, Schuitmaker and Ward were named co-sponsors of the bill.

The House agreed to the full title.

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

Rep. Hansen moved that Rep. Pearce be excused temporarily from today's session.
The motion prevailed.

Second Reading of Bills

The House returned to the consideration of
House Bill No. 4350, entitled

A bill to make appropriations for the state institutions of higher education and certain state purposes related to education for the fiscal year ending September 30, 2008; to provide for the expenditures of those appropriations; and to prescribe the powers and duties of certain state departments, institutions, agencies, employees, and officers.
(The bill was considered earlier today, see today's Journal, p. 1290.)

Rep. Alma Smith moved to amend the bill as follows:

1. Amend page 22, following line 6, by inserting:

“Sec. 464. Beginning with the fall semester 2008, a state university receiving appropriations in part 1 shall have its appropriation reduced by 15 percent if it does not admit a student as an undergraduate who meets all of the following conditions:

(a) The student graduates from a Michigan high school with a grade point average in the top 10 percent of his or her high school graduating class.

(b) The student applies for admission to the university.

(c) The student meets the minimum admissions standards of that university.”.

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

Rep. Tobocman moved that consideration of the amendment be postponed temporarily.
The motion prevailed.

The question being on the adoption of the amendment offered previously by Rep. Alma Smith,
Rep. Alma Smith withdrew the amendment.

The question being on the adoption of the amendment offered previously by Rep. Alma Smith,
Rep. Tobocman demanded the yeas and nays.

The demand was supported.

The question being on the adoption of the amendment offered previously by Rep. Alma Smith,

The amendment was adopted, a majority of the members serving voting therefor, by yeas and nays, as follows:

Roll Call No. 317

Yeas—63

Accavitti	Elsenheimer	Johnson	Palsrok
Angerer	Espinoza	Jones, Robert	Polidori
Ball	Gaffney	LaJoy	Sak
Bennett	Gillard	Law, David	Sheltrown
Brown	Gonzales	Law, Kathleen	Simpson
Casperson	Green	Leland	Smith, Alma
Caswell	Hammon	Lemmons	Smith, Virgil
Cheeks	Hansen	Lindberg	Spade
Clack	Hildenbrand	Mayer	Stahl
Condino	Hood	McDowell	Steil
Constan	Hoogendyk	Meisner	Vagnozzi
Cushingberry	Hopgood	Melton	Valentine
Dean	Horn	Meltzer	Ward
DeRoche	Huizenga	Miller	Wojno
Dillon	Hune	Moore	Young
Ebli	Jackson	Nofs	

Nays—46

Acciavatti	Corriveau	Marleau	Robertson
Agema	Coulouris	Meadows	Rocca
Amos	Donigan	Meekhof	Schuitmaker
Bauer	Emmons	Moolenaar	Scott
Bieda	Farrah	Moss	Shaffer
Booher	Garfield	Nitz	Sheen
Brandenburg	Griffin	Opsommer	Stakoe
Byrnes	Hammel	Palmer	Tobocman
Byrum	Jones, Rick	Pastor	Walker
Calley	Knollenberg	Pavlov	Warren
Caul	Lahti	Proos	Wenke
Clemente	LeBlanc		

In The Chair: Jackson

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

The motion prevailed.

Rep. Tobocman 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. 4350, entitled**

A bill to make appropriations for the state institutions of higher education and certain state purposes related to education for the fiscal year ending September 30, 2008; to provide for the expenditures of those appropriations; and to prescribe the powers and duties of certain state departments, institutions, agencies, employees, and officers.

The bill was read a third time.

The question being on the passage of the bill,

Rep. Tobocman moved that consideration of the bill be postponed temporarily.

The motion prevailed.

Second Reading of Bills**House Bill No. 4351, entitled**

A bill to make appropriations for Michigan State University, University of Michigan – Ann Arbor, and Wayne State University for the fiscal year ending September 30, 2008; to provide for the expenditures of those appropriations; and to prescribe the powers and duties of certain state departments, institutions, agencies, employees, and officers.

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

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

Reps. Agema and Hoogendyk moved to amend the bill as follows:

1. Amend page 5, line 17, after “2007.” by inserting “Each university shall include in its submitted HEIDI information a record of all spending of state dollars as well as a list of salaries by job classification for the previous fiscal year.”

The question being on the adoption of the amendment offered by Reps. Agema and Hoogendyk,

Rep. Ward demanded the yeas and nays.

The demand was supported.

The question being on the adoption of the amendment offered by Reps. Agema and Hoogendyk,

The amendment was adopted, a majority of the members serving voting therefor, by yeas and nays, as follows:

Roll Call No. 318**Yeas—63**

Accavitti	Elsenheimer	Marleau	Proos
Acciavatti	Emmons	Meekhof	Robertson
Agema	Gaffney	Melton	Rocca
Amos	Garfield	Meltzer	Schuitmaker
Ball	Green	Miller	Scott
Bieda	Hansen	Moolenaar	Shaffer
Booher	Hildenbrand	Moore	Sheen
Brandenburg	Hoogendyk	Moss	Sheltrown
Brown	Horn	Nitz	Stahl
Calley	Huizenga	Nofs	Stakoe
Casperson	Hune	Opsommer	Steil
Caswell	Jones, Rick	Palmer	Walker
Caul	Knollenberg	Palsrok	Ward
Corriveau	LaJoy	Pastor	Wenke
DeRoche	Law, David	Pavlov	Wojno
Ebli	LeBlanc	Pearce	

Nays—47

Angerer	Dean	Jackson	Polidori
Bauer	Dillon	Johnson	Sak
Bennett	Donigan	Jones, Robert	Simpson
Byrnes	Espinoza	Lahti	Smith, Alma
Byrum	Farrah	Law, Kathleen	Smith, Virgil
Cheeks	Gillard	Leland	Spade
Clack	Gonzales	Lemmons	Tobocman
Clemente	Griffin	Lindberg	Vagnozzi
Condino	Hammel	Mayes	Valentine
Constan	Hammon	McDowell	Warren
Coulouris	Hood	Meadows	Young
Cushingberry	Hopgood	Meisner	

In The Chair: Jackson

Rep. Agema moved to amend the bill as follows:

1. Amend page 13, following line 4, by inserting:

“Sec. 311. A university that receives an appropriation under this act shall not reduce or discount the net tuition and fees paid by an individual illegally residing within this country below the standard nonresident tuition and fee rate charged by that institution.”.

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

Rep. Horn moved to amend the bill as follows:

1. Amend page 7, following line 12, by inserting:

“Sec. 211. A state institution of higher education that receives funds under this act shall not use funds appropriated in part 1 to lobby or entertain elected officials.”.

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

Reps. Agema and Pearce moved to amend the bill as follows:

1. Amend page 5, following line 24, by inserting:

“(5) If a state institution of higher education fails to comply with section 209, the state treasurer shall withhold an equivalent amount to that which was expended upon employee benefits to unmarried partners from the monthly installments under subsection (1) paid to the university until the requirements of section 209 are met.”.

2. Amend page 7, following line 12, by inserting:

“Sec. 211. (1) In light of sections 1, 3, and 4 of 1846 RS 83, MCL 551.1, 551.3, and 551.4, and section 1 of 1939 PA 168, MCL 551.271, the legislature intends that a state institution of higher education receiving funding under this article shall not use part 1 money to extend employee benefits to the unmarried partners of the institution of higher education’s employees.”.

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

Rep. Moore moved to amend the bill as follows:

1. Amend page 20, following line 18, by inserting:

“Sec. 508. An institution of higher education receiving funds under this act shall make a sample tuition bill available in electronic Internet format on their website. The sample tuition bill shall include all fees and assessments in addition to tuition and boarding charges.”.

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

Rep. Pearce moved to amend the bill as follows:

1. Amend page 7, following line 12, by inserting:

“Sec. 211. The funds appropriated in part 1 to state institutions of higher education shall not be used to fund or promote new or expanded activities related to embryonic stem cell research.”.

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

Rep. Moore moved to amend the bill as follows:

1. Amend page 20, following line 18, by inserting:

“Sec. 508. An institution of higher education receiving funds under this act shall make all transfer policies clearly and easily accessible in electronic Internet format on their website.”.

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

Rep. Nofs moved to amend the bill as follows:

1. Amend page 7, following line 12, by inserting:

“Sec. 211. (1) Subject to subsection (2), the amount appropriated in section 105 for a 1-time supplemental payment shall only be paid to a university that certifies to the state budget director by October 15, 2007 that it has not adopted an increase in its resident undergraduate tuition and fees for the 2007-2008 academic year that is more than 3.0 percent from its resident undergraduate tuition and fees in the 2006-2007 academic year and that it will not increase its resident undergraduate tuition and fees for any semester in the 2007-2008 academic year by more than 3.0 percent from its average per semester resident undergraduate tuition and fees in the 2006-2007 academic year.

(2) A university that has adopted an increase in its resident undergraduate tuition and fees for the 2007-2008 academic year that is more than 3.0 percent from its resident undergraduate tuition and fees in the 2006-2007 academic year, but subsequently rebates to its students by October 15, 2007 an amount that reduces the net tuition increase from the resident undergraduate tuition and fees for the 2006-2007 academic year to 3.0 percent or less satisfies the requirements of subsection (1).

(3) For the purposes of this section, a university’s 2006-2007 tuition rates and fees are the average of its fall and winter semester tuition rates and fees.

(4) The state budget director shall implement a university reporting requirement based on definitions and uniform reporting requirements provided by the state budget director and the house and senate fiscal agencies, to ensure that a university receiving an appropriation under section 102 satisfies the tuition increase limitations of this section.”.

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

Rep. Agema moved to amend the bill as follows:

1. Amend page 7, following line 12, by inserting:

“Sec. 211. (1) It is the intent of the legislature that funds appropriated in part 1 shall not be used to fund a project or equipment intended for or to accommodate specific religious purposes.”.

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

Rep. Agema moved to amend the bill as follows:

1. Amend page 7, following line 12, by inserting:

“Sec. 211. Funds appropriated in part 1 shall not be used to fund projects and activities which include a display of human waste on religious symbols, nudity, profane language, a display of a sex act, or a depiction of flag desecration. Appropriations for those universities found to be using funds appropriated in part 1 for projects or activities prohibited in this section shall be reduced by 10 percent.”.

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

Rep. Alma Smith moved to amend the bill as follows:

1. Amend page 13, following line 4, by inserting:

“Sec. 311. Beginning with the fall semester 2008, a state university receiving appropriations in part 1 shall have its appropriation reduced by 15 percent if it does not admit a student as an undergraduate who meets all of the following conditions:

(a) The student graduates from a Michigan high school with a grade point average in the top 10 percent of his or her high school graduating class.

(b) The student applies for admission to the university.

(c) The student meets the minimum admissions standards of that university.”

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

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

The motion prevailed.

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

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

Rep. Tobocman moved that Rep. Virgil Smith 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. 4351, entitled

A bill to make appropriations for Michigan State University, University of Michigan – Ann Arbor, and Wayne State University for the fiscal year ending September 30, 2008; to provide for the expenditures of those appropriations; and to prescribe the powers and duties of certain state departments, institutions, agencies, employees, and officers.

The bill was read a third time.

The question being on the passage of the bill,

Rep. Tobocman moved that consideration of the bill be postponed temporarily.

The motion prevailed.

The House returned to the consideration of

House Bill No. 4360, entitled

A bill to make appropriations for community colleges and certain state purposes related to education for the fiscal year ending September 30, 2008; to provide for the expenditure of those appropriations; to establish or continue certain funds, programs, and categories; and to prescribe the powers and duties of certain state departments, institutions, agencies, employees, and officers.

(The bill was considered earlier today, see today’s Journal, p. 1295.)

The question being on the passage of the bill,

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

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

The question being on the passage of the bill,

The bill was then passed, a majority of the members serving voting therefor, by yeas and nays, as follows:

Roll Call No. 319

Yeas—58

Accavitti	Cushingberry	Johnson	Polidori
Angerer	Dean	Jones, Robert	Rocca
Bauer	Dillon	Lahti	Sak
Bennett	Donigan	Law, Kathleen	Scott
Bieda	Ebli	LeBlanc	Sheltrown
Brown	Espinoza	Leland	Simpson
Byrnes	Farrah	Lemmons	Smith, Alma
Byrum	Gillard	Lindberg	Spade
Cheeks	Gonzales	Mayer	Tobocman

Clack	Griffin	McDowell	Vagnozzi
Clemente	Hammel	Meadows	Valentine
Condino	Hammon	Meisner	Warren
Constan	Hood	Melton	Wojno
Corriveau	Hopgood	Miller	Young
Coulouris	Jackson		

Nays—51

Acciavatti	Gaffney	Marleau	Pearce
Agema	Garfield	Meekhof	Proos
Amos	Green	Meltzer	Robertson
Ball	Hansen	Moolenaar	Schuitmaker
Booher	Hildenbrand	Moore	Shaffer
Brandenburg	Hoogendyk	Moss	Sheen
Calley	Horn	Nitz	Stahl
Casperson	Huizenga	Nofs	Stakoe
Caswell	Hune	Opsommer	Steil
Caul	Jones, Rick	Palmer	Walker
DeRoche	Knollenberg	Palsrok	Ward
Elsenheimer	LaJoy	Pastor	Wenke
Emmons	Law, David	Pavlov	

In The Chair: Jackson

The House agreed to the title of the bill.

Rep. Tobocman moved that the bill be given immediate effect

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

The House returned to the consideration of

House Bill No. 4350, entitled

A bill to make appropriations for the state institutions of higher education and certain state purposes related to education for the fiscal year ending September 30, 2008; to provide for the expenditures of those appropriations; and to prescribe the powers and duties of certain state departments, institutions, agencies, employees, and officers.

(The bill was considered earlier today, see today's Journal, p. 1290.)

The question being on the passage of the bill,

Rep. Tobocman moved to substitute (H-11) the bill.

The motion was seconded and the substitute (H-11) was adopted, a majority of the members serving voting therefor.

The question being on the passage of the bill,

The bill was then passed, a majority of the members serving voting therefor, by yeas and nays, as follows:

Roll Call No. 320**Yeas—59**

Accavitti	Cushingberry	Jackson	Polidori
Angerer	Dean	Johnson	Rocca
Bauer	Dillon	Jones, Robert	Sak
Bennett	Donigan	Lahti	Scott
Bieda	Ebli	Law, Kathleen	Sheltrown
Brown	Espinoza	LeBlanc	Simpson
Byrnes	Farrah	Leland	Smith, Alma
Byrum	Gaffney	Lemmons	Spade
Cheeks	Gillard	Lindberg	Tobocman

Clack	Gonzales	Mayes	Vagnozzi
Clemente	Griffin	McDowell	Valentine
Condino	Hammel	Meadows	Warren
Constan	Hammon	Meisner	Wojno
Corriveau	Hood	Melton	Young
Coulouris	Hopgood	Miller	

Nays—50

Acciavatti	Garfield	Meekhof	Pearce
Agema	Green	Meltzer	Proos
Amos	Hansen	Moolenaar	Robertson
Ball	Hildenbrand	Moore	Schuitmaker
Booher	Hoogendyk	Moss	Shaffer
Brandenburg	Horn	Nitz	Sheen
Calley	Huizenga	Nofs	Stahl
Casperson	Hune	Opsommer	Stakoe
Caswell	Jones, Rick	Palmer	Steil
Caul	Knollenberg	Palsrok	Walker
DeRoche	LaJoy	Pastor	Ward
Elsenheimer	Law, David	Pavlov	Wenke
Emmons	Marleau		

In The Chair: Jackson

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

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

A bill to make appropriations for certain state institutions of higher education and certain state purposes related to education for the fiscal year ending September 30, 2008; to provide for the expenditures of those appropriations; and to prescribe the powers and duties of certain state departments, institutions, agencies, employees, and officers.

The motion prevailed.

The House agreed to the title as amended.

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

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

The question being on the passage of the bill,

Rep. DeRoche moved to amend the bill.

The question being on the seconding of the motion made by Rep. DeRoche,

Rep. Ward demanded the yeas and nays.

The demand was supported.

The question being on the seconding of the motion made by Rep. DeRoche,

The motion did not prevail, a majority of the members present not voting therefor, by yeas and nays, as follows:

Roll Call No. 321**Yeas—54**

Acciavatti	Emmons	Marleau	Pearce
Agema	Gaffney	Meekhof	Proos
Amos	Garfield	Meltzer	Robertson
Ball	Green	Moolenaar	Rocca
Booher	Hansen	Moore	Schuitmaker
Brandenburg	Hildenbrand	Moss	Shaffer

Brown	Hoogendyk	Nitz	Sheen
Calley	Horn	Nofs	Stahl
Casperson	Huizenga	Opsommer	Stakoe
Caswell	Hune	Palmer	Steil
Caul	Jones, Rick	Palsrok	Walker
Corriveau	Knollenberg	Pastor	Ward
DeRoche	LaJoy	Pavlov	Wenke
Elsenheimer	Law, David		

Nays—55

Accavitti	Dean	Johnson	Polidori
Angerer	Dillon	Jones, Robert	Sak
Bauer	Donigan	Lahti	Scott
Bennett	Ebli	Law, Kathleen	Sheltrown
Bieda	Espinoza	LeBlanc	Simpson
Byrnes	Farrah	Leland	Smith, Alma
Byrum	Gillard	Lemmons	Spade
Cheeks	Gonzales	Lindberg	Tobocman
Clack	Griffin	Mayes	Vagnozzi
Clemente	Hammel	McDowell	Valentine
Condino	Hammon	Meadows	Warren
Constan	Hood	Meisner	Wojno
Coulouris	Hopgood	Melton	Young
Cushingberry	Jackson	Miller	

In The Chair: Jackson

The question being on the passage of the bill,

The bill was then passed, a majority of the members serving voting therefor, by yeas and nays, as follows:

Roll Call No. 322**Yeas—59**

Accavitti	Cushingberry	Jackson	Polidori
Angerer	Dean	Johnson	Rocca
Bauer	Dillon	Jones, Robert	Sak
Bennett	Donigan	Lahti	Scott
Bieda	Ebli	Law, Kathleen	Sheltrown
Brown	Espinoza	LeBlanc	Simpson
Byrnes	Farrah	Leland	Smith, Alma
Byrum	Gaffney	Lemmons	Spade
Cheeks	Gillard	Lindberg	Tobocman
Clack	Gonzales	Mayes	Vagnozzi
Clemente	Griffin	McDowell	Valentine
Condino	Hammel	Meadows	Warren
Constan	Hammon	Meisner	Wojno
Corriveau	Hood	Melton	Young
Coulouris	Hopgood	Miller	

Nays—50

Acciavatti	Garfield	Meekhof	Pearce
Agema	Green	Meltzer	Proos
Amos	Hansen	Moolenaar	Robertson
Ball	Hildenbrand	Moore	Schuitmaker

Booher	Hoogendyk	Moss	Shaffer
Brandenburg	Horn	Nitz	Sheen
Calley	Huizenga	Nofs	Stahl
Casperson	Hune	Opsommer	Stakoe
Caswell	Jones, Rick	Palmer	Steil
Caul	Knollenberg	Palsrok	Walker
DeRoche	LaJoy	Pastor	Ward
Elsenheimer	Law, David	Pavlov	Wenke
Emmons	Marleau		

In The Chair: Jackson

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

The House returned to the consideration of
House Bill No. 4351, entitled

A bill to make appropriations for Michigan State University, University of Michigan – Ann Arbor, and Wayne State University for the fiscal year ending September 30, 2008; to provide for the expenditures of those appropriations; and to prescribe the powers and duties of certain state departments, institutions, agencies, employees, and officers.
(The bill was considered earlier today, see today's Journal, p. 1299.)

The question being on the passage of the bill,

Rep. Tobocman moved to substitute (H-11) the bill.
The motion was seconded and the substitute (H-11) was adopted, a majority of the members serving voting therefor.
The question being on the passage of the bill,
The bill was then passed, a majority of the members serving voting therefor, by yeas and nays, as follows:

Roll Call No. 323

Yeas—57

Accavitti	Cushingberry	Hopgood	Miller
Angerer	Dean	Jackson	Polidori
Bauer	Dillon	Johnson	Rocca
Bennett	Donigan	Lahti	Sak
Bieda	Ebli	Law, Kathleen	Scott
Brown	Espinoza	LeBlanc	Sheltrown
Byrnes	Farrah	Leland	Simpson
Byrum	Gaffney	Lemmons	Spade
Cheeks	Gillard	Lindberg	Tobocman
Clack	Gonzales	Mayer	Vagnozzi
Clemente	Griffin	McDowell	Valentine
Condino	Hammel	Meadows	Warren
Constan	Hammon	Meisner	Wojno
Corriveau	Hood	Melton	Young
Coulouris			

Nays—52

Acciavatti	Garfield	Marleau	Pearce
Agema	Green	Meekhof	Proos
Amos	Hansen	Meltzer	Robertson
Ball	Hildenbrand	Moolenaar	Schuitmaker

Booher	Hoogendyk	Moore	Shaffer
Brandenburg	Horn	Moss	Sheen
Calley	Huizenga	Nitz	Smith, Alma
Casperson	Hune	Nofs	Stahl
Caswell	Jones, Rick	Opsommer	Stakoe
Caul	Jones, Robert	Palmer	Steil
DeRoche	Knollenberg	Palsrok	Walker
Elsenheimer	LaJoy	Pastor	Ward
Emmons	Law, David	Pavlov	Wenke

In The Chair: Jackson

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

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

A bill to make appropriations for Michigan State University, University of Michigan - Ann Arbor, and Wayne State University and certain state purposes related to education for the fiscal year ending September 30, 2008; to provide for the expenditures of those appropriations; and to prescribe the powers and duties of certain state departments, institutions, agencies, employees, and officers.

The motion prevailed.

The House agreed to the title as amended.

Rep. Tobocman 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

Motions and Resolutions

Rep. Tobocman moved that when the House adjourns today it stand adjourned until Wednesday, August 29, at 1:30 p.m.
The motion prevailed.

Notices

I hereby give notice that on the next legislative session day I will move to reconsider the vote by which the House passed **House Bill No. 4360**.

Rep. Ward

By unanimous consent the House returned to the order of

Announcement by the Clerk of Printing and Enrollment

The Clerk announced that the following bills had been printed and placed upon the files of the members on Wednesday, August 22:

Senate Bill Nos. 687 688 689 690 691 692

The Clerk announced that the following Senate bills had been received on Thursday, August 23:

Senate Bill Nos. 222 229 231 233 234 235 239

Messages from the Senate

Senate Bill No. 222, entitled

A bill to make appropriations for the department of agriculture for the fiscal year ending September 30, 2008; to provide for the expenditure of the appropriations; to create funds; to provide for the imposition of fees; to require reports, audits, and plans; to authorize certain transfers by certain state agencies; and to provide for the disposition of fees and other income received by certain state agencies.

The Senate has passed the bill.

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

Senate Bill No. 229, entitled

A bill to make, supplement, and adjust appropriations for the departments of attorney general, civil rights, civil service, information technology, management and budget, state, and treasury, the executive office, and the legislative branch for the fiscal year ending September 30, 2008; to provide for the expenditure of these appropriations; to provide for the funding of certain work projects; to provide for the imposition of certain fees; to establish or continue certain funds, programs, and categories; to transfer certain funds; to prescribe certain requirements for bidding on state contracts; to provide for disposition of year-end balances; to prescribe the powers and duties of certain principal executive departments and state agencies, officials, and employees; and to provide for the disposition of fees and other income received by the various principal executive departments and state agencies.

The Senate has passed the bill.

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

Senate Bill No. 231, entitled

A bill to make appropriations for the department of history, arts, and libraries for the fiscal year ending September 30, 2008; to provide for the expenditure of those appropriations; to provide for the disposition of fees and other income received by the state agencies; to create funds; to provide for the disbursement of certain grants; to provide for reports; to prescribe powers and duties of certain state departments and certain state and local agencies and officers; and to repeal acts and parts of acts.

The Senate has passed the bill.

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

Senate Bill No. 233, entitled

A bill to make appropriations for the judicial branch for the fiscal year ending September 30, 2008; to provide for the expenditure of these appropriations; to place certain restrictions on the expenditure of these appropriations; to prescribe the powers and duties of certain officials and employees; to require certain reports; and to provide for the disposition of fees and other income received by the judicial branch.

The Senate has passed the bill.

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

Senate Bill No. 234, entitled

A bill to make appropriations for the department of labor and economic growth and certain other state purposes for the fiscal year ending September 30, 2008; to provide for the expenditure of those appropriations; to provide for the imposition of certain fees; to provide for the disposition of fees and other income received by the state agencies; to provide for reports to certain persons; and to prescribe powers and duties of certain state departments and certain state and local agencies and officers.

The Senate has passed the bill.

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

Senate Bill No. 235, entitled

A bill to make appropriations for the department of military and veterans affairs for the fiscal year ending September 30, 2008; to provide for the expenditure of the appropriations; to provide for certain powers and duties of the department of military and veterans affairs, other state agencies, and local units of government related to the appropriations; and to provide for the preparation of certain reports related to the appropriations.

The Senate has passed the bill.

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

Senate Bill No. 239, entitled

A bill to make appropriations for the Michigan strategic fund and certain other state purposes for the fiscal year ending September 30, 2008; to provide for the expenditure of the appropriations; to provide certain conditions on appropriations; and to provide for the disposition of fees and other income received by certain state agencies.

The Senate has passed the bill.

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

Introduction of Bills

Rep. Miller introduced

House Bill No. 5136, entitled

A bill to amend 1931 PA 328, entitled "The Michigan penal code," by amending section 556 (MCL 750.556).
The bill was read a first time by its title and referred to the Committee on Labor.

Reps. Hoogendyk, Agema, Moss, Acciavatti, Nofs, Garfield, Meekhof, Meltzer, Casperson, Robertson, Knollenberg, Nitz, DeRoche, Ward, LaJoy, Pastor, Steil, Hildenbrand, Rick Jones, Green, Proos, Calley, Stahl, Opsommer, Emmons, Hansen, Horn, Pavlov, Palsrok, Elsenheimer, Shaffer, Rocca, Stakoe, Walker, Sheen, Amos, Caswell, Brandenburg, Pearce, Moolenaar, Booher, Palmer, Marleau, Wenke, Wojno, David Law, Gaffney, Ball, Huizenga, Moore, Caul and Schuitmaker introduced

House Bill No. 5137, entitled

A bill to amend 1984 PA 431, entitled "The management and budget act," (MCL 18.1101 to 18.1594) by adding section 447.

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

Reps. Melton, Clack, Johnson, Clemente, Constan, Bieda, Hopgood, Sak, Kathleen Law, Accavitti, Polidori, Brown, Corriveau, Coulouris, Byrum, Angerer and Dean introduced

House Bill No. 5138, entitled

A bill to amend 2000 PA 161, entitled "Michigan education savings program act," by amending sections 2, 3, 4, 5, 7, 9, 11, 12, and 15 (MCL 390.1472, 390.1473, 390.1474, 390.1475, 390.1477, 390.1479, 390.1481, 390.1482, and 390.1485), sections 2, 7, and 9 as amended by 2004 PA 387 and section 3 as amended by 2001 PA 215.

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

Reps. Clack, Johnson, Melton, Clemente, Constan, Bieda, Hopgood, Sak, Kathleen Law, Accavitti, Polidori, Brown, Corriveau, Coulouris, Byrum, Angerer and Dean introduced

House Bill No. 5139, entitled

A bill to amend 1967 PA 281, entitled "Income tax act of 1967," by amending section 30 (MCL 206.30), as amended by 2005 PA 214.

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

Rep. Gaffney moved that the House adjourn.
The motion prevailed, the time being 6:20 a.m.

Associate Speaker Pro Tempore Jackson declared the House adjourned until Wednesday, August 29, at 1:30 p.m.

RICHARD J. BROWN
Clerk of the House of Representatives

