

No. 37
STATE OF MICHIGAN
JOURNAL
OF THE
House of Representatives
92nd Legislature
REGULAR SESSION OF 2004

House Chamber, Lansing, Tuesday, May 4, 2004.

1:00 p.m.

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

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

Accavitti—present	Garfield—present	Meisner—present	Sheen—present
Acciavatti—present	Gieleghem—present	Meyer—present	Sheltrown—present
Adamini—present	Gillard—present	Middaugh—present	Shulman—present
Amos—present	Gleason—present	Milosch—present	Smith—present
Anderson—present	Hager—present	Minore—present	Spade—present
Bieda—present	Hardman—present	Moolenaar—present	Stahl—present
Bisbee—present	Hart—present	Mortimer—present	Stakoe—present
Bradstreet—present	Hood—present	Murphy—present	Stallworth—present
Brandenburg—present	Hoogendyk—present	Newell—present	Steil—present
Brown—present	Hopgood—present	Nitz—present	Stewart—present
Byrum—present	Howell—present	Nofs—present	Tabor—present
Casperson—present	Huizenga—present	O’Neil—present	Taub—present
Caswell—present	Hummel—present	Palmer—present	Tobocman—present
Caul—present	Hune—present	Palsrok—present	Vagnozzi—present
Cheeks—present	Hunter—present	Pappageorge—present	Van Regenmorter—present
Clack—e/d/s	Jamnick—present	Pastor—present	Vander Veen—present
Condino—present	Johnson, Rick—present	Phillips—e/d/s	Voorhees—present
Daniels—excused	Johnson, Ruth—present	Plakas—present	Walker—present
Dennis—present	Julian—present	Pumford—present	Ward—present
DeRoche—present	Koetje—present	Reeves—e/d/s	Waters—present
DeRossett—present	Kolb—present	Richardville—present	Wenke—present
Drolet—present	Kooiman—present	Rivet—present	Whitmer—present
Ehardt—present	LaJoy—present	Robertson—present	Williams—present
Elkins—present	LaSata—present	Rocca—present	Wojno—present
Emmons—present	Law—present	Sak—present	Woodward—present
Farhat—present	Lipsey—present	Shackleton—present	Woronchak—present
Farrah—present	McConico—present	Shaffer—present	Zelenko—present

e/d/s = entered during session

Rep. Barbara A. Farrah, from the 13th District, offered the following invocation:

“We praise You, Father of all; we thank You for calling us to be Your people, and for setting us apart to give You glory. Cleanse our hearts and our lives with Your Holy word, and make our worship pleasing to You. Guide us by Your Spirit as we follow Your path. All glory and praise are Yours, Father, forever and ever. Amen.”

Rep. Waters moved that Rep. Daniels be excused from today’s session.
The motion prevailed.

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

The Speaker Pro Tempore called Associate Speaker Pro Tempore Vander Veen to the Chair.

Messages from the Senate

The Speaker laid before the House

House Bill No. 4610, entitled

A bill to amend 1972 PA 239, entitled “McCauley-Traxler-Law-Bowman-McNeely lottery act,” by amending the title and sections 3, 11, 12, 23, and 32 (MCL 432.3, 432.11, 432.12, 432.23, and 432.32), the title as amended by 1996 PA 95, sections 3, 11, and 23 as amended by 1996 PA 167, section 12 as amended by 2002 PA 471, and section 32 as amended by 1996 PA 13, and by adding a heading for article 1 and adding article 2.

(The bill was received from the Senate on April 29, with substitute (S-2) and title amendment, consideration of which, under the rules, was postponed until today, see House Journal No. 36, p. 816.)

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

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

The question being on the motion made by Rep. Bradstreet,

Rep. Bradstreet demanded the yeas and nays.

The demand was supported.

The question being on the motion made by Rep. Bradstreet,

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

Roll Call No. 286

Yeas—31

Bradstreet	Huizenga	Nofs	Stahl
Caul	Hummel	Palmer	Steil
Drolet	Johnson, Ruth	Palsrok	Tobocman
Ehardt	Kooiman	Pappageorge	Van Regenmorter
Garfield	LaSata	Rivet	Vander Veen
Hager	Middaugh	Rocca	Voorhees
Hart	Mortimer	Shaffer	Woodward
Hoogendyk	Newell	Sheen	

Nays—73

Accavitti	Farhat	Law	Shulman
Acciavatti	Farrah	Lipsey	Smith
Adamini	Gaffney	McConico	Spade

Amos	Gielegem	Meisner	Stakoe
Anderson	Gillard	Meyer	Stallworth
Bieda	Gleason	Milosch	Stewart
Bisbee	Hardman	Minore	Tabor
Brandenburg	Hood	Moolenaar	Taub
Brown	Hopgood	Nitz	Vagnozzi
Byrum	Howell	O'Neil	Walker
Casperson	Hune	Pastor	Ward
Caswell	Hunter	Plakas	Waters
Cheeks	Jamnick	Pumford	Wenke
Condino	Johnson, Rick	Richardville	Whitmer
Dennis	Julian	Robertson	Williams
DeRoche	Koetje	Sak	Wojno
DeRossett	Kolb	Shackleton	Woronchak
Elkins	LaJoy	Sheltrown	Zelenko
Emmons			

In The Chair: Vander Veen

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

The substitute (S-2) was not concurred in, a majority of the members serving not voting therefor, by yeas and nays, as follows:

Roll Call No. 287

Yeas—3

Hart	Koetje	Rocca
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Nays—100

Accavitti	Garfield	Meisner	Shulman
Acciavatti	Gielegem	Meyer	Smith
Adamini	Gillard	Middaugh	Spade
Amos	Gleason	Milosch	Stahl
Anderson	Hager	Minore	Stakoe
Bieda	Hardman	Moolenaar	Stallworth
Bisbee	Hood	Murphy	Steil
Brandenburg	Hoogendyk	Newell	Stewart
Brown	Hopgood	Nitz	Tabor
Byrum	Howell	Nofs	Taub
Casperson	Huizenga	O'Neil	Tobocman
Caswell	Hummel	Palmer	Vagnozzi
Caul	Hune	Palsrok	Van Regenmorter
Cheeks	Hunter	Pappageorge	Vander Veen
Condino	Jamnick	Pastor	Voorhees
Dennis	Johnson, Rick	Plakas	Walker
DeRoche	Johnson, Ruth	Pumford	Ward
DeRossett	Julian	Richardville	Waters
Drolet	Kolb	Rivet	Wenke
Ehardt	Kooiman	Robertson	Whitmer
Elkins	LaJoy	Sak	Williams
Emmons	LaSata	Shackleton	Wojno
Farhat	Law	Shaffer	Woodward

Farrah
Gaffney

Lipsey
McConico

Sheen
Sheltrown

Woronchak
Zelenko

In The Chair: Vander Veen

The Speaker appointed as conferees, on the part of the House of Representatives, Reps. Julian, Meyer and Minore.

The Speaker Pro Tempore resumed the Chair.

Rep. Reeves entered the House Chambers.

Third Reading of Bills

House Bill No. 4612, entitled

A bill to amend the Initiated Law of 1996, entitled "Michigan gaming control and revenue act," by amending section 9b (MCL 432.209b), as added by 1997 PA 69.

(The bill was read a third time and postponed for the day on May 22, 2003, see House Journal No. 43 of 2003, p. 659.)
The question being on the passage of the bill,

Rep. Julian moved to substitute (H-4) the bill.

The motion was seconded and the substitute (H-4) was adopted, a majority of the members serving voting therefor.
The question being on the passage of the bill,

Rep. Richardville moved that consideration of the bill be postponed for the day.
The motion prevailed.

Announcement by the Clerk of Printing and Enrollment

The Clerk announced that the following bills had been printed and placed upon the files of the members on Wednesday, April 28:

Senate Bill Nos. 1167 1168 1169 1170 1171

The Clerk announced that the following bills had been printed and placed upon the files of the members on Friday, April 30:

**House Bill Nos. 5830 5831 5832 5833 5834 5835 5836 5837 5838 5839 5840 5841 5842 5843
5844 5845**

The Clerk announced the enrollment printing and presentation to the Governor on Tuesday, May 4, for her approval of the following bills:

Enrolled House Bill No. 4172 at 9:33 a.m.

Enrolled House Bill No. 5428 at 9:35 a.m.

Enrolled House Bill No. 5429 at 9:37 a.m.

Enrolled House Bill No. 5648 at 9:40 a.m.

By unanimous consent the House returned to the order of
Reports of Standing Committees

The Committee on Employment Relations, Training and Safety, by Rep. Drolet, Chair, reported

Senate Bill No. 647, entitled

A bill to amend 1974 PA 154, entitled "Michigan occupational safety and health act," by amending sections 6 and 29 (MCL 408.1006 and 408.1029) and by adding section 32.

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

The bill and substitute were referred to the order of Second Reading of Bills and laid over one day under the rules.

Favorable Roll Call

To Report Out:

Yeas: Reps. Drolet, Middaugh, Pappageorge, Huizenga, LaJoy and Van Regenmorter

Nays: Reps. Minore, Dennis and Bieda

COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Drolet, Chair, of the Committee on Employment Relations, Training and Safety, was received and read:

Meeting held on: Thursday, April 29, 2004

Present: Reps. Drolet, Middaugh, Pappageorge, Huizenga, LaJoy, Van Regenmorter, Minore, Dennis and Bieda

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

House Bill No. 5730, entitled

A bill to amend 1998 PA 58, entitled "Michigan liquor control code of 1998," by amending section 517 (MCL 436.1517).

Without amendment and with the recommendation that the bill pass.

The bill was referred to the order of Second Reading of Bills and laid over one day under the rules.

Favorable Roll Call

To Report Out:

Yeas: Reps. Rocca, Gaffney, Bisbee, Julian, DeRoche, Palsrok, Sheen, Wojno, Meisner and Hopgood

Nays: None

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

House Bill No. 5731, entitled

A bill to amend 1998 PA 58, entitled "Michigan liquor control code of 1998," (MCL 436.1101 to 436.2303) by adding section 517a.

Without amendment and with the recommendation that the bill pass.

The bill was referred to the order of Second Reading of Bills and laid over one day under the rules.

Favorable Roll Call

To Report Out:

Yeas: Reps. Rocca, Gaffney, Bisbee, Julian, DeRoche, Palsrok, Sheen, Wojno, Meisner and Hopgood

Nays: None

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

Senate Bill No. 559, entitled

A bill to amend 1998 PA 58, entitled "Michigan liquor control code of 1998," by amending section 513 (MCL 436.1513), as amended by 2002 PA 725.

Without amendment and with the recommendation that the bill pass.

The bill was referred to the order of Second Reading of Bills and laid over one day under the rules.

Favorable Roll Call

To Report Out:

Yeas: Reps. Rocca, Gaffney, Julian, DeRoche, Palsrok, Sheen, Wojno, Meisner and Hopgood

Nays: None

The Committee on Regulatory Reform, by Rep. Rocca, Chair, reported
Senate Bill No. 839, entitled

A bill to authorize the state administrative board to convey certain state owned property in Berrien county; to prescribe conditions for the conveyance; to prescribe certain powers and duties of state departments and agencies regarding the conveyance; and to provide for disposition of the revenue from the conveyance.

Without amendment and with the recommendation that the bill pass.

The bill was referred to the order of Second Reading of Bills and laid over one day under the rules.

Favorable Roll Call

To Report Out:

Yeas: Reps. Rocca, Gaffney, Julian, DeRoche, Palsrok, Sheen, Wojno, Meisner and Hopgood

Nays: None

COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Rocca, Chair, of the Committee on Regulatory Reform, was received and read:

Meeting held on: Tuesday, May 4, 2004

Present: Reps. Rocca, Gaffney, Bisbee, Julian, DeRoche, Palsrok, Sheen, Wojno, Meisner and Hopgood

Absent: Rep. Gielegem

Excused: Rep. Gielegem

The Committee on Agriculture and Resource Management, by Rep. Meyer, Chair, reported
House Concurrent Resolution No. 51.

A concurrent resolution to disapprove Executive Order No. 2004-3, setting forth changes in the organization of the executive branch.

(For text of concurrent resolution, see House Journal No. 32, p. 735.)

With the recommendation that the concurrent resolution be adopted.

The concurrent resolution was laid over one day under the rules.

Favorable Roll Call

To Report Out:

Yeas: Reps. Meyer, Nitz, DeRossett, Hager, Casperson, Hune and Stahl

Nays: Reps. Sheltroun, Spade and Law

COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Meyer, Chair, of the Committee on Agriculture and Resource Management, was received and read:

Meeting held on: Tuesday, May 4, 2004

Present: Reps. Meyer, Nitz, DeRossett, Hager, Casperson, Hune, Stahl, Sheltroun, Rivet, Spade and Law

The Committee on Health Policy, by Rep. Ehardt, Chair, reported
Senate Bill No. 979, entitled

A bill to amend 1990 PA 187, entitled "The pupil transportation act," by amending section 53 (MCL 257.1853), as amended by 2002 PA 647.

Without amendment and with the recommendation that the bill pass.

The bill was referred to the order of Second Reading of Bills and laid over one day under the rules.

Favorable Roll Call

To Report Out:

Yeas: Reps. Ehardt, Vander Veen, Ruth Johnson, Rocca, Hart, Woronchak, Van Regenmorter, Robertson, Gaffney, Adamini, Wojno, O'Neil and Gillard

Nays: None

The Committee on Health Policy, by Rep. Ehardt, Chair, reported

Senate Bill No. 981, entitled

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending section 675 (MCL 257.675), as amended by 2002 PA 618.

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

The bill and substitute were referred to the order of Second Reading of Bills and laid over one day under the rules.

Favorable Roll Call

To Report Out:

Yeas: Reps. Ehardt, Vander Veen, Ruth Johnson, Rocca, Hart, Woronchak, Van Regenmorter, Robertson, Gaffney, Adamini, Wojno, O'Neil and Gillard

Nays: None

The Committee on Health Policy, by Rep. Ehardt, Chair, reported

Senate Bill No. 982, entitled

A bill to amend 1966 PA 298, entitled "An act to establish and provide a board of civil service commissioners for sheriffs' departments in certain counties; to provide a civil service system based upon examination and investigation as to merit, efficiency and fitness for appointment, employment and promotion of all officers and men or women appointed in the departments; to regulate the transfer, reinstatement, suspension and discharge of said officers; to provide for referendums; and to prescribe penalties and provide remedies," by amending section 10 (MCL 51.360).

Without amendment and with the recommendation that the bill pass.

The bill was referred to the order of Second Reading of Bills and laid over one day under the rules.

Favorable Roll Call

To Report Out:

Yeas: Reps. Ehardt, Vander Veen, Ruth Johnson, Rocca, Hart, Woronchak, Van Regenmorter, Robertson, Gaffney, Adamini, Wojno, O'Neil and Gillard

Nays: None

The Committee on Health Policy, by Rep. Ehardt, Chair, reported

Senate Bill No. 985, entitled

A bill to amend 1935 PA 78, entitled "An act to establish and provide a board of civil service commissioners in cities, villages, and municipalities having full-time paid members in the fire or police departments, or both; to provide a civil service system based upon examination and investigation as to merit, efficiency, and fitness for appointment, employment, and promotion of all full-time paid members appointed in the fire and police departments and respective cities, villages, and municipalities; to regulate the transfer, reinstatement, suspension, and discharge of officers, fire fighters, and police officers; to prescribe penalties and provide remedies; and to repeal acts and parts of acts," by amending section 10 (MCL 38.510), as amended by 1986 PA 155.

Without amendment and with the recommendation that the bill pass.

The bill was referred to the order of Second Reading of Bills and laid over one day under the rules.

Favorable Roll Call

To Report Out:

Yeas: Reps. Ehardt, Vander Veen, Ruth Johnson, Rocca, Hart, Woronchak, Van Regenmorter, Robertson, Gaffney, Hune, Adamini, Wojno, O'Neil and Gillard

Nays: None

The Committee on Health Policy, by Rep. Ehardt, Chair, reported

Senate Bill No. 987, entitled

A bill to amend 1974 PA 369, entitled "An act to regulate the business of conducting a driver training school; to require licenses in relation thereto; to prescribe certain fees; to prescribe the powers and duties of certain persons and state departments; and to prescribe remedies and penalties," by amending section 5 (MCL 256.605), as amended by 2000 PA 285.

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

The bill and substitute were referred to the order of Second Reading of Bills and laid over one day under the rules.

Favorable Roll Call

To Report Out:

Yeas: Reps. Ehardt, Vander Veen, Ruth Johnson, Rocca, Hart, Woronchak, Van Regenmorter, Robertson, Gaffney, Adamini, Wojno, O'Neil and Gillard

Nays: None

COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Tuesday, May 4, 2004

Present: Reps. Ehardt, Vander Veen, Ruth Johnson, Rocca, Hart, Woronchak, Van Regenmorter, Robertson, Gaffney, Hune, Adamini, Wojno, O'Neil and Gillard

Absent: Reps. Ward, Hardman and Clack

Excused: Reps. Ward, Hardman and Clack

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

House Bill No. 5737, 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 9 (MCL 207.559), as amended by 1999 PA 140.

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

The bill and substitute were referred to the order of Second Reading of Bills and laid over one day under the rules.

Favorable Roll Call

To Report Out:

Yeas: Reps. Bisbee, Howell, Koetje, Middaugh, Huizenga, Milosch, Palsrok, Rivet, O'Neil, McConico, Lipsey, Murphy, Tobocman and Accavitti

Nays: None

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

House Bill No. 5832, entitled

A bill to amend 1881 PA 187, entitled "An act in relation to the form of deeds and mortgages of real estate and to the form of the acknowledgments of the same," by amending section 4 (MCL 565.154).

Without amendment and with the recommendation that the bill pass.

The bill was referred to the order of Second Reading of Bills and laid over one day under the rules.

Favorable Roll Call

To Report Out:

Yeas: Reps. Bisbee, DeRoche, Howell, Koetje, Middaugh, Drolet, Palmer, Huizenga, Milosch, Palsrok, Wenke, Rivet, O'Neil, Lipsey and Accavitti

Nays: None

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

House Bill No. 5833, entitled

A bill to amend 1941 PA 174, entitled "An act to authorize the establishment and the maintenance of common trust funds; to authorize investments or participations therein; to define the requirements and terms thereof and the conditions and terms governing investments or participations therein and the admission and withdrawal of such

investments or participations; to prescribe and define the rights, powers and duties of banks, trust companies, fiduciaries, participants, beneficiaries and other persons with respect thereto; to provide for the regulation and supervision thereof; and to repeal acts and parts of acts inconsistent with the provisions of this act," by amending the title and sections 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, and 13 (MCL 555.101, 555.102, 555.103, 555.104, 555.105, 555.106, 555.107, 555.108, 555.109, 555.110, 555.111, 555.112, and 555.113), section 1 as amended by 1984 PA 101 and section 9 as amended by 1986 PA 23, and by adding sections 4a and 5a.

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

The bill and substitute were referred to the order of Second Reading of Bills and laid over one day under the rules.

Favorable Roll Call

To Report Out:

Yeas: Reps. Bisbee, DeRoche, Howell, Koetje, Middaugh, Drolet, Palmer, Huizenga, Milosch, Palsrok, Wenke, Rivet, O'Neil, Lipsey, Murphy and Tobocman

Nays: None

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

House Resolution No. 233.

A resolution to urge the Governor to direct the Michigan Occupational Safety and Health Administration not to promulgate ergonomics standards for Michigan.

(For text of resolution, see House Journal No. 31, p. 704.)

With the recommendation that the resolution be adopted.

The resolution was laid over one day under the rules.

Favorable Roll Call

To Report Out:

Yeas: Reps. Bisbee, DeRoche, Howell, Koetje, Middaugh, Drolet, Palmer, Huizenga, Milosch, Palsrok and Wenke

Nays: Reps. Lipsey, Murphy, Tobocman and Accavitti

COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Tuesday, May 4, 2004

Present: Reps. Bisbee, DeRoche, Howell, Koetje, Middaugh, Drolet, Palmer, Huizenga, Hune, Milosch, Palsrok, Wenke, Rivet, O'Neil, McConico, Lipsey, Murphy, Tobocman and Accavitti

COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Tuesday, May 4, 2004

Present: Reps. Howell, LaSata, Van Regenmorter, Bradstreet, Koetje, Pappageorge, Voorhees, Gaffney, Garfield, Lipsey, Adamini, Bieda, Condino and Smith

Absent: Rep. Wenke

Excused: Rep. Wenke

Messages from the Senate

House Bill No. 5307, entitled

A bill to enact the uniform principal and income act; to prescribe the manner in which receipts and expenditures of trusts and estates are credited and charged between income and principal, and the manner in which income is apportioned among beneficiaries at the beginning and upon the termination of a trust or estate; to make uniform the law with respect to principal and income allocation; and to repeal acts and parts of acts.

The Senate has amended the bill as follows:

1. Amend page 9, line 15, after the first "the" by striking out "settlor" and inserting "decedent".
2. Amend page 14, line 16, after "before" by striking out "a settlor" and inserting "the decedent".
3. Amend page 14, line 21, after "the" by striking out "settler" and inserting "decedent".
4. Amend page 14, line 25, after "which" by striking out "a settlor" and inserting "the decedent".
5. Amend page 21, line 26, after "a" by striking out "cotrustee" and inserting "cofiduciary".
6. Amend page 32, line 1, after "gives" by striking out "rights" and inserting "rise".
7. Amend page 34, line 14, after "effect" by striking out "May 1" and inserting "September 1".
8. Amend page 34, following line 15, section 605, after the first "or" by striking out "descendant's" and inserting "decedent's".

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.

Senate Bill No. 783, entitled

A bill to amend 1931 PA 328, entitled "An act to revise, consolidate, codify and add to the statutes relating to crimes; to define crimes and prescribe the penalties therefor; 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," (MCL 750.1 to 750.568) by adding section 411t.

The Senate has amended the House substitute (H-1) as follows:

1. Amend page 2, following line 15, by striking out all of subsection (6) and renumbering the remaining subsections.
2. Amend page 2, line 21, after "is" by striking out "**an elementary school**".
3. Amend page 4, following line 4, by striking out all of subsection (9) and renumbering the remaining subsection.

The Senate has concurred in the House substitute (H-1) as amended, ordered that the bill be given immediate effect and agreed to the full title.

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

By unanimous consent the House returned to the order of

Reports of Standing Committees

The Speaker laid before the House

House Resolution No. 200.

A resolution to urge the Federal Communications Commission to develop and enforce stronger measures to restrict indecency in radio and television broadcasting.

(For text of resolution, see House Journal No. 12, p. 185.)

(The resolution was reported by the Committee on Energy and Technology on April 21, with substitute (H-1), consideration of which, under the rules, was postponed until April 22.)

(For substitute, see House Journal No. 32, p. 727.)

The question being on the adoption of the proposed substitute (H-1) recommended by the Committee,

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

The question being on the adoption of the resolution,

The resolution was adopted.

The Speaker laid before the House

House Resolution No. 197.

A resolution to urge the Michigan Department of Environmental Quality and the Office of the Great Lakes to work with the EPA Great Lakes National Program Office to develop a pilot project to provide real-time monitoring of water quality for Lake St. Clair and the St. Clair River.

(For text of resolution, see House Journal No. 11, p. 159.)

(The resolution was reported by the Committee on Great Lakes and Tourism on April 29, with substitute (H-1), consideration of which, under the rules, was postponed until today.)

(For substitute, see House Journal No. 36, p. 814.)

The question being on the adoption of the proposed substitute (H-1) recommended by the Committee,

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

The question being on the adoption of the resolution,

The resolution was adopted.

Rep. Woronchak moved that Rep. Ehardt be excused temporarily from today's session.
The motion prevailed.

Reps. Clack and Phillips entered the House Chambers.

Messages from the Senate

The Speaker laid before the House

House Bill No. 5026, entitled

A bill to amend 1931 PA 328, entitled "The Michigan penal code," by amending section 411a (MCL 750.411a), as amended by 2002 PA 672.

(The bill was received from the Senate on April 29, 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. 36, p. 816.)

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. 288

Yeas—107

Accavitti	Gielegem	Meyer	Sheltrown
Acciavatti	Gillard	Middaugh	Shulman
Adamini	Gleason	Milosch	Smith
Amos	Hager	Minore	Spade
Anderson	Hardman	Moolenaar	Stahl
Bieda	Hart	Mortimer	Stakoe
Bisbee	Hood	Murphy	Stallworth
Bradstreet	Hoogendyk	Newell	Steil
Brandenburg	Hopgood	Nitz	Stewart
Brown	Howell	Nofs	Tabor
Byrum	Huizenga	O'Neil	Taub
Casperson	Hummel	Palmer	Tobocman
Caswell	Hune	Palsrok	Vagnozzi
Caul	Hunter	Pappageorge	Van Regenmorter
Cheeks	Jamnick	Pastor	Vander Veen
Clack	Johnson, Rick	Phillips	Voorhees
Condino	Johnson, Ruth	Plakas	Walker
Dennis	Julian	Pumford	Ward
DeRoche	Koetje	Reeves	Waters
DeRossett	Kolb	Richardville	Wenke
Drolet	Kooiman	Rivet	Whitmer
Elkins	LaJoy	Robertson	Williams
Emmons	LaSata	Rocca	Wojno
Farhat	Law	Sak	Woodward
Farrah	Lipsey	Shackleton	Woronchak
Gaffney	McConico	Shaffer	Zelenko
Garfield	Meisner	Sheen	

Nays—0

In The Chair: Julian

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. Nitz moved that Rep. Koetje be excused temporarily from today's session.
The motion prevailed.

The Speaker laid before the House

House Bill No. 5182, entitled

A bill to amend 1961 PA 236, entitled "Revised judicature act of 1961," by amending sections 5714, 5735, and 5744 (MCL 600.5714, 600.5735, and 600.5744), section 5714 as amended by 1990 PA 310 and section 5735 as amended by 2001 PA 162.

(The bill was received from the Senate on April 29, with an amendment, full title inserted and immediate effect given by the Senate, consideration of which, under the rules, was postponed until today, see House Journal No. 36, p. 816.)

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. 289

Yeas—93

Accavitti	Farrah	Middaugh	Shaffer
Acciavatti	Gaffney	Milosch	Sheen
Adamini	Garfield	Minore	Sheltrown
Amos	Gielegem	Moolenaar	Shulman
Anderson	Gillard	Mortimer	Spade
Bieda	Hager	Murphy	Stahl
Bisbee	Hart	Newell	Stakoe
Bradstreet	Hoogendyk	Nitz	Steil
Brandenburg	Howell	Nofs	Stewart
Brown	Huizenga	O'Neil	Tabor
Byrum	Hummel	Palmer	Taub
Casperson	Hune	Palsrok	Vagnozzi
Caswell	Jamnick	Pappageorge	Van Regenmorter
Caul	Johnson, Rick	Pastor	Vander Veen
Cheeks	Johnson, Ruth	Phillips	Voorhees
Clack	Julian	Plakas	Walker
Condino	Kooiman	Pumford	Ward
Dennis	LaJoy	Richardville	Wenke
DeRoche	LaSata	Rivet	Whitmer
DeRossett	Law	Robertson	Wojno
Drolet	Lipsey	Rocca	Woodward
Elkins	McConico	Sak	Woronchak
Emmons	Meyer	Shackleton	Zelenko
Farhat			

Nays—11

Hardman	Kolb	Smith	Waters
Hood	Meisner	Stallworth	Williams
Hopgood	Reeves	Tobocman	

In The Chair: Julian

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. 5197, entitled

A bill to amend 1846 RS 66, entitled "Of estates in dower, by the curtesy, and general provisions concerning real estate," by amending section 34 (MCL 554.134), as amended by 1990 PA 311.

(The bill was received from the Senate on April 29, with an amendment and immediate effect given by the Senate, consideration of which, under the rules, was postponed until today, see House Journal No. 36, p. 817.)

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. 290**Yeas—95**

Accavitti	Farrah	Meyer	Shaffer
Acciavatti	Gaffney	Middaugh	Sheen
Adamini	Garfield	Milosch	Sheltrown
Amos	Gielegem	Minore	Shulman
Anderson	Gillard	Moolenaar	Spade
Bieda	Gleason	Mortimer	Stahl
Bisbee	Hager	Murphy	Stakoe
Bradstreet	Hart	Newell	Steil
Brandenburg	Hoogendyk	Nitz	Stewart
Brown	Howell	Nofs	Tabor
Byrum	Huizenga	O'Neil	Taub
Casperson	Hummel	Palmer	Vagnozzi
Caswell	Hune	Palsrok	Van Regenmorter
Caul	Hunter	Pappageorge	Vander Veen
Clack	Jamnick	Pastor	Voorhees
Condino	Johnson, Rick	Phillips	Walker
Dennis	Johnson, Ruth	Plakas	Ward
DeRoche	Julian	Pumford	Wenke
DeRossett	Kooiman	Richardville	Whitmer
Drolet	LaJoy	Rivet	Wojno
Ehardt	LaSata	Robertson	Woodward
Elkins	Law	Rocca	Woronchak
Emmons	Lipsey	Sak	Zelenko
Farhat	McConico	Shackleton	

Nays—12

Cheeks	Hopgood	Reeves	Tobocman
Hardman	Kolb	Smith	Waters
Hood	Meisner	Stallworth	Williams

In The Chair: Julian

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

The Speaker laid before the House

House Bill No. 5427, entitled

A bill to amend 1927 PA 372, entitled "An act to regulate and license the selling, purchasing, possessing, and carrying of certain firearms and gas ejecting devices; to prohibit the buying, selling, or carrying of certain firearms and gas ejecting devices without a license or other authorization; to provide for the forfeiture of firearms under certain circumstances; to provide for penalties and remedies; to provide immunity from civil liability under certain circumstances; to prescribe the powers and duties of certain state and local agencies; to prohibit certain conduct against individuals who apply for or receive a license to carry a concealed pistol; to make appropriations; to prescribe certain conditions for the appropriations; and to repeal all acts and parts of acts inconsistent with this act," by amending section 12 (MCL 28.432), as amended by 2000 PA 381.

(The bill was received from the Senate on April 29, with amendments and immediate effect given by the Senate, consideration of which, under the rules, was postponed until today, see House Journal No. 36, p. 817.)

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. 291**Yeas—107**

Accavitti	Garfield	Meyer	Sheltrown
Acciavatti	Gielegem	Middaugh	Shulman
Adamini	Gillard	Milosch	Smith
Amos	Gleason	Minore	Spade
Anderson	Hager	Moolenaar	Stahl
Bieda	Hardman	Mortimer	Stakoe
Bisbee	Hart	Murphy	Stallworth
Bradstreet	Hood	Newell	Steil
Brandenburg	Hoogendyk	Nitz	Stewart
Brown	Hopgood	Nofs	Tabor
Byrum	Howell	O'Neil	Taub
Casperson	Huizenga	Palmer	Tobocman
Caswell	Hummel	Palsrok	Vagnozzi
Caul	Hune	Pappageorge	Van Regenmorter
Cheeks	Hunter	Pastor	Vander Veen
Clack	Jamnick	Phillips	Voorhees
Condino	Johnson, Rick	Plakas	Walker
Dennis	Johnson, Ruth	Pumford	Ward
DeRoche	Julian	Reeves	Waters
DeRossett	Kolb	Richardville	Wenke
Drolet	Kooiman	Rivet	Whitmer
Ehardt	LaJoy	Robertson	Williams
Elkins	LaSata	Rocca	Wojno
Emmons	Law	Sak	Woodward
Farhat	Lipsey	Shackleton	Woronchak
Farrar	McConico	Shaffer	Zelenko
Gaffney	Meisner	Sheen	

Nays—0

In The Chair: Julian

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

The Speaker laid before the House

House Bill No. 5545, entitled

A bill to amend 1993 PA 331, entitled "State education tax act," by amending section 5b (MCL 211.905b), as added by 2002 PA 244.

(The bill was received from the Senate on April 29, 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. 36, p. 817.)

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

Rep. Moolenaar moved to amend the Senate substitute (S-1) as follows:

1. Amend page 7, line 11, after "(11)" by striking out "**Not**" and inserting "**For taxes levied after December 31, 2003, not**".

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

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

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

Roll Call No. 292**Yeas—107**

Accavitti	Garfield	Meyer	Sheltrown
Acciavatti	Gieleghem	Middaugh	Shulman
Adamini	Gillard	Milosch	Smith
Amos	Gleason	Minore	Spade
Anderson	Hager	Moolenaar	Stahl
Bieda	Hardman	Mortimer	Stakoe
Bisbee	Hart	Murphy	Stallworth
Bradstreet	Hood	Newell	Steil
Brandenburg	Hoogendyk	Nitz	Stewart
Brown	Hopgood	Nofs	Tabor
Byrum	Howell	O'Neil	Taub
Casperson	Huizenga	Palmer	Tobocman
Caswell	Hummel	Palsrok	Vagnozzi
Caul	Hune	Pappageorge	Van Regenmorter
Cheeks	Hunter	Pastor	Vander Veen
Clack	Jamnack	Phillips	Voorhees
Condino	Johnson, Rick	Plakas	Walker
Dennis	Johnson, Ruth	Pumford	Ward
DeRoche	Julian	Reeves	Waters
DeRossett	Kolb	Richardville	Wenke
Drolet	Kooiman	Rivet	Whitmer
Ehardt	LaJoy	Robertson	Williams
Elkins	LaSata	Rocca	Wojno
Emmons	Law	Sak	Woodward
Farhat	Lipsey	Shackleton	Woronchak
Farrah	McConico	Shaffer	Zelenko
Gaffney	Meisner	Sheen	

Nays—0

In The Chair: Julian

The House agreed to the full title of the bill.

Second Reading of Bills**House Bill No. 5550, entitled**

A bill to amend 1992 PA 116, entitled "Records media act," by amending the title and sections 1, 2, and 3 (MCL 24.401, 24.402, and 24.403), section 2 as amended by 2001 PA 72, and by adding sections 4, 5, and 6.

The bill was read a second time.

Rep. Brown moved to amend the bill as follows:

1. Amend page 5, line 17, after "**disc**" by inserting "**or any other**".

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

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

The motion prevailed.

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

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

By unanimous consent the House returned to the order of

Third Reading of Bills**House Bill No. 5550, entitled**

A bill to amend 1992 PA 116, entitled "Records media act," by amending the title and sections 1, 2, and 3 (MCL 24.401, 24.402, and 24.403), section 2 as amended by 2001 PA 72, and by adding sections 4, 5, and 6.

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

Roll Call No. 293**Yeas—107**

Accavitti	Garfield	Meyer	Sheltrown
Acciavatti	Gielegem	Middaugh	Shulman
Adamini	Gillard	Milosch	Smith
Amos	Gleason	Minore	Spade
Anderson	Hager	Moolenaar	Stahl
Bieda	Hardman	Mortimer	Stakoe
Bisbee	Hart	Murphy	Stallworth
Bradstreet	Hood	Newell	Steil
Brandenburg	Hoogendyk	Nitz	Stewart
Brown	Hopgood	Nofs	Tabor
Byrum	Howell	O'Neil	Taub
Casperson	Huizenga	Palmer	Tobocman
Caswell	Hummel	Palsrok	Vagnozzi
Caul	Hune	Pappageorge	Van Regenmorter
Cheeks	Hunter	Pastor	Vander Veen
Clack	Jamnick	Phillips	Voorhees
Condino	Johnson, Rick	Plakas	Walker
Dennis	Johnson, Ruth	Pumford	Ward
DeRoche	Julian	Reeves	Waters
DeRossett	Kolb	Richardville	Wenke
Drolet	Kooiman	Rivet	Whitmer
Ehardt	LaJoy	Robertson	Williams
Elkins	LaSata	Rocca	Wojno
Emmons	Law	Sak	Woodward
Farhat	Lipsey	Shackleton	Woronchak
Farrah	McConico	Shaffer	Zelenko
Gaffney	Meisner	Sheen	

Nays—0

In The Chair: Julian

The House agreed to the title of the bill.

Rep. Richardville 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. 4760, entitled**

A bill to amend 1978 PA 368, entitled "Public health code," by amending section 2848 (MCL 333.2848), as amended by 2002 PA 562.

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

The motion prevailed.

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

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

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

House Bill No. 4760, entitled

A bill to amend 1978 PA 368, entitled “Public health code,” by amending section 2848 (MCL 333.2848), as amended by 2002 PA 562.

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

Roll Call No. 294

Yeas—107

Accavitti	Garfield	Meyer	Sheltrown
Acciavatti	Gieleghem	Middaugh	Shulman
Adamini	Gillard	Milosch	Smith
Amos	Gleason	Minore	Spade
Anderson	Hager	Moolenaar	Stahl
Bieda	Hardman	Mortimer	Stakoe
Bisbee	Hart	Murphy	Stallworth
Bradstreet	Hood	Newell	Steil
Brandenburg	Hoogendyk	Nitz	Stewart
Brown	Hopgood	Nofs	Tabor
Byrum	Howell	O’Neil	Taub
Casperson	Huizenga	Palmer	Tobocman
Caswell	Hummel	Palsrok	Vagnozzi
Caul	Hune	Pappageorge	Van Regenmorter
Cheeks	Hunter	Pastor	Vander Veen
Clack	Jamnack	Phillips	Voorhees
Condino	Johnson, Rick	Plakas	Walker
Dennis	Johnson, Ruth	Pumford	Ward
DeRoche	Julian	Reeves	Waters
DeRossett	Kolb	Richardville	Wenke
Drolet	Kooiman	Rivet	Whitmer
Ehardt	LaJoy	Robertson	Williams
Elkins	LaSata	Rocca	Wojno
Emmons	Law	Sak	Woodward
Farhat	Lipsey	Shackleton	Woronchak
Farrah	McConico	Shaffer	Zelenko
Gaffney	Meisner	Sheen	

Nays—0

In The Chair: Julian

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

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

A bill to amend 1978 PA 368, entitled “Public health code,” (MCL 333.1101 to 333.25211) by adding section 2834a.

The motion prevailed.

The House agreed to the title as amended.

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

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

Reps. Waters, McConico, Stewart, Rocca, Phillips, Rick Johnson, Minore, Zelenko, Jamnick, Richardville, Spade, Lipsey, Murphy, Julian, Howell, Sheltrown, Adamini, Brown, Cheeks, Stallworth, Farrah, Bieda, Clack, Vagnozzi, Gleason, Sak, Stahl, Elkins and Gillard were named co-sponsors of the bill.

Second Reading of Bills

House Bill No. 5657, entitled

A bill to amend 1992 PA 116, entitled "Records media act," by amending the title and sections 1, 2, and 3 (MCL 24.401, 24.402, and 24.403), section 2 as amended by 2001 PA 72, and by adding sections 4, 5, and 6.

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

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

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

The motion prevailed.

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

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

By unanimous consent the House returned to the order of

Third Reading of Bills

House Bill No. 5657, entitled

A bill to amend 1992 PA 116, entitled "Records media act," by amending the title and sections 1, 2, and 3 (MCL 24.401, 24.402, and 24.403), section 2 as amended by 2001 PA 72, and by adding sections 4, 5, and 6.

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

Roll Call No. 295

Yeas—107

Accavitti	Garfield	Meyer	Sheltrown
Acciavatti	Gielegem	Middaugh	Shulman
Adamini	Gillard	Milosch	Smith
Amos	Gleason	Minore	Spade
Anderson	Hager	Moolenaar	Stahl
Bieda	Hardman	Mortimer	Stakoe
Bisbee	Hart	Murphy	Stallworth
Bradstreet	Hood	Newell	Steil
Brandenburg	Hoogendyk	Nitz	Stewart
Brown	Hopgood	Nofs	Tabor
Byrum	Howell	O'Neil	Taub
Casperson	Huizenga	Palmer	Tobocman
Caswell	Hummel	Palsrok	Vagnozzi
Caul	Hune	Pappageorge	Van Regenmorter
Cheeks	Hunter	Pastor	Vander Veen
Clack	Jamnick	Phillips	Voorhees
Condino	Johnson, Rick	Plakas	Walker
Dennis	Johnson, Ruth	Pumford	Ward
DeRoche	Julian	Reeves	Waters
DeRossett	Kolb	Richardville	Wenke
Drolet	Kooiman	Rivet	Whitmer
Ehardt	LaJoy	Robertson	Williams
Elkins	LaSata	Rocca	Wojno
Emmons	Law	Sak	Woodward
Farhat	Lipsey	Shackleton	Woronchak
Farrah	McConico	Shaffer	Zelenko
Gaffney	Meisner	Sheen	

Nays—0

The House agreed to the title of the bill.
Rep. Richardville 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. 5598, entitled

A bill to amend 1936 (Ex Sess) PA 1, entitled "Michigan employment security act," by amending section 42 (MCL 421.42).

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

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

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

The motion prevailed.

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

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

By unanimous consent the House returned to the order of

Third Reading of Bills

House Bill No. 5598, entitled

A bill to amend 1936 (Ex Sess) PA 1, entitled "Michigan employment security act," by amending section 42 (MCL 421.42).

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

Roll Call No. 296

Yeas—67

Acciavatti	Garfield	Milosch	Sheen
Adamini	Gillard	Moolenaar	Shulman
Amos	Hager	Mortimer	Stahl
Bisbee	Hart	Newell	Stakoe
Bradstreet	Hoogendyk	Nitz	Steil
Brandenburg	Howell	Nofs	Stewart
Casperson	Huizenga	O'Neil	Tabor
Caswell	Hummel	Palmer	Taub
Caul	Hune	Palsrok	Tobocman
DeRoche	Johnson, Rick	Pappageorge	Van Regenmorter
DeRossett	Johnson, Ruth	Pastor	Vander Veen
Drolet	Julian	Pumford	Voorhees
Ehardt	Kooiman	Richardville	Walker
Elkins	LaJoy	Robertson	Ward
Emmons	LaSata	Rocca	Wenke
Farhat	Meyer	Shackleton	Woronchak
Gaffney	Middaugh	Shaffer	

Nays—40

Accavitti	Gielegem	McConico	Smith
Anderson	Gleason	Meisner	Spade
Bieda	Hardman	Minore	Stallworth
Brown	Hood	Murphy	Vagnozzi
Byrum	Hopgood	Phillips	Waters

Cheeks	Hunter	Plakas	Whitmer
Clack	Jamnack	Reeves	Williams
Condino	Kolb	Rivet	Wojno
Dennis	Law	Sak	Woodward
Farrah	Lipsey	Sheltrown	Zelenko

In The Chair: Julian

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

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

A bill to amend 1936 (Ex Sess) PA 1, entitled "Michigan employment security act," by amending section 43 (MCL 421.43), as amended by 2000 PA 490.

The motion prevailed.

The House agreed to the title as amended.

Rep. Richardville 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. 4450, entitled

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending section 803b (MCL 257.803b), as amended by 1996 PA 142.

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 adopted, a majority of the members serving voting therefor.

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

The motion prevailed.

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

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

Rep. Brown moved that Rep. Williams be excused temporarily from today's session.

The motion prevailed.

By unanimous consent the House returned to the order of

Third Reading of Bills

House Bill No. 4450, entitled

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending section 803b (MCL 257.803b), as amended by 1996 PA 142.

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

Roll Call No. 297

Yeas—106

Accavitti	Garfield	Meyer	Sheen
Acciavatti	Gielegem	Middaugh	Sheltrown
Adamini	Gillard	Milosch	Shulman
Amos	Gleason	Minore	Smith
Anderson	Hager	Moolenaar	Spade
Bieda	Hardman	Mortimer	Stahl
Bisbee	Hart	Murphy	Stakoe

Bradstreet	Hood	Newell	Stallworth
Brandenburg	Hoogendyk	Nitz	Steil
Brown	Hopgood	Nofs	Stewart
Byrum	Howell	O'Neil	Tabor
Casperson	Huizenga	Palmer	Taub
Caswell	Hummel	Palsrok	Tobocman
Caul	Hune	Pappageorge	Vagnozzi
Cheeks	Hunter	Pastor	Van Regenmorter
Clack	Jamnick	Phillips	Vander Veen
Condino	Johnson, Rick	Plakas	Voorhees
Dennis	Johnson, Ruth	Pumford	Walker
DeRoche	Julian	Reeves	Ward
DeRossett	Kolb	Richardville	Waters
Drolet	Kooiman	Rivet	Wenke
Ehardt	LaJoy	Robertson	Whitmer
Elkins	LaSata	Rocca	Wojno
Emmons	Law	Sak	Woodward
Farhat	Lipsey	Shackleton	Woronchak
Farrah	McConico	Shaffer	Zelenko
Gaffney	Meisner		

Nays—0

In The Chair: Julian

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

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

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending section 803b (MCL 257.803b), as amended by 2003 PA 152.

The motion prevailed.

The House agreed to the title as amended.

Rep. Richardville 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. 5273, entitled

A bill to amend 1963 PA 181, entitled "Motor carrier safety act of 1963," by amending section 7c (MCL 480.17c), as amended by 2002 PA 118.

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 adopted, a majority of the members serving voting therefor.

Rep. Casperson moved to amend the bill as follows:

1. Amend page 2, line 1, after "a" by inserting "**state**".

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

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

The motion prevailed.

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

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

By unanimous consent the House returned to the order of

Third Reading of Bills

House Bill No. 5273, entitled

A bill to amend 1963 PA 181, entitled "Motor carrier safety act of 1963," by amending section 7c (MCL 480.17c), as amended by 2002 PA 118.

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

Roll Call No. 298**Yeas—106**

Accavitti	Garfield	Meyer	Sheen
Acciavatti	Gielegem	Middaugh	Sheltrown
Adamini	Gillard	Milosch	Shulman
Amos	Gleason	Minore	Smith
Anderson	Hager	Moolenaar	Spade
Bieda	Hardman	Mortimer	Stahl
Bisbee	Hart	Murphy	Stakoe
Bradstreet	Hood	Newell	Stallworth
Brandenburg	Hoogendyk	Nitz	Steil
Brown	Hopgood	Nofs	Stewart
Byrum	Howell	O'Neil	Tabor
Casperson	Huizenga	Palmer	Taub
Caswell	Hummel	Palsrok	Tobocman
Caul	Hune	Pappageorge	Vagnozzi
Cheeks	Hunter	Pastor	Van Regenmorter
Clack	Jamnick	Phillips	Vander Veen
Condino	Johnson, Rick	Plakas	Voorhees
Dennis	Johnson, Ruth	Pumford	Walker
DeRoche	Julian	Reeves	Ward
DeRossett	Kolb	Richardville	Waters
Drolet	Kooiman	Rivet	Wenke
Ehardt	LaJoy	Robertson	Whitmer
Elkins	LaSata	Rocca	Wojno
Emmons	Law	Sak	Woodward
Farhat	Lipsey	Shackleton	Woronchak
Farrah	McConico	Shaffer	Zelenko
Gaffney	Meisner		

Nays—0

In The Chair: Julian

The House agreed to the title of the bill.

Rep. Richardville 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. 5313, entitled**

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending sections 2102 and 52706 (MCL 324.2102 and 324.52706), section 2102 as added by 1995 PA 60 and section 52706 as amended by 2002 PA 356, and by adding section 2154a.

Was read a second time, and the question being on the adoption of the proposed amendment previously recommended by the Committee on Conservation and Outdoor Recreation (for amendment, see House Journal No. 32, p. 728),

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

Rep. Pumford 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.

Reps. Caul and Whitmer moved to amend the bill as follows:

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

"Sec. 2150a. (1) The payment in lieu of taxes fund is created in the state treasury. The fund shall be administered by the department and shall be used only as provided in section 2150.

(2) Any money, including interest earned by the fund, remaining in the fund at the end of a fiscal year shall be carried over in the fund to the next and succeeding fiscal years and shall not be credited to or revert to the general fund.”.

2. Amend page 2, line 24, after “and” by striking out the balance of the sentence and inserting “the remaining 50% of the proceeds shall be submitted to the department of treasury for deposit as follows:

(i) To the fire protection fund created in section 732a of the Michigan vehicle code, 1949 PA 300, MCL 257.732a, until the fire protection fund is fully funded as provided by law.

(ii) If the fire protection fund created in section 732a of the Michigan vehicle code, 1949 PA 300, MCL 257.732a, is fully funded as provided by law, to the land exchange facilitation fund created in section 2134, until the land exchange facilitation fund is fully funded as provided by law.

(iii) If both the fire protection fund created in section 732a of the Michigan vehicle code, 1949 PA 300, MCL 257.732a, and the land exchange facilitation fund created in section 2134 are fully funded as provided by law, all of the remaining balance to the payment in lieu of taxes fund created in section 2150a.”.

3. Amend page 4, line 15, after “within” by striking out the balance of the subparagraph and inserting “a boundary of a program administered by the department.”.

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

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

The motion prevailed.

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

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

By unanimous consent the House returned to the order of

Third Reading of Bills

House Bill No. 5313, entitled

A bill to amend 1994 PA 451, entitled “Natural resources and environmental protection act,” by amending sections 2102 and 52706 (MCL 324.2102 and 324.52706), section 2102 as added by 1995 PA 60 and section 52706 as amended by 2002 PA 356, and by adding section 2154a.

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

Roll Call No. 299

Yeas—101

Accavitti	Gielegem	Middaugh	Sheltrown
Acciavatti	Gillard	Milosch	Shulman
Adamini	Gleason	Moolenaar	Smith
Amos	Hager	Mortimer	Spade
Bieda	Hardman	Murphy	Stahl
Bisbee	Hart	Newell	Stakoe
Bradstreet	Hood	Nitz	Stallworth
Brandenburg	Hoogendyk	Nofs	Steil
Brown	Hopgood	O’Neil	Stewart
Byrum	Howell	Palmer	Tabor
Casperson	Huizenga	Palsrok	Taub
Caswell	Hummel	Pappageorge	Tobocman
Caul	Hune	Pastor	Vagnozzi
Cheeks	Hunter	Phillips	Van Regenmorter
Clack	Jamnick	Plakas	Vander Veen
Dennis	Johnson, Rick	Pumford	Voorhees
DeRoche	Julian	Reeves	Walker
DeRossett	Kolb	Richardville	Ward
Drolet	Kooiman	Rivet	Waters
Ehardt	LaJoy	Robertson	Wenke
Elkins	Law	Rocca	Whitmer
Emmons	Lipsey	Sak	Wojno

Farhat
 Farrah
 Gaffney
 Garfield

McConico
 Meisner
 Meyer

Shackleton
 Shaffer
 Sheen

Woodward
 Woronchak
 Zelenko

Nays—5

Anderson
 Condino

Johnson, Ruth

LaSata

Minore

In The Chair: Julian

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

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

A bill to amend 1994 PA 451, entitled “Natural resources and environmental protection act,” by amending section 52706 (MCL 324.52706), as amended by 2002 PA 356, and by adding section 2150a.

The motion prevailed.

The House agreed to the title as amended.

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

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

Reps. Hardman, Plakas, Stewart, Pappageorge, Rick Johnson, Kolb, DeRossett, Richardville, Bisbee, Kooiman, Ehardt, Julian, Hummel, Newell, Dennis, Caul, Bradstreet, Palmer, Gaffney, Cheeks, Farrah, Brandenburg, Wojno, Gleason, Caswell, Shaffer, Nofs, Sak, Stahl, Huizenga and Whitmer were named co-sponsors of the bill.

Rep. Richardville 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

Reps. Richardville, Vander Veen, Taub, Kooiman, LaJoy, Voorhees, Pappageorge, Shaffer, Gleason, Ehardt, Accavitti, Adamini, Anderson, Bieda, Brown, Byrum, Clack, Condino, DeRossett, Elkins, Farhat, Farrah, Garfield, Gielegem, Gillard, Hager, Hardman, Huizenga, Koetje, Kolb, Lipsey, Meyer, Milosch, Minore, Murphy, Palsrok, Rivet, Rocca, Sak, Shulman, Spade, Stakoe, Stallworth, Steil, Stewart, Tabor, Tobocman and Zelenko offered the following resolution:

House Resolution No. 242.

A resolution to urge the Department of Community Health to work through organizations that provide assistance to senior citizens, such as the Area Agencies on Aging, to provide information on long-term health care options, including community-based services.

Whereas, The Michigan Legislature recognizes that public policy changes are needed that will make the best use of limited public resources and offer Medicaid long-term care consumers a choice of quality care options; and

Whereas, Most long-term care consumers do not know about their long-term care options. A recent study shows that 90 percent of family members with a loved one in a Michigan nursing home do not know that there are community-based care alternatives that may be available to them. All persons seeking long-term care assistance must be educated about the range of options where their care can be provided; and

Whereas, Medicaid long-term care consumers receive payment for care based on their care setting or program, and not on their level of need. The Medicaid payment system for nursing home and community-based care compels

providers to enroll low-need, low-cost individuals to offset the greater cost of caring for individuals with the most complex needs. Organizations serving high-need individuals should receive higher levels of reimbursement, and less reimbursement should be paid for lower-need individuals. A mandatory screening can determine acuity levels, and reimbursement can be based on the needed level of care; and

Whereas, Because the MI Choice Medicaid Waiver program will only admit a limited number of participants in 2004, consumers may be unable to choose their preferred care setting option. Medicaid funds should be following the person to the setting of their choice. State policies must be designed to offer consumers a comprehensive range of long-term care service and settings, such that consumers are able to receive care in the least restrictive and most cost-effective setting appropriate to meet their care needs; and

Whereas, Medicaid is a 37-year-old federally created program that has not evolved to accommodate innovations in the provision of long-term care services. In 1992, Michigan created the MI Choice program as a way to expand provision of long-term care services into community-based settings. However, Michigan has not been able to expand the role of community-based care to meet increased demand from consumers for options outside of traditional Medicaid-financed settings. The federal government is now calling on states to allow consumers to choose community-based care alternatives, and to rebalance their Medicaid long-term care spending to match consumer preference. Michigan will need to adjust its policies to accommodate the federal changes; and

Whereas, The involvement of stakeholders in shaping the direction of Michigan's long-term care reforms is critical. Efforts to support the provision of care in the least restrictive setting require redirected funding, public education, support for nursing home transitions, and formation of a Long-Term Care Task Force. These activities serve as a solid foundation upon which to build long-term care reforms; now, therefore, be it

Resolved by the House of Representatives, That we urge the Michigan Department of Community Health to work through organization that provide assistance to senior citizens, such as the Area Agencies on Aging, to provide information on consumer long-term care options, through Medicaid programs, other federal/state funded programs and services, and private pay arrangements; and be it further

Resolved, That we urge the Department of Community Health to develop and require the use of an acuity screen for all persons seeking Medicaid long-term care to assess their medical eligibility and determine their level of need. We call on the department to make the acuity screen available to everyone seeking long-term care, regardless of payment source; and be it further

Resolved, That we call on the Michigan Department of Community Health to move with all deliberate speed to implement the policy reforms outlined, including consumer education, need-based payments, consumer choice, money following the person, and a rebalancing of long-term care spending that reflects a shift in demand from nursing home to community-based care; and be it further

Resolved, That it is the intent of the Michigan Legislature to make home- and community-based services a priority in all budget deliberations, honoring the principles of consumer choice and money following the person; and be it further

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

The resolution was referred to the Committee on Senior Health, Security and Retirement.

Reps. Hopgood, Accavitti, Adamini, Anderson, Bieda, Brown, Byrum, Cheeks, Clack, Condino, Dennis, DeRossett, Ehardt, Elkins, Farrah, Garfield, Gielegem, Gillard, Gleason, Hager, Hardman, Hood, Huizenga, Jamnick, Kolb, Kooiman, LaJoy, LaSata, Law, Lipsey, Milosch, Minore, Murphy, O'Neil, Palsrok, Pappageorge, Plakas, Richardville, Rivet, Rocca, Sak, Shaffer, Sheltroun, Shulman, Spade, Stallworth, Stewart, Tabor, Taub, Tobocman, Vander Veen, Voorhees, Waters, Wojno, Woodward and Zelenko offered the following resolution:

House Resolution No. 243.

A resolution declaring May 2004 as Asian Pacific American Heritage Month in the state of Michigan.

Whereas, The state of Michigan is fortunate to have nearly 180,000 citizens of Asian and Pacific Island descent among its population. They have made, and continue to make, significant contributions to our society. Individuals of Asian and Pacific Island origin have migrated to Michigan from over 30 nations and are excelling in the fields of education, business, the arts, and other various professions; and

Whereas, The dedication and commitment of our Great Lakes state's Asian Pacific American citizens is best reflected in the establishment of many Asian Pacific American organizations such as the Asian Pacific American Chamber of Commerce, the Council of Asian Pacific Americans, Asian American Citizens for Justice, the Asian Pacific American Women's Association, the Mid-Michigan Asian Pacific American Association, and the Asian American Bar Association; and

Whereas, Asian Pacific American citizens, through advocating issues of justice and equity, continue to break down the barriers of discrimination, indifference, and intolerance, thereby making it possible for all Asian Pacific Americans to move to the forefront of social, cultural, political, and economic arenas; and

Whereas, The state of Michigan is proud of its cultural diversity and welcomes the opportunity to honor our Asian Pacific American citizens for their commitment to leadership, dedication to knowledge, and determination to succeed; now, therefore, be it

Resolved by the House of Representatives, That the members of this legislative body declare May 2004 as Asian Pacific American Heritage Month in the state of Michigan. We urge all citizens to recognize the many accomplishments and contributions that Asian Pacific Americans have made to our state, nation, and world.

Pending the reference of the resolution to a committee,

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

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

The question being on the adoption of the resolution,

The resolution was adopted.

Reps. Richardville, Vander Veen, Taub, Kooiman, LaJoy, Voorhees, Pappageorge, Shaffer, Gleason, Ehardt, Accavitti, Adamini, Anderson, Bieda, Brown, Byrum, Clack, Condino, DeRossett, Elkins, Farhat, Farrah, Garfield, Gielegghem, Gillard, Hager, Hardman, Huizenga, Koetje, Kolb, Lipsey, Meyer, Milosch, Murphy, Palsrok, Rivet, Rocca, Sak, Shulman, Spade, Stallworth, Steil, Stewart, Tabor, Tobocman and Zelenko offered the following concurrent resolution:

House Concurrent Resolution No. 56.

A concurrent resolution to urge the Department of Community Health to work through organizations that provide assistance to senior citizens, such as the Area Agencies on Aging, to provide information on long-term health care options, including community-based services.

Whereas, The Michigan Legislature recognizes that public policy changes are needed that will make the best use of limited public resources and offer Medicaid long-term care consumers a choice of quality care options; and

Whereas, Most long-term care consumers do not know about their long-term care options. A recent study shows that 90 percent of family members with a loved one in a Michigan nursing home do not know that there are community-based care alternatives that may be available to them. All persons seeking long-term care assistance must be educated about the range of options where their care can be provided; and

Whereas, Medicaid long-term care consumers receive payment for care based on their care setting or program, and not on their level of need. The Medicaid payment system for nursing home and community-based care compels providers to enroll low-need, low-cost individuals to offset the greater cost of caring for individuals with the most complex needs. Organizations serving high-need individuals should receive higher levels of reimbursement, and less reimbursement should be paid for lower-need individuals. A mandatory screening can determine acuity levels, and reimbursement can be based on the needed level of care; and

Whereas, Because the MI Choice Medicaid Waiver program will only admit a limited number of participants in 2004, consumers may be unable to choose their preferred care setting option. Medicaid funds should be following the person to the setting of their choice. State policies must be designed to offer consumers a comprehensive range of long-term care service and settings, such that consumers are able to receive care in the least restrictive and most cost-effective setting appropriate to meet their care needs; and

Whereas, Medicaid is a 37-year-old federally created program that has not evolved to accommodate innovations in the provision of long-term care services. In 1992, Michigan created the MI Choice program as a way to expand provision of long-term care services into community-based settings. However, Michigan has not been able to expand the role of community-based care to meet increased demand from consumers for options outside of traditional Medicaid-financed settings. The federal government is now calling on states to allow consumers to choose community-based care alternatives, and to rebalance their Medicaid long-term care spending to match consumer preference. Michigan will need to adjust its policies to accommodate the federal changes; and

Whereas, The involvement of stakeholders in shaping the direction of Michigan's long-term care reforms is critical. Efforts to support the provision of care in the least restrictive setting require redirected funding, public education, support for nursing home transitions, and formation of a Long-Term Care Task Force. These activities serve as a solid foundation upon which to build long-term care reforms; now, therefore, be it

Resolved by the House of Representatives (the Senate concurring), That we urge the Michigan Department of Community Health to work through organization that provide assistance to senior citizens, such as the Area Agencies on Aging, to provide information on consumer long-term care options, through Medicaid programs, other federal/state funded programs and services, and private pay arrangements; and be it further

Resolved, That we urge the Department of Community Health to develop and require the use of an acuity screen for all persons seeking Medicaid long-term care to assess their medical eligibility and determine their level of need. We call on the department to make the acuity screen available to everyone seeking long-term care, regardless of payment source; and be it further

Resolved, That we call on the Michigan Department of Community Health to move with all deliberate speed to implement the policy reforms outlined, including consumer education, need-based payments, consumer choice, money following the person, and a rebalancing of long-term care spending that reflects a shift in demand from nursing home to community-based care; and be it further

Resolved, That it is the intent of the Michigan Legislature to make home- and community-based services a priority in all budget deliberations, honoring the principles of consumer choice and money following the person; and be it further

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

The concurrent resolution was referred to the Committee on Senior Health, Security and Retirement.

Communications from State Officers

The following communications from the Department of Community Health were received and read:

April 21, 2004

In accordance with Public Act 336 of 1994 (Section 333.2723), the Michigan Department of Community Health is submitting the *Essential Health Provider (MEHP) Recruitment Strategy Report*. The biennial report details the progress in the past two years. It also includes accomplishments since the program's inception in 1991.

If you have any questions, please feel free to contact my office at 335-0267.

April 21, 2004

The Department of Community Health provides the citizens of Michigan with a broad spectrum of diverse and essential services. Pursuant to Public Act 223 of 1976, we have the honor of presenting a detailed report of the activities of the Crime Victim Services Commission for Fiscal Years 2002 and 2003.

It is appropriate and significant that these services are all paid for with state and federal crime victim funds. These funds are derived entirely from fines and assessments paid by convicted criminals in state and federal courts.

Sincerely,
Janet Olszewski
Director

The communications were referred to the Clerk.

The following communications from the Auditor General were received and read:

April 29, 2004

Enclosed is a copy of the following audit report and/or report summary:
Performance Audit of the Office of Highway Safety Planning,
Department of State Police
April 2004

April 29, 2004

Enclosed is a copy of the following audit report and/or report summary:
Performance Audit of the Upper Peninsula State Fair,
Department of Agriculture
April 2004

Sincerely,
Thomas H. McTavish, C.P.A.
Auditor General

The communications were referred to the Clerk and the accompanying reports referred to the Committee on Government Operations.

Introduction of Bills

Rep. Stakoe introduced

House Bill No. 5846, entitled

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending section 28 of chapter V (MCL 765.28), as amended by 2002 PA 659.

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

Reps. Vander Veen, Milosch, Kooiman, Rocca, Shaffer, Huizenga, Ruth Johnson, Middaugh, Nofs, Vagnozzi, Dennis, Sak, Jamnick, Kolb, Smith, Tobocman, Palmer and Moolenaar introduced

House Bill No. 5847, entitled

A bill to amend 1976 PA 451, entitled "The revised school code," (MCL 380.1 to 380.1852) by adding section 1279g. The bill was read a first time by its title and referred to the Committee on Education.

Reps. Vander Veen, Voorhees, Garfield, Newell, Pappageorge, Ehardt, Amos, Hummel and Ward introduced

House Bill No. 5848, entitled

A bill to amend 1978 PA 368, entitled "Public health code," by amending section 16277 (MCL 333.16277), as added by 2001 PA 172.

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

Reps. Vander Veen, Milosch, Rocca, Shaffer, Kooiman, Robertson, Huizenga, Ruth Johnson, Middaugh, Garfield, Newell, Amos, Jamnick and Caul introduced

House Bill No. 5849, entitled

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending section 811e (MCL 257.811e), as amended by 2001 PA 124, and by adding section 811m.

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

Reps. Ruth Johnson, Stakoe, Voorhees, Robertson, Wenke, Pappageorge, Rocca, Nofs, Woodward, Garfield, Milosch and Brandenburg introduced

House Bill No. 5850, entitled

A bill to amend 1976 PA 451, entitled "The revised school code," by amending section 1804 (MCL 380.1804) and by adding sections 1814, 1815, and 1816.

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

Reps. Ruth Johnson, Stakoe, Voorhees, Robertson, Wenke, Pappageorge, Rocca, Nofs, Woodward, Garfield, Milosch, Taub and Brandenburg introduced

House Bill No. 5851, entitled

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending section 13p of chapter XVII (MCL 777.13p), as amended by 2002 PA 475.

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

Reps. Ruth Johnson, Stakoe, Voorhees, Robertson, Wenke, Pappageorge, Rocca, Nofs, Woodward, Garfield, Milosch, Taub and Brandenburg introduced

House Bill No. 5852, entitled

A bill to amend 1976 PA 442, entitled "Freedom of information act," (MCL 15.231 to 15.246) by adding section 10a. The bill was read a first time by its title and referred to the Committee on Government Operations.

Rep. Cheeks moved that the House adjourn.
The motion prevailed, the time being 3:55 p.m.

The Speaker Pro Tempore declared the House adjourned until Wednesday, May 5, at 1:00 p.m.

GARY L. RANDALL
Clerk of the House of Representatives

