

No. 30
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House Chamber, Lansing, Thursday, March 24, 2011.

12:00 Noon.

The House was called to order by the Speaker.

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

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

e/d/s = entered during session

Rep. Kurt Heise, from the 20th District, offered the following invocation:

“Almighty and Everliving God, Giver of all Freedoms and Author of All Laws, we remember Your promise that whenever two or more are gathered together in Your Name, You are there also. Help us to call upon Your presence today as we take up our responsibilities to the people of this great state. Let us not be overwhelmed by the challenges that confront us, but rather give thanks that You are with us in our deliberations. Open our hearts to Your Spirit, and grant us kindness in our attitudes, mercy in our judgments, wisdom in our decisions, and understanding in our thinking.

All this we ask in confidence through Jesus Christ Our Lord, Who lives and reigns with You and the Holy Spirit, One God, forever and ever. Amen.”

Motions and Resolutions

Reps. Rutledge, Geiss, Talabi, Irwin, Ouimet, Rendon, Zorn, Goike, Shaughnessy, Howze, Durhal, Lane, Stapleton, Jackson, Hobbs, Brown, Darany, Dillon, LeBlanc, Liss, Slavens and Tyler offered the following resolution:

House Resolution No. 51.

A resolution to declare the week of April 11-15, 2011, as Graduate Education Week in the state of Michigan.

Whereas, A graduate education attracts students from across the nation and world to Michigan universities for advanced training; and

Whereas, In graduate certificate, masters, specialist and doctoral programs across the state, graduate educators are providing access to cutting edge knowledge and analytic skills essential to ensuring that Michigan workers are among the most productive, creative, and innovative in the world; and

Whereas, Graduate students make vital contributions to the teaching and research that underpins our new knowledge-based economy and supports community engagement while serving as teaching and research assistants; and

Whereas, Michigan graduate students continue to change the way we fuel Michigan’s economy by stimulating entrepreneurship, improving the quality of life, researching (to name a few) renewable energy sources, water quality, new technologies, agricultural productivity, transportation enhancements, sustainability, management of natural resources, disease prevention, medical innovations, healthcare delivery mechanisms, unique health care issues for children and the elderly; and

Whereas, Michigan teachers/faculty with advanced degrees are creating learning environments that assist Michigan’s children, young adults, and lifetime learners to become more productive and informed citizens who are able to meet Michigan’s workforce needs; now, therefore, be it

Resolved by the House of Representatives, That the members of this legislative body proclaim the week of April 11-15, 2011, as Graduate Education Week in the state of Michigan.

The question being on the adoption of the resolution,

The resolution was adopted.

Reps. Oakes, Brown, Dillon, LeBlanc, Liss and Slavens offered the following resolution:

House Resolution No. 52.

A resolution to declare April 12, 2011, as Pay Equity Day in the state of Michigan.

Whereas, Forty years after the passage of the Equal Pay Act and Title VII of the Civil Rights Act, women and people of color continue to suffer the consequences of inequitable pay differentials: and

Whereas, According to statistics released in 2009 by the U.S. Census Bureau, year-round, full-time working women in 2008 earned only 77% of the earnings of year-round full-time men, indicating little change or progress in pay equity: and

Whereas, According to a January 2002 report released by the General Accounting Office (the investigative arm of Congress), women managers in 7 of 10 industries surveyed, actually lost ground in closing the wage gap between 1995 and 2000; and

Whereas, According to an analysis of data in over 300 classifications provided by the U.S. Department of Labor Statistics in 2001, women earn less in every occupational classification for which enough data is available, including occupations dominated by women (e.g., cashiers, retail sales, registered nurses and teachers); and

Whereas, Higher education is not free from wage discrimination. According to a U.S. Department of Education analysis, reporting that, after controlling for rank, age, credentials, field of study and other factors, full-time female faculty members earn nearly 9% less than their male counterparts; and

Whereas, According to statistics released in 2009 by the U.S. Census Bureau, for year-round, full-time workers of all educational levels in 2008, Michigan women earned only 72% of the earnings of their male counterparts, with Michigan ranking 43rd in the nation; looking at year-round, full-time college educated workers, Michigan women earned 74% of the earnings of their male counterparts, with Michigan ranking in that category at 15th in the nation; and

Whereas, Over a working lifetime, this wage disparity costs the average American woman and her family \$700,000 to \$2 million in lost wages, impacting Social Security benefits and pensions; and

Whereas, Fair pay equity policies can be implemented simply and without undue costs or hardship in both the public and private sectors; and

Whereas, Fair pay strengthens the security of families today and eases future retirement costs, while enhancing the American economy; and

Whereas, April 12, 2011, symbolizes the time in the new year in which the wages paid to American women catch up to the wages paid to men from the previous year; now, therefore, be it

Resolved by the House of Representatives, That the members of this legislative body declare April 12, 2011, as Pay Equity Day in the state of Michigan. We urge Michigan's citizens to recognize the full value of women's skills and significant contributions to the labor force, and encourage businesses to conduct an internal pay evaluation to ensure women are being paid fairly.

The resolution was referred to the Committee on Commerce.

The Speaker called the Speaker Pro Tempore to the Chair.

Messages from the Senate

Senate Bill No. 188, entitled

A bill to amend 1994 PA 295, entitled "An act to require persons convicted of certain offenses to register; to prohibit certain individuals from engaging in certain activities within a student safety zone; to prescribe the powers and duties of certain departments and agencies in connection with that registration; and to prescribe fees, penalties, and sanctions," by amending sections 2, 3, 4, 4a, 5, 5a, and 5b (MCL 28.722, 28.723, 28.724, 28.724a, 28.725, 28.725a, and 28.725b), section 2 as amended by 2005 PA 301, section 3 as amended by 1999 PA 85, section 4 as amended by 2004 PA 240, section 4a as amended and section 5b as added by 2004 PA 237, section 5 as amended by 2006 PA 402, and section 5a as amended by 2005 PA 322, and by adding section 3a.

The Senate has amended the House amendments as follows:

1. Amend House amendment No. 5, page 13, following line 13, after "**520E**" by inserting "**OF THE MICHIGAN PENAL CODE, 1931 PA 328, MCL 750.520E,**".

The Senate has concurred in the House amendments as amended, ordered that the bill be given immediate effect and agreed to the title as amended.

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

Rep. Stamas moved that Rule 42 be suspended.

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

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

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

Roll Call No. 56

Yeas—104

Agema	Gilbert	Liss	Pscholka
Ananich	Glardon	Lori	Rendon
Barnett	Haines	Lund	Rogers
Bauer	Hammel	Lyons	Rutledge
Bledsoe	Haugh	MacGregor	Santana
Bolger	Haveman	MacMaster	Schmidt, R.
Brown	Heise	McBroom	Schmidt, W.
Brunner	Hobbs	McCann	Scott
Bumstead	Hooker	McMillin	Segal
Byrum	Horn	Meadows	Shaughnessy
Callton	Hovey-Wright	Melton	Shirkey
Cavanagh	Howze	Moss	Slavens

Clemente	Hughes	Muxlow	Smiley
Constan	Huuki	Nathan	Somerville
Cotter	Jackson	Nesbitt	Stallworth
Crawford	Jacobsen	O'Brien	Stamas
Daley	Jenkins	Oakes	Stanley
Damrow	Johnson	Olson	Stapleton
Darany	Kandrevas	Olumba	Switalski
Denby	Knollenberg	Opsommer	Tlaib
Dillon	Kowall	Ouimet	Townsend
Farrington	Kurtz	Outman	Tyler
Foster	LaFontaine	Pettalia	Walsh
Franz	LeBlanc	Poleski	Womack
Geiss	Lindberg	Potvin	Yonker
Genetski	Lipton	Price	Zorn

Nays—6

Durhal	Goike	Lane	Talabi
Forlini	Irwin		

In The Chair: Walsh

Third Reading of Bills

House Bill No. 4013, entitled

A bill to amend 1931 PA 328, entitled "The Michigan penal code," by amending section 224a (MCL 750.224a), as amended by 2006 PA 457.

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

Roll Call No. 57

Yeas—99

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

Farrington	Kurtz	Pettalia	Womack
Forlini	LaFontaine	Poleski	Yonker
Foster	Lane	Potvin	Zorn
Franz	LeBlanc	Price	

Nays—11

Bauer	Howze	Nathan	Stapleton
Hobbs	Irwin	Olumba	Tlaib
Hovey-Wright	Lipton	Stallworth	

In The Chair: Walsh

The House agreed to the title of the bill.

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

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

Reps. Constan, Crawford, Damrow, Darany, Farrington, Forlini, Franz, Geiss, Heise, Hooker, Horn, Lindberg, Liss, Lori, Lyons, MacGregor, Moss, O'Brien, Opsommer, Poleski, Potvin, Rendon, Smiley, Stamas, Walsh, Yonker and Zorn were named co-sponsors of the bill.

House Bill No. 4366, entitled

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

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

Roll Call No. 58**Yeas—106**

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

Forlini	Kurtz	Pettalia	Walsh
Foster	LaFontaine	Poleski	Womack
Franz	Lane	Potvin	Yonker
Geiss	LeBlanc	Price	Zorn
Gilbert	Lindberg		

Nays—4

Agema	Genetski	McMillin	Shirkey
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In The Chair: Walsh

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

House Bill No. 4367, entitled

A bill to amend 1986 PA 196, entitled "Public transportation authority act," by amending section 4 (MCL 124.454).
Was read a third time and passed, a majority of the members serving voting therefor, by yeas and nays, as follows:

Roll Call No. 59**Yeas—106**

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

Nays—4

Agema

Genetski

McMillin

Shirkey

In The Chair: Walsh

The House agreed to the title of the bill.

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

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

Senate Bill No. 141, entitled

A bill to authorize the department of natural resources to accept and convey certain real property in Gladwin county; to prescribe certain conditions for the acceptance and conveyance; to provide for disposition of the revenue derived from the conveyance; and to repeal acts and parts of acts.

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

Roll Call No. 60**Yeas—109**

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

Nays—1

Brown

In The Chair: Walsh

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

House Bill No. 4309, entitled

A bill to amend 1988 PA 57, entitled "An act to provide for the incorporation by 2 or more municipalities of certain authorities for the purpose of providing emergency services to municipalities; to provide for the powers and duties of authorities and of certain state and local agencies and officers; to guarantee certain labor contracts and employment rights in regard to the formation and reorganization of authorities; to provide for certain condemnation proceedings; to provide for fees; to provide for the levy of property taxes for certain purposes; and to prescribe penalties and provide remedies," by amending the title and section 10 (MCL 124.610), the title as amended by 2006 PA 652.

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

Roll Call No. 61

Yeas—63

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

Nays—47

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

In The Chair: Walsh

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

House Bill No. 4310, entitled

A bill to amend 1967 PA 204, entitled "Metropolitan transportation authorities act of 1967," by amending section 13 (MCL 124.413).

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

Roll Call No. 62**Yeas—64**

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

Nays—46

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

In The Chair: Walsh

The House agreed to the title of the bill.

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

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

House Bill No. 4311, entitled

A bill to amend 1967 (Ex Sess) PA 8, entitled "An act to provide for intergovernmental transfers of functions and responsibilities," by amending section 4 (MCL 124.534).

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

Roll Call No. 63**Yeas—63**

Agema	Goike	Lund	Potvin
Bolger	Haines	Lyons	Price

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

Nays—47

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

In The Chair: Walsh

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

By unanimous consent the House returned to the order of
Motions and Resolutions

Rep. Stamas moved to reconsider the vote by which the House passed **House Bill No. 4310**.
The motion prevailed, a majority of the members serving voting therefor.

Third Reading of Bills

House Bill No. 4310, entitled

A bill to amend 1967 PA 204, entitled "Metropolitan transportation authorities act of 1967," by amending section 13 (MCL 124.413).

(The bill was passed earlier today, see today's Journal, p. 415.)

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. 64**Yeas—63**

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

Nays—47

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

In The Chair: Walsh

House Bill No. 4312, entitled

A bill to amend 1967 (Ex Sess) PA 7, entitled "Urban cooperation act of 1967," by amending section 5 (MCL 124.505), as amended by 1985 PA 10.

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

Roll Call No. 65**Yeas—63**

Agema	Goike	Lund	Potvin
Bolger	Haines	Lyons	Price
Bumstead	Haveman	MacGregor	Pscholka
Callton	Heise	MacMaster	Rendon
Cotter	Hooker	McBroom	Rogers
Crawford	Horn	McMillin	Schmidt, W.
Daley	Hughes	Moss	Scott
Damrow	Huuki	Muxlow	Shaughnessy
Denby	Jacobsen	Nesbitt	Shirkey

Farrington	Jenkins	O'Brien	Somerville
Forlini	Johnson	Olson	Stamas
Foster	Knollenberg	Opsommer	Tyler
Franz	Kowall	Ouimet	Walsh
Genetski	Kurtz	Outman	Yonker
Gilbert	LaFontaine	Pettalia	Zorn
Glardon	Lori	Poleski	

Nays—47

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

In The Chair: Walsh

The House agreed to the title of the bill.

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

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

House Bill No. 4347, entitled

A bill to amend 1917 PA 253, entitled "An act to authorize the transfer of moneys from the general fund of counties, in certain instances, to the county road fund of said counties, to be used in the construction, maintenance and repair of highways," by amending section 1 (MCL 247.121).

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

Roll Call No. 66**Yeas—110**

Agema	Gilbert	Lipton	Pscholka
Ananich	Glardon	Liss	Rendon
Barnett	Goike	Lori	Rogers
Bauer	Haines	Lund	Rutledge
Bledsoe	Hammel	Lyons	Santana
Bolger	Haugh	MacGregor	Schmidt, R.
Brown	Haveman	MacMaster	Schmidt, W.
Brunner	Heise	McBroom	Scott
Bumstead	Hobbs	McCann	Segal
Byrum	Hooker	McMillin	Shaughnessy
Callton	Horn	Meadows	Shirkey
Cavanagh	Hovey-Wright	Melton	Slavens
Clemente	Howze	Moss	Smiley
Constan	Hughes	Muxlow	Somerville
Cotter	Huuki	Nathan	Stallworth

Crawford	Irwin	Nesbitt	Stamas
Daley	Jackson	O'Brien	Stanley
Damrow	Jacobsen	Oakes	Stapleton
Darany	Jenkins	Olson	Switalski
Denby	Johnson	Olumba	Talabi
Dillon	Kandrevas	Opsommer	Tlaib
Durhal	Knollenberg	Ouimet	Townsend
Farrington	Kowall	Outman	Tyler
Forlini	Kurtz	Pettalia	Walsh
Foster	LaFontaine	Poleski	Womack
Franz	Lane	Potvin	Yonker
Geiss	LeBlanc	Price	Zorn
Genetski	Lindberg		

Nays—0

In The Chair: Walsh

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

House Bill No. 4258, entitled

A bill to amend 1978 PA 368, entitled "Public health code," (MCL 333.1101 to 333.25211) by adding section 2882a.
 Was read a third time and passed, a majority of the members serving voting therefor, by yeas and nays, as follows:

Roll Call No. 67**Yeas—110**

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

Franz	Lane	Potvin	Yonker
Geiss	LeBlanc	Price	Zorn
Genetski	Lindberg		

Nays—0

In The Chair: Walsh

The House agreed to the title of the bill.

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

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

Reps. Agema, Ananich, Barnett, Bledsoe, Brown, Brunner, Bumstead, Byrum, Cavanagh, Constan, Cotter, Crawford, Daley, Darany, Denby, Dillon, Durhal, Forlini, Foster, Franz, Geiss, Gilbert, Goike, Haines, Haugh, Haveman, Heise, Hooker, Horn, Hovey-Wright, Howze, Hughes, Huuki, Jackson, Jacobsen, Jenkins, Johnson, Knollenberg, Kurtz, LaFontaine, LeBlanc, Lindberg, Lori, Lund, MacGregor, Melton, Muxlow, Nesbitt, Oakes, Opsommer, Ouimet, Outman, Pettalia, Poleski, Potvin, Price, Pscholka, Rendon, Rutledge, Santana, Roy Schmidt, Wayne Schmidt, Segal, Slavens, Smiley, Somerville, Stamas, Stapleton, Talabi, Tlaib, Townsend, Tyler, Walsh, Yonker and Zorn were named co-sponsors of the bill.

Senate Bill No. 5, entitled

A bill to amend 1998 PA 58, entitled "Michigan liquor control code of 1998," (MCL 436.1101 to 436.2303) by adding section 547.

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

Roll Call No. 68**Yeas—107**

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

Nays—3

Hooker

McMillin

Nathan

In The Chair: Walsh

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

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

The House agreed to the full title.

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

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

Second Reading of Bills**House Bill No. 4192, entitled**

A bill to amend 1978 PA 368, entitled “Public health code,” by amending section 7333a (MCL 333.7333a), as added by 2001 PA 231.

The bill was read a second time.

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

The motion prevailed.

House Bill No. 4369, entitled

A bill to amend 1978 PA 368, entitled “Public health code,” by amending section 7333a (MCL 333.7333a), as added by 2001 PA 231.

The bill was read a second time.

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

The motion prevailed.

House Bill No. 4389, entitled

A bill to amend 1978 PA 368, entitled “Public health code,” by amending section 16185 (MCL 333.16185), as added by 2006 PA 25.

The bill was read a second time.

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

The motion prevailed.

The Speaker resumed the Chair.

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

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, March 24:

House Bill Nos. 4479 4480 4481 4482 4483 4484 4485 4486 4487 4488 4489 4490 4491 4492
House Joint Resolution S

The Clerk announced that the following Senate bill had been received on Thursday, March 24:
Senate Bill No. 263

Reports of Standing Committees

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

House Bill No. 4349, entitled

A bill to amend 1978 PA 368, entitled "Public health code," by amending section 7524 (MCL 333.7524), as amended by 2006 PA 558.

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. Walsh, Heise, Gilbert, Horn, Scott, Damrow, Muxlow, Jacobsen, Pettalia, Somerville and Constan

Nays: Reps. Meadows, Brown, Irwin, Cavanagh and Olumba

COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Thursday, March 24, 2011

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

COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Thursday, March 24, 2011

Present: Reps. Lund, Shaughnessy, Opsommer, Denby, Callton, Glardon, Johnson, LaFontaine, Lyons, O'Brien, Yonker, Kandreas, Roy Schmidt, Segal, Hovey-Wright, Howze and Geiss

COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Thursday, March 24, 2011

Present: Reps. Haines, Callton, Opsommer, Kurtz, Wayne Schmidt, Shirkey, Hooker, Huuki, Muxlow, Yonker, Liss, Stallworth, Darany, Segal and Hovey-Wright

Absent: Reps. Scott and Womack

Excused: Reps. Scott and Womack

Messages from the Senate

House Concurrent Resolution No. 10.

A concurrent resolution prescribing the legislative schedule.

(For text of resolution, see House Journal No. 29, p. 377.)

The Senate has adopted the concurrent resolution and named Senators Booher, Meekhof and Schuitmaker as co-sponsors. The concurrent resolution was referred to the Clerk for record.

Senate Bill No. 263, entitled

A bill to amend 1978 PA 368, entitled "Public health code," by amending section 17902 (MCL 333.17902), as added by 2006 PA 54.

The Senate has passed the bill.

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

Introduction of Bills

Reps. Oakes, Haugh, Lane, Smiley, Stanley, Melton, Horn, Wayne Schmidt, Switalski, Meadows and Olumba introduced

House Bill No. 4493, entitled

A bill to amend 1974 PA 198, entitled "An act to provide for the establishment of plant rehabilitation districts and industrial development districts in local governmental units; to provide for the exemption from certain taxes; to levy and collect a specific tax upon the owners of certain facilities; to impose and provide for the disposition of an administrative fee; to provide for the disposition of the tax; to provide for the obtaining and transferring of an exemption certificate and to prescribe the contents of those certificates; to prescribe the powers and duties of the state tax commission and certain officers of local governmental units; and to provide penalties," by amending sections 2, 4, 7, 9, and 10 (MCL 207.552, 207.554, 207.557, 207.559, and 207.560), section 2 as amended by 2010 PA 273, section 4 as amended by 2004 PA 437, section 7 as amended by 2008 PA 457, section 9 as amended by 2008 PA 516, and section 10 as amended by 1996 PA 1.

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

Reps. Oakes, Haugh, Lane, Smiley, Stanley, Melton, Horn, Wayne Schmidt, Pettalia, Switalski, Meadows and Olumba introduced

House Bill No. 4494, entitled

A bill to amend 1974 PA 198, entitled "An act to provide for the establishment of plant rehabilitation districts and industrial development districts in local governmental units; to provide for the exemption from certain taxes; to levy and collect a specific tax upon the owners of certain facilities; to impose and provide for the disposition of an administrative fee; to provide for the disposition of the tax; to provide for the obtaining and transferring of an exemption certificate and to prescribe the contents of those certificates; to prescribe the powers and duties of the state tax commission and certain officers of local governmental units; and to provide penalties," by amending sections 11, 14, 15, 16, and 16a (MCL 207.561, 207.564, 207.565, 207.566, and 207.566a), section 11 as amended by 2007 PA 195, section 14 as amended by 2008 PA 457, section 15 as amended by 2010 PA 122, section 16 as amended by 1982 PA 417, and section 16a as amended by 2008 PA 306.

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

Reps. Walsh, Tlaib, Dillon, Liss, Wayne Schmidt, Barnett, Heise, Cavanagh, Price, Slavens, Brunner, Nathan, Lipton, Meadows and Womack introduced

House Bill No. 4495, entitled

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending section 16l of chapter XVII (MCL 777.16l), as amended by 2005 PA 171.

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

Reps. Walsh, Liss, Franz, Tyler, Pettalia, Poleski, Huuki, Knollenberg, Crawford, Bumstead, Lund, Yonker, Zorn, LeBlanc, Lyons, Forlini, Pscholka, Jacobsen, Constan, Heise, Opsommer, Kowall, Shirkey, Denby, Goike, Nesbitt, Rogers, Hobbs, Wayne Schmidt, Potvin, Haveman, Lori, McMillin, Genetski, Slavens, Hooker, Haugh, Rutledge, Hammel, Hughes, Melton, Cavanagh, McBroom, Damrow, Outman, Gilbert, Geiss, Rendon, Haines, Olson, Somerville, MacMaster, Womack, Daley, Shaughnessy, LaFontaine, Muxlow, Switalski and Olumba introduced

House Bill No. 4496, entitled

A bill to amend 1966 PA 331, entitled "Community college act of 1966," by amending sections 105 and 121 (MCL 389.105 and 389.121), section 105 as amended by 2003 PA 306 and section 121 as amended by 1997 PA 135.

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

Reps. Ouimet and Moss introduced

House Bill No. 4497, entitled

A bill to establish the American Red Cross Michigan fund in the department of treasury; to provide for the distribution of the money from the fund; to prescribe the powers and duties of certain agencies and officials; and to provide for appropriations.

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

Reps. Moss and Gilbert introduced

House Bill No. 4498, entitled

A bill to amend 1967 PA 281, entitled "Income tax act of 1967," by amending section 435 (MCL 206.435), as amended by 2008 PA 560.

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

Reps. Franz and Bumstead introduced

House Bill No. 4499, entitled

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending sections 32503 and 32512 (MCL 324.32503 and 324.32512), section 32503 as amended by 2004 PA 325 and section 32512 as amended by 2003 PA 14.

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

Rep. Kowall introduced

House Bill No. 4500, entitled

A bill to amend 1969 PA 306, entitled "Administrative procedures act of 1969," by amending section 53 (MCL 24.253), as amended by 2004 PA 23.

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

Reps. Opsommer, Knollenberg and Kowall introduced

House Bill No. 4501, entitled

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending sections 1305, 1307, and 1311 (MCL 324.1305, 324.1307, and 324.1311), as added by 2004 PA 325.

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

Rep. Kowall introduced

House Bill No. 4502, entitled

A bill to amend 1965 PA 213, entitled "An act to provide for setting aside the conviction in certain criminal cases; to provide for the effect of such action; to provide for the retention of certain nonpublic records and their use; to prescribe the powers and duties of certain public agencies and officers; and to prescribe penalties," by amending section 1 (MCL 780.621), as amended by 2002 PA 472.

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

Reps. McBroom, Tyler, Huuki, Horn, Crawford, Bumstead, McMillin, Opsommer and Shirkey introduced

House Bill No. 4503, entitled

A bill to regulate raising of swine as an agricultural enterprise in this state; to provide powers and duties of certain state agencies and officials; and to prescribe penalties and provide remedies.

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

Reps. Tyler, McBroom, Huuki, Horn, Crawford, Bumstead, McMillin, Opsommer and Shirkey introduced

House Bill No. 4504, entitled

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending sections 40103 and 41102 (MCL 324.40103 and 324.41102), as amended by 2000 PA 191.

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

Reps. Tyler, McBroom, Huuki, Horn, Crawford, Bumstead, McMillin, Opsommer and Shirkey introduced
House Bill No. 4505, entitled

A bill to amend 2000 PA 190, entitled "Privately owned cervidae producers marketing act," by amending section 5 (MCL 287.955), as amended by 2006 PA 561.

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

Reps. McBroom, Tyler, Huuki, Horn, Crawford, Bumstead, McMillin, Opsommer and Shirkey introduced
House Bill No. 4506, entitled

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending section 12m of chapter XVII (MCL 777.12m), as amended by 2005 PA 54.

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

Reps. McBroom, Tyler, Huuki, Horn, Crawford, McMillin, Opsommer and Shirkey introduced
House Bill No. 4507, entitled

A bill to amend 2000 PA 190, entitled "Privately owned cervidae producers marketing act," by amending sections 2, 3, 4, 5, 6, 7, and 10 (MCL 287.952, 287.953, 287.954, 287.955, 287.956, 287.957, and 287.960), as amended by 2006 PA 561.

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

Rep. McMillin introduced

House Bill No. 4508, entitled

A bill to amend 1979 PA 53, entitled "An act to prohibit access to computers, computer systems, and computer networks for certain fraudulent purposes; to prohibit intentional and unauthorized access, alteration, damage, and destruction of computers, computer systems, computer networks, computer software programs, and data; to prohibit the sending of certain electronic messages; and to prescribe penalties," by amending section 5 (MCL 752.795), as amended by 1996 PA 326.

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

Announcements by the Clerk

March 24, 2011

Received from the Auditor General a copy of the following audit report and/or report summary:
Performance audit of Unemployment Insurance Benefit Overpayments and Nonmonetary Eligibility Determinations, Unemployment Insurance Agency, Department of Energy, Labor & Economic Growth, March 2011.

Gary L. Randall
Clerk of the House

Rep. Pettalia moved that the House adjourn.
The motion prevailed, the time being 2:20 p.m.

The Speaker declared the House adjourned until Tuesday, April 12, at 1:30 p.m.

GARY L. RANDALL
Clerk of the House of Representatives

