

No. 53
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House Chamber, Lansing, Tuesday, June 4, 2002.

10:00 a.m.

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

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

Adamini—present	Garza—e/d/s	Lockwood—excused	Schauer—present
Allen—present	George—present	Mans—e/d/s	Schermesser—excused
Anderson—present	Gielegem—present	McConico—present	Scranton—present
Basham—present	Gilbert—present	Mead—present	Shackleton—present
Bernero—present	Godchaux—present	Meyer—present	Sheltrown—present
Birkholz—present	Gosselin—present	Middaugh—present	Shulman—present
Bisbee—present	Hager—present	Minore—present	Spade—present
Bishop—present	Hale—e/d/s	Mortimer—present	Stallworth—present
Bogardus—e/d/s	Hansen—present	Murphy—present	Stamas—present
Bovin—present	Hardman—e/d/s	Neumann—e/d/s	Stewart—present
Bradstreet—present	Hart—present	Newell—present	Switalski—present
Brown, Bob—present	Howell—present	O’Neil—present	Tabor—present
Brown, Cameron—present	Hummel—present	Palmer—present	Thomas—present
Brown, Rich—present	Jacobs—present	Pappageorge—present	Toy—present
Callahan—present	Jamnack—present	Patterson—present	Van Woerkom—present
Cassis—excused	Jansen—present	Pestka—present	Vander Roest—present
Caul—present	Jelinek—present	Phillips—present	Vander Veen—present
Clark—e/d/s	Johnson, Rick—present	Plakas—excused	Vear—present
Clarke—present	Johnson, Ruth—present	Pumford—present	Voorhees—present
Daniels—present	Julian—present	Quarles—present	Waters—present
Dennis—e/d/s	Koetje—present	Raczkowski—present	Whitmer—excused
DeRossett—present	Kolb—present	Reeves—present	Williams—present
DeVuyst—present	Kooiman—present	Richardville—present	Wojno—present
DeWeese—present	Kowall—present	Richner—e/d/s	Woodward—present
Drolet—present	Kuipers—present	Rison—e/d/s	Woronchak—present
Ehardt—present	LaSata—present	Rivet—present	Zelenko—present
Fauce—present	Lemmons—present	Rocca—present	
Frank—present	Lipsey—present		

Rep. Larry Julian, from the 85th District, offered the following invocation:

“Heavenly Father, we stand before You, asking for Your wisdom and guidance in the tasks that we face today. Through Your Son You taught us to feed the hungry, clothe the naked, and comfort the weary. We seek to fulfill that commandment through the work we accomplish here today. Direct us in Your Word as we strive for justice. Guide us in being merciful to our neighbors. Help us to work together. We seek Your glory over our own. We ask for Your blessings on this day in Your Son Jesus’ name. Amen.”

Rep. Jacobs moved that Reps. Lockwood, Plakas, Schermesser and Whitmer be excused from today’s session. The motion prevailed.

Rep. Vander Roest moved that Rep. Cassis be excused from today’s session. The motion prevailed.

Rep. Kowall moved that Reps. Tabor and Jelinek be excused temporarily from today’s session. The motion prevailed.

Motions and Resolutions

Rep. Patterson moved that a respectful message be sent to the Senate requesting the return of **House Bill Nos. 4852 and 4853**.

The motion prevailed.

Third Reading of Bills

Senate Bill No. 1201, entitled

A bill relative to the reporting of the issuance of certain debt and securities; and to prescribe powers and duties of certain departments, agencies, officials, and employees.

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

Roll Call No. 873

Yeas—89

Adamini	Frank	Lipsey	Scranton
Allen	George	McConico	Shackleton
Anderson	Gielegthem	Mead	Sheltrown
Basham	Gilbert	Meyer	Shulman
Bernero	Godchaux	Middaugh	Spade
Birkholz	Gosselin	Mortimer	Stallworth
Bisbee	Hager	Murphy	Stamas
Bishop	Hansen	Newell	Stewart
Bovin	Hart	O’Neil	Switalski
Bradstreet	Howell	Palmer	Thomas
Brown, B.	Hummel	Pappageorge	Toy
Brown, C.	Jacobs	Patterson	Van Woerkom
Brown, R.	Jamnick	Pestka	Vander Roest
Callahan	Jansen	Phillips	Vander Veen
Caul	Johnson, Rick	Pumford	Vear
Clarke, H.	Johnson, Ruth	Quarles	Voorhees
Daniels	Julian	Raczkowski	Waters
DeRossett	Koetje	Reeves	Williams
DeVuyst	Kolb	Richardville	Wojno
DeWeese	Kooiman	Rivet	Woodward
Drolet	Kowall	Rocca	Woronchak
Ehardt	LaSata	Schauer	Zelenko
Faunce			

Nays—0

In The Chair: Julian

The House agreed to the title of the bill.

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

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

House Bill No. 5999, entitled

A bill to amend 1956 PA 218, entitled “The insurance code of 1956,” by amending section 4072 (MCL 500.4072), as amended by 1986 PA 318.

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

Roll Call No. 874**Yeas—91**

Adamini	Frank	Lemmons	Scranton
Allen	George	Lipsey	Shackleton
Anderson	Gielegem	McConico	Sheltrown
Basham	Gilbert	Mead	Shulman
Bernero	Godchaux	Meyer	Spade
Birkholz	Gosselin	Middaugh	Stallworth
Bisbee	Hager	Minore	Stamas
Bishop	Hansen	Mortimer	Stewart
Bovin	Hart	Murphy	Switalski
Bradstreet	Howell	Newell	Tabor
Brown, B.	Hummel	O’Neil	Thomas
Brown, C.	Jacobs	Palmer	Toy
Brown, R.	Jamnick	Pappageorge	Van Woerkom
Callahan	Jansen	Patterson	Vander Roest
Caul	Jelinek	Pestka	Vander Veen
Clarke, H.	Johnson, Rick	Phillips	Vear
Daniels	Johnson, Ruth	Pumford	Voorhees
DeRossett	Julian	Raczkowski	Williams
DeVuyst	Koetje	Reeves	Wojno
DeWeese	Kooiman	Richardville	Woodward
Drolet	Kowall	Rivet	Woronchak
Ehardt	Kuipers	Rocca	Zelenko
Faunce	LaSata	Schauer	

Nays—0

In The Chair: Julian

The House agreed to the title of the bill.

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

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

Rep. Neumann entered the House Chambers.

Senate Bill No. 1124, entitled

A bill to amend 1949 PA 300, entitled “Michigan vehicle code,” by amending sections 717 and 719 (MCL 257.717 and 257.719), section 717 as amended by 2000 PA 7 and section 719 as amended by 2002 PA 78.

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

Roll Call No. 875**Yeas—93**

Adamini	George	Lemmons	Schauer
Allen	Gielegem	Lipsey	Scranton
Anderson	Gilbert	McConico	Shackleton
Basham	Godchaux	Mead	Sheltrown
Bernero	Gosselin	Meyer	Shulman
Birkholz	Hager	Middaugh	Spade
Bisbee	Hansen	Minore	Stamas
Bishop	Hart	Mortimer	Stewart
Bovin	Howell	Murphy	Switalski
Bradstreet	Hummel	Neumann	Tabor
Brown, B.	Jacobs	Newell	Thomas
Brown, C.	Jamnick	O'Neil	Toy
Brown, R.	Jansen	Palmer	Van Woerkom
Callahan	Jelinek	Pappageorge	Vander Roest
Caul	Johnson, Rick	Patterson	Vander Veen
Clarke, H.	Johnson, Ruth	Pestka	Vear
Daniels	Julian	Phillips	Voorhees
DeRossett	Koetje	Pumford	Waters
DeVuyst	Kolb	Rackowski	Williams
DeWeese	Kooiman	Reeves	Wojno
Drolet	Kowall	Richardville	Woodward
Ehardt	Kuipers	Rivet	Woronchak
Faunce	LaSata	Rocca	Zelenko
Frank			

Nays—0

In The Chair: Julian

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

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

The House agreed to the full title.

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

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

Senate Bill No. 477, entitled

A bill to amend 1937 PA 94, entitled “Use tax act,” by amending section 3a (MCL 205.93a), as amended by 1998 PA 366.

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

Roll Call No. 876**Yeas—93**

Adamini	George	Lemmons	Schauer
Allen	Gielegem	Lipsey	Scranton

Anderson	Gilbert	McConico	Shackleton
Basham	Godchaux	Mead	Sheltrown
Bernero	Gosselin	Meyer	Shulman
Birkholz	Hager	Middaugh	Spade
Bisbee	Hansen	Minore	Stamas
Bishop	Hart	Mortimer	Stewart
Bovin	Howell	Murphy	Switalski
Bradstreet	Hummel	Neumann	Tabor
Brown, B.	Jacobs	Newell	Thomas
Brown, C.	Jamnick	O'Neil	Toy
Brown, R.	Jansen	Palmer	Van Woerkom
Callahan	Jelinek	Pappageorge	Vander Roest
Caul	Johnson, Rick	Patterson	Vander Veen
Clarke, H.	Johnson, Ruth	Pestka	Vear
Daniels	Julian	Phillips	Voorhees
DeRossett	Koetje	Pumford	Waters
DeVuyst	Kolb	Raczkowski	Williams
DeWeese	Kooiman	Reeves	Wojno
Drolet	Kowall	Richardville	Woodward
Ehardt	Kuipers	Rivet	Woronchak
Faunce	LaSata	Rocca	Zelenko
Frank			

Nays—0

In The Chair: Julian

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

“An act to provide for the levy, assessment and collection of a specific excise tax on the storage, use or consumption in this state of tangible personal property and certain services; to appropriate the proceeds thereof; and to prescribe penalties for violations of the provisions of this act,”.

The House agreed to the full title.

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

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

Senate Bill No. 824, entitled

A bill to amend 1937 PA 94, entitled “Use tax act,” by amending sections 3, 4, and 4q (MCL 205.93, 205.94, and 205.94q), section 3 as amended by 2002 PA 110, section 4 as amended by 2001 PA 39, and section 4q as added by 1999 PA 117, and by adding section 3b.

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

Roll Call No. 877**Yeas—91**

Adamini	George	Lipsey	Shackleton
Allen	Gielegem	McConico	Sheltrown
Anderson	Gilbert	Mead	Shulman
Basham	Godchaux	Meyer	Spade
Bernero	Hager	Middaugh	Stallworth
Birkholz	Hansen	Minore	Stamas
Bisbee	Hart	Mortimer	Stewart
Bishop	Howell	Murphy	Switalski
Bovin	Hummel	Neumann	Tabor
Bradstreet	Jacobs	Newell	Thomas
Brown, B.	Jamnick	O'Neil	Toy
Brown, C.	Jansen	Pappageorge	Van Woerkom
Brown, R.	Jelinek	Patterson	Vander Roest

Callahan	Johnson, Rick	Pestka	Vander Veen
Caul	Johnson, Ruth	Phillips	Vear
Clarke, H.	Julian	Pumford	Voorhees
Daniels	Koetje	Quarles	Waters
DeRossett	Kolb	Reeves	Williams
DeVuyst	Kooiman	Richardville	Wojno
DeWeese	Kowall	Rivet	Woodward
Ehardt	Kuipers	Rocca	Woronchak
Faunce	LaSata	Schauer	Zelenko
Frank	Lemmons	Scranton	

Nays—4

Drolet	Gosselin	Palmer	Raczkowski
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In The Chair: Julian

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

“An act to provide for the levy, assessment and collection of a specific excise tax on the storage, use or consumption in this state of tangible personal property and certain services; to appropriate the proceeds thereof; and to prescribe penalties for violations of the provisions of this act.”.

The House agreed to the full title.

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

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

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

“Mr. Speaker and members of the House:

Ronald Reagan once observed that government has three ways of dealing with commerce:1. If it moves - tax it.2. If it keeps moving - regulate it.3. If it stops moving - subsidize it.This bill fits the first category: the compulsion of government to tax anything that moves. There is no economic rationale for subjecting cell phone calls to Michigan’s increasingly unreasonable ‘use tax’. Other 21st century telecommunication services, such as cable television and Internet access are exempt from this tax. Rather than finding new ways to draw revenue from innovative technologies, we should facilitate Michigan’s entrepreneurial spirit by refusing to stifle this spirit through over taxation. Instant voice and video communication via the Internet is already here. Very soon, the technological distinction between E-mail and a phone call will vanish. At that time, following the logic of this bill, we will then be looking for ways to tax e-mail messages.”

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

“Mr. Speaker and members of the House:

Ronald Reagan once observed that government has three ways of dealing with commerce:

1. If it moves – tax it.
2. If it keeps moving – regulate it.
3. If it stops moving – subsidize it.

This bill fits the first category: the compulsion of government to tax anything that moves. There is no economic rationale for subjecting cell phone calls to Michigan’s increasingly silly ‘use tax’. Other 21st century telecommunication services, such as cable television and Internet access are exempt from this archaic, tired old tax. Rather than finding new uses for the use tax, we should be killing it.

A well-known old Internet hoax presupposes a fictitious piece of legislation that would charge a ‘use tax’ on each e-mail transmission. This bill is a step in that direction. Instant voice and video communication via the Internet is already here. Very soon, the technological distinction between e-mail and a phone call will vanish. At that time, by the logic of this bill, we will then be looking for ways to tax e-mail messages. Farce will have become reality.

Michigan’s ‘use tax’ is a remnant of yesteryear’s economy. That is where it should remain.”

Senate Bill No. 965, entitled

A bill to amend 1933 PA 94, entitled “The revenue bond act of 1933,” by amending sections 3, 12, 16, 22, 24, 26, 27, 28, and 30 (MCL 141.103, 141.112, 141.116, 141.122, 141.124, 141.126, 141.127, 141.128, and 141.130), section 3 as amended by 1992 PA 305, sections 12 and 27 as amended by 1985 PA 26, sections 16, 28, and 30 as amended by 1983 PA 76, and section 24 as amended by 1988 PA 228, and by adding section 12a.

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

Roll Call No. 878

Yeas—95

Adamini	George	Lipsey	Scranton
Allen	Gielegem	McConico	Shackleton
Anderson	Gilbert	Mead	Sheltrown
Basham	Godchaux	Meyer	Shulman
Bernero	Gosselin	Middaugh	Spade
Birkholz	Hager	Minore	Stallworth
Bisbee	Hansen	Mortimer	Stamas
Bishop	Hart	Murphy	Stewart
Bovin	Howell	Neumann	Switalski
Bradstreet	Hummel	Newell	Tabor
Brown, B.	Jacobs	O’Neil	Thomas
Brown, C.	Jamnick	Palmer	Toy
Brown, R.	Jansen	Pappageorge	Van Woerkom
Callahan	Jelinek	Patterson	Vander Roest
Caul	Johnson, Rick	Pestka	Vander Veen
Clarke, H.	Johnson, Ruth	Phillips	Vear
Daniels	Julian	Pumford	Voorhees
DeRossett	Koetje	Quarles	Waters
DeVuyst	Kolb	Rackowski	Williams
DeWeese	Kooiman	Reeves	Wojno
Drolet	Kowall	Richardville	Woodward
Ehardt	Kuipers	Rivet	Woronchak
Faunce	LaSata	Rocca	Zelenko
Frank	Lemmons	Schauer	

Nays—0

In The Chair: Julian

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

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

A bill to amend 1933 PA 94, entitled “An act to authorize public corporations to purchase, acquire, construct, improve, enlarge, extend, or repair public improvements within or without their corporate limits, and to own, operate, and maintain the same; to authorize the condemnation of property for such public improvements; to provide for the imposition and collection of charges, fees, rentals, or rates for the services, facilities, and commodities furnished by such public improvements; to provide for the issuance of bonds and refunding bonds payable from the revenues of public improvements; to provide for a pledge by public corporations of their full faith and credit and the levy of taxes without limitation as to rate or amount to the extent necessary for the payment of the bonds, or for advancing money from general funds for payment of bonds; to provide for payment, retirement, and security of such bonds; to provide for the imposition of special assessment bonds for the purpose of refunding outstanding revenue bonds; to prescribe the powers and duties of the department of treasury and of the municipal finance commission or its successor agency relative to such bonds and relative to private activity bonds issued by a state or local governmental entity; to provide for other matters in respect to such public improvements and bonds and to validate action taken and bonds issued; and to prescribe penalties and provide remedies,” by amending sections 3, 7, 12, 16, 22, 24, 26, 27, 28, and 30 (MCL 141.103, 141.107, 141.112, 141.116, 141.122, 141.124, 141.126, 141.127, 141.128, and 141.130), section 3 as amended by 1992 PA 305, sections 7, 12, and 27 as amended by 1985 PA 26, sections 16, 28, and 30 as amended by 1983 PA 76, and section 24 as amended by 1988 PA 228, and by adding sections 12a and 12b.

The motion prevailed.

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

Senate Bill No. 1248, entitled

A bill to amend 1933 PA 167, entitled "General sales tax act," by amending section 4v (MCL 205.54v), as added by 1999 PA 116.

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

Roll Call No. 879

Yeas—92

Adamini	Frank	LaSata	Rivet
Allen	George	Lemmons	Rocca
Anderson	Gielegem	Lipsey	Schauer
Basham	Gilbert	McConico	Scranton
Bernero	Godchaux	Mead	Shackleton
Birkholz	Gosselin	Meyer	Sheltrown
Bisbee	Hager	Middaugh	Shulman
Bishop	Hansen	Minore	Spade
Bovin	Hart	Mortimer	Stamas
Bradstreet	Howell	Murphy	Stewart
Brown, B.	Hummel	Neumann	Switalski
Brown, C.	Jacobs	Newell	Tabor
Brown, R.	Jamnack	O'Neil	Toy
Callahan	Jansen	Palmer	Van Woerkom
Caul	Jelinek	Pappageorge	Vander Roest
Clarke, H.	Johnson, Rick	Patterson	Vander Veen
Daniels	Johnson, Ruth	Pestka	Vear
DeRossett	Julian	Phillips	Voorhees
DeVuyst	Koetje	Pumford	Williams
DeWeese	Kolb	Quarles	Wojno
Drolet	Kooiman	Rackowski	Woodward
Ehardt	Kowall	Reeves	Woronchak
Faunce	Kuipers	Richardville	Zelenko

Nays—0

In The Chair: Julian

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

"An act to provide for the raising of additional public revenue by prescribing certain specific taxes, fees, and charges to be paid to the state for the privilege of engaging in certain business activities; to provide, incident to the enforcement thereof, for the issuance of licenses to engage in such occupations; to provide for the ascertainment, assessment and collection thereof; to appropriate the proceeds thereof; and to prescribe penalties for violations of the provisions of this act."

The House agreed to the full title.

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

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

Senate Bill No. 1265, entitled

A bill to amend 1951 PA 51, entitled "An act to provide for the classification of all public roads, streets, and highways in this state, and for the revision of that classification and for additions to and deletions from each classification; to set up and establish the Michigan transportation fund; to provide for the deposits in the Michigan transportation fund of specific taxes on motor vehicles and motor vehicle fuels; to provide for the allocation of funds from the Michigan transportation fund and the use and administration of the fund for transportation purposes; to set up and establish the truck safety fund; to provide for the allocation of funds from the truck safety fund and administration of the fund for truck safety purposes; to set up and establish the Michigan truck safety commission; to establish certain

standards for road contracts for certain businesses; to provide for the continuing review of transportation needs within the state; to authorize the state transportation commission, counties, cities, and villages to borrow money, issue bonds, and make pledges of funds for transportation purposes; to authorize counties to advance funds for the payment of deficiencies necessary for the payment of bonds issued under this act; to provide for the limitations, payment, retirement, and security of the bonds and pledges; to provide for appropriations and tax levies by counties and townships for county roads; to authorize contributions by townships for county roads; to provide for the establishment and administration of the state trunk line fund, critical bridge fund, comprehensive transportation fund, and certain other funds; to provide for the deposits in the state trunk line fund, critical bridge fund, comprehensive transportation fund, and certain other funds of money raised by specific taxes and fees; to provide for definitions of public transportation functions and criteria; to define the purposes for which Michigan transportation funds may be allocated; to provide for Michigan transportation fund grants; to provide for review and approval of transportation programs; to provide for submission of annual legislative requests and reports; to provide for the establishment and functions of certain advisory entities; to provide for conditions for grants; to provide for the issuance of bonds and notes for transportation purposes; to provide for the powers and duties of certain state and local agencies and officials; to provide for the making of loans for transportation purposes by the state transportation department and for the receipt and repayment by local units and agencies of those loans from certain specified sources; and to repeal acts and parts of acts," by amending section 18c (MCL 247.668c).

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

Roll Call No. 880

Yeas—93

Adamini	Gielegem	Lipsey	Scranton
Allen	Gilbert	McConico	Shackleton
Anderson	Godchaux	Mead	Sheltrown
Bernero	Gosselin	Meyer	Shulman
Birkholz	Hager	Middaugh	Spade
Bisbee	Hansen	Minore	Stallworth
Bishop	Hart	Mortimer	Stamas
Bovin	Howell	Murphy	Stewart
Bradstreet	Hummel	Neumann	Switalski
Brown, B.	Jacobs	Newell	Tabor
Brown, C.	Jamnick	O'Neil	Thomas
Brown, R.	Jansen	Palmer	Toy
Callahan	Jelinek	Pappageorge	Van Woerkom
Caul	Johnson, Rick	Patterson	Vander Roest
Clarke, H.	Johnson, Ruth	Pestka	Vander Veen
Daniels	Julian	Phillips	Vear
DeRossett	Koetje	Pumford	Voorhees
DeVuyst	Kolb	Quarles	Waters
DeWeese	Kooiman	Rackowski	Williams
Drolet	Kowall	Richardville	Wojno
Ehardt	Kuipers	Rivet	Woodward
Faunce	LaSata	Rocca	Woronchak
Frank	Lemmons	Schauer	Zelenko
George			

Nays—0

In The Chair: Julian

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

Rep. Bogardus entered the House Chambers.

Senate Bill No. 1267, entitled

A bill to amend 1951 PA 51, entitled "An act to provide for the classification of all public roads, streets, and highways in this state, and for the revision of that classification and for additions to and deletions from each classification; to set up and establish the Michigan transportation fund; to provide for the deposits in the Michigan transportation fund of specific taxes on motor vehicles and motor vehicle fuels; to provide for the allocation of funds from the Michigan transportation fund and the use and administration of the fund for transportation purposes; to set up and establish the truck safety fund; to provide for the allocation of funds from the truck safety fund and administration of the fund for truck safety purposes; to set up and establish the Michigan truck safety commission; to establish certain standards for road contracts for certain businesses; to provide for the continuing review of transportation needs within the state; to authorize the state transportation commission, counties, cities, and villages to borrow money, issue bonds, and make pledges of funds for transportation purposes; to authorize counties to advance funds for the payment of deficiencies necessary for the payment of bonds issued under this act; to provide for the limitations, payment, retirement, and security of the bonds and pledges; to provide for appropriations and tax levies by counties and townships for county roads; to authorize contributions by townships for county roads; to provide for the establishment and administration of the state trunk line fund, critical bridge fund, comprehensive transportation fund, and certain other funds; to provide for the deposits in the state trunk line fund, critical bridge fund, comprehensive transportation fund, and certain other funds of money raised by specific taxes and fees; to provide for definitions of public transportation functions and criteria; to define the purposes for which Michigan transportation funds may be allocated; to provide for Michigan transportation fund grants; to provide for review and approval of transportation programs; to provide for submission of annual legislative requests and reports; to provide for the establishment and functions of certain advisory entities; to provide for conditions for grants; to provide for the issuance of bonds and notes for transportation purposes; to provide for the powers and duties of certain state and local agencies and officials; to provide for the making of loans for transportation purposes by the state transportation department and for the receipt and repayment by local units and agencies of those loans from certain specified sources; and to repeal acts and parts of acts," by amending section 11 (MCL 247.661), as amended by 2000 PA 188.

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

Roll Call No. 881**Yeas—96**

Adamini	Frank	Lemmons	Schauer
Allen	George	Lipsey	Scranton
Anderson	Gielegem	McConico	Shackleton
Basham	Gilbert	Mead	Sheltrown
Bernero	Godchaux	Meyer	Shulman
Birkholz	Gosselin	Middaugh	Spade
Bisbee	Hager	Minore	Stallworth
Bishop	Hansen	Mortimer	Stamas
Bogardus	Hart	Murphy	Stewart
Bovin	Howell	Neumann	Switalski
Bradstreet	Hummel	Newell	Tabor
Brown, B.	Jacobs	O'Neil	Thomas
Brown, C.	Jamnick	Palmer	Toy
Brown, R.	Jansen	Pappageorge	Van Woerkom
Callahan	Jelinek	Patterson	Vander Roest
Caul	Johnson, Rick	Pestka	Vander Veen
Clarke, H.	Johnson, Ruth	Phillips	Vear
Daniels	Julian	Pumford	Voorhees
DeRossett	Koetje	Quarles	Waters
DeVuyst	Kolb	Raczkowski	Williams
DeWeese	Kooiman	Reeves	Wojno
Drolet	Kowall	Richardville	Woodward
Ehardt	Kuipers	Rivet	Woronchak
Faunce	LaSata	Rocca	Zelenko

Nays—0

The House agreed to the title of the bill.

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

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

Senate Bill No. 1268, entitled

A bill to amend 1951 PA 51, entitled "An act to provide for the classification of all public roads, streets, and highways in this state, and for the revision of that classification and for additions to and deletions from each classification; to set up and establish the Michigan transportation fund; to provide for the deposits in the Michigan transportation fund of specific taxes on motor vehicles and motor vehicle fuels; to provide for the allocation of funds from the Michigan transportation fund and the use and administration of the fund for transportation purposes; to set up and establish the truck safety fund; to provide for the allocation of funds from the truck safety fund and administration of the fund for truck safety purposes; to set up and establish the Michigan truck safety commission; to establish certain standards for road contracts for certain businesses; to provide for the continuing review of transportation needs within the state; to authorize the state transportation commission, counties, cities, and villages to borrow money, issue bonds, and make pledges of funds for transportation purposes; to authorize counties to advance funds for the payment of deficiencies necessary for the payment of bonds issued under this act; to provide for the limitations, payment, retirement, and security of the bonds and pledges; to provide for appropriations and tax levies by counties and townships for county roads; to authorize contributions by townships for county roads; to provide for the establishment and administration of the state trunk line fund, critical bridge fund, comprehensive transportation fund, and certain other funds; to provide for the deposits in the state trunk line fund, critical bridge fund, comprehensive transportation fund, and certain other funds of money raised by specific taxes and fees; to provide for definitions of public transportation functions and criteria; to define the purposes for which Michigan transportation funds may be allocated; to provide for Michigan transportation fund grants; to provide for review and approval of transportation programs; to provide for submission of annual legislative requests and reports; to provide for the establishment and functions of certain advisory entities; to provide for conditions for grants; to provide for the issuance of bonds and notes for transportation purposes; to provide for the powers and duties of certain state and local agencies and officials; to provide for the making of loans for transportation purposes by the state transportation department and for the receipt and repayment by local units and agencies of those loans from certain specified sources; and to repeal acts and parts of acts," by amending section 18e (MCL 247.668e), as amended by 1985 PA 201.

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

Roll Call No. 882

Yeas—96

Adamini	Frank	Lemmons	Schauer
Allen	George	Lipsey	Scranton
Anderson	Gielegem	McConico	Shackleton
Basham	Gilbert	Mead	Sheltrown
Bernero	Godchaux	Meyer	Shulman
Birkholz	Gosselin	Middaugh	Spade
Bisbee	Hager	Minore	Stallworth
Bishop	Hansen	Mortimer	Stamas
Bogardus	Hart	Murphy	Stewart
Bovin	Howell	Neumann	Switalski
Bradstreet	Hummel	Newell	Tabor
Brown, B.	Jacobs	O'Neil	Thomas
Brown, C.	Jamnick	Palmer	Toy
Brown, R.	Jansen	Pappageorge	Van Woerkom
Callahan	Jelinek	Patterson	Vander Roest
Caul	Johnson, Rick	Pestka	Vander Veen
Clarke, H.	Johnson, Ruth	Phillips	Vear
Daniels	Julian	Pumford	Voorhees
DeRossett	Koetje	Quarles	Waters
DeVuyst	Kolb	Raczkowski	Williams
DeWeese	Kooiman	Reeves	Wojno
Drolet	Kowall	Richardville	Woodward
Ehardt	Kuipers	Rivet	Woronchak
Faunce	LaSata	Rocca	Zelenko

Nays—0

In The Chair: Julian

The House agreed to the title of the bill.

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

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

Reps. Clark, Hardman and Rison entered the House Chambers.

Senate Bill No. 1099, entitled

A bill to make appropriations for certain capital outlay programs and state departments and agencies for the fiscal year ending September 30, 2003; to implement the appropriations within the budgetary process; to make appropriations for planning and construction at state agencies; to make appropriations for state building authority rent and insurance; to make a grant for state building authority rent; to provide for the acquisition of land and buildings; to provide for the elimination of fire hazards; to provide for special maintenance, remodeling and addition, alteration, renovation, demolition, and other projects; to provide for elimination of occupational safety and health hazards; to provide for the award and implementation of contracts; to provide for the purchase of furnishings and equipment relative to occupancy of a project; to provide for the development of public recreation facilities; to provide for certain advances from the general fund; to prescribe powers and duties of certain state officers and agencies; to require certain reports, plans, and agreements; to provide for leases; to provide for transfers; to prescribe standards and conditions relating to the appropriations; and to provide for the expenditure of appropriations.

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

Roll Call No. 883**Yeas—62**

Allen	Gosselin	LaSata	Schauer
Bernero	Hager	Mead	Shackleton
Birkholz	Hansen	Meyer	Sheltrown
Bisbee	Hart	Middaugh	Shulman
Bishop	Howell	Mortimer	Spade
Bovin	Hummel	Murphy	Stamas
Bradstreet	Jansen	Neumann	Stewart
Brown, C.	Jelinek	Newell	Tabor
Caul	Johnson, Rick	Palmer	Toy
DeRossett	Johnson, Ruth	Pappageorge	Van Woerkom
DeVuyst	Julian	Pestka	Vander Roest
DeWeese	Koetje	Pumford	Vander Veen
Ehardt	Kolb	Rackowski	Vear
Faunce	Kooiman	Richardville	Voorhees
George	Kowall	Rocca	Woronchak
Gilbert	Kuipers		

Nays—37

Adamini	Drolet	McConico	Scranton
Anderson	Frank	Minore	Stallworth
Basham	Gielegem	O'Neil	Switalski

Bogardus	Godchaux	Patterson	Thomas
Brown, B.	Hardman	Phillips	Waters
Brown, R.	Jacobs	Quarles	Williams
Callahan	Jamnack	Reeves	Wojno
Clark, I.	Lemmons	Rison	Woodward
Clarke, H.	Lipsey	Rivet	Zelenko
Daniels			

In The Chair: Julian

The House agreed to the title of the bill.

Reps. Daniels, Williams, Lipsey, Jamnick, Switalski, Basham, Clark, Thomas, Callahan, Jacobs, Bogardus, Minore, Anderson, Hardman, Reeves and Zelenko, having reserved the right to explain their protest against the passage of the bill, made the following statement:

“Mr. Speaker and members of the House:

I voted no on Senate Bill 1099 because the state is facing a \$480 million deficit for the current fiscal year 2002 and over \$350 million for the next fiscal year 2003. As it stands right now, certain revenue collections which contribute substantially to the state’s General Fund are down a full ten percent from where they were one year ago.

This bill contains in excess of \$432 million in construction commitments to colleges and universities statewide which will put the state over the maximum amount of bonding by the State Building Authority allowed by law. This future commitment becomes especially tenuous because the Governor and Republican Legislative leadership still cannot recommend actions to deal with the state’s structural deficit. Conversely, they are determined to eliminate the Single Business Tax more quickly.

Acknowledging that this bill contains funding for airport security which I support, I also acknowledge that state borrowing has increased from \$8.6 billion in 1991 to \$14.6 billion in 1999 and until we receive a clearer indication on where our revenues are heading and how the Republican Legislative leadership intends to deal with the state’s structural deficit, we should not be exacerbating our financial instability but tightening our belts just as every working family in this state is doing.”

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

“Mr. Speaker and members of the House:

I voted no on Senate Bill 1099 because the state is facing a \$480 million deficit for the current fiscal year 2002 and over \$350 million for the next fiscal year 2003. As it stands right now, certain revenue collections which contribute substantially to the state’s General Fund are down a full ten percent from where they were one year ago.

This bill contains in excess of \$432 million in construction commitments to colleges and universities statewide which will put the state over the maximum amount of bonding by the State Building Authority allowed by law. This future commitment becomes especially tenuous because the Governor and Republican Legislative leadership still cannot recommend actions to deal with the state’s structural deficit. Conversely, they are determined to eliminate the Single Business Tax more quickly.

Acknowledging that this bill contains funding for airport security which I support, I also acknowledge that state borrowing has increased from \$8.6 billion in 1991 to \$14.6 billion in 1999.”

Senate Bill No. 1269, entitled

A bill to amend 1951 PA 51, entitled “An act to provide for the classification of all public roads, streets, and highways in this state, and for the revision of that classification and for additions to and deletions from each classification; to set up and establish the Michigan transportation fund; to provide for the deposits in the Michigan transportation fund of specific taxes on motor vehicles and motor vehicle fuels; to provide for the allocation of funds from the Michigan transportation fund and the use and administration of the fund for transportation purposes; to set up and establish the truck safety fund; to provide for the allocation of funds from the truck safety fund and administration

of the fund for truck safety purposes; to set up and establish the Michigan truck safety commission; to establish certain standards for road contracts for certain businesses; to provide for the continuing review of transportation needs within the state; to authorize the state transportation commission, counties, cities, and villages to borrow money, issue bonds, and make pledges of funds for transportation purposes; to authorize counties to advance funds for the payment of deficiencies necessary for the payment of bonds issued under this act; to provide for the limitations, payment, retirement, and security of the bonds and pledges; to provide for appropriations and tax levies by counties and townships for county roads; to authorize contributions by townships for county roads; to provide for the establishment and administration of the state trunk line fund, critical bridge fund, comprehensive transportation fund, and certain other funds; to provide for the deposits in the state trunk line fund, critical bridge fund, comprehensive transportation fund, and certain other funds of money raised by specific taxes and fees; to provide for definitions of public transportation functions and criteria; to define the purposes for which Michigan transportation funds may be allocated; to provide for Michigan transportation fund grants; to provide for review and approval of transportation programs; to provide for submission of annual legislative requests and reports; to provide for the establishment and functions of certain advisory entities; to provide for conditions for grants; to provide for the issuance of bonds and notes for transportation purposes; to provide for the powers and duties of certain state and local agencies and officials; to provide for the making of loans for transportation purposes by the state transportation department and for the receipt and repayment by local units and agencies of those loans from certain specified sources; and to repeal acts and parts of acts," by amending section 18f (MCL 247.668f), as amended by 1983 PA 82.

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

Roll Call No. 884**Yeas—98**

Adamini	Frank	Lemmons	Rocca
Allen	George	Lipsey	Schauer
Anderson	Gielegem	McConico	Scranton
Basham	Gilbert	Mead	Shackleton
Bernero	Godchaux	Meyer	Sheltrown
Birkholz	Gosselin	Middaugh	Shulman
Bisbee	Hager	Minore	Spade
Bishop	Hansen	Mortimer	Stamas
Bogardus	Hardman	Murphy	Stewart
Bovin	Hart	Neumann	Switalski
Bradstreet	Howell	Newell	Tabor
Brown, B.	Hummel	O'Neil	Thomas
Brown, C.	Jacobs	Palmer	Toy
Brown, R.	Jamnick	Pappageorge	Van Woerkom
Callahan	Jansen	Patterson	Vander Roest
Caul	Jelinek	Pestka	Vander Veen
Clark, I.	Johnson, Rick	Phillips	Vear
Clarke, H.	Johnson, Ruth	Pumford	Voorhees
Daniels	Julian	Quarles	Waters
DeRossett	Koetje	Rackowski	Williams
DeVuyst	Kolb	Reeves	Wojno
DeWeese	Kooiman	Richardville	Woodward
Drolet	Kowall	Rison	Woronchak
Ehardt	Kuipers	Rivet	Zelenko
Faunce	LaSata		

Nays—0

In The Chair: Julian

The House agreed to the title of the bill.

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

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

Rep. Garza entered the House Chambers.

Senate Bill No. 1300, entitled

A bill to amend 1961 PA 112, entitled “An act to authorize and provide for the issuance, sale, and refunding of bonds, notes, or commercial paper of the state; to provide funds for making loans to school districts for payment of principal and interest on certain school bonds; to provide for use of moneys repaid to the state by school districts; and to make an appropriation,” (MCL 388.981 to 388.985) by adding section 1c.

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

Roll Call No. 885

Yeas—98

Adamini	Frank	Lemmons	Schauer
Allen	Garza	Lipsey	Scranton
Anderson	George	McConico	Shackleton
Basham	Gielegthem	Mead	Sheltrown
Bernero	Gilbert	Meyer	Shulman
Birkholz	Godchaux	Middaugh	Spade
Bisbee	Gosselin	Minore	Stallworth
Bishop	Hager	Mortimer	Stamas
Bogardus	Hansen	Murphy	Stewart
Bovin	Hardman	Neumann	Switalski
Bradstreet	Hart	Newell	Tabor
Brown, B.	Howell	O’Neil	Thomas
Brown, C.	Hummel	Palmer	Toy
Brown, R.	Jacobs	Pappageorge	Van Woerkom
Callahan	Jamnick	Patterson	Vander Roest
Caul	Jansen	Pestka	Vander Veen
Clark, I.	Jelinek	Phillips	Vear
Clarke, H.	Johnson, Rick	Pumford	Voorhees
Daniels	Johnson, Ruth	Quarles	Waters
DeRossett	Julian	Rackowski	Williams
DeVuyst	Kolb	Reeves	Wojno
DeWeese	Kooiman	Richardville	Woodward
Drolet	Kowall	Rivet	Woronchak
Ehardt	Kuipers	Rocca	Zelenko
Faunce	LaSata		

Nays—0

In The Chair: Julian

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



Rep. Rison entered the House Chambers.

Senate Bill No. 1313, entitled

A bill to amend 1961 PA 108, entitled “An act to provide for loans by the state of Michigan to school districts for the payment of principal and interest upon school bonds; to prescribe the terms and conditions of the loans and the conditions upon which levies for bond principal and interest shall be included in computing the amount to be so loaned

by the state; to prescribe the powers and duties of the superintendent of public instruction and the state treasurer in relation to such loans; to provide for the repayment of such loans; to provide incentives for repayment of such loans; to provide for other matters in respect to such loans; and to make an appropriation," (MCL 388.951 to 388.963) by adding section 3a.

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

Roll Call No. 886**Yeas—100**

Adamini	Frank	LaSata	Rocca
Allen	Garza	Lemmons	Schauer
Anderson	George	Lipsey	Scranton
Basham	Gielegem	McConico	Shackleton
Bernero	Gilbert	Mead	Sheltrown
Birkholz	Godchaux	Meyer	Shulman
Bisbee	Gosselin	Middaugh	Spade
Bishop	Hager	Minore	Stallworth
Bogardus	Hansen	Mortimer	Stamas
Bovin	Hardman	Murphy	Stewart
Bradstreet	Hart	Neumann	Switalski
Brown, B.	Howell	Newell	Tabor
Brown, C.	Hummel	O'Neil	Thomas
Brown, R.	Jacobs	Palmer	Toy
Callahan	Jamnick	Pappageorge	Van Woerkom
Caul	Jansen	Patterson	Vander Roest
Clark, I.	Jelinek	Pestka	Vander Veen
Clarke, H.	Johnson, Rick	Phillips	Vear
Daniels	Johnson, Ruth	Pumford	Voorhees
DeRossett	Julian	Quarles	Waters
DeVuyst	Koetje	Raczkowski	Williams
DeWeese	Kolb	Reeves	Wojno
Drolet	Kooiman	Richardville	Woodward
Ehardt	Kowall	Rison	Woronchak
Faunce	Kuipers	Rivet	Zelenko

Nays—0

In The Chair: Julian

The House agreed to the title of the bill.

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

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

Rep. Vander Roest moved that Rep. Raczkowski be excused temporarily from today's session.

The motion prevailed.

Senate Bill No. 1314, entitled

A bill to amend 2001 PA 34, entitled "Revised municipal finance act," by amending sections 317, 403, 611, and 701 (MCL 141.2317, 141.2403, 141.2611, and 141.2701).

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

Roll Call No. 887**Yeas—99**

Adamini	Frank	LaSata	Schauer
Allen	Garza	Lemmons	Scranton
Anderson	George	Lipsey	Shackleton
Basham	Gielegghem	McConico	Sheltrown
Bernero	Gilbert	Mead	Shulman
Birkholz	Godchaux	Meyer	Spade
Bisbee	Gosselin	Middaugh	Stallworth
Bishop	Hager	Minore	Stamas
Bogardus	Hansen	Mortimer	Stewart
Bovin	Hardman	Murphy	Switalski
Bradstreet	Hart	Neumann	Tabor
Brown, B.	Howell	Newell	Thomas
Brown, C.	Hummel	O'Neil	Toy
Brown, R.	Jacobs	Palmer	Van Woerkom
Callahan	Jamnack	Pappageorge	Vander Roest
Caul	Jansen	Patterson	Vander Veen
Clark, I.	Jelinek	Pestka	Vear
Clarke, H.	Johnson, Rick	Phillips	Voorhees
Daniels	Johnson, Ruth	Pumford	Waters
DeRossett	Julian	Quarles	Williams
DeVuyst	Koetje	Reeves	Wojno
DeWeese	Kolb	Richardville	Woodward
Drolet	Kooiman	Rison	Woronchak
Ehardt	Kowall	Rivet	Zelenko
Faunce	Kuipers	Rocca	

Nays—0

In The Chair: Julian

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

“An act relative to the borrowing of money and the issuance of certain debt and securities; to provide for tax levies and sinking funds; to prescribe powers and duties of certain departments, state agencies, officials, and employees; to impose certain duties, requirements, and filing fees upon political subdivisions of this state; to authorize the issuance of certain debt and securities; to prescribe penalties; and to repeal acts and parts of acts,”.

The House agreed to the full title.

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

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

House Bill No. 6137, entitled

A bill to amend 1996 PA 381, entitled “Brownfield redevelopment financing act,” by amending sections 2 and 13 (MCL 125.2652 and 125.2663), section 2 as amended by 2002 PA 254 and section 13 as amended by 2000 PA 145.

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

Roll Call No. 888**Yeas—99**

Adamini	Frank	LaSata	Schauer
Allen	Garza	Lemmons	Scranton
Anderson	George	Lipsey	Shackleton
Basham	Gielegghem	McConico	Sheltrown

Bernero	Gilbert	Mead	Shulman
Birkholz	Godchaux	Meyer	Spade
Bisbee	Gosselin	Middaugh	Stallworth
Bishop	Hager	Minore	Stamas
Bogardus	Hansen	Mortimer	Stewart
Bovin	Hardman	Murphy	Switalski
Bradstreet	Hart	Neumann	Tabor
Brown, B.	Howell	Newell	Thomas
Brown, C.	Hummel	O'Neil	Toy
Brown, R.	Jacobs	Palmer	Van Woerkom
Callahan	Jamnick	Pappageorge	Vander Roest
Caul	Jansen	Patterson	Vander Veen
Clark, I.	Jelinek	Pestka	Vear
Clarke, H.	Johnson, Rick	Phillips	Voorhees
Daniels	Johnson, Ruth	Pumford	Waters
DeRossett	Julian	Quarles	Williams
DeVuyst	Koetje	Reeves	Wojno
DeWeese	Kolb	Richardville	Woodward
Drolet	Kooiman	Rison	Woronchak
Ehardt	Kowall	Rivet	Zelenko
Faunce	Kuipers	Rocca	

Nays—0

In The Chair: Julian

The House agreed to the title of the bill.

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

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

By unanimous consent the House returned to the order of

Messages from the Senate

The Senate returned, in accordance with the request of the House

House Bill No. 4852, entitled

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

Third Reading of Bills

House Bill No. 4852, entitled

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

(The bill was passed on May 23, see House Journal No. 49, p. 1679.)

Rep. Patterson moved that Rule 67 be suspended.

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

Rep. Patterson 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. Ruth Johnson moved to amend the bill as follows:

1. Amend page 6, line 8, by striking out all of subdivision (e) and inserting:

“(e) House Bill No. 6137.”

The motion was seconded and the amendment 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. 889

Yeas—97

Adamini	Frank	Kuipers	Schauer
Allen	Garza	LaSata	Scranton
Anderson	George	Lemmons	Shackleton
Basham	Gielegem	Lipsey	Sheltrown
Bernero	Gilbert	Mead	Shulman
Birkholz	Godchaux	Meyer	Spade
Bisbee	Gosselin	Middaugh	Stallworth
Bishop	Hager	Minore	Stamas
Bogardus	Hansen	Mortimer	Stewart
Bovin	Hardman	Murphy	Switalski
Bradstreet	Hart	Neumann	Tabor
Brown, B.	Howell	Newell	Thomas
Brown, C.	Hummel	O’Neil	Toy
Brown, R.	Jacobs	Palmer	Van Woerkom
Callahan	Jamnack	Pappageorge	Vander Roest
Caul	Jansen	Patterson	Vander Veen
Clark, I.	Jelinek	Pestka	Vear
Clarke, H.	Johnson, Rick	Phillips	Voorhees
Daniels	Johnson, Ruth	Pumford	Waters
DeRossett	Julian	Quarles	Williams
DeVuyst	Koetje	Reeves	Wojno
DeWeese	Kolb	Richardville	Woodward
Drolet	Kooiman	Rivet	Woronchak
Ehardt	Kowall	Rocca	Zelenko
Faunce			

Nays—0

In The Chair: Julian

The House agreed to the title of the bill.



Rep. Hale entered the House Chambers.

By unanimous consent the House returned to the order of

Messages from the Senate

The Senate returned, in accordance with the request of the House

House Bill No. 4853, entitled

A bill to amend 1855 PA 105, entitled “An act to regulate the disposition of the surplus funds in the state treasury; to provide for the deposit of surplus funds in certain financial institutions; to lend surplus funds pursuant to loan agreements secured by certain commercial, agricultural, or industrial real and personal property; to authorize the loan of surplus funds to certain municipalities; to authorize the participation in certain loan programs; to authorize an appropriation; and to prescribe the duties of certain state agencies,” by amending section 4 (MCL 21.144) and by adding section 2f.

Third Reading of Bills

House Bill No. 4853, entitled

A bill to amend 1855 PA 105, entitled "An act to regulate the disposition of the surplus funds in the state treasury; to provide for the deposit of surplus funds in certain financial institutions; to lend surplus funds pursuant to loan agreements secured by certain commercial, agricultural, or industrial real and personal property; to authorize the loan of surplus funds to certain municipalities; to authorize the participation in certain loan programs; to authorize an appropriation; and to prescribe the duties of certain state agencies," by amending section 4 (MCL 21.144) and by adding section 2f.

(The bill was passed on May 23, see House Journal No. 49, p. 1680.)

Rep. Patterson moved that Rule 67 be suspended.
The motion prevailed, 3/5 of the members present voting therefor.

Rep. Patterson 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. Ruth Johnson moved to amend the bill as follows:
1. Amend page 2, line 17, by striking out all of subdivision (e) and inserting:
" (e) House Bill No. 6137."

The motion was seconded and the amendment 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. 890

Yeas—98

Adamini	Frank	Kuipers	Rivet
Allen	Garza	LaSata	Rocca
Anderson	George	Lemmons	Schauer
Basham	Gielegem	Lipsey	Scranton
Bernero	Gilbert	McConico	Shackleton
Birkholz	Godchaux	Mead	Sheltrown
Bisbee	Gosselin	Meyer	Shulman
Bishop	Hager	Middaugh	Spade
Bogardus	Hale	Mortimer	Stamas
Bovin	Hansen	Murphy	Stewart
Bradstreet	Hardman	Neumann	Switalski
Brown, B.	Hart	Newell	Tabor
Brown, C.	Howell	O'Neil	Thomas
Brown, R.	Hummel	Palmer	Toy
Callahan	Jacobs	Pappageorge	Van Woerkom
Caul	Jamnick	Patterson	Vander Roest
Clark, I.	Jansen	Pestka	Vander Veen
Clarke, H.	Jelinek	Phillips	Vear
Daniels	Johnson, Rick	Pumford	Voorhees
DeRossett	Johnson, Ruth	Quarles	Waters
DeVuyst	Julian	Rackowski	Williams
DeWeese	Koetje	Reeves	Wojno
Drolet	Kolb	Richardville	Woronchak
Ehardt	Koومان	Rison	Zelenko
Faunce	Kowall		

Nays—0

In The Chair: Julian

The House agreed to the title of the bill.

Communications from State Officers

The following communications from the Department Consumer and Industry Services were received and read:

May 28, 2002

Pursuant to Section 314 of P.A. 119 of 2001, we are enclosing a copy of the following report:

<u>Type of Report</u>	<u>Facility</u>	<u>Report #</u>	<u>License #</u>
Approval Study Report	Child Haven		CE730201048

This report was performed in compliance with the requirements of P.A. 116 of 1973 as amended, and the Administrative Rules for Child Caring Institutions. The report may also be viewed on our web site at the following address: http://www.cis.state.mi.us/fast/leg_rep.htm.

If you have any questions regarding this information, please feel free to contact me at 373-3892.

Sincerely,
John R. Suckow, C.P.A.
Director, Finance and
Administrative Services

June 1, 2002

The enclosed biennial report, Report on the Low-Income and Energy Efficiency Fund, is presented on behalf of the Michigan Public Service Commission in accordance with Section 10d(6) of 2000 PA 141, MCL 460.10d(6). This report will be available on the MPSC website.

Sincerely,
Dorothy Wideman
Executive Secretary

The communications were referred to the Clerk.

Introduction of Bills

Rep. Bishop introduced

House Bill No. 6157, entitled

A bill to amend 1976 PA 451, entitled "The revised school code," by amending sections 951 and 971 (MCL 380.951 and 380.971), section 951 as amended by 1990 PA 147 and section 971 as amended by 1995 PA 289, and by adding section 951a.

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

Rep. Patterson introduced

House Bill No. 6158, entitled

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending section 3115 (MCL 324.3115).

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

Rep. Patterson introduced

House Bill No. 6159, entitled

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending section 13c of chapter XVII (MCL 777.13c), as added by 2002 PA 30.

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

Reps. Rich Brown, Zelenko, Lipsey, Jacobs, Whitmer, Neumann, Adamini, Bovin, Kolb, Dennis, Shackleton, Lockwood, Rivet, Phillips and McConico introduced

House Bill No. 6160, entitled

A bill to amend 1979 PA 94, entitled "The state school aid act of 1979," (MCL 388.1601 to 388.1772) by adding section 27.

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

Reps. Vear, Raczkowski, Hummel, Drolet, Bradstreet, Gosselin, Tabor, Kowall, George, Palmer, Bishop, Woronchak, O'Neil, Hart, Van Woerkom, Gilbert, Vander Veen and Jansen introduced

House Bill No. 6161, entitled

A bill to amend 1978 PA 368, entitled "Public health code," by amending section 2690 (MCL 333.2690).

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

Reps. George, Vander Veen, Bovin, Tabor, Hart, Hummel, Middaugh and Kowall introduced

House Bill No. 6162, entitled

A bill to amend 1978 PA 368, entitled "Public health code," (MCL 333.1101 to 333.25211) by adding sections 2862 and 2882a.

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

Reps. Lemmons, Raczkowski, Pestka, Stallworth, Vear, Garza, Kolb, Rison, Gielegem, Switalski, Jacobs, Rocca, Newell, Kowall, Pumford, Woronchak, Richardville, Toy, Middaugh, Woodward, Reeves, Callahan, Zelenko, Hart, Caul, Vander Veen, Ruth Johnson, Bishop, Tabor, George, Pappageorge, LaSata, Quarles, Murphy, Mans, O'Neil, Lockwood, Lipsey, Rivet, Bob Brown, Phillips, Daniels, Sheltroun, Neumann, Hansen, Dennis, Clarke, Hale, Adamini, Rich Brown, Wojno, Williams, Bovin, Bernero, Allen, Stamas, Shulman, Van Woerkom, Waters, Thomas, Hager, Shackleton, Voorhees, Faunce, Koetje, Mortimer, Kooiman, Vander Roest, DeWeese, Stewart and Bradstreet introduced

House Bill No. 6163, entitled

A bill to amend 1976 PA 331, entitled "Michigan consumer protection act," by amending section 3 (MCL 445.903), as amended by 2000 PA 14.

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

Rep. Shulman introduced

House Bill No. 6164, entitled

A bill to amend 1964 PA 183, entitled "An act creating the state building authority with power to acquire, construct, furnish, equip, own, improve, enlarge, operate, mortgage, and maintain facilities for the use of the state or any of its agencies; to act as a developer or co-owner of facilities as a condominium project for the use of the state or any of its agencies; to authorize the execution of leases pertaining to those facilities by the building authority with the state or any of its agencies; to authorize the payment of true rentals by the state; to provide for the issuance of revenue obligations by the building authority to be paid from the true rentals to be paid by the state and other resources and security provided for and pledged by the building authority; to authorize the creation of funds; to authorize the conveyance of lands by the state or any of its agencies for the purposes authorized in this act; to authorize the appointment of a trustee for bondholders; to permit remedies for the benefit of parties in interest; to provide for other powers and duties of the authority; and to provide for other matters in relation to the authority and its obligations," by amending section 7 (MCL 830.417), as amended by 1994 PA 252.

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

Rep. Callahan introduced

House Bill No. 6165, entitled

A bill to create the nuclear waste escrow fund; to provide for the deposit of certain fees in the fund; and to provide for the use of the fund.

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

Rep. Jamnick introduced

House Bill No. 6166, entitled

A bill to abolish the right of dower.

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

Rep. Mans entered the House Chambers.

Quorum Call

Rep. Patterson questioned the presence of a quorum and moved that the roll be called and printed in the Journal. The motion prevailed.

The roll was called and the Clerk announced that a quorum was present.

The following is the roll call:

Roll Call No. 891

Yeas—76

Adamini	Garza	Lemmons	Richardville
Allen	Gielegem	Lipsey	Rison
Anderson	Gilbert	Mans	Rivet
Basham	Gosselin	McConico	Schauer
Bernero	Hager	Mead	Sheltrown
Bishop	Hansen	Meyer	Shulman
Bovin	Hardman	Middaugh	Spade
Brown, C.	Hart	Murphy	Stallworth
Brown, R.	Howell	Neumann	Stamas
Callahan	Hummel	Newell	Stewart
Clark, I.	Jacobs	O'Neil	Switalski
Clarke, H.	Jamnack	Palmer	Tabor
Daniels	Jelinek	Pappageorge	Vander Roest
DeRossett	Johnson, Rick	Patterson	Waters
DeVuyst	Julian	Pestka	Williams
DeWeese	Kolb	Phillips	Wojno
Drolet	Kooiman	Quarles	Woodward
Ehardt	Kowall	Raczkowski	Woronchak
Frank	Kuipers	Reeves	Zelenko

In The Chair: Julian

By unanimous consent the House returned to the order of

Second Reading of Bills

Senate Bill No. 116, entitled

A bill to amend 1917 PA 273, entitled "An act to regulate and license pawnbrokers in cities and incorporated villages of this state, having a population of more than 3,000," by amending the title and sections 1, 2, 3, 5, 6, 8, and 19 (MCL 446.201, 446.202, 446.203, 446.205, 446.206, 446.208, and 446.219), section 5 as amended by 1998 PA 233.

The bill was read a second time.

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

The motion prevailed.

House Bill No. 4527, entitled

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending section 82131 (MCL 324.82131), as added by 1995 PA 58.

The bill was read a second time.

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

The motion prevailed.

House Bill No. 4528, entitled

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," (MCL 324.101 to 324.90106) by adding section 82123a.

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

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

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

House Bill No. 5768, entitled

A bill to amend 1976 PA 451, entitled "The revised school code," (MCL 380.1 to 380.1852) by adding section 1531d. Was read a second time, and the question being on the adoption of the proposed substitute (H-1) previously recommended by the Committee on Education,
The substitute (H-1) was adopted, a majority of the members serving voting therefor.

Reps. McConico and LaSata moved to amend the bill as follows:

1. Amend page 1, line 11, after "PROGRAM" by striking out the balance of the subdivision and inserting a period. The motion did not prevail and the amendment was not adopted, a majority of the members serving not voting therefor.

Rep. George moved to amend the bill as follows:

1. Amend page 1, line 7, after "PROGRAMS" by striking out "SHOULD" and inserting "SHALL". The motion did not prevail and the amendment was not adopted, a majority of the members serving not voting therefor.

Rep. Bogardus moved to amend the bill as follows:

1. Amend page 2, line 14, after "SCHOOL." by inserting "A MENTOR SHALL BE PRESENT IN THE CLASSROOM WITH A PARTICIPANT FOR AN AVERAGE OF AT LEAST 5 HOURS PER SCHOOL WEEK.". The motion did not prevail and the amendment was not adopted, a majority of the members serving not voting therefor.

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

House Bill No. 5766, entitled

A bill to amend 1941 PA 122, entitled "An act to establish a revenue division of the department of treasury; to prescribe its powers and duties as the revenue collection agency of the state; to prescribe certain powers and duties of the state treasurer; to regulate the importation, stamping, and disposition of certain tobacco products; to create the position and to define the powers and duties of the state commissioner of revenue; to provide for the transfer of powers and duties now vested in certain other state boards, commissions, departments and offices; to prescribe certain duties of and require certain reports from the department of treasury; to provide procedures for the payment, administration, audit, assessment, levy of interests or penalties on, and appeals of taxes and tax liability; to prescribe its powers and duties if an agreement to act as agent for a city to administer, collect, and enforce the city income tax act on behalf of a city is entered into with any city; to provide an appropriation; to abolish the state board of tax administration; to prescribe penalties and provide remedies; and to declare the effect of this act," by amending section 24 (MCL 205.24), as amended by 2001 PA 168.

The bill was read a second time.

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

Senate Bill No. 217, entitled

A bill to regulate the servicing, repair, and maintenance of certain appliances and the compensation received by certain persons for those activities; to provide for certain disclosures and warranties regarding those activities; to limit certain representations by service dealers; and to provide for certain remedies.

Was read a second time, and the question being on the adoption of the proposed amendment previously recommended by the Committee on Regulatory Reform (for amendment, see House Journal No. 37, p. 1281),

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

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

Rep. Patterson moved that the bill be placed on its immediate passage.
The motion prevailed, a majority of the members serving voting therefor.

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

Rep. Jacobs moved that Reps. Bogardus and Minore be excused temporarily from today’s session.
The motion prevailed.

Rep. Vander Roest moved that Reps. Jansen, Vander Veen and Voorhees be excused temporarily from today’s session.
The motion prevailed.

Rep. Richner entered the House Chambers.

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

Senate Bill No. 217, entitled

A bill to regulate the servicing, repair, and maintenance of certain appliances and the compensation received by certain persons for those activities; to provide for certain disclosures and warranties regarding those activities; to limit certain representations by service dealers; and to provide for certain remedies.

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

Roll Call No. 892

Yeas—92

Adamini	Garza	Lemmons	Rison
Allen	George	Lipsey	Rivet
Anderson	Gielegthem	Mans	Rocca
Basham	Gilbert	McConico	Schauer
Bernero	Gosselin	Mead	Shackleton
Birkholz	Hager	Meyer	Sheltrown
Bisbee	Hale	Middaugh	Shulman
Bishop	Hansen	Mortimer	Spade
Bovin	Hardman	Murphy	Stallworth
Bradstreet	Hart	Neumann	Stamas
Brown, B.	Howell	Newell	Stewart
Brown, C.	Hummel	O’Neil	Switalski
Brown, R.	Jacobs	Palmer	Tabor
Callahan	Jamnick	Pappageorge	Thomas
Clark, I.	Jelinek	Patterson	Van Woerkom
Clarke, H.	Johnson, Rick	Pestka	Vander Roest
Daniels	Julian	Phillips	Vear
DeRossett	Koetje	Pumford	Waters
DeVuyst	Kolb	Quarles	Williams
DeWeese	Kooiman	Rackowski	Wojno
Ehardt	Kowall	Reeves	Woodward
Faunce	Kuipers	Richardville	Woronchak
Frank	LaSata	Richner	Zelenko

Nays—1

Drolet

In The Chair: Julian

The House agreed to the title of the bill.
Rep. Patterson 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. 6041, entitled

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," (MCL 760.1 to 777.69) by adding section 6d to chapter V.

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

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

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

The motion prevailed.

House Bill No. 6042, entitled

A bill to amend 1937 PA 144, entitled "Uniform criminal extradition act," by amending sections 6, 15, 16, 18, and 25 (MCL 780.6, 780.15, 780.16, 780.18, and 780.25) and by adding section 23a.

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

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

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

The motion prevailed.

Senate Bill No. 928, entitled

A bill to amend 1935 PA 120, entitled "An act to prescribe a method for the fingerprinting of residents of the state, and to provide for the recording and filing thereof by the central records division of the department of state police," by amending section 3 (MCL 28.273), as added by 1985 PA 175.

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

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

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

The motion prevailed.

Senate Bill No. 1278, entitled

A bill to amend 1975 PA 228, entitled "Single business tax act," by amending section 19 (MCL 208.19), as amended by 2001 PA 278.

The bill was read a second time.

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

The motion prevailed.

Senate Bill No. 425, entitled

A bill to amend 1968 PA 330, entitled "Private security business and security alarm act," by amending sections 2, 3, 6, 7, 9, 10, 13, 14, 17, 18, 19, 24, 25, 29, and 31 (MCL 338.1052, 338.1053, 338.1056, 338.1057, 338.1059, 338.1060, 338.1063, 338.1064, 338.1067, 338.1068, 338.1069, 338.1074, 338.1075, 338.1079, and 338.1081), sections 2, 3, 6, 7, 9, 10, 14, 17, 18, 19, 25, 29, and 31 as amended by 2000 PA 411.

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

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

Rep. Faunce moved to amend the bill as follows:

1. Amend page 16, line 4, after "EMPLOYEEES" by striking out "IN THE EMPLOY OF" and inserting "HIRED BY".
The motion prevailed and the amendment was adopted, a majority of the members serving voting therefor.

Rep. Hager moved to amend the bill as follows:

1. Amend page 10, line 6, after the second "OR" by striking out "\$1,500.00 IF A SECURITY ALARM SYSTEM CONTRACTOR," and inserting "\$500.00 FOR A SECURITY ALARM SYSTEM CONTRACTOR THAT IS A SOLE PROPRIETORSHIP AND \$1,500.00 FOR A SECURITY ALARM SYSTEM CONTRACTOR THAT IS A COMPANY, PARTNERSHIP, LIMITED LIABILITY COMPANY, OR CORPORATION".

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

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

The motion prevailed.

Senate Bill No. 927, 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 1996 PA 573.

Was read a second time, and the question being on the adoption of the proposed amendment previously recommended by the Committee on Criminal Justice (for amendment, see House Journal No. 52, p. 1824),

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

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

The motion prevailed.

Senate Bill No. 929, entitled

A bill to amend 1965 PA 285, entitled "Private detective license act of 1965," by amending the title and sections 1, 2, 3, 4, 5, 6, 7, 9, 10, 11, 12, 13, 14, 16, 17, 18, 20, 21, 22, 23, 24, 25, 26, 27, 28, and 31 (MCL 338.821, 338.822, 338.823, 338.824, 338.825, 338.826, 338.827, 338.829, 338.830, 338.831, 338.832, 338.833, 338.834, 338.836, 338.837, 338.838, 338.840, 338.841, 338.842, 338.843, 338.844, 338.845, 338.846, 338.847, 338.848, and 338.851).

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

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

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

The motion prevailed.

Senate Bill No. 992, entitled

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending section 13p of chapter XVII (MCL 777.13p), as added by 2002 PA 30.

Was read a second time, and the question being on the adoption of the proposed amendment previously recommended by the Committee on Criminal Justice (for amendment, see House Journal No. 52, p. 1825),

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

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

The motion prevailed.

Senate Bill No. 112, entitled

A bill to amend 1967 (Ex Sess) PA 7, entitled "Urban cooperation act of 1967," by amending sections 2, 3, 4, 10, and 12 (MCL 124.502, 124.503, 124.504, 124.510, and 124.512), section 2 as amended by 1995 PA 108 and section 10 as amended by 1985 PA 10.

The bill was read a second time.

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

The motion prevailed.

House Bill No. 4688, entitled

A bill to amend 1978 PA 368, entitled "Public health code," by amending sections 13101 and 13102 (MCL 333.13101 and 333.13102), as added by 1996 PA 223.

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

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

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

The motion prevailed.

By unanimous consent the House returned to the order of

Third Reading of Bills**House Bill No. 5958, entitled**

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending sections 8313, 8314, 8327, 8329, 8333, and 30113 (MCL 324.8313, 324.8314, 324.8327, 324.8329, 324.8333, and 324.30113), section 30113 as amended by 1995 PA 171, and by adding part 33; and to repeal acts and parts of acts.

(The bill was read a third time and passed, motion made to reconsider vote and motion postponed for the day, see House Journal No. 49, p. 1673.)

The question being on the motion made previously by Rep. Frank,

The motion did not prevail, a majority of the members serving not voting therefor.

Rep. Dennis entered the House Chambers.

Second Reading of Bills

House Bill No. 5824, entitled

A bill to amend 1967 PA 281, entitled "Income tax act of 1967," by amending sections 30, 520, and 527a (MCL 206.30, 206.520, and 206.527a), section 30 as amended by 2000 PA 400, section 520 as amended by 1995 PA 245, and section 527a as amended by 2001 PA 169.

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

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

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

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

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

The motion prevailed.

Senate Bill No. 926, entitled

A bill to amend 1999 PA 94, entitled "Michigan merit award scholarship act," by amending sections 5, 6, 7, and 8 (MCL 390.1455, 390.1456, 390.1457, and 390.1458).

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

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

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

The motion prevailed.

Senate Bill No. 1230, entitled

A bill to amend 1972 PA 239, entitled "McCauley-Traxler-Law-Bowman-McNeely lottery act," by amending section 12 (MCL 432.12), as amended by 1998 PA 393.

The bill was read a second time.

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

The motion prevailed.

Rep. Patterson moved that House Committees be given leave to meet during the balance of today's session.

The motion prevailed.

Rep. Patterson moved that when the House adjourns today it stand adjourned until Wednesday, June 5, at 10:00 a.m.

The motion prevailed.

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, Friday, May 31:

House Bill Nos. 6151 6152 6153 6154 6155 6156

The Clerk announced that the following Senate bill had been received on Friday, May 31:

Senate Bill No. 142

The Clerk announced the enrollment printing and presentation to the Governor on Monday, June 3, for his approval of the following bill:

Enrolled House Bill No. 4994 at 10:13 a.m.

The Clerk announced that the following Senate bill had been received on Tuesday, June 4:

Senate Bill No. 1370

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

House Bill No. 5556, entitled

A bill to amend 1994 PA 451, entitled "An act to protect the environment and natural resources of the state; to codify, revise, consolidate, and classify laws relating to the environment and natural resources of the state; to regulate the discharge of certain substances into the environment; to regulate the use of certain lands, waters, and other natural resources of the state; to prescribe the powers and duties of certain state and local agencies and officials; to provide for certain charges, fees, and assessments; to provide certain appropriations; to prescribe penalties and provide remedies; to repeal certain parts of this act on a specific date; and to repeal certain acts and parts of acts," by amending section 48701 (MCL 324.48701), as added by 1995 PA 57.

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

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

House Bill No. 4454, entitled

A bill to amend 1987 PA 248, entitled "Airport parking tax act," by amending sections 3 and 7 (MCL 207.373 and 207.377) and by adding section 11a.

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

The Senate has passed the bill as substituted (S-4) and amended the title to read as follows:

A bill to amend 1987 PA 248, entitled "An act to impose a state excise tax on persons engaged in the business of providing an airport parking facility; to provide for the levy, assessment, and collection of the tax; to provide for the disposition of the collections from the tax; to create the airport parking fund; to authorize the distributions from the fund; to authorize the use of distributions from the fund as security for bonds and other obligations; to prescribe certain other matters relating to bonds and other obligations; to prescribe the powers and duties of certain state officers; and to provide for an appropriation," by amending section 3 (MCL 207.373) and by adding section 7a; and to repeal acts and parts of acts.

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

House Bill No. 5832, entitled

A bill to amend 1988 PA 466, entitled "Animal industry act," by amending sections 3, 4, 6, 8, 9, 11b, 12, 13a, 14, 16, 19, 22, 30a, 30b, 33, and 44 (MCL 287.703, 287.704, 287.706, 287.708, 287.709, 287.711b, 287.712, 287.713a, 287.714, 287.716, 287.719, 287.722, 287.730a, 287.730b, 287.733, and 287.744), sections 3, 4, 6, 8, 9, 12, 14, 16, 19, 30a, 30b, 33, and 44 as amended and sections 11b and 13a as added by 2000 PA 323 and section 22 as amended by 1996 PA 369; and to repeal acts and parts of acts.

The Senate has substituted (S-1) the bill.

The Senate has passed the bill as substituted (S-1), ordered that it be given immediate effect and pursuant to Joint Rule 20, inserted the full title.

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

House Bill No. 5927, entitled

A bill to amend 1956 PA 218, entitled "The insurance code of 1956," by amending sections 901, 912, 916, 917a, 918, 922, 938, 942, and 943 (MCL 500.901, 500.912, 500.916, 500.917a, 500.918, 500.922, 500.938, 500.942, and 500.943), sections 901 and 943 as amended and section 917a as added by 1994 PA 226, section 922 as amended by 1991 PA 79, and section 942 as amended by 1984 PA 90, and by adding section 902.

The Senate has substituted (S-1) the bill.

The Senate has passed the bill as substituted (S-1), ordered that it be given immediate effect and amended the title to read as follows:

A bill to amend 1956 PA 218, entitled "An act to revise, consolidate, and classify the laws relating to the insurance and surety business; to regulate the incorporation or formation of domestic insurance and surety companies and associations and the admission of foreign and alien companies and associations; to provide their rights, powers, and immunities and to prescribe the conditions on which companies and associations organized, existing, or authorized

under this act may exercise their powers; to provide the rights, powers, and immunities and to prescribe the conditions on which other persons, firms, corporations, associations, risk retention groups, and purchasing groups engaged in an insurance or surety business may exercise their powers; to provide for the imposition of a privilege fee on domestic insurance companies and associations and the state accident fund; to provide for the imposition of a tax on the business of foreign and alien companies and associations; to provide for the imposition of a tax on risk retention groups and purchasing groups; to provide for the imposition of a tax on the business of surplus line agents; to provide for the imposition of regulatory fees on certain insurers; to modify tort liability arising out of certain accidents; to provide for limited actions with respect to that modified tort liability and to prescribe certain procedures for maintaining those actions; to require security for losses arising out of certain accidents; to provide for the continued availability and affordability of automobile insurance and homeowners insurance in this state and to facilitate the purchase of that insurance by all residents of this state at fair and reasonable rates; to provide for certain reporting with respect to insurance and with respect to certain claims against uninsured or self-insured persons; to prescribe duties for certain state departments and officers with respect to that reporting; to provide for certain assessments; to establish and continue certain state insurance funds; to modify and clarify the status, rights, powers, duties, and operations of the nonprofit malpractice insurance fund; to provide for the departmental supervision and regulation of the insurance and surety business within this state; to provide for regulation over worker's compensation self-insurers; to provide for the conservation, rehabilitation, or liquidation of unsound or insolvent insurers; to provide for the protection of policyholders, claimants, and creditors of unsound or insolvent insurers; to provide for associations of insurers to protect policyholders and claimants in the event of insurer insolvencies; to prescribe educational requirements for insurance agents and solicitors; to provide for the regulation of multiple employer welfare arrangements; to create an automobile theft prevention authority to reduce the number of automobile thefts in this state; to prescribe the powers and duties of the automobile theft prevention authority; to provide certain powers and duties upon certain officials, departments, and authorities of this state; to repeal acts and parts of acts; and to provide penalties for the violation of this act," by amending sections 901, 912, 914, 916, 917, 917a, 918, 922, 924, 932, 934, 938, 942, 943, 944, 946, and 947 (MCL 500.901, 500.912, 500.914, 500.916, 500.917, 500.917a, 500.918, 500.922, 500.924, 500.932, 500.934, 500.938, 500.942, 500.943, 500.944, 500.946, and 500.947), sections 901, 917, 943, and 946 as amended and section 917a as added by 1994 PA 226, section 922 as amended by 1991 PA 79, and section 942 as amended by 1984 PA 90, and by adding section 902.

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

House Concurrent Resolution No. 49.

A concurrent resolution to urge the United States Environmental Protection Agency to reevaluate Michigan's electrical demand growth rate and promote energy efficiency and the health of Michigan's citizens.

(For text of resolution, see House Journal No. 80 of 2001, p. 2392.)

The Senate has adopted the concurrent resolution.

The concurrent resolution was referred to the Clerk for record.

Senate Bill No. 142, entitled

A bill to amend 1976 PA 451, entitled "The revised school code," by amending sections 1272d, 1351a, and 1613 (MCL 380.1272d, 380.1351a, and 380.1613), section 1272d as amended by 1993 PA 335, section 1351a as amended by 2002 PA 65, and section 1613 as added by 1982 PA 333, and by adding section 1292 and part 17a; and to repeal acts and parts of acts.

The Senate has passed the bill.

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

Senate Bill No. 1370, entitled

A bill to amend 1937 PA 94, entitled "Use tax act," by amending sections 2 and 3 (MCL 205.92 and 205.93), section 2 as amended by 2000 PA 391 and section 3 as amended by 2002 PA 110, and by adding section 6a; and to repeal acts and parts of acts.

The Senate has passed the bill.

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

By unanimous consent the House returned to the order of

Motions and Resolutions

Reps. Waters, Shackleton, Koetje, George, DeWeese, Bernero, Raczkowski, Minore, Jamnick, Gielegem, Bovin, Stewart, Hager, Toy, Voorhees, Hart, Vander Veen, Drolet, Richardville, Ehardt, Howell, Clarke, Bogardus, Wojno,

Basham, Woodward, Adamini, Spade, Hansen, Jacobs, Lipsey, McConico, Switalski, Phillips, Anderson, Lemmons, DeRossett, Sheltroun, Quarles, Zelenko, Rivet, Faunce, Bishop, Pappageorge, Thomas, Kolb, Neumann, Hardman, Clark and Hale offered the following resolution:

House Resolution No. 470.

A resolution honoring Reverend Dr. Jim Holley on his 30th pastoral anniversary.

Whereas, The observance of the 30th anniversary of the service of Reverend Dr. Jim Holley is an event of significance far beyond the reaches of Little Rock Missionary Baptist Church and the community of Detroit. In his long and devoted efforts to offer spiritual and personal guidance to others through the ministry, this dedicated and unselfish man has touched many lives through the power of faith. Gifts like these are of importance to everyone; and

Whereas, In 1972, Reverend Dr. Jim Holley came to work with the individuals and families at Little Rock Missionary Baptist Church. Since then, the congregation has come to highly value all of the talents of this outstanding and effective spiritual leader. Reverend Holley came to the church preaching and teaching about the love of God Almighty. His magnetic spirit and zeal to do the work of the Lord soon proliferated throughout the congregation. He soon gained the respect of the seasoned members, trust of the new members, and the admiration of the young members; and

Whereas, Under the leadership of Reverend Holley, the church outgrew its Maxwell location within six years. After many expansion projects, the church started looking for a new home. On August 13, 1978, the good Reverend moved the church to its present location. This beautiful, two million-dollar structure is a national registered historical site. With the help of God and the vision of the Reverend, the church was able to burn the church mortgage on March 15, 1987; and

Whereas, As the family and friends who have witnessed Reverend Dr. Jim Holley's good works can attest, the public moments of service and sermons are only part of the presence of Reverend Dr. Jim Holley. His private help to the needy, through encouragement, prayer, or putting a person in touch with someone with the resources to help, has constituted a true gift. Through those who have been blessed by these works, the entire community has been enriched; now, therefore, be it

Resolved by the House of Representatives, That the members of this legislative body honor Reverend Dr. Jim Holley on his 30th pastoral anniversary. Our great state is blessed that he chose Michigan for his heavenly mission; and be it further

Resolved, That a copy of this resolution be transmitted to Reverend Dr. Jim Holley as a symbol of our esteem.

Pending the reference of the resolution to a committee,

Rep. Patterson moved that Rule 77 be suspended and the resolution be considered at this time.

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

The question being on the adoption of the resolution,

The resolution was adopted.

Reps. Waters, Reeves, Shackleton, Koetje, DeWeese, Bernero, Raczkowski, Minore, Jammick, Gielegem, Bovin, Stewart, Hager, Toy, Voorhees, Vander Veen, Drolet, Richardville, Ehardt, Shulman, Howell, Clarke, Bogardus, Wojno, Basham, Woodward, Adamini, Spade, Hansen, Jacobs, Lipsey, McConico, Switalski, Phillips, Anderson, Lemmons, DeRossett, Sheltroun, Quarles, Zelenko, Rivet, Faunce, Bishop, Pappageorge, Thomas, Kolb, Neumann, Hardman, Clark, and Hale offered the following resolution:

House Resolution No. 471.

A resolution honoring Mary Pearlean Walker upon the occasion of her 75th birthday.

Whereas, It is a genuine pleasure to extend special greetings to Mary Pearlean Walker upon the occasion of her 75th birthday. We are grateful for this opportunity to join with the family and many friends of Mary P. Walker as we honor an individual who truly understands the beauty of life and its challenges and triumphs; and

Whereas, Born on July 28, 1927, in Atlanta, Georgia, Mary Pearlean Walker grew up in a world quite different in many ways from the one we know today. In the span of her lifetime, tremendous cultural, sociological, and technological changes have transpired here in Michigan and elsewhere. The fact that Mary P. Walker has lived and tasted of life throughout this period of change, has given her insight, experience, and wisdom few of us can fully appreciate; and

Whereas, Mary Walker is a graduate of Booker T. Washington High School and Nightingale School of Nursing, which are both located in Atlanta, Georgia. She was employed by the Children's Hospital of Atlanta and she truly enjoyed her profession. Mary P. Walker moved to Detroit in 1968 and retired from the Arnold Nursing Home after 13 years of service in 1991. She continues to work for her neighborhood, city, and state as she continues to volunteer to assist the needy and campaign for elected officials. Sister Mary Walker is a member of the Zion Hope Baptist Church where she ministers in song. She is also a member of the Eastern Stars Ruth Chapter 48; and

Whereas, Long ago, Charles Dickens made an observation on aging that often seems applicable to people like Mary P. Walker, who have contributed a great deal to life around them. He said, "Father Time is not always a hard parent, and, though he tarries for none of his children, he often lays his hand lightly on those who have used him well.". Surely, Mary P. Walker breathes great meaning into this thought; now, therefore, be it

Resolved by the House of Representatives, That the members of this legislative body honor Mary Pearlean Walker upon the occasion of her 75th birthday. May the health and happiness her years so richly merit be with her always; and be it further

Resolved, That a copy of this resolution be transmitted to Mary P. Walker as a token of our esteem.

Pending the reference of the resolution to a committee,

Rep. Patterson moved that Rule 77 be suspended and the resolution be considered at this time.

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

The question being on the adoption of the resolution,

The resolution was adopted.

Reps. Gielegem, Reeves, Shackleton, Callahan, Rocca, DeWeese, Bernero, Raczkowski, Minore, Jamnick, Bovin, Stewart, Hager, Toy, Voorhees, Vander Veen, Drolet, Ehardt, Shulman, Howell, Clarke, Bogardus, Wojno, Basham, Woodward, Adamini, Spade, Hansen, Jacobs, Waters, Lipsey, McConico, Switalski, Phillips, Anderson, Lemmons, DeRossett, Sheltroun, Quarles, Zelenko, Faunce, Bishop, Pappageorge, Thomas, Kolb, Neumann, Hardman, Clark and Hale offered the following resolution:

House Resolution No. 472.

A resolution honoring Geraldine Tuscany upon her retirement as Director of Adult Education for the L'Anse Creuse/Mount Clemens Schools.

Whereas, The retirement of Geraldine Tuscany from her responsibilities as Director of Adult Education for the L'Anse Creuse/Mount Clemens Schools brings to a close an era of dedicated service to the people of Macomb County. We are pleased to join with students, coworkers, family, and friends in expressing our appreciation and best wishes to this most devoted professional; and

Whereas, In 25 years as a teacher and administrator, Geri Tuscany followed the noble pursuit of life-long learning for everyone. In her work at L'Anse Creuse/Mount Clemens schools, she has instilled the skills and self-confidence needed to allow thousands to achieve their goals of obtaining an education and helping them to grow as capable and upstanding citizens. Geri worked to develop curriculum, staff training, and assessment tools that resulted in a broad-based program for all types of learners. Her determination and leadership provided the impetus that gave L'Anse Creuse/Mount Clemens the distinction of becoming the first adult education program in the nation to receive the North Central Accreditation Outcomes endorsement; and

Whereas, During Geri Tuscany's years in education, many changes have occurred in our society that have affected the learning process. Her ability to meet the diverse challenges of adapting to new insights and methods, and maintaining a focus on core skills, have given so many people the ability to overcome and succeed within this changing world. Her heartfelt belief that reading is the key to understanding and that literacy unlocks the door to achieving the American dream has benefited us all; and

Whereas, The legacy Geri created for adult learners is clearly that of an ongoing commitment to education and the process of setting one's sights and fulfilling one's goals. In her role as the Director of Adult Education, she has certainly witnessed her share of second chances turned into successful futures. She has played an exceptionally valuable role advocating in the public arena to protect those opportunities for every adult who has the will to return to the classroom; now, therefore, be it

Resolved by the House of Representatives, That the members of this legislative body honor Geraldine Tuscany upon her retirement as Director of Adult Education for the L'Anse Creuse/Mount Clemens Schools. May she enjoy the health and happiness her years of devoted work have earned; and be it further

Resolved, That a copy of this resolution be transmitted to Geraldine Tuscany as a token of our respect, appreciation, and esteem.

Pending the reference of the resolution to a committee,

Rep. Patterson moved that Rule 77 be suspended and the resolution be considered at this time.

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

The question being on the adoption of the resolution,

The resolution was adopted.

Reps. Howell, Williams, Frank, Shackleton, Koetje, George, Scranton, Van Woerkom, Meyer, Rocca, DeWeese, Raczkowski, Julian, Minore, Jamnick, Gielegem, Bovin, Stewart, Hager, Toy, Voorhees, Vander Veen, Drolet, Gosselin, Richardville, Ehardt, DeVuyst, Shulman, Mead, Vear, Clarke, Bogardus, Wojno, Woodward, Adamini, Vander Roest, Spade, Hansen, Jacobs, Waters, Lipsey, McConico, Switalski, Phillips, Anderson, Lemmons, DeRossett, Sheltroun, Quarles, Zelenko, Rivet, Caul, Faunce, Bishop, Pappageorge, Kuipers, Thomas, Kolb, Neumann, Hardman and Hale offered the following resolution:

House Resolution No. 473.

A resolution commemorating the 100th anniversary of the Saginaw County Medical Society.

Whereas, The Saginaw County Medical Society received its charter on October 14, 1902, and proudly celebrates its 100th anniversary this year; and

Whereas, The Saginaw County Medical Society has grown to over 450 physicians, representing over 50 specialties and subspecialties. Their physicians attract patients from all over northern and mid-Michigan and are instrumental in making Saginaw County a destination for patients from hundreds of miles away; and

Whereas, The Saginaw County Medical Society works with the media in order to help the Saginaw community understand new treatments and proven methods to stay healthy. They also work to help area legislators understand the impact of proposed legislation on physicians ability to serve patients; now, therefore, be it

Resolved by the House of Representatives, That the members of this legislative body commemorate the 100th anniversary of the Saginaw County Medical Society; and be it further

Resolved, That a copy of this resolution be transmitted to the Saginaw County Medical Society as a token of our esteem.

Pending the reference of the resolution to a committee,

Rep. Patterson moved that Rule 77 be suspended and the resolution be considered at this time.

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

The question being on the adoption of the resolution,

The resolution was adopted.

Reps. Ruth Johnson, Ehardt, Voorhees, Vander Veen, Rocca, Faunce, Phillips, Shackleton, Koetje, George, Scranton, Meyer, DeWeese, Bernero, Raczkowski, Julian, Jamnick, Gielegem, Bovin, Stewart, Hager, Toy, Gosselin, Richardville, DeVuyst, Shulman, Mead, Howell, Clarke, Bogardus, Wojno, Basham, Woodward, Kooiman, Adamini, Vander Roest, Spade, Hansen, Jacobs, Waters, Lipsey, Switalski, Anderson, Lemmons, DeRossett, Sheltroun, Quarles, Zelenko, Rivet, Caul, Bishop, Pappageorge, Kuipers, Kolb, Neumann, Hardman and Hale offered the following resolution:

House Resolution No. 474.

A resolution to urge the Department of Community Health to increase public awareness of autoimmune diseases.

Whereas, Many of the best known health maladies and an even greater number of other conditions are autoimmune diseases. Autoimmune diseases occur when the body's own immune system works against the body and, instead of defending against invading bacteria or viruses, attacks the cells, tissue, or organs of the body; and

Whereas, There are many different autoimmune diseases, and they can affect the body in a wide variety of ways. Autoimmune diseases include rheumatoid arthritis, panniculitis, sarcoidosis, multiple sclerosis, type 1 diabetes, Crohn's disease, and systemic lupus. In addition, various thyroid problems and several types of anemia are also autoimmune diseases. These diseases can impact the skin, soft tissue, internal organs, the nervous system, the gastrointestinal system, endocrine glands, blood, and connective tissue in the musculoskeletal system; and

Whereas, Because of the great variety of symptoms of autoimmune diseases, the more public information that is available about these conditions, the quicker people can be diagnosed and treated appropriately. Early treatment can prevent more serious complications in many instances. It would also be most helpful for people to realize that nonspecific or changing symptoms for many autoimmune diseases can make a successful diagnosis illusive, which can be very frustrating and discouraging. Education, for both patient and health care provider, is very important. In some instances, environmental influences can be a factor. In addition to the public health benefits of more awareness of these diseases, such attention can only help in the drive to find cures and more effective management strategies; now, therefore, be it

Resolved by the House of Representatives, That we urge the Department of Community Health to increase public awareness of autoimmune diseases; and be it further

Resolved, That copies of this resolution be transmitted to the Department of Community Health.

The resolution was referred to the Committee on Health Policy.

Reports of Standing Committees

The Committee on Criminal Justice, by Rep. Faunce, Chair, reported

House Bill No. 6095, entitled

A bill to amend 1978 PA 368, entitled "Public health code," by amending sections 7214, 7401, 7402, 7403, and 7404 (MCL 333.7214, 333.7401, 333.7402, 333.7403, and 333.7404), section 7214 as amended by 1982 PA 352, sections 7401 and 7403 as amended by 2001 PA 236, and sections 7402 and 7404 as amended by 2000 PA 314.

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

HB 6095 To Report Out:

Yeas: Reps. Faunce, Kowall, George, Gosselin, O'Neil, Rison,

Nays: None.

The Committee on Criminal Justice, by Rep. Faunce, Chair, reported

House Bill No. 6096, entitled

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending section 13m of chapter XVII (MCL 777.13m), as added by 2002 PA 30.

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

1. Amend page 5, following line 31, by inserting:

"Enacting section 1. This amendatory act takes effect January 1, 2003." and renumbering the remaining enacting section.

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

Favorable Roll Call

HB 6096 To Report Out:

Yeas: Reps. Faunce, Kowall, George, Gosselin, O'Neil, Rison,

Nays: None.

The Committee on Criminal Justice, by Rep. Faunce, Chair, reported

Senate Bill No. 1358, entitled

A bill to amend 1966 PA 189, entitled "An act to provide procedures for making complaints for, obtaining, executing and returning search warrants; and to repeal certain acts and parts of acts," by amending section 1 (MCL 780.651), as amended by 2002 PA 128.

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

1. Amend page 1, line 1, after "a" by striking out "JUDGE OR DISTRICT COURT".
2. Amend page 1, line 4, after "the" by striking out "JUDGE OR DISTRICT COURT".
3. Amend page 2, line 8, after "judge" by striking out "OR DISTRICT COURT MAGISTRATE".
4. Amend page 3, line 19, after the first "A" by striking out "JUDGE OR DISTRICT COURT".

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

Favorable Roll Call

SB 1358 To Report Out:

Yeas: Reps. Faunce, Kowall, Bishop, DeWeese, George, Gosselin, O'Neil, Rison,

Nays: None.

COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Faunce, Chair of the Committee on Criminal Justice, was received and read:

Meeting held on: Tuesday, June 4, 2002, at 8:30 a.m.,

Present: Reps. Faunce, Kowall, Bishop, DeWeese, George, Gosselin, McConico, O'Neil, Rison,

Absent: Reps. Raczkowski, Callahan,

Excused: Reps. Raczkowski, Callahan.

The Committee on Transportation, by Rep. Gilbert, Chair, reported

House Bill No. 5734, entitled

A bill to amend 1980 PA 119, entitled "Motor carrier fuel tax act," by amending sections 1, 2, and 4 (MCL 207.211, 207.212, and 207.214), sections 1 and 4 as amended by 2000 PA 406 and section 2 as amended by 1996 PA 584.

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

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

Favorable Roll Call

HB 5734 To Report Out:

Yeas: Reps. Gilbert, George, DeRossett, Drolet, Hart, Hummel, Ruth Johnson, Julian, Palmer, Scranton, Anderson, Bovin, Daniels, Jamnick, Murphy, Neumann,

Nays: None.

The Committee on Transportation, by Rep. Gilbert, Chair, reported

House Bill No. 5735, entitled

A bill to amend 2000 PA 403, entitled "Motor fuel tax act," by amending sections 8, 92, and 152 (MCL 207.1008, 207.1092, and 207.1152); and to repeal acts and parts of acts.

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

HB 5735 To Report Out:

Yeas: Reps. Gilbert, George, DeRossett, Drolet, Hart, Hummel, Ruth Johnson, Julian, Palmer, Scranton, Anderson, Bovin, Daniels, Jamnick, Murphy, Neumann,

Nays: None.

The Committee on Transportation, by Rep. Gilbert, Chair, reported

House Bill No. 5736, entitled

A bill to amend 1937 PA 94, entitled "Use tax act," by amending sections 2, 3, 4, and 4k (MCL 205.92, 205.93, 205.94, and 205.94k), section 2 as amended by 2000 PA 391, section 3 as amended by 1999 PA 117, section 4 as amended by 2001 PA 39, and section 4k as amended by 2000 PA 200.

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

HB 5736 To Report Out:

Yeas: Reps. Gilbert, George, DeRossett, Drolet, Hart, Hummel, Ruth Johnson, Julian, Palmer, Scranton, Anderson, Bovin, Daniels, Jamnick, Murphy, Neumann,

Nays: None.

COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Tuesday, June 4, 2002, at 8:00 a.m.,

Present: Reps. Gilbert, George, DeRossett, Drolet, Hart, Hummel, Ruth Johnson, Julian, Palmer, Scranton, Anderson, Bovin, Daniels, Jamnick, Murphy, Neumann,

Absent: Rep. Schermesser,

Excused: Rep. Schermesser.

The Committee on Energy and Technology, by Rep. Bradstreet, Chair, reported

House Bill No. 6070, entitled

A bill to create and provide for the operation of the Michigan next energy authority; to provide for the creation and appointment of a board to govern the authority and to prescribe its powers and duties; to provide for the powers and duties of the authority; to extend protections against certain liabilities to the authority; to authorize the conveyance of state land and to confer authority and jurisdiction over state land to the authority; to provide for the issuance of certain bonds, notes, and other obligations; to facilitate the use and development of authority property; to promote alternative energy technology and economic growth; to authorize the acquisition, maintenance, and disposal of interests in real and personal property; to provide for the conveyance of land transferred to the authority; to allow for the creation of a center to manage the authority's land; to convey state land; and to exempt property, income, and operations of an authority from tax.

With the recommendation that the substitute (H-4) 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

HB 6070 To Report Out:

Yeas: Reps. Bradstreet, Middaugh, Birkholz, Bisbee, Bishop, Howell, Kowall, Richardville, Vander Veen, Bob Brown, Bovin, Daniels, Lemmons, Rivet, Schauer, Woodward,

Nays: None.

The Committee on Energy and Technology, by Rep. Bradstreet, Chair, reported
House Bill No. 6071, entitled

A bill to amend 1996 PA 376, entitled "Michigan renaissance zone act," by amending section 8a (MCL 125.2688a), as amended by 2000 PA 259.

With the recommendation that the substitute (H-3) be adopted and that the bill then pass.
The bill and substitute were referred to the order of Second Reading of Bills.

Favorable Roll Call

HB 6071 To Report Out:

Yeas: Reps. Bradstreet, Middaugh, Birkholz, Bisbee, Bishop, Howell, Kowall, Vander Veen, Bob Brown, Bovin, Lemmons, Rivet, Schauer, Woodward,

Nays: None.

The Committee on Energy and Technology, by Rep. Bradstreet, Chair, reported
House Bill No. 6073, entitled

A bill to amend 1975 PA 228, entitled "Single business tax act," (MCL 208.1 to 208.145) by adding section 39e.

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

HB 6073 To Report Out:

Yeas: Reps. Bradstreet, Middaugh, Birkholz, Bisbee, Bishop, Howell, Kowall, Vander Veen, Bob Brown, Lemmons, Rivet, Schauer, Woodward,

Nays: None.

The Committee on Energy and Technology, by Rep. Bradstreet, Chair, reported
House Bill No. 6074, entitled

A bill to amend 1893 PA 206, entitled "The general property tax act," (MCL 211.1 to 211.157) by adding section 9i.

With the recommendation that the substitute (H-3) be adopted and that the bill then pass.
The bill and substitute were referred to the order of Second Reading of Bills.

Favorable Roll Call

HB 6074 To Report Out:

Yeas: Reps. Bradstreet, Middaugh, Birkholz, Bisbee, Bishop, Howell, Kowall, Richardville, Vander Veen, Bob Brown, Daniels, Lemmons, Rivet, Schauer, Woodward,

Nays: None.

The Committee on Energy and Technology, by Rep. Bradstreet, Chair, reported
House Bill No. 6075, entitled

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

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

HB 6075 To Report Out:

Yeas: Reps. Bradstreet, Middaugh, Birkholz, Bisbee, Bishop, Howell, Kowall, Richardville, Vander Veen, Lemmons,

Nays: Rep. Rivet.

The Committee on Energy and Technology, by Rep. Bradstreet, Chair, reported
House Bill No. 6076, entitled

A bill to amend 1937 PA 94, entitled "Use tax act," (MCL 205.91 to 205.111) by adding section 4w.
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

HB 6076 To Report Out:

Yeas: Reps. Bradstreet, Birkholz, Bisbee, Bishop, Howell, Kowall, Richardville, Vander Veen, Lemmons, Schauer,
Nays: Reps. Middaugh, Bob Brown, Rivet.

COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Bradstreet, Chair of the Committee on Energy and Technology, was received and read:

Meeting held on: Tuesday, June 4, 2002, at 8:00 a.m.,

Present: Reps. Bradstreet, Middaugh, Birkholz, Bisbee, Bishop, Howell, Kowall, Richardville, Vander Veen, Bob Brown, Bovin, Daniels, Lemmons, Rivet, Schauer, Woodward,

Absent: Rep. Cassis,

Excused: Rep. Cassis.

The Committee on Commerce, by Rep. Allen, Chair, reported

Senate Bill No. 117, entitled

A bill to amend 1975 PA 228, entitled "Single business tax act," by amending section 31 (MCL 208.31), as amended by 1999 PA 115.

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

1. Amend page 3, line 1, after "than" by striking out "\$1.00" and inserting "\$50,000.00".

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

Favorable Roll Call

SB 117 To Report Out:

Yeas: Reps. Allen, Bishop, Bisbee, DeVuyst, Gilbert, Howell, Koetje, Middaugh, Van Woerkom, Vear, Lemmons,
Nays: Reps. Rivet, Kolb, Lipsey, McConico, Zelenko.

COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Tuesday, June 4, 2002, at 9:00 a.m.,

Present: Reps. Allen, Bishop, Bisbee, DeVuyst, Gilbert, Howell, Koetje, Middaugh, Van Woerkom, Vear, Rivet, Kolb, Lemmons, Lipsey, McConico, Zelenko,

Absent: Rep. Waters,

Excused: Rep. Waters.

Rep. LaSata moved that the House adjourn.

The motion prevailed, the time being 4:00 p.m.

Associate Speaker Pro Tempore Julian declared the House adjourned until Wednesday, June 5, at 10:00 a.m.

GARY L. RANDALL
Clerk of the House of Representatives.