

No. 95
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House Chamber, Lansing, Thursday, December 14, 2006.

10:30 a.m.

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

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

Accavitti—present	Elsenheimer—present	Law, Kathleen—present	Proos—present
Acciavatti—present	Emmons—present	Leland—present	Robertson—present
Adamini—present	Espinoza—present	Lemmons, III—e/d/s	Rocca—present
Amos—present	Farhat—present	Lemmons, Jr.—present	Sak—present
Anderson—present	Farrah—present	Lipsey—present	Schuitmaker—present
Angerer—present	Gaffney—present	Marleau—present	Shaffer—present
Ball—present	Garfield—present	Mayes—present	Sheen—present
Baxter—present	Gillard—present	McConico—present	Sheltrown—present
Bennett—present	Gleason—present	McDowell—present	Smith, Alma—present
Bieda—present	Gonzales—present	Meadows—present	Smith, Virgil—present
Booher—present	Gosselin—present	Meisner—present	Spade—present
Brandenburg—present	Green—present	Meyer—present	Stahl—present
Brown—present	Hansen—present	Miller—present	Stakoe—present
Byrnes—present	Hildenbrand—present	Moolenaar—present	Steil—excused
Byrum—present	Hood—present	Moore—present	Stewart—present
Casperson—present	Hoogendyk—present	Mortimer—present	Taub—present
Caswell—present	Hopgood—present	Murphy—present	Tobocman—present
Caul—present	Huizenga—present	Newell—present	Vagnozzi—present
Cheeks—present	Hummel—present	Nitz—present	Van Regenmorter—present
Clack—present	Hune—present	Nofs—present	Vander Veen—present
Clemente—present	Hunter—present	Palmer—present	Walker—present
Condino—present	Jones, Hayes—present	Palsrok—present	Ward—present
Cushingberry—present	Jones, Rick—present	Pastor—present	Waters—present
DeRoche—present	Kahn—present	Pavlov—present	Wenke—present
Dillon—present	Kolb—present	Pearce—present	Williams—present
Donigan—present	Koiman—present	Plakas—present	Wojno—present
Drolet—present	LaJoy—present	Polidori—present	Zelenko—present
Ebli—excused	Law, David—present		

e/d/s = entered during session

Rep. Glenn S. Anderson, from the 18th District, offered the following invocation:

“Heavenly Father, we stand before You this day blessed to be entrusted with this great opportunity to serve You and the people of this great State.

We acknowledge the significance of this responsibility and ask You to guide us to wisdom, good stewardship, and accountability.

In the things in which we agree, we ask Your blessing according to Your sovereign Will. In the things in which we do not, grant us the grace to act uprightly and guide us beyond our politics and agendas to the greatest good and the best interests of the people of this great State.

We ask You to guide and watch over those who have devoted their lives to the leadership and service of this State and our Nation. We ask this especially for our military, their families and loved ones.

We also ask Your blessing on all those who will move on to other endeavors after this legislative session ends.

We ask that our lives and actions would reflect Your character, priorities and purposes.

In Your holy name we pray, Amen.”

Rep. Sak moved that Rep. Ebli be excused from today’s session.

The motion prevailed.

Rep. Palmer moved that Rep. Steil be excused from today’s session.

The motion prevailed.

Notices

Rep. Nofs, under Rule 33, made the following statement:

“Mr. Speaker and members of the House:

I was absent from the Chamber when the vote was taken on Roll Call Nos. 1231 and 1271. Had I been present, I would have voted ‘yea’.”

Rep. Byrum, under Rule 33, made the following statement:

“Mr. Speaker and members of the House:

I was absent from the Chamber when the vote was taken on Roll Call Nos. 1249-1251. Had I been present, I would have voted ‘yea’ on Roll Call Nos. 1249 and 1251 and ‘nay’ on Roll Call No. 1250.”

The Speaker Pro Tempore assumed the Chair.

Rep. Sak moved that Rep. Dillon be excused temporarily from today’s session.

The motion prevailed.

By unanimous consent the House returned to the order of

Reports of Select Committees

The Speaker laid before the House the conference report relative to

House Bill No. 5453, entitled

A bill to amend 1994 PA 451, entitled “Natural resources and environmental protection act,” (MCL 324.101 to 324.90106) by adding section 52512.

(The conference report was reported by the conference committee on December 13, consideration of which, under the rules, was postponed until today.)

(For conference report, see House Journal No. 94, p. 3123.)

The question being on the adoption of the conference report,

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

Roll Call No. 1273**Yeas—98**

Accavitti	Drolet	LaJoy	Polidori
Acciavatti	Elsenheimer	Law, David	Proos
Adamini	Emmons	Leland	Robertson
Amos	Espinoza	Lemmons, Jr.	Rocca
Anderson	Farhat	Marleau	Sak
Angerer	Farrah	Mayes	Schuitmaker
Ball	Gaffney	McConico	Shaffer
Baxter	Garfield	McDowell	Sheen
Bennett	Gillard	Meadows	Sheltrown
Bieda	Gleason	Meisner	Smith, Virgil
Booher	Gonzales	Meyer	Spade
Brandenburg	Gosselin	Moolenaar	Stahl
Brown	Green	Moore	Stakoe
Byrnes	Hansen	Mortimer	Stewart
Byrum	Hildenbrand	Murphy	Taub
Casperson	Hood	Newell	Van Regenmorter
Caswell	Hoogendyk	Nitz	Vander Veen
Caul	Hopgood	Nofs	Walker
Cheeks	Huizenga	Palmer	Ward
Clack	Hummel	Palsrok	Waters
Clemente	Hune	Pastor	Wenke
Condino	Jones, Hayes	Pavlov	Williams
Cushingberry	Jones, Rick	Pearce	Wojno
DeRoche	Kahn	Plakas	Zelenko
Donigan	Kooiman		

Nays—8

Hunter	Law, Kathleen	Miller	Tobocman
Kolb	Lipsey	Smith, Alma	Vagnozzi

In The Chair: Kooiman

Second Reading of Bills**Senate Bill No. 647, entitled**

A bill to restrict the use and disclosure of certain statements made by law enforcement officers.

The bill was read a second time.

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

The motion prevailed.

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

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

By unanimous consent the House returned to the order of

Third Reading of Bills**Senate Bill No. 647, entitled**

A bill to restrict the use and disclosure of certain statements made by law enforcement officers.

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

Roll Call No. 1274**Yeas—106**

Accavitti	Emmons	Law, Kathleen	Proos
Acciavatti	Espinoza	Leland	Robertson
Adamini	Farhat	Lemmons, Jr.	Rocca
Amos	Farrah	Lipsey	Sak
Anderson	Gaffney	Marleau	Schuitmaker
Angerer	Garfield	Mayes	Shaffer
Ball	Gillard	McConico	Sheen
Baxter	Gleason	McDowell	Sheltrown
Bennett	Gonzales	Meadows	Smith, Alma
Bieda	Gosselin	Meisner	Smith, Virgil
Booher	Green	Meyer	Spade
Brandenburg	Hansen	Miller	Stahl
Brown	Hildenbrand	Moolenaar	Stakoe
Byrnes	Hood	Moore	Stewart
Byrum	Hoogendyk	Mortimer	Taub
Casperson	Hopgood	Murphy	Tobocman
Caswell	Huizenga	Newell	Vagnozzi
Caul	Hummel	Nitz	Van Regenmorter
Cheeks	Hune	Nofs	Vander Veen
Clack	Hunter	Palmer	Walker
Clemente	Jones, Hayes	Palsrok	Ward
Condino	Jones, Rick	Pastor	Waters
Cushingberry	Kahn	Pavlov	Wenke
DeRoche	Kolb	Pearce	Williams
Donigan	Kooiman	Plakas	Wojno
Drolet	LaJoy	Polidori	Zelenko
Elsenheimer	Law, David		

Nays—0

In The Chair: Kooiman

The House agreed to the title of the bill.

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

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

By unanimous consent the House returned to the order of

Messages from the Senate**House Bill No. 6004, entitled**

A bill to amend 1976 PA 451, entitled "The revised school code," by amending sections 614, 620, 622a, 623a, 1267, and 1274 (MCL 380.614, 380.620, 380.622a, 380.623a, 380.1267, and 380.1274), section 614 as amended by 2004 PA 419, section 620 as added by 2004 PA 413, section 622a as added by 2004 PA 412, sections 623a and 1274 as amended by 2004 PA 588, and section 1267 as amended by 2004 PA 232.

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

The Senate has passed the bill as substituted (S-3), ordered that it be given immediate effect and amended the title to read as follows:

A bill to amend 1976 PA 451, entitled "An act to provide a system of public instruction and elementary and secondary schools; to revise, consolidate, and clarify the laws relating to elementary and secondary education; to provide for the organization, regulation, and maintenance of schools, school districts, public school academies, intermediate school districts, and other public school entities; to prescribe rights, powers, duties, and privileges of schools, school districts, public school academies, intermediate school districts, and other public school entities; to provide for the regulation of school teachers and certain other school employees; to provide for school elections and

to prescribe powers and duties with respect thereto; to provide for the levy and collection of taxes; to provide for the borrowing of money and issuance of bonds and other evidences of indebtedness; to establish a fund and provide for expenditures from that fund; to provide for and prescribe the powers and duties of certain state departments, the state board of education, and certain other boards and officials; to provide for licensure of boarding schools; to prescribe penalties; and to repeal acts and parts of acts,” by amending sections 504a, 524, 614, 620, 622a, 623a, 634, 686, 1267, and 1274 (MCL 380.504a, 380.524, 380.614, 380.620, 380.622a, 380.623a, 380.634, 380.686, 380.1267, and 380.1274), section 504a as amended and section 524 as added by 2003 PA 179, section 614 as amended and section 634 as added by 2004 PA 419, section 620 as added by 2004 PA 413, section 622a as added by 2004 PA 412, sections 623a and 1274 as amended by 2004 PA 588, and section 1267 as amended by 2004 PA 232.

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

Rep. Ward moved that Rule 45 be suspended.

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

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

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

Roll Call No. 1275

Yeas—58

Acciavatti	Garfield	Meyer	Rocca
Amos	Gosselin	Moolenaar	Schuitmaker
Ball	Green	Moore	Shaffer
Baxter	Hansen	Mortimer	Sheen
Booher	Hildenbrand	Newell	Sheltrown
Brandenburg	Hoogendyk	Nitz	Stahl
Casperson	Huizenga	Nofs	Stakoe
Caswell	Hummel	Palmer	Stewart
Caul	Hune	Palsrok	Taub
DeRoche	Jones, Rick	Pastor	Van Regenmorter
Drolet	Kahn	Pavlov	Vander Veen
Elsenheimer	Kooiman	Pearce	Walker
Emmons	LaJoy	Proos	Ward
Farhat	Law, David	Robertson	Wenke
Gaffney	Marleau		

Nays—49

Accavitti	Cushingberry	Kolb	Plakas
Adamini	Dillon	Law, Kathleen	Polidori
Anderson	Donigan	Leland	Sak
Angerer	Espinoza	Lemmons, Jr.	Smith, Alma
Bennett	Farrah	Lipsey	Smith, Virgil
Bieda	Gillard	Mayes	Spade
Brown	Gleason	McConico	Tobocman
Byrnes	Gonzales	McDowell	Vagnozzi
Byrum	Hood	Meadows	Waters
Cheeks	Hopgood	Meisner	Williams
Clack	Hunter	Miller	Wojno
Clemente	Jones, Hayes	Murphy	Zelenko
Condino			

In The Chair: Kooiman

The House agreed to the title as amended.

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

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

House Bill No. 6323, entitled

A bill to amend 1978 PA 368, entitled “Public health code,” by amending sections 7405, 12601, 12604a, 12607, 12611, 12613, 17702, 17703, 17708, 17709, 17745, 17751, and 17763 (MCL 333.7405, 333.12601, 333.12604a, 333.12607, 333.12611, 333.12613, 333.17702, 333.17703, 333.17708, 333.17709, 333.17745, 333.17751, and 333.17763), section 7405 as amended by 2004 PA 536, sections 12601 and 12613 as amended and section 12604a as added by 1988 PA 315, section 12607 as amended by 1988 PA 296, section 12611 as amended by 1993 PA 217, section 17702 as amended by 1986 PA 304, section 17703 as amended by 1992 PA 281, sections 17708, 17751, and 17763 as amended by 2005 PA 85, and section 17745 as amended by 1997 PA 186, and by adding section 17754.

(The bill was passed on November 28, see House Journal No. 87, p. 2730.)

Rep. Ward moved that Rule 67 be suspended.

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

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

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

Rep. Hummel moved that Rep. DeRoche be excused temporarily from today’s session.

The motion prevailed.

Third Reading of Bills

House Bill No. 6323, entitled

A bill to amend 1978 PA 368, entitled “Public health code,” by amending sections 7405, 12601, 12604a, 12607, 12611, 12613, 17702, 17703, 17708, 17709, 17745, 17751, and 17763 (MCL 333.7405, 333.12601, 333.12604a, 333.12607, 333.12611, 333.12613, 333.17702, 333.17703, 333.17708, 333.17709, 333.17745, 333.17751, and 333.17763), section 7405 as amended by 2004 PA 536, sections 12601 and 12613 as amended and section 12604a as added by 1988 PA 315, section 12607 as amended by 1988 PA 296, section 12611 as amended by 1993 PA 217, section 17702 as amended by 1986 PA 304, section 17703 as amended by 1992 PA 281, sections 17708, 17751, and 17763 as amended by 2005 PA 85, and section 17745 as amended by 1997 PA 186, and by adding section 17754.

The question being on the passage of the bill,

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

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

The question being on the passage of the bill,

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

Roll Call No. 1276

Yeas—106

Accavitti	Emmons	Law, Kathleen	Proos
Acciavatti	Espinoza	Leland	Robertson
Adamini	Farhat	Lemmons, Jr.	Rocca
Amos	Farrah	Lipsey	Sak
Anderson	Gaffney	Marleau	Schuitmaker
Angerer	Garfield	Mayes	Shaffer
Ball	Gillard	McConico	Sheen
Baxter	Gleason	McDowell	Sheltrown
Bennett	Gonzales	Meadows	Smith, Alma
Bieda	Gosselin	Meisner	Smith, Virgil
Booher	Green	Meyer	Spade

Brandenburg	Hansen	Miller	Stahl
Brown	Hildenbrand	Moolenaar	Stakoe
Byrnes	Hood	Moore	Stewart
Byrum	Hoogendyk	Mortimer	Taub
Casperson	Hopgood	Murphy	Tobocman
Caswell	Huizenga	Newell	Vagnozzi
Caul	Hummel	Nitz	Van Regenmorter
Cheeks	Hune	Nofs	Vander Veen
Clack	Hunter	Palmer	Walker
Clemente	Jones, Hayes	Palsrok	Ward
Condino	Jones, Rick	Pastor	Waters
Cushingberry	Kahn	Pavlov	Wenke
Dillon	Kolb	Pearce	Williams
Donigan	Kooiman	Plakas	Wojno
Drolet	LaJoy	Polidori	Zelenko
Elsenheimer	Law, David		

Nays—0

In The Chair: Kooiman

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

A bill to amend 1978 PA 368, entitled “Public health code,” by amending sections 7405, 17702, 17703, 17708, 17709, 17745, 17751, and 17763 (MCL 333.7405, 333.17702, 333.17703, 333.17708, 333.17709, 333.17745, 333.17751, and 333.17763), section 7405 as amended by 2004 PA 536, section 17702 as amended by 1986 PA 304, section 17703 as amended by 1992 PA 281, sections 17708, 17751, and 17763 as amended by 2005 PA 85, and section 17745 as amended by 1997 PA 186, and by adding section 17754.

The motion prevailed.

The House agreed to the title as amended.

Senate Bill No. 102, entitled

A bill to amend 1953 PA 232, entitled “Corrections code of 1953,” (MCL 791.201 to 791.283) by adding section 20d.
Was read a third time and passed, a majority of the members serving voting therefor, by yeas and nays, as follows:

Roll Call No. 1277**Yeas—104**

Accavitti	Elsenheimer	LaJoy	Polidori
Acciavatti	Emmons	Law, David	Proos
Adamini	Espinoza	Law, Kathleen	Robertson
Amos	Farhat	Leland	Rocca
Anderson	Farrah	Lemmons, Jr.	Sak
Angerer	Gaffney	Lipse	Schuitmaker
Ball	Garfield	Marleau	Shaffer
Baxter	Gillard	Mayer	Sheen
Bennett	Gleason	McConico	Sheltrown
Bieda	Gonzales	McDowell	Smith, Alma
Booher	Gosselin	Meadows	Smith, Virgil
Brandenburg	Green	Meisner	Spade
Brown	Hansen	Meyer	Stahl
Byrnes	Hildenbrand	Miller	Stakoe
Casperson	Hood	Moolenaar	Taub

Bennett	Gleason	McDowell	Smith, Alma
Bieda	Gonzales	Meadows	Smith, Virgil
Booher	Gosselin	Meisner	Spade
Brandenburg	Green	Meyer	Stahl
Brown	Hansen	Miller	Stakoe
Byrnes	Hildenbrand	Moolenaar	Stewart
Byrum	Hood	Moore	Taub
Casperson	Hoogendyk	Mortimer	Tobocman
Caswell	Hopgood	Murphy	Vagnozzi
Caul	Huizenga	Newell	Van Regenmorter
Cheeks	Hummel	Nitz	Vander Veen
Clack	Hune	Nofs	Walker
Clemente	Hunter	Palmer	Ward
Condino	Jones, Hayes	Palsrok	Waters
Cushingberry	Jones, Rick	Pastor	Wenke
DeRoche	Kahn	Pavlov	Williams
Dillon	Kolb	Pearce	Wojno
Donigan	Kooiman	Plakas	Zelenko
Drolet	LaJoy	Polidori	

Nays—0

In The Chair: Kooiman

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

“An act to revise and consolidate the statutes relating to the organization and jurisdiction of the courts of this state; the powers and duties of such courts, and of the judges and other officers thereof; the forms and attributes of civil claims and actions; the time within which civil actions and proceedings may be brought in said courts; pleading, evidence, practice and procedure in civil and criminal actions and proceedings in said courts; to provide remedies and penalties for the violation of certain provisions of this act; to repeal all acts and parts of acts inconsistent with or contravening any of the provisions of this act; and to repeal acts and parts of acts,”

The House agreed to the full title.

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

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

Rep. Palmer moved that Reps. DeRoche and Dillon be excused temporarily from today’s session.

The motion prevailed.

Senate Bill No. 1039, entitled

A bill to amend 2004 PA 175, entitled “Streamlined sales and use tax revenue equalization act,” (MCL 205.171 to 205.191) by adding section 14.

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

Roll Call No. 1279

Yeas—105

Accavitti	Espinoza	Law, Kathleen	Proos
Acciavatti	Farhat	Leland	Robertson
Adamini	Farrah	Lemmons, Jr.	Rocca

Amos	Gaffney	Lipsey	Sak
Anderson	Garfield	Marleau	Schuitmaker
Angerer	Gillard	Mayes	Shaffer
Ball	Gleason	McConico	Sheen
Baxter	Gonzales	McDowell	Sheltrown
Bennett	Gosselin	Meadows	Smith, Alma
Bieda	Green	Meisner	Smith, Virgil
Booher	Hansen	Meyer	Spade
Brandenburg	Hildenbrand	Miller	Stahl
Brown	Hood	Moolenaar	Stakoe
Byrnes	Hoogendyk	Moore	Stewart
Byrum	Hopgood	Mortimer	Taub
Casperson	Huizenga	Murphy	Tobocman
Caswell	Hummel	Newell	Vagnozzi
Caul	Hune	Nitz	Van Regenmorter
Cheeks	Hunter	Nofs	Vander Veen
Clack	Jones, Hayes	Palmer	Walker
Clemente	Jones, Rick	Palsrok	Ward
Condino	Kahn	Pastor	Waters
Cushingberry	Kolb	Pavlov	Wenke
Donigan	Kooiman	Pearce	Williams
Drolet	LaJoy	Plakas	Wojno
Elsenheimer	Law, David	Polidori	Zelenko
Emmons			

Nays—0

In The Chair: Kooiman

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

“An act to impose taxes and create credits and refundable credits to modify and equalize the impact of changes made to the general sales tax act and use tax act necessary to bring those taxes into compliance with the streamlined sales tax agreement so this state may participate in the streamlined sales tax system and governing board; to prescribe certain powers and duties of certain state departments; and to provide for the disbursement of certain proceeds,”

The House agreed to the full title.

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

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

Senate Bill No. 649, entitled

A bill to amend 1939 PA 280, entitled “The social welfare act,” by amending section 109 (MCL 400.109), as amended by 2002 PA 673.

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

Roll Call No. 1280

Yeas—105

Accavitti	Espinoza	Law, Kathleen	Proos
Acciavatti	Farhat	Leland	Robertson
Adamini	Farrah	Lemmons, Jr.	Rocca
Amos	Gaffney	Lipsey	Sak
Anderson	Garfield	Marleau	Schuitmaker

Angerer	Gillard	Mayes	Shaffer
Ball	Gleason	McConico	Sheen
Baxter	Gonzales	McDowell	Sheltrown
Bennett	Gosselin	Meadows	Smith, Alma
Bieda	Green	Meisner	Smith, Virgil
Booher	Hansen	Meyer	Spade
Brandenburg	Hildenbrand	Miller	Stahl
Brown	Hood	Moolenaar	Stakoe
Byrnes	Hoogendyk	Moore	Stewart
Byrum	Hopgood	Mortimer	Taub
Casperson	Huizenga	Murphy	Tobocman
Caswell	Hummel	Newell	Vagnozzi
Caul	Hune	Nitz	Van Regenmorter
Cheeks	Hunter	Nofs	Vander Veen
Clack	Jones, Hayes	Palmer	Walker
Clemente	Jones, Rick	Palsrok	Ward
Condino	Kahn	Pastor	Waters
Cushingberry	Kolb	Pavlov	Wenke
Donigan	Kooiman	Pearce	Williams
Drolet	LaJoy	Plakas	Wojno
Elsenheimer	Law, David	Polidori	Zelenko
Emmons			

Nays—0

In The Chair: Kooiman

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

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

A bill to amend 1939 PA 280, entitled “An act to protect the welfare of the people of this state; to provide general assistance, hospitalization, infirmary and medical care to poor or unfortunate persons; to provide for compliance by this state with the social security act; to provide protection, welfare and services to aged persons, dependent children, the blind, and the permanently and totally disabled; to administer programs and services for the prevention and treatment of delinquency, dependency and neglect of children; to create a state department of social services; to prescribe the powers and duties of the department; to provide for the interstate and intercounty transfer of dependents; to create county and district departments of social services; to create within certain county departments, bureaus of social aid and certain divisions and offices thereunder; to prescribe the powers and duties of the departments, bureaus and officers; to provide for appeals in certain cases; to prescribe the powers and duties of the state department with respect to county and district departments; to prescribe certain duties of certain other state departments, officers, and agencies; to make an appropriation; to prescribe penalties for the violation of the provisions of this act; and to repeal certain parts of this act on specific dates,” by amending section 109 (MCL 400.109), as amended by 2006 PA 327.

The motion prevailed.

The House agreed to the title as amended.

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

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

Rep. Sak moved that Rep. McConico be excused temporarily from today’s session.

The motion prevailed.

Rep. Pastor moved that Rep. Gaffney be excused temporarily from today’s session.

The motion prevailed.

Senate Bill No. 926, entitled

A bill to amend 1984 PA 270, entitled "Michigan strategic fund act," by amending section 74 (MCL 125.2074), as amended by 1987 PA 278.

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

Roll Call No. 1281**Yeas—104**

Accavitti	Elsenheimer	Law, David	Proos
Acciavatti	Emmons	Law, Kathleen	Robertson
Adamini	Espinoza	Leland	Rocca
Amos	Farhat	Lemmons, Jr.	Sak
Anderson	Farrah	Lipsey	Schuitmaker
Angerer	Garfield	Marleau	Shaffer
Ball	Gillard	Mayes	Sheen
Baxter	Gleason	McDowell	Sheltrown
Bennett	Gonzales	Meadows	Smith, Alma
Bieda	Gosselin	Meisner	Smith, Virgil
Booher	Green	Meyer	Spade
Brandenburg	Hansen	Miller	Stahl
Brown	Hildenbrand	Moolenaar	Stakoe
Byrnes	Hood	Moore	Stewart
Byrum	Hoogendyk	Mortimer	Taub
Casperson	Hopgood	Murphy	Tobocman
Caswell	Huizenga	Newell	Vagnozzi
Caul	Hummel	Nitz	Van Regenmorter
Cheeks	Hune	Nofs	Vander Veen
Clack	Hunter	Palmer	Walker
Clemente	Jones, Hayes	Palsrok	Ward
Condino	Jones, Rick	Pastor	Waters
Cushingberry	Kahn	Pavlov	Wenke
Dillon	Kolb	Pearce	Williams
Donigan	Kooiman	Plakas	Wojno
Drolet	LaJoy	Polidori	Zelenko

Nays—0

In The Chair: Kooiman

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

"An act relating to the economic development of this state; to create the Michigan strategic fund and to prescribe its powers and duties; to transfer and provide for the acquisition and succession to the rights, properties, obligations, and duties of the job development authority and the Michigan economic development authority to the Michigan strategic fund; to provide for the expenditure of proceeds in certain funds to which the Michigan strategic fund succeeds in ownership; to provide for the issuance of, and terms and conditions for, certain notes and bonds of the Michigan strategic fund; to create certain boards and funds; to create certain permanent funds; to exempt the property, income, and operation of the fund and its bonds and notes, and the interest thereon, from certain taxes; to provide for the creation of certain centers within and for the purposes of the Michigan strategic fund; to provide for the creation and funding of certain accounts for certain purposes; to impose certain powers and duties upon certain officials, departments, and authorities of this state; to make certain loans, grants, and investments; to provide penalties; to make an appropriation; and to repeal acts and parts of acts,"

The House agreed to the full title.

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

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

Senate Bill No. 65, entitled

A bill to amend 1893 PA 206, entitled "The general property tax act," (MCL 211.1 to 211.157) by adding section 7jj. Was read a third time and passed, a majority of the members serving voting therefor, by yeas and nays, as follows:

Roll Call No. 1282**Yeas—106**

Accavitti	Emmons	Law, Kathleen	Proos
Acciavatti	Espinoza	Leland	Robertson
Adamini	Farhat	Lemmons, Jr.	Rocca
Amos	Farrah	Lipsey	Sak
Anderson	Gaffney	Marleau	Schuitmaker
Angerer	Garfield	Mayes	Shaffer
Ball	Gillard	McConico	Sheen
Baxter	Gleason	McDowell	Sheltrown
Bennett	Gonzales	Meadows	Smith, Alma
Bieda	Gosselin	Meisner	Smith, Virgil
Booher	Green	Meyer	Spade
Brandenburg	Hansen	Miller	Stahl
Brown	Hildenbrand	Moolenaar	Stakoe
Byrnes	Hood	Moore	Stewart
Byrum	Hoogendyk	Mortimer	Taub
Casperson	Hopgood	Murphy	Tobocman
Caswell	Huizenga	Newell	Vagnozzi
Caul	Hummel	Nitz	Van Regenmorter
Cheeks	Hune	Nofs	Vander Veen
Clack	Hunter	Palmer	Walker
Clemente	Jones, Hayes	Palsrok	Ward
Condino	Jones, Rick	Pastor	Waters
Cushingberry	Kahn	Pavlov	Wenke
Dillon	Kolb	Pearce	Williams
Donigan	Kooiman	Plakas	Wojno
Drolet	LaJoy	Polidori	Zelenko
Elsenheimer	Law, David		

Nays—0

In The Chair: Kooiman

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

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

A bill to amend 1893 PA 206, entitled "An act to provide for the assessment of rights and interests, including leasehold interests, in property and the levy and collection of taxes on property, and for the collection of taxes levied; making those taxes a lien on the property taxed, establishing and continuing the lien, providing for the sale or forfeiture and conveyance of property delinquent for taxes, and for the inspection and disposition of lands bid off to the state and not redeemed or purchased; to provide for the establishment of a delinquent tax revolving fund and the borrowing of money by counties and the issuance of notes; to define and limit the jurisdiction of the courts in proceedings in connection with property delinquent for taxes; to limit the time within which actions may be brought; to prescribe certain limitations with respect to rates of taxation; to prescribe certain powers and duties of certain officers, departments, agencies, and political subdivisions of this state; to provide for certain reimbursements of certain expenses incurred by units of local government; to provide penalties for the violation of this act; and to repeal acts and parts of acts," (MCL 211.1 to 211.157) by adding section 7kk.

The motion prevailed.

The House agreed to the title as amended.

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

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

Senate Bill No. 454, entitled

A bill to amend 1931 PA 328, entitled “The Michigan penal code,” by amending section 174 (MCL 750.174), as amended by 1998 PA 312.

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

Roll Call No. 1283**Yeas—106**

Accavitti	Emmons	Law, Kathleen	Proos
Acciavatti	Espinoza	Leland	Robertson
Adamini	Farhat	Lemmons, Jr.	Rocca
Amos	Farrah	Lipsey	Sak
Anderson	Gaffney	Marleau	Schuitmaker
Angerer	Garfield	Mayer	Shaffer
Ball	Gillard	McConico	Sheen
Baxter	Gleason	McDowell	Sheltrown
Bennett	Gonzales	Meadows	Smith, Alma
Bieda	Gosselin	Meisner	Smith, Virgil
Booher	Green	Meyer	Spade
Brandenburg	Hansen	Miller	Stahl
Brown	Hildenbrand	Moolenaar	Stakoe
Byrnes	Hood	Moore	Stewart
Byrum	Hoogendyk	Mortimer	Taub
Casperson	Hopgood	Murphy	Tobocman
Caswell	Huizenga	Newell	Vagnozzi
Caul	Hummel	Nitz	Van Regenmorter
Cheeks	Hune	Nofs	Vander Veen
Clack	Hunter	Palmer	Walker
Clemente	Jones, Hayes	Palsrok	Ward
Condino	Jones, Rick	Pastor	Waters
Cushingberry	Kahn	Pavlov	Wenke
Dillon	Kolb	Pearce	Williams
Donigan	Kooiman	Plakas	Wojno
Drolet	LaJoy	Polidori	Zelenko
Elsenheimer	Law, David		

Nays—0

In The Chair: Kooiman

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

“An act to revise, consolidate, codify, and add to the statutes relating to crimes; to define crimes and prescribe the penalties and remedies; to provide for restitution under certain circumstances; to provide for the competency of evidence at the trial of persons accused of crime; to provide immunity from prosecution for certain witnesses appearing at such trials; and to repeal certain acts and parts of acts inconsistent with or contravening any of the provisions of this act.”

The House agreed to the full title.

Senate Bill No. 455, entitled

A bill to amend 1927 PA 175, entitled “The code of criminal procedure,” by amending section 16i of chapter XVII (MCL 777.16i), as amended by 2006 PA 151.

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

Roll Call No. 1284**Yeas—106**

Accavitti	Emmons	Law, Kathleen	Proos
Acciavatti	Espinoza	Leland	Robertson
Adamini	Farhat	Lemmons, Jr.	Rocca
Amos	Farrah	Lipsey	Sak
Anderson	Gaffney	Marleau	Schuitmaker
Angerer	Garfield	Mayer	Shaffer
Ball	Gillard	McConico	Sheen
Baxter	Gleason	McDowell	Sheltrown
Bennett	Gonzales	Meadows	Smith, Alma
Bieda	Gosselin	Meisner	Smith, Virgil
Booher	Green	Meyer	Spade
Brandenburg	Hansen	Miller	Stahl
Brown	Hildenbrand	Moolenaar	Stakoe
Byrnes	Hood	Moore	Stewart
Byrum	Hoogendyk	Mortimer	Taub
Casperson	Hopgood	Murphy	Tobocman
Caswell	Huizenga	Newell	Vagnozzi
Caul	Hummel	Nitz	Van Regenmorter
Cheeks	Hune	Nofs	Vander Veen
Clack	Hunter	Palmer	Walker
Clemente	Jones, Hayes	Palsrok	Ward
Condino	Jones, Rick	Pastor	Waters
Cushingberry	Kahn	Pavlov	Wenke
Dillon	Kolb	Pearce	Williams
Donigan	Kooiman	Plakas	Wojno
Drolet	LaJoy	Polidori	Zelenko
Elsenheimer	Law, David		

Nays—0

In The Chair: Kooiman

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

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

The House agreed to the full title.

Senate Bill No. 1032, entitled

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending section 1 of chapter XI (MCL 771.1), as amended by 2004 PA 219.

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

Roll Call No. 1285**Yeas—107**

Accavitti	Elsenheimer	Law, David	Proos
Acciavatti	Emmons	Law, Kathleen	Robertson
Adamini	Espinoza	Leland	Rocca
Amos	Farhat	Lemmons, Jr.	Sak
Anderson	Farrah	Lipsey	Schuitmaker
Angerer	Gaffney	Marleau	Shaffer
Ball	Garfield	Mayes	Sheen
Baxter	Gillard	McConico	Sheltrown
Bennett	Gleason	McDowell	Smith, Alma
Bieda	Gonzales	Meadows	Smith, Virgil
Booher	Gosselin	Meisner	Spade
Brandenburg	Green	Meyer	Stahl
Brown	Hansen	Miller	Stakoe
Byrnes	Hildenbrand	Moolenaar	Stewart
Byrum	Hood	Moore	Taub
Casperson	Hoogendyk	Mortimer	Tobocman
Caswell	Hopgood	Murphy	Vagnozzi
Caul	Huizenga	Newell	Van Regenmorter
Cheeks	Hummel	Nitz	Vander Veen
Clack	Hune	Nofs	Walker
Clemente	Hunter	Palmer	Ward
Condino	Jones, Hayes	Palsrok	Waters
Cushingberry	Jones, Rick	Pastor	Wenke
DeRoche	Kahn	Pavlov	Williams
Dillon	Kolb	Pearce	Wojno
Donigan	Kooiman	Plakas	Zelenko
Drolet	LaJoy	Polidori	

Nays—0

In The Chair: Kooiman

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

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

provisions as to criminal procedure in certain cases; to provide penalties for the violation of certain provisions of this act; and to repeal all acts and parts of acts inconsistent with or contravening any of the provisions of this act,”

The House agreed to the full title.

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

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

Rep. Sak moved that Rep. Kolb be excused temporarily from today’s session.

The motion prevailed.

Senate Bill No. 1203, entitled

A bill to amend 1961 PA 236, entitled “Revised judicature act of 1961,” by amending sections 3240 and 3241a (MCL 600.3240 and 600.3241a), section 3240 as amended by 2004 PA 538 and section 3241a as added by 1986 PA 94.

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

Roll Call No. 1286

Yeas—105

Accavitti	Emmons	Law, Kathleen	Proos
Acciavatti	Espinoza	Leland	Robertson
Amos	Farhat	Lemmons, Jr.	Rocca
Anderson	Farrah	Lipsey	Sak
Angerer	Gaffney	Marleau	Schuitmaker
Ball	Garfield	Mayer	Shaffer
Baxter	Gillard	McConico	Sheen
Bennett	Gleason	McDowell	Sheltrown
Bieda	Gonzales	Meadows	Smith, Alma
Booher	Gosselin	Meisner	Smith, Virgil
Brandenburg	Green	Meyer	Spade
Brown	Hansen	Miller	Stahl
Byrnes	Hildenbrand	Moolenaar	Stakoe
Byrum	Hood	Moore	Stewart
Casperson	Hoogendyk	Mortimer	Taub
Caswell	Hopgood	Murphy	Tobocman
Caul	Huizenga	Newell	Vagnozzi
Cheeks	Hummel	Nitz	Van Regenmorter
Clack	Hune	Nofs	Vander Veen
Clemente	Hunter	Palmer	Walker
Condino	Jones, Hayes	Palsrok	Ward
Cushingberry	Jones, Rick	Pastor	Waters
DeRoche	Kahn	Pavlov	Wenke
Dillon	Kooiman	Pearce	Williams
Donigan	LaJoy	Plakas	Wojno
Drolet	Law, David	Polidori	Zelenko
Elsenheimer			

Nays—1

Adamini

In The Chair: Kooiman

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

“An act to revise and consolidate the statutes relating to the organization and jurisdiction of the courts of this state; the powers and duties of such courts, and of the judges and other officers thereof; the forms and attributes of civil claims and actions; the time within which civil actions and proceedings may be brought in said courts; pleading, evidence, practice and procedure in civil and criminal actions and proceedings in said courts; to provide remedies and penalties for the violation of certain provisions of this act; to repeal all acts and parts of acts inconsistent with or contravening any of the provisions of this act; and to repeal acts and parts of acts,”

The House agreed to the full title.

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

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

Senate Bill No. 309, entitled

A bill to amend 2004 PA 452, entitled “Identity theft protection act,” by amending the title and section 3 (MCL 445.63) and by adding sections 12, 12a, and 12b.

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

Roll Call No. 1287

Yeas—107

Accavitti	Elsenheimer	Law, David	Proos
Acciavatti	Emmons	Law, Kathleen	Robertson
Adamini	Espinoza	Leland	Rocca
Amos	Farhat	Lemmons, Jr.	Sak
Anderson	Farrah	Lipsey	Schuitmaker
Angerer	Gaffney	Marleau	Shaffer
Ball	Garfield	Mayer	Sheen
Baxter	Gillard	McConico	Sheltrown
Bennett	Gleason	McDowell	Smith, Alma
Bieda	Gonzales	Meadows	Smith, Virgil
Booher	Gosselin	Meisner	Spade
Brandenburg	Green	Meyer	Stahl
Brown	Hansen	Miller	Stakoe
Byrnes	Hildenbrand	Moolenaar	Stewart
Byrum	Hood	Moore	Taub
Casperson	Hoogendyk	Mortimer	Tobocman
Caswell	Hopgood	Murphy	Vagnozzi
Caul	Huizenga	Newell	Van Regenmorter
Cheeks	Hummel	Nitz	Vander Veen
Clack	Hune	Nofs	Walker
Clemente	Hunter	Palmer	Ward
Condino	Jones, Hayes	Palsrok	Waters
Cushingberry	Jones, Rick	Pastor	Wenke
DeRoche	Kahn	Pavlov	Williams
Dillon	Kolb	Pearce	Wojno
Donigan	Kooiman	Plakas	Zelenko
Drolet	LaJoy	Polidori	

Nays—0

In The Chair: Kooiman

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

“An act to prohibit certain acts and practices concerning identity theft; to provide for the powers and duties of certain state and local governmental officers and entities; to prescribe penalties and provide remedies; and to repeal acts and parts of acts,”

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

Senate Bill No. 1274, entitled

A bill to amend 1978 PA 368, entitled “Public health code,” by amending sections 20906, 20910, and 20919 (MCL 333.20906, 333.20910, and 333.20919), section 20906 as amended by 2004 PA 6, section 20910 as amended by 2004 PA 582, and section 20919 as amended by 2003 PA 233, and by adding section 20911; and to repeal acts and parts of acts.

The bill was read a third time.
The question being on the passage of the bill,

Rep. Gaffney moved to amend the bill as follows:

1. Amend page 1, following “**THE PEOPLE OF THE STATE OF MICHIGAN ENACT:**” by inserting:

“Sec. 17521. (1) The Michigan board of osteopathic medicine and surgery is created in the department and shall consist of the following **9 11** voting members who shall meet the requirements of part 161: **5 7** physicians, 1 physician’s assistant, and 3 public members.

(2) The requirement of section 16135(d) that a board member shall have practiced that profession for 2 years immediately before appointment is waived until September 30, 1980 for members of the board who are licensed in a health profession subfield created by this part. The Michigan board of osteopathic medicine and surgery does not have the powers and duties vested in the task force by sections 17060 to 17084.”.

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. 1288

Yeas—103

Accavitti	Elsenheimer	Law, Kathleen	Proos
Acciavatti	Emmons	Leland	Robertson
Adamini	Espinoza	Lemmons, Jr.	Rocca
Amos	Farhat	Lipsey	Sak
Anderson	Farrah	Marleau	Schuitmaker
Angerer	Gaffney	Mayes	Shaffer
Ball	Garfield	McConico	Sheltrown
Baxter	Gillard	McDowell	Smith, Alma
Bennett	Gleason	Meadows	Smith, Virgil
Bieda	Gonzales	Meisner	Spade
Booher	Green	Meyer	Stahl
Brandenburg	Hansen	Miller	Stakoe
Brown	Hildenbrand	Moolenaar	Stewart
Byrnes	Hood	Moore	Taub
Byrum	Hopgood	Mortimer	Tobocman
Casperson	Huizenga	Murphy	Vagnozzi
Caswell	Hummel	Newell	Van Regenmorter
Caul	Hune	Nitz	Vander Veen
Cheeks	Hunter	Nofs	Walker
Clack	Jones, Hayes	Palmer	Ward
Clemente	Jones, Rick	Palsrok	Waters
Condino	Kahn	Pastor	Wenke
Cushingberry	Kolb	Pavlov	Williams
DeRoche	Kooiman	Pearce	Wojno
Dillon	LaJoy	Plakas	Zelenko
Donigan	Law, David	Polidori	

Nays—4

Drolet

Gosselin

Hoogendyk

Sheen

In The Chair: Kooiman

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

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

A bill to amend 1978 PA 368, entitled “An act to protect and promote the public health; to codify, revise, consolidate, classify, and add to the laws relating to public health; to provide for the prevention and control of diseases and disabilities; to provide for the classification, administration, regulation, financing, and maintenance of personal, environmental, and other health services and activities; to create or continue, and prescribe the powers and duties of, departments, boards, commissions, councils, committees, task forces, and other agencies; to prescribe the powers and duties of governmental entities and officials; to regulate occupations, facilities, and agencies affecting the public health; to regulate health maintenance organizations and certain third party administrators and insurers; to provide for the imposition of a regulatory fee; to provide for the levy of taxes against certain health facilities or agencies; to promote the efficient and economical delivery of health care services, to provide for the appropriate utilization of health care facilities and services, and to provide for the closure of hospitals or consolidation of hospitals or services; to provide for the collection and use of data and information; to provide for the transfer of property; to provide certain immunity from liability; to regulate and prohibit the sale and offering for sale of drug paraphernalia under certain circumstances; to provide for the implementation of federal law; to provide for penalties and remedies; to provide for sanctions for violations of this act and local ordinances; to provide for an appropriation and supplements; to repeal certain acts and parts of acts; to repeal certain parts of this act; and to repeal certain parts of this act on specific dates,” by amending sections 17521, 20906, 20910, and 20919 (MCL 333.17521, 333.20906, 333.20910, and 333.20919), section 17521 as amended by 1993 PA 138, section 20906 as amended by 2004 PA 6, section 20910 as amended by 2004 PA 582, and section 20919 as amended by 2003 PA 233, and by adding section 20911; and to repeal acts and parts of acts.

The motion prevailed.

The House agreed to the title as amended.

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

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

Pending the Third Reading of

Senate Bill No. 1017, entitled

A bill to amend 1980 PA 300, entitled “The public school employees retirement act of 1979,” by amending sections 75, 85, and 91 (MCL 38.1375, 38.1385, and 38.1391), section 75 as amended by 1989 PA 194, section 85 as amended by 2002 PA 94, and section 91 as amended by 2004 PA 117.

Rep. Ward moved to reconsider the vote by which the House placed the bill on the order of Third Reading of Bills.

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

Second Reading of Bills

Senate Bill No. 1017, entitled

A bill to amend 1980 PA 300, entitled “The public school employees retirement act of 1979,” by amending sections 75, 85, and 91 (MCL 38.1375, 38.1385, and 38.1391), section 75 as amended by 1989 PA 194, section 85 as amended by 2002 PA 94, and section 91 as amended by 2004 PA 117.

Rep. Ward moved to reconsider the vote by which the House adopted the substitute (H-1) offered previously by Rep. Palmer.

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

The question being on the adoption of the substitute (H-1) offered previously by Rep. Palmer,

The substitute (H-1) was not adopted, a majority of the members serving not voting therefor.

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

The motion prevailed.

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

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

Rep. Sak moved that Rep. Dillon be excused temporarily from today's session.
The motion prevailed.

By unanimous consent the House returned to the order of

Third Reading of Bills

Senate Bill No. 1017, entitled

A bill to amend 1980 PA 300, entitled "The public school employees retirement act of 1979," by amending sections 75, 85, and 91 (MCL 38.1375, 38.1385, and 38.1391), section 75 as amended by 1989 PA 194, section 85 as amended by 2002 PA 94, and section 91 as amended by 2004 PA 117.

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

Roll Call No. 1289

Yeas—104

Accavitti	Elsenheimer	LaJoy	Polidori
Acciavatti	Emmons	Law, David	Proos
Adamini	Espinoza	Law, Kathleen	Robertson
Amos	Farhat	Leland	Rocca
Anderson	Farrah	Lemmons, Jr.	Sak
Angerer	Gaffney	Lipsey	Schuitmaker
Ball	Garfield	Marleau	Shaffer
Baxter	Gillard	Mayes	Sheen
Bennett	Gleason	McConico	Sheltrown
Bieda	Gonzales	McDowell	Smith, Alma
Booher	Gosselin	Meadows	Smith, Virgil
Brandenburg	Green	Meisner	Spade
Brown	Hansen	Meyer	Stahl
Byrnes	Hildenbrand	Miller	Stakoe
Byrum	Hood	Moolenaar	Stewart
Casperson	Hoogendyk	Moore	Taub
Caswell	Hopgood	Mortimer	Tobocman
Caul	Huizenga	Murphy	Vagnozzi
Cheeks	Hummel	Newell	Van Regenmorter
Clack	Hune	Nitz	Vander Veen
Clemente	Hunter	Nofs	Walker
Condino	Jones, Hayes	Palmer	Ward
Cushingberry	Jones, Rick	Palsrok	Waters
DeRoche	Kahn	Pastor	Williams
Donigan	Kolb	Pavlov	Wojno
Drolet	Kooiman	Plakas	Zelenko

Nays—2

Pearce

Wenke

In The Chair: Kooiman

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

"An act to provide a retirement system for the public school employees of this state; to create certain funds for this retirement system; to provide for the creation of a retirement board within the department of management and budget; to prescribe the powers and duties of the retirement board; to prescribe the powers and duties of certain state departments, agencies, officials, and employees; to prescribe penalties and provide remedies; and to repeal acts and parts of acts,"

The House agreed to the full title.

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

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

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

The Speaker laid before the House

House Bill No. 6392, entitled

A bill to amend 1978 PA 368, entitled "Public health code," by amending sections 16184 and 16185 (MCL 333.16184 and 333.16185), section 16184 as added by 2006 PA 24 and section 16185 as added by 2006 PA 25.

(The bill was received from the Senate on December 13, with substitute (S-1), title amendment and immediate effect given by the Senate, consideration of which, under the rules, was postponed until today, see House Journal No. 94, p. 3129.)

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

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

Roll Call No. 1290

Yeas—107

Accavitti	Elsenheimer	Law, David	Proos
Acciavatti	Emmons	Law, Kathleen	Robertson
Adamini	Espinoza	Leland	Rocca
Amos	Farhat	Lemmons, Jr.	Sak
Anderson	Farrah	Lipse	Schuitmaker
Angerer	Gaffney	Marleau	Shaffer
Ball	Garfield	Mayer	Sheen
Baxter	Gillard	McConico	Sheltrown
Bennett	Gleason	McDowell	Smith, Alma
Bieda	Gonzales	Meadows	Smith, Virgil
Booher	Gosselin	Meisner	Spade
Brandenburg	Green	Meyer	Stahl
Brown	Hansen	Miller	Stakoe
Byrnes	Hildenbrand	Moolenaar	Stewart
Byrum	Hood	Moore	Taub
Casperson	Hoogendyk	Mortimer	Tobocman
Caswell	Hopgood	Murphy	Vagnozzi
Caul	Huizenga	Newell	Van Regenmorter
Cheeks	Hummel	Nitz	Vander Veen
Clack	Hune	Nofs	Walker
Clemente	Hunter	Palmer	Ward
Condino	Jones, Hayes	Palsrok	Waters
Cushingberry	Jones, Rick	Pastor	Wenke
DeRoche	Kahn	Pavlov	Williams
Dillon	Kolb	Pearce	Wojno
Donigan	Kooiman	Plakas	Zelenko
Drolet	LaJoy	Polidori	

Nays—0

In The Chair: Kooiman

The House agreed to the title as amended.

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

The Speaker laid before the House

House Bill No. 6173, entitled

A bill to amend 1976 PA 451, entitled "The revised school code," by amending sections 1230, 1230a, 1230c, 1230d, 1230g, 1535a, and 1539b (MCL 380.1230, 380.1230a, 380.1230c, 380.1230d, 380.1230g, 380.1535a, and 380.1539b), as amended by 2006 PA 84, and by adding section 1230e.

(The bill was received from the Senate on December 13, with substitute (S-2), title amendment and immediate effect given by the Senate, consideration of which, under the rules, was postponed until today, see House Journal No. 94, p. 3128.)

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

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

Roll Call No. 1291**Yeas—107**

Accavitti	Elsenheimer	Law, David	Proos
Acciavatti	Emmons	Law, Kathleen	Robertson
Adamini	Espinoza	Leland	Rocca
Amos	Farhat	Lemmons, Jr.	Sak
Anderson	Farrah	Lipsey	Schuitmaker
Angerer	Gaffney	Marleau	Shaffer
Ball	Garfield	Mayes	Sheen
Baxter	Gillard	McConico	Sheltrown
Bennett	Gleason	McDowell	Smith, Alma
Bieda	Gonzales	Meadows	Smith, Virgil
Booher	Gosselin	Meisner	Spade
Brandenburg	Green	Meyer	Stahl
Brown	Hansen	Miller	Stakoe
Byrnes	Hildenbrand	Moolenaar	Stewart
Byrum	Hood	Moore	Taub
Casperson	Hoogendyk	Mortimer	Tobocman
Caswell	Hopgood	Murphy	Vagnozzi
Caul	Huizenga	Newell	Van Regenmorter
Cheeks	Hummel	Nitz	Vander Veen
Clack	Hune	Nofs	Walker
Clemente	Hunter	Palmer	Ward
Condino	Jones, Hayes	Palsrok	Waters
Cushingberry	Jones, Rick	Pastor	Wenke
DeRoche	Kahn	Pavlov	Williams
Dillon	Kolb	Pearce	Wojno
Donigan	Kooiman	Plakas	Zelenko
Drolet	LaJoy	Polidori	

Nays—0

In The Chair: Kooiman

The House agreed to the title as amended.

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

Second Reading of Bills**Senate Bill No. 803, entitled**

A bill to amend 1893 PA 206, entitled "The general property tax act," by amending section 8 (MCL 211.8), as amended by 2002 PA 620.

The bill was read a second time.

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

The motion prevailed.

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

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

By unanimous consent the House returned to the order of

Third Reading of Bills

Senate Bill No. 803, entitled

A bill to amend 1893 PA 206, entitled "The general property tax act," by amending section 8 (MCL 211.8), as amended by 2002 PA 620.

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

Roll Call No. 1292

Yeas—107

Accavitti	Elsenheimer	Law, David	Proos
Acciavatti	Emmons	Law, Kathleen	Robertson
Adamini	Espinoza	Leland	Rocca
Amos	Farhat	Lemmons, Jr.	Sak
Anderson	Farrar	Lipse	Schuitmaker
Angerer	Gaffney	Marleau	Shaffer
Ball	Garfield	Mayer	Sheen
Baxter	Gillard	McConico	Sheltrown
Bennett	Gleason	McDowell	Smith, Alma
Bieda	Gonzales	Meadows	Smith, Virgil
Booher	Gosselin	Meisner	Spade
Brandenburg	Green	Meyer	Stahl
Brown	Hansen	Miller	Stakoe
Byrnes	Hildenbrand	Moolenaar	Stewart
Byrum	Hood	Moore	Taub
Casperson	Hoogendyk	Mortimer	Tobocman
Caswell	Hopgood	Murphy	Vagnozzi
Caul	Huizenga	Newell	Van Regenmorter
Cheeks	Hummel	Nitz	Vander Veen
Clack	Hune	Nofs	Walker
Clemente	Hunter	Palmer	Ward
Condino	Jones, Hayes	Palsrok	Waters
Cushingberry	Jones, Rick	Pastor	Wenke
DeRoche	Kahn	Pavlov	Williams
Dillon	Kolb	Pearce	Wojno
Donigan	Kooiman	Plakas	Zelenko
Drolet	LaJoy	Polidori	

Nays—0

In The Chair: Kooiman

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

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

The House agreed to the full title.

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

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

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

Rep. Ward moved that a respectful message be sent to the Senate requesting the return of **Senate Bill No. 1292**.
 The motion prevailed.

Second Reading of Bills

Senate Bill No. 466, entitled

A bill to amend 1939 PA 280, entitled "The social welfare act," by amending section 111b (MCL 400.111b), as amended by 2000 PA 187.

The bill was read a second time.

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

The motion prevailed.

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

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

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

Senate Bill No. 466, entitled

A bill to amend 1939 PA 280, entitled "The social welfare act," by amending section 111b (MCL 400.111b), as amended by 2000 PA 187.

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

Roll Call No. 1293

Yeas—107

Accavitti	Elsenheimer	Law, David	Proos
Acciavatti	Emmons	Law, Kathleen	Robertson
Adamini	Espinoza	Leland	Rocca
Amos	Farhat	Lemmons, Jr.	Sak
Anderson	Farrah	Lipsey	Schuitmaker
Angerer	Gaffney	Marleau	Shaffer
Ball	Garfield	Mayer	Sheen
Baxter	Gillard	McConico	Sheltrown
Bennett	Gleason	McDowell	Smith, Alma
Bieda	Gonzales	Meadows	Smith, Virgil
Booher	Gosselin	Meisner	Spade
Brandenburg	Green	Meyer	Stahl
Brown	Hansen	Miller	Stakoe
Byrnes	Hildenbrand	Moolenaar	Stewart
Byrum	Hood	Moore	Taub
Casperson	Hoogendyk	Mortimer	Tobocman
Caswell	Hopgood	Murphy	Vagnozzi
Caul	Huizenga	Newell	Van Regenmorter
Cheeks	Hummel	Nitz	Vander Veen
Clack	Hune	Nofs	Walker
Clemente	Hunter	Palmer	Ward
Condino	Jones, Hayes	Palsrok	Waters
Cushingberry	Jones, Rick	Pastor	Wenke
DeRoche	Kahn	Pavlov	Williams
Dillon	Kolb	Pearce	Wojno
Donigan	Kooiman	Plakas	Zelenko
Drolet	LaJoy	Polidori	

Nays—0

In The Chair: Kooiman

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

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

The House agreed to the full title.

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

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

Second Reading of Bills**Senate Bill No. 583, entitled**

A bill to amend 2002 PA 593, entitled “Michigan next energy authority act,” by amending section 2 (MCL 207.822).

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

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

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

The motion prevailed.

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

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

By unanimous consent the House returned to the order of

Third Reading of Bills**Senate Bill No. 583, entitled**

A bill to amend 2002 PA 593, entitled “Michigan next energy authority act,” by amending section 2 (MCL 207.822).

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

Roll Call No. 1294**Yeas—107**

Accavitti	Elsenheimer	Law, David	Proos
Acciavatti	Emmons	Law, Kathleen	Robertson
Adamini	Espinoza	Leland	Rocca
Amos	Farhat	Lemmons, Jr.	Sak
Anderson	Farrah	Lipsey	Schuitmaker
Angerer	Gaffney	Marleau	Shaffer
Ball	Garfield	Mayer	Sheen
Baxter	Gillard	McConico	Sheltrown
Bennett	Gleason	McDowell	Smith, Alma
Bieda	Gonzales	Meadows	Smith, Virgil
Booher	Gosselin	Meisner	Spade
Brandenburg	Green	Meyer	Stahl

Brown	Hansen	Miller	Stakoe
Byrnes	Hildenbrand	Moolenaar	Stewart
Byrum	Hood	Moore	Taub
Casperson	Hoogendyk	Mortimer	Tobocman
Caswell	Hopgood	Murphy	Vagnozzi
Caul	Huizenga	Newell	Van Regenmorter
Cheeks	Hummel	Nitz	Vander Veen
Clack	Hune	Nofs	Walker
Clemente	Hunter	Palmer	Ward
Condino	Jones, Hayes	Palsrok	Waters
Cushingberry	Jones, Rick	Pastor	Wenke
DeRoche	Kahn	Pavlov	Williams
Dillon	Kolb	Pearce	Wojno
Donigan	Kooiman	Plakas	Zelenko
Drolet	LaJoy	Polidori	

Nays—0

In The Chair: Kooiman

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

“An act to create and provide for the operation of the Michigan next energy authority; to provide for the powers and duties of the authority; to promote alternative energy technology and economic growth; and to exempt property of an authority from tax,”

The House agreed to the full title.

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

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

Second Reading of Bills

Senate Bill No. 584, entitled

A bill to amend 1996 PA 376, entitled “Michigan renaissance zone act,” by amending section 8a (MCL 125.2688a), as amended by 2006 PA 116.

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

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

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

The motion prevailed.

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

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

By unanimous consent the House returned to the order of

Third Reading of Bills

Senate Bill No. 584, entitled

A bill to amend 1996 PA 376, entitled “Michigan renaissance zone act,” by amending section 8a (MCL 125.2688a), as amended by 2006 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. 1295

Yeas—107

Accavitti	Elsenheimer	Law, David	Proos
Acciavatti	Emmons	Law, Kathleen	Robertson

Adamini	Espinoza	Leland	Rocca
Amos	Farhat	Lemmons, Jr.	Sak
Anderson	Farrah	Lipse	Schuitmaker
Angerer	Gaffney	Marleau	Shaffer
Ball	Garfield	Mayes	Sheen
Baxter	Gillard	McConico	Sheltrown
Bennett	Gleason	McDowell	Smith, Alma
Bieda	Gonzales	Meadows	Smith, Virgil
Booher	Gosselin	Meisner	Spade
Brandenburg	Green	Meyer	Stahl
Brown	Hansen	Miller	Stakoe
Byrnes	Hildenbrand	Moolenaar	Stewart
Byrum	Hood	Moore	Taub
Casperson	Hoogendyk	Mortimer	Tobocman
Caswell	Hopgood	Murphy	Vagnozzi
Caul	Huizenga	Newell	Van Regenmorter
Cheeks	Hummel	Nitz	Vander Veen
Clack	Hune	Nofs	Walker
Clemente	Hunter	Palmer	Ward
Condino	Jones, Hayes	Palsrok	Waters
Cushingberry	Jones, Rick	Pastor	Wenke
DeRoche	Kahn	Pavlov	Williams
Dillon	Kolb	Pearce	Wojno
Donigan	Kooiman	Plakas	Zelenko
Drolet	LaJoy	Polidori	

Nays—0

In The Chair: Kooiman

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

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

A bill to amend 1996 PA 376, entitled "An act to create and expand certain renaissance zones; to foster economic opportunities in this state; to facilitate economic development; to stimulate industrial, commercial, and residential improvements; to prevent physical and infrastructure deterioration of geographic areas in this state; to authorize expenditures; to provide exemptions and credits from certain taxes; to create certain obligations of this state and local governmental units; to require disclosure of certain transactions and gifts; to provide for appropriations; and to prescribe the powers and duties of certain state and local departments, agencies, and officials, by amending section 8a (MCL 125.2688a), as amended by 2006 PA 440.

The motion prevailed.

The House agreed to the title as amended.

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

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

Second Reading of Bills

Senate Bill No. 1353, entitled

A bill to amend 1978 PA 368, entitled "Public health code," (MCL 333.1101 to 333.25211) by adding section 2681. The bill was read a second time.

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

The motion prevailed.

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

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

By unanimous consent the House returned to the order of

Third Reading of Bills

Senate Bill No. 1353, entitled

A bill to amend 1978 PA 368, entitled "Public health code," (MCL 333.1101 to 333.25211) by adding section 2681. Was read a third time and passed, a majority of the members serving voting therefor, by yeas and nays, as follows:

Roll Call No. 1296

Yeas—107

Accavitti	Elsenheimer	Law, David	Proos
Acciavatti	Emmons	Law, Kathleen	Robertson
Adamini	Espinoza	Leland	Rocca
Amos	Farhat	Lemmons, Jr.	Sak
Anderson	Farrah	Lipsey	Schuitmaker
Angerer	Gaffney	Marleau	Shaffer
Ball	Garfield	Mayes	Sheen
Baxter	Gillard	McConico	Sheltrown
Bennett	Gleason	McDowell	Smith, Alma
Bieda	Gonzales	Meadows	Smith, Virgil
Booher	Gosselin	Meisner	Spade
Brandenburg	Green	Meyer	Stahl
Brown	Hansen	Miller	Stakoe
Byrnes	Hildenbrand	Moolenaar	Stewart
Byrum	Hood	Moore	Taub
Casperson	Hoogendyk	Mortimer	Tobocman
Caswell	Hopgood	Murphy	Vagnozzi
Caul	Huizenga	Newell	Van Regenmorter
Cheeks	Hummel	Nitz	Vander Veen
Clack	Hune	Nofs	Walker
Clemente	Hunter	Palmer	Ward
Condino	Jones, Hayes	Palsrok	Waters
Cushingberry	Jones, Rick	Pastor	Wenke
DeRoche	Kahn	Pavlov	Williams
Dillon	Kolb	Pearce	Wojno
Donigan	Kooiman	Plakas	Zelenko
Drolet	LaJoy	Polidori	

Nays—0

In The Chair: Kooiman

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

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

care services, to provide for the appropriate utilization of health care facilities and services, and to provide for the closure of hospitals or consolidation of hospitals or services; to provide for the collection and use of data and information; to provide for the transfer of property; to provide certain immunity from liability; to regulate and prohibit the sale and offering for sale of drug paraphernalia under certain circumstances; to provide for the implementation of federal law; to provide for penalties and remedies; to provide for sanctions for violations of this act and local ordinances; to provide for an appropriation and supplements; to repeal certain acts and parts of acts; to repeal certain parts of this act; and to repeal certain parts of this act on specific dates,”

The House agreed to the full title.

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

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

Second Reading of Bills

Senate Bill No. 1354, entitled

A bill to amend 1978 PA 368, entitled “Public health code,” (MCL 333.1101 to 333.25211) by adding section 2683. The bill was read a second time.

Rep. Gaffney moved to substitute (H-1) the bill.

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

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

The motion prevailed.

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

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

By unanimous consent the House returned to the order of

Third Reading of Bills

Senate Bill No. 1354, entitled

A bill to amend 1978 PA 368, entitled “Public health code,” (MCL 333.1101 to 333.25211) by adding section 2683. Was read a third time and passed, a majority of the members serving voting therefor, by yeas and nays, as follows:

Roll Call No. 1297

Yeas—107

Accavitti	Elsenheimer	Law, David	Proos
Acciavatti	Emmons	Law, Kathleen	Robertson
Adamini	Espinoza	Leland	Rocca
Amos	Farhat	Lemmons, Jr.	Sak
Anderson	Farrah	Lipsey	Schuitmaker
Angerer	Gaffney	Marleau	Shaffer
Ball	Garfield	Mayes	Sheen
Baxter	Gillard	McConico	Sheltrown
Bennett	Gleason	McDowell	Smith, Alma
Bieda	Gonzales	Meadows	Smith, Virgil
Booher	Gosselin	Meisner	Spade
Brandenburg	Green	Meyer	Stahl
Brown	Hansen	Miller	Stakoe
Byrnes	Hildenbrand	Moolenaar	Stewart
Byrum	Hood	Moore	Taub
Casperson	Hoogendyk	Mortimer	Tobocman
Caswell	Hopgood	Murphy	Vagnozzi
Caul	Huizenga	Newell	Van Regenmorter

Cheeks	Hummel	Nitz	Vander Veen
Clack	Hune	Nofs	Walker
Clemente	Hunter	Palmer	Ward
Condino	Jones, Hayes	Palsrok	Waters
Cushingberry	Jones, Rick	Pastor	Wenke
DeRoche	Kahn	Pavlov	Williams
Dillon	Kolb	Pearce	Wojno
Donigan	Kooiman	Plakas	Zelenko
Drolet	LaJoy	Polidori	

Nays—0

In The Chair: Kooiman

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

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

A bill to amend 1978 PA 368, entitled “An act to protect and promote the public health; to codify, revise, consolidate, classify, and add to the laws relating to public health; to provide for the prevention and control of diseases and disabilities; to provide for the classification, administration, regulation, financing, and maintenance of personal, environmental, and other health services and activities; to create or continue, and prescribe the powers and duties of, departments, boards, commissions, councils, committees, task forces, and other agencies; to prescribe the powers and duties of governmental entities and officials; to regulate occupations, facilities, and agencies affecting the public health; to regulate health maintenance organizations and certain third party administrators and insurers; to provide for the imposition of a regulatory fee; to provide for the levy of taxes against certain health facilities or agencies; to promote the efficient and economical delivery of health care services, to provide for the appropriate utilization of health care facilities and services, and to provide for the closure of hospitals or consolidation of hospitals or services; to provide for the collection and use of data and information; to provide for the transfer of property; to provide certain immunity from liability; to regulate and prohibit the sale and offering for sale of drug paraphernalia under certain circumstances; to provide for the implementation of federal law; to provide for penalties and remedies; to provide for sanctions for violations of this act and local ordinances; to provide for an appropriation and supplements; to repeal certain acts and parts of acts; to repeal certain parts of this act; and to repeal certain parts of this act on specific dates,” (MCL 333.1101 to 333.25211) by adding section 2683a.

The motion prevailed.

The House agreed to the title as amended.

Rep. Ward 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. 6660, 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 8 (MCL 830.418), as amended by 2002 PA 382.

The bill was read a second time.

Rep. Farhat moved to substitute (H-1) the bill.

The question being on the adoption of the substitute (H-1) offered by Rep. Farhat,

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

The motion prevailed.

Senate Bill No. 59, entitled

A bill to amend 1846 RS 83, entitled “Of marriage and the solemnization thereof,” by amending section 7 (MCL 551.7), as amended by 2006 PA 419.

The bill was read a second time.

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

The motion prevailed.

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

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

Rep. Ward moved that Rep. DeRoche be excused temporarily from today’s session.

The motion prevailed.

By unanimous consent the House returned to the order of

Third Reading of Bills

Senate Bill No. 59, entitled

A bill to amend 1846 RS 83, entitled “Of marriage and the solemnization thereof,” by amending section 7 (MCL 551.7), as amended by 2006 PA 419.

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

Roll Call No. 1298

Yeas—71

Acciavatti	Cushingberry	Kolb	Robertson
Adamini	Dillon	LaJoy	Rocca
Amos	Donigan	Law, David	Sak
Anderson	Drolet	Law, Kathleen	Sheltrown
Angerer	Emmons	Leland	Smith, Alma
Ball	Espinoza	Lemmons, Jr.	Smith, Virgil
Baxter	Farrah	Lipsey	Spade
Bennett	Gaffney	Marleau	Stakoe
Booher	Garfield	Mayes	Stewart
Brandenburg	Gillard	McConico	Tobocman
Brown	Gleason	McDowell	Vagnozzi
Byrnes	Gonzales	Meadows	Van Regenmorter
Byrum	Green	Meisner	Ward
Casperson	Hood	Miller	Waters
Cheeks	Hopgood	Mortimer	Wenke
Clack	Hune	Murphy	Williams
Clemente	Hunter	Plakas	Zelenko
Condino	Kahn	Polidori	

Nays—35

Accavitti	Hoogendyk	Newell	Schuitmaker
Bieda	Huizenga	Nitz	Shaffer
Caswell	Hummel	Nofs	Sheen
Caul	Jones, Hayes	Palmer	Stahl
Elsenheimer	Jones, Rick	Palsrok	Taub
Farhat	Kooiman	Pastor	Vander Veen
Gosselin	Meyer	Pavlov	Walker
Hansen	Moolenaar	Pearce	Wojno
Hildenbrand	Moore	Proos	

In The Chair: Kooiman

The House agreed to the title of the bill.

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

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

Second Reading of Bills**Senate Bill No. 775, entitled**

A bill to amend 1957 PA 261, entitled “Michigan legislative retirement system act,” by amending sections 24, 26, 28, 59a, and 79 (MCL 38.1024, 38.1026, 38.1028, 38.1059a, and 38.1079), section 24 as amended by 1987 PA 58, sections 26 and 59a as amended by 2002 PA 97, section 28 as amended by 1981 PA 123, and section 79 as amended by 1998 PA 501.

The bill was read a second time.

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

The motion prevailed.

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

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

By unanimous consent the House returned to the order of

Third Reading of Bills**Senate Bill No. 775, entitled**

A bill to amend 1957 PA 261, entitled “Michigan legislative retirement system act,” by amending sections 24, 26, 28, 59a, and 79 (MCL 38.1024, 38.1026, 38.1028, 38.1059a, and 38.1079), section 24 as amended by 1987 PA 58, sections 26 and 59a as amended by 2002 PA 97, section 28 as amended by 1981 PA 123, and section 79 as amended by 1998 PA 501.

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

Roll Call No. 1299**Yeas—107**

Accavitti	Elsenheimer	Law, David	Proos
Acciavatti	Emmons	Law, Kathleen	Robertson
Adamini	Espinoza	Leland	Rocca
Amos	Farhat	Lemmons, Jr.	Sak

Anderson	Farrah	Lipsey	Schuitmaker
Angerer	Gaffney	Marleau	Shaffer
Ball	Garfield	Mayes	Sheen
Baxter	Gillard	McConico	Sheltrown
Bennett	Gleason	McDowell	Smith, Alma
Bieda	Gonzales	Meadows	Smith, Virgil
Booher	Gosselin	Meisner	Spade
Brandenburg	Green	Meyer	Stahl
Brown	Hansen	Miller	Stakoe
Byrnes	Hildenbrand	Moolenaar	Stewart
Byrum	Hood	Moore	Taub
Casperson	Hoogendyk	Mortimer	Tobocman
Caswell	Hopgood	Murphy	Vagnozzi
Caul	Huizenga	Newell	Van Regenmorter
Cheeks	Hummel	Nitz	Vander Veen
Clack	Hune	Nofs	Walker
Clemente	Hunter	Palmer	Ward
Condino	Jones, Hayes	Palsrok	Waters
Cushingberry	Jones, Rick	Pastor	Wenke
DeRoche	Kahn	Pavlov	Williams
Dillon	Kolb	Pearce	Wojno
Donigan	Kooiman	Plakas	Zelenko
Drolet	LaJoy	Polidori	

Nays—0

In The Chair: Kooiman

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

“An act for the creation, maintenance, and administration of a legislative members’ and presiding officers’ retirement system within the legislature; to provide retirement allowances to the participants of the retirement system, and survivors’ allowances and other benefits to their beneficiaries upon death; to exempt those allowances and benefits from certain taxes and legal processes; to establish certain funds in connection with the retirement system; to authorize and make appropriations for the retirement system; to prescribe the powers and duties of certain state departments, agencies, officials, and employees; and to prescribe penalties and provide remedies.”

The House agreed to the full title.

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

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

Second Reading of Bills

The House returned to the consideration of

House Bill No. 6660, 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 8 (MCL 830.418), as amended by 2002 PA 382.

(The bill was considered earlier today, see today’s Journal, p. 3161.)

The question being on the adoption of the substitute (H-1) offered previously by Rep. Farhat, The substitute (H-1) was adopted, a majority of the members serving voting therefor. Rep. Farhat moved that the bill be placed on the order of Third Reading of Bills. The motion prevailed.

Rep. Hood moved that Rep. Plakas be excused from the balance of today’s session. The motion prevailed.

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

Senate Bill No. 1106, entitled

A bill to amend 1887 PA 128, entitled “An act establishing the minimum ages for contracting marriages; to require a civil license in order to marry and its registration; to provide for the implementation of federal law; and to provide a penalty for the violation of this act,” by amending sections 2, 3, and 3a (MCL 551.102, 551.103, and 551.103a), section 2 as amended by 1998 PA 333, section 3 as amended by 1984 PA 346, and section 3a as amended by 1989 PA 270.

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

Roll Call No. 1300

Yeas—77

Acciavatti	Donigan	Kooiman	Sak
Adamini	Emmons	LaJoy	Schuitmaker
Amos	Espinoza	Law, David	Sheen
Anderson	Farhat	Law, Kathleen	Sheltrown
Angerer	Farrah	Leland	Smith, Alma
Ball	Gaffney	Lemmons, Jr.	Smith, Virgil
Bieda	Gillard	Lipsey	Spade
Booher	Gleason	Mayes	Stakoe
Brandenburg	Gonzales	McConico	Stewart
Brown	Hansen	McDowell	Taub
Byrnes	Hildenbrand	Meadows	Tobocman
Byrum	Hood	Mortimer	Vagnozzi
Casperson	Hopgood	Murphy	Van Regenmorter
Cheeks	Huizenga	Newell	Vander Veen
Clack	Hune	Nitz	Waters
Clemente	Hunter	Nofs	Wenke
Condino	Jones, Hayes	Palsrok	Williams
Cushingberry	Jones, Rick	Pavlov	Wojno
DeRoche	Kolb	Polidori	Zelenko
Dillon			

Nays—29

Accavitti	Gosselin	Meyer	Proos
Baxter	Green	Miller	Robertson
Bennett	Hoogendyk	Moolenaar	Rocca
Caswell	Hummel	Moore	Shaffer
Caul	Kahn	Palmer	Stahl
Drolet	Marleau	Pastor	Walker

Elsenheimer
Garfield

Meisner

Pearce

Ward

In The Chair: Kooiman

The House agreed to the title of the bill.

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

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

Second Reading of Bills

Senate Bill No. 891, entitled

A bill to amend 1941 PA 122, entitled "An act to establish the revenue collection duties of the department of treasury; to prescribe its powers and duties as the revenue collection agency of the state; to prescribe certain powers and duties of the state treasurer; to regulate the importation, stamping, and disposition of certain tobacco products; to provide for the transfer of powers and duties now vested in certain other state boards, commissions, departments and offices; to prescribe certain duties of and require certain reports from the department of treasury; to provide procedures for the payment, administration, audit, assessment, levy of interests or penalties on, and appeals of taxes and tax liability; to prescribe its powers and duties if an agreement to act as agent for a city to administer, collect, and enforce the city income tax act on behalf of a city is entered into with any city; to provide an appropriation; to abolish the state board of tax administration; to prescribe penalties and provide remedies; and to declare the effect of this act," by amending the title and sections 1, 3, 13, and 28 (MCL 205.1, 205.3, 205.13, and 205.28), the title and section 1 as amended by 2002 PA 657, section 3 as amended by 2003 PA 92, section 13 as amended by 1996 PA 479, and section 28 as amended by 2003 PA 114.

The bill was read a second time.

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

The motion prevailed.

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

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

By unanimous consent the House returned to the order of

Third Reading of Bills

Senate Bill No. 891, entitled

A bill to amend 1941 PA 122, entitled "An act to establish the revenue collection duties of the department of treasury; to prescribe its powers and duties as the revenue collection agency of the state; to prescribe certain powers and duties of the state treasurer; to regulate the importation, stamping, and disposition of certain tobacco products; to provide for the transfer of powers and duties now vested in certain other state boards, commissions, departments and offices; to prescribe certain duties of and require certain reports from the department of treasury; to provide procedures for the payment, administration, audit, assessment, levy of interests or penalties on, and appeals of taxes and tax liability; to prescribe its powers and duties if an agreement to act as agent for a city to administer, collect, and enforce the city income tax act on behalf of a city is entered into with any city; to provide an appropriation; to abolish the state board of tax administration; to prescribe penalties and provide remedies; and to declare the effect of this act," by amending the title and sections 1, 3, 13, and 28 (MCL 205.1, 205.3, 205.13, and 205.28), the title and section 1 as amended by 2002 PA 657, section 3 as amended by 2003 PA 92, section 13 as amended by 1996 PA 479, and section 28 as amended by 2003 PA 114.

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

Roll Call No. 1301

Yeas—106

Accavitti
Acciavatti

Elsenheimer
Emmons

Law, David
Law, Kathleen

Proos
Robertson

Adamini	Espinoza	Leland	Rocca
Amos	Farhat	Lemmons, Jr.	Sak
Anderson	Farrah	Lipsev	Schuitmaker
Angerer	Gaffney	Marleau	Shaffer
Ball	Garfield	Mayes	Sheen
Baxter	Gillard	McConico	Sheltrown
Bennett	Gleason	McDowell	Smith, Alma
Bieda	Gonzales	Meadows	Smith, Virgil
Booher	Gosselin	Meisner	Spade
Brandenburg	Green	Meyer	Stahl
Brown	Hansen	Miller	Stakoe
Byrnes	Hildenbrand	Moolenaar	Stewart
Byrum	Hood	Moore	Taub
Casperson	Hoogendyk	Mortimer	Tobocman
Caswell	Hopgood	Murphy	Vagnozzi
Caul	Huizenga	Newell	Van Regenmorter
Cheeks	Hummel	Nitz	Vander Veen
Clack	Hune	Nofs	Walker
Clemente	Hunter	Palmer	Ward
Condino	Jones, Hayes	Palsrok	Waters
Cushingberry	Jones, Rick	Pastor	Wenke
DeRoche	Kahn	Pavlov	Williams
Dillon	Kolb	Pearce	Wojno
Donigan	Kooiman	Polidori	Zelenko
Drolet	LaJoy		

Nays—0

In The Chair: Kooiman

The House agreed to the title of the bill.

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

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

Rep. Lemmons, III entered the House Chambers.

Second Reading of Bills

Senate Bill No. 1253, entitled

A bill to amend 1973 PA 116, entitled “An act to provide for the protection of children through the licensing and regulation of child care organizations; to provide for the establishment of standards of care for child care organizations; to prescribe powers and duties of certain departments of this state and adoption facilitators; to provide penalties; and to repeal acts and parts of acts,” (MCL 722.111 to 722.128) by adding sections 3f and 5h.

The bill was read a second time.

Rep. Spade moved to amend the bill as follows:

1. Amend page 1, line 1, after “**SUBSECTION**” by striking out “(5)” and inserting “(6)”.

2. Amend page 1, line 6, after “**OF**” by striking out the balance of the subsection and inserting “**1 OR MORE OF THE FOLLOWING:**”

(A) CHILDREN WHO WERE UNDER THE CHILD CARE ORGANIZATION’S CARE AT THE SITE AND THE TIME THE INCIDENT BEING INVESTIGATED OCCURRED.

(B) IF THE INDIVIDUAL BEING INVESTIGATED IS STILL PRESENT AT THE CHILD CARE ORGANIZATION AT THE TIME OF THE INVESTIGATION, CHILDREN WHO HAVE OR WILL COME INTO CONTACT WITH THE INDIVIDUAL BEING INVESTIGATED AS LONG AS THAT INDIVIDUAL IS PRESENT AT THE CHILD CARE ORGANIZATION.

(2) THE CHILD CARE ORGANIZATION SHALL SEND WRITTEN NOTIFICATION WITHIN 1 BUSINESS DAY AFTER THE INITIAL GOOD FAITH ATTEMPT UNDER SUBSECTION (1) AT ORAL NOTIFICATION. FOR THE PURPOSE OF THIS SUBSECTION, WRITTEN NOTIFICATION SHALL BE GIVEN BY 1 OF THE FOLLOWING:

(A) MAIL SERVICE.

(B) FACSIMILE TRANSMISSION.

(C) ELECTRONIC MAIL.” and renumbering the remaining subsections.

3. Amend page 2, line 16, after “(1)” by inserting “**OR (2)**”.

4. Amend page 2, line 25, by striking out “**SUBSECTION (1)**” and inserting “**SUBSECTIONS (1) AND (2)**”.

5. Amend page 2, line 27, after “**SUBSECTION**” by striking out “**(3)**” and inserting “**(4)**”.

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

Rep. Pearce moved to amend the bill as follows:

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

“(6) FOR THE PURPOSE OF THIS SECTION, “SPECIAL INVESTIGATION THAT THE DEPARTMENT CLASSIFIES AS HIGH RISK” MEANS AN INVESTIGATION IN WHICH THE DEPARTMENT BECOMES AWARE THAT 1 OR MORE OF THE CONDITIONS LISTED IN SECTION 8(3)(A) TO (C) OF THE CHILD PROTECTION LAW, 1975 PA 238, MCL 722.628, EXIST.”

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

Rep. Pearce moved to amend the bill as follows:

1. Amend page 3, line 1, after “**TO**” by striking out the balance of the line through “**IS**” on line 2.

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

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

The motion prevailed.

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

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

By unanimous consent the House returned to the order of

Third Reading of Bills

Senate Bill No. 1253, entitled

A bill to amend 1973 PA 116, entitled “An act to provide for the protection of children through the licensing and regulation of child care organizations; to provide for the establishment of standards of care for child care organizations; to prescribe powers and duties of certain departments of this state and adoption facilitators; to provide penalties; and to repeal acts and parts of acts,” (MCL 722.111 to 722.128) by adding sections 3f and 5h.

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

Roll Call No. 1302

Yeas—107

Accavitti	Elsenheimer	Law, David	Proos
Acciavatti	Emmons	Law, Kathleen	Robertson
Adamini	Espinoza	Leland	Rocca
Amos	Farhat	Lemmons, III	Sak
Anderson	Farrah	Lemmons, Jr.	Schuitmaker
Angerer	Gaffney	Lipse	Shaffer
Ball	Garfield	Marleau	Sheen
Baxter	Gillard	Mayes	Sheltrown
Bennett	Gleason	McConico	Smith, Alma
Bieda	Gonzales	McDowell	Smith, Virgil
Booher	Gosselin	Meadows	Spade
Brandenburg	Green	Meisner	Stahl

Brown	Hansen	Meyer	Stakoe
Byrnes	Hildenbrand	Miller	Stewart
Byrum	Hood	Moolenaar	Taub
Casperson	Hoogendyk	Moore	Tobocman
Caswell	Hopgood	Mortimer	Vagnozzi
Caul	Huizenga	Murphy	Van Regenmorter
Cheeks	Hummel	Newell	Vander Veen
Clack	Hune	Nitz	Walker
Clemente	Hunter	Nofs	Ward
Condino	Jones, Hayes	Palmer	Waters
Cushingberry	Jones, Rick	Palsrok	Wenke
DeRoche	Kahn	Pastor	Williams
Dillon	Kolb	Pavlov	Wojno
Donigan	Kooiman	Pearce	Zelenko
Drolet	LaJoy	Polidori	

Nays—0

In The Chair: Kooiman

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

Second Reading of Bills

Senate Bill No. 1254, entitled

A bill to amend 1975 PA 238, entitled “Child protection law,” by amending section 8d (MCL 722.628d), as amended by 2002 PA 661.

The bill was read a second time.

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

The motion prevailed.

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

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

By unanimous consent the House returned to the order of

Third Reading of Bills

Senate Bill No. 1254, entitled

A bill to amend 1975 PA 238, entitled “Child protection law,” by amending section 8d (MCL 722.628d), as amended by 2002 PA 661.

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

Roll Call No. 1303

Yeas—107

Accavitti	Elsenheimer	Law, David	Proos
Acciavatti	Emmons	Law, Kathleen	Robertson
Adamini	Espinoza	Leland	Rocca
Amos	Farhat	Lemmons, III	Sak
Anderson	Farrah	Lemmons, Jr.	Schuitmaker
Angerer	Gaffney	Lipsey	Shaffer

Ball	Garfield	Marleau	Sheen
Baxter	Gillard	Mayes	Sheltrown
Bennett	Gleason	McConico	Smith, Alma
Bieda	Gonzales	McDowell	Smith, Virgil
Booher	Gosselin	Meadows	Spade
Brandenburg	Green	Meisner	Stahl
Brown	Hansen	Meyer	Stakoe
Byrnes	Hildenbrand	Miller	Stewart
Byrum	Hood	Moolenaar	Taub
Casperson	Hoogendyk	Moore	Tobocman
Caswell	Hopgood	Mortimer	Vagnozzi
Caul	Huizenga	Murphy	Van Regenmorter
Cheeks	Hummel	Newell	Vander Veen
Clack	Hune	Nitz	Walker
Clemente	Hunter	Nofs	Ward
Condino	Jones, Hayes	Palmer	Waters
Cushingberry	Jones, Rick	Palsrok	Wenke
DeRoche	Kahn	Pastor	Williams
Dillon	Kolb	Pavlov	Wojno
Donigan	Kooiman	Pearce	Zelenko
Drolet	LaJoy	Polidori	

Nays—0

In The Chair: Kooiman

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

“An act to require the reporting of child abuse and neglect by certain persons; to permit the reporting of child abuse and neglect by all persons; to provide for the protection of children who are abused or neglected; to authorize limited detainment in protective custody; to authorize medical examinations; to prescribe the powers and duties of the state department of social services to prevent child abuse and neglect; to prescribe certain powers and duties of local law enforcement agencies; to safeguard and enhance the welfare of children and preserve family life; to provide for the appointment of legal counsel; to provide for the abrogation of privileged communications; to provide civil and criminal immunity for certain persons; to provide rules of evidence in certain cases; to provide for confidentiality of records; to provide for the expungement of certain records; to prescribe penalties; and to repeal certain acts and parts of acts,”

The House agreed to the full title.

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

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

Second Reading of Bills

Senate Bill No. 1410, entitled

A bill to amend 1975 PA 238, entitled “Child protection law,” by amending sections 3 and 8 (MCL 722.623 and 722.628), section 3 as amended by 2006 PA 264 and section 8 as amended by 2006 PA 256.

Was read a second time, and the question being on the adoption of the proposed amendments previously recommended by the Committee on Family and Children Services (for amendments, see House Journal No. 93, p. 3032),

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

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

The motion prevailed.

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

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

By unanimous consent the House returned to the order of

Third Reading of Bills

Senate Bill No. 1410, entitled

A bill to amend 1975 PA 238, entitled "Child protection law," by amending sections 3 and 8 (MCL 722.623 and 722.628), section 3 as amended by 2006 PA 264 and section 8 as amended by 2006 PA 256.

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

Roll Call No. 1304

Yeas—107

Accavitti	Elsenheimer	Law, David	Proos
Acciavatti	Emmons	Law, Kathleen	Robertson
Adamini	Espinoza	Leland	Rocca
Amos	Farhat	Lemmons, III	Sak
Anderson	Farrah	Lemmons, Jr.	Schuitmaker
Angerer	Gaffney	Lipsey	Shaffer
Ball	Garfield	Marleau	Sheen
Baxter	Gillard	Mayes	Sheltrown
Bennett	Gleason	McConico	Smith, Alma
Bieda	Gonzales	McDowell	Smith, Virgil
Booher	Gosselin	Meadows	Spade
Brandenburg	Green	Meisner	Stahl
Brown	Hansen	Meyer	Stakoe
Byrnes	Hildenbrand	Miller	Stewart
Byrum	Hood	Moolenaar	Taub
Casperson	Hoogendyk	Moore	Tobocman
Caswell	Hopgood	Mortimer	Vagnozzi
Caul	Huizenga	Murphy	Van Regenmorter
Cheeks	Hummel	Newell	Vander Veen
Clack	Hune	Nitz	Walker
Clemente	Hunter	Nofs	Ward
Condino	Jones, Hayes	Palmer	Waters
Cushingberry	Jones, Rick	Palsrok	Wenke
DeRoche	Kahn	Pastor	Williams
Dillon	Kolb	Pavlov	Wojno
Donigan	Kooiman	Pearce	Zelenko
Drolet	LaJoy	Polidori	

Nays—0

In The Chair: Kooiman

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

"An act to require the reporting of child abuse and neglect by certain persons; to permit the reporting of child abuse and neglect by all persons; to provide for the protection of children who are abused or neglected; to authorize limited detainment in protective custody; to authorize medical examinations; to prescribe the powers and duties of the state department of social services to prevent child abuse and neglect; to prescribe certain powers and duties of local law enforcement agencies; to safeguard and enhance the welfare of children and preserve family life; to provide for the appointment of legal counsel; to provide for the abrogation of privileged communications; to provide civil and criminal immunity for certain persons; to provide rules of evidence in certain cases; to provide for confidentiality of records; to provide for the expungement of certain records; to prescribe penalties; and to repeal certain acts and parts of acts,"

The House agreed to the full title.

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

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

Second Reading of Bills

Senate Bill No. 1512, entitled

A bill to amend 1975 PA 238, entitled "Child protection law," by amending section 7 (MCL 722.627), as amended by 2004 PA 563.

The bill was read a second time.

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

The motion prevailed.

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

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

By unanimous consent the House returned to the order of

Third Reading of Bills

Senate Bill No. 1512, entitled

A bill to amend 1975 PA 238, entitled "Child protection law," by amending section 7 (MCL 722.627), as amended by 2004 PA 563.

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

Roll Call No. 1305

Yeas—107

Accavitti	Elsenheimer	Law, David	Proos
Acciavatti	Emmons	Law, Kathleen	Robertson
Adamini	Espinoza	Leland	Rocca
Amos	Farhat	Lemmons, III	Sak
Anderson	Farrah	Lemmons, Jr.	Schuitmaker
Angerer	Gaffney	Lipsey	Shaffer
Ball	Garfield	Marleau	Sheen
Baxter	Gillard	Mayer	Sheltrown
Bennett	Gleason	McConico	Smith, Alma
Bieda	Gonzales	McDowell	Smith, Virgil
Booher	Gosselin	Meadows	Spade
Brandenburg	Green	Meisner	Stahl
Brown	Hansen	Meyer	Stakoe
Byrnes	Hildenbrand	Miller	Stewart
Byrum	Hood	Moolenaar	Taub
Casperson	Hoogendyk	Moore	Tobocman
Caswell	Hopgood	Mortimer	Vagnozzi
Caul	Huizenga	Murphy	Van Regenmorter
Cheeks	Hummel	Newell	Vander Veen
Clack	Hune	Nitz	Walker
Clemente	Hunter	Nofs	Ward
Condino	Jones, Hayes	Palmer	Waters
Cushingberry	Jones, Rick	Palsrok	Wenke
DeRoche	Kahn	Pastor	Williams
Dillon	Kolb	Pavlov	Wojno
Donigan	Kooiman	Pearce	Zelenko
Drolet	LaJoy	Polidori	

Nays—0

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

“An act to require the reporting of child abuse and neglect by certain persons; to permit the reporting of child abuse and neglect by all persons; to provide for the protection of children who are abused or neglected; to authorize limited detention in protective custody; to authorize medical examinations; to prescribe the powers and duties of the state department of social services to prevent child abuse and neglect; to prescribe certain powers and duties of local law enforcement agencies; to safeguard and enhance the welfare of children and preserve family life; to provide for the appointment of legal counsel; to provide for the abrogation of privileged communications; to provide civil and criminal immunity for certain persons; to provide rules of evidence in certain cases; to provide for confidentiality of records; to provide for the expungement of certain records; to prescribe penalties; and to repeal certain acts and parts of acts,”

The House agreed to the full title.

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

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

Second Reading of Bills

Senate Bill No. 1327, entitled

A bill to amend 1976 PA 451, entitled “The revised school code,” by amending section 1532 (MCL 380.1532), as amended by 1995 PA 289.

The bill was read a second time.

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

The motion prevailed.

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

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

By unanimous consent the House returned to the order of

Third Reading of Bills

Senate Bill No. 1327, entitled

A bill to amend 1976 PA 451, entitled “The revised school code,” by amending section 1532 (MCL 380.1532), as amended by 1995 PA 289.

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

Roll Call No. 1306

Yeas—107

Accavitti	Elsenheimer	Law, David	Proos
Acciavatti	Emmons	Law, Kathleen	Robertson
Adamini	Espinoza	Leland	Rocca
Amos	Farhat	Lemmons, III	Sak
Anderson	Farrah	Lemmons, Jr.	Schuitmaker
Angerer	Gaffney	Lipse	Shaffer
Ball	Garfield	Marleau	Sheen
Baxter	Gillard	Mayes	Sheltrown
Bennett	Gleason	McConico	Smith, Alma
Bieda	Gonzales	McDowell	Smith, Virgil
Booher	Gosselin	Meadows	Spade
Brandenburg	Green	Meisner	Stahl
Brown	Hansen	Meyer	Stakoe
Byrnes	Hildenbrand	Miller	Stewart
Byrum	Hood	Moolenaar	Taub
Casperson	Hoogendyk	Moore	Tobocman
Caswell	Hopgood	Mortimer	Vagnozzi
Caul	Huizenga	Murphy	Van Regenmorter
Cheeks	Hummel	Newell	Vander Veen
Clack	Hune	Nitz	Walker

Clemente	Hunter	Nofs	Ward
Condino	Jones, Hayes	Palmer	Waters
Cushingberry	Jones, Rick	Palsrok	Wenke
DeRoche	Kahn	Pastor	Williams
Dillon	Kolb	Pavlov	Wojno
Donigan	Kooiman	Pearce	Zelenko
Drolet	LaJoy	Polidori	

Nays—0

In The Chair: Kooiman

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

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

The House agreed to the full title.

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

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

Second Reading of Bills

Senate Bill No. 1427, entitled

A bill to amend 1976 PA 451, entitled “The revised school code,” by amending section 1278b (MCL 380.1278b), as added by 2006 PA 123.

The bill was read a second time.

Rep. Palmer 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. Hopgood moved to amend the bill as follows:

1. Amend page 6, line 25, after “principal.” by inserting “**IN ADDITION, FOR A PUPIL WHO RECEIVES SPECIAL EDUCATION SERVICES, A SCHOOL PSYCHOLOGIST SHOULD ALSO BE INCLUDED IN THIS GROUP.**”

2. Amend page 13, line 13, after “program.” by inserting “**IN ADDITION, IF THE PUPIL RECEIVES SPECIAL EDUCATION SERVICES, A SCHOOL PSYCHOLOGIST SHOULD ALSO PARTICIPATE IN DEVELOPING THE PUPIL’S EDUCATIONAL DEVELOPMENT PLAN.**”

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

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

The motion prevailed.

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

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

By unanimous consent the House returned to the order of

Third Reading of Bills

Senate Bill No. 1427, entitled

A bill to amend 1976 PA 451, entitled “The revised school code,” by amending section 1278b (MCL 380.1278b), as added by 2006 PA 123.

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

Roll Call No. 1307**Yeas—103**

Accavitti	Elsenheimer	Law, David	Robertson
Acciavatti	Emmons	Law, Kathleen	Rocca
Adamini	Espinoza	Leland	Sak
Amos	Farhat	Lemmons, III	Schuitmaker
Anderson	Farrah	Lemmons, Jr.	Shaffer
Angerer	Gaffney	Lipsey	Sheen
Ball	Garfield	Marleau	Sheltrown
Baxter	Gillard	Mayes	Smith, Alma
Bennett	Gleason	McConico	Smith, Virgil
Bieda	Gonzales	McDowell	Spade
Booher	Gosselin	Meadows	Stahl
Brandenburg	Green	Meisner	Stakoe
Brown	Hansen	Meyer	Stewart
Byrnes	Hildenbrand	Miller	Taub
Byrum	Hood	Moore	Tobocman
Casperson	Hoogendyk	Mortimer	Vagnozzi
Caul	Hopgood	Murphy	Van Regenmorter
Cheeks	Huizenga	Newell	Vander Veen
Clack	Hummel	Nitz	Walker
Clemente	Hune	Palmer	Ward
Condino	Hunter	Palsrok	Waters
Cushingberry	Jones, Hayes	Pastor	Wenke
DeRoche	Jones, Rick	Pavlov	Williams
Dillon	Kolb	Pearce	Wojno
Donigan	Kooiman	Polidori	Zelenko
Drolet	LaJoy	Proos	

Nays—4

Caswell	Kahn	Moolenaar	Nofs
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In The Chair: Kooiman

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

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

The House agreed to the full title.

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

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

By unanimous consent the House returned to the order of

Messages from the Senate

The Speaker laid before the House

House Bill No. 5135, entitled

A bill to amend 1927 PA 175, entitled “The code of criminal procedure,” by amending sections 12, 13, and 20a of chapter VIII, sections 10, 11, and 12 of chapter IX, and section 3 of chapter XI (MCL 768.12, 768.13, 768.20a, 769.10,

769.11, 769.12, and 771.3), section 20a of chapter VIII as amended by 1983 PA 42, sections 10, 11, and 12 of chapter IX as amended by 1998 PA 317, and section 3 of chapter XI as amended by 2004 PA 330; and to repeal acts and parts of acts.

(The bill was received from the Senate on December 6, with substitute (S-3), title amendment and immediate effect given by the Senate, consideration of which, under the rules, was postponed until December 7 see House Journal No. 91, p. 2946.)

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

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

Roll Call No. 1308**Yeas—107**

Accavitti	Elsenheimer	Law, David	Proos
Acciavatti	Emmons	Law, Kathleen	Robertson
Adamini	Espinoza	Leland	Rocca
Amos	Farhat	Lemmons, III	Sak
Anderson	Farrah	Lemmons, Jr.	Schuitmaker
Angerer	Gaffney	Lipsey	Shaffer
Ball	Garfield	Marleau	Sheen
Baxter	Gillard	Mayes	Sheltrown
Bennett	Gleason	McConico	Smith, Alma
Bieda	Gonzales	McDowell	Smith, Virgil
Booher	Gosselin	Meadows	Spade
Brandenburg	Green	Meisner	Stahl
Brown	Hansen	Meyer	Stakoe
Byrnes	Hildenbrand	Miller	Stewart
Byrum	Hood	Moolenaar	Taub
Casperson	Hoogendyk	Moore	Tobocman
Caswell	Hopgood	Mortimer	Vagnozzi
Caul	Huizenga	Murphy	Van Regenmorter
Cheeks	Hummel	Newell	Vander Veen
Clack	Hune	Nitz	Walker
Clemente	Hunter	Nofs	Ward
Condino	Jones, Hayes	Palmer	Waters
Cushingberry	Jones, Rick	Palsrok	Wenke
DeRoche	Kahn	Pastor	Williams
Dillon	Kolb	Pavlov	Wojno
Donigan	Kooiman	Pearce	Zelenko
Drolet	LaJoy	Polidori	

Nays—0

In The Chair: Kooiman

The House agreed to the title as amended.

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

The Speaker laid before the House

Senate Concurrent Resolution No. 59.

A concurrent resolution approving the conveyance of property to the State Building Authority and approving a lease among the State of Michigan, the State Building Authority, and Glen Oaks Community College relative to the Glen Oaks Community College Science Addition/Allied Health Renovation project.

(For text of concurrent resolution, see House Journal No. 91, p. 2923.)

(The concurrent resolution was received from the Senate, Rule 77 suspended and postponed for the day on December 6, see House Journal No. 91, p. 2923.)

The question being on the adoption of the concurrent resolution,

The Clerk made the following statement:

“Mr. Speaker and members of the House, the lease and exhibits attached to the resolution are available for review by the membership in the Clerk’s office.”

The question being on the adoption of the concurrent resolution,

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

Roll Call No. 1309

Yeas—107

Accavitti	Elsenheimer	Law, David	Proos
Acciavatti	Emmons	Law, Kathleen	Robertson
Adamini	Espinoza	Leland	Rocca
Amos	Farhat	Lemmons, III	Sak
Anderson	Farrah	Lemmons, Jr.	Schuitmaker
Angerer	Gaffney	Lipsey	Shaffer
Ball	Garfield	Marleau	Sheen
Baxter	Gillard	Mayer	Sheltrown
Bennett	Gleason	McConico	Smith, Alma
Bieda	Gonzales	McDowell	Smith, Virgil
Booher	Gosselin	Meadows	Spade
Brandenburg	Green	Meisner	Stahl
Brown	Hansen	Meyer	Stakoe
Byrnes	Hildenbrand	Miller	Stewart
Byrum	Hood	Moolenaar	Taub
Casperson	Hoogendyk	Moore	Tobocman
Caswell	Hopgood	Mortimer	Vagnozzi
Caul	Huizenga	Murphy	Van Regenmorter
Cheeks	Hummel	Newell	Vander Veen
Clack	Hune	Nitz	Walker
Clemente	Hunter	Nofs	Ward
Condino	Jones, Hayes	Palmer	Waters
Cushingberry	Jones, Rick	Palsrok	Wenke
DeRoche	Kahn	Pastor	Williams
Dillon	Kolb	Pavlov	Wojno
Donigan	Kooiman	Pearce	Zelenko
Drolet	LaJoy	Polidori	

Nays—0

In The Chair: Kooiman

The Speaker laid before the House

Senate Concurrent Resolution No. 61.

A concurrent resolution approving the conveyance of property to the State Building Authority and approving a lease among the State of Michigan, the State Building Authority, and Northwestern College relative to the Northwestern College Oleson Center Renovations.

(For text of concurrent resolution, see House Journal No. 91, p. 2924.)

(The concurrent resolution was received from the Senate, Rule 77 suspended and postponed for the day on December 6, see House Journal No. 91, p. 2924.)

The question being on the adoption of the concurrent resolution,

The Clerk made the following statement:

“Mr. Speaker and members of the House, the lease and exhibits attached to the resolution are available for review by the membership in the Clerk’s office.”

The question being on the adoption of the concurrent resolution,

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

Roll Call No. 1310**Yeas—107**

Accavitti	Elsenheimer	Law, David	Proos
Acciavatti	Emmons	Law, Kathleen	Robertson
Adamini	Espinoza	Leland	Rocca
Amos	Farhat	Lemmons, III	Sak
Anderson	Farrah	Lemmons, Jr.	Schuitmaker
Angerer	Gaffney	Lipsev	Shaffer
Ball	Garfield	Marleau	Sheen
Baxter	Gillard	Mayes	Sheltrown
Bennett	Gleason	McConico	Smith, Alma
Bieda	Gonzales	McDowell	Smith, Virgil
Booher	Gosselin	Meadows	Spade
Brandenburg	Green	Meisner	Stahl
Brown	Hansen	Meyer	Stakoe
Byrnes	Hildenbrand	Miller	Stewart
Byrum	Hood	Moolenaar	Taub
Casperson	Hoogendyk	Moore	Tobocman
Caswell	Hopgood	Mortimer	Vagnozzi
Caul	Huizenga	Murphy	Van Regenmorter
Cheeks	Hummel	Newell	Vander Veen
Clack	Hune	Nitz	Walker
Clemente	Hunter	Nofs	Ward
Condino	Jones, Hayes	Palmer	Waters
Cushingberry	Jones, Rick	Palsrok	Wenke
DeRoche	Kahn	Pastor	Williams
Dillon	Kolb	Pavlov	Wojno
Donigan	Kooiman	Pearce	Zelenko
Drolet	LaJoy	Polidori	

Nays—0

In The Chair: Kooiman

Rep. Sak moved that Rep. Murphy be excused temporarily from today's session.
The motion prevailed.

The Speaker laid before the House
Senate Concurrent Resolution No. 62.

A concurrent resolution approving a lease among the State of Michigan, the State Building Authority, and Michigan Technological University relative to the Michigan Technological University General Campus Renovations (the "Facility").

(For text of concurrent resolution, see House Journal No. 91, p. 2925.)

(The concurrent resolution was received from the Senate, Rule 77 suspended and postponed for the day on December 6, see House Journal No. 91, p. 2925.)

The question being on the adoption of the concurrent resolution,

The Clerk made the following statement:

"Mr. Speaker and members of the House, the lease and exhibits attached to the resolution are available for review by the membership in the Clerk's office."

The question being on the adoption of the concurrent resolution,

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

Roll Call No. 1311**Yeas—106**

Accavitti	Elsenheimer	Law, David	Proos
Acciavatti	Emmons	Law, Kathleen	Robertson
Adamini	Espinoza	Leland	Rocca
Amos	Farhat	Lemmons, III	Sak
Anderson	Farrah	Lemmons, Jr.	Schuitmaker
Angerer	Gaffney	Lipsey	Shaffer
Ball	Garfield	Marleau	Sheen
Baxter	Gillard	Mayes	Sheltrown
Bennett	Gleason	McConico	Smith, Alma
Bieda	Gonzales	McDowell	Smith, Virgil
Booher	Gosselin	Meadows	Spade
Brandenburg	Green	Meisner	Stahl
Brown	Hansen	Meyer	Stakoe
Byrnes	Hildenbrand	Miller	Stewart
Byrum	Hood	Moolenaar	Taub
Casperson	Hoogendyk	Moore	Tobocman
Caswell	Hopgood	Mortimer	Vagnozzi
Caul	Huizenga	Newell	Van Regenmorter
Cheeks	Hummel	Nitz	Vander Veen
Clack	Hune	Nofs	Walker
Clemente	Hunter	Palmer	Ward
Condino	Jones, Hayes	Palsrok	Waters
Cushingberry	Jones, Rick	Pastor	Wenke
DeRoche	Kahn	Pavlov	Williams
Dillon	Kolb	Pearce	Wojno
Donigan	Kooiman	Polidori	Zelenko
Drolet	LaJoy		

Nays—0

In The Chair: Kooiman

Rep. Sak moved that Rep. Lemmons, III be excused temporarily from today's session.
The motion prevailed.

Senate Concurrent Resolution No. 60.

A concurrent resolution approving the conveyance of property to the State Building Authority and approving a lease among the State of Michigan, the State Building Authority, and Grand Valley State University relative to the Grand Valley State University Padnos College of Engineering.

Whereas, Section 5 of 1964 PA 183, as amended, being MCL § 830.415, requires the approval of the Board of Control of Grand Valley State University (the "Educational Institution"), the State Administrative Board, and the Michigan Legislature by concurrent resolution concurred in by a majority of the members elected to and serving in each house, with the votes and names of the members voting thereon entered in the journal, before land owned by the Educational Institution may be conveyed to the State Building Authority (the "Authority"); and

Whereas, The site for the Grand Valley State University Padnos College of Engineering (the "Facility") is currently owned by the Educational Institution; and

Whereas, Section 7 of 1964 PA 183, as amended, being MCL § 830.417, requires the approval of the State Administrative Board and the Michigan Legislature by concurrent resolution concurred in by a majority of the members elected to and serving in each house, with the votes and names of the members voting thereon entered in the journal, before the State of Michigan (the "State") may enter into a lease with the Authority upon a showing of a public purpose; and

Whereas, Providing additional space to be used by the Educational Institution pursuant to the lease for the Facility is a recognized public purpose; and

Whereas, A lease among the Authority, the State, and the Educational Institution has been prepared providing for the leasing of the Facility by the Authority to the State and the Educational Institution (the "Lease"); and

Whereas, The Executive Director of the Authority has furnished the Joint Capital Outlay Subcommittee of the Legislature with information and documents relative to the Lease; now, therefore, be it

Resolved by the Senate (the House of Representatives concurring), That the Total Facility Cost for the Grand Valley State University Padnos College of Engineering project shall not exceed \$16,000,000 (the Authority share is \$11,999,800, the State General Fund/General Purpose share is \$200, and the Educational Institution share is \$4,000,000), plus interest charges on monies advanced by the State to meet the construction cash flow requirements of the Facility, if any, of which not more than \$11,999,800, plus interest charges on monies advanced by the State to meet the construction cash flow requirements of the Facility, if any, shall be financed from bonds issued by the Authority, exclusive of amounts necessary for reserves, interest, or other nonconstruction costs; and be it further

Resolved, That the Legislature hereby approves the necessary conveyances of property to the Authority as more particularly described in the Lease and attachments thereto; and be it further

Resolved, That the Legislature hereby approves the Authority acquiring the Facility and leasing it to the State and the Educational Institution and hereby determines that the leasing of the Facility from the Authority is for a public purpose as authorized by 1964 PA 183, as amended; and be it further

Resolved, That the annual amounts of "True Rental" for the Facility shall be within or below the range of \$815,000 and \$1,066,000, as shall reflect variations that may occur in the components upon which the appraisal of True Rental was based, which amounts shall be certified by the appraiser and thereafter approved by the State Administrative Board and the Authority as authorized by 1964 PA 183, as amended; and be it further

Resolved, That the Lease is hereby approved by this concurrent resolution, and the Governor and the Secretary of State are authorized and directed to execute the Lease for and on behalf of the State; and be it further

Resolved, That, by hereby approving the Lease among the State, the Educational Institution, and the Authority, the Legislature agrees to appropriate annually sufficient amounts to pay the rent as obligated pursuant to the Lease; and be it further

Resolved, That copies of this concurrent resolution be transmitted to the Governor, the Secretary of State, the Authority, the Board of Control of Grand Valley State University, and the State Budget Director.

The Senate has adopted the concurrent resolution.

Pending the reference of the concurrent resolution to a committee,

Rep. Hildenbrand moved that Rule 77 be suspended and the concurrent 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 concurrent resolution,

The Clerk made the following statement:

"Mr. Speaker and members of the House, the lease and exhibits attached to the resolution are available for review by the membership in the Clerk's office."

The question being on the adoption of the concurrent resolution,

The concurrent resolution was adopted, a majority of the members present voting therefor, by yeas and nays, as follows:

Roll Call No. 1312

Yeas—106

Accavitti	Elsenheimer	Law, David	Proos
Acciavatti	Emmons	Law, Kathleen	Robertson
Adamini	Espinoza	Leland	Rocca
Amos	Farhat	Lemmons, Jr.	Sak
Anderson	Farrah	Lipsey	Schuitmaker
Angerer	Gaffney	Marleau	Shaffer
Ball	Garfield	Mayer	Sheen
Baxter	Gillard	McConico	Sheltrown
Bennett	Gleason	McDowell	Smith, Alma
Bieda	Gonzales	Meadows	Smith, Virgil
Booher	Gosselin	Meisner	Spade
Brandenburg	Green	Meyer	Stahl
Brown	Hansen	Miller	Stakoe
Byrnes	Hildenbrand	Moolenaar	Stewart

Byrum	Hood	Moore	Taub
Casperson	Hoogendyk	Mortimer	Tobocman
Caswell	Hopgood	Murphy	Vagnozzi
Caul	Huizenga	Newell	Van Regenmorter
Cheeks	Hummel	Nitz	Vander Veen
Clack	Hune	Nofs	Walker
Clemente	Hunter	Palmer	Ward
Condino	Jones, Hayes	Palsrok	Waters
Cushingberry	Jones, Rick	Pastor	Wenke
DeRoche	Kahn	Pavlov	Williams
Dillon	Kolb	Pearce	Wojno
Donigan	Kooiman	Polidori	Zelenko
Drolet	LaJoy		

Nays—0

In The Chair: Kooiman

Senate Concurrent Resolution No. 64.

A concurrent resolution to revise the subtotal project costs for the Wayne State University Engineering Development Center project.

Whereas, The Wayne State University Engineering Development Center project was authorized in 2006 PA 345 with a total project cost of \$27,350,000; and

Whereas, The subtotal costs for the State Building Authority and Wayne State University need to be revised to reflect the accurate costs of the project. The subtotal revisions do not increase the total project cost as established in 2006 PA 345; and

Whereas, Pursuant to section 246 of 1984 PA 431, as amended, being MCL § 18.1246, the authorized cost of projects shall only be established or revised by specific reference in a budget act, by concurrent resolution adopted by both houses of the legislature, or inferred by the total amount of any appropriations made to complete plans and construction; now, therefore, be it

Resolved by the Senate (the House of Representatives concurring), That the Michigan Legislature, acting pursuant to MCL § 18.1246, revises the subtotal costs for the Wayne State University Engineering Development Center project by increasing the State Building Authority share from \$12,350,000 to \$14,999,800 and increasing the Wayne State University share from \$11,500,000 to \$12,350,000, with the General Fund General Purpose share remaining at \$200, and the total project cost remaining at an amount not to exceed \$27,350,000 and that the legislature intends to continue to appropriate funds for construction subject to the limitations herein stated, in amounts not to exceed the authorized cost, subject to the ordinary vicissitudes of the legislative process; and be it further

Resolved, That copies of this resolution be transmitted to the State Budget Director, the Director of the Department of Management and Budget, and Wayne State University.

The Senate has adopted the concurrent resolution.

Pending the reference of the concurrent resolution to a committee,

Rep. Hildenbrand moved that Rule 77 be suspended and the concurrent 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 concurrent resolution,

The concurrent resolution was adopted, a majority of the members present voting therefor, by yeas and nays, as follows:

Roll Call No. 1313

Yeas—102

Accavitti	Elsenheimer	Leland	Robertson
Acciavatti	Emmons	Lemmons, Jr.	Rocca
Adamini	Espinoza	Lipsey	Sak
Amos	Farhat	Marleau	Schuitmaker
Anderson	Farrah	Mayer	Shaffer

Angerer	Gaffney	McConico	Sheen
Ball	Gillard	McDowell	Sheltrown
Baxter	Gleason	Meadows	Smith, Alma
Bennett	Gonzales	Meisner	Smith, Virgil
Bieda	Green	Meyer	Spade
Booher	Hansen	Miller	Stahl
Brandenburg	Hildenbrand	Moolenaar	Stakoe
Brown	Hood	Moore	Stewart
Byrnes	Hopgood	Mortimer	Taub
Byrum	Huizenga	Murphy	Tobocman
Casperson	Hummel	Newell	Vagnozzi
Caswell	Hune	Nitz	Van Regenmorter
Caul	Hunter	Nofs	Vander Veen
Cheeks	Jones, Hayes	Palmer	Walker
Clack	Jones, Rick	Palsrok	Ward
Clemente	Kahn	Pastor	Waters
Condino	Kolb	Pavlov	Wenke
Cushingberry	Kooiman	Pearce	Williams
DeRoche	LaJoy	Polidori	Wojno
Dillon	Law, David	Proos	Zelenko
Donigan	Law, Kathleen		

Nays—4

Drolet	Garfield	Gosselin	Hoogendyk
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In The Chair: Kooiman

The Speaker laid before the House
Senate Concurrent Resolution No. 63.

A concurrent resolution to revise the scope and increase the total project cost of the Technical and Industrial Building Renovations project at Washtenaw Community College.

(For text of concurrent resolution, see House Journal No. 91, p. 2926.)

(The concurrent resolution was received from the Senate, Rule 77 suspended and postponed for the day on December 6, see House Journal No. 91, p. 2926.)

The question being on the adoption of the concurrent resolution,

The Clerk made the following statement:

“Mr. Speaker and members of the House, the lease and exhibits attached to the resolution are available for review by the membership in the Clerk’s office.”

The question being on the adoption of the concurrent resolution,

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

Roll Call No. 1314**Yeas—98**

Accavitti	Donigan	Law, Kathleen	Proos
Acciavatti	Elsenheimer	Leland	Robertson
Adamini	Emmons	Lemmons, Jr.	Rocca
Amos	Espinoza	Lipsey	Sak
Anderson	Farhat	Marleau	Schuitmaker
Angerer	Farrah	Mayes	Shaffer
Ball	Gaffney	McConico	Sheltrown
Baxter	Gillard	McDowell	Smith, Alma

Bennett	Gleason	Meadows	Smith, Virgil
Bieda	Gonzales	Meisner	Spade
Booher	Green	Meyer	Stahl
Brandenburg	Hansen	Miller	Stakoe
Brown	Hildenbrand	Moolenaar	Stewart
Byrnes	Hood	Moore	Taub
Byrum	Hopgood	Mortimer	Tobocman
Casperson	Huizenga	Murphy	Vagnozzi
Caswell	Hummel	Newell	Van Regenmorter
Caul	Hunter	Nitz	Vander Veen
Cheeks	Jones, Hayes	Nofs	Walker
Clack	Jones, Rick	Palsrok	Ward
Clemente	Kahn	Pastor	Waters
Condino	Kolb	Pavlov	Williams
Cushingberry	Kooiman	Pearce	Wojno
DeRoche	LaJoy	Polidori	Zelenko
Dillon	Law, David		

Nays—8

Drolet	Gosselin	Hune	Sheen
Garfield	Hoogendyk	Palmer	Wenke

In The Chair: Kooiman

The Speaker laid before the House

House Bill No. 4889, entitled

A bill to amend 1949 PA 300, entitled “Michigan vehicle code,” by amending section 733 (MCL 257.733), as amended by 2004 PA 62.

(The bill was received from the Senate on December 12, with substitute (S-1), full title inserted and immediate effect given by the Senate, consideration of which, under the rules, was postponed until December 13, see House Journal No. 93, p. 3049.)

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

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

Roll Call No. 1315**Yeas—81**

Adamini	Emmons	Law, David	Pearce
Amos	Espinoza	Law, Kathleen	Polidori
Anderson	Farhat	Leland	Proos
Angerer	Farrah	Lemmons, Jr.	Sak
Ball	Gillard	Lipsey	Schuitmaker
Baxter	Gonzales	Marleau	Shaffer
Bennett	Green	Mayes	Sheltrown
Booher	Hansen	McConico	Spade
Brown	Hildenbrand	McDowell	Stahl
Byrnes	Hood	Meadows	Stakoe
Byrum	Hopgood	Meisner	Stewart
Casperson	Huizenga	Meyer	Tobocman
Caswell	Hummel	Moore	Vagnozzi
Caul	Hunter	Mortimer	Van Regenmorter
Cheeks	Jones, Hayes	Murphy	Vander Veen

Clack	Jones, Rick	Newell	Walker
Clemente	Kahn	Nitz	Waters
Cushingberry	Kolb	Nofs	Wenke
DeRoche	Kooiman	Palsrok	Williams
Dillon	LaJoy	Pavlov	Zelenko
Donigan			

Nays—25

Accavitti	Gaffney	Miller	Sheen
Acciavatti	Garfield	Moolenaar	Smith, Alma
Bieda	Gleason	Palmer	Smith, Virgil
Brandenburg	Gosselin	Pastor	Taub
Condino	Hoogendyk	Robertson	Ward
Drolet	Hune	Rocca	Wojno
Elsenheimer			

In The Chair: Kooiman

The House agreed to the full title of the bill.

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

Rep. Sak moved that Rep. Dillon be excused temporarily from today's session.
The motion prevailed.

Rep. Hildenbrand moved that Rep. DeRoche be excused temporarily from today's session.
The motion prevailed.

The Speaker laid before the House

House Bill No. 5221, entitled

A bill to amend 1961 PA 236, entitled "Revised judicature act of 1961," by amending section 8407 (MCL 600.8407), as amended by 1991 PA 192.

(The bill was received from the Senate on December 12, with substitute (S-2), full title inserted and immediate effect given by the Senate, consideration of which, under the rules, was postponed until December 13, see House Journal No. 93, p. 3049.)

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

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

Roll Call No. 1316**Yeas—104**

Accavitti	Emmons	Law, David	Proos
Acciavatti	Espinoza	Law, Kathleen	Robertson
Adamini	Farhat	Leland	Rocca
Amos	Farrah	Lemmons, Jr.	Sak
Anderson	Gaffney	Lipsey	Schuitmaker
Angerer	Garfield	Marleau	Shaffer
Ball	Gillard	Mayer	Sheen

Baxter	Gleason	McConico	Sheltrown
Bennett	Gonzales	McDowell	Smith, Alma
Bieda	Gosselin	Meadows	Smith, Virgil
Booher	Green	Meisner	Spade
Brandenburg	Hansen	Meyer	Stahl
Brown	Hildenbrand	Miller	Stakoe
Byrnes	Hood	Moolenaar	Stewart
Byrum	Hoogendyk	Moore	Taub
Casperson	Hopgood	Mortimer	Tobocman
Caswell	Huizenga	Murphy	Vagnozzi
Caul	Hummel	Newell	Van Regenmorter
Cheeks	Hune	Nitz	Vander Veen
Clack	Hunter	Nofs	Walker
Clemente	Jones, Hayes	Palmer	Ward
Condino	Jones, Rick	Palsrok	Waters
Cushingberry	Kahn	Pastor	Wenke
Donigan	Kolb	Pavlov	Williams
Drolet	Kooiman	Pearce	Wojno
Elsenheimer	LaJoy	Polidori	Zelenko

Nays—0

In The Chair: Kooiman

The House agreed to the full title of the bill.

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

The Speaker laid before the House

House Bill No. 6137, entitled

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending sections 217d, 801, 811d, 811e, 811f, 811g, 811h, 811i, 811j, 811k, 811l, and 811n (MCL 257.217d, 257.801, 257.811d, 257.811e, 257.811f, 257.811g, 257.811h, 257.811i, 257.811j, 257.811k, 257.811l, and 257.811n), sections 217d and 811h as amended by 2003 PA 152, section 801 as amended by 2006 PA 136, section 811d as amended by 2005 PA 317, section 811e as amended by 2001 PA 124, sections 811f and 811g as added by 2000 PA 77, section 811i as added by 2000 PA 74, section 811j as added by 2000 PA 71, section 811k as added by 2000 PA 73, section 811l as added by 2000 PA 70, and section 811n as added by 2000 PA 79, and by adding sections 811m, 811o, 811p, and 811q; and to repeal acts and parts of acts.

(The bill was received from the Senate on December 12, with substitute (S-1), title amendment and immediate effect given by the Senate, consideration of which, under the rules, was postponed until December 13, see House Journal No. 93, p. 3049.)

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

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

Roll Call No. 1317

Yeas—103

Accavitti	Emmons	Law, Kathleen	Robertson
Acciavatti	Espinoza	Leland	Rocca
Adamini	Farhat	Lemmons, Jr.	Sak
Amos	Farrah	Lipsey	Schuitmaker
Anderson	Gaffney	Marleau	Shaffer
Angerer	Garfield	Mayes	Sheen
Ball	Gillard	McConico	Sheltrown
Baxter	Gleason	McDowell	Smith, Alma

Bennett	Gonzales	Meadows	Smith, Virgil
Bieda	Gosselin	Meisner	Spade
Booher	Green	Meyer	Stahl
Brandenburg	Hansen	Miller	Stakoe
Brown	Hildenbrand	Moolenaar	Stewart
Byrnes	Hood	Moore	Taub
Byrum	Hoogendyk	Mortimer	Tobocman
Casperson	Hopgood	Murphy	Vagnozzi
Caswell	Huizenga	Newell	Van Regenmorter
Caul	Hummel	Nitz	Vander Veen
Cheeks	Hune	Nofs	Walker
Clack	Hunter	Palmer	Ward
Clemente	Jones, Rick	Palsrok	Waters
Condino	Kahn	Pastor	Wenke
Cushingberry	Kolb	Pavlov	Williams
Donigan	Kooiman	Pearce	Wojno
Drolet	LaJoy	Polidori	Zelenko
Elsenheimer	Law, David	Proos	

Nays—1

Jones, Hayes

In The Chair: Kooiman

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

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

The House agreed to the title as amended.

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

The Speaker laid before the House

House Bill No. 6182, entitled

A bill to amend 1927 PA 175, entitled “The code of criminal procedure,” (MCL 760.1 to 777.69) by adding section 1g to chapter IV.

(The bill was received from the Senate on December 12, with substitute (S-1), full title inserted and immediate effect given by the Senate, consideration of which, under the rules, was postponed until December 13, see House Journal No. 93, p. 3050.)

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

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

Roll Call No. 1318

Yeas—104

Accavitti	Emmons	Law, David	Proos
Acciavatti	Espinoza	Law, Kathleen	Robertson
Adamini	Farhat	Leland	Rocca
Amos	Farrar	Lemmons, Jr.	Sak
Anderson	Gaffney	Lipsey	Schuitmaker
Angerer	Garfield	Marleau	Shaffer
Ball	Gillard	Mayes	Sheen
Baxter	Gleason	McConico	Sheltrown
Bennett	Gonzales	McDowell	Smith, Alma

Bieda	Gosselin	Meadows	Smith, Virgil
Booher	Green	Meisner	Spade
Brandenburg	Hansen	Meyer	Stahl
Brown	Hildenbrand	Miller	Stakoe
Byrnes	Hood	Moolenaar	Stewart
Byrum	Hoogendyk	Moore	Taub
Casperson	Hopgood	Mortimer	Tobocman
Caswell	Huizenga	Murphy	Vagnozzi
Caul	Hummel	Newell	Van Regenmorter
Cheeks	Hune	Nitz	Vander Veen
Clack	Hunter	Nofs	Walker
Clemente	Jones, Hayes	Palmer	Ward
Condino	Jones, Rick	Palsrok	Waters
Cushingberry	Kahn	Pastor	Wenke
Donigan	Kolb	Pavlov	Williams
Drolet	Kooiman	Pearce	Wojno
Elsenheimer	LaJoy	Polidori	Zelenko

Nays—0

In The Chair: Kooiman

The House agreed to the full title of the bill.

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

The Speaker laid before the House

House Bill No. 6325, entitled

A bill to amend 1965 PA 261, entitled “An act to authorize the creation and to prescribe the powers and duties of county and regional parks and recreation commissions; and to prescribe the powers and duties of county boards of commissioners with respect to county and regional parks and recreation commissions,” by amending section 1 (MCL 46.351), as amended by 2003 PA 187.

(The bill was received from the Senate on December 12, with substitute (S-1) and immediate effect given by the Senate, consideration of which, under the rules, was postponed until December 13, see House Journal No. 93, p. 3050.)

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

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

Roll Call No. 1319

Yeas—104

Accavitti	Emmons	Law, David	Proos
Acciavatti	Espinoza	Law, Kathleen	Robertson
Adamini	Farhat	Leland	Rocca
Amos	Farrah	Lemmons, Jr.	Sak
Anderson	Gaffney	Lipse	Schuitmaker
Angerer	Garfield	Marleau	Shaffer
Ball	Gillard	Mayer	Sheen
Baxter	Gleason	McConico	Sheltrown
Bennett	Gonzales	McDowell	Smith, Alma
Bieda	Gosselin	Meadows	Smith, Virgil
Booher	Green	Meisner	Spade
Brandenburg	Hansen	Meyer	Stahl
Brown	Hildenbrand	Miller	Stakoe
Byrnes	Hood	Moolenaar	Stewart

Byrum	Hoogendyk	Moore	Taub
Casperson	Hopgood	Mortimer	Tobocman
Caswell	Huizenga	Murphy	Vagnozzi
Caul	Hummel	Newell	Van Regenmorter
Cheeks	Hune	Nitz	Vander Veen
Clack	Hunter	Nofs	Walker
Clemente	Jones, Hayes	Palmer	Ward
Condino	Jones, Rick	Palsrok	Waters
Cushingberry	Kahn	Pastor	Wenke
Donigan	Kolb	Pavlov	Williams
Drolet	Kooiman	Pearce	Wojno
Elsenheimer	LaJoy	Polidori	Zelenko

Nays—0

In The Chair: Kooiman

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

Second Reading of Bills

Senate Bill No. 1081, entitled

A bill to provide for a capital outlay program; to set forth the provisions for its implementation within the budgetary process; to make appropriations for planning and construction at state institutions and the acquisition of land; to provide for the elimination of fire hazards at the institutions; to provide for certain special maintenance, remodeling, alteration, renovation, or demolition of and additions to projects at state institutions; to provide for elimination of occupational safety and health hazards at state agencies and institutions; to provide for the award of contracts; to provide for expenditures under the supervision of the director of the department of management and budget and the state administrative board; to make, supplement, and adjust appropriations for various state departments and agencies for the fiscal year ending September 30, 2007; and to provide for the expenditure of the appropriations.

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. Polidori moved to amend the bill as follows:

1. Amend page 14, following line 7, by inserting:

“Henry Ford Community College - science building renovations - for program and
planning to be paid for from college revenues..... 100”
and adjusting the subtotals, totals, and section 201 accordingly.

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

Rep. Polidori moved to amend the bill as follows:

1. Amend page 14, following line 7, by inserting:

“University of Michigan - Dearborn - teacher preparation/child development center -
for program and planning to be paid for from university revenues 100”
and adjusting the subtotals, totals, and section 201 accordingly.

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

Reps. Shaffer, Hoogendyk, Lipsey, Nitz, Sheen and Wenke moved to amend the bill as follows:

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

“Western Michigan University - Sangren hall - for program and planning to be paid for
from university revenues 100”
and adjusting the subtotals, totals, and section 201 accordingly.

2. Amend page 14, line 8, by striking out “1,800” and inserting “1,900”.

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

Rep. Hummel moved to amend the bill as follows:

1. Amend page 14, following line 7, by inserting:

“Montcalm Community College - MTEC expansion - for program and planning to be paid for from college revenues 100”
and adjusting the subtotals, totals, and section 201 accordingly.

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

Rep. Brandenburg moved to amend the bill as follows:

1. Amend page 14, following line 7, by inserting:

“Macomb Community College - alternative fuel development center - for program and planning to be paid for from college revenues..... 100”
and adjusting the subtotals, totals, and section 201 accordingly.

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

Rep. Murphy moved to amend the bill as follows:

1. Amend page 37, line 8, by striking out all of section 1303.

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

Rep. Hood moved to amend the bill as follows:

1. Amend page 7, following line 9, by inserting:

“Detroit, Wayne County, Rosa L. Parks integrated transportation campus construction cost increase/scope change (total authorized cost is increased from \$4,300,000 to \$17,487,000; comprehensive transportation fund bond proceeds increased from \$0 to \$3,500,000; state trunkline fund share is increased from \$4,300,000 to \$13,987,000)..... 13,187,000”.

2. Amend page 7, line 25, by striking out “8,863,300” and inserting “18,550,300”.

3. Amend page 7, following line 25, by inserting:

“Comprehensive transportation fund bond proceeds..... 3,500,000”
and adjusting the subtotals, totals, and section 201 accordingly.

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

Rep. Caswell moved to amend the bill as follows:

1. Amend page 14, following line 7, by inserting:

“Jackson Community College - campus renovation project - for program and planning to be paid for from college resources..... 100”
and adjusting the subtotals, totals, and section 201 accordingly.

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

Rep. Gonzales moved to amend the bill as follows:

1. Amend page 14, following line 7, by inserting:

“University of Michigan - Flint - Murchie and French hall renovations - for program and planning to be paid for from university revenues 100”
and adjusting the subtotals, totals, and section 201 accordingly.

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

Rep. Booher moved to amend the bill as follows:

1. Amend page 14, following line 7, by inserting:

“Ferris State University - optometry building and center for collaborative health education - for program and planning to be paid for from university revenues..... 100”
and adjusting the subtotals, totals, and section 201 accordingly.

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

Rep. Schuitmaker moved to amend the bill as follows:

- 1. Amend page 14, following line 7, by inserting:

“Southwestern Michigan College - general campus renovations - for program and planning to be paid for from college revenues..... 100”
 and adjusting the subtotals, totals, and section 201 accordingly.

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

Rep. Kolb moved to amend the bill as follows:

- 1. Amend page 14, following line 7, by inserting:

“Washtenaw Community College - skilled trades instructional building - for program and planning to be paid for from college revenues..... 100”
 and adjusting the subtotals, totals, and section 201 accordingly.

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

Rep. Meadows moved to amend the bill as follows:

- 1. Amend page 14, following line 7, by inserting:

“Michigan State University - Michigan’s economy project - for program and planning to be paid for from university revenues 100”
 and adjusting the subtotals, totals, and section 201 accordingly.

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

Rep. Hopgood moved to amend the bill as follows:

- 1. Amend page 38, following line 14, by inserting:

“(I) City of Taylor economic development project.”.

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

Rep. Meadows moved to amend the bill as follows:

- 1. Amend page 38, following line 14, by inserting:

“(I) East Lansing museum development.”.

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

Rep. Pastor moved to amend the bill as follows:

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

“Sec. 207. The total authorized project cost established in part 1 shall not include any contract for the construction, alteration, repair, or special maintenance that discriminates against a person based upon race, color, religion, sex, national origin, height, weight, age, marital status, or other legally protected characteristic, membership or non-membership in any labor organization, or requirement that any bidder, contractor, subcontractor, or construction manager enter into, or adhere to, agreements with one or more labor organizations with respect to the contract or any related construction contract.”.

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

Rep. Pastor moved to amend the bill as follows:

- 1. Amend page 14, following line 7, by inserting:

“Schoolcraft College - public safety training complex - for program and planning to be paid for from college revenues 100”
 and adjusting the subtotals, totals, and section 201 accordingly.

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

Rep. Murphy moved to amend the bill as follows:

- 1. Amend page 38, following line 14, by inserting:

“(I) Lansing Community College culture and educational facility.”.

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

Rep. Nofs moved to amend the bill as follows:

1. Amend page 14, following line 7, by inserting:

“Kellogg Community College - C classroom building renovations - for program and planning to be paid for from college revenues..... 100”
and adjusting the subtotals, totals, and section 201 accordingly.

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

Reps. Cushingberry and Cheeks moved to amend the bill as follows:

1. Amend page 38, following line 14, by inserting:

“(I) Build a Michigan bio-fuels corridor.”.

The question being on the adoption of the amendment offered by Reps. Cushingberry and Cheeks,

Rep. Cushingberry demanded the yeas and nays.

The demand was supported.

The question being on the adoption of the amendment offered by Reps. Cushingberry and Cheeks,

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

Roll Call No. 1320

Yeas—55

Accavitti	Cushingberry	Law, David	Polidori
Adamini	Dillon	Law, Kathleen	Rocca
Anderson	Donigan	Leland	Sak
Angerer	Espinoza	Lemmons, Jr.	Sheltrown
Baxter	Farrah	Lipsey	Smith, Alma
Bennett	Gillard	Mayes	Smith, Virgil
Bieda	Gleason	McConico	Spade
Brown	Gonzales	McDowell	Tobocman
Byrnes	Hood	Meadows	Vagnozzi
Byrum	Hopgood	Meisner	Waters
Cheeks	Hune	Miller	Williams
Clack	Hunter	Moore	Wojno
Clemente	Jones, Hayes	Mortimer	Zelenko
Condino	Kolb	Murphy	

Nays—51

Acciavatti	Gaffney	Marleau	Schuitmaker
Amos	Garfield	Meyer	Shaffer
Ball	Gosselin	Moolenaar	Sheen
Booher	Green	Newell	Stahl
Brandenburg	Hansen	Nitz	Stakoe
Casperson	Hildenbrand	Nofs	Stewart
Caswell	Hoogendyk	Palmer	Taub
Caul	Huizenga	Palsrok	Van Regenmorter
DeRoche	Hummel	Pastor	Vander Veen
Drolet	Jones, Rick	Pavlov	Walker
Elsenheimer	Kahn	Pearce	Ward
Emmons	Kooiman	Proos	Wenke
Farhat	LaJoy	Robertson	

Reps. Cushingberry, Kolb and Meadows moved to amend the bill as follows:

1. Amend page 14, following line 7, by inserting:

“Michigan State University - Michigan’s economy project - for program and planning to be paid for from university revenues	100
University of Michigan Ann Arbor - biology building - for program and planning to be paid for from university revenues	100
Wayne State University - renovation of State hall - for program and planning to be paid for from university revenues.....	100”

and adjusting the subtotals, totals, and section 201 accordingly.

The question being on the adoption of the amendment offered by Reps. Cushingberry, Kolb and Meadows, Rep. Cushingberry demanded the yeas and nays.

The demand was supported.

The question being on the adoption of the amendment offered by Reps. Cushingberry, Kolb and Meadows,

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

Roll Call No. 1321

Yeas—54

Accavitti	Donigan	Law, David	Rocca
Adamini	Espinoza	Law, Kathleen	Sak
Anderson	Farrah	Leland	Sheltrown
Angerer	Gaffney	Lemmons, Jr.	Smith, Virgil
Bennett	Gillard	Lipsey	Spade
Bieda	Gleason	Mayes	Stewart
Brandenburg	Gonzales	McConico	Tobocman
Byrnes	Hildenbrand	McDowell	Vagnozzi
Byrum	Hood	Meadows	Vander Veen
Cheeks	Hopgood	Meisner	Waters
Clack	Hunter	Miller	Williams
Clemente	Jones, Hayes	Murphy	Wojno
Condino	Jones, Rick	Polidori	Zelenko
Cushingberry	Kolb		

Nays—47

Acciavatti	Garfield	Meyer	Robertson
Amos	Gosselin	Moolenaar	Schuitmaker
Baxter	Green	Moore	Shaffer
Booher	Hansen	Mortimer	Sheen
Casperson	Hoogendyk	Newell	Stahl
Caswell	Huizenga	Nitz	Stakoe
Caul	Hummel	Palmer	Taub
DeRoche	Hune	Palsrok	Van Regenmorter
Drolet	Kahn	Pastor	Walker
Elsenheimer	Kooiman	Pavlov	Ward
Emmons	LaJoy	Pearce	Wenke
Farhat	Marleau	Proos	

Reps. Cushingberry, Hood and Cheeks moved to amend the bill as follows:

1. Amend page 14, following line 7, by inserting:

“Wayne State University - chemistry hall - for program and planning to be paid for from university revenues 100”
and adjusting the subtotals, totals, and section 201 accordingly.

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

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

The motion prevailed.

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

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

By unanimous consent the House returned to the order of

Third Reading of Bills

Senate Bill No. 1081, entitled

A bill to provide for a capital outlay program; to set forth the provisions for its implementation within the budgetary process; to make appropriations for planning and construction at state institutions and the acquisition of land; to provide for the elimination of fire hazards at the institutions; to provide for certain special maintenance, remodeling, alteration, renovation, or demolition of and additions to projects at state institutions; to provide for elimination of occupational safety and health hazards at state agencies and institutions; to provide for the award of contracts; to provide for expenditures under the supervision of the director of the department of management and budget and the state administrative board; to make, supplement, and adjust appropriations for various state departments and agencies for the fiscal year ending September 30, 2007; and to provide for the expenditure of the appropriations.

The bill was read a third time.

The question being on the passage of the bill,

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

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

The question being on the passage of the bill,

Rep. Angerer moved to amend the bill as follows:

1. Amend page 13, following line 27, by inserting:

“Monroe County Community College - middle college technology center - for the program and planning to be paid for from college revenues 100”
and adjusting the subtotals, totals, and section 201 accordingly.

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

The question being on the passage of the bill,

Rep. Brown moved to amend the bill as follows:

1. Amend page 44, line 17, after “exceed” by striking out “\$65,000,000.00” and inserting “\$100,000,000.00.”.

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. 1322

Yeas—78

Acciavatti	Elsenheimer	Law, David	Rocca
Adamini	Emmons	Marleau	Sak
Amos	Espinoza	Mayer	Schuitmaker
Anderson	Farhat	McDowell	Shaffer
Angerer	Farrar	Meisner	Sheen
Ball	Gaffney	Meyer	Sheltrown
Bennett	Gillard	Moolenaar	Smith, Alma
Booher	Gleason	Moore	Spade
Brandenburg	Gonzales	Mortimer	Stahl
Brown	Green	Murphy	Stakoe

Byrnes	Hansen	Newell	Stewart
Byrum	Hoogendyk	Nitz	Taub
Casperson	Huizenga	Palsrok	Vagnozzi
Caswell	Hummel	Pastor	Vander Veen
Caul	Jones, Hayes	Pavlov	Walker
Clack	Jones, Rick	Pearce	Waters
Clemente	Kahn	Polidori	Wenke
DeRoche	Kolb	Proos	Williams
Dillon	Kooiman	Robertson	Zelenko
Donigan	LaJoy		

Nays—28

Accavitti	Garfield	Law, Kathleen	Nofs
Baxter	Gosselin	Leland	Palmer
Bieda	Hildenbrand	Lemmons, Jr.	Smith, Virgil
Cheeks	Hood	Lipsey	Tobocman
Condino	Hopgood	McConico	Van Regenmorter
Cushingberry	Hune	Meadows	Ward
Drolet	Hunter	Miller	Wojno

In The Chair: Kooiman

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

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

A bill to make, supplement, and adjust appropriations for various state departments and agencies and for capital outlay for the fiscal years ending September 30, 2006 and September 30, 2007; to provide conditions on those appropriations; to provide for the expenditure of the appropriations; and to repeal acts and parts of acts.

The motion prevailed.

The House agreed to the title as amended.

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

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

Rep. Tobocman, 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:

This bill contains unconstitutional language seeking to restrict funding for the Detroit River International Crossing (DRIC) study. It is completely unconscionable that the Majority party continues to object to spending federally-allocated dollars to study whether we should enhance our state’s ability to accommodate international trade at the Southeast Michigan and Southwestern Ontario border, the continent’s most valuable border crossing.

With nearly \$150 billion of annual trade, insuring that Michigan has the appropriate infrastructure to support and grow this economic activity is critical. It is unfathomable that the Majority party would seek to kill this study given the increasing importance of international trade to local economies.

All that I can conclude is that the Majority party is against trade, our economic future and jobs. Or they are unwilling to even investigate the viability of additional border capacity solutions to the virtual monopoly of one of the party’s financial contributors. Either way, it simply is terrible and unconstitutional public policy.”

Rep. Cushingberry, 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:

This bill fails to geographically balance development in our State. It is too little too late. The failure to strengthen the infrastructure by continued reliance on tax cuts is unwise and has led to the exacerbation of the down time of our cyclical economy. Tax cuts do not work and the Center for Budget and Policy in a recent study has shown that those

States who have cut taxes the most are in the worst shape. My no vote explanation in the House Appropriations Committee on this bill included a report by the Citizens Research Council which chronicles the demise of a once proud infrastructure ravaged by unwise tax cuts.

Michigan cannot succeed unless our full State supports the important biofuels industry as outlined and promoted eloquently by our Governor and our Urban University is given tools to grow and prosper.

For this reason I cannot support this bill at this time.”

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

The Speaker laid before the House

House Bill No. 4257, entitled

A bill to amend 1994 PA 451, entitled “Natural resources and environmental protection act,” (MCL 324.101 to 324.90106) by amending the part heading of part 361 and by adding part 363.

(The bill was received from the Senate on December 13, with substitute (S-3) and full title inserted, consideration of which, under the rules, was postponed until today, see House Journal No. 94, p. 3126.)

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

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

Roll Call No. 1323

Yeas—95

Acciavatti	Espinoza	Law, Kathleen	Proos
Adamini	Farhat	Leland	Robertson
Amos	Gaffney	Lemmons, Jr.	Rocca
Anderson	Garfield	Marleau	Sak
Angerer	Gillard	Mayes	Schuitmaker
Ball	Gleason	McConico	Shaffer
Baxter	Gonzales	McDowell	Sheen
Booher	Gosselin	Meadows	Sheltrown
Brandenburg	Green	Meisner	Spade
Brown	Hansen	Meyer	Stahl
Byrnes	Hildenbrand	Miller	Stakoe
Byrum	Hoogendyk	Moolenaar	Stewart
Casperson	Hopgood	Moore	Taub
Caswell	Huizenga	Mortimer	Tobocman
Caul	Hummel	Murphy	Vagnozzi
Cheeks	Hune	Newell	Van Regenmorter
Clack	Hunter	Nitz	Vander Veen
Condino	Jones, Hayes	Nofs	Walker
Cushingberry	Jones, Rick	Palmer	Ward
DeRoche	Kahn	Palsrok	Waters
Dillon	Kolb	Pastor	Wenke
Drolet	Kooiman	Pavlov	Williams
Elsenheimer	LaJoy	Pearce	Zelenko
Emmons	Law, David	Polidori	

Nays—11

Accavitti	Clemente	Hood	Smith, Virgil
Bennett	Donigan	Lipsey	Wojno
Bieda	Farrah	Smith, Alma	

In The Chair: Kooiman

The House agreed to the full title of the bill.

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

Rep. Pastor moved that Rep. Hummel be excused temporarily from today's session.
The motion prevailed.

The Speaker laid before the House

House Bill No. 4328, entitled

A bill to amend 1954 PA 116, entitled "Michigan election law," by amending section 482 (MCL 168.482), as amended by 1998 PA 142.

(The bill was received from the Senate on December 13, with amendment and full title inserted inserted by the Senate, consideration of which, under the rules, was postponed until today, see House Journal No. 94, p. 3126.)

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

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

Roll Call No. 1324

Yeas—72

Acciavatti	Elsenheimer	Law, David	Robertson
Amos	Emmons	Marleau	Rocca
Anderson	Espinoza	Mayes	Sak
Angerer	Farhat	McDowell	Schuitmaker
Ball	Gaffney	Meisner	Shaffer
Baxter	Garfield	Meyer	Sheen
Bennett	Gleason	Miller	Sheltrown
Bieda	Gosselin	Moolenaar	Spade
Booher	Green	Moore	Stahl
Brandenburg	Hansen	Mortimer	Stakoe
Byrnes	Hildenbrand	Newell	Stewart
Casperson	Hoogendyk	Nitz	Taub
Caswell	Huizenga	Nofs	Van Regenmorter
Caul	Hune	Palmer	Vander Veen
Clemente	Jones, Rick	Palsrok	Walker
DeRoche	Kahn	Pastor	Ward
Donigan	Kooiman	Pavlov	Wenke
Drolet	LaJoy	Proos	Wojno

Nays—33

Accavitti	Farrah	Law, Kathleen	Polidori
Adamini	Gillard	Leland	Smith, Alma
Brown	Gonzales	Lemmons, Jr.	Smith, Virgil
Byrum	Hood	Lipsey	Tobocman
Cheeks	Hopgood	McConico	Vagnozzi
Clack	Hunter	Meadows	Waters
Condino	Jones, Hayes	Murphy	Williams
Cushingberry	Kolb	Pearce	Zelenko
Dillon			

In The Chair: Kooiman

The House agreed to the full title of the bill.

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

Rep. Sak moved that Rep. Murphy be excused temporarily from today’s session.
The motion prevailed.

The Speaker laid before the House

House Bill No. 4420, entitled

A bill to amend 1975 PA 238, entitled “Child protection law,” by amending sections 8 and 17 (MCL 722.628 and 722.637), section 8 as amended by 2004 PA 195 and section 17 as added by 1997 PA 168.

(The bill was received from the Senate on December 13, with substitute (S-1), title amendment and immediate effect given by the Senate, consideration of which, under the rules, was postponed until today, see House Journal No. 94, p. 3126.)

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

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

Roll Call No. 1325

Yeas—104

Accavitti	Drolet	LaJoy	Proos
Acciavatti	Elsenheimer	Law, David	Robertson
Adamini	Emmons	Law, Kathleen	Rocca
Amos	Espinoza	Leland	Sak
Anderson	Farhat	Lemmons, Jr.	Schuitmaker
Angerer	Farrah	Lipsey	Shaffer
Ball	Gaffney	Marleau	Sheen
Baxter	Garfield	Mayes	Sheltrown
Bennett	Gillard	McConico	Smith, Alma
Bieda	Gleason	McDowell	Smith, Virgil
Booher	Gonzales	Meadows	Spade
Brandenburg	Gosselin	Meisner	Stahl
Brown	Green	Meyer	Stakoe
Byrnes	Hansen	Miller	Stewart
Byrum	Hildenbrand	Moolenaar	Taub
Casperson	Hood	Moore	Tobocman
Caswell	Hoogendyk	Mortimer	Vagnozzi
Caul	Hopgood	Newell	Van Regenmorter
Cheeks	Huizenga	Nitz	Vander Veen
Clack	Hune	Nofs	Walker
Clemente	Hunter	Palmer	Ward
Condino	Jones, Hayes	Palsrok	Waters
Cushingberry	Jones, Rick	Pastor	Wenke
DeRoche	Kahn	Pavlov	Williams
Dillon	Kolb	Pearce	Wojno
Donigan	Kooiman	Polidori	Zelenko

Nays—0

In The Chair: Kooiman

The House agreed to the title as amended.

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

The Speaker Pro Tempore called Associate Speaker Pro Tempore Caswell to the Chair.

The Speaker laid before the House

House Bill No. 4455, entitled

A bill to amend 1978 PA 368, entitled "Public health code," (MCL 333.1101 to 333.25211) by adding section 2227. (The bill was received from the Senate on December 13, with substitute (S-1), full title inserted and immediate effect given by the Senate, consideration of which, under the rules, was postponed until today, see House Journal No. 94, p. 3127.)

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

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

Roll Call No. 1326

Yeas—99

Accavitti	Elsenheimer	Leland	Rocca
Acciavatti	Emmons	Lemmons, Jr.	Sak
Adamini	Espinoza	Lipsey	Schuitmaker
Amos	Farhat	Marleau	Shaffer
Anderson	Farrah	Mayes	Sheen
Angerer	Gaffney	McConico	Sheltrown
Ball	Gillard	McDowell	Smith, Alma
Bennett	Gleason	Meadows	Smith, Virgil
Bieda	Gonzales	Meisner	Spade
Booher	Green	Meyer	Stahl
Brandenburg	Hansen	Miller	Stakoe
Brown	Hildenbrand	Moolenaar	Stewart
Byrnes	Hood	Moore	Taub
Byrum	Hopgood	Mortimer	Tobocman
Casperson	Huizenga	Newell	Vagnozzi
Caswell	Hune	Nitz	Van Regenmorter
Caul	Hunter	Nofs	Vander Veen
Cheeks	Jones, Hayes	Palmer	Walker
Clack	Jones, Rick	Palsrok	Ward
Clemente	Kahn	Pastor	Waters
Condino	Kolb	Pavlov	Wenke
Cushingberry	Kooiman	Pearce	Williams
DeRoche	LaJoy	Polidori	Wojno
Dillon	Law, David	Proos	Zelenko
Donigan	Law, Kathleen	Robertson	

Nays—5

Baxter	Garfield	Gosselin	Hoogendyk
Drolet			

In The Chair: Caswell

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

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

The House agreed to the full title of the bill.

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

The Speaker laid before the House

House Bill No. 5389, entitled

A bill to amend 1939 PA 280, entitled “The social welfare act,” (MCL 400.1 to 400.119b) by adding sections 109i and 109j.

(The bill was received from the Senate on December 13, with amendments, full title inserted and immediate effect given by the Senate, consideration of which, under the rules, was postponed until today, see House Journal No. 94, p. 3127.)

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

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

Roll Call No. 1327

Yeas—105

Accavitti	Elsenheimer	Law, David	Proos
Acciavatti	Emmons	Law, Kathleen	Robertson
Adamini	Espinoza	Leland	Rocca
Amos	Farhat	Lemmons, Jr.	Sak
Anderson	Farrah	Lipsey	Schuitmaker
Angerer	Gaffney	Marleau	Shaffer
Ball	Garfield	Mayes	Sheen
Baxter	Gillard	McConico	Sheltrown
Bennett	Gleason	McDowell	Smith, Alma
Bieda	Gonzales	Meadows	Smith, Virgil
Booher	Gosselin	Meisner	Spade
Brandenburg	Green	Meyer	Stahl
Brown	Hansen	Miller	Stakoe
Byrnes	Hildenbrand	Moolenaar	Stewart
Byrum	Hood	Moore	Taub
Casperson	Hoogendyk	Mortimer	Tobocman
Caswell	Hopgood	Murphy	Vagnozzi
Caul	Huizenga	Newell	Van Regenmorter
Cheeks	Hune	Nitz	Vander Veen
Clack	Hunter	Nofs	Walker
Clemente	Jones, Hayes	Palmer	Ward
Condino	Jones, Rick	Palsrok	Waters
Cushingberry	Kahn	Pastor	Wenke
DeRoche	Kolb	Pavlov	Williams
Dillon	Kooiman	Pearce	Wojno
Donigan	LaJoy	Polidori	Zelenko
Drolet			

Nays—0

In The Chair: Caswell

The House agreed to the full title of the bill.

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

The Speaker laid before the House

House Bill No. 5603, entitled

A bill to amend 1978 PA 368, entitled “Public health code,” (MCL 333.1101 to 333.25211) by adding section 5141.

(The bill was received from the Senate on December 13, with substitute (S-1), full title inserted and immediate effect given by the Senate, consideration of which, under the rules, was postponed until today, see House Journal No. 94, p. 3127.)

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

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

Roll Call No. 1328**Yeas—97**

Accavitti	Emmons	Leland	Robertson
Acciavatti	Espinoza	Lemmons, Jr.	Rocca
Adamini	Farhat	Lipsey	Sak
Amos	Farrah	Marleau	Schuitmaker
Anderson	Gaffney	Mayes	Shaffer
Angerer	Gillard	McConico	Sheltrown
Ball	Gleason	McDowell	Smith, Alma
Bennett	Gonzales	Meadows	Smith, Virgil
Bieda	Green	Meisner	Spade
Booher	Hansen	Meyer	Stahl
Brandenburg	Hildenbrand	Miller	Stakoe
Brown	Hood	Moolenaar	Stewart
Byrnes	Hopgood	Moore	Taub
Byrum	Huizenga	Mortimer	Tobocman
Casperson	Hune	Murphy	Vagnozzi
Caswell	Hunter	Newell	Van Regenmorter
Caul	Jones, Hayes	Nitz	Vander Veen
Cheeks	Jones, Rick	Nofs	Walker
Clack	Kahn	Palmer	Ward
Clemente	Kolb	Palsrok	Waters
Condino	Kooiman	Pavlov	Wenke
Cushingberry	LaJoy	Pearce	Williams
Dillon	Law, David	Polidori	Wojno
Donigan	Law, Kathleen	Proos	Zelenko
Elsenheimer			

Nays—7

Baxter	Garfield	Hoogendyk	Sheen
Drolet	Gosselin	Pastor	

In The Chair: Caswell

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

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

The House agreed to the full title of the bill.

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

The Speaker laid before the House

House Bill No. 5872, entitled

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," (MCL 324.101 to 324.90106) by adding section 20120e.

(The bill was received from the Senate on December 13, with substitute (S-1), full title inserted and immediate effect given by the Senate, consideration of which, under the rules, was postponed until today, see House Journal No. 94, p. 3127.)

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

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

Roll Call No. 1329**Yeas—105**

Accavitti	Elsenheimer	Law, David	Proos
Acciavatti	Emmons	Law, Kathleen	Robertson
Adamini	Espinoza	Leland	Rocca
Amos	Farhat	Lemmons, Jr.	Sak
Anderson	Farrah	Lipsey	Schuitmaker
Angerer	Gaffney	Marleau	Shaffer
Ball	Garfield	Mayes	Sheen
Baxter	Gillard	McConico	Sheltrown
Bennett	Gleason	McDowell	Smith, Alma
Bieda	Gonzales	Meadows	Smith, Virgil
Booher	Gosselin	Meisner	Spade
Brandenburg	Green	Meyer	Stahl
Brown	Hansen	Miller	Stakoe
Byrnes	Hildenbrand	Moolenaar	Stewart
Byrum	Hood	Moore	Taub
Casperson	Hoogendyk	Mortimer	Tobocman
Caswell	Hopgood	Murphy	Vagnozzi
Caul	Huizenga	Newell	Van Regenmorter
Cheeks	Hune	Nitz	Vander Veen
Clack	Hunter	Nofs	Walker
Clemente	Jones, Hayes	Palmer	Ward
Condino	Jones, Rick	Palsrok	Waters
Cushingberry	Kahn	Pastor	Wenke
DeRoche	Kolb	Pavlov	Williams
Dillon	Kooiman	Pearce	Wojno
Donigan	LaJoy	Polidori	Zelenko
Drolet			

Nays—0

In The Chair: Caswell

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

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

The House agreed to the full title of the bill.

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

The Speaker laid before the House

House Bill No. 5901, entitled

A bill to amend 1975 PA 197, entitled “An act to provide for the establishment of a downtown development authority; to prescribe its powers and duties; to correct and prevent deterioration in business districts; to encourage historic preservation; to authorize the acquisition and disposal of interests in real and personal property; to authorize the creation and implementation of development plans in the districts; to promote the economic growth of the districts; to create a board; to prescribe its powers and duties; to authorize the levy and collection of taxes; to authorize the issuance of bonds and other evidences of indebtedness; to authorize the use of tax increment financing; to reimburse downtown development authorities for certain losses of tax increment revenues; and to prescribe the powers and duties of certain state officials,” by amending section 1 (MCL 125.1651), as amended by 2005 PA 115.

(The bill was received from the Senate on December 13, with an amendment and immediate effect given by the Senate, consideration of which, under the rules, was postponed until today, see House Journal No. 94, p. 3128.)

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

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

Roll Call No. 1330**Yeas—105**

Accavitti	Elsenheimer	Law, David	Proos
Acciavatti	Emmons	Law, Kathleen	Robertson
Adamini	Espinoza	Leland	Rocca
Amos	Farhat	Lemmons, Jr.	Sak
Anderson	Farrah	Lipsey	Schuitmaker
Angerer	Gaffney	Marleau	Shaffer
Ball	Garfield	Mayes	Sheen
Baxter	Gillard	McConico	Sheltrown
Bennett	Gleason	McDowell	Smith, Alma
Bieda	Gonzales	Meadows	Smith, Virgil
Booher	Gosselin	Meisner	Spade
Brandenburg	Green	Meyer	Stahl
Brown	Hansen	Miller	Stakoe
Byrnes	Hildenbrand	Moolenaar	Stewart
Byrum	Hood	Moore	Taub
Casperson	Hoogendyk	Mortimer	Tobocman
Caswell	Hopgood	Murphy	Vagnozzi
Caul	Huizenga	Newell	Van Regenmorter
Cheeks	Hune	Nitz	Vander Veen
Clack	Hunter	Nofs	Walker
Clemente	Jones, Hayes	Palmer	Ward
Condino	Jones, Rick	Palsrok	Waters
Cushingberry	Kahn	Pastor	Wenke
DeRoche	Kolb	Pavlov	Williams
Dillon	Koiman	Pearce	Wojno
Donigan	LaJoy	Polidori	Zelenko
Drolet			

Nays—0

In The Chair: Caswell

Rep. Ward moved that the bill be given immediate effect.
The motion prevailed, 2/3 of the members serving voting therefor.
The bill was referred to the Clerk for enrollment printing and presentation to the Governor.

Rep. Sak moved that Rep. Kathleen Law be excused temporarily from today's session.
The motion prevailed.

The Speaker laid before the House

House Bill No. 5947, entitled

A bill to amend 1992 PA 147, entitled "Neighborhood enterprise zone act," by amending section 4 (MCL 207.774), as amended by 2005 PA 339.

(The bill was received from the Senate on December 13, with substitute (S-1), title amendment and immediate effect given by the Senate, consideration of which, under the rules, was postponed until today, see House Journal No. 94, p. 3128.)

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

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

Roll Call No. 1331**Yeas—103**

Accavitti	Elsenheimer	Law, David	Robertson
Acciavatti	Emmons	Leland	Rocca
Adamini	Espinoza	Lemmons, Jr.	Sak
Amos	Farhat	Lipsey	Schuitmaker
Anderson	Farrah	Marleau	Shaffer
Angerer	Gaffney	Mayes	Sheen
Ball	Garfield	McConico	Sheltrown
Baxter	Gillard	McDowell	Smith, Alma
Bennett	Gleason	Meadows	Smith, Virgil
Bieda	Gonzales	Meisner	Spade
Booher	Gosselin	Meyer	Stahl
Brandenburg	Green	Miller	Stakoe
Brown	Hansen	Moolenaar	Stewart
Byrnes	Hildenbrand	Moore	Taub
Byrum	Hood	Mortimer	Tobocman
Casperson	Hoogendyk	Murphy	Vagnozzi
Caul	Hopgood	Newell	Van Regenmorter
Cheeks	Huizenga	Nitz	Vander Veen
Clack	Hune	Nofs	Walker
Clemente	Hunter	Palmer	Ward
Condino	Jones, Hayes	Palsrok	Waters
Cushingberry	Jones, Rick	Pastor	Wenke
DeRoche	Kahn	Pavlov	Williams
Dillon	Kolb	Pearce	Wojno
Donigan	Kooiman	Polidori	Zelenko
Drolet	LaJoy	Proos	

Nays—1

Caswell

In The Chair: Caswell

The House agreed to the title as amended.

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

Rep. Ward moved that Rep. DeRoche be excused temporarily from today's session.

The motion prevailed.

The Speaker laid before the House

House Bill No. 6267, entitled

A bill to amend 1979 PA 152, entitled "State license fee act," by amending the title and sections 3 and 37 (MCL 338.2203 and 338.2237), section 3 as amended by 1993 PA 139 and section 37 as amended by 2003 PA 87.

(The bill was received from the Senate on December 13, with substitute (S-1), full title inserted and immediate effect given by the Senate, consideration of which, under the rules, was postponed until today, see House Journal No. 94, p. 3128.)

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

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

Roll Call No. 1332**Yeas—104**

Accavitti	Elsenheimer	Law, David	Proos
Acciavatti	Emmons	Law, Kathleen	Robertson
Adamini	Espinoza	Leland	Rocca
Amos	Farhat	Lemmons, Jr.	Sak
Anderson	Farrah	Lipse	Schuitmaker
Angerer	Gaffney	Marleau	Shaffer
Ball	Garfield	Mayes	Sheen
Baxter	Gillard	McConico	Sheltrown
Bennett	Gleason	McDowell	Smith, Alma
Bieda	Gonzales	Meadows	Smith, Virgil
Booher	Gosselin	Meisner	Spade
Brandenburg	Green	Meyer	Stahl
Brown	Hansen	Miller	Stakoe
Byrnes	Hildenbrand	Moolenaar	Stewart
Byrum	Hood	Moore	Taub
Casperson	Hoogendyk	Mortimer	Tobocman
Caswell	Hopgood	Murphy	Vagnozzi
Caul	Huizenga	Newell	Van Regenmorter
Cheeks	Hune	Nitz	Vander Veen
Clack	Hunter	Nofs	Walker
Clemente	Jones, Hayes	Palmer	Ward
Condino	Jones, Rick	Palsrok	Waters
Cushingberry	Kahn	Pastor	Wenke
Dillon	Kolb	Pavlov	Williams
Donigan	Kooiman	Pearce	Wojno
Drolet	LaJoy	Polidori	Zelenko

Nays—0

In The Chair: Caswell

The House agreed to the full title of the bill.

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

The Speaker laid before the House

House Bill No. 6292, entitled

A bill to amend 1967 PA 281, entitled "Income tax act of 1967," (MCL 206.1 to 206.532) by adding section 276.

(The bill was received from the Senate on December 13, with substitute (S-2) and title amendment, consideration of which, under the rules, was postponed until today, see House Journal No. 94, p. 3129.)

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

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

Roll Call No. 1333**Yeas—68**

Acciavatti	Espinoza	Law, David	Robertson
Amos	Farhat	Marleau	Rocca
Angerer	Gaffney	Mayes	Sak
Ball	Garfield	McDowell	Schuitmaker
Baxter	Gleason	Meyer	Shaffer
Booher	Gosselin	Moolenaar	Sheen

Brandenburg	Green	Moore	Sheltrown
Brown	Hansen	Mortimer	Spade
Casperson	Hildenbrand	Newell	Stahl
Caswell	Hoogendyk	Nitz	Stakoe
Caul	Huizenga	Nofs	Stewart
Clack	Hummel	Palmer	Taub
Clemente	Hune	Palsrok	Van Regenmorter
Dillon	Jones, Rick	Pastor	Vander Veen
Drolet	Kahn	Pavlov	Walker
Elsenheimer	Kooiman	Pearce	Ward
Emmons	LaJoy	Proos	Wenke

Nays—37

Accavitti	Donigan	Law, Kathleen	Polidori
Adamini	Farrah	Leland	Smith, Alma
Anderson	Gillard	Lemmons, Jr.	Smith, Virgil
Bennett	Gonzales	Lipsey	Tobocman
Bieda	Hood	McConico	Vagnozzi
Byrnes	Hopgood	Meadows	Waters
Byrum	Hunter	Meisner	Williams
Cheeks	Jones, Hayes	Miller	Wojno
Condino	Kolb	Murphy	Zelenko
Cushingberry			

In The Chair: Caswell

The House agreed to the title as amended.
The bill was referred to the Clerk for enrollment printing and presentation to the Governor.

Rep. Bieda, having reserved the right to explain his nay vote, made the following statement:
“Mr. Speaker and members of the House:

I voted ‘no’ on concurring with the Senate Substitute for HB 6292, largely because of the cost to state coffers, which is estimated at between \$2 and \$3 million a year. The Senate changes actually made the bill more expensive, by creating a refundable tax credit. Thus, I voted ‘no’ on HB 6292.”

Rep. Sak moved that Rep. Lipsey be excused temporarily from today’s session.
The motion prevailed.

The Speaker laid before the House

House Bill No. 6293, entitled

A bill to amend 1978 PA 368, entitled “Public health code,” (MCL 333.1101 to 333.25211) by adding section 2683. (The bill was received from the Senate on December 13, with substitute (S-2), full title inserted and immediate effect given by the Senate, consideration of which, under the rules, was postponed until today, see House Journal No. 94, p. 3129.)

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

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

Roll Call No. 1334**Yeas—104**

Accavitti	Elsenheimer	LaJoy	Proos
Acciavatti	Emmons	Law, David	Robertson
Adamini	Espinoza	Law, Kathleen	Rocca
Amos	Farhat	Leland	Sak
Anderson	Farrah	Lemmons, Jr.	Schuitmaker
Angerer	Gaffney	Marleau	Shaffer
Ball	Garfield	Mayes	Sheen
Baxter	Gillard	McConico	Sheltrown
Bennett	Gleason	McDowell	Smith, Alma
Bieda	Gonzales	Meadows	Smith, Virgil
Booher	Gosselin	Meisner	Spade
Brandenburg	Green	Meyer	Stahl
Brown	Hansen	Miller	Stakoe
Byrnes	Hildenbrand	Moolenaar	Stewart
Byrum	Hood	Moore	Taub
Casperson	Hoogendyk	Mortimer	Tobocman
Caswell	Hopgood	Murphy	Vagnozzi
Caul	Huizenga	Newell	Van Regenmorter
Cheeks	Hummel	Nitz	Vander Veen
Clack	Hune	Nofs	Walker
Clemente	Hunter	Palmer	Ward
Condino	Jones, Hayes	Palsrok	Waters
Cushingberry	Jones, Rick	Pastor	Wenke
Dillon	Kahn	Pavlov	Williams
Donigan	Kolb	Pearce	Wojno
Drolet	Koومان	Polidori	Zelenko

Nays—0

In The Chair: Caswell

The House agreed to the full title of the bill.

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

Rep. Pastor moved that Rep. Stahl be excused temporarily from today's session.
The motion prevailed.

The Speaker laid before the House

House Bill No. 6308, entitled

A bill to amend 1953 PA 181, entitled "An act relative to investigations in certain instances of the causes of death within this state due to violence, negligence or other act or omission of a criminal nature or to protect public health; to provide for the taking of statements from injured persons under certain circumstances; to abolish the office of coroner and to create the office of county medical examiner in certain counties; to prescribe the powers and duties of county medical examiners; to prescribe penalties for violations of the provisions of this act; and to prescribe a referendum thereon," by amending sections 3, 4, and 5 (MCL 52.203, 52.204, and 52.205), section 5 as amended by 1980 PA 401.

(The bill was received from the Senate on December 13, with amendments, title amendment and immediate effect given by the Senate, consideration of which, under the rules, was postponed until today, see House Journal No. 94, p. 3129.)

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

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

Roll Call No. 1335**Yeas—104**

Accavitti	Elsenheimer	LaJoy	Polidori
Acciavatti	Emmons	Law, David	Proos
Adamini	Espinoza	Law, Kathleen	Robertson
Amos	Farhat	Leland	Rocca
Anderson	Farrah	Lemmons, Jr.	Sak
Angerer	Gaffney	Lipse	Schuitmaker
Ball	Garfield	Marleau	Shaffer
Baxter	Gillard	Mayes	Sheen
Bennett	Gleason	McConico	Sheltrown
Bieda	Gonzales	McDowell	Smith, Alma
Booher	Gosselin	Meadows	Smith, Virgil
Brandenburg	Green	Meisner	Spade
Brown	Hansen	Meyer	Stakoe
Byrnes	Hildenbrand	Miller	Stewart
Byrum	Hood	Moolenaar	Taub
Casperson	Hoogendyk	Moore	Tobocman
Caswell	Hopgood	Mortimer	Vagnozzi
Caul	Huizenga	Murphy	Van Regenmorter
Cheeks	Hummel	Newell	Vander Veen
Clack	Hune	Nitz	Walker
Clemente	Hunter	Nofs	Ward
Condino	Jones, Hayes	Palmer	Waters
Cushingberry	Jones, Rick	Palsrok	Wenke
Dillon	Kahn	Pastor	Williams
Donigan	Kolb	Pavlov	Wojno
Drolet	Kooiman	Pearce	Zelenko

Nays—0

In The Chair: Caswell

The House agreed to the title as amended.

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

Rep. Stahl, under Rule 33, made the following statement:

“Mr. Speaker and members of the House:

I was absent from the Chamber when the vote was taken on Roll Call No. 1335. Had I been present, I would have voted ‘yea’.”

Rep. Sak moved that Rep. Dillon be excused temporarily from today’s session.

The motion prevailed.

Rep. Pastor moved that Rep. Hummel be excused temporarily from today’s session.

The motion prevailed.

The Speaker laid before the House

House Bill No. 6603, entitled

A bill to provide for the sharing of certain health care coverage information; to provide for the powers and duties of certain departments and agencies; and to provide penalties and fines.

(The bill was received from the Senate on December 13, with substitute (S-1) and immediate effect given by the Senate, consideration of which, under the rules, was postponed until today, see House Journal No. 94, p. 3130.)

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

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

Roll Call No. 1336

Yeas—104

Accavitti	Elsenheimer	Law, David	Proos
Acciavatti	Emmons	Law, Kathleen	Robertson
Adamini	Espinoza	Leland	Rocca
Amos	Farhat	Lemmons, Jr.	Sak
Anderson	Farrah	Lipsev	Schuitmaker
Angerer	Gaffney	Marleau	Shaffer
Ball	Garfield	Mayes	Sheen
Baxter	Gillard	McConico	Sheltrown
Bennett	Gleason	McDowell	Smith, Alma
Bieda	Gonzales	Meadows	Smith, Virgil
Booher	Gosselin	Meisner	Spade
Brandenburg	Green	Meyer	Stahl
Brown	Hansen	Miller	Stakoe
Byrnes	Hildenbrand	Moolenaar	Stewart
Byrum	Hood	Moore	Taub
Casperson	Hoogendyk	Mortimer	Tobocman
Caswell	Hopgood	Murphy	Vagnozzi
Caul	Huizenga	Newell	Van Regenmorter
Cheeks	Hune	Nitz	Vander Veen
Clack	Hunter	Nofs	Walker
Clemente	Jones, Hayes	Palmer	Ward
Condino	Jones, Rick	Palsrok	Waters
Cushingberry	Kahn	Pastor	Wenke
DeRoche	Kolb	Pavlov	Williams
Donigan	Kooiman	Pearce	Wojno
Drolet	LaJoy	Polidori	Zelenko

Nays—0

In The Chair: Caswell

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

Second Reading of Bills

Senate Bill No. 1499, entitled

A bill to authorize the department of natural resources to convey certain state owned property in Roscommon county and Crawford county; to prescribe conditions for the conveyance; and to provide for disposition of the revenue from the conveyance.

The bill was read a second time.

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

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

Senate Bill No. 1499, entitled

A bill to authorize the department of natural resources to convey certain state owned property in Roscommon county and Crawford county; to prescribe conditions for the conveyance; and to provide for disposition of the revenue from the conveyance.

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

Roll Call No. 1337

Yeas—101

Accavitti	Elsenheimer	Law, Kathleen	Proos
Acciavatti	Emmons	Leland	Robertson
Adamini	Espinoza	Lemmons, Jr.	Rocca
Amos	Farhat	Lipsey	Sak
Anderson	Farrah	Marleau	Schuitmaker
Angerer	Gaffney	Mayer	Shaffer
Ball	Garfield	McConico	Sheen
Baxter	Gillard	McDowell	Smith, Alma
Bennett	Gleason	Meadows	Smith, Virgil
Bieda	Gonzales	Meisner	Spade
Booher	Gosselin	Meyer	Stahl
Brandenburg	Green	Miller	Stakoe
Brown	Hansen	Moolenaar	Stewart
Byrnes	Hildenbrand	Moore	Taub
Byrum	Hood	Mortimer	Tobocman
Casperson	Hoogendyk	Murphy	Vagnozzi
Caswell	Hopgood	Newell	Van Regenmorter
Caul	Hummel	Nitz	Vander Veen
Cheeks	Hune	Nofs	Walker
Clack	Hunter	Palmer	Ward
Clemente	Jones, Hayes	Palsrok	Waters
Condino	Jones, Rick	Pastor	Wenke
Cushingberry	Kahn	Pavlov	Williams
DeRoche	LaJoy	Pearce	Wojno
Donigan	Law, David	Polidori	Zelenko
Drolet			

Nays—0

In The Chair: Caswell

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

Second Reading of Bills

Senate Bill No. 662, entitled

A bill to amend 1984 PA 431, entitled “The management and budget act,” by amending section 261 (MCL 18.1261), as amended by 2005 PA 91.

The bill was read a second time.

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

The motion prevailed.

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

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

Rep. Palmer moved that Rep. Huizenga be excused temporarily from today’s session.

The motion prevailed.

By unanimous consent the House returned to the order of

Third Reading of Bills

Senate Bill No. 662, entitled

A bill to amend 1984 PA 431, entitled “The management and budget act,” by amending section 261 (MCL 18.1261), as amended by 2005 PA 91.

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

Roll Call No. 1338

Yeas—104

Accavitti	Elsenheimer	Law, David	Proos
Acciavatti	Emmons	Law, Kathleen	Robertson
Adamini	Espinoza	Leland	Rocca
Amos	Farhat	Lemmons, Jr.	Sak
Anderson	Farrah	Lipsey	Schuitmaker
Angerer	Gaffney	Marleau	Shaffer
Ball	Garfield	Mayes	Sheen
Baxter	Gillard	McConico	Sheltrown
Bennett	Gleason	McDowell	Smith, Alma
Bieda	Gonzales	Meadows	Smith, Virgil
Booher	Gosselin	Meisner	Spade
Brandenburg	Green	Meyer	Stahl
Brown	Hansen	Miller	Stakoe
Byrnes	Hildenbrand	Moolenaar	Stewart
Byrum	Hood	Moore	Taub
Casperson	Hoogendyk	Mortimer	Tobocman
Caswell	Hopgood	Murphy	Vagnozzi
Caul	Hummel	Newell	Van Regenmorter
Cheeks	Hune	Nitz	Vander Veen
Clack	Hunter	Nofs	Walker
Clemente	Jones, Hayes	Palmer	Ward
Condino	Jones, Rick	Palsrok	Waters
Cushingberry	Kahn	Pastor	Wenke
DeRoche	Kolb	Pavlov	Williams
Donigan	Kooiman	Pearce	Wojno
Drolet	LaJoy	Polidori	Zelenko

Nays—0

In The Chair: Caswell

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

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

The House agreed to the full title.

Rep. Ward 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

Senate Bill No. 1292, entitled

A bill to amend 1939 PA 288, entitled “Probate code of 1939,” by amending sections 1, 3, 7, 10, 11, 15, and 17 of chapter XII (MCL 712.1, 712.3, 712.7, 712.10, 712.11, 712.15, and 712.17), sections 1, 7, 10, 11, 15, and 17 as added by 2000 PA 232 and section 3 as amended by 2002 PA 688, and by adding section 2a to chapter XII; and to repeal acts and parts of acts.

(The bill was passed on December 13, see House Journal No. 94, p. 3093.)

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

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

Third Reading of Bills**Senate Bill No. 1292, entitled**

A bill to amend 1939 PA 288, entitled “Probate code of 1939,” by amending sections 1, 3, 7, 10, 11, 15, and 17 of chapter XII (MCL 712.1, 712.3, 712.7, 712.10, 712.11, 712.15, and 712.17), sections 1, 7, 10, 11, 15, and 17 as added by 2000 PA 232 and section 3 as amended by 2002 PA 688, and by adding section 2a to chapter XII; and to repeal acts and parts of acts.

The question being on the passage of the bill,

Rep. Schuitmaker moved to amend the bill as follows:

1. Amend page 9, line 8, after “**DETERMINATIONS**” by striking out the balance of the subsection and inserting “**OF PATERNITY OR MATERNITY AS DESCRIBED IN SECTION 11.**”.

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. 1339**Yeas—104**

Accavitti
Acciavatti

Elsenheimer
Emmons

Law, David
Law, Kathleen

Proos
Robertson

Adamini	Espinoza	Leland	Rocca
Amos	Farhat	Lemmons, Jr.	Sak
Anderson	Farrah	Lipsey	Schuitmaker
Angerer	Gaffney	Marleau	Shaffer
Ball	Garfield	Mayes	Sheen
Baxter	Gillard	McConico	Sheltrown
Bennett	Gleason	McDowell	Smith, Alma
Bieda	Gonzales	Meadows	Smith, Virgil
Booher	Gosselin	Meisner	Spade
Brandenburg	Green	Meyer	Stahl
Brown	Hansen	Miller	Stakoe
Byrnes	Hildenbrand	Moolenaar	Stewart
Byrum	Hood	Moore	Taub
Casperson	Hoogendyk	Mortimer	Tobocman
Caswell	Hopgood	Murphy	Vagnozzi
Caul	Hummel	Newell	Van Regenmorter
Cheeks	Hune	Nitz	Vander Veen
Clack	Hunter	Nofs	Walker
Clemente	Jones, Hayes	Palmer	Ward
Condino	Jones, Rick	Palsrok	Waters
Cushingberry	Kahn	Pastor	Wenke
DeRoche	Kolb	Pavlov	Williams
Donigan	Kooiman	Pearce	Wojno
Drolet	LaJoy	Polidori	Zelenko

Nays—0

In The Chair: Caswell

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

“An act to revise and consolidate the statutes relating to certain aspects of the family division of circuit court, to the jurisdiction, powers, and duties of the family division of circuit court and its judges and other officers, to the change of name of adults and children, and to the adoption of adults and children; to prescribe certain jurisdiction, powers, and duties of the family division of circuit court and its judges and other officers; to prescribe the manner and time within which certain actions and proceedings may be brought in the family division of the circuit court; to prescribe pleading, evidence, practice, and procedure in certain actions and proceedings in the family division of circuit court; to provide for appeals from certain actions in the family division of circuit court; to prescribe the powers and duties of certain state departments, agencies, and officers; to provide for certain immunity from liability; and to provide remedies and penalties,”

The House agreed to the full title.

The Speaker Pro Tempore resumed the Chair.

Rep. Palmer moved that Reps. Emmons and Stewart be excused temporarily from today’s session.
The motion prevailed.

By unanimous consent the House returned to the order of

Messages from the Senate

House Bill No. 6630, entitled

A bill to amend 1927 PA 175, entitled “The code of criminal procedure,” by amending section 14h of chapter XVII (MCL 777.14h), as amended by 2004 PA 457.

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

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

Rep. Ward moved that Rule 45 be suspended.

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

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

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

Roll Call No. 1340

Yeas—96

Accavitti	Elsenheimer	Leland	Robertson
Acciavatti	Espinoza	Lemmons, Jr.	Rocca
Adamini	Farhat	Lipsey	Sak
Amos	Farrah	Marleau	Schuitmaker
Anderson	Gaffney	Mayes	Shaffer
Angerer	Gillard	McConico	Sheen
Ball	Gleason	McDowell	Sheltrown
Bennett	Gonzales	Meadows	Smith, Alma
Bieda	Green	Meisner	Smith, Virgil
Booher	Hansen	Meyer	Spade
Brandenburg	Hildenbrand	Miller	Stahl
Brown	Hood	Moolenaar	Stakoe
Byrnes	Hopgood	Moore	Taub
Byrum	Hummel	Mortimer	Tobocman
Casperson	Hune	Murphy	Vagnozzi
Caul	Hunter	Newell	Van Regenmorter
Cheeks	Jones, Hayes	Nitz	Vander Veen
Clack	Jones, Rick	Nofs	Walker
Clemente	Kahn	Palsrok	Ward
Condino	Kolb	Pastor	Waters
Cushingberry	Kooiman	Pavlov	Wenke
DeRoche	LaJoy	Pearce	Williams
Dillon	Law, David	Polidori	Wojno
Donigan	Law, Kathleen	Proos	Zelenko

Nays—7

Baxter	Drolet	Gosselin	Palmer
Caswell	Garfield	Hoogendyk	

In The Chair: Kooiman

The House agreed to the full title of the bill.

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

House Bill No. 6599, entitled

A bill to amend 1917 PA 350, entitled “An act to regulate and license second hand dealers and junk dealers; and to prescribe penalties for the violation of the provisions of this act,” by amending sections 1, 2, 3, 4, 5, and 8 (MCL 445.401, 445.402, 445.403, 445.404, 445.405, and 445.408), sections 1 and 3 as amended by 2006 PA 294; and to repeal acts and parts of acts.

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

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

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

Rep. Ward moved that Rule 45 be suspended.

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

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

Rep. Hune demanded the previous question.

The demand was supported.

The question being, "Shall the main question now be put?"

The previous question was ordered.

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

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

Roll Call No. 1341**Yeas—76**

Accavitti	DeRoche	LaJoy	Pearce
Adamini	Dillon	Law, David	Polidori
Amos	Donigan	Law, Kathleen	Rocca
Anderson	Espinoza	Leland	Sak
Angerer	Farrah	Lemmons, Jr.	Schuitmaker
Ball	Gaffney	Lipsey	Shaffer
Bennett	Gillard	Marleau	Sheltrown
Bieda	Gleason	Mayes	Smith, Alma
Booher	Gonzales	McConico	Smith, Virgil
Brandenburg	Green	McDowell	Spade
Brown	Hansen	Meadows	Stakoe
Byrnes	Hildenbrand	Meisner	Stewart
Byrum	Hood	Miller	Tobocman
Caul	Hopgood	Mortimer	Vagnozzi
Cheeks	Hunter	Murphy	Van Regenmorter
Clack	Jones, Hayes	Nitz	Waters
Clemente	Jones, Rick	Palsrok	Williams
Condino	Kolb	Pastor	Wojno
Cushingberry	Kooiman	Pavlov	Zelenko

Nays—29

Acciavatti	Garfield	Moolenaar	Sheen
Baxter	Gosselin	Moore	Stahl
Casperson	Hoogendyk	Newell	Taub
Caswell	Hummel	Nofs	Vander Veen
Drolet	Hune	Palmer	Walker
Elsenheimer	Kahn	Proos	Ward
Emmons	Meyer	Robertson	Wenke
Farhat			

In The Chair: Kooiman

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

Rep. Sak moved that Rep. Cushingberry be excused temporarily from today’s session.
The motion prevailed.

House Bill No. 6209, entitled

A bill to amend 1893 PA 206, entitled “The general property tax act,” by amending section 7o (MCL 211.7o), as amended by 2004 PA 576.

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.

Rep. Ward moved that Rule 45 be suspended.

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

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

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

Roll Call No. 1342

Yeas—105

Accavitti	Emmons	Law, David	Proos
Acciavatti	Espinoza	Law, Kathleen	Robertson
Adamini	Farhat	Leland	Rocca
Amos	Farrah	Lemmons, Jr.	Sak
Anderson	Gaffney	Lipse	Schuitmaker
Angerer	Garfield	Marleau	Shaffer
Ball	Gillard	Mayer	Sheen
Baxter	Gleason	McConico	Sheltrown
Bennett	Gonzales	McDowell	Smith, Alma
Bieda	Gosselin	Meadows	Smith, Virgil
Booher	Green	Meisner	Spade
Brandenburg	Hansen	Meyer	Stahl
Brown	Hildenbrand	Miller	Stakoe
Byrnes	Hood	Moolenaar	Stewart
Byrum	Hoogendyk	Moore	Taub
Casperson	Hopgood	Mortimer	Tobocman
Caswell	Huizenga	Murphy	Vagnozzi
Caul	Hummel	Newell	Van Regenmorter
Cheeks	Hune	Nitz	Vander Veen
Clack	Hunter	Nofs	Walker
Clemente	Jones, Hayes	Palmer	Ward
Condino	Jones, Rick	Palsrok	Waters
DeRoche	Kahn	Pastor	Wenke
Dillon	Kolb	Pavlov	Williams
Donigan	Kooiman	Pearce	Wojno
Drolet	LaJoy	Polidori	Zelenko
Elsenheimer			

Nays—0

In The Chair: Kooiman

The House agreed to the full title of the bill.

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

Second Reading of Bills

Senate Bill No. 1111, entitled

A bill to amend 1974 PA 198, entitled “An act to provide for the establishment of plant rehabilitation districts and industrial development districts in local governmental units; to provide for the exemption from certain taxes; to levy and collect a specific tax upon the owners of certain facilities; to impose and provide for the disposition of an administrative fee; to provide for the disposition of the tax; to provide for the obtaining and transferring of an exemption certificate and to prescribe the contents of those certificates; to prescribe the powers and duties of the state tax commission and certain officers of local governmental units; and to provide penalties,” by amending section 2 (MCL 207.552), as amended by 2005 PA 267.

The bill was read a second time.

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

The motion prevailed.

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

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

By unanimous consent the House returned to the order of

Third Reading of Bills

Senate Bill No. 1111, entitled

A bill to amend 1974 PA 198, entitled “An act to provide for the establishment of plant rehabilitation districts and industrial development districts in local governmental units; to provide for the exemption from certain taxes; to levy and collect a specific tax upon the owners of certain facilities; to impose and provide for the disposition of an administrative fee; to provide for the disposition of the tax; to provide for the obtaining and transferring of an exemption certificate and to prescribe the contents of those certificates; to prescribe the powers and duties of the state tax commission and certain officers of local governmental units; and to provide penalties,” by amending section 2 (MCL 207.552), as amended by 2005 PA 267.

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

Roll Call No. 1343

Yeas—106

Accavitti	Elsenheimer	Law, David	Proos
Acciavatti	Emmons	Law, Kathleen	Robertson
Adamini	Espinoza	Leland	Rocca
Amos	Farhat	Lemmons, Jr.	Sak
Anderson	Farrah	Lipsey	Schuitmaker
Angerer	Gaffney	Marleau	Shaffer
Ball	Garfield	Mayes	Sheen
Baxter	Gillard	McConico	Sheltrown
Bennett	Gleason	McDowell	Smith, Alma
Bieda	Gonzales	Meadows	Smith, Virgil
Booher	Gosselin	Meisner	Spade
Brandenburg	Green	Meyer	Stahl
Brown	Hansen	Miller	Stakoe
Byrnes	Hildenbrand	Moolenaar	Stewart
Byrum	Hood	Moore	Taub
Casperson	Hoogendyk	Mortimer	Tobocman
Caswell	Hopgood	Murphy	Vagnozzi
Caul	Huizenga	Newell	Van Regenmorter
Cheeks	Hummel	Nitz	Vander Veen
Clack	Hune	Nofs	Walker
Clemente	Hunter	Palmer	Ward

Condino	Jones, Hayes	Palsrok	Waters
Cushingberry	Jones, Rick	Pastor	Wenke
DeRoche	Kahn	Pavlov	Williams
Dillon	Kolb	Pearce	Wojno
Donigan	Kooiman	Polidori	Zelenko
Drolet	LaJoy		

Nays—0

In The Chair: Kooiman

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

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

A bill to amend 1974 PA 198, entitled “An act to provide for the establishment of plant rehabilitation districts and industrial development districts in local governmental units; to provide for the exemption from certain taxes; to levy and collect a specific tax upon the owners of certain facilities; to impose and provide for the disposition of an administrative fee; to provide for the disposition of the tax; to provide for the obtaining and transferring of an exemption certificate and to prescribe the contents of those certificates; to prescribe the powers and duties of the state tax commission and certain officers of local governmental units; and to provide penalties,” by amending section 7 (MCL 207.557), as amended by 2005 PA 267.

The motion prevailed.

The House agreed to the title as amended.

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

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

Second Reading of Bills

Senate Bill No. 613, entitled

A bill to amend 1927 PA 175, entitled “The code of criminal procedure,” by amending section 15g of chapter XVII (MCL 777.15g), as added by 2002 PA 206.

The bill was read a second time.

Rep. Stahl moved to substitute (H-1) the bill.

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

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

The motion prevailed.

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

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

By unanimous consent the House returned to the order of

Third Reading of Bills

Senate Bill No. 613, entitled

A bill to amend 1927 PA 175, entitled “The code of criminal procedure,” by amending section 15g of chapter XVII (MCL 777.15g), as added by 2002 PA 206.

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

Roll Call No. 1344

Yeas—106

Accavitti	Elsenheimer	Law, David	Proos
Acciavatti	Emmons	Law, Kathleen	Robertson

Adamini	Espinoza	Leland	Rocca
Amos	Farhat	Lemmons, Jr.	Sak
Anderson	Farrah	Lipsey	Schuitmaker
Angerer	Gaffney	Marleau	Shaffer
Ball	Garfield	Mayer	Sheen
Baxter	Gillard	McConico	Sheltrown
Bennett	Gleason	McDowell	Smith, Alma
Bieda	Gonzales	Meadows	Smith, Virgil
Booher	Gosselin	Meisner	Spade
Brandenburg	Green	Meyer	Stahl
Brown	Hansen	Miller	Stakoe
Byrnes	Hildenbrand	Moolenaar	Stewart
Byrum	Hood	Moore	Taub
Casperson	Hoogendyk	Mortimer	Tobocman
Caswell	Hopgood	Murphy	Vagnozzi
Caul	Huizenga	Newell	Van Regenmorter
Cheeks	Hummel	Nitz	Vander Veen
Clack	Hune	Nofs	Walker
Clemente	Hunter	Palmer	Ward
Condino	Jones, Hayes	Palsrok	Waters
Cushingberry	Jones, Rick	Pastor	Wenke
DeRoche	Kahn	Pavlov	Williams
Dillon	Kolb	Pearce	Wojno
Donigan	Kooiman	Polidori	Zelenko
Drolet	LaJoy		

Nays—0

In The Chair: Kooiman

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

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

A bill to amend 1927 PA 175, entitled “An act to revise, consolidate, and codify the laws relating to criminal procedure and to define the jurisdiction, powers, and duties of courts, judges, and other officers of the court under the provisions of this act; to provide laws relative to the rights of persons accused of criminal offenses and ordinance violations; to provide for the arrest of persons charged with or suspected of criminal offenses and ordinance violations; to provide for bail of persons arrested for or accused of criminal offenses and ordinance violations; to provide for the examination of persons accused of criminal offenses; to regulate the procedure relative to grand juries, indictments, informations, and proceedings before trial; to provide for trials of persons complained of or indicted for criminal offenses and ordinance violations and to provide for the procedure in those trials; to provide for judgments and sentences of persons convicted of criminal offenses and ordinance violations; to establish a sentencing commission and to prescribe its powers and duties; to provide for procedure relating to new trials and appeals in criminal and ordinance violation cases; to provide a uniform system of probation throughout this state and the appointment of probation officers; to prescribe the powers, duties, and compensation of probation officers; to provide penalties for the violation of the duties of probation officers; to provide for procedure governing proceedings to prevent crime and proceedings for the discovery of crime; to provide for fees of officers, witnesses, and others in criminal and ordinance violation cases; to set forth miscellaneous provisions as to criminal procedure in certain cases; to provide penalties for the violation of certain provisions of this act; and to repeal all acts and parts of acts inconsistent with or contravening any of the provisions of this act,” by amending section 15g of chapter XVII (MCL 777.15g), as amended by 2005 PA 134.

The motion prevailed.

The House agreed to the title as amended.

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

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

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

House Bill No. 4796, entitled

A bill to amend 1927 PA 175, entitled “The code of criminal procedure,” by amending sections 1 and 4 of chapter VI (MCL 766.1 and 766.4), section 4 as amended by 1994 PA 167.

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

The Senate has passed the bill as substituted (S-5) and amended the title to read as follows:

A bill to amend 1927 PA 175, entitled “An act to revise, consolidate, and codify the laws relating to criminal procedure and to define the jurisdiction, powers, and duties of courts, judges, and other officers of the court under the provisions of this act; to provide laws relative to the rights of persons accused of criminal offenses and ordinance violations; to provide for the arrest of persons charged with or suspected of criminal offenses and ordinance violations; to provide for bail of persons arrested for or accused of criminal offenses and ordinance violations; to provide for the examination of persons accused of criminal offenses; to regulate the procedure relative to grand juries, indictments, informations, and proceedings before trial; to provide for trials of persons complained of or indicted for criminal offenses and ordinance violations and to provide for the procedure in those trials; to provide for judgments and sentences of persons convicted of criminal offenses and ordinance violations; to establish a sentencing commission and to prescribe its powers and duties; to provide for procedure relating to new trials and appeals in criminal and ordinance violation cases; to provide a uniform system of probation throughout this state and the appointment of probation officers; to prescribe the powers, duties, and compensation of probation officers; to provide penalties for the violation of the duties of probation officers; to provide for procedure governing proceedings to prevent crime and proceedings for the discovery of crime; to provide for fees of officers, witnesses, and others in criminal and ordinance violation cases; to set forth miscellaneous provisions as to criminal procedure in certain cases; to provide penalties for the violation of certain provisions of this act; and to repeal all acts and parts of acts inconsistent with or contravening any of the provisions of this act,” by amending sections 1, 4, 5, 6, 7, 8, 9, 10, 11, 13, 14, 15, 16, and 17 of chapter VI (MCL 766.1, 766.4, 766.5, 766.6, 766.7, 766.8, 766.9, 766.10, 766.11, 766.13, 766.14, 766.15, 766.16, and 766.17), section 4 as amended by 1994 PA 167, section 9 as amended by 1988 PA 106, and section 14 as amended by 1998 PA 520.

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

Rep. Ward moved that Rule 45 be suspended.

The question being on the motion made by Rep. Ward,

Rep. Sak demanded the yeas and nays.

The demand was supported.

The question being on the motion made by Rep. Ward,

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

The motion prevailed.

House Bill No. 5300, entitled

A bill to amend 1966 PA 346, entitled “State housing development authority act of 1966,” (MCL 125.1401 to 125.1499c) by adding section 44h.

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

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

Rep. Ward moved that Rule 45 be suspended.

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

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

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

Roll Call No. 1345

Yeas—79

Accavitti
 Acciavatti
 Amos

Drolet
 Elsenheimer
 Emmons

Kooiman
 LaJoy
 Law, David

Robertson
 Rocca
 Sak

Anderson	Espinoza	Marleau	Schuitmaker
Angerer	Farhat	Mayes	Shaffer
Ball	Gaffney	McDowell	Sheen
Baxter	Garfield	Meyer	Sheltrown
Bieda	Gillard	Moolenaar	Spade
Booher	Gleason	Moore	Stahl
Brandenburg	Gosselin	Mortimer	Stewart
Brown	Green	Newell	Taub
Byrnes	Hansen	Nitz	Van Regenmorter
Byrum	Hildenbrand	Nofs	Vander Veen
Casperson	Hoogendyk	Palmer	Walker
Caswell	Huizenga	Palsrok	Ward
Caul	Hummel	Pastor	Wenke
Clemente	Hune	Pavlov	Williams
DeRoche	Jones, Hayes	Pearce	Wojno
Dillon	Jones, Rick	Polidori	Zelenko
Donigan	Kahn	Proos	

Nays—27

Adamini	Gonzales	Lemmons, Jr.	Smith, Alma
Bennett	Hood	Lipsey	Smith, Virgil
Cheeks	Hopgood	McConico	Stakoe
Clack	Hunter	Meadows	Tobocman
Condino	Kolb	Meisner	Vagnozzi
Cushingberry	Law, Kathleen	Miller	Waters
Farrah	Leland	Murphy	

In The Chair: Kooiman

The House agreed to the full title of the bill.

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

Rep. Tobocman, having reserved the right to explain his nay vote, made the following statement:

“Mr. Speaker and members of the House:

I voted against HB 5300 - 5310 because this legislation is completely unnecessary, will harm valued residents, and sends the wrong message as a state welcoming to immigrants. Specifically, these bills seek to address some alleged problem of undocumented (or so-called ‘illegal’) immigrants seeking public benefits. Numerous studies have demonstrated that immigrants, particularly those who have been in the U.S. for longer periods of time, contribute more in taxes than they use in benefits. Here in Michigan, a state far from our nation’s southern border where our largest illegal immigration problems exist, most immigrants come seeking permanent or longer-term residency.

What is most troubling is the impacts and drafting of HB 5300. This bill would prohibit MSHDA homeownership tools from being used by LEGAL aliens who are here on a non-permanent (or temporary) basis. These legally residing individuals who may be working for Michigan companies, will not be able to use MSHDA tools to purchase a home, pay real estate taxes and otherwise integrate into our society. Why we would want to DISCOURAGE home ownership, instead of encourage expanding the number of homeowners is beyond me?”

The Speaker Pro Tempore called Associate Speaker Pro Tempore Elsenheimer to the Chair.

House Bill No. 5301, entitled

A bill to amend 2002 PA 591, entitled "Michigan nursing scholarship act," by amending section 4 (MCL 390.1184).
The Senate has amended the bill as follows:

1. Amend page 3, line 11, by striking out all of subdivision (j).

The Senate has passed the bill as amended, 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.

Rep. Ward moved that Rule 45 be suspended.

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

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

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

Roll Call No. 1346**Yeas—84**

Accavitti	Drolet	LaJoy	Proos
Acciavatti	Elsenheimer	Law, David	Robertson
Amos	Emmons	Law, Kathleen	Rocca
Anderson	Espinoza	Marleau	Sak
Angerer	Farhat	Mayer	Schuitmaker
Ball	Gaffney	McConico	Shaffer
Baxter	Garfield	McDowell	Sheen
Bennett	Gillard	Meyer	Sheltrown
Bieda	Gleason	Miller	Spade
Booher	Gosselin	Moolenaar	Stahl
Brandenburg	Green	Moore	Stakoe
Brown	Hansen	Mortimer	Stewart
Byrnes	Hildenbrand	Newell	Taub
Byrum	Hoogendyk	Nitz	Van Regenmorter
Casperson	Huizenga	Nofs	Vander Veen
Caswell	Hummel	Palmer	Walker
Caul	Hune	Palsrok	Ward
Clemente	Jones, Hayes	Pastor	Wenke
DeRoche	Jones, Rick	Pavlov	Williams
Dillon	Kahn	Pearce	Wojno
Donigan	Kooiman	Polidori	Zelenko

Nays—22

Adamini	Gonzales	Lemmons, Jr.	Smith, Alma
Cheeks	Hood	Lipsey	Smith, Virgil
Clack	Hopgood	Meadows	Tobocman
Condino	Hunter	Meisner	Vagnozzi
Cushingberry	Kolb	Murphy	Waters
Farrah	Leland		

In The Chair: Elsenheimer

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

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

The House agreed to the full title of the bill.

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

Rep. Tobocman, having reserved the right to explain his nay vote, made the following statement:

“Mr. Speaker and members of the House:

I voted against HB 5300 - 5310 because this legislation is completely unnecessary, will harm valued residents, and sends the wrong message as a state welcoming to immigrants. Specifically, these bills seek to address some alleged problem of undocument (or so-called ‘illegal’) immigrants seeking public benefits. Numerous studies have demonstrated that immigrants, particularly those who have been in the U.S. for longer periods of time, contribute more in taxes than they use in benefits. Here in Michigan, a state far from our nation’s southern border where our largest illegal immigration problems exist, most immigrants come seeking permanent or longer-term residency.

What is most troubling is the impacts and drafting of HB 5300. This bill would prohibit MSHDA homeownership tools from being used by LEGAL aliens who are here on a non-permanent (or temporary) basis. These legally residing individuals who may be working for Michigan companies, will not be able to use MSHDA tools to purchase a home, pay real estate taxes and otherwise integrate into our society. Why we would want to DISCOURAGE home ownership, instead of encourage expanding the number of homeowners is beyond me?”

Rep. Sak moved that Rep. Virgil Smith be excused temporarily from today’s session.
The motion prevailed.

House Bill No. 5302, entitled

A bill to amend 1986 PA 102, entitled “An act to establish a grant program for certain part-time, independent students in this state; and to prescribe the powers and duties of certain state agencies and institutions of higher education,” by amending section 3 (MCL 390.1283), as amended by 2004 PA 180.

The Senate has amended the bill as follows:

1. Amend page 3, line 6, by striking out all of subdivision (j).

The Senate has passed the bill as amended and ordered that it be given immediate effect.

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

Rep. Ward moved that Rule 45 be suspended.

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

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

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

Roll Call No. 1347

Yeas—82

Accavitti	Elsenheimer	Law, David	Robertson
Acciavatti	Emmons	Law, Kathleen	Rocca
Amos	Espinoza	Marleau	Sak
Anderson	Farhat	Mayes	Schuitmaker
Angerer	Gaffney	McDowell	Shaffer
Ball	Garfield	Meyer	Sheen
Baxter	Gillard	Miller	Sheltrown
Bennett	Gleason	Moolenaar	Spade
Bieda	Gosselin	Moore	Stahl
Booher	Green	Mortimer	Stakoe
Brandenburg	Hansen	Newell	Stewart
Brown	Hildenbrand	Nitz	Taub
Byrnes	Hoogendyk	Nofs	Van Regenmorter
Byrum	Huizenga	Palmer	Vander Veen
Casperson	Hummel	Palsrok	Walker
Caswell	Hune	Pastor	Ward
Caul	Jones, Hayes	Pavlov	Wenke
Clemente	Jones, Rick	Pearce	Williams
DeRoche	Kahn	Polidori	Wojno
Donigan	Kooiman	Proos	Zelenko
Drolet	LaJoy		

Nays—23

Adamini	Farrah	Leland	Murphy
Cheeks	Gonzales	Lemmons, Jr.	Smith, Alma
Clack	Hood	Lipsey	Tobocman
Condino	Hopgood	McConico	Vagnozzi
Cushingberry	Hunter	Meadows	Waters
Dillon	Kolb	Meisner	

In The Chair: Elsenheimer

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

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

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

Rep. Tobocman, having reserved the right to explain his nay vote, made the following statement:

“Mr. Speaker and members of the House:

I voted against HB 5300 - 5310 because this legislation is completely unnecessary, will harm valued residents, and sends the wrong message as a state welcoming to immigrants. Specifically, these bills seek to address some alleged problem of undocument (or so-called ‘illegal’) immigrants seeking public benefits. Numerous studies have demonstrated that immigrants, particularly those who have been in the U.S. for longer periods of time, contribute more in taxes than they use in benefits. Here in Michigan, a state far from our nation’s southern border where our largest illegal immigration problems exist, most immigrants come seeking permanent or longer-term residency.

What is most troubling is the impacts and drafting of HB 5300. This bill would prohibit MSHDA homeownership tools from being used by LEGAL aliens who are here on a non-permanent (or temporary) basis. These legally residing individuals who may be working for Michigan companies, will not be able to use MSHDA tools to purchase a home, pay real estate taxes and otherwise integrate into our society. Why we would want to DISCOURAGE home ownership, instead of encourage expanding the number of homeowners is beyond me?”

Rep. Sak moved that Rep. Bennett be excused temporarily from today’s session.

The motion prevailed.

Rep. Drolet moved that Rep. DeRoche be excused temporarily from today’s session.

The motion prevailed.

House Bill No. 5303, entitled

A bill to amend 1964 PA 208, entitled “An act to grant scholarships to students enrolled in postsecondary education institutions; and to provide for the administration of the scholarship program,” by amending section 4 (MCL 390.974), as amended by 1986 PA 270.

The Senate has amended the bill as follows:

1. Amend page 3, line 8, by striking out all of subdivision (j).

The Senate has passed the bill as amended and ordered that it be given immediate effect.

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

Rep. Ward moved that Rule 45 be suspended.

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

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

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

Roll Call No. 1348**Yeas—80**

Accavitti	Espinoza	Lemmons, Jr.	Rocca
Acciavatti	Farhat	Marleau	Sak
Amos	Gaffney	Mayes	Schuitmaker
Anderson	Garfield	McDowell	Shaffer
Angerer	Gillard	Meyer	Sheen
Ball	Gleason	Miller	Sheltrown
Baxter	Gosselin	Moolenaar	Spade
Bieda	Green	Moore	Stahl
Booher	Hansen	Mortimer	Stakoe
Brandenburg	Hildenbrand	Newell	Stewart
Brown	Hoogendyk	Nitz	Taub
Byrnes	Huizenga	Nofs	Van Regenmorter
Byrum	Hummel	Palmer	Vander Veen
Casperson	Hune	Palsrok	Walker
Caswell	Jones, Hayes	Pastor	Ward
Caul	Jones, Rick	Pavlov	Waters
Clemente	Kahn	Pearce	Wenke
Drolet	Kooiman	Polidori	Williams
Elsenheimer	LaJoy	Proos	Wojno
Emmons	Law, David	Robertson	Zelenko

Nays—24

Adamini	Donigan	Kolb	Meisner
Cheeks	Farrah	Law, Kathleen	Murphy
Clack	Gonzales	Leland	Smith, Alma
Condino	Hood	Lipsey	Smith, Virgil
Cushingberry	Hopgood	McConico	Tobocman
Dillon	Hunter	Meadows	Vagnozzi

In The Chair: Elsenheimer

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

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

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

Rep. Tobocman, having reserved the right to explain his nay vote, made the following statement:

“Mr. Speaker and members of the House:

I voted against HB 5300 - 5310 because this legislation is completely unnecessary, will harm valued residents, and sends the wrong message as a state welcoming to immigrants. Specifically, these bills seek to address some alleged problem of undocument (or so-called ‘illegal’) immigrants seeking public benefits. Numerous studies have demonstrated that immigrants, particularly those who have been in the U.S. for longer periods of time, contribute more in taxes than they use in benefits. Here in Michigan, a state far from our nation’s southern border where our largest illegal immigration problems exist, most immigrants come seeking permanent or longer-term residency.

What is most troubling is the impacts and drafting of HB 5300. This bill would prohibit MSHDA homeownership tools from being used by LEGAL aliens who are here on a non-permanent (or temporary) basis. These legally residing individuals who may be working for Michigan companies, will not be able to use MSHDA tools to purchase a home, pay real estate taxes and otherwise integrate into our society. Why we would want to DISCOURAGE home ownership, instead of encourage expanding the number of homeowners is beyond me?”

House Bill No. 5304, entitled

A bill to amend 1986 PA 303, entitled “An act to establish a Michigan work-study program for qualified resident students attending eligible graduate and professional graduate schools and employed by qualified employers; to prescribe the powers and duties of certain state agencies; and to provide for an appropriation,” by amending section 4 (MCL 390.1324).

The Senate has amended the bill as follows:

1. Amend page 3, line 5, by striking out all of subdivision (j).

The Senate has passed the bill as amended.

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

Rep. Ward moved that Rule 45 be suspended.

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

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

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

Roll Call No. 1349**Yeas—79**

Accavitti	Emmons	Law, David	Rocca
Acciavatti	Espinoza	Marleau	Sak
Amos	Farhat	Mayer	Schuitmaker
Anderson	Gaffney	McDowell	Shaffer
Angerer	Garfield	Meyer	Sheen
Ball	Gillard	Miller	Sheltrown
Baxter	Gleason	Moolenaar	Spade
Bieda	Gosselin	Moore	Stahl
Booher	Green	Mortimer	Stakoe
Brandenburg	Hansen	Newell	Stewart
Brown	Hildenbrand	Nitz	Taub
Byrnes	Hoogendyk	Nofs	Van Regenmorter
Byrum	Huizenga	Palmer	Vander Veen
Casperson	Hummel	Palsrok	Walker
Caswell	Hune	Pastor	Ward
Caul	Jones, Hayes	Pavlov	Wenke
Clemente	Jones, Rick	Pearce	Williams
Donigan	Kahn	Polidori	Wojno
Drolet	Kooiman	Proos	Zelenko
Elsenheimer	LaJoy	Robertson	

Nays—25

Adamini	Gonzales	Leland	Murphy
Cheeks	Hood	Lemmons, Jr.	Smith, Alma
Clack	Hopgood	Lipsey	Smith, Virgil
Condino	Hunter	McConico	Tobocman
Cushingberry	Kolb	Meadows	Vagnozzi
Dillon	Law, Kathleen	Meisner	Waters
Farrah			

In The Chair: Elsenheimer

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

Rep. Tobocman, having reserved the right to explain his nay vote, made the following statement:

“Mr. Speaker and members of the House:

I voted against HB 5300 - 5310 because this legislation is completely unnecessary, will harm valued residents, and sends the wrong message as a state welcoming to immigrants. Specifically, these bills seek to address some alleged problem of undocument (or so-called ‘illegal’) immigrants seeking public benefits. Numerous studies have demonstrated that immigrants, particularly those who have been in the U.S. for longer periods of time, contribute more in taxes than they use in benefits. Here in Michigan, a state far from our nation’s southern border where our largest illegal immigration problems exist, most immigrants come seeking permanent or longer-term residency.

What is most troubling is the impacts and drafting of HB 5300. This bill would prohibit MSHDA homeownership tools from being used by LEGAL aliens who are here on a non-permanent (or temporary) basis. These legally residing individuals who may be working for Michigan companies, will not be able to use MSHDA tools to purchase a home, pay real estate taxes and otherwise integrate into our society. Why we would want to DISCOURAGE home ownership, instead of encourage expanding the number of homeowners is beyond me?”

House Bill No. 5305, entitled

A bill to amend 1986 PA 288, entitled “An act to establish a Michigan work-study program for qualified resident students attending eligible postsecondary schools and employed by qualified employers; and to prescribe the powers and duties of certain state agencies,” by amending section 4 (MCL 390.1374), as amended by 1990 PA 47.

The Senate has amended the bill as follows:

1. Amend page 3, line 18, by striking out all of subdivision (j).

The Senate has passed the bill as amended and ordered that it be given immediate effect.

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

Rep. Ward moved that Rule 45 be suspended.

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

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

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

Roll Call No. 1350

Yeas—80

Accavitti	Emmons	Law, David	Rocca
Acciavatti	Espinoza	Marleau	Sak
Amos	Farhat	Mayer	Schuitmaker
Anderson	Gaffney	McDowell	Shaffer
Angerer	Garfield	Meyer	Sheen
Ball	Gillard	Miller	Sheltrown
Baxter	Gleason	Moolenaar	Spade
Bieda	Gosselin	Moore	Stahl
Booher	Green	Mortimer	Stakoe
Brandenburg	Hansen	Newell	Stewart
Brown	Hildenbrand	Nitz	Taub
Byrnes	Hoogendyk	Nofs	Van Regenmorter
Byrum	Huizenga	Palmer	Vander Veen
Casperson	Hummel	Palsrok	Walker
Caswell	Hune	Pastor	Ward
Caul	Jones, Hayes	Pavlov	Waters
Clemente	Jones, Rick	Pearce	Wenke
Donigan	Kahn	Polidori	Williams
Drolet	Kooiman	Proos	Wojno
Elsenheimer	LaJoy	Robertson	Zelenko

Nays—24

Adamini	Farrah	Law, Kathleen	Meisner
Cheeks	Gonzales	Leland	Murphy

Clack
 Condino
 Cushingberry
 Dillon

Hood
 Hopgood
 Hunter
 Kolb

Lemmons, Jr.
 Lipsey
 McConico
 Meadows

Smith, Alma
 Smith, Virgil
 Tobocman
 Vagnozzi

In The Chair: Elsenheimer

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

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

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

Rep. Tobocman, having reserved the right to explain his nay vote, made the following statement:

“Mr. Speaker and members of the House:

I voted against HB 5300 - 5310 because this legislation is completely unnecessary, will harm valued residents, and sends the wrong message as a state welcoming to immigrants. Specifically, these bills seek to address some alleged problem of undocument (or so-called ‘illegal’) immigrants seeking public benefits. Numerous studies have demonstrated that immigrants, particularly those who have been in the U.S. for longer periods of time, contribute more in taxes than they use in benefits. Here in Michigan, a state far from our nation’s southern border where our largest illegal immigration problems exist, most immigrants come seeking permanent or longer-term residency.

What is most troubling is the impacts and drafting of HB 5300. This bill would prohibit MSHDA homeownership tools from being used by LEGAL aliens who are here on a non-permanent (or temporary) basis. These legally residing individuals who may be working for Michigan companies, will not be able to use MSHDA tools to purchase a home, pay real estate taxes and otherwise integrate into our society. Why we would want to DISCOURAGE home ownership, instead of encourage expanding the number of homeowners is beyond me?”

Rep. Sak moved that Rep. Kathleen Law be excused temporarily from today’s session.

The motion prevailed.

House Bill No. 6098, entitled

A bill to amend 1956 PA 218, entitled “The insurance code of 1956,” (MCL 500.100 to 500.8302) by adding section 1241; and to repeal acts and parts of acts.

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

The Senate has passed the bill as substituted (S-3), 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 provide for assessment fees on certain health maintenance organizations; to modify tort liability arising out of certain accidents; to provide for limited actions with respect to that modified tort liability and to prescribe certain procedures for maintaining those actions; to require security for losses arising out of certain accidents; to provide for the continued availability and affordability of automobile insurance and

homeowners insurance in this state and to facilitate the purchase of that insurance by all residents of this state at fair and reasonable rates; to provide for certain reporting with respect to insurance and with respect to certain claims against uninsured or self-insured persons; to prescribe duties for certain state departments and officers with respect to that reporting; to provide for certain assessments; to establish and continue certain state insurance funds; to modify and clarify the status, rights, powers, duties, and operations of the nonprofit malpractice insurance fund; to provide for the departmental supervision and regulation of the insurance and surety business within this state; to provide for regulation over worker's compensation self-insurers; to provide for the conservation, rehabilitation, or liquidation of unsound or insolvent insurers; to provide for the protection of policyholders, claimants, and creditors of unsound or insolvent insurers; to provide for associations of insurers to protect policyholders and claimants in the event of insurer insolvencies; to prescribe educational requirements for insurance agents and solicitors; to provide for the regulation of multiple employer welfare arrangements; to create an automobile theft prevention authority to reduce the number of automobile thefts in this state; to prescribe the powers and duties of the automobile theft prevention authority; to provide certain powers and duties upon certain officials, departments, and authorities of this state; to provide for an appropriation; to repeal acts and parts of acts; and to provide penalties for the violation of this act," by amending section 1915 (MCL 500.1915), as added by 1980 PA 341.

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

Rep. Ward moved that Rule 45 be suspended.

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

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

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

The motion prevailed.

Rep. Hildenbrand moved that Rep. Sheen be excused temporarily from today's session.

The motion prevailed.

House Bill No. 6663, entitled

A bill to amend 1963 PA 181, entitled "Motor carrier safety act of 1963," by amending section 5 (MCL 480.15), as amended by 2005 PA 177.

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.

Rep. Ward moved that Rule 45 be suspended.

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

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

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

Roll Call No. 1351

Yeas—99

Accavitti	Espinoza	Leland	Robertson
Acciavatti	Farhat	Lemmons, Jr.	Rocca
Adamini	Farrar	Lipsey	Sak
Amos	Gaffney	Marleau	Schuitmaker
Anderson	Garfield	Mayes	Shaffer
Angerer	Gillard	McConico	Sheltrown
Ball	Gleason	McDowell	Smith, Alma
Bieda	Gonzales	Meadows	Smith, Virgil
Booher	Green	Meisner	Spade
Brandenburg	Hansen	Meyer	Stahl
Brown	Hildenbrand	Miller	Stakoe
Byrnes	Hood	Moolenaar	Stewart

Byrum	Hoogendyk	Moore	Taub
Casperson	Hopgood	Mortimer	Tobocman
Caswell	Huizenga	Murphy	Vagnozzi
Caul	Hummel	Newell	Van Regenmorter
Cheeks	Hune	Nitz	Vander Veen
Clack	Hunter	Nofs	Walker
Clemente	Jones, Hayes	Palmer	Ward
Condino	Jones, Rick	Palsrok	Waters
Cushingberry	Kahn	Pastor	Wenke
Dillon	Kolb	Pavlov	Williams
Donigan	Kooiman	Pearce	Wojno
Elsenheimer	LaJoy	Polidori	Zelenko
Emmons	Law, David	Proos	

Nays—3

Baxter	Drolet	Gosselin
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In The Chair: Elsenheimer

The House agreed to the full title of the bill.

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

House Bill No. 4918, entitled

A bill to amend 1968 PA 357, entitled “An act to prescribe the powers, duties and functions of the state officers’ compensation commission; and to prescribe the powers and duties of the legislature in relation to the commission,” by amending section 7 (MCL 15.217).

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

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

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

Rep. Ward moved that Rule 45 be suspended.

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

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

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

Roll Call No. 1352**Yeas—103**

Accavitti	Emmons	Law, David	Robertson
Acciavatti	Espinoza	Leland	Rocca
Adamini	Farhat	Lemmons, Jr.	Sak
Amos	Farrah	Lipsey	Schuitmaker
Anderson	Gaffney	Marleau	Shaffer
Angerer	Garfield	Mayer	Sheen
Ball	Gillard	McConico	Sheltrown
Baxter	Gleason	McDowell	Smith, Alma
Bieda	Gonzales	Meadows	Smith, Virgil
Booher	Gosselin	Meisner	Spade
Brandenburg	Green	Meyer	Stahl
Brown	Hansen	Miller	Stakoe
Byrnes	Hildenbrand	Moolenaar	Stewart
Byrum	Hood	Moore	Taub
Casperson	Hoogendyk	Mortimer	Tobocman

Caswell	Hopgood	Murphy	Vagnozzi
Caul	Huizenga	Newell	Van Regenmorter
Cheeks	Hummel	Nitz	Vander Veen
Clack	Hune	Nofs	Walker
Clemente	Hunter	Palmer	Ward
Condino	Jones, Hayes	Palsrok	Waters
Cushingberry	Jones, Rick	Pastor	Wenke
Dillon	Kahn	Pavlov	Williams
Donigan	Kolb	Pearce	Wojno
Drolet	Kooiman	Polidori	Zelenko
Elsenheimer	LaJoy	Proos	

Nays—0

In The Chair: Elsenheimer

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

House Bill No. 4919, entitled

A bill to amend 1968 PA 357, entitled “An act to prescribe the powers, duties and functions of the state officers’ compensation commission; and to prescribe the powers and duties of the legislature in relation to the commission,” by amending sections 1, 3, and 6 (MCL 15.211, 15.213, and 15.216).

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

The Senate has passed the bill as substituted (S-2), ordered that it be given immediate effect and amended the title to read as follows:

A bill to amend 1968 PA 357, entitled “An act to prescribe the powers, duties and functions of the state officers’ compensation commission; and to prescribe the powers and duties of the legislature in relation to the commission,” by amending sections 1, 3, and 6 (MCL 15.211, 15.213, and 15.216).

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

Rep. Ward moved that Rule 45 be suspended.

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

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

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

Roll Call No. 1353

Yeas—103

Accavitti	Emmons	Law, David	Robertson
Acciavatti	Espinoza	Leland	Rocca
Adamini	Farhat	Lemmons, Jr.	Sak
Amos	Farrah	Lipsey	Schuitmaker
Anderson	Gaffney	Marleau	Shaffer
Angerer	Garfield	Mayes	Sheen
Ball	Gillard	McConico	Sheltrown
Baxter	Gleason	McDowell	Smith, Alma
Bieda	Gonzales	Meadows	Smith, Virgil
Booher	Gosselin	Meisner	Spade
Brandenburg	Green	Meyer	Stahl
Brown	Hansen	Miller	Stakoe
Byrnes	Hildenbrand	Moolenaar	Stewart
Byrum	Hood	Moore	Taub
Casperson	Hoogendyk	Mortimer	Tobocman
Caswell	Hopgood	Murphy	Vagnozzi
Caul	Huizenga	Newell	Van Regenmorter

Cheeks	Hummel	Nitz	Vander Veen
Clack	Hune	Nofs	Walker
Clemente	Hunter	Palmer	Ward
Condino	Jones, Hayes	Palsrok	Waters
Cushingberry	Jones, Rick	Pastor	Wenke
Dillon	Kahn	Pavlov	Williams
Donigan	Kolb	Pearce	Wojno
Drolet	Kooiman	Polidori	Zelenko
Elsenheimer	LaJoy	Proos	

Nays—0

In The Chair: Elsenheimer

The House agreed to the title as amended.

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

House Bill No. 5750, entitled

A bill to amend 1978 PA 368, entitled “Public health code,” by amending sections 16106 and 17211 (MCL 333.16106 and 333.17211), section 16106 as amended by 2002 PA 643.

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 1978 PA 368, entitled “An act to protect and promote the public health; to codify, revise, consolidate, classify, and add to the laws relating to public health; to provide for the prevention and control of diseases and disabilities; to provide for the classification, administration, regulation, financing, and maintenance of personal, environmental, and other health services and activities; to create or continue, and prescribe the powers and duties of, departments, boards, commissions, councils, committees, task forces, and other agencies; to prescribe the powers and duties of governmental entities and officials; to regulate occupations, facilities, and agencies affecting the public health; to regulate health maintenance organizations and certain third party administrators and insurers; to provide for the imposition of a regulatory fee; to provide for the levy of taxes against certain health facilities or agencies; to promote the efficient and economical delivery of health care services, to provide for the appropriate utilization of health care facilities and services, and to provide for the closure of hospitals or consolidation of hospitals or services; to provide for the collection and use of data and information; to provide for the transfer of property; to provide certain immunity from liability; to regulate and prohibit the sale and offering for sale of drug paraphernalia under certain circumstances; to provide for the implementation of federal law; to provide for penalties and remedies; to provide for sanctions for violations of this act and local ordinances; to provide for an appropriation and supplements; to repeal certain acts and parts of acts; to repeal certain parts of this act; and to repeal certain parts of this act on specific dates,” by amending section 16181 (MCL 333.16181), as amended by 2006 PA 398, and by adding section 2264.

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

Rep. Ward moved that Rule 45 be suspended.

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

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

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

Roll Call No. 1354

Yeas—101

Accavitti	Emmons	Leland	Robertson
Acciavatti	Espinoza	Lemmons, Jr.	Rocca
Adamini	Farhat	Lipsey	Sak
Amos	Farrah	Marleau	Schuitmaker
Anderson	Gaffney	Mayes	Shaffer
Angerer	Garfield	McConico	Sheen
Ball	Gillard	McDowell	Sheltrown

Baxter	Gleason	Meadows	Smith, Alma
Bieda	Gonzales	Meisner	Smith, Virgil
Booher	Gosselin	Meyer	Spade
Brandenburg	Green	Miller	Stahl
Brown	Hansen	Moolenaar	Stakoe
Byrnes	Hildenbrand	Moore	Stewart
Byrum	Hoogendyk	Mortimer	Taub
Casperson	Hopgood	Murphy	Tobocman
Caswell	Huizenga	Newell	Vagnozzi
Caul	Hune	Nitz	Van Regenmorter
Cheeks	Hunter	Nofs	Vander Veen
Clack	Jones, Hayes	Palmer	Walker
Clemente	Jones, Rick	Palsrok	Ward
Condino	Kahn	Pastor	Waters
Cushingberry	Kolb	Pavlov	Wenke
Dillon	Kooiman	Pearce	Williams
Donigan	LaJoy	Polidori	Wojno
Drolet	Law, David	Proos	Zelenko
Elsenheimer			

Nays—1

Hood

In The Chair: Elsenheimer

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

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

The House agreed to the title as amended.

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

Rep. Pastor moved that Rep. Hummel be excused temporarily from today's session.

The motion prevailed.

House Bill No. 4536, entitled

A bill to amend 1893 PA 206, entitled "The general property tax act," by amending section 34c (MCL 211.34c), as amended by 2002 PA 620.

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

The Senate has passed the bill as substituted (S-3), ordered that it be given immediate effect and amended the title to read as follows:

A bill to amend 1893 PA 206, entitled "An act to provide for the assessment of rights and interests, including leasehold interests, in property and the levy and collection of taxes on property, and for the collection of taxes levied; making those taxes a lien on the property taxed, establishing and continuing the lien, providing for the sale or forfeiture and conveyance of property delinquent for taxes, and for the inspection and disposition of lands bid off to the state and not redeemed or purchased; to provide for the establishment of a delinquent tax revolving fund and the borrowing of money by counties and the issuance of notes; to define and limit the jurisdiction of the courts in proceedings in connection with property delinquent for taxes; to limit the time within which actions may be brought; to prescribe certain limitations with respect to rates of taxation; to prescribe certain powers and duties of certain officers, departments, agencies, and political subdivisions of this state; to provide for certain reimbursements of certain expenses incurred by units of local government; to provide penalties for the violation of this act; and to repeal acts and parts of acts," by amending section 34c (MCL 211.34c), as amended by 2006 PA 376.

The Speaker announced that pursuant to Rule 45, the bill was laid over one day.
Rep. Ward moved that Rule 45 be suspended.

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

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

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

Roll Call No. 1355

Yeas—103

Accavitti	Elsenheimer	Law, David	Robertson
Acciavatti	Emmons	Leland	Rocca
Adamini	Espinoza	Lemmons, Jr.	Sak
Amos	Farhat	Lipsey	Schuitmaker
Anderson	Farrah	Marleau	Shaffer
Angerer	Gaffney	Mayes	Sheen
Ball	Garfield	McConico	Sheltrown
Baxter	Gillard	McDowell	Smith, Alma
Bieda	Gleason	Meadows	Smith, Virgil
Booher	Gonzales	Meisner	Spade
Brandenburg	Gosselin	Meyer	Stahl
Brown	Green	Miller	Stakoe
Byrnes	Hansen	Moolenaar	Stewart
Byrum	Hildenbrand	Moore	Taub
Casperson	Hood	Mortimer	Tobocman
Caswell	Hoogendyk	Murphy	Vagnozzi
Caul	Hopgood	Newell	Van Regenmorter
Cheeks	Huizenga	Nitz	Vander Veen
Clack	Hune	Nofs	Walker
Clemente	Hunter	Palmer	Ward
Condino	Jones, Hayes	Palsrok	Waters
Cushingberry	Jones, Rick	Pastor	Wenke
DeRoche	Kahn	Pavlov	Williams
Dillon	Kolb	Pearce	Wojno
Donigan	Kooiman	Polidori	Zelenko
Drolet	LaJoy	Proos	

Nays—0

In The Chair: Elsenheimer

The House agreed to the title as amended.

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

House Bill No. 6108, entitled

A bill to amend 2000 PA 146, entitled “Obsolete property rehabilitation act,” by amending section 8 (MCL 125.2788).

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.

Rep. Ward moved that Rule 45 be suspended.

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

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

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

Roll Call No. 1356**Yeas—103**

Accavitti	Elsenheimer	Law, David	Robertson
Acciavatti	Emmons	Leland	Rocca
Adamini	Espinoza	Lemmons, Jr.	Sak
Amos	Farhat	Lipsey	Schuitmaker
Anderson	Farrah	Marleau	Shaffer
Angerer	Gaffney	Mayes	Sheen
Ball	Garfield	McConico	Sheltrown
Baxter	Gillard	McDowell	Smith, Alma
Bieda	Gleason	Meadows	Smith, Virgil
Booher	Gonzales	Meisner	Spade
Brandenburg	Gosselin	Meyer	Stahl
Brown	Green	Miller	Stakoe
Byrnes	Hansen	Moolenaar	Stewart
Byrum	Hildenbrand	Moore	Taub
Casperson	Hood	Mortimer	Tobocman
Caswell	Hoogendyk	Murphy	Vagnozzi
Caul	Hopgood	Newell	Van Regenmorter
Cheeks	Huizenga	Nitz	Vander Veen
Clack	Hune	Nofs	Walker
Clemente	Hunter	Palmer	Ward
Condino	Jones, Hayes	Palsrok	Waters
Cushingberry	Jones, Rick	Pastor	Wenke
DeRoche	Kahn	Pavlov	Williams
Dillon	Kolb	Pearce	Wojno
Donigan	Kooiman	Polidori	Zelenko
Drolet	LaJoy	Proos	

Nays—0

In The Chair: Elsenheimer

The House agreed to the full title of the bill.

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

House Bill No. 5306, entitled

A bill to amend 1986 PA 273, entitled "An act to establish a Michigan educational opportunity grant program for resident qualified students enrolled in eligible public postsecondary schools; and to prescribe the powers and duties of certain state agencies," by amending section 4 (MCL 390.1404).

The Senate has amended the bill as follows:

1. Amend page 3, line 9, by striking out all of subdivision (j).

The Senate has passed the bill as amended and ordered that it be given immediate effect.

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

Rep. Ward moved that Rule 45 be suspended.

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

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

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

Roll Call No. 1357**Yeas—82**

Accavitti	Emmons	Law, David	Rocca
Acciavatti	Espinoza	Marleau	Sak

Amos	Farhat	Mayes	Schuitmaker
Anderson	Farrah	McDowell	Shaffer
Angerer	Gaffney	Meyer	Sheen
Ball	Garfield	Miller	Sheltrown
Baxter	Gillard	Moolenaar	Spade
Bieda	Gleason	Moore	Stahl
Booher	Gosselin	Mortimer	Stakoe
Brandenburg	Green	Newell	Stewart
Brown	Hansen	Nitz	Taub
Byrnes	Hildenbrand	Nofs	Van Regenmorter
Byrum	Hoogendyk	Palmer	Vander Veen
Casperson	Huizenga	Palsrok	Walker
Caswell	Hummel	Pastor	Ward
Caul	Hune	Pavlov	Waters
Clemente	Jones, Hayes	Pearce	Wenke
DeRoche	Jones, Rick	Polidori	Williams
Donigan	Kahn	Proos	Wojno
Drolet	Kooiman	Robertson	Zelenko
Elsenheimer	LaJoy		

Nays—22

Adamini	Gonzales	Lemmons, Jr.	Murphy
Cheeks	Hood	Lipsey	Smith, Alma
Clack	Hopgood	McConico	Smith, Virgil
Condino	Hunter	Meadows	Tobocman
Cushingberry	Kolb	Meisner	Vagnozzi
Dillon	Leland		

In The Chair: Elsenheimer

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

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

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

Rep. Tobocman, having reserved the right to explain his nay vote, made the following statement:

“Mr. Speaker and members of the House:

I voted against HB 5300 - 5310 because this legislation is completely unnecessary, will harm valued residents, and sends the wrong message as a state welcoming to immigrants. Specifically, these bills seek to address some alleged problem of undocument (or so-called ‘illegal’) immigrants seeking public benefits. Numerous studies have demonstrated that immigrants, particularly those who have been in the U.S. for longer periods of time, contribute more in taxes than they use in benefits. Here in Michigan, a state far from our nation’s southern border where our largest illegal immigration problems exist, most immigrants come seeking permanent or longer-term residency.

What is most troubling is the impacts and drafting of HB 5300. This bill would prohibit MSHDA homeownership tools from being used by LEGAL aliens who are here on a non-permanent (or temporary) basis. These legally residing individuals who may be working for Michigan companies, will not be able to use MSHDA tools to purchase a home, pay real estate taxes and otherwise integrate into our society. Why we would want to DISCOURAGE home ownership, instead of encourage expanding the number of homeowners is beyond me?”

The Speaker Pro Tempore resumed the Chair.

House Bill No. 5307, entitled

A bill to amend 1966 PA 313, entitled “An act to award tuition grants to resident students enrolled in independent nonprofit institutions of higher learning; and to make an appropriation therefor,” by amending section 3 (MCL 390.993), as amended by 1980 PA 503.

The Senate has amended the bill as follows:

1. Amend page 3, line 13, by striking out all of subdivision (j).

The Senate has passed the bill as amended and ordered that it be given immediate effect.

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

Rep. Ward moved that Rule 45 be suspended.

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

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

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

Roll Call No. 1358

Yeas—83

Accavitti	Elsenheimer	LaJoy	Robertson
Acciavatti	Emmons	Law, David	Rocca
Adamini	Espinoza	Lemmons, Jr.	Sak
Amos	Farhat	Marleau	Schuitmaker
Anderson	Gaffney	Mayes	Shaffer
Angerer	Garfield	McDowell	Sheen
Ball	Gillard	Meyer	Sheltrown
Baxter	Gleason	Miller	Spade
Bieda	Gonzales	Moolenaar	Stahl
Booher	Gosselin	Moore	Stakoe
Brandenburg	Green	Mortimer	Stewart
Brown	Hansen	Newell	Taub
Byrnes	Hildenbrand	Nitz	Van Regenmorter
Byrum	Hoogendyk	Nofs	Vander Veen
Casperson	Huizenga	Palmer	Walker
Caswell	Hummel	Palsrok	Ward
Caul	Hune	Pastor	Wenke
Clemente	Jones, Hayes	Pavlov	Williams
DeRoche	Jones, Rick	Pearce	Wojno
Donigan	Kahn	Polidori	Zelenko
Drolet	Kooiman	Proos	

Nays—21

Cheeks	Hood	Lipsey	Smith, Alma
Clack	Hopgood	McConico	Smith, Virgil
Condino	Hunter	Meadows	Tobocman
Cushingberry	Kolb	Meisner	Vagnozzi
Dillon	Leland	Murphy	Waters
Farrah			

In The Chair: Kooiman

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

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

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

Rep. Tobocman, having reserved the right to explain his nay vote, made the following statement:
 “Mr. Speaker and members of the House:

I voted against HB 5300 - 5310 because this legislation is completely unnecessary, will harm valued residents, and sends the wrong message as a state welcoming to immigrants. Specifically, these bills seek to address some alleged problem of undocument (or so-called ‘illegal’) immigrants seeking public benefits. Numerous studies have demonstrated that immigrants, particularly those who have been in the U.S. for longer periods of time, contribute more in taxes than they use in benefits. Here in Michigan, a state far from our nation’s southern border where our largest illegal immigration problems exist, most immigrants come seeking permanent or longer-term residency.

What is most troubling is the impacts and drafting of HB 5300. This bill would prohibit MSHDA homeownership tools from being used by LEGAL aliens who are here on a non-permanent (or temporary) basis. These legally residing individuals who may be working for Michigan companies, will not be able to use MSHDA tools to purchase a home, pay real estate taxes and otherwise integrate into our society. Why we would want to DISCOURAGE home ownership, instead of encourage expanding the number of homeowners is beyond me?”

House Bill No. 5308, entitled

A bill to amend 1978 PA 105, entitled “An act to provide grants to students enrolled in independent nonprofit institutions of higher learning; and to provide for the promulgation of rules,” by amending section 4 (MCL 390.1274), as amended by 2004 PA 184.

The Senate has amended the bill as follows:

1. Amend page 2, line 25, by striking out all of subdivision (j).

The Senate has passed the bill as amended and ordered that it be given immediate effect.

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

Rep. Ward moved that Rule 45 be suspended.

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

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

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

Roll Call No. 1359

Yeas—81

Accavitti	Emmons	Law, David	Robertson
Acciavatti	Espinoza	Lemmons, Jr.	Rocca
Amos	Farhat	Marleau	Sak
Anderson	Gaffney	Mayes	Schuitmaker
Angerer	Garfield	McDowell	Shaffer
Ball	Gillard	Meyer	Sheen
Baxter	Gleason	Miller	Sheltrown
Bieda	Gosselin	Moolenaar	Spade
Booher	Green	Moore	Stahl
Brandenburg	Hansen	Mortimer	Stakoe
Brown	Hildenbrand	Newell	Stewart
Byrnes	Hoogendyk	Nitz	Taub
Byrum	Huizenga	Nofs	Van Regenmorter
Casperson	Hummel	Palmer	Vander Veen
Caswell	Hune	Palsrok	Walker
Caul	Jones, Hayes	Pastor	Ward
Clemente	Jones, Rick	Pavlov	Wenke
DeRoche	Kahn	Pearce	Williams
Donigan	Kooiman	Polidori	Wojno
Drolet	LaJoy	Proos	Zelenko
Elsenheimer			

Nays—23

Adamini	Farrah	Leland	Smith, Alma
Cheeks	Gonzales	Lipsey	Smith, Virgil

Clack
Condino
Cushingberry
Dillon

Hood
Hopgood
Hunter
Kolb

McConico
Meadows
Meisner
Murphy

Tobocman
Vagnozzi
Waters

In The Chair: Kooiman

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

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

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

Rep. Tobocman, having reserved the right to explain his nay vote, made the following statement:

“Mr. Speaker and members of the House:

I voted against HB 5300 - 5310 because this legislation is completely unnecessary, will harm valued residents, and sends the wrong message as a state welcoming to immigrants. Specifically, these bills seek to address some alleged problem of undocument (or so-called ‘illegal’) immigrants seeking public benefits. Numerous studies have demonstrated that immigrants, particularly those who have been in the U.S. for longer periods of time, contribute more in taxes than they use in benefits. Here in Michigan, a state far from our nation’s southern border where our largest illegal immigration problems exist, most immigrants come seeking permanent or longer-term residency.

What is most troubling is the impacts and drafting of HB 5300. This bill would prohibit MSHDA homeownership tools from being used by LEGAL aliens who are here on a non-permanent (or temporary) basis. These legally residing individuals who may be working for Michigan companies, will not be able to use MSHDA tools to purchase a home, pay real estate taxes and otherwise integrate into our society. Why we would want to DISCOURAGE home ownership, instead of encourage expanding the number of homeowners is beyond me?”

House Bill No. 5309, entitled

A bill to amend 1976 PA 228, entitled “The legislative merit award program act,” by amending section 4 (MCL 390.1304), as amended by 2004 PA 182.

The Senate has amended the bill as follows:

1. Amend page 2, line 19, by striking out all of subdivision (j).

The Senate has passed the bill as amended, 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.

Rep. Ward moved that Rule 45 be suspended.

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

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

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

Roll Call No. 1360

Yeas—81

Accavitti
Acciavatti
Amos
Anderson
Angerer
Ball
Baxter
Bieda
Booher
Brandenburg

Emmons
Espinoza
Farhat
Gaffney
Garfield
Gillard
Gleason
Gosselin
Green
Hansen

Law, David
Lemmons, Jr.
Marleau
Mayer
McDowell
Meyer
Miller
Moolenaar
Moore
Mortimer

Rocca
Sak
Schuitmaker
Shaffer
Sheen
Sheltrown
Spade
Stahl
Stakoe
Stewart

Brown	Hildenbrand	Newell	Taub
Byrnes	Hoogendyk	Nitz	Van Regenmorter
Byrum	Huizenga	Nofs	Vander Veen
Casperson	Hummel	Palmer	Walker
Caswell	Hune	Palsrok	Ward
Caul	Jones, Hayes	Pastor	Waters
Clemente	Jones, Rick	Pavlov	Wenke
DeRoche	Kahn	Pearce	Williams
Donigan	Kooiman	Proos	Wojno
Drolet	LaJoy	Robertson	Zelenko
Elsenheimer			

Nays—23

Adamini	Farrah	Leland	Polidori
Cheeks	Gonzales	Lipsey	Smith, Alma
Clack	Hood	McConico	Smith, Virgil
Condino	Hopgood	Meadows	Tobocman
Cushingberry	Hunter	Meisner	Vagnozzi
Dillon	Kolb	Murphy	

In The Chair: Kooiman

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

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

The House agreed to the full title of the bill.

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

Rep. Tobocman, having reserved the right to explain his nay vote, made the following statement:

“Mr. Speaker and members of the House:

I voted against HB 5300 - 5310 because this legislation is completely unnecessary, will harm valued residents, and sends the wrong message as a state welcoming to immigrants. Specifically, these bills seek to address some alleged problem of undocument (or so-called ‘illegal’) immigrants seeking public benefits. Numerous studies have demonstrated that immigrants, particularly those who have been in the U.S. for longer periods of time, contribute more in taxes than they use in benefits. Here in Michigan, a state far from our nation’s southern border where our largest illegal immigration problems exist, most immigrants come seeking permanent or longer-term residency.

What is most troubling is the impacts and drafting of HB 5300. This bill would prohibit MSHDA homeownership tools from being used by LEGAL aliens who are here on a non-permanent (or temporary) basis. These legally residing individuals who may be working for Michigan companies, will not be able to use MSHDA tools to purchase a home, pay real estate taxes and otherwise integrate into our society. Why we would want to DISCOURAGE home ownership, instead of encourage expanding the number of homeowners is beyond me?”

House Bill No. 6478, entitled

A bill to amend 1939 PA 280, entitled “The social welfare act,” by amending sections 112b, 112c, and 112e (MCL 400.112b, 400.112c, and 400.112e), as added by 1995 PA 85; and to repeal acts and parts of acts.

The Senate has amended the bill as follows:

1. Amend page 5, line 13, after “**THAN**” by striking out “**180**” and inserting “**270**”.
2. Amend page 6, line 3, after “**PROGRAM**” by inserting “**OR DEPARTMENT OF COMMUNITY HEALTH DESIGNATED SINGLE POINT OF ENTRY AGENCIES, OR BOTH,**”.
3. Amend page 6, line 5, after “**WITH**” by inserting “**THE DEPARTMENT OF HUMAN SERVICES AND**”.

4. Amend page 6, line 19, after “**HEALTH**” by inserting a comma and “**IN CONSULTATION WITH THE DEPARTMENT OF HUMAN SERVICES AND THE OFFICE OF FINANCIAL SERVICES,**”.

The Senate has passed the bill as amended, 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.

Rep. Ward moved that Rule 45 be suspended.

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

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

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

Roll Call No. 1361**Yeas—103**

Accavitti	Emmons	Law, David	Robertson
Acciavatti	Espinoza	Leland	Rocca
Adamini	Farhat	Lemmons, Jr.	Sak
Amos	Farrah	Lipsey	Schuitmaker
Anderson	Gaffney	Marleau	Shaffer
Angerer	Garfield	Mayes	Sheen
Ball	Gillard	McConico	Sheltrown
Baxter	Gleason	McDowell	Smith, Alma
Bieda	Gonzales	Meadows	Smith, Virgil
Booher	Gosselin	Meisner	Spade
Brandenburg	Green	Meyer	Stahl
Brown	Hansen	Miller	Stakoe
Byrnes	Hildenbrand	Moolenaar	Stewart
Byrum	Hood	Moore	Taub
Casperson	Hoogendyk	Mortimer	Tobocman
Caswell	Hopgood	Murphy	Vagnozzi
Caul	Huizenga	Newell	Van Regenmorter
Cheeks	Hummel	Nitz	Vander Veen
Clack	Hune	Nofs	Walker
Clemente	Hunter	Palmer	Ward
Condino	Jones, Hayes	Palsrok	Waters
Cushingberry	Jones, Rick	Pastor	Wenke
DeRoche	Kahn	Pavlov	Williams
Dillon	Kolb	Pearce	Wojno
Donigan	Kooiman	Polidori	Zelenko
Elsenheimer	LaJoy	Proos	

Nays—1

Drolet

In The Chair: Kooiman

The House agreed to the full title of the bill.

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

The House returned to the consideration of

House Bill No. 6098, entitled

A bill to amend 1956 PA 218, entitled “The insurance code of 1956,” (MCL 500.100 to 500.8302) by adding section 1241; and to repeal acts and parts of acts.

(The bill was considered earlier today, see today’s Journal, p. 3227.)

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

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

Roll Call No. 1362

Yeas—77

Accavitti	Drolet	Jones, Rick	Pavlov
Acciavatti	Emmons	Kahn	Pearce
Adamini	Espinoza	Kolb	Polidori
Amos	Farrah	Kooiman	Proos
Anderson	Gaffney	LaJoy	Robertson
Angerer	Garfield	Leland	Shaffer
Ball	Gillard	Lipsey	Sheen
Bieda	Gleason	Marleau	Spade
Booher	Gonzales	Mayes	Stahl
Brandenburg	Gosselin	McDowell	Stakoe
Brown	Green	Meyer	Stewart
Byrnes	Hansen	Moolenaar	Taub
Casperson	Hildenbrand	Mortimer	Tobocman
Caswell	Hoogendyk	Newell	Vander Veen
Caul	Hopgood	Nitz	Walker
Clack	Huizenga	Nofs	Ward
Condino	Hummel	Palmer	Wenke
DeRoche	Hune	Palsrok	Williams
Dillon	Hunter	Pastor	Wojno
Donigan			

Nays—27

Baxter	Hood	Miller	Smith, Alma
Byrum	Jones, Hayes	Moore	Smith, Virgil
Cheeks	Law, David	Murphy	Vagnozzi
Clemente	Lemmons, Jr.	Rocca	Van Regenmorter
Cushingberry	McConico	Sak	Waters
Elsenheimer	Meadows	Schuitmaker	Zelenko
Farhat	Meisner	Sheltrown	

In The Chair: Kooiman

The House agreed to the title as amended.

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

Rep. Mayes moved that Rep. Leland be excused temporarily from today’s session.

The motion prevailed.

Third Reading of Bills

Senate Bill No. 1289, entitled

A bill to amend 1974 PA 258, entitled “Mental health code,” by repealing section 216 (MCL 330.1216).

The bill was read a third time.

The question being on the passage of the bill,

Rep. McConico moved to substitute (H-1) the bill.

The motion was not seconded.

Rep. Sak moved to reconsider the vote by which the House did not second the motion made by Rep. McConico.

The question being on the motion made by Rep. Sak,

Rep. Sak demanded the yeas and nays.

The demand was supported.

The question being on the motion made by Rep. Sak,

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

Roll Call No. 1363

Yeas—46

Accavitti	Cushingberry	Kolb	Sak
Adamini	Dillon	Lemmons, Jr.	Sheltrown
Anderson	Donigan	Lipsey	Smith, Alma
Angerer	Espinoza	Mayes	Smith, Virgil
Bieda	Farrah	McConico	Spade
Brown	Gillard	McDowell	Tobocman
Byrnes	Gleason	Meadows	Vagnozzi
Byrum	Gonzales	Meisner	Waters
Cheeks	Hood	Miller	Williams
Clack	Hopgood	Murphy	Wojno
Clemente	Hunter	Polidori	Zelenko
Condino	Jones, Hayes		

Nays—57

Acciavatti	Garfield	Marleau	Robertson
Amos	Gosselin	Meyer	Rocca
Ball	Green	Moolenaar	Schuitmaker
Baxter	Hansen	Moore	Shaffer
Booher	Hildenbrand	Mortimer	Sheen
Brandenburg	Hoogendyk	Newell	Stahl
Casperson	Huizenga	Nitz	Stakoe
Caswell	Hummel	Nofs	Stewart
Caul	Hune	Palmer	Taub
DeRoche	Jones, Rick	Palsrok	Van Regenmorter
Drolet	Kahn	Pastor	Vander Veen
Elsenheimer	Kooiman	Pavlov	Walker
Emmons	LaJoy	Pearce	Ward
Farhat	Law, David	Proos	Wenke
Gaffney			

In The Chair: Kooiman

Rep. Sak moved that Rep. Cushingberry be excused temporarily from today's session.

The motion prevailed.

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. 1364**Yeas—70**

Acciavatti	Elsenheimer	Kahn	Pearce
Amos	Emmons	Kooiman	Polidori
Anderson	Farhat	LaJoy	Proos
Angerer	Farrah	Law, David	Robertson
Ball	Gaffney	Marleau	Rocca
Baxter	Garfield	Mayer	Schuitmaker
Booher	Gillard	Meisner	Shaffer
Brandenburg	Gosselin	Meyer	Sheen
Brown	Green	Moolenaar	Stahl
Byrum	Hansen	Moore	Stakoe
Casperson	Hildenbrand	Mortimer	Stewart
Caswell	Hoogendyk	Newell	Taub
Caul	Hopgood	Nitz	Van Regenmorter
Clemente	Huizenga	Palmer	Vander Veen
DeRoche	Hummel	Palsrok	Walker
Dillon	Hune	Pastor	Ward
Donigan	Jones, Hayes	Pavlov	Wenke
Drolet	Jones, Rick		

Nays—32

Accavitti	Gleason	McDowell	Smith, Virgil
Adamini	Gonzales	Meadows	Spade
Bieda	Hood	Miller	Tobocman
Byrnes	Hunter	Murphy	Vagnozzi
Cheeks	Kolb	Nofs	Waters
Clack	Lemmons, Jr.	Sak	Williams
Condino	Lipsey	Sheltrown	Wojno
Espinoza	McConico	Smith, Alma	Zelenko

In The Chair: Kooiman

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

“An act to codify, revise, consolidate, and classify the laws relating to mental health; to prescribe the powers and duties of certain state and local agencies and officials and certain private agencies and individuals; to regulate certain agencies and facilities providing mental health services; to provide for certain charges and fees; to establish civil admission procedures for individuals with mental illness or developmental disability; to establish guardianship procedures for individuals with developmental disability; to establish procedures regarding individuals with mental illness or developmental disability who are in the criminal justice system; to provide for penalties and remedies; and to repeal acts and parts of acts,”

The House agreed to the full title.

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

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

By unanimous consent the House returned to the order of

Messages from the Senate**House Bill No. 6576, entitled**

A bill to amend 1994 PA 451, entitled “Natural resources and environmental protection act,” (MCL 324.101 to 324.90106) by adding section 30104b.

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

The Senate has passed the bill as substituted (S-2), ordered that it be given immediate effect and amended the title to read as follows:

A bill to amend 1994 PA 451, entitled "An act to protect the environment and natural resources of the state; to codify, revise, consolidate, and classify laws relating to the environment and natural resources of the state; to regulate the discharge of certain substances into the environment; to regulate the use of certain lands, waters, and other natural resources of the state; to prescribe the powers and duties of certain state and local agencies and officials; to provide for certain charges, fees, assessments, and donations; to provide certain appropriations; to prescribe penalties and provide remedies; and to repeal acts and parts of acts," (MCL 324.101 to 324.90106) by adding section 30104b; and to repeal acts and parts of acts.

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

Rep. Ward moved that Rule 45 be suspended.

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

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

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

Roll Call No. 1365

Yeas—103

Accavitti	Elsenheimer	LaJoy	Proos
Acciavatti	Emmons	Law, David	Robertson
Adamini	Espinoza	Leland	Rocca
Amos	Farhat	Lemmons, Jr.	Sak
Anderson	Farrah	Lipsey	Schuitmaker
Angerer	Gaffney	Marleau	Shaffer
Ball	Garfield	Mayes	Sheen
Baxter	Gillard	McConico	Sheltrown
Bieda	Gleason	McDowell	Smith, Alma
Booher	Gonzales	Meadows	Spade
Brandenburg	Gosselin	Meisner	Stahl
Brown	Green	Meyer	Stakoe
Byrnes	Hansen	Miller	Stewart
Byrum	Hildenbrand	Moolenaar	Taub
Casperson	Hood	Moore	Tobocman
Caswell	Hoogendyk	Mortimer	Vagnozzi
Caul	Hopgood	Murphy	Van Regenmorter
Cheeks	Huizenga	Newell	Vander Veen
Clack	Hummel	Nitz	Walker
Clemente	Hune	Nofs	Ward
Condino	Hunter	Palmer	Waters
Cushingberry	Jones, Hayes	Palsrok	Wenke
DeRoche	Jones, Rick	Pastor	Williams
Dillon	Kahn	Pavlov	Wojno
Donigan	Kolb	Pearce	Zelenko
Drolet	Kooiman	Polidori	

Nays—0

In The Chair: Kooiman

The House agreed to the title as amended.

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

Rep. Sak moved that Rep. Dillon be excused temporarily from today’s session.
The motion prevailed.

Rep. Ward moved that Rep. DeRoche be excused temporarily from today’s session.
The motion prevailed.

House Bill No. 6577, entitled

A bill to amend 1976 PA 399, entitled “Safe drinking water act,” by amending sections 4 and 21 (MCL 325.1004 and 325.1021), section 4 as amended by 2006 PA 37, and by adding section 4a.

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

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

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

Rep. Ward moved that Rule 45 be suspended.

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

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

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

Roll Call No. 1366

Yeas—102

Accavitti	Espinoza	Leland	Robertson
Acciavatti	Farhat	Lemmons, Jr.	Rocca
Adamini	Farrah	Lipsey	Sak
Amos	Gaffney	Marleau	Schuitmaker
Anderson	Garfield	Mayer	Shaffer
Angerer	Gillard	McConico	Sheen
Ball	Gleason	McDowell	Sheltrown
Baxter	Gonzales	Meadows	Smith, Alma
Bieda	Gosselin	Meisner	Smith, Virgil
Booher	Green	Meyer	Spade
Brandenburg	Hansen	Miller	Stahl
Brown	Hildenbrand	Moolenaar	Stakoe
Byrnes	Hood	Moore	Stewart
Byrum	Hoogendyk	Mortimer	Taub
Casperson	Hopgood	Murphy	Tobocman
Caswell	Huizenga	Newell	Vagnozzi
Caul	Hummel	Nitz	Van Regenmorter
Cheeks	Hune	Nofs	Vander Veen
Clack	Hunter	Palmer	Walker
Clemente	Jones, Hayes	Palsrok	Ward
Condino	Jones, Rick	Pastor	Waters
Cushingberry	Kahn	Pavlov	Wenke
Donigan	Kolb	Pearce	Williams
Drolet	Kooiman	Polidori	Wojno
Elsenheimer	LaJoy	Proos	Zelenko
Emmons	Law, David		

Nays—0

In The Chair: Kooiman

The House agreed to the full title of the bill.

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

Rep. Sak moved that Rep. Tobocman be excused temporarily from today's session.
The motion prevailed.

Rep. Ward moved that Rep. Caswell be excused temporarily from today's session.
The motion prevailed.

House Bill No. 6681, entitled

A bill to amend 1947 PA 359, entitled "The charter township act," (MCL 42.1 to 42.34) by adding section 13a.
The Senate has amended the bill as follows:

1. Amend page 1, line 1, after "TOWNSHIP" by inserting "IN A COUNTY WITH A POPULATION OF MORE THAN 1,000,000 BUT LESS THAN 2,000,000".

The Senate has passed the bill as amended, 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.

Rep. Ward moved that Rule 45 be suspended.

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

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

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

Roll Call No. 1367

Yeas—93

Accavitti	Espinoza	Leland	Robertson
Acciavatti	Farhat	Lemmons, Jr.	Rocca
Adamini	Farrah	Lipsey	Sak
Amos	Gaffney	Marleau	Schuitmaker
Anderson	Gillard	Mayer	Sheen
Angerer	Gleason	McConico	Sheltrown
Ball	Gonzales	McDowell	Smith, Alma
Baxter	Green	Meadows	Smith, Virgil
Bieda	Hansen	Meisner	Spade
Booher	Hildenbrand	Meyer	Stahl
Brandenburg	Hood	Miller	Stakoe
Brown	Hopgood	Moolenaar	Stewart
Byrnes	Huizenga	Moore	Taub
Byrum	Hummel	Mortimer	Vagnozzi
Casperson	Hune	Murphy	Van Regenmorter
Caul	Hunter	Newell	Vander Veen
Cheeks	Jones, Hayes	Nitz	Walker
Clack	Jones, Rick	Nofs	Ward
Clemente	Kahn	Palsrok	Waters
Condino	Kolb	Pavlov	Wenke
Cushingberry	Kooiman	Pearce	Williams
Donigan	LaJoy	Polidori	Wojno
Elsenheimer	Law, David	Proos	Zelenko
Emmons			

Nays—7

Drolet	Gosselin	Palmer	Shaffer
Garfield	Hoogendyk	Pastor	

In The Chair: Kooiman

The House agreed to the full title of the bill.

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

Rep. Caswell, under Rule 33, made the following statement:

“Mr. Speaker and members of the House:

I was absent from the Chamber when the vote was taken on Roll Call No. 1367. Had I been present, I would have voted ‘yea’.”

House Bill No. 6638, entitled

A bill to amend 1949 PA 208, entitled “An act to authorize cities, villages and townships of this state to designate neighborhood areas for the purpose of planning and carrying out local public improvements for the prevention of blight within such areas; to authorize assistance in carrying out plans for local improvements by the acquisition and disposal of real property in such areas; to provide for the combining of neighborhood improvements that benefit the entire neighborhood into 1 improvement project; to provide for the establishment of local assessment districts coterminous with the neighborhood boundaries; to prescribe the methods of financing the exercise of these powers, and to declare the effect of this act,” by amending sections 2 and 4 (MCL 125.942 and 125.944).

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

The Senate has passed the bill as substituted (S-1) and ordered that it be given immediate effect.

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

Rep. Ward moved that Rule 45 be suspended.

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

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

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

Roll Call No. 1368

Yeas—104

Accavitti	Elsenheimer	LaJoy	Proos
Acciavatti	Emmons	Law, David	Robertson
Adamini	Espinoza	Leland	Rocca
Amos	Farhat	Lemmons, Jr.	Sak
Anderson	Farrah	Lipsey	Schuitmaker
Angerer	Gaffney	Marleau	Shaffer
Ball	Garfield	Mayer	Sheen
Baxter	Gillard	McConico	Sheltrown
Bieda	Gleason	McDowell	Smith, Alma
Booher	Gonzales	Meadows	Smith, Virgil
Brandenburg	Gosselin	Meisner	Spade
Brown	Green	Meyer	Stahl
Byrnes	Hansen	Miller	Stakoe
Byrum	Hildenbrand	Moolenaar	Stewart
Casperson	Hood	Moore	Taub
Caswell	Hoogendyk	Mortimer	Tobocman
Caul	Hopgood	Murphy	Vagnozzi
Cheeks	Huizenga	Newell	Van Regenmorter
Clack	Hummel	Nitz	Vander Veen
Clemente	Hune	Nofs	Walker
Condino	Hunter	Palmer	Ward
Cushingberry	Jones, Hayes	Palsrok	Waters
DeRoche	Jones, Rick	Pastor	Wenke
Dillon	Kahn	Pavlov	Williams
Donigan	Kolb	Pearce	Wojno
Drolet	Kooiman	Polidori	Zelenko

Nays—0

In The Chair: Kooiman

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

House Bill No. 6639, entitled

A bill to amend 1945 PA 344, entitled "An act to authorize counties, cities, villages and townships of this state to adopt plans to prevent blight and to adopt plans for the rehabilitation of blighted areas; to authorize assistance in carrying out such plans by the acquisition of real property, the improvement of such real property and the disposal of real property in such areas; to prescribe the methods of financing the exercise of these powers; and to declare the effect of this act," by amending sections 2, 3, and 5 (MCL 125.72, 125.73, and 125.75), sections 2 and 3 as amended by 1986 PA 320.

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

The Senate has passed the bill as substituted (S-1) and ordered that it be given immediate effect.

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

Rep. Ward moved that Rule 45 be suspended.

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

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

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

Roll Call No. 1369**Yeas—104**

Accavitti	Elsenheimer	LaJoy	Proos
Acciavatti	Emmons	Law, David	Robertson
Adamini	Espinoza	Leland	Rocca
Amos	Farhat	Lemmons, Jr.	Sak
Anderson	Farrah	Lipsey	Schuitmaker
Angerer	Gaffney	Marleau	Shaffer
Ball	Garfield	Mayer	Sheen
Baxter	Gillard	McConico	Sheltrown
Bieda	Gleason	McDowell	Smith, Alma
Booher	Gonzales	Meadows	Smith, Virgil
Brandenburg	Gosselin	Meisner	Spade
Brown	Green	Meyer	Stahl
Byrnes	Hansen	Miller	Stakoe
Byrum	Hildenbrand	Moolenaar	Stewart
Casperson	Hood	Moore	Taub
Caswell	Hoogendyk	Mortimer	Tobocman
Caul	Hopgood	Murphy	Vagnozzi
Cheeks	Huizenga	Newell	Van Regenmorter
Clack	Hummel	Nitz	Vander Veen
Clemente	Hune	Nofs	Walker
Condino	Hunter	Palmer	Ward
Cushingberry	Jones, Hayes	Palsrok	Waters
DeRoche	Jones, Rick	Pastor	Wenke
Dillon	Kahn	Pavlov	Williams
Donigan	Kolb	Pearce	Wojno
Drolet	Kooiman	Polidori	Zelenko

Nays—0

In The Chair: Kooiman

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

By unanimous consent the House returned to the order of

Motions and Resolutions

Reps. Elsenheimer, Sak, Accavitti, Angerer, Ball, Baxter, Bieda, Booher, Brandenburg, Brown, Casperson, Caul, Clack, Condino, Emmons, Farhat, Farrah, Gaffney, Garfield, Gillard, Gleason, Gonzales, Green, Hansen, Hildenbrand, Hoogendyk, Huizenga, Hayes Jones, Kahn, LaJoy, Kathleen Law, Leland, Lemmons, Jr., Lipsey, Marleau, Mayes, McDowell, Meadows, Meyer, Mortimer, Nitz, Nofs, Palmer, Pastor, Pavlov, Pearce, Polidori, Proos, Robertson, Rocca, Shaffer, Sheen, Sheltroun, Virgil Smith, Stahl, Stakoe, Taub, Tobocman, Vagnozzi, Vander Veen, Walker and Zelenko offered the following resolution:

House Resolution No. 353.

A resolution to memorialize the United States Navy to award Corporal Ralph Holewinski the Navy Cross.

Whereas, Since 1919, the Navy Cross has been presented to those individuals displaying extraordinary acts of heroism during times of war. It is second only to the Congressional Medal of Honor in rank. It has been presented to over 2,000 seamen from World War II; and

Whereas, Wake Island, in the Second World War, was a strategic location for both American and Japanese forces in the Pacific Ocean; and

Whereas, Corporal Ralph Holewinski was engaged in combat with Japanese forces at the Battle of Wake Island from December 8th through 23rd, 1941; and

Whereas, During the conflict on Wake Island, Navy and Marine forces were severely outmanned and outgunned. Corporal Holewinski was a part of American forces that were able to repel Japanese warships and withstand numerous air raids by Japanese forces; and

Whereas, Despite great risk to his own life, he was steadfast in his defense of the island, using his rifle on multiple occasions. On December 23rd, 1941, during an amphibious assault by Japanese forces on the tiny island, Corporal Holewinski, fired a three-inch gun, destroying two Japanese ships with direct hits; and

Whereas, Corporal Holewinski suffered great wounds to his legs and back from machine gun fire and a grenade. He was treated at a Japanese hospital on Wake Island as a Prisoner of War. He remained there for the duration of the war; and

Whereas, Corporal Holewinski's extreme valor, bravery, and sacrifice, in a time of war, was both vital and inspiring to the people of Otsego County. Upon his return, he served as Otsego County Sheriff for 34 years in his home of Gaylord; now, therefore, be it

Resolved by the House of Representatives, That the members of this legislative body memorialize the United States Navy to award Corporal Ralph Holewinski the Navy Cross; and be it further

Resolved, That copies of this resolution be transmitted to the President of the United States, the Chairman of the Joint Chiefs of Staff, the Secretary of the Navy of the United States and the members of the Michigan congressional delegation, the Otsego County Board of Commissioners, and Corporal Ralph Holewinski.

Pending the reference of the resolution to a committee,

Rep. Ward 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.

Reports of Select Committees

House Bill No. 5453, entitled

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending section 52504 (MCL 324.52504), as added by 2004 PA 125.

(For text of conference report, see House Journal No. 94, p. 3123.)

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

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

House Bill No. 4315, entitled

A bill to amend 1909 PA 283, entitled "An act to revise, consolidate, and add to the laws relating to the establishment, opening, discontinuing, vacating, closing, altering, improvement, maintenance, and use of the public highways and private roads; the condemnation of property and gravel therefor; the building, repairing and preservation of bridges; maintaining public access to waterways under certain conditions; setting and protecting shade trees,

drainage, and cutting weeds and brush within this state; providing for the election or appointment and defining the powers, duties, and compensation of state, county, township, and district highway officials; and to prescribe penalties and provide remedies,” by amending section 6 of chapter IV (MCL 224.6), as amended by 1982 PA 299.

(For text of conference report, see House Journal No. 92, p. 2977.)

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

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

House Bill No. 6606, entitled

A bill relating to the promotion of convention business and tourism in this state and certain metropolitan areas of this state; to provide for tourism and convention marketing and promotion programs in certain metropolitan areas; to provide for imposition and collection of assessments on the owners of transient facilities to support tourism and convention marketing and promotion programs; to provide for the disbursement of the assessments; to establish the functions and duties of certain state departments and employees; and to prescribe penalties and remedies.

(For text of conference report, see House Journal No. 94, p. 3095.)

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

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

Messages from the Senate

House Bill No. 4125, entitled

A bill to amend 1976 PA 451, entitled “The revised school code,” by amending section 1211 (MCL 380.1211), as amended by 2006 PA 380.

The Senate has passed the bill, ordered that it be given immediate effect and pursuant to Joint Rule 20, inserted the full title.

The House agreed to the full title.

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

House Bill No. 4357, entitled

A bill to amend 2004 PA 438, entitled “An act to designate Police Officers Memorial Day in the state of Michigan,” by amending the title and sections 1 and 2 (MCL 435.351 and 435.352).

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

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

House Bill No. 5078, entitled

A bill to amend 1911 PA 149, entitled “An act to provide for the acquisition by purchase, condemnation and otherwise by state agencies and public corporations of private property for the use or benefit of the public, and to define the terms “public corporations,” “state agencies” and “private property” as used herein,” by amending section 3 (MCL 213.23), as amended by 2006 PA 368.

The Senate has passed the bill and ordered that it be given immediate effect.

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

House Bill No. 5257, entitled

A bill to amend 1846 RS 16, entitled “Of the powers and duties of townships, the election and duties of township officers, and the division of townships,” by amending section 78 (MCL 41.78), as amended by 1989 PA 77.

The Senate has passed the bill and ordered that it be given immediate effect.

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

House Bill No. 5351, entitled

A bill to repeal 1941 PA 152, entitled “An act to provide for the payment of bounties for the killing of starlings and crows; and to prescribe penalties for the violation of the provisions of this act,” (MCL 433.301 to 433.304).

The Senate has passed the bill and ordered that it be given immediate effect.

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

House Bill No. 5608, entitled

A bill entering into the interstate insurance product regulation compact; and for related purposes.

The Senate has passed the bill and ordered that it be given immediate effect.

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

House Bill No. 5717, entitled

A bill to amend 1893 PA 206, entitled "The general property tax act," by amending sections 59 and 78n (MCL 211.59 and 211.78n), section 59 as amended by 2001 PA 97 and section 78n as added by 1999 PA 123.

The Senate has passed the bill, ordered that it be given immediate effect and pursuant to Joint Rule 20, inserted the full title.

The House agreed to the full title.

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

House Bill No. 5923, entitled

A bill to amend 1974 PA 258, entitled "Mental health code," by amending section 754 (MCL 330.1754), as amended by 1995 PA 290.

The Senate has passed the bill, ordered that it be given immediate effect and pursuant to Joint Rule 20, inserted the full title.

The House agreed to the full title.

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

House Bill No. 5927, entitled

A bill to amend 1974 PA 258, entitled "Mental health code," by amending section 104 (MCL 330.1104), as amended by 1986 PA 287.

The Senate has passed the bill, ordered that it be given immediate effect and pursuant to Joint Rule 20, inserted the full title.

The House agreed to the full title.

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

House Bill No. 5966, entitled

A bill to amend 1961 PA 236, entitled "Revised judicature act of 1961," by amending section 2567a (MCL 600.2567a), as amended by 2002 PA 700.

The Senate has passed the bill and pursuant to Joint Rule 20, inserted the full title.

The House agreed to the full title.

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

House Bill No. 6030, entitled

A bill to amend 1893 PA 206, entitled "The general property tax act," by amending section 7cc (MCL 211.7cc), as amended by 2003 PA 247.

The Senate has passed the bill, ordered that it be given immediate effect and pursuant to Joint Rule 20, inserted the full title.

The House agreed to the full title.

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

House Bill No. 6187, entitled

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending section 233 (MCL 257.233), as amended by 2005 PA 317.

The Senate has passed the bill, ordered that it be given immediate effect and pursuant to Joint Rule 20, inserted the full title.

The House agreed to the full title.

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

House Bill No. 6277, entitled

A bill to amend 1933 PA 167, entitled "General sales tax act," by amending section 4v (MCL 205.54v), as amended by 2002 PA 452.

The Senate has passed the bill, ordered that it be given immediate effect and pursuant to Joint Rule 20, inserted the full title.

The House agreed to the full title.

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

House Bill No. 6278, entitled

A bill to amend 1937 PA 94, entitled "Use tax act," by amending section 4q (MCL 205.94q), as amended by 2002 PA 456.

The Senate has passed the bill, ordered that it be given immediate effect and pursuant to Joint Rule 20, inserted the full title.

The House agreed to the full title.

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

House Bill No. 6313, entitled

A bill to amend 1956 PA 218, entitled "The insurance code of 1956," by amending sections 7702, 7704, 7705, 7706, 7707, 7708, 7709, 7711, 7712, 7714, and 7717 (MCL 500.7702, 500.7704, 500.7705, 500.7706, 500.7707, 500.7708, 500.7709, 500.7711, 500.7712, 500.7714, and 500.7717), sections 7702, 7708, 7709, 7711, 7712, 7714, and 7717 as amended by 1989 PA 302, sections 7704, 7705, and 7706 as amended by 1996 PA 548, and section 7707 as added by 1982 PA 194, and by adding section 838a.

The Senate has passed the bill, ordered that it be given immediate effect and pursuant to Joint Rule 20, inserted the full title.

The House agreed to the full title.

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

House Bill No. 6323, entitled

A bill to amend 1978 PA 368, entitled "Public health code," by amending sections 7405, 17702, 17703, 17708, 17709, 17745, 17751, and 17763 (MCL 333.7405, 333.17702, 333.17703, 333.17708, 333.17709, 333.17745, 333.17751, and 333.17763), section 7405 as amended by 2004 PA 536, section 17702 as amended by 1986 PA 304, section 17703 as amended by 1992 PA 281, sections 17708, 17751, and 17763 as amended by 2005 PA 85, and section 17745 as amended by 1997 PA 186, and by adding section 17754.

The Senate has passed the bill, ordered that it be given immediate effect and pursuant to Joint Rule 20, inserted the full title.

The House agreed to the full title.

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

House Bill No. 6346, entitled

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending section 811 (MCL 257.811), as amended by 2004 PA 71.

The Senate has passed the bill, ordered that it be given immediate effect and pursuant to Joint Rule 20, inserted the full title.

The House agreed to the full title.

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

House Bill No. 6368, entitled

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending section 667a (MCL 257.667a), as amended by 2002 PA 534.

The Senate has passed the bill, ordered that it be given immediate effect and pursuant to Joint Rule 20, inserted the full title.

The House agreed to the full title.

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

House Bill No. 6386, entitled

A bill to amend 1937 PA 94, entitled "Use tax act," by amending section 6a (MCL 205.96a), as amended by 2004 PA 172.

The Senate has passed the bill, ordered that it be given immediate effect and pursuant to Joint Rule 20, inserted the full title.

The House agreed to the full title.

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

House Bill No. 6387, entitled

A bill to amend 1933 PA 167, entitled "General sales tax act," by amending section 5b (MCL 205.55b), as amended by 2004 PA 173.

The Senate has passed the bill, ordered that it be given immediate effect and pursuant to Joint Rule 20, inserted the full title.

The House agreed to the full title.

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

House Bill No. 6474, entitled

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending sections 16904 and 16905 (MCL 324.16904 and 324.16905), section 16905 as amended by 2002 PA 496.

The Senate has passed the bill, ordered that it be given immediate effect and pursuant to Joint Rule 20, inserted the full title.

The House agreed to the full title.

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

House Bill No. 6475, entitled

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," (MCL 324.101 to 324.90106) by adding section 16908b.

The Senate has passed the bill, ordered that it be given immediate effect and pursuant to Joint Rule 20, inserted the full title.

The House agreed to the full title.

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

House Bill No. 6476, entitled

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending section 16906 (MCL 324.16906), as amended by 2002 PA 496.

The Senate has passed the bill, ordered that it be given immediate effect and pursuant to Joint Rule 20, inserted the full title.

The House agreed to the full title.

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

House Bill No. 6477, entitled

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," (MCL 324.101 to 324.90106) by adding section 16909a.

The Senate has passed the bill, ordered that it be given immediate effect and pursuant to Joint Rule 20, inserted the full title.

The House agreed to the full title.

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

House Bill No. 6668, entitled

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending sections 4101, 4105, and 4110 (MCL 324.4101, 324.4105, and 324.4110), section 4105 as amended by 2004 PA 325, and by adding sections 4112 and 4113.

The Senate has passed the bill, ordered that it be given immediate effect and pursuant to Joint Rule 20, inserted the full title.

The House agreed to the full title.

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

Senate Bill No. 1081, entitled

A bill to provide for a capital outlay program; to set forth the provisions for its implementation within the budgetary process; to make appropriations for planning and construction at state institutions and the acquisition of land; to provide for the elimination of fire hazards at the institutions; to provide for certain special maintenance, remodeling, alteration, renovation, or demolition of and additions to projects at state institutions; to provide for elimination of occupational safety and health hazards at state agencies and institutions; to provide for the award of contracts; to provide for expenditures under the supervision of the director of the department of management and budget and the state administrative board; to make, supplement, and adjust appropriations for various state departments and agencies for the fiscal year ending September 30, 2007; and to provide for the expenditure of the appropriations.

The Senate has nonconcurred in the House substitute (H-1) and appointed Senators Sikkema, Johnson and Prusi as conferees.

The message was referred to the Clerk for record.

Notices

The Speaker appointed as conferees, on the part of the House of Representatives for **Senate Bill No. 1081**, Reps. DeRoche, Farhat and Brown.

Announcement by the Clerk of Printing and Enrollment

The Clerk announced the enrollment printing and presentation to the Governor on Thursday, December 14, for her approval of the following bills:

Enrolled House Bill No. 6456 at 9:41 a.m.

Enrolled House Bill No. 5580 at 3:43 p.m.

Enrolled House Bill No. 5885 at 3:45 p.m.

Enrolled House Bill No. 5886 at 3:47 p.m.

Enrolled House Bill No. 5960 at 3:49 p.m.

Enrolled House Bill No. 6303 at 3:51 p.m.

Messages from the Governor

Date: December 14, 2006

Time: 10:55 a.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

Enrolled House Bill No. 6031 (Public Act No. 449, I.E.), being

An act to amend 1980 PA 119, entitled “An act to prescribe a privilege tax for the use of public roads and highways of this state by motor carriers by imposing a specific tax upon the use of motor fuel within this state; to provide for certain credits against this tax and certain mechanisms for paying, collecting, and enforcing this tax; to provide for the licensing of motor carriers and for exemptions from licensure; to require the keeping and providing for the examination of certain reports; to provide review procedures for the assessment of the tax and revocation of a license; to impose certain duties upon and confer certain powers to certain state departments and agencies; to prescribe certain penalties for the violation of this act; and to make appropriations,” by amending section 8 (MCL 207.218), as amended by 2004 PA 472.

(Filed with the Secretary of State December 14, 2006, at 11:42 a.m.)

Date: December 14, 2006

Time: 11:01 a.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

Enrolled House Bill No. 5682 (Public Act No. 452, I.E.), being

An act to amend 2001 PA 142, entitled “An act to consolidate prior acts naming certain Michigan highways; to provide for the naming of certain highways; to prescribe certain duties of the state transportation department; and to repeal acts and parts of acts and certain resolutions,” by amending section 98 (MCL 250.1098), as added by 2005 PA 258.

(Filed with the Secretary of State December 14, 2006, at 11:48 a.m.)

Date: December 14, 2006
Time: 11:03 a.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

Enrolled House Bill No. 5961 (Public Act No. 453, I.E.), being

An act to amend 1949 PA 300, entitled “An act to provide for the registration, titling, sale, transfer, and regulation of certain vehicles operated upon the public highways of this state or any other place open to the general public or generally accessible to motor vehicles and distressed vehicles; to provide for the licensing of dealers; to provide for the examination, licensing, and control of operators and chauffeurs; to provide for the giving of proof of financial responsibility and security by owners and operators of vehicles; to provide for the imposition, levy, and collection of specific taxes on vehicles, and the levy and collection of sales and use taxes, license fees, and permit fees; to provide for the regulation and use of streets and highways; to create certain funds; to provide penalties and sanctions for a violation of this act; to provide for civil liability of owners and operators of vehicles and service of process on residents and nonresidents; to provide for the levy of certain assessments; to provide for the enforcement of this act; to provide for the creation of and to prescribe the powers and duties of certain state and local agencies; to impose liability upon the state or local agencies; to provide appropriations for certain purposes; to repeal all other acts or parts of acts inconsistent with this act or contrary to this act; and to repeal certain parts of this act on a specific date,” by amending section 685 (MCL 257.685), as amended by 2006 PA 14.

(Filed with the Secretary of State December 14, 2006, at 11:50 a.m.)

Date: December 14, 2006
Time: 11:05 a.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

Enrolled House Bill No. 6075 (Public Act No. 454), being

An act to amend 1945 PA 327, entitled “An act relating to aeronautics in this state; providing for the development and regulation thereof; creating a state aeronautics commission; prescribing powers and duties; providing for the licensing, or registration, or supervision and control of all aircraft, airports and landing fields, schools of aviation, flying clubs, airmen, aviation instructors, airport managers, manufacturers, dealers, and commercial operation in intrastate commerce; providing for rules pertaining thereto; prescribing a privilege tax for the use of the aeronautical facilities on the lands and waters of this state; providing for the acquisition, development, and operation of airports, landing fields, and other aeronautical facilities by the state, by political subdivisions, or by public airport authorities; providing for the incorporation of public airport authorities and providing for the powers, duties, and obligations of public airport authorities; providing for the transfer of airport management to public airport authorities, including the transfer of airport liabilities, employees, and operational jurisdiction; providing jurisdiction of crimes, torts, and contracts; providing police powers for those entrusted to enforce this act; providing for civil liability of owners, operators, and others; making hunting from aircraft unlawful; providing for repair station operators lien; providing for appeals from rules or orders issued by the commission; providing for the transfer from the Michigan board of aeronautics to the aeronautics commission all properties and funds held by the board of aeronautics; providing for a state aeronautics fund and making an appropriation therefor; prescribing penalties; and making uniform the law with reference to state development and regulation of aeronautics,” by amending section 184 (MCL 259.184), as amended by 1996 PA 370.

(Filed with the Secretary of State December 14, 2006, at 11:52 a.m.)

Date: December 14, 2006
Time: 11:07 a.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

Enrolled House Bill No. 6186 (Public Act No. 455, I.E.), being

An act to amend 2001 PA 142, entitled “An act to consolidate prior acts naming certain Michigan highways; to provide for the naming of certain highways; to prescribe certain duties of the state transportation department; and to repeal acts and parts of acts and certain resolutions,” (MCL 250.1001 to 250.2080) by adding section 1074.

(Filed with the Secretary of State December 14, 2006, at 11:54 a.m.)

Communications from State Officers

The following communication from the Auditor General was received and read:

December 12, 2006

Enclosed is a copy of the following audit report and/or report summary:
Performance audit of the Customer Contact Process,
Department of Treasury
December 2006

Sincerely,
Thomas H. McTavish, C.P.A.
Auditor General

The communication was referred to the Clerk and the accompanying report referred to the Committee on Government Operations.

The Speaker Pro Tempore called Associate Speaker Pro Tempore Elsenheimer to the Chair.

Quorum Call

Rep. Gosselin 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. 1370

Yeas—103

Accavitti	Emmons	Law, David	Robertson
Acciavatti	Espinoza	Leland	Rocca
Amos	Farhat	Lemmons, Jr.	Sak
Anderson	Farrah	Lipsey	Schuitmaker
Angerer	Gaffney	Marleau	Shaffer
Ball	Garfield	Mayes	Sheen
Baxter	Gillard	McConico	Sheltrown
Bieda	Gleason	McDowell	Smith, Alma
Booher	Gonzales	Meadows	Smith, Virgil
Brandenburg	Gosselin	Meisner	Spade
Brown	Green	Meyer	Stahl
Byrnes	Hansen	Miller	Stakoe
Byrum	Hildenbrand	Moolenaar	Stewart
Casperson	Hood	Moore	Taub
Caswell	Hoogendyk	Mortimer	Tobocman
Caul	Hopgood	Murphy	Vagnozzi
Cheeks	Huizenga	Newell	Van Regenmorter
Clack	Hummel	Nitz	Vander Veen
Clemente	Hune	Nofs	Walker
Condino	Hunter	Palmer	Ward
Cushingberry	Jones, Hayes	Palsrok	Waters
DeRoche	Jones, Rick	Pastor	Wenke
Dillon	Kahn	Pavlov	Williams
Donigan	Kolb	Pearce	Wojno

Drolet
Elsenheimer

Kooiman
LaJoy

Polidori
Proos

Zelenko

In The Chair: Elsenheimer

The Speaker Pro Tempore resumed the Chair.

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

Rep. Ward moved that Rule 45 be suspended.
The motion prevailed, 3/5 of the members present voting therefor.

Rep. Ward moved that the Committee on Regulatory Reform be discharged from further consideration of **Senate Bill No. 350**.

The motion prevailed, a majority of the members serving voting therefor.
The bill was placed on the order of Second Reading of Bills.

Second Reading of Bills

Senate Bill No. 350, entitled

A bill to amend 1933 PA 254, entitled "The motor carrier act," by amending section 1 of article I, sections 5, 6, 7, and 10 of article II, section 6 of article III, and section 2 of article V (MCL 475.1, 476.5, 476.6, 476.7, 476.10, 477.6, and 479.2), section 1 of article I, sections 5 and 7 of article II, and section 6 of article III as amended by 1993 PA 352, sections 6 and 10 of article II as amended by 1982 PA 399, and section 2 of article V as amended by 1996 PA 76, and by adding section 7 to article V.

The bill was read a second time.

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

The motion prevailed.

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

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

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

Senate Bill No. 350, entitled

A bill to amend 1933 PA 254, entitled "The motor carrier act," by amending section 1 of article I, sections 5, 6, 7, and 10 of article II, section 6 of article III, and section 2 of article V (MCL 475.1, 476.5, 476.6, 476.7, 476.10, 477.6, and 479.2), section 1 of article I, sections 5 and 7 of article II, and section 6 of article III as amended by 1993 PA 352, sections 6 and 10 of article II as amended by 1982 PA 399, and section 2 of article V as amended by 1996 PA 76, and by adding section 7 to article V.

The bill was read a third time.

The question being on the passage of the bill,

Rep. Ward moved that consideration of the bill be postponed temporarily.
The motion prevailed.

Rep. Sak moved that Rep. Adamini be excused temporarily from today's session.
The motion prevailed.

Rep. Ward moved that Rep. Mortimer be excused temporarily from today's session.
The motion prevailed.

By unanimous consent the House returned to the order of

Messages from the Senate

House Bill No. 4647, entitled

A bill to amend 1975 PA 228, entitled "Single business tax act," (MCL 208.1 to 208.145) by adding section 36e.

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

The Senate has passed the bill as substituted (S-1) and amended the title to read as follows:

A bill to amend 1975 PA 228, entitled "An act to provide for the imposition, levy, computation, collection, assessment and enforcement, by lien or otherwise, of taxes on certain commercial, business, and financial activities; to prescribe the manner and times of making certain reports and paying taxes; to prescribe the powers and duties of public officers and state departments; to permit the inspection of records of taxpayers; to provide for interest and penalties on unpaid taxes; to provide exemptions, credits, and refunds; to provide penalties; to provide for the disposition of funds; to provide for the interrelation of this act with other acts; and to provide an appropriation," (MCL 208.1 to 208.145) by adding section 36g.

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

Rep. Ward moved that Rule 45 be suspended.

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

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

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

Roll Call No. 1371

Yeas—101

Accavitti	Emmons	LaJoy	Proos
Acciavatti	Espinoza	Law, David	Robertson
Amos	Farhat	Leland	Rocca
Anderson	Farrah	Lemmons, Jr.	Sak
Angerer	Gaffney	Lipsey	Schuitmaker
Ball	Garfield	Marleau	Shaffer
Baxter	Gillard	Mayes	Sheen
Bieda	Gleason	McConico	Sheltrown
Booher	Gonzales	McDowell	Smith, Alma
Brandenburg	Gosselin	Meadows	Smith, Virgil
Brown	Green	Meisner	Spade
Byrnes	Hansen	Meyer	Stahl
Byrum	Hildenbrand	Miller	Stakoe
Casperson	Hood	Moolenaar	Stewart
Caswell	Hoogendyk	Moore	Taub
Caul	Hopgood	Murphy	Tobocman
Cheeks	Huizenga	Newell	Vagnozzi
Clack	Hummel	Nitz	Van Regenmorter
Clemente	Hune	Nofs	Vander Veen
Condino	Hunter	Palmer	Walker
Cushingberry	Jones, Hayes	Palsrok	Ward
DeRoche	Jones, Rick	Pastor	Wenke
Dillon	Kahn	Pavlov	Williams
Donigan	Kolb	Pearce	Wojno
Drolet	Kooiman	Polidori	Zelenko
Elsenheimer			

Nays—1

Waters

In The Chair: Kooiman

The House agreed to the title as amended.

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

House Bill No. 5204, entitled

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

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

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

Rep. Ward moved that Rule 45 be suspended.

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

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

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

Roll Call No. 1372**Yeas—102**

Accavitti	Emmons	Law, David	Robertson
Acciavatti	Espinoza	Leland	Rocca
Amos	Farhat	Lemmons, Jr.	Sak
Anderson	Farrah	Lipsey	Schuitmaker
Angerer	Gaffney	Marleau	Shaffer
Ball	Garfield	Mayes	Sheen
Baxter	Gillard	McConico	Sheltrown
Bieda	Gleason	McDowell	Smith, Alma
Booher	Gonzales	Meadows	Smith, Virgil
Brandenburg	Gosselin	Meisner	Spade
Brown	Green	Meyer	Stahl
Byrnes	Hansen	Miller	Stakoe
Byrum	Hildenbrand	Moolenaar	Stewart
Casperson	Hood	Moore	Taub
Caswell	Hoogendyk	Murphy	Tobocman
Caul	Hopgood	Newell	Vagnozzi
Cheeks	Huizenga	Nitz	Van Regenmorter
Clack	Hummel	Nofs	Vander Veen
Clemente	Hune	Palmer	Walker
Condino	Hunter	Palsrok	Ward
Cushingberry	Jones, Hayes	Pastor	Waters
DeRoche	Jones, Rick	Pavlov	Wenke
Dillon	Kahn	Pearce	Williams
Donigan	Kolb	Polidori	Wojno
Drolet	Kooiman	Proos	Zelenko
Elsenheimer	LaJoy		

Nays—0

In The Chair: Kooiman

The House agreed to the full title of the bill.

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

House Bill No. 6076, entitled

A bill to amend 1933 PA 167, entitled “General sales tax act,” by amending section 4w (MCL 205.54w), as amended by 2004 PA 173.

The Senate has amended the bill as follows:

1. Amend page 1, line 9, after “**FACILITY**” by striking out “**BUILT AFTER DECEMBER 31, 1995**”.

2. Amend page 2, line 25, after “facility” by striking out “built after December 31, 1995”.

3. Amend page 3, line 2, after “**FACILITY**” by inserting “**AND OFFERS HEALTH SERVICES PROVIDED BY THE COUNTY LONG-TERM MEDICAL CARE FACILITY**”.

4. Amend page 3, line 2, after “**FACILITY**” by striking out the comma and inserting a period and “**AN EXEMPTION UNDER THIS SECTION SHALL BE GRANTED UNTIL JANUARY 1, 2008**”.

The Senate has passed the bill as amended, 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.

Rep. Ward moved that Rule 45 be suspended.

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

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

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

Roll Call No. 1373

Yeas—103

Accavitti	Emmons	Law, David	Robertson
Acciavatti	Espinoza	Leland	Rocca
Amos	Farhat	Lemmons, Jr.	Sak
Anderson	Farrar	Lipsey	Schuitmaker
Angerer	Gaffney	Marleau	Shaffer
Ball	Garfield	Mayer	Sheen
Baxter	Gillard	McConico	Sheltrown
Bieda	Gleason	McDowell	Smith, Alma
Booher	Gonzales	Meadows	Smith, Virgil
Brandenburg	Gosselin	Meisner	Spade
Brown	Green	Meyer	Stahl
Byrnes	Hansen	Miller	Stakoe
Byrum	Hildenbrand	Moolenaar	Stewart
Casperson	Hood	Moore	Taub
Caswell	Hoogendyk	Mortimer	Tobocman
Caul	Hopgood	Murphy	Vagnozzi
Cheeks	Huizenga	Newell	Van Regenmorter
Clack	Hummel	Nitz	Vander Veen
Clemente	Hune	Nofs	Walker
Condino	Hunter	Palmer	Ward
Cushingberry	Jones, Hayes	Palsrok	Waters
DeRoche	Jones, Rick	Pastor	Wenke
Dillon	Kahn	Pavlov	Williams
Donigan	Kolb	Pearce	Wojno
Drolet	Kooiman	Polidori	Zelenko
Elsenheimer	LaJoy	Proos	

Nays—0

In The Chair: Kooiman

The House agreed to the full title of the bill.

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

House Bill No. 6077, entitled

A bill to amend 1937 PA 94, entitled “Use tax act,” by amending section 4s (MCL 205.94s), as added by 1999 PA 117. The Senate has amended the bill as follows:

1. Amend page 1, line 9, after “**FACILITY**” by striking out “**BUILT AFTER DECEMBER 31, 1995**”.
2. Amend page 2, line 24, after “facility” by striking out “built after December 31, 1995”.
3. Amend page 3, line 1, after “**FACILITY**” by inserting “**AND OFFERS HEALTH SERVICES PROVIDED BY THE COUNTY LONG-TERM MEDICAL CARE FACILITY**”.
4. Amend page 3, line 1, after “**FACILITY**” by striking out the comma and inserting a period and “**AN EXEMPTION UNDER THIS SECTION SHALL BE GRANTED UNTIL JANUARY 1, 2008**”.

The Senate has passed the bill as amended, 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.

Rep. Ward moved that Rule 45 be suspended.

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

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

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

Roll Call No. 1374

Yeas—103

Accavitti	Emmons	Law, David	Robertson
Acciavatti	Espinoza	Leland	Rocca
Amos	Farhat	Lemmons, Jr.	Sak
Anderson	Farrah	Lipsey	Schuitmaker
Angerer	Gaffney	Marleau	Shaffer
Ball	Garfield	Mayes	Sheen
Baxter	Gillard	McConico	Sheltrown
Bieda	Gleason	McDowell	Smith, Alma
Booher	Gonzales	Meadows	Smith, Virgil
Brandenburg	Gosselin	Meisner	Spade
Brown	Green	Meyer	Stahl
Byrnes	Hansen	Miller	Stakoe
Byrum	Hildenbrand	Moolenaar	Stewart
Casperson	Hood	Moore	Taub
Caswell	Hoogendyk	Mortimer	Tobocman
Caul	Hopgood	Murphy	Vagnozzi
Cheeks	Huizenga	Newell	Van Regenmorter
Clack	Hummel	Nitz	Vander Veen
Clemente	Hune	Nofs	Walker
Condino	Hunter	Palmer	Ward
Cushingberry	Jones, Hayes	Palsrok	Waters
DeRoche	Jones, Rick	Pastor	Wenke
Dillon	Kahn	Pavlov	Williams
Donigan	Kolb	Pearce	Wojno
Drolet	Kooiman	Polidori	Zelenko
Elsenheimer	LaJoy	Proos	

Nays—0

Reps. Waters, McConico, Stewart, Zelenko, Kolb, Lipsey, Meyer, Vander Veen, Virgil Smith, Hunter, Farrah, Pastor, Wojno, Vagnozzi, DeRoche, Taub, Accavitti, Stakoe, Gleason, Nofs, Ward, Sak, Stahl, Huizenga, Moolenaar, Angerer, Ball, Byrnes, Cheeks, Clemente, Cushingberry, Donigan, Espinoza, Gonzales, Green, Hansen, Hildenbrand, Rick Jones, Kahn, David Law, Leland, Lemmons, Jr., Mayes, McDowell, Mortimer, Pearce, Polidori, Rocca, Schuitmaker, Sheltrown, Spade, Murphy and Meadows were named co-sponsors of the bill.

The House agreed to the full title of the bill.

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

Rep. Sak moved that Rep. Dillon be excused temporarily from today's session.

The motion prevailed.

House Bill No. 5637, entitled

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending section 722 (MCL 257.722), as amended by 2006 PA 83.

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

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

Rep. Ward moved that Rule 45 be suspended.

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

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

Rep. Kooiman moved to amend the Senate substitute (S-4) as follows:

1. Amend page 4, line 9, after "**COMMISSION**" by inserting a comma and "**OR ARE SUBCONTRACTED BY PUBLIC UTILITIES UNDER THE JURISDICTION OF THE MICHIGAN PUBLIC SERVICE COMMISSION TO PERFORM ELECTRICAL EMERGENCY PUBLIC UTILITY WORK.**".

2. Amend page 4, line 13, after "**(i)**" by inserting "**IF REQUIRED BY THE COUNTY ROAD COMMISSION.**".

3. Amend page 4, line 15, after "**AND**" by striking out the balance of the line through "**WORK.**" on line 16 and inserting "**PROVIDE A STATEMENT THAT THE VEHICLES THAT WERE USED TO PERFORM THE EMERGENCY UTILITY WORK MAY HAVE EXCEEDED THE SEASONAL LOAD LIMITS.**".

4. Amend page 4, line 21, by striking out all of subparagraph **(iii)**.

5. Amend page 4, line 27, after "**(i)**" by inserting "**IF THE COUNTY ROAD COMMISSION REQUIRES.**".

6. Amend page 4, line 27, after "**UTILITY**" by striking out "**APPLIES**" and inserting "**SHALL APPLY**".

7. Amend page 5, line 4, after "**EACH**" by inserting "**VEHICLE OR**".

8. Amend page 5, line 6, after "**FEE**" by inserting "**FOR A PERMIT**".

9. Amend page 5, line 7, after "**INCURRED**" by inserting "**FOR THE PERMIT**".

10. Amend page 6, line 9, after "**SUBPARAGRAPH**" by striking out the balance of the line through "**TO,**" on line 10 and inserting "**MAY INCLUDE**".

11. Amend page 6, line 13, by striking out all of sub-subparagraph **(C)**.

12. Amend page 6, line 14, by striking out "**(D)**" and inserting "**(C)**".

13. Amend page 6, line 15, by striking out all of sub-subparagraph **(E)** and inserting:

"(D) THE RESTRICTED ROAD OR ROADS INTENDED TO BE TRAVELED UPON TO THE NONEMERGENCY WORK SITE OR SITES."

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

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

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

Roll Call No. 1375

Yeas—70

Acciavatti
Amos

Farrah
Gaffney

Leland
Lemmons, Jr.

Proos
Robertson

Baxter	Garfield	Marleau	Rocca
Bieda	Gillard	Mayes	Sak
Booher	Gleason	McConico	Schuitmaker
Brandenburg	Gosselin	Meadows	Shaffer
Byrum	Hansen	Meyer	Sheen
Casperson	Hoogendyk	Moolenaar	Sheltrown
Caul	Huizenga	Moore	Stahl
Cheeks	Hummel	Mortimer	Stakoe
Clemente	Hune	Newell	Stewart
Condino	Hunter	Nitz	Van Regenmorter
DeRoche	Jones, Rick	Nofs	Vander Veen
Drolet	Kahn	Palmer	Walker
Elsenheimer	Kolb	Palsrok	Ward
Emmons	Kooiman	Pastor	Waters
Espinoza	LaJoy	Pavlov	Wojno
Farhat	Law, David		

Nays—32

Accavitti	Cushingberry	Lipsey	Smith, Virgil
Anderson	Donigan	McDowell	Spade
Angerer	Gonzales	Meisner	Taub
Ball	Green	Miller	Tobocman
Brown	Hildenbrand	Murphy	Vagnozzi
Byrnes	Hood	Pearce	Wenke
Caswell	Hopgood	Polidori	Williams
Clack	Jones, Hayes	Smith, Alma	Zelenko

In The Chair: Kooiman

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

By unanimous consent the House returned to the order of

Motions and Resolutions

Rep. Ward moved that a respectful message be sent to the Senate requesting the return of **House Bill No. 5704**.
The motion prevailed.

Second Reading of Bills

Senate Bill No. 631, entitled

A bill to amend 1979 PA 152, entitled "State license fee act," by amending sections 3 and 39 (MCL 338.2203 and 338.2239), section 3 as amended by 1993 PA 139 and section 39 as amended by 2003 PA 87.

The bill was read a second time.

Rep. Pastor moved to amend the bill as follows:

1. Amend page 1, line 3, after "in" by striking out "sections 37, 38, and **39**" and inserting "**THIS ACT**".
The motion prevailed and the amendment was adopted, a majority of the members serving voting therefor.

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

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

Senate Bill No. 631, entitled

A bill to amend 1979 PA 152, entitled "State license fee act," by amending sections 3 and 39 (MCL 338.2203 and 338.2239), section 3 as amended by 1993 PA 139 and section 39 as amended by 2003 PA 87.

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

Roll Call No. 1376

Yeas—86

Accavitti	Farrah	Lipsey	Schuitmaker
Amos	Gaffney	Marleau	Shaffer
Anderson	Gillard	Mayer	Sheltrown
Angerer	Gleason	McConico	Smith, Alma
Ball	Gonzales	McDowell	Smith, Virgil
Bieda	Green	Meadows	Spade
Booher	Hansen	Meisner	Stahl
Brown	Hildenbrand	Meyer	Stakoe
Byrnes	Hood	Miller	Stewart
Byrum	Hopgood	Moore	Taub
Casperson	Huizenga	Mortimer	Tobocman
Caul	Hune	Murphy	Vagnozzi
Cheeks	Hunter	Newell	Van Regenmorter
Clack	Jones, Hayes	Nitz	Vander Veen
Clemente	Jones, Rick	Nofs	Walker
Condino	Kahn	Palsrok	Ward
Cushingberry	Kolb	Pastor	Waters
Dillon	Kooiman	Pavlov	Wenke
Donigan	LaJoy	Polidori	Williams
Emmons	Law, David	Proos	Wojno
Espinoza	Leland	Sak	Zelenko
Farhat	Lemmons, Jr.		

Nays—17

Acciavatti	Drolet	Hoogendyk	Pearce
Baxter	Elsenheimer	Hummel	Robertson
Brandenburg	Garfield	Moolenaar	Rocca
Caswell	Gosselin	Palmer	Sheen
DeRoche			

In The Chair: Kooiman

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

"An act to provide for the establishment and collection of fees for the regulation of certain occupations and professions, and for certain agencies and businesses; to create certain funds; and to prescribe certain powers and duties of certain state agencies and departments,"

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

Second Reading of Bills

Senate Bill No. 632, entitled

A bill to amend 1980 PA 299, entitled "Occupational code," by amending sections 601, 602, 605, 2402, 2404, 2405, and 2411 (MCL 339.601, 339.602, 339.605, 339.2402, 339.2404, 339.2405, and 339.2411), sections 601 and 602 as amended by 2005 PA 278, section 2404 as amended by 1988 PA 463, and section 2411 as amended by 2001 PA 113, and by adding sections 2404b and 2411a.

The bill was read a second time.

Rep. Pastor moved to amend the bill as follows:

1. Amend page 12, following line 15, by inserting:

"(9) A LICENSEE AS A RESIDENTIAL BUILDER OR RESIDENTIAL ALTERATION AND MAINTENANCE CONTRACTOR MAY APPLY FOR INACTIVE STATUS BY COMPLETING AN APPLICATION, MADE AVAILABLE BY THE DEPARTMENT, IN WHICH HE OR SHE DECLARES THAT HE OR SHE IS NO LONGER ACTIVELY ENGAGED IN THE PRACTICE AUTHORIZED BY HIS OR HER LICENSE AND TEMPORARILY INTENDS TO SUSPEND ACTIVITY AUTHORIZED BY HIS OR HER LICENSE. UPON SUBMISSION OF A COMPLETED APPLICATION, THE DEPARTMENT SHALL DESIGNATE THE LICENSEE AS INACTIVE AND NOTE THAT STATUS ON RECORDS AVAILABLE TO THE PUBLIC. A LICENSEE DESIGNATED AS INACTIVE IS EXEMPT FROM THE CONTINUING EDUCATION REQUIREMENTS IMPOSED UNDER THIS SECTION BUT MUST STILL PAY THE PER-YEAR LICENSE FEE. AN INACTIVE LICENSEE MAY ACTIVATE HIS OR HER LICENSE BY SUBMITTING AN APPLICATION TO THE DEPARTMENT REQUESTING ACTIVATION OF THE LICENSE. UPON ACTIVATION OF A LICENSE, THE LICENSEE MUST COMPLETE AT LEAST 1 CREDIT HOUR OF CONTINUING EDUCATION FOR THAT CALENDAR YEAR."

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

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

The motion prevailed.

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

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

By unanimous consent the House returned to the order of

Third Reading of Bills

Senate Bill No. 632, entitled

A bill to amend 1980 PA 299, entitled "Occupational code," by amending sections 601, 602, 605, 2402, 2404, 2405, and 2411 (MCL 339.601, 339.602, 339.605, 339.2402, 339.2404, 339.2405, and 339.2411), sections 601 and 602 as amended by 2005 PA 278, section 2404 as amended by 1988 PA 463, and section 2411 as amended by 2001 PA 113, and by adding sections 2404b and 2411a.

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

Roll Call No. 1377

Yeas—84

Accavitti	Emmons	Law, David	Proos
Amos	Espinoza	Leland	Sak
Anderson	Farhat	Lemmons, Jr.	Sheltrown
Angerer	Farrah	Lipsey	Smith, Alma
Ball	Gaffney	Mayes	Smith, Virgil
Bieda	Gillard	McConico	Spade
Booher	Gleason	McDowell	Stahl
Brown	Gonzales	Meadows	Stakoe

Byrnes	Hansen	Meisner	Stewart
Byrum	Hildenbrand	Meyer	Taub
Casperson	Hood	Miller	Tobocman
Caul	Hopgood	Moolenaar	Vagnozzi
Cheeks	Huizenga	Moore	Van Regenmorter
Clack	Hummel	Mortimer	Vander Veen
Clemente	Hune	Murphy	Walker
Condino	Hunter	Newell	Ward
Cushingberry	Jones, Hayes	Nofs	Waters
DeRoche	Jones, Rick	Palsrok	Wenke
Dillon	Kolb	Pastor	Williams
Donigan	Kooiman	Pearce	Wojno
Elsenheimer	LaJoy	Polidori	Zelenko

Nays—19

Acciavatti	Garfield	Marleau	Rocca
Baxter	Gosselin	Nitz	Schuitmaker
Brandenburg	Green	Palmer	Shaffer
Caswell	Hoogendyk	Pavlov	Sheen
Drolet	Kahn	Robertson	

In The Chair: Kooiman

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

“An act to revise, consolidate, and classify the laws of this state regarding the regulation of certain occupations; to create a board for each of those occupations; to establish the powers and duties of certain departments and agencies and the boards of each occupation; to provide for the promulgation of rules; to provide for certain fees; to provide for penalties and civil fines; to establish rights, relationships, and remedies of certain persons under certain circumstances; to repeal certain parts of this act on a specific date; and to repeal certain acts and parts of acts,”

The House agreed to the full title.

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

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

Second Reading of Bills

Senate Bill No. 826, entitled

A bill to amend 1980 PA 299, entitled “Occupational code,” by amending sections 601, 602, 604, 605, 2405, 2411, and 2412 (MCL 339.601, 339.602, 339.604, 339.605, 339.2405, 339.2411, and 339.2412), sections 601 and 602 as amended by 2005 PA 278, section 604 as amended by 1989 PA 261, and sections 2411 and 2412 as amended by 2001 PA 113, and by adding sections 606 and 2404a.

The bill was read a second time.

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

The motion prevailed.

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

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

Rep. Sak moved that Rep. Virgil Smith be excused temporarily from today’s session.
The motion prevailed.

Rep. Ward moved that Rep. Kahn be excused temporarily from today’s session.
The motion prevailed.

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

Senate Bill No. 826, entitled

A bill to amend 1980 PA 299, entitled “Occupational code,” by amending sections 601, 602, 604, 605, 2405, 2411, and 2412 (MCL 339.601, 339.602, 339.604, 339.605, 339.2405, 339.2411, and 339.2412), sections 601 and 602 as amended by 2005 PA 278, section 604 as amended by 1989 PA 261, and sections 2411 and 2412 as amended by 2001 PA 113, and by adding sections 606 and 2404a.

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

Roll Call No. 1378

Yeas—85

Accavitti	Emmons	Leland	Polidori
Acciavatti	Farhat	Lemmons, Jr.	Proos
Amos	Farrah	Lipsey	Rocca
Anderson	Gaffney	Marleau	Sak
Angerer	Gillard	Mayes	Sheltrown
Ball	Gleason	McConico	Smith, Alma
Bieda	Gonzales	McDowell	Spade
Booher	Hansen	Meadows	Stahl
Brown	Hildenbrand	Meisner	Stakoe
Byrnes	Hood	Meyer	Stewart
Byrum	Hopgood	Miller	Taub
Casperson	Huizenga	Moolenaar	Tobocman
Caul	Hummel	Moore	Vagnozzi
Cheeks	Hune	Mortimer	Van Regenmorter
Clack	Hunter	Murphy	Vander Veen
Clemente	Jones, Hayes	Newell	Ward
Condino	Jones, Rick	Nofs	Waters
Cushingberry	Kolb	Palsrok	Wenke
DeRoche	Kooiman	Pastor	Williams
Dillon	LaJoy	Pavlov	Wojno
Donigan	Law, David	Pearce	Zelenko
Elsenheimer			

Nays—16

Baxter	Espinoza	Hoogendyk	Schuitmaker
Brandenburg	Garfield	Nitz	Shaffer
Caswell	Gosselin	Palmer	Sheen
Drolet	Green	Robertson	Walker

In The Chair: Kooiman

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

“An act to revise, consolidate, and classify the laws of this state regarding the regulation of certain occupations; to create a board for each of those occupations; to establish the powers and duties of certain departments and agencies and the boards of each occupation; to provide for the promulgation of rules; to provide for certain fees; to provide for penalties and civil fines; to establish rights, relationships, and remedies of certain persons under certain circumstances; to repeal certain parts of this act on a specific date; and to repeal certain acts and parts of acts,”

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

Second Reading of Bills

Senate Bill No. 827, entitled

A bill to amend 1961 PA 236, entitled "Revised judicature act of 1961," by amending section 4701 (MCL 600.4701), as amended by 2002 PA 142, and by adding section 2975.

The bill was read a second time.

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

The motion prevailed.

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

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

By unanimous consent the House returned to the order of

Third Reading of Bills

Senate Bill No. 827, entitled

A bill to amend 1961 PA 236, entitled "Revised judicature act of 1961," by amending section 4701 (MCL 600.4701), as amended by 2002 PA 142, and by adding section 2975.

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

Roll Call No. 1379

Yeas—91

Accavitti	Emmons	Lipsey	Sak
Acciavatti	Espinoza	Marleau	Schuitmaker
Amos	Farhat	Mayes	Shaffer
Anderson	Farrah	McConico	Sheltrown
Angerer	Gaffney	McDowell	Smith, Alma
Ball	Gillard	Meadows	Smith, Virgil
Bieda	Gleason	Meisner	Spade
Booher	Gonzales	Meyer	Stahl
Brandenburg	Hansen	Miller	Stakoe
Brown	Hildenbrand	Moolenaar	Stewart
Byrnes	Hood	Moore	Taub
Byrum	Hopgood	Mortimer	Tobocman
Casperson	Huizenga	Murphy	Vagnozzi
Caul	Hune	Newell	Van Regenmorter
Cheeks	Hunter	Nitz	Vander Veen
Clack	Jones, Hayes	Nofs	Walker
Clemente	Jones, Rick	Palsrok	Ward
Condino	Kolb	Pastor	Waters
Cushingberry	Kooiman	Pavlov	Wenke
DeRoche	LaJoy	Pearce	Williams
Dillon	Law, David	Polidori	Wojno
Donigan	Leland	Proos	Zelenko
Elsenheimer	Lemmons, Jr.	Rocca	

Nays—11

Baxter	Garfield	Hoogendyk	Robertson
Caswell	Gosselin	Hummel	Sheen
Drolet	Green	Palmer	

In The Chair: Kooiman

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

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

A bill to amend 1961 PA 236, entitled "An act to revise and consolidate the statutes relating to the organization and jurisdiction of the courts of this state; the powers and duties of such courts, and of the judges and other officers thereof; the forms and attributes of civil claims and actions; the time within which civil actions and proceedings may be brought in said courts; pleading, evidence, practice and procedure in civil and criminal actions and proceedings in said courts; to provide remedies and penalties for the violation of certain provisions of this act; to repeal all acts and parts of acts inconsistent with or contravening any of the provisions of this act; and to repeal acts and parts of acts," by amending section 4701 (MCL 600.4701), as amended by 2002 PA 142, and by adding section 2975a.

The motion prevailed.

The House agreed to the title as amended.

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

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

Second Reading of Bills**Senate Bill No. 1273, entitled**

A bill to amend 1980 PA 299, entitled "Occupational code," (MCL 339.101 to 339.2721) by adding section 2408.

The bill was read a second time.

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

The motion prevailed.

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

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

Rep. Pastor moved that Rep. Sheen be excused temporarily from today's session.

The motion prevailed.

By unanimous consent the House returned to the order of

Third Reading of Bills**Senate Bill No. 1273, entitled**

A bill to amend 1980 PA 299, entitled "Occupational code," (MCL 339.101 to 339.2721) by adding section 2408.

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

Roll Call No. 1380**Yeas—87**

Accavitti	Espinoza	Lemmons, Jr.	Sak
Amos	Farhat	Lipsey	Shaffer
Anderson	Farrah	Marleau	Sheltrown

Angerer	Gaffney	Mayes	Smith, Alma
Ball	Garfield	McConico	Smith, Virgil
Bieda	Gillard	McDowell	Spade
Booher	Gleason	Meadows	Stahl
Brown	Gonzales	Meisner	Stakoe
Byrnes	Hansen	Meyer	Stewart
Byrum	Hildenbrand	Miller	Taub
Casperson	Hood	Moolenaar	Tobocman
Caul	Hopgood	Moore	Vagnozzi
Cheeks	Huizenga	Mortimer	Van Regenmorter
Clack	Hune	Murphy	Vander Veen
Clemente	Hunter	Newell	Walker
Condino	Jones, Hayes	Nofs	Ward
Cushingberry	Jones, Rick	Palsrok	Waters
DeRoche	Kolb	Pastor	Wenke
Dillon	Kooiman	Pavlov	Williams
Donigan	LaJoy	Polidori	Wojno
Elsenheimer	Law, David	Proos	Zelenko
Emmons	Leland	Rocca	

Nays—14

Acciavatti	Drolet	Hummel	Pearce
Baxter	Gosselin	Nitz	Robertson
Brandenburg	Green	Palmer	Schuitmaker
Caswell	Hoogendyk		

In The Chair: Kooiman

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

“An act to revise, consolidate, and classify the laws of this state regarding the regulation of certain occupations; to create a board for each of those occupations; to establish the powers and duties of certain departments and agencies and the boards of each occupation; to provide for the promulgation of rules; to provide for certain fees; to provide for penalties and civil fines; to establish rights, relationships, and remedies of certain persons under certain circumstances; to repeal certain parts of this act on a specific date; and to repeal certain acts and parts of acts.”

The House agreed to the full title.

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

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

Second Reading of Bills

Senate Bill No. 934, entitled

A bill to amend 1949 PA 300, entitled “Michigan vehicle code,” (MCL 257.1 to 257.923) by adding section 307b.

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

The substitute (H-1) was not adopted, a majority of the members serving not voting therefor.

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

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

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

The motion prevailed.

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

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

By unanimous consent the House returned to the order of

Third Reading of Bills

Senate Bill No. 934, entitled

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," (MCL 257.1 to 257.923) by adding section 307b. Was read a third time and passed, a majority of the members serving voting therefor, by yeas and nays, as follows:

Roll Call No. 1381

Yeas—94

Accavitti	Emmons	Leland	Proos
Acciavatti	Espinoza	Lemmons, Jr.	Robertson
Amos	Farhat	Lipsey	Rocca
Anderson	Farrah	Marleau	Sak
Angerer	Gaffney	Mayes	Schuitmaker
Ball	Garfield	McConico	Shaffer
Baxter	Gillard	McDowell	Sheen
Bieda	Gleason	Meadows	Sheltrown
Booher	Gonzales	Meisner	Smith, Alma
Brown	Green	Meyer	Spade
Byrnes	Hansen	Miller	Stahl
Byrum	Hildenbrand	Moolenaar	Stakoe
Casperson	Hopgood	Moore	Stewart
Caswell	Huizenga	Mortimer	Taub
Caul	Hummel	Murphy	Tobocman
Cheeks	Hune	Newell	Van Regenmorter
Clack	Hunter	Nitz	Vander Veen
Clemente	Jones, Hayes	Nofs	Walker
Condino	Jones, Rick	Palsrok	Ward
Cushingberry	Kahn	Pastor	Waters
DeRoche	Kolb	Pavlov	Wenke
Dillon	Kooiman	Pearce	Williams
Donigan	LaJoy	Polidori	Zelenko
Elsenheimer	Law, David		

Nays—9

Brandenburg	Hood	Palmer	Vagnozzi
Drolet	Hoogendyk	Smith, Virgil	Wojno
Gosselin			

In The Chair: Kooiman

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 provide appropriations for certain purposes; to repeal all other acts or parts of acts inconsistent with this act or contrary to this act; and to repeal certain parts of this act on a specific date,”

The House agreed to the full title.

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

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

Second Reading of Bills

Senate Bill No. 1500, entitled

A bill to amend 1939 PA 280, entitled “The social welfare act,” by amending section 14i (MCL 400.14i), as amended by 2005 PA 333.

The bill was read a second time.

Rep. Kooiman moved to substitute (H-1) the bill.

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

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

The motion prevailed.

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

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

By unanimous consent the House returned to the order of

Third Reading of Bills

Senate Bill No. 1500, entitled

A bill to amend 1939 PA 280, entitled “The social welfare act,” by amending section 14i (MCL 400.14i), as amended by 2005 PA 333.

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

Roll Call No. 1382

Yeas—99

Accavitti	Emmons	Leland	Robertson
Acciavatti	Espinoza	Lemmons, Jr.	Rocca
Amos	Farhat	Lipsey	Sak
Anderson	Farrah	Marleau	Schuitmaker
Angerer	Gaffney	Mayer	Shaffer
Ball	Gillard	McConico	Sheen
Baxter	Gleason	McDowell	Sheltrown
Bieda	Gonzales	Meadows	Smith, Alma
Booher	Green	Meisner	Smith, Virgil
Brandenburg	Hansen	Meyer	Spade
Brown	Hildenbrand	Miller	Stahl
Byrnes	Hood	Moolenaar	Stakoe
Byrum	Hoogendyk	Moore	Stewart
Casperson	Hopgood	Mortimer	Tobocman
Caswell	Huizenga	Murphy	Vagnozzi
Caul	Hummel	Newell	Van Regenmorter
Cheeks	Hune	Nitz	Vander Veen
Clack	Hunter	Nofs	Walker
Clemente	Jones, Hayes	Palmer	Ward
Condino	Jones, Rick	Palsrok	Waters
Cushingberry	Kahn	Pastor	Wenke
DeRoche	Kolb	Pavlov	Williams
Dillon	Kooiman	Pearce	Wojno

Donigan
Elsenheimer

LaJoy
Law, David

Polidori
Proos

Zelenko

Nays—4

Drolet

Garfield

Gosselin

Taub

In The Chair: Kooiman

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

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

The House agreed to the full title.

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

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

Second Reading of Bills

Senate Bill No. 1501, entitled

A bill to amend 1939 PA 280, entitled “The social welfare act,” by amending sections 57, 57b, 57e, 57f, and 57g (MCL 400.57, 400.57b, 400.57e, 400.57f, and 400.57g), section 57 as added by 1995 PA 223, section 57b as amended by 1999 PA 9, and sections 57e, 57f, and 57g as amended by 2001 PA 280, and by adding sections 57p, 57q, 57r, 57s, and 57t.

The bill was read a second time.

Rep. Kolb moved to substitute (H-1) the bill.

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

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

The motion prevailed.

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

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

By unanimous consent the House returned to the order of

Third Reading of Bills

Senate Bill No. 1501, entitled

A bill to amend 1939 PA 280, entitled “The social welfare act,” by amending sections 57, 57b, 57e, 57f, and 57g (MCL 400.57, 400.57b, 400.57e, 400.57f, and 400.57g), section 57 as added by 1995 PA 223, section 57b as amended by 1999 PA 9, and sections 57e, 57f, and 57g as amended by 2001 PA 280, and by adding sections 57p, 57q, 57r, 57s, and 57t.

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

Roll Call No. 1383**Yeas—103**

Accavitti	Emmons	Law, David	Robertson
Acciavatti	Espinoza	Leland	Rocca
Amos	Farhat	Lemmons, Jr.	Sak
Anderson	Farrah	Lipsey	Schuitmaker
Angerer	Gaffney	Marleau	Shaffer
Ball	Garfield	Mayes	Sheen
Baxter	Gillard	McConico	Sheltrown
Bieda	Gleason	McDowell	Smith, Alma
Booher	Gonzales	Meadows	Smith, Virgil
Brandenburg	Gosselin	Meisner	Spade
Brown	Green	Meyer	Stahl
Byrnes	Hansen	Miller	Stakoe
Byrum	Hildenbrand	Moolenaar	Stewart
Casperson	Hood	Moore	Taub
Caswell	Hoogendyk	Mortimer	Tobocman
Caul	Hopgood	Murphy	Vagnozzi
Cheeks	Huizenga	Newell	Van Regenmorter
Clack	Hummel	Nitz	Vander Veen
Clemente	Hune	Nofs	Walker
Condino	Hunter	Palmer	Ward
Cushingberry	Jones, Hayes	Palsrok	Waters
DeRoche	Jones, Rick	Pastor	Wenke
Dillon	Kahn	Pavlov	Williams
Donigan	Kolb	Pearce	Wojno
Drolet	Kooiman	Polidori	Zelenko
Elsenheimer	LaJoy	Proos	

Nays—0

In The Chair: Kooiman

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

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

A bill to amend 1939 PA 280, entitled "An act to protect the welfare of the people of this state; to provide general assistance, hospitalization, infirmary and medical care to poor or unfortunate persons; to provide for compliance by this state with the social security act; to provide protection, welfare and services to aged persons, dependent children, the blind, and the permanently and totally disabled; to administer programs and services for the prevention and treatment of delinquency, dependency and neglect of children; to create a state department of social services; to prescribe the powers and duties of the department; to provide for the interstate and intercounty transfer of dependents; to create county and district departments of social services; to create within certain county departments, bureaus of social aid and certain divisions and offices thereunder; to prescribe the powers and duties of the departments, bureaus and officers; to provide for appeals in certain cases; to prescribe the powers and duties of the state department with respect to county and district departments; to prescribe certain duties of certain other state departments, officers, and agencies; to make an appropriation; to prescribe penalties for the violation of the provisions of this act; and to repeal certain parts of this act on specific dates," by amending section 57 (MCL 400.57), as added by 1995 PA 223, and by adding sections 57p and 57s.

The motion prevailed.

The House agreed to the title as amended.

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

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

By unanimous consent the House returned to the order of

Messages from the Senate

House Bill No. 6315, entitled

A bill to amend 1915 PA 63, entitled "An act to provide for the furnishing of suitable flag holders and United States flags for the graves of veterans who served in the armed forces of the United States for the marking and designation of the graves for memorial purposes; and to provide a penalty for the removal or destruction of the flag holders and United States flags when placed," by amending sections 1 and 1a (MCL 35.831 and 35.831a), section 1 as amended by 2005 PA 26 and section 1a as added by 2005 PA 27.

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

The Senate has passed the bill as substituted (S-1) and ordered that it be given immediate effect.

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

Rep. Ward moved that Rule 45 be suspended.

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

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

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

Roll Call No. 1384

Yeas—103

Accavitti	Emmons	Law, David	Robertson
Acciavatti	Espinoza	Leland	Rocca
Amos	Farhat	Lemmons, Jr.	Sak
Anderson	Farrah	Lipsey	Schuitmaker
Angerer	Gaffney	Marleau	Shaffer
Ball	Garfield	Mayes	Sheen
Baxter	Gillard	McConico	Sheltrown
Bieda	Gleason	McDowell	Smith, Alma
Booher	Gonzales	Meadows	Smith, Virgil
Brandenburg	Gosselin	Meisner	Spade
Brown	Green	Meyer	Stahl
Byrnes	Hansen	Miller	Stakoe
Byrum	Hildenbrand	Moolenaar	Stewart
Casperson	Hood	Moore	Taub
Caswell	Hoogendyk	Mortimer	Tobocman
Caul	Hopgood	Murphy	Vagnozzi
Cheeks	Huizenga	Newell	Van Regenmorter
Clack	Hummel	Nitz	Vander Veen
Clemente	Hune	Nofs	Walker
Condino	Hunter	Palmer	Ward
Cushingberry	Jones, Hayes	Palsrok	Waters
DeRoche	Jones, Rick	Pastor	Wenke
Dillon	Kahn	Pavlov	Williams
Donigan	Kolb	Pearce	Wojno
Drolet	Kooiman	Polidori	Zelenko
Elsenheimer	LaJoy	Proos	

Nays—0

In The Chair: Kooiman

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

House Bill No. 5259, entitled

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending section 722 (MCL 257.722), as amended by 2006 PA 83.

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

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

Rep. Ward moved that Rule 45 be suspended.

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

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

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

Roll Call No. 1385**Yeas—85**

Accavitti	Emmons	LaJoy	Proos
Acciavatti	Espinoza	Law, David	Robertson
Amos	Farhat	Leland	Rocca
Angerer	Farrah	Lemmons, Jr.	Sak
Ball	Gaffney	Lipsey	Schuitmaker
Baxter	Garfield	Marleau	Shaffer
Bieda	Gillard	Mayes	Sheen
Booher	Gleason	McConico	Sheltrown
Brandenburg	Gosselin	Meadows	Smith, Alma
Byrum	Hansen	Meyer	Smith, Virgil
Casperson	Hood	Moolenaar	Stahl
Caul	Hoogendyk	Moore	Stakoe
Cheeks	Hopgood	Mortimer	Stewart
Clack	Huizenga	Murphy	Taub
Clemente	Hummel	Newell	Tobocman
Condino	Hune	Nitz	Van Regenmorter
Cushingberry	Hunter	Nofs	Vander Veen
DeRoche	Jones, Rick	Palmer	Walker
Dillon	Kahn	Palsrok	Ward
Donigan	Kolb	Pastor	Wenke
Drolet	Kooiman	Pavlov	Wojno
Elsenheimer			

Nays—18

Anderson	Green	Miller	Vagnozzi
Brown	Hildenbrand	Pearce	Waters
Byrnes	Jones, Hayes	Polidori	Williams
Caswell	McDowell	Spade	Zelenko
Gonzales	Meisner		

In The Chair: Kooiman

The House agreed to the full title of the bill.

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

The Speaker Pro Tempore called Associate Speaker Pro Tempore Caswell to the Chair.

House Bill No. 6661, entitled

A bill to amend 1939 PA 280, entitled "The social welfare act," by amending sections 115f, 115g, 115h, 115i, 115j, 115k, 115l, and 115m (MCL 400.115f, 400.115g, 400.115h, 400.115i, 400.115j, 400.115k, 400.115l, and 400.115m), sections 115f and 115g as amended by 2004 PA 193, sections 115h and 115k as added by 1994 PA 238, and sections 115i, 115j, 115l, and 115m as amended by 2002 PA 648, and by adding sections 115t and 115u.

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.

Rep. Ward moved that Rule 45 be suspended.

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

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

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

Roll Call No. 1386**Yeas—103**

Accavitti	Emmons	Law, David	Robertson
Acciavatti	Espinoza	Leland	Rocca
Amos	Farhat	Lemmons, Jr.	Sak
Anderson	Farrah	Lipsey	Schuitmaker
Angerer	Gaffney	Marleau	Shaffer
Ball	Garfield	Mayes	Sheen
Baxter	Gillard	McConico	Sheltrown
Bieda	Gleason	McDowell	Smith, Alma
Booher	Gonzales	Meadows	Smith, Virgil
Brandenburg	Gosselin	Meisner	Spade
Brown	Green	Meyer	Stahl
Byrnes	Hansen	Miller	Stakoe
Byrum	Hildenbrand	Moolenaar	Stewart
Casperson	Hood	Moore	Taub
Caswell	Hoogendyk	Mortimer	Tobocman
Caul	Hopgood	Murphy	Vagnozzi
Cheeks	Huizenga	Newell	Van Regenmorter
Clack	Hummel	Nitz	Vander Veen
Clemente	Hune	Nofs	Walker
Condino	Hunter	Palmer	Ward
Cushingberry	Jones, Hayes	Palsrok	Waters
DeRoche	Jones, Rick	Pastor	Wenke
Dillon	Kahn	Pavlov	Williams
Donigan	Kolb	Pearce	Wojno
Drolet	Kooiman	Polidori	Zelenko
Elsenheimer	LaJoy	Proos	

Nays—0

In The Chair: Caswell

The House agreed to the full title of the bill.

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

House Bill No. 5761, entitled

A bill to amend 1895 PA 1, entitled "An act to provide for the incorporation of Masonic Associations; and to impose certain duties upon the department of commerce," (MCL 457.221 to 457.227) by adding section 4a.

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

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

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

Rep. Ward moved that Rule 45 be suspended.

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

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

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

Roll Call No. 1387**Yeas—102**

Accavitti	Emmons	Law, David	Robertson
Acciavatti	Espinoza	Leland	Rocca
Amos	Farhat	Lemmons, Jr.	Sak
Anderson	Farrah	Lipsey	Schuitmaker
Angerer	Gaffney	Marleau	Shaffer
Ball	Garfield	Mayer	Sheen
Baxter	Gillard	McConico	Sheltrown
Bieda	Gleason	McDowell	Smith, Alma
Booher	Gonzales	Meadows	Smith, Virgil
Brandenburg	Gosselin	Meisner	Spade
Brown	Green	Meyer	Stahl
Byrnes	Hansen	Miller	Stakoe
Byrum	Hildenbrand	Moolenaar	Stewart
Casperson	Hood	Moore	Taub
Caswell	Hoogendyk	Mortimer	Tobocman
Caul	Hopgood	Murphy	Vagnozzi
Cheeks	Huizenga	Newell	Van Regenmorter
Clack	Hummel	Nitz	Vander Veen
Clemente	Hune	Nofs	Walker
Condino	Hunter	Palsrok	Ward
Cushingberry	Jones, Hayes	Pastor	Waters
DeRoche	Jones, Rick	Pavlov	Wenke
Dillon	Kahn	Pearce	Williams
Donigan	Kolb	Polidori	Wojno
Drolet	Kooiman	Proos	Zelenko
Elsenheimer	LaJoy		

Nays—1

Palmer

In The Chair: Caswell

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

The Speaker Pro Tempore resumed the Chair.

Second Reading of Bills

Senate Bill No. 1416, entitled

A bill to amend 1978 PA 368, entitled “Public health code,” by amending sections 9206, 9208, and 9227 (MCL 333.9206, 333.9208, and 333.9227), section 9206 as amended by 1996 PA 540, section 9208 as amended by 2000 PA 90, and section 9227 as amended by 2006 PA 91, and by adding section 9205b.

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

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

Rep. Vander Veen moved to amend the bill as follows:

1. Amend page 3, line 12, after the first “**THE**” by inserting “**WRITTEN**”.

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

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

The motion prevailed.

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

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

By unanimous consent the House returned to the order of

Third Reading of Bills

Senate Bill No. 1416, entitled

A bill to amend 1978 PA 368, entitled “Public health code,” by amending sections 9206, 9208, and 9227 (MCL 333.9206, 333.9208, and 333.9227), section 9206 as amended by 1996 PA 540, section 9208 as amended by 2000 PA 90, and section 9227 as amended by 2006 PA 91, and by adding section 9205b.

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

Roll Call No. 1388

Yeas—58

Accavitti	Donigan	Lemmons, Jr.	Polidori
Amos	Espinoza	Lipsey	Rocca
Angerer	Farrah	Marleau	Sak
Ball	Gaffney	Mayes	Smith, Alma
Bieda	Gillard	McConico	Smith, Virgil
Brown	Gleason	McDowell	Spade
Byrnes	Gonzales	Meadows	Stewart
Byrum	Hildenbrand	Meisner	Taub
Caswell	Hopgood	Mortimer	Tobocman
Cheeks	Hunter	Murphy	Vagnozzi
Clack	Jones, Rick	Newell	Vander Veen
Clemente	Kahn	Nitz	Waters
Condino	Kolb	Nofs	Wenke
DeRoche	Law, David	Palsrok	Wojno
Dillon	Leland		

Nays—45

Acciavatti	Garfield	LaJoy	Schuitmaker
Anderson	Gosselin	Meyer	Shaffer
Baxter	Green	Miller	Sheen
Booher	Hansen	Moolenaar	Sheltrown
Brandenburg	Hood	Moore	Stahl
Casperson	Hoogendyk	Palmer	Stakoe

Caul	Huizenga	Pastor	Van Regenmorter
Cushingberry	Hummel	Pavlov	Walker
Drolet	Hune	Pearce	Ward
Elsenheimer	Jones, Hayes	Proos	Williams
Emmons	Kooiman	Robertson	Zelenko
Farhat			

In The Chair: Kooiman

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

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

The House agreed to the full title.

Rep. Elsenheimer, 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 applaud the intent of this bill, particularly so with the addition of the Vander Veen amendment. I am the father of an 11 year old daughter. My wife and I may decide to have her receive the vaccine at some point in her future. The vaccine clearly shows great promise — some have said it’s miraculous. My no vote is premised upon a concern that government is rushing to ‘correct a wrong’ that can be handled easily through a personal family decision to vaccinate. There are times when government can and should mandate vaccination, for example, where failure to vaccinate may lead to airborne pathogenic disease. At this point, I do not see this issue raising to that level. I hope that parents across the state discuss whether or not to vaccinate their female children. My wife and I certainly will.”

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

“Mr. Speaker and members of the House:

I have 6 daughters and 6 granddaughters, I am very concerned about cervical cancer. I am not opposed to the FDA approval of the new drug. I am opposed to mandatory inoculation of young girls in an age group that was not extensively studied so soon after the FDA approval. Most of my concerns are taken from the Gardasil insert and study documents.

Using the basis that the purpose of this mandate is the prevention of High Grade disease and encompasses CIN II-III (Cervical Intraepithelial Neoplasia—new growth within the layers of the cells. Ranges in severity from 1-.) and adenocarcinoma in situ (glandular cell that it is in place and has not spread) which are “immediate and necessary precursors” for squamous (flat and/or surface) cells and adenocarcinoma of the cervix with the MAXIMUM of the follow up in any of the Gardasil studies is FOUR years. However, the time course from HPV to CIN III to invasive cancer averages between 8.1 to 12.6 years. So claiming this vaccine ‘prevents cervical cancer’, with the longest median study subject being only 4 years, is inconclusive. Furthermore, the vast majority of women clear/suppress the virus to levels not associated with CIN II or III and for most women this occurs promptly.

The duration of HPV positivity (which is directly related to the likelihood of developing a high grade lesion or cervical cancer) is shorter, and the likelihood of clearance is higher, in younger women. Is vaccinating these children against HPV with a vaccine that is of unknown duration of efficacy only postpone their exposure to an age which they are less likely to clear the infection on their own and be subject to more severe disease? Gardasil insert states that the need for a booster is unknown.

However, it has become more and more apparent in the last decade through reports in JAMA (Journal of the American Medical Association) and the Lancet a British Medical Journal, that immunities from several vaccinations do not hold lifetime immunities and boosters are now recommended. Merck expects you to interpret their adult data to the immune response in children.

If they were really interested in vaccine efficacy in children, should it not be studied properly in children? Currently, precancerous lesions are readily identifiable and treatable in the developed world. The data reported and advertised by Merck is based on world wide morbidity and mortality related to cervical cancer, not just US or State of Michigan.

In addition, regular Pap tests and follow up can prevent most cases of cervical cancer. Pap tests detect changes in the cervix before they turn into cancer. Most cases of cervical cancer diagnosed in the US have not have pap in 5 or more years. I am concerned about the toxicity of the aluminum and borax in the vaccination, and the fact that the study does indicate that boys ages 9-15 were included in some aspects of the study. Where are those stats? Why not immunize the boys, too?"

Rep. Hood, 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:

The reason That I voted on SB1416 is that I have concerns about the lack of studies that have been done on this vaccination and the effects that it could have. I want to make sure that in the process of saving lives, which is the most important issue, that we do not put any lives at risk. We must gather more data so that we don't do that. Once again, fighting cancer is a battle that we must all take a part of but we must be sure of how we do it."

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

"Mr. Speaker and members of the House:

I believe the intent of this bill is important, particularly so with the addition of the amendment. I am the mother of an 8 year old daughter. I may decide to have her receive the vaccine at some point in her future. The vaccine clearly shows great promise, however, I am opposed to mandatory inoculation of young girls in an age group that was not extensively studied so soon after the FDA approval. Most of my concerns are taken from the Gardasil insert and study documents.

Using the basis that the purpose of this mandate is the prevention of High Grade disease and encompasses CIN II-III (Cervical Intraepithelial Neoplasia—new growth within the layers of the cells. Ranges in severity from 1-) and adenocarcinoma in situ (glandular cell that it is in place and has not spread) which are 'immediate and necessary precursors' for squamous (flat and or surface) cells and adenocarcinoma of the cervix with the MAXIMUM of the follow up in any of the Gardasil studies is FOUR years. However, the time course from HPV to CIN III to invasive cancer averages between 8.1 to 12.6 years. So claiming this vaccine 'prevents cervical cancer', with the longest median study subject being only 4 years, is inconclusive. Furthermore, the vast majority of women clear/suppress the virus to levels not associated with CIN II or III and for most women this occurs promptly. The duration of HPV positivity (which is directly related to the likelihood of developing a high grade lesion or cervical cancer) is shorter, and the likelihood of clearance is higher, in younger women. Gardasil insert states that the need for a booster is unknown. My no vote is premised upon a concern that government is rushing to 'correct a wrong' that can be handled easily through a personal family decision to vaccinate. There are times when government can and should mandate vaccination, for example, where failure to vaccinate may lead to airborne pathogenic disease. At this point, I do not see this issue raising to that level. I hope that parents across the state discuss whether or not to vaccinate."

Rep. Robertson, 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:

While I recognize the potential benefit of this, or any vaccine, I cannot support the mandatory aspect of this bill. I believe this should be a matter of parental choice. Amendments were offered particularly the Drolet amendment which would have made the legislation better. Regrettably this amendment was defeated and the bill was weakened as a result. I am also uncomfortable with requiring the vaccine be given to children as young as age nine. Testimony in the Health Policy confirmed that there was no increased efficacy of the vaccine with younger recipients. For these reasons I opposed the passage of this legislation."

Rep. Ward moved to reconsider the vote by which the House passed the bill.
The motion prevailed, a majority of the members serving voting therefor.

Senate Bill No. 1416, entitled

A bill to amend 1978 PA 368, entitled "Public health code," by amending sections 9206, 9208, and 9227 (MCL 333.9206, 333.9208, and 333.9227), section 9206 as amended by 1996 PA 540, section 9208 as amended by 2000 PA 90, and section 9227 as amended by 2006 PA 91, and by adding section 9205b.

The question being on the passage of the bill,

Rep. Ward moved that consideration of the bill be postponed temporarily.
The motion prevailed.

Rep. Farhat moved that Rep. DeRoche be excused temporarily from today's session.
The motion prevailed.

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. 5704, entitled

A bill to amend 1954 PA 116, entitled "Michigan election law," by amending sections 312 and 646a (MCL 168.312 and 168.646a), section 312 as amended by 2005 PA 71 and section 646a as amended by 2004 PA 295.

(The bill was received from the Senate on December 7, with an amendment, full title inserted and immediate effect given by the Senate, consideration of which, under the rules, was postponed until December 12, see House Journal No. 92, p. 2997.)

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

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

Roll Call No. 1389

Yeas—102

Accavitti	Espinoza	Leland	Robertson
Acciavatti	Farhat	Lemmons, Jr.	Rocca
Amos	Farrah	Lipsey	Sak
Anderson	Gaffney	Marleau	Schuitmaker
Angerer	Garfield	Mayer	Shaffer
Ball	Gillard	McConico	Sheen
Baxter	Gleason	McDowell	Sheltrown
Bieda	Gonzales	Meadows	Smith, Alma
Booher	Gosselin	Meisner	Smith, Virgil
Brandenburg	Green	Meyer	Spade
Brown	Hansen	Miller	Stahl
Byrnes	Hildenbrand	Moolenaar	Stakoe
Byrum	Hood	Moore	Stewart
Casperson	Hoogendyk	Mortimer	Taub
Caswell	Hopgood	Murphy	Tobocman
Caul	Huizenga	Newell	Vagnozzi
Cheeks	Hummel	Nitz	Van Regenmorter
Clack	Hune	Nofs	Vander Veen

Clemente	Hunter	Palmer	Walker
Condino	Jones, Hayes	Palsrok	Ward
Cushingberry	Jones, Rick	Pastor	Waters
Dillon	Kahn	Pavlov	Wenke
Donigan	Kolb	Pearce	Williams
Drolet	Kooiman	Polidori	Wojno
Elsenheimer	LaJoy	Proos	Zelenko
Emmons	Law, David		

Nays—0

In The Chair: Kooiman

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

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

The House agreed to the full title of the bill.

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

House Bill No. 6580, entitled

A bill to amend 1939 PA 280, entitled "The social welfare act," by amending sections 57, 57b, 57f, and 57g (MCL 400.57, 400.57b, 400.57f, and 400.57g), section 57 as added by 1995 PA 223, section 57b as amended by 1999 PA 9, and sections 57f and 57g as amended by 2001 PA 280, and by adding sections 57p, 57q, 57r, 57s, and 57t.

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

The Senate has passed the bill as substituted (S-2), ordered that it be given immediate effect and amended the title to read as follows:

A bill to amend 1939 PA 280, entitled "An act to protect the welfare of the people of this state; to provide general assistance, hospitalization, infirmary and medical care to poor or unfortunate persons; to provide for compliance by this state with the social security act; to provide protection, welfare and services to aged persons, dependent children, the blind, and the permanently and totally disabled; to administer programs and services for the prevention and treatment of delinquency, dependency and neglect of children; to create a state department of social services; to prescribe the powers and duties of the department; to provide for the interstate and intercounty transfer of dependents; to create county and district departments of social services; to create within certain county departments, bureaus of social aid and certain divisions and offices thereunder; to prescribe the powers and duties of the departments, bureaus and officers; to provide for appeals in certain cases; to prescribe the powers and duties of the state department with respect to county and district departments; to prescribe certain duties of certain other state departments, officers, and agencies; to make an appropriation; to prescribe penalties for the violation of the provisions of this act; and to repeal certain parts of this act on specific dates," by amending sections 57b, 57f, and 57g (MCL 400.57b, 400.57f, and 400.57g), section 57b as amended by 1999 PA 9 and sections 57f and 57g as amended by 2001 PA 280, and by adding sections 57q, 57r, 57t, and 57u.

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

Rep. Ward moved that Rule 45 be suspended.

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

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

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

Roll Call No. 1390**Yeas—103**

Accavitti	Emmons	Law, David	Robertson
Acciavatti	Espinoza	Leland	Rocca
Amos	Farhat	Lemmons, Jr.	Sak
Anderson	Farrah	Lipse	Schuitmaker
Angerer	Gaffney	Marleau	Shaffer

Ball	Garfield	Mayes	Sheen
Baxter	Gillard	McConico	Sheltrown
Bieda	Gleason	McDowell	Smith, Alma
Booher	Gonzales	Meadows	Smith, Virgil
Brandenburg	Gosselin	Meisner	Spade
Brown	Green	Meyer	Stahl
Byrnes	Hansen	Miller	Stakoe
Byrum	Hildenbrand	Moolenaar	Stewart
Casperson	Hood	Moore	Taub
Caswell	Hoogendyk	Mortimer	Tobocman
Caul	Hopgood	Murphy	Vagnozzi
Cheeks	Huizenga	Newell	Van Regenmorter
Clack	Hummel	Nitz	Vander Veen
Clemente	Hune	Nofs	Walker
Condino	Hunter	Palmer	Ward
Cushingberry	Jones, Hayes	Palsrok	Waters
DeRoche	Jones, Rick	Pastor	Wenke
Dillon	Kahn	Pavlov	Williams
Donigan	Kolb	Pearce	Wojno
Drolet	Kooiman	Polidori	Zelenko
Elsenheimer	LaJoy	Proos	

Nays—0

In The Chair: Caswell

The House agreed to the title as amended.

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

House Bill No. 6587, entitled

A bill to amend 1939 PA 280, entitled “The social welfare act,” by amending section 57e (MCL 400.57e), as amended by 2001 PA 280.

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

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

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

Rep. Ward moved that Rule 45 be suspended.

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

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

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

Roll Call No. 1391**Yeas—103**

Accavitti	Emmons	Law, David	Robertson
Acciavatti	Espinoza	Leland	Rocca
Amos	Farhat	Lemmons, Jr.	Sak
Anderson	Farrah	Lipsey	Schuitmaker
Angerer	Gaffney	Marleau	Shaffer
Ball	Garfield	Mayes	Sheen
Baxter	Gillard	McConico	Sheltrown
Bieda	Gleason	McDowell	Smith, Alma
Booher	Gonzales	Meadows	Smith, Virgil

Brandenburg	Gosselin	Meisner	Spade
Brown	Green	Meyer	Stahl
Byrnes	Hansen	Miller	Stakoe
Byrum	Hildenbrand	Moolenaar	Stewart
Casperson	Hood	Moore	Taub
Caswell	Hoogendyk	Mortimer	Tobocman
Caul	Hopgood	Murphy	Vagnozzi
Cheeks	Huizenga	Newell	Van Regenmorter
Clack	Hummel	Nitz	Vander Veen
Clemente	Hune	Nofs	Walker
Condino	Hunter	Palmer	Ward
Cushingberry	Jones, Hayes	Palsrok	Waters
DeRoche	Jones, Rick	Pastor	Wenke
Dillon	Kahn	Pavlov	Williams
Donigan	Kolb	Pearce	Wojno
Drolet	Kooiman	Polidori	Zelenko
Elsenheimer	LaJoy	Proos	

Nays—0

In The Chair: Caswell

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

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

The House agreed to the full title of the bill.

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

By unanimous consent the House returned to the order of

Motions and Resolutions

Rep. Ward moved to vacate the enrollment of **House Bill No. 6580**.

The motion prevailed.

Messages from the Senate

House Bill No. 6580, entitled

A bill to amend 1939 PA 280, entitled "An act to protect the welfare of the people of this state; to provide general assistance, hospitalization, infirmary and medical care to poor or unfortunate persons; to provide for compliance by this state with the social security act; to provide protection, welfare and services to aged persons, dependent children, the blind, and the permanently and totally disabled; to administer programs and services for the prevention and treatment of delinquency, dependency and neglect of children; to create a state department of social services; to prescribe the powers and duties of the department; to provide for the interstate and intercounty transfer of dependents; to create county and district departments of social services; to create within certain county departments, bureaus of social aid and certain divisions and offices thereunder; to prescribe the powers and duties of the departments, bureaus and officers; to provide for appeals in certain cases; to prescribe the powers and duties of the state department with respect to county and district departments; to prescribe certain duties of certain other state departments, officers, and agencies; to make an appropriation; to prescribe penalties for the violation of the provisions of this act; and to repeal certain parts of this act on specific dates," by amending sections 57b, 57f, and 57g (MCL 400.57b, 400.57f, and 400.57g), section 57b as amended by 1999 PA 9 and sections 57f and 57g as amended by 2001 PA 280, and by adding sections 57q, 57r, 57t, and 57u.

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

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

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

Second Reading of Bills

Senate Bill No. 1208, 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 2002 PA 471.

The bill was read a second time.

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

The motion prevailed.

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

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

By unanimous consent the House returned to the order of

Third Reading of Bills

Senate Bill No. 1208, 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 2002 PA 471.

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

Roll Call No. 1392

Yeas—102

Accavitti	Emmons	Law, David	Proos
Acciavatti	Espinoza	Leland	Robertson
Amos	Farhat	Lemmons, Jr.	Rocca
Anderson	Farrah	Lipsey	Sak
Angerer	Gaffney	Marleau	Schuitmaker
Ball	Garfield	Mayes	Shaffer
Baxter	Gillard	McConico	Sheen
Bieda	Gleason	McDowell	Sheltrown
Booher	Gonzales	Meadows	Smith, Alma
Brandenburg	Gosselin	Meisner	Smith, Virgil
Brown	Green	Meyer	Spade
Byrnes	Hansen	Miller	Stahl
Byrum	Hildenbrand	Moolenaar	Stakoe
Casperson	Hood	Moore	Stewart
Caswell	Hoogendyk	Mortimer	Taub
Caul	Hopgood	Murphy	Tobocman
Cheeks	Huizenga	Newell	Vagnozzi
Clack	Hummel	Nitz	Van Regenmorter
Clemente	Hune	Nofs	Walker
Condino	Hunter	Palmer	Ward
Cushingberry	Jones, Hayes	Palsrok	Waters
DeRoche	Jones, Rick	Pastor	Wenke
Dillon	Kahn	Pavlov	Williams
Donigan	Kolb	Pearce	Wojno
Drolet	Kooiman	Polidori	Zelenko
Elsenheimer	LaJoy		

Nays—1

Vander Veen

In The Chair: Kooiman

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

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

The House agreed to the full title.

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

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

By unanimous consent the House returned to the order of

Motions and Resolutions

Rep. Ward moved that when the House adjourns today it stand adjourned until Friday, December 15, at 12:01 a.m.
The motion prevailed.

Rep. Farhat moved that the House adjourn.

The motion prevailed, the time being 11:59 p.m.

The Speaker Pro Tempore declared the House adjourned until Friday, December 15, at 12:01 a.m.

GARY L. RANDALL
Clerk of the House of Representatives

