

No. 57

JOURNAL OF THE HOUSE

House Chamber, Lansing, Wednesday, June 18, 1997.

2:00 p.m.

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

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

Agee—present	Emerson—e/d/s	Kaza—present	Price—present
Alley—present	Fitzgerald—present	Kelly—present	Profit—present
Anthony—present	Frank—present	Kilpatrick—present	Prusi—present
Baade—present	Freeman—present	Kukuk—present	Quarles—present
Baird—present	Gagliardi—present	LaForge—present	Raczkowski—present
Bankes—present	Galloway—present	Law—present	Rhead—present
Basham—present	Geiger—present	Leland—present	Richner—present
Birkholz—present	Gernaat—present	LeTarte—present	Rison—present
Bobier—present	Gilmer—present	Llewellyn—present	Rocca—present
Bodem—present	Gire—present	London—present	Schauer—present
Bogardus—present	Godchaux—present	Lowe—present	Schermesser—present
Brackenridge—present	Goschka—present	Mans—excused	Schroer—present
Brater—present	Green—present	Martinez—present	Scott—present
Brewer—present	Griffin—present	Mathieu—present	Scranton—e/d/s
Brown—present	Gubow—present	McBryde—present	Sikkema—present
Byl—present	Gustafson—present	McManus—present	Stallworth—present
Callahan—present	Hale—e/d/s	McNutt—present	Tesanovich—present
Cassis—present	Hammerstrom—present	Middaugh—present	Thomas—present
Cherry—present	Hanley—present	Middleton—present	Varga—present
Ciaramitaro—present	Harder—present	Murphy—present	Vaughn—present
Crissman—present	Hertel—present	Nye—present	Voorhees—present
Cropsey—present	Hood—present	Olshove—present	Walberg—present
Curtis—present	Horton—present	Owen—present	Wallace—present
Dalman—present	Jansen—present	Oxender—present	Wetters—present
DeHart—present	Jaye—present	Palamara—present	Whyman—present
DeVuyst—present	Jelinek—present	Parks—present	Willard—present
Dobb—present	Jellema—present	Perricone—present	Wojno—present
Dobronski—present	Johnson—e/d/s		

e/d/s = entered during session

Clerk's Note: Rep. Basham was sworn in at 3:00 p.m. today.

The Rev. Beth Montieth, Minister of Fellowship For Today, East Lansing, offered the following invocation:

“Today, I offer you an invocation from Chief Seattle: Teach your children what we have taught our children—that the earth is our mother. Whatever befalls the earth befalls the sons and daughters of the earth. If men disrespect the ground, they disrespect themselves. This we know. The earth does not belong to us—we belong to the earth. This we know. All things are connected. Like the blood which unites one family, all things are connected. Thank you.”

Rep. Dobronski moved that Rep. Mans be excused from today's session.
The motion prevailed.

Rep. Kilpatrick asked and obtained a temporary excuse from today's session.

Rep. Rhead moved that Rep. Llewellyn be excused temporarily from today's session.
The motion prevailed.

Messages from the Senate

The Speaker laid before the House

House Bill No. 4117, entitled

A bill to amend 1975 PA 238, entitled “Child protection law,” by amending section 8 (MCL 722.628), as amended by 1988 PA 372.

(The bill was received from the Senate on June 10, with substitute (S-1), full title inserted and immediate effect given by the Senate, consideration of which, under the rules, was postponed until June 11, see House Journal No. 53, p. 1142.)

The question being on concurring in the adoption of 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. 508

Yeas—98

Agee	Dobb	Kaza	Profit
Alley	Dobronski	Kelly	Prusi
Anthony	Fitzgerald	Kukuk	Quarles
Baade	Frank	LaForge	Raczkowski
Baird	Freeman	Law	Rhead
Bankes	Gagliardi	Leland	Richner
Birkholz	Galloway	LeTarte	Rison
Bobier	Geiger	London	Rocca
Bodem	Gernaat	Lowe	Schauer
Bogardus	Godchaux	Martinez	Schermesser
Brackenridge	Goschka	Mathieu	Scott
Brater	Green	McBryde	Sikkema
Brewer	Griffin	McManus	Stallworth
Brown	Gubow	McNutt	Tesanovich
Byl	Gustafson	Middaugh	Thomas
Callahan	Hammerstrom	Middleton	Varga
Cassis	Hanley	Murphy	Vaughn
Cherry	Harder	Nye	Voorhees

Ciaramitaro	Hertel	Olshove	Walberg
Crissman	Hood	Oxender	Wallace
Cropsey	Horton	Palamara	Wetters
Curtis	Jansen	Parks	Whyman
Dalman	Jaye	Perricone	Willard
DeHart	Jelinek	Price	Wojno
DeVuyst	Jellema		

Nays—0

In The Chair: Gire

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. Emerson entered the House Chambers.

Rep. Hale entered the House Chambers.

The Speaker laid before the House

House Bill No. 4237, entitled

A bill to amend 1846 RS 14, entitled "Of county officers," by amending sections 107 and 117 (MCL 55.107 and 55.117), section 107 as amended by 1993 PA 96.

(The bill was received from the Senate on June 10, with substitute (S-1), title amendment and immediate effect given by the Senate, consideration of which, under the rules, was postponed until June 11, see House Journal No. 53, p. 1142.)

The question being on concurring in the adoption of 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. 509**Yeas—100**

Agee	Emerson	Jellema	Price
Alley	Fitzgerald	Kaza	Profit
Anthony	Frank	Kelly	Prusi
Baade	Freeman	Kukuk	Quarles
Baird	Gagliardi	LaForge	Raczkowski
Birkholz	Galloway	Law	Rhead
Bobier	Geiger	Leland	Richner
Bodem	Gernaat	LeTarte	Rocca
Bogardus	Gilmer	Llewellyn	Schauer
Brackenridge	Gire	London	Schermesser
Brater	Godchaux	Lowe	Schroer
Brown	Goschka	Martinez	Scott
Byl	Green	Mathieu	Sikkema
Callahan	Griffin	McBryde	Stallworth
Cassis	Gubow	McManus	Tesanovich
Cherry	Gustafson	McNutt	Thomas
Ciaramitaro	Hale	Middaugh	Varga
Crissman	Hammerstrom	Middleton	Vaughn

Cropsey	Hanley	Murphy	Voorhees
Curtis	Harder	Nye	Walberg
Dalman	Hertel	Olshove	Wallace
DeHart	Hood	Owen	Wetters
DeVuyst	Horton	Palamara	Whyman
Dobb	Jaye	Parks	Willard
Dobronski	Jelinek	Perricone	Wojno

Nays—0

In The Chair: Gire

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. 4230, entitled

A bill to amend 1978 PA 368, entitled "Public health code," by amending sections 5131, 5205, and 5207 (MCL 333.5131, 333.5205, and 333.5207), section 5131 as amended by 1994 PA 200 and sections 5205 and 5207 as added by 1988 PA 490, and by adding section 5204.

(The bill was received from the Senate on June 11, with substitute (S-1), full title inserted and immediate effect given by the Senate, consideration of which, under the rules, was postponed until June 12, see House Journal No. 54, p. 1170.)

The question being on concurring in the adoption of 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. 510**Yeas—101**

Agee	Dobronski	Kelly	Profit
Alley	Fitzgerald	Kukuk	Prusi
Anthony	Frank	LaForge	Quarles
Baade	Freeman	Law	Raczkowski
Baird	Gagliardi	Leland	Rhead
Bankes	Galloway	LeTarte	Richner
Birkholz	Geiger	Llewellyn	Rison
Bobier	Gernaat	London	Rocca
Bodem	Gilmer	Lowe	Schauer
Bogardus	Gire	Martinez	Schermesser
Brackenridge	Godchaux	Mathieu	Schroer
Brater	Goschka	McBryde	Scott
Brewer	Green	McManus	Sikkema
Brown	Gubow	McNutt	Stallworth
Byl	Gustafson	Middaugh	Tesanovich
Callahan	Hale	Middleton	Thomas
Cassis	Hammerstrom	Murphy	Varga
Cherry	Hanley	Nye	Vaughn
Ciaramitaro	Harder	Olshove	Voorhees
Crissman	Hood	Owen	Walberg
Cropsey	Horton	Oxender	Wallace
Curtis	Jansen	Palamara	Wetters
Dalman	Jaye	Parks	Whyman
DeHart	Jelinek	Perricone	Willard
DeVuyst	Kaza	Price	Wojno
Dobb			

Nays—0

In The Chair: Gire

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. 4523, entitled

A bill to amend 1931 PA 328, entitled "The Michigan penal code," (MCL 750.1 to 750.568) by adding section 160a. (The bill was received from the Senate on June 11, with substitute (S-4), full title inserted and immediate effect given by the Senate, consideration of which, under the rules, was postponed until June 12, see House Journal No. 54, p. 1170.)

The question being on concurring in the adoption of the substitute (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. 511**Yeas—103**

Agee	Dobronski	Jellema	Profit
Alley	Emerson	Kaza	Prusi
Anthony	Fitzgerald	Kelly	Quarles
Baade	Frank	Kukuk	Raczkowski
Baird	Freeman	LaForge	Rhead
Bankes	Gagliardi	Law	Richner
Birkholz	Galloway	Leland	Rison
Bobier	Geiger	LeTarte	Rocca
Bodem	Gernaat	Llewellyn	Schauer
Bogardus	Gilmer	London	Schermesser
Brackenridge	Gire	Lowe	Schroer
Brater	Godchaux	Martinez	Scott
Brewer	Goschka	Mathieu	Sikkema
Brown	Green	McBryde	Stallworth
Byl	Griffin	McManus	Tesanovich
Callahan	Gubow	McNutt	Thomas
Cassis	Gustafson	Middaugh	Varga
Cherry	Hale	Murphy	Vaughn
Ciaramitaro	Hammerstrom	Nye	Voorhees
Crissman	Hanley	Olshove	Walberg
Cropsey	Harder	Owen	Wallace
Curtis	Hertel	Oxender	Wetters
Dalman	Hood	Palamara	Whyman
DeHart	Horton	Parks	Willard
DeVuyst	Jansen	Perricone	Wojno
Dobb	Jelinek	Price	

Nays—2

Jaye

Middleton

In The Chair: Gire

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. 4774, entitled

A bill to amend 1976 PA 451, entitled "The revised school code," by amending section 1234 (MCL 380.1234).

(The bill was received from the Senate on June 11, with substitute (S-1), full title inserted and immediate effect given by the Senate, consideration of which, under the rules, was postponed until June 12, see House Journal No. 54, p. 1171.)

The question being on concurring in the adoption of 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. 512

Yeas—102

Agee	Emerson	Kaza	Price
Alley	Fitzgerald	Kelly	Profit
Anthony	Frank	Kukuk	Quarles
Baade	Freeman	LaForge	Raczkowski
Baird	Gagliardi	Law	Rhead
Banks	Galloway	Leland	Richner
Birkholz	Geiger	LeTarte	Rison
Bobier	Gernaat	Llewellyn	Rocca
Bodem	Gilmer	London	Schauer
Bogardus	Gire	Lowe	Schermesser
Brackenridge	Godchaux	Martinez	Schroer
Brater	Goschka	Mathieu	Scott
Brewer	Green	McBryde	Sikkema
Brown	Griffin	McManus	Stallworth
Byl	Gubow	McNutt	Tesanovich
Callahan	Gustafson	Middaugh	Thomas
Cassis	Hale	Middleton	Varga
Cherry	Hammerstrom	Murphy	Vaughn
Ciaramitaro	Hanley	Nye	Voorhees
Cropsey	Harder	Olshove	Walberg
Curtis	Hertel	Owen	Wallace
Dalman	Horton	Oxender	Wetters
DeHart	Jansen	Palamara	Whyman
DeVuyst	Jaye	Parks	Willard
Dobb	Jelinek	Perricone	Wojno
Dobronski	Jellema		

Nays—0

In The Chair: Gire

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. Johnson entered the House Chambers.

The Speaker laid before the House

House Bill No. 4520, entitled

A bill to amend 1933 (Ex Sess) PA 8, entitled "The Michigan liquor control act," by amending section 17h (MCL 436.17h), as amended by 1996 PA 379.

(The bill was received from the Senate on June 10, with substitute (S-1), full title inserted and immediate effect given by the Senate, consideration of which, under the rules, was postponed until June 11, see House Journal No. 53, p. 1143.)

The question being on concurring in the adoption of the substitute (S-1) made to the bill by the Senate, Rep. Gagliardi moved to amend the Senate substitute (S-1) as follows:

1. Amend page 3, line 9, after "UNIVERSITY," by inserting "WALKER CISLER CENTER AT LAKE SUPERIOR STATE UNIVERSITY,".

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

The question being on concurring in the Senate substitute (S-1) as amended,

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. 513**Yeas—78**

Agee	Dobb	Johnson	Parks
Alley	Dobronski	Kaza	Price
Anthony	Emerson	Kelly	Profit
Baird	Frank	LaForge	Prusi
Bankes	Freeman	Law	Quarles
Bobier	Gagliardi	Leland	Rhead
Bodem	Galloway	LeTarte	Rocca
Bogardus	Gilmer	Llewellyn	Schauer
Brackenridge	Gire	Martinez	Schermesser
Brater	Godchaux	Mathieu	Schroer
Brewer	Gubow	McManus	Scott
Brown	Gustafson	McNutt	Stallworth
Callahan	Hale	Middaugh	Tesanovich
Cassis	Hammerstrom	Middleton	Thomas
Cherry	Hanley	Murphy	Varga
Ciaramitaro	Harder	Olshove	Vaughn
Crissman	Hertel	Owen	Wallace
Curtis	Hood	Oxender	Wetters
Dalman	Jelinek	Palamara	Wojno
DeHart	Jellema		

Nays—26

Baade	Gernaat	London	Richner
Birkholz	Goschka	Lowe	Sikkema
Byl	Green	McBryde	Voorhees
Cropsey	Horton	Nye	Walberg
DeVuyst	Jansen	Perricone	Whyman
Fitzgerald	Jaye	Raczkowski	Willard
Geiger	Kukuk		

In The Chair: Gire

The House agreed to the full title of the bill.

The Speaker assumed the Chair.

Communications from State Officers

The following communication from the Secretary of State was received and read:

To all to whom these presents shall come:

I, Candice S. Miller, Secretary of State of the State of Michigan and Custodian of the Great Seal thereof, Do Hereby Certify that Raymond E. Basham of 12406 Telegraph Road, Taylor, Michigan 48180 has been elected a State Representative from the 22nd District for a term ending January 1, 1999 as shown by the returns certified by the Wayne County Board of Canvassers.

[SEAL]

In Testimony Whereof, I have hereunto set my hand and affixed the Great Seal of the State in the Capital City of Lansing, this Eighteenth day of June A.D. 1997

Candice S. Miller
Secretary of State

The communication was referred to the Clerk.

Representative-elect Basham took and subscribed the constitutional oath of office which was administered by the Honorable William Collette, Judge, 30th Judicial Circuit Court. Said oath was filed in the office of the Clerk of the House of Representatives.

Rep. Basham was assigned seat No. 2.

Rep. Gagliardi moved that the following remarks be printed in the Journal.
The motion prevailed.

Rep. Basham:

"I hope its not true what the judge said, that this would be the last applause I would get for a while. But I would just like to say thank you, Your Honor, and it is a privilege to be here on the House floor to represent my constituents and, let's go to work."

By unanimous consent the House returned to the order of

Second Reading of Bills

Senate Bill No. 169, entitled

A bill to make appropriations for the family independence agency and certain state purposes related to public welfare services for the fiscal year ending September 30, 1998; to provide for the expenditure of the appropriations; to create funds; to provide for the imposition of fees; to provide for reports; to provide for the disposition of fees and other income received by the state agency; and to provide for the powers and duties of certain individuals, local governments, and state departments, agencies, and officers.

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. Brewer moved to amend the bill as follows:

1. Amend page 14, line 16, after "budget" by inserting a comma and "the house and senate appropriations committees, the house and senate fiscal agencies, and the house and senate standing committees having jurisdiction over technology issues,".

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

Rep. McManus moved to amend the bill as follows:

1. Amend page 46, following line 26, by inserting:

"Sec. 637. Effective October 1, 1997, the family independence agency shall establish a family cap that provides that a recipient who gives birth to a child more than 10 months after beginning to receive family independence program (FIP) benefits shall not receive any additional cash benefits for the benefit of that child but may receive an amount equivalent to the cash benefits the recipient would have received for the benefit of that child in vouchers redeemable for food and other essentials for that child. This section does not affect the provision of any other benefits for which the recipient's household is otherwise eligible."

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

Rep. McManus demanded the yeas and nays.

The demand was supported.

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

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

Roll Call No. 514**Yeas—44**

Baade	Geiger	Kukuk	Oxender
Birkholz	Gernaat	Law	Perricone
Bobier	Goschka	LeTarte	Raczkowski
Bodem	Green	Llewellyn	Rhead
Brackenridge	Hammerstrom	Lowe	Richner
Brown	Horton	McBryde	Rocca
Cassis	Jansen	McManus	Schermesser
Cropsey	Jaye	McNutt	Sikkema
DeVuyst	Jelinek	Middaugh	Voorhees
Fitzgerald	Jellema	Middleton	Walberg
Galloway	Kaza	Nye	Whyman

Nays—59

Agee	Dobb	Kelly	Quarles
Anthony	Dobronski	Kilpatrick	Rison
Baird	Emerson	LaForge	Schauer
Bankes	Frank	Leland	Schroer
Basham	Freeman	London	Scott
Bogardus	Gagliardi	Martinez	Stallworth
Brater	Gilmer	Mathieu	Tesanovich
Brewer	Gire	Murphy	Thomas
Byl	Godchaux	Olshove	Varga
Callahan	Gustafson	Owen	Vaughn
Cherry	Hale	Palamara	Wallace
Ciaramitaro	Hanley	Parks	Wetters
Crissman	Harder	Price	Willard
Curtis	Hood	Profit	Wojno
Dalman	Johnson	Prusi	

In The Chair: Hertel

Rep. Horton moved to amend the bill as follows:

1. Amend page 32, line 7, after "524." by striking out the balance of the section and inserting "The family independence agency shall provide day care payments for enrolled in-home aides between the ages of 16 and 18 in the same manner and at the same reimbursement levels as enrolled in-home aides who are 18 years of age and older."

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

Rep. Horton demanded the yeas and nays.

The demand was supported.

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

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

Roll Call No. 515**Yeas—40**

Birkholz	Goschka	LeTarte	Oxender
Bobier	Green	Llewellyn	Perricone
Bodem	Gustafson	London	Raczkowski
Brackenridge	Hammerstrom	Lowe	Rhead
Cropsey	Horton	McBryde	Richner
Dalman	Jansen	McManus	Rocca
DeVuyst	Jaye	McNutt	Sikkema

Galloway
Geiger
Gernaat

Kaza
Kukuk
Law

Middaugh
Middleton
Nye

Voorhees
Walberg
Whyman

Nays—66

Agee
Alley
Anthony
Baade
Baird
Bankes
Basham
Bogardus
Brater
Brewer
Brown
Byl
Callahan
Cassis
Cherry
Ciaramitaro
Crissman

Curtis
DeHart
Dobb
Dobronski
Emerson
Fitzgerald
Frank
Freeman
Gilmer
Godchaux
Griffin
Gubow
Hale
Hanley
Harder
Hertel
Hood

Jelinek
Jellema
Johnson
Kelly
Kilpatrick
LaForge
Leland
Martinez
Mathieu
Murphy
Olshove
Owen
Palamara
Parks
Price
Profit

Prusi
Quarles
Rison
Schauer
Schermesser
Schroer
Scott
Stallworth
Tesanovich
Thomas
Varga
Vaughn
Wallace
Wetters
Willard
Wojno

In The Chair: Hertel

Rep. Kukuk moved to amend the bill as follows:

1. Amend page 46, following line 26, by inserting:

“Sec. 637. (1) From the funds appropriated in section 101 for state emergency relief, the family independence agency shall not make a payment to a recipient for the purpose of mortgage payments, home repairs, land contracts payments, or property tax payment, unless the recipient agrees to give the department a lien on his or her real property in the amount of total payments made by the department in excess of \$250.00.

(2) A lien under this section shall be enforced, and the amount of the lien recouped, when the recipient conveys the real property.

(3) By March 1, 1998, the department shall provide the house and senate appropriations subcommittees dealing with appropriations for the family independence agency with a report on progress in implementing this section.”.

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

Rep. Kukuk demanded the yeas and nays.

The demand was supported.

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

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

Roll Call No. 516

Yeas—50

Birkholz
Bobier
Bodem
Brackenridge
Callahan
Cassis
Crissman
Cropsey
Dalman
DeHart

Galloway
Geiger
Gernaat
Gilmer
Goschka
Green
Gustafson
Hammerstrom
Horton
Jansen

Kaza
Kukuk
Law
Llewellyn
London
Lowe
McBryde
McManus
McNutt
Middaugh

Oxender
Perricone
Raczkowski
Rhead
Richner
Rocca
Sikkema
Voorhees
Walberg
Whyman

DeVuyst
Dobb
Fitzgerald

Jaye
Jelinek
Johnson

Middleton
Nye

Willard
Wojno

Nays—55

Agee
Alley
Anthony
Baade
Baird
Banks
Basham
Bogardus
Brater
Brewer
Brown
Byl
Cherry
Ciaramitaro

Curtis
Dobronski
Emerson
Frank
Freeman
Gagliardi
Godchaux
Griffin
Gubow
Hale
Hanley
Harder
Hertel
Jellema

Kelly
Kilpatrick
LaForge
Leland
LeTarte
Martinez
Mathieu
Murphy
Olshove
Owen
Palamara
Parks
Price
Profit

Prusi
Quarles
Rison
Schauer
Schroer
Scott
Stallworth
Tesanovich
Thomas
Varga
Vaughn
Wallace
Wetters

In The Chair: Hertel

Reps. Jellema and Price moved to amend the bill as follows:

1. Amend page 44, following line 18, by inserting:

“Sec. 627a. (1) The family independence agency shall prepare a plan to provide for the establishment of individual development accounts by individuals who apply for or receive public assistance from the family independence agency by January 1, 1998.

(2) Prior to the implementation of the plan prepared under subsection (1), the family independence agency shall present the plan to the legislature. The plan shall include, but is not limited to, all of the following:

- (a) An assessment of the fiscal impact of the plan.
 - (b) An estimate of the impact the plan will have on family independence agency caseloads.
 - (c) An assessment of whether the plan will encourage individuals to seek assistance who would not otherwise seek assistance.
 - (d) The impact of the plan on short-term and long-term welfare dependency on assistance.
 - (e) Methods to leverage nongovernmental funds.
 - (f) Limitations, if any, on the number of participants in the program.
 - (g) Methodology of evaluation.
 - (h) Whether the program is restricted to FIP recipients or available to nonrecipient, low-income individuals as well.”.
- The motion prevailed and the amendment was adopted, a majority of the members serving voting therefor.

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

Rep. Gilmer moved to amend the bill as follows:

1. Amend page 4, line 4, by striking out “25,826,700” and inserting “21,826,700” and adjusting the subtotals, totals, and section 201 accordingly.

2. Amend page 23, line 1, by striking out all of section 409.

The question being on the adoption of the amendments offered by Rep. Gilmer,
Rep. Middleton demanded the yeas and nays.

The demand was supported.

The question being on the adoption of the amendments offered by Rep. Gilmer,

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

Roll Call No. 517**Yeas—50**

Birkholz	Geiger	Johnson	Middleton
Bobier	Gernaat	Kaza	Nye
Bodem	Gilmer	Kukuk	Oxender
Brackenridge	Godchaux	Law	Perricone
Byl	Goschka	LeTarte	Rackowski
Cassis	Green	Llewellyn	Rhead
Crissman	Gustafson	London	Richner
Cropsey	Hammerstrom	Lowe	Rocca
Dalman	Horton	McBryde	Sikkema
DeVuyst	Jansen	McManus	Voorhees
Dobb	Jaye	McNutt	Walberg
Fitzgerald	Jelinek	Middaugh	Whyman
Galloway	Jellema		

Nays—56

Agee	Curtis	Kelly	Rison
Alley	DeHart	LaForge	Schauer
Anthony	Dobronski	Leland	Schermesser
Baade	Emerson	Martinez	Schroer
Baird	Frank	Mathieu	Scott
Bankes	Freeman	Murphy	Stallworth
Basham	Gagliardi	Olshove	Tesanovich
Bogardus	Griffin	Owen	Thomas
Brater	Gubow	Palamara	Varga
Brewer	Hale	Parks	Vaughn
Brown	Hanley	Price	Wallace
Callahan	Harder	Profit	Wetters
Cherry	Hertel	Prusi	Willard
Ciaramitaro	Hood	Quarles	Wojno

In The Chair: Hertel

Rep. Goschka moved to amend the bill as follows:

1. Amend page 46, following line 26, by inserting:

“Sec. 637. (1) The family independence agency shall periodically compare its records of individuals who receive or use food stamps or coupons, food stamp access devices, or food stamp program benefits with the records of individuals committed to the jurisdiction of the department of corrections to identify and terminate the eligibility of individuals who are ineligible for those food stamps or coupons, food stamp access devices, or food stamp program benefits because they are committed to the jurisdiction of the department of corrections.

(2) The family independence agency shall also compare its records of individuals who receive or use food stamps or coupons, food stamp access devices, or food stamp program benefits with the records of individuals incarcerated in local governmental units that have substantial jail populations.

(3) The family independence agency shall report to the house and senate subcommittees on the family independence agency the results of the actions required by this section.”.

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

Rep. Horton moved to amend the bill as follows:

1. Amend page 46, following line 26, following section 637, by inserting:

“Sec. 638. (1) Effective October 1, 1997, the family independence agency shall limit for 12 months the amount of family independence program (FIP) benefits paid to persons who move into this state to the lower of the following:

(a) The Michigan amount of FIP benefits that would be allowed to the person or persons.

(b) The amount that the person or persons would have received from the state from which they moved to come to this state.

(2) The family independence agency shall report to the legislature the number of FIP cases affected by this section.”.

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

The demand was supported.

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

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

Roll Call No. 518**Yeas—50**

Baade	Dobb	Kaza	Nye
Birkholz	Fitzgerald	Kukuk	Oxender
Bobier	Galloway	Law	Perricone
Bodem	Geiger	LeTarte	Raczkowski
Brackenridge	Gernaat	Llewellyn	Rhead
Brown	Goschka	London	Richner
Byl	Green	Lowe	Rocca
Cassis	Gustafson	McBryde	Schermesser
Crissman	Hammerstrom	McManus	Sikkema
Cropsey	Horton	McNutt	Voorhees
Dalman	Jansen	Middaugh	Walberg
DeHart	Jelinek	Middleton	Whyman
DeVuyst	Jellema		

Nays—52

Agee	Emerson	Kelly	Quarles
Anthony	Frank	Kilpatrick	Rison
Baird	Freeman	LaForge	Schauer
Bankes	Gagliardi	Leland	Schroer
Basham	Gilmer	Martinez	Scott
Bogardus	Godchaux	Mathieu	Stallworth
Brater	Griffin	Murphy	Tesanovich
Brewer	Gubow	Owen	Thomas
Callahan	Hale	Palamara	Varga
Cherry	Hanley	Parks	Vaughn
Ciaramitaro	Harder	Price	Wetters
Curtis	Hertel	Profit	Willard
Dobronski	Hood	Prusi	Wojno

In The Chair: Hertel

Rep. Horton moved to amend the bill as follows:

1. Amend page 42, line 11, after “partner” by striking out “as the supervising adult”.

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

Rep. Horton demanded the yeas and nays.

The demand was supported.

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

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

Roll Call No. 519**Yeas—46**

Alley	Gernaat	Kukuk	Oxender
Birkholz	Goschka	Law	Perricone
Bobier	Green	LeTarte	Profit

Bodem	Gustafson	Llewellyn	Raczkowski
Brewer	Hammerstrom	London	Rhead
Byl	Horton	Lowe	Richner
Cropsey	Jansen	McManus	Rocca
Dalman	Jaye	McNutt	Sikkema
DeVuyst	Jelinek	Middaugh	Voorhees
Fitzgerald	Jellema	Middleton	Walberg
Frank	Johnson	Nye	Whyman
Geiger	Kaza		

Nays—50

Agee	Dobronski	LaForge	Schauer
Anthony	Freeman	Leland	Schermesser
Baird	Gagliardi	Martinez	Schroer
Bankes	Galloway	Mathieu	Scott
Basham	Gilmer	Murphy	Stallworth
Brackenridge	Godchaux	Owen	Tesanovich
Brater	Gubow	Palamara	Thomas
Brown	Hale	Parks	Varga
Callahan	Hanley	Price	Vaughn
Cassis	Hertel	Prusi	Wetters
Crissman	Hood	Quarles	Willard
DeHart	Kelly	Rison	Wojno
Dobb	Kilpatrick		

In The Chair: Hertel

Rep. Brewer moved to amend the bill as follows:

1. Amend page 20, line 21, after "1998." by inserting "The family independence agency shall submit by December 1, 1997 and each quarter thereafter, a report to the members of the house and senate appropriations subcommittees on family independence agency and the standing committees having jurisdiction over technology issues, a report detailing the use of funding and progress toward the completion of the assist project."

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

Reps. Jaye and Kaza moved to amend the bill as follows:

1. Amend page 46, following line 26, following section 637, by inserting:

"Sec. 638. The family independence agency shall provide, to any 18 to 50 year old able-bodied recipient of food stamps who refuses to comply with work requirements as outlined in Public Law 104-193, a bus ticket to any other state that has applied for a waiver to federal food stamp work requirements if the able-bodied recipient agrees not to seek welfare benefits for the ensuing 5-year period."

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

Rep. Kaza moved to reconsider the vote by which the House did not adopt the amendment.

The question being on the motion by Rep. Kaza,

Rep. Kaza moved that consideration of the motion be postponed temporarily.

The motion prevailed.

Rep. Horton moved to amend the bill as follows:

1. Amend page 46, following line 26, following section 637, by inserting:

"Sec. 638. (1) Effective October 1, 1997, the family independence agency shall limit for 6 months the amount of family independence program (FIP) benefits paid to persons who move into this state to the lower of the following:

(a) The Michigan amount of FIP benefits that would be allowed to the person or persons.

(b) The amount that the person or persons would have received from the state from which they moved to come to this state.

(2) The family independence agency shall report to the legislature the number of FIP cases affected by this section."

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

Rep. Horton demanded the yeas and nays.

The demand was supported.

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

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

Roll Call No. 520**Yeas—64**

Alley	DeHart	Jansen	Nye
Anthony	DeVuyst	Jaye	Olshove
Baade	Dobb	Jelinek	Oxender
Birkholz	Fitzgerald	Jellema	Perricone
Bobier	Frank	Johnson	Profit
Bodem	Gagliardi	Kaza	Prusi
Brackenridge	Galloway	Kukuk	Raczkowski
Brewer	Geiger	LeTarte	Rhead
Brown	Gernaat	Llewellyn	Richner
Byl	Gilmer	London	Rocca
Callahan	Goschka	Lowe	Schermesser
Cassis	Green	McBryde	Sikkema
Crissman	Gustafson	McManus	Voorhees
Cropsey	Hammerstrom	McNutt	Walberg
Curtis	Harder	Middaugh	Whyman
Dalman	Horton	Middleton	Wojno

Nays—37

Agee	Griffin	Martinez	Schroer
Baird	Gubow	Mathieu	Scott
Banks	Hale	Murphy	Stallworth
Basham	Hanley	Owen	Tesanovich
Brater	Hertel	Palamara	Thomas
Cherry	Kelly	Parks	Varga
Ciaramitaro	Kilpatrick	Price	Vaughn
Dobronski	LaForge	Rison	Wetters
Emerson	Leland	Schauer	Willard
Godchaux			

In The Chair: Hertel

Rep. Wetters, having reserved the right to explain his nay vote, made the following statement:

“Mr. Speaker and members of the House:

This amendment would bar any migrant labor from access to even emergency funds and would have a dramatic & negative impact on Michigan agriculture.

I cannot support this amendment.”

Rep. Jaye moved to amend the bill as follows:

1. Amend page 46, following line 26, by inserting:

“Sec. 637. The family independence agency shall not provide any benefits except emergency medicaid to a nonresident of this state.”.

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

Rep. Horton moved to amend the bill as follows:

1. Amend page 32, line 11, by striking out all of section 525.

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

Rep. Horton demanded the yeas and nays.

The demand was supported.

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

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

Roll Call No. 521**Yeas—52**

Alley	Frank	Jellema	Middleton
Birkholz	Galloway	Johnson	Nye
Bobier	Geiger	Kaza	Oxender
Bodem	Gernaat	Kukuk	Perricone
Brackenridge	Gilmer	Law	Profit
Byl	Goschka	LeTarte	Raczkowski
Cassis	Green	Llewellyn	Rhead
Crissman	Gustafson	London	Richner
Cropsey	Hammerstrom	Lowe	Rocca
Dalman	Horton	McBryde	Sikkema
DeVuyst	Jansen	McManus	Voorhees
Dobb	Jaye	McNutt	Walberg
Fitzgerald	Jelinek	Middaugh	Whyman

Nays—50

Agee	Dobronski	LaForge	Rison
Anthony	Freeman	Leland	Schauer
Baade	Gagliardi	Martinez	Scott
Baird	Godchaux	Mathieu	Stallworth
Bankes	Griffin	Murphy	Tesanovich
Basham	Gubow	Olshove	Thomas
Brater	Hale	Owen	Varga
Brewer	Hanley	Palamara	Vaughn
Brown	Harder	Parks	Wallace
Callahan	Hertel	Price	Wetters
Cherry	Hood	Prusi	Willard
Ciaramitaro	Kelly	Quarles	Wojno
Curtis	Kilpatrick		

In The Chair: Hertel

Rep. Jaye moved to amend the bill as follows:

1. Amend page 46, following line 26, by inserting:

“Sec. 637. The family independence agency shall adopt a policy of no free college education for recipients who are convicted of a felony or drug related crime.”.

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

Rep. Price moved to reconsider the vote by which the House adopted the amendment.

The motion prevailed.

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

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

Rep. Jaye moved to amend the bill as follows:

1. Amend page 46, following line 26, by inserting:

“Sec. 637. The family independence agency shall not provide benefits or assistance of any kind to an individual who is childless and has been convicted of a drug related felony.”.

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

Rep. Jaye moved to amend the bill as follows:

1. Amend page 46, following line 26, following section 638, by inserting:

“Sec. 639. The family independence agency shall reduce the FIP assistance by 5% to any household that includes an individual who smokes.”.

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

Rep. Jaye demanded the yeas and nays.

The demand was supported.

The question being on the adoption of the amendment offered by Rep. Jaye,
The amendment was not adopted, a majority of the members serving not voting therefor, by yeas and nays, as follows:

Roll Call No. 522**Yeas—13**

Birkholz	Goschka	Llewellyn	Voorhees
Byl	Gubow	McBryde	Whyman
Dalman	Jaye	Rhead	Willard
DeVuyst			

Nays—93

Agee	Fitzgerald	Kaza	Perricone
Alley	Frank	Kelly	Price
Anthony	Freeman	Kilpatrick	Profit
Baade	Gagliardi	Kukuk	Prusi
Baird	Galloway	LaForge	Quarles
Bankes	Geiger	Law	Raczkowski
Basham	Gernaat	Leland	Richner
Bobier	Gilmer	LeTarte	Rison
Bodem	Godchaux	London	Rocca
Bogardus	Green	Lowe	Schauer
Brackenridge	Griffin	Martinez	Schermesser
Brater	Gustafson	Mathieu	Schroer
Brewer	Hale	McManus	Scott
Brown	Hammerstrom	McNutt	Sikkema
Callahan	Hanley	Middaugh	Stallworth
Cassis	Harder	Middleton	Tesanovich
Cherry	Hertel	Murphy	Thomas
Ciaramitaro	Hood	Nye	Varga
Crissman	Horton	Olshove	Vaughn
Curtis	Jansen	Owen	Walberg
DeHart	Jelinek	Oxender	Wallace
Dobb	Jellema	Palamara	Wetters
Dobronski	Johnson	Parks	Wojno
Emerson			

In The Chair: Hertel

Rep. Scranton entered the House Chambers.

Rep. Horton moved to amend the bill as follows:

1. Amend page 46, following line 26, following section 638, by inserting:

“Sec. 639. The family independence agency shall submit a request to the federal government for an exemption from the minimum wage for community service or job training activities of family independence program (FIP) recipients.”.

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

Rep. Horton demanded the yeas and nays.

The demand was supported.

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

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

Roll Call No. 523**Yeas—51**

Alley	Frank	Johnson	Nye
Birkholz	Geiger	Kaza	Oxender
Bobier	Gernaat	Kukuk	Perricone
Bodem	Gilmer	Law	Raczkowski
Brackenridge	Goschka	LeTarte	Rhead
Byl	Green	Llewellyn	Richner
Cassis	Gustafson	London	Rocca
Crissman	Hammerstrom	Lowe	Scranton
Cropsey	Horton	McBryde	Sikkema
Dalman	Jansen	McManus	Voorhees
DeVuyst	Jaye	McNutt	Walberg
Dobb	Jelinek	Middaugh	Whyman
Fitzgerald	Jellema	Middleton	

Nays—56

Agee	DeHart	Kelly	Quarles
Anthony	Dobronski	Kilpatrick	Rison
Baade	Emerson	LaForge	Schauer
Baird	Freeman	Leland	Schermesser
Banks	Gagliardi	Martinez	Schroer
Basham	Galloway	Mathieu	Scott
Bogardus	Godchaux	Murphy	Stallworth
Brater	Griffin	Olshove	Thomas
Brewer	Gubow	Owen	Varga
Brown	Hale	Palamara	Vaughn
Callahan	Hanley	Parks	Wallace
Cherry	Harder	Price	Wetters
Ciaramitaro	Hertel	Profit	Willard
Curtis	Hood	Prusi	Wojno

In The Chair: Hertel

Rep. Horton moved to amend the bill as follows:

1. Amend page 16, following line 9, by inserting:

“(3) Notwithstanding subsections (1) and (2), the family independence agency shall actively recruit faith-based organizations to compete on the same basis as any other private organization for contracts to provide services to recipients of family independence agency services, including but not limited to, mentoring or supportive services. The family independence agency shall not discriminate against an organization that applies to become a contractor on the basis that the organization has a religious character.”.

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

Rep. Horton moved to amend the bill as follows:

1. Amend page 42, line 13, after “622.” by inserting “(1)”.

2. Amend page 42, following line 25, by inserting:

“(2) The family grant for the individual’s family for FIP and food stamps shall be permanently reduced by the individual’s personal needs portion if the individual who is a person convicted of a felony and receives benefits under this section is convicted of a second felony which included the possession, use, or distribution of a controlled substance after August 22, 1996.”.

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

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

Rep. Kaza demanded the yeas and nays.

The demand was supported.

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

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

Roll Call No. 524**Yeas—44**

Birkholz	Geiger	Jellema	Nye
Bobier	Gernaat	Johnson	Oxender
Brackenridge	Godchaux	Kaza	Perricone
Cassis	Goschka	Kukuk	Raczkowski
Crissman	Green	Law	Rhead
Cropsey	Gustafson	Llewellyn	Richner
Dalman	Hammerstrom	Lowe	Rocca
DeVuyst	Horton	McBryde	Sikkema
Dobb	Jansen	McManus	Voorhees
Fitzgerald	Jaye	Middaugh	Walberg
Galloway	Jelinek	Middleton	Whyman

Nays—60

Agee	Curtis	LaForge	Rison
Alley	DeHart	Leland	Schauer
Anthony	Dobronski	LeTarte	Schermesser
Baade	Frank	Martinez	Schroer
Baird	Freeman	Mathieu	Scott
Bankes	Gagliardi	McNutt	Scranton
Basham	Griffin	Murphy	Stallworth
Bogardus	Gubow	Olshove	Tesanovich
Brater	Hale	Owen	Thomas
Brewer	Hanley	Palamara	Varga
Brown	Harder	Parks	Vaughn
Byl	Hertel	Price	Wallace
Callahan	Hood	Profit	Wetters
Cherry	Kelly	Prusi	Willard
Ciaramitaro	Kilpatrick	Quarles	Wojno

In The Chair: Hertel

Rep. McBryde moved to reconsider the vote by which the House did not adopt the amendment offered previously by Rep. Horton.

The motion prevailed.

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

Rep. McBryde demanded the yeas and nays.

The demand was supported.

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

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

Roll Call No. 525**Yeas—52**

Alley	Galloway	Johnson	Nye
Anthony	Geiger	Kaza	Oxender
Birkholz	Gernaat	Kukuk	Palamara
Bobier	Gilmer	Law	Perricone
Bodem	Goschka	LeTarte	Raczkowski
Brackenridge	Green	Llewellyn	Rhead
Byl	Gustafson	London	Richner
Cropsey	Hammerstrom	Lowe	Rocca
Dalman	Horton	McBryde	Scranton
DeVuyst	Jansen	McManus	Sikkema
Dobb	Jaye	McNutt	Voorhees
Fitzgerald	Jelinek	Middaugh	Walberg
Frank	Jellema	Middleton	Whyman

Nays—38

Agee	Dobronski	Leland	Stallworth
Baird	Godchaux	Martinez	Tesanovich
Bankes	Gubow	Murphy	Thomas
Basham	Hale	Parks	Varga
Bogardus	Hanley	Price	Vaughn
Brater	Harder	Prusi	Wallace
Brewer	Hertel	Schauer	Wetters
Brown	Kelly	Schermesser	Willard
Cherry	Kilpatrick	Schroer	Wojno
Curtis	LaForge		

In The Chair: Hertel

Rep. Jansen moved to amend the bill as follows:

1. Amend page 36, line 15, after “needy” by striking out “persons” and inserting “citizens of the United States or aliens exempted from the supplemental security income citizenship requirement”.

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

Rep. Jansen demanded the yeas and nays.

The demand was supported.

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

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

Roll Call No. 526**Yeas—47**

Birkholz	Frank	Jellema	Oxender
Bobier	Geiger	Johnson	Perricone
Bodem	Gernaat	Kaza	Profit
Brackenridge	Gilmer	Kukuk	Raczkowski
Brown	Goschka	Law	Rhead
Cassis	Green	London	Richner
Crissman	Gustafson	Lowe	Rocca
Cropsey	Hammerstrom	McBryde	Sikkema
Dalman	Horton	McManus	Voorhees
DeHart	Jansen	McNutt	Walberg
DeVuyst	Jaye	Middaugh	Whyman
Fitzgerald	Jelinek	Nye	

Nays—58

Agee	Dobb	Kilpatrick	Quarles
Alley	Dobronski	LaForge	Rison
Anthony	Emerson	Leland	Schauer
Baade	Freeman	LeTarte	Schermesser
Baird	Gagliardi	Martinez	Schroer
Bankes	Galloway	Mathieu	Scott
Basham	Godchaux	Middleton	Stallworth
Bogardus	Griffin	Murphy	Tesanovich
Brater	Gubow	Olshove	Thomas
Brewer	Hale	Owen	Varga
Byl	Hanley	Palamara	Vaughn
Callahan	Harder	Parks	Wallace

Cherry	Hertel	Price	Willard
Ciaramitaro	Hood	Prusi	Wojno
Curtis	Kelly		

In The Chair: Hertel

Reps. McManus and Goschka moved to amend the bill as follows:

1. Amend page 46, following line 26, following section 638, by inserting:

“Sec. 639. An able-bodied person between 18 and 50 years of age may not receive food stamp benefits for more than 3 countable months in a 36-month period unless that person meets 1 of the following criteria:

(a) Works at least 25 hours per month in community service work activities within a 30-day period.

(b) Works 80 hours or more within a 30-day period.

(c) Participates in a work program for 80 hours or more within a 30-day period.

(d) Becomes exempt.”.

The question being on the adoption of the amendment offered by Reps. McManus and Goschka,

Rep. McManus demanded the yeas and nays.

The demand was supported.

The question being on the adoption of the amendment offered by Reps. McManus and Goschka,

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

Roll Call No. 527

Yeas—66

Alley	Fitzgerald	Kaza	Perricone
Anthony	Frank	Kukuk	Profit
Birkholz	Gagliardi	Law	Prusi
Bobier	Galloway	LeTarte	Raczkowski
Bodem	Geiger	Llewellyn	Rhead
Brackenridge	Gernaat	London	Richner
Brewer	Gilmer	Lowe	Rocca
Brown	Goschka	McBryde	Schermesser
Byl	Green	McManus	Scranton
Callahan	Gustafson	McNutt	Sikkema
Cassis	Hammerstrom	Middaugh	Voorhees
Crissman	Horton	Middleton	Walberg
Cropsey	Jansen	Nye	Wetters
Dalman	Jaye	Olshove	Whyman
DeHart	Jelinek	Oxender	Willard
DeVuyst	Jellema	Palamara	Wojno
Dobb	Johnson		

Nays—40

Agee	Emerson	Kilpatrick	Rison
Baade	Godchaux	LaForge	Schauer
Baird	Griffin	Leland	Schroer
Bankes	Gubow	Martinez	Scott
Basham	Hale	Mathieu	Stallworth
Brater	Hanley	Murphy	Tesanovich
Cherry	Harder	Owen	Thomas
Ciaramitaro	Hertel	Parks	Varga
Curtis	Hood	Price	Vaughn
Dobronski	Kelly	Quarles	Wallace

In The Chair: Hertel

Rep. Jaye moved to amend the bill as follows:

1. Amend page 46, following line 26, following section 639, by inserting:

“Sec. 640. (1) The family independence agency shall establish a reduction of benefits program that sanctions individuals who receive family independence program (FIP) benefits or food stamps who fail to ensure that their minor dependent children attend school as required by law.

(2) The program developed pursuant to subsection (1) shall be submitted by the family independence agency to the legislature prior to implementation of the program.

(3) The program developed pursuant to subsection (1) shall be implemented for the 1997-98 school year, and all recipients of FIP or food stamps who have school-aged children in the assistance group shall be given notice of the program prior to the beginning of the 1997-98 school year.”

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

Rep. Jaye demanded the yeas and nays.

The demand was supported.

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

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

Roll Call No. 528

Yeas—64

Alley	Fitzgerald	Jelinek	Olshove
Anthony	Frank	Jellema	Oxender
Bankes	Gagliardi	Johnson	Palamara
Birkholz	Galloway	Kaza	Perricone
Bobier	Geiger	Kukuk	Profit
Bodem	Gernaat	Law	Rackowski
Brackenridge	Gilmer	LeTarte	Rhead
Brewer	Godchaux	Llewellyn	Richner
Brown	Goschka	London	Rocca
Cassis	Green	Lowe	Schauer
Crissman	Gustafson	Mathieu	Scranton
Cropsey	Hammerstrom	McBryde	Sikkema
Dalman	Harder	McManus	Voorhees
DeHart	Horton	Middaugh	Walberg
DeVuyst	Jansen	Middleton	Whyman
Dobb	Jaye	Nye	Willard

Nays—40

Agee	Freeman	Leland	Schroer
Baade	Griffin	Martinez	Scott
Baird	Gubow	Murphy	Stallworth
Basham	Hale	Owen	Tesanovich
Bogardus	Hanley	Parks	Thomas
Brater	Hertel	Price	Varga
Callahan	Hood	Prusi	Vaughn
Cherry	Kelly	Quarles	Wallace
Curtis	Kilpatrick	Rison	Wetters
Dobronski	LaForge	Schermesser	Wojno

In The Chair: Hertel

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

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

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

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

Rep. Gagliardi moved that Rule 49 be suspended.

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

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

Senate Bill No. 169, entitled

A bill to make appropriations for the family independence agency and certain state purposes related to public welfare services for the fiscal year ending September 30, 1998; to provide for the expenditure of the appropriations; to create funds; to provide for the imposition of fees; to provide for reports; to provide for the disposition of fees and other income received by the state agency; and to provide for the powers and duties of certain individuals, local governments, and state departments, agencies, and 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. 529

Yeas—70

Agee	DeVuyst	Jansen	Quarles
Alley	Dobb	Jellema	Rison
Anthony	Dobronski	Kelly	Schauer
Baade	Frank	Kilpatrick	Schermesser
Baird	Freeman	LaForge	Schroer
Bankes	Gagliardi	Leland	Scott
Basham	Galloway	Martinez	Sikkema
Bodem	Geiger	Mathieu	Stallworth
Bogardus	Gernaat	McBryde	Tesanovich
Brater	Godchaux	McManus	Thomas
Brewer	Griffin	Murphy	Varga
Brown	Gubow	Olshove	Vaughn
Callahan	Hale	Owen	Voorhees
Cassis	Hammerstrom	Palamara	Wallace
Cherry	Hanley	Parks	Wetters
Ciaramitaro	Harder	Price	Willard
Curtis	Hertel	Prusi	Wojno
DeHart	Hood		

Nays—36

Birkholz	Goschka	Law	Oxender
Bobier	Green	LeTarte	Perricone
Brackenridge	Gustafson	Llewellyn	Raczkowski
Byl	Horton	London	Rhead
Crissman	Jaye	Lowe	Richner
Cropsey	Jelinek	McNutt	Rocca
Dalman	Johnson	Middaugh	Scranton
Fitzgerald	Kaza	Middleton	Walberg
Gilmer	Kukuk	Nye	Whyman

In The Chair: Hertel

The House agreed to the title of the bill.

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

“Mr. Speaker and members of the House:

I voted ‘No’ on this bill because it does not require the state to recover taxpayer money provided by the Family Independence Agency (FIA) to homeowners who receive grants to improve their homes.

During floor debate on this legislation, I introduced an amendment which would have required recipients of FIA funds to repay taxpayers for grants used to make home repairs, mortgage payments, property tax payments, or land contract payments. The FIA would place a lien on homes in the amount expended by the FIA for the purpose of recovering the taxpayer funds at the time the home is sold. Unfortunately, my amendment was not adopted. Homeowners should not benefit from higher selling prices on their homes without reimbursing taxpayers for their contribution.

The state provides these loans at zero interest, and I believe that this program should not be a free handout."

Rep. Jaye, 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 Legislature, press and the public did not have 5 days as required by the House Rules to review the welfare and DNR budget bills. It is irresponsible for legislators to vote on a welfare budget containing \$1.033 billion and 13,597 employees with less than a 24 hour review. My Republican Colleagues wouldn't even assist me in getting a record roll call vote on the following amendments:

1. Allow for a lien on home and/or apartment complexes who receive weatherization grants; allow repayment to the state when they sell the property.
2. Mandate welfare recipients pay back past support with up to 50% of lottery winnings, inheritance or other windfalls.
3. Allow for welfare to be treated grants as loans, not to exceed 5% of the future salary or windfalls to pay back the state.
4. Allow for FIA to adopting a policy of no free college education (\$12 million TIP) for welfare recipients and teens convicted of felony crimes or drug crimes.
5. Mandate FIA have a 5% withholding of cash grants for smokers?
6. Allow as an asset any vehicle owned in part or whole to determining eligibility with a FMV over \$10,000.
7. Allow any real property, other than the occupied single family domicile, to be counted as an asset and any income producing real property asset as income.
8. Eliminate welfare benefits for all non-Michigan residents except emergency Medicaid.
9. Require FIA employees to report illegal aliens to the Federal Immigration Service.
10. Reduce drug users' grant by 10% if they do not enroll in a rehabilitation program within 45 days and eliminate all benefits if they are not enrolled in a treatment program six months after conviction.
11. Prohibit childless, drug felons to receive FIA assistance of any type.

The majority of House Legislators are more interested in leaving early for the 4th of July Holiday than reading and deliberating on Michigan's \$20 billion budget bills."

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

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

Rep. Gustafson moved to reconsider the vote by which the House gave the bill immediate effect.

The motion prevailed.

The question being on giving the bill immediate effect,

Rep. Gustafson demanded the yeas and nays.

The demand was supported.

The question being on giving the bill immediate effect,

The motion did not prevail, 2/3 of the members serving not voting therefor, by yeas and nays, as follows:

Roll Call No. 530

Yeas—54

Agee	DeHart	LaForge	Rison
Alley	Dobronski	Leland	Schauer
Anthony	Frank	Martinez	Schermesser
Baade	Freeman	Mathieu	Schroer
Baird	Gagliardi	Murphy	Scott
Basham	Griffin	Olshove	Stallworth
Bogardus	Gubow	Owen	Tesanovich
Brater	Hale	Palamara	Thomas
Brewer	Hanley	Parks	Varga
Brown	Harder	Price	Vaughn
Callahan	Hertel	Profit	Wallace
Cherry	Hood	Prusi	Willard
Ciaramitaro	Kelly	Quarles	Wojno
Curtis	Kilpatrick		

Nays—51

Banks	Geiger	Johnson	Nye
Birkholz	Gernaat	Kaza	Oxender
Bobier	Gilmer	Kukuk	Perricone
Bodem	Godchaux	Law	Raczkowski
Brackenridge	Goschka	LeTarte	Rhead
Byl	Green	Llewellyn	Richner
Cassis	Gustafson	London	Rocca
Crissman	Hammerstrom	Lowe	Scranton
Cropsey	Horton	McBryde	Sikkema
Dalman	Jansen	McManus	Voorhees
DeVuyst	Jaye	McNutt	Walberg
Dobb	Jelinek	Middaugh	Whyman
Fitzgerald	Jellema	Middleton	

In The Chair: Hertel

Second Reading of Bills**Senate Bill No. 168, entitled**

A bill to make appropriations for the department of natural resources for the fiscal year ending September 30, 1998; to provide for the expenditure of those appropriations; to create funds and accounts; to require reports; to prescribe certain powers and duties of certain state agencies and officials; to authorize certain transfers by certain state agencies; and to provide for the disposition of fees and other income received by the various state agencies.

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. Jaye moved to amend the bill as follows:

1. Amend page 30, following line 10, by inserting:

“Sec. 708. With money appropriated in section 101, the department shall allow an individual who obtains a permit for entrance into a state park or recreation area to enter any state park or recreation area during the time period that the permit is effective.”.

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

Rep. Brewer moved to amend the bill as follows:

1. Amend page 24, line 2, after “budget” by inserting a comma and “the house and senate appropriations committees, the house and senate fiscal agencies, and the house and senate standing committees having jurisdiction over technology issues,”.

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

Rep. Anthony moved to amend the bill as follows:

1. Amend page 30, following line 10, following section 708, by inserting:

“Sec. 709. The department shall make necessary improvements to the Fayette state park to assure that electrical connections are made to the campgrounds located within the Fayette state park. The department shall utilize the funds appropriated for state parks from the park improvement fund for the purpose of this section.”.

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

The Speaker called the Speaker Pro Tempore to the Chair.

Rep. Jaye moved to amend the bill as follows:

1. Amend page 32, following line 4, by inserting:

“Sec. 808. To the extent permitted by contract, the department shall assign individuals who are forest firefighters to work during low fire risk seasons in jobs that support the harvest of forest products.”.

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

Rep. Gagliardi moved that Rep. Stallworth be excused from the balance of today's session.
The motion prevailed.

Rep. Jaye moved to amend the bill as follows:

1. Amend page 32, following line 20, by inserting:

“Sec. 904. (1) With money appropriated in section 101, the department shall prepare for sale and sell 10 parcels of property not more than 40 acres in size within each of 10 house of representatives districts that contain more than 10% of publicly owned land. Each parcel shall meet the following requirements:

(a) The parcel shall be buildable.

(b) The parcel shall be adjacent to a public road or contain an easement for ingress and egress.

(c) The parcel shall not be contiguous with a large parcel of state owned land.

(2) Money collected pursuant to the sales under subsection (1) shall be deposited into the game and fish protection fund.”.

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

Rep. Jaye demanded the yeas and nays.

The demand was supported.

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

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

Roll Call No. 531

Yeas—19

Cropsey	Jansen	McManus	Rocca
Geiger	Jaye	Perricone	Sikkema
Gernaat	Llewellyn	Raczkowski	Voorhees
Goschka	Lowe	Rhead	Whyman
Green	McBryde	Richner	

Nays—85

Agee	Dalman	Jelinek	Palamara
Alley	DeHart	Jellema	Parks
Anthony	DeVuyst	Johnson	Price
Baade	Dobb	Kelly	Profit
Baird	Dobronski	Kilpatrick	Prusi
Bankes	Fitzgerald	Kukuk	Quarles
Basham	Frank	LaForge	Rison
Birkholz	Freeman	Law	Schauer
Bobier	Gagliardi	Leland	Schermesser
Bodem	Galloway	LeTarte	Schroer
Bogardus	Gilmer	London	Scott
Brackenridge	Godchaux	Martinez	Scranton
Brater	Griffin	Mathieu	Tesanovich
Brewer	Gubow	McNutt	Thomas
Brown	Gustafson	Middaugh	Varga
Byl	Hale	Middleton	Vaughn
Callahan	Hammerstrom	Murphy	Walberg
Cassis	Hanley	Nye	Wallace
Cherry	Harder	Olshove	Wetters
Ciaramitaro	Hood	Owen	Willard
Crissman	Horton	Oxender	Wojno
Curtis			

In The Chair: Murphy

Rep. Lowe moved to amend the bill as follows:

1. Amend page 32, following line 20, by inserting:

“Sec. 904. The department shall refund the fee paid by an unsuccessful bidder who has nominated state property for sale, when the land is sold.”.

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

Rep. Green moved to amend the bill as follows:

1. Amend page 32, following line 14, by inserting:

“Sec. 902a. (1) The department shall offer for sale to Verona Township, to expand its cemetery, property legally described as follows:

Commencing at the Northeast corner of Section 35, Township 16 North, Range 13 East, Verona Township, Huron County, Michigan thence South along East section line 330 feet to point of beginning thence West 536.25 feet; thence South 330 feet; thence East 536.25 feet to East section line thence North along said East section line 330 feet to the point of beginning, 4.06 acres.

(2) Revenues generated by the sale of the property under subsection (1) shall be credited to the land sale fund created in section 902.”.

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

Rep. McNutt moved to amend the bill as follows:

1. Amend page 32, following line 4, by inserting:

“Sec. 808. With money received from the sale of timber on state land and appropriated in section 101, the department shall employ an additional 20 full-time temporary employees to serve as firefighters for the 6-month period in which the risk of forest fires is the highest.”.

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

Rep. McNutt demanded the yeas and nays.

The demand was supported.

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

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

Roll Call No. 532

Yeas—100

Agee	Dobb	Jellema	Price
Anthony	Dobronski	Johnson	Prusi
Baade	Emerson	Kaza	Quarles
Baird	Fitzgerald	Kelly	Raczkowski
Bankes	Frank	Kilpatrick	Rhead
Basham	Freeman	Kukuk	Richner
Birkholz	Galloway	LaForge	Rison
Bobier	Geiger	Law	Rocca
Bodem	Gernaat	Leland	Schauer
Bogardus	Gilmer	LeTarte	Schermesser
Brackenridge	Godchaux	Llewellyn	Schroer
Brater	Goschka	London	Scott
Brewer	Green	Lowe	Scranton
Brown	Griffin	Martinez	Sikkema
Byl	Gubow	McBryde	Tesanovich
Callahan	Gustafson	McManus	Thomas
Cassis	Hale	McNutt	Varga
Cherry	Hammerstrom	Middaugh	Vaughn
Ciaramitaro	Hanley	Middleton	Voorhees
Crissman	Harder	Murphy	Walberg
Cropsey	Hood	Owen	Wallace
Curtis	Horton	Oxender	Wetters
Dalman	Jansen	Palamara	Whyman
DeHart	Jaye	Parks	Willard
DeVuyst	Jelinek	Perricone	Wojno

Nays—0

In The Chair: Murphy

Rep. Gagliardi moved to reconsider the vote by which the House did not adopt the amendment offered previously by Rep. Green.

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

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

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

Rep. Kukuk moved to amend the bill as follows:

1. Amend page 29, following line 15, by inserting:

“Sec. 703a. The department shall offer reduced fee permits to veterans of the United States armed forces and of the Michigan national guard. The discounted veteran state park admission fees shall not exceed the cost of the fees charged by the department for senior citizen admissions.”.

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

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

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

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

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

Rep. Gagliardi moved that Rule 49 be suspended.

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

By unanimous consent the House returned to the order of

Third Reading of Bills

Senate Bill No. 168, entitled

A bill to make appropriations for the department of natural resources for the fiscal year ending September 30, 1998; to provide for the expenditure of those appropriations; to create funds and accounts; to require reports; to prescribe certain powers and duties of certain state agencies and officials; to authorize certain transfers by certain state agencies; and to provide for the disposition of fees and other income received by the various state agencies.

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

Roll Call No. 533

Yeas—102

Agee	Dobb	Johnson	Perricone
Alley	Dobronski	Kaza	Price
Anthony	Emerson	Kelly	Profit
Baade	Fitzgerald	Kilpatrick	Prusi
Baird	Frank	Kukuk	Quarles
Bankes	Freeman	LaForge	Raczkowski
Basham	Gagliardi	Law	Rhead
Birkholz	Galloway	Leland	Richner
Bobier	Geiger	LeTarte	Rison
Bodem	Gernaat	Llewellyn	Rocca
Bogardus	Gilmer	London	Schauer
Brackenridge	Godchaux	Lowe	Schermesser
Brater	Goschka	Martinez	Schroer
Brewer	Green	Mathieu	Scott
Brown	Griffin	McBryde	Scranton
Byl	Gubow	McManus	Sikkema
Callahan	Gustafson	McNutt	Tesanovich
Cassis	Hale	Middaugh	Thomas
Cherry	Hammerstrom	Middleton	Varga
Ciaramitaro	Hanley	Murphy	Vaughn
Crissman	Harder	Olshove	Voorhees
Cropsey	Hood	Owen	Walberg

Curtis	Horton	Oxender	Wallace
Dalman	Jansen	Palamara	Wetters
DeHart	Jelinek	Parks	Wojno
DeVuyst	Jellema		

Nays—4

Jaye	Nye	Whyman	Willard
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In The Chair: Murphy

The House agreed to the title of the bill.

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

The question being on the motion by Rep. Gagliardi,

Rep. Gustafson demanded the yeas and nays.

The demand was supported.

The question being on the motion by Rep. Gagliardi,

The motion did not prevail, 2/3 of the members serving not voting therefor, by yeas and nays, as follows:

Roll Call No. 534**Yeas—50**

Agee	Curtis	Kelly	Quarles
Alley	DeHart	Leland	Rison
Anthony	Dobronski	Martinez	Schauer
Baade	Frank	Mathieu	Schermesser
Baird	Freeman	Murphy	Schroer
Basham	Gagliardi	Olshove	Scott
Bogardus	Green	Owen	Tesanovich
Brater	Gubow	Palamara	Thomas
Brewer	Hale	Parks	Vaughn
Brown	Hanley	Price	Wallace
Callahan	Harder	Profit	Wetters
Cherry	Hertel	Prusi	Wojno
Ciaramitaro	Hood		

Nays—53

Bankes	Galloway	Johnson	Nye
Birkholz	Geiger	Kaza	Oxender
Bobier	Gernaat	Kukuk	Perricone
Bodem	Gilmer	Law	Raczkowski
Brackenridge	Godchaux	LeTarte	Rhead
Byl	Goschka	Llewellyn	Richner
Cassis	Gustafson	London	Rocca
Crissman	Hammerstrom	Lowe	Scranton
Cropsey	Horton	McBryde	Sikkema
Dalman	Jansen	McManus	Voorhees
DeVuyst	Jaye	McNutt	Walberg
Dobb	Jelinek	Middaugh	Whyman
Emerson	Jellema	Middleton	Willard
Fitzgerald			

In The Chair: Murphy

Second Reading of Bills

Senate Bill No. 305, entitled

A bill to amend 1931 PA 328, entitled "The Michigan penal code," (MCL 750.1 to 750.568) by adding section 160a. Was read a second time, and the question being on the adoption of the proposed substitute (H-2) previously recommended by the Committee on Tourism,

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

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

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

Rep. Gagliardi 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. 305, entitled

A bill to amend 1931 PA 328, entitled "The Michigan penal code," (MCL 750.1 to 750.568) by adding section 160a. Was read a third time and passed, a majority of the members serving voting therefor, by yeas and nays, as follows:

Roll Call No. 535

Yeas—98

Agee	Dobb	Kelly	Profit
Alley	Dobronski	Kilpatrick	Prusi
Baade	Emerson	Kukuk	Quarles
Baird	Fitzgerald	LaForge	Raczkowski
Banks	Freeman	Law	Rhead
Basham	Gagliardi	Leland	Richner
Birkholz	Galloway	LeTarte	Rison
Bobier	Geiger	Llewellyn	Rocca
Bodem	Gernaat	London	Schauer
Bogardus	Gilmer	Lowe	Schermesser
Brackenridge	Godchaux	Martinez	Schroer
Brater	Goschka	McManus	Scott
Brewer	Green	McNutt	Scranton
Brown	Gubow	Middaugh	Sikkema
Byl	Gustafson	Middleton	Tesanovich
Callahan	Hale	Murphy	Thomas
Cassis	Hammerstrom	Nye	Varga
Cherry	Hanley	Olshove	Vaughn
Ciaramitaro	Harder	Owen	Voorhees
Crissman	Hood	Oxender	Walberg
Cropsey	Horton	Palamara	Wallace
Curtis	Jansen	Parks	Wetters
Dalman	Jelinek	Perricone	Whyman
DeHart	Jellema	Price	Wojno
DeVuyst	Kaza		

Nays—6

Anthony	Jaye	McBryde	Willard
Frank	Johnson		

In The Chair: Murphy

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

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

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 160b.

The motion prevailed.

The House agreed to the title as amended.

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

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

Notices

Rep. Fitzgerald moved that the Committee on House Oversight and Ethics be discharged from further consideration of **House Bill No. 4714**.

(For first notice see House Journal No. 56, p. 1253.)

The question being on the motion by Rep. Fitzgerald,

Rep. Fitzgerald moved that consideration of the motion be postponed for the day.

The motion prevailed.

Rep. Gagliardi 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. Scott, Anthony, Gubow, Wojno, Freeman, Varga, Cherry, Kukuk, Baade, Dobronski, Middaugh, DeHart, Thomas, Gernaat, Bodem, Goschka, Galloway, Hanley, Dobb, McNutt, Profit, Raczkowski, Gilmer, Schermesser, Kelly, Birkholz, Richner, London, Wetters, Baird, Voorhees, McBryde, Bogardus, Walberg, Brater, Jansen, Hale, Parks, Murphy, LaForge and Ciaramitaro offered the following resolution:

House Resolution No. 85.

A resolution to commemorate the 50th Anniversary of the National Council on Alcoholism and Drug Dependence of the Greater Detroit Area.

Whereas, We are proud to join with the members, officers, and friends of the National Council on Alcoholism and Drug Dependence of the Greater Detroit Area as they gather to mark the 50th anniversary of this outstanding group. This milestone is a reflection of unselfishness and commitment to the common good that is most commendable. While the members of this distinguished organization celebrate 50 years of service, we offer our thanks for the gifts they have shared within Detroit and throughout Michigan; and

Whereas, The NCADD-GDA can trace its origins to 1947 and the aspirations of its founders. In the years that have followed since they first came together, this organization has adapted to changes in society, membership, and expectations. This ability to grow and change has shown the belief that members have maintained in their mission of service and the unity of the membership; and

Whereas, With ceremonies to celebrate its history, the members and officers of the NCADD-GDA will remember the vision of many people and the hours and years of commitment that have brought the group from 1949, when the first information center was established, to the present day. Fittingly, as they look to the past, they will also be casting an eye to the future and to the many ways in which the NCADD will continue to reach out in our state; now, therefore, be it

Resolved by the House of Representatives, That we join together to commemorate the 50th anniversary of the National Council on Alcoholism and Drug Dependence. We commend everyone who has contributed to its success and thank them for the manner in which their members have strengthened Michigan; and be it further

Resolved, That copies of this resolution be transmitted to the National Council on Alcoholism and Drug Dependence as evidence of our esteem.

Pending the reference of the resolution to a committee,
 Rep. Gagliardi 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, a majority of the members serving voting therefor.

Reps. Olshove, Anthony, Gubow, Wojno, Freeman, Varga, Cherry, Kukuk, Baade, Dobronski, Middaugh, DeHart, Thomas, Gernaat, Rocca, Hammerstrom, Bodem, Goschka, Galloway, Hanley, Scott, Dobb, McNutt, Profit, Raczkowski, Godchaux, Schermesser, Kelly, Birkholz, Richner, London, Wetters, Baird, Llewellyn, Callahan, Voorhees, McBryde, Bogardus, Walberg, Brater, Green, Hale, Parks, Murphy, LaForge and Ciaramitaro offered the following resolution:

House Resolution No. 86.

A resolution commending the students of Macomb County who have been accepted to the People to People Student Ambassador Program and extending goodwill to the countries of England, Ireland, Scotland, and Wales where the students will visit this summer.

Whereas, Each Student Ambassador is to be commended for meeting the standards of a rigorous selection process involving school recommendations and personal interviews with members of a screening committee in their local community and for their intense preparation and studying background material on the countries they will visit; and

Whereas, The Student Ambassadors of Macomb County will spend approximately three weeks learning the cultures of England, Ireland, Scotland, and Wales through host families and a schedule of activities in which students will study local culture, government, and economy; and

Whereas, Young Americans have served as Student Ambassadors since 1963, and as a result of this program, many Student Ambassadors have been inspired to pursue leadership positions in business, law, and government; and

Whereas, The Student Ambassador Program is operated under the auspices of People to People International, a non-political, private-sector organization founded by President Eisenhower in 1956 to further international goodwill and understanding; and

Whereas, In the spirit of goodwill, the Michigan House of Representatives recognizes and thanks the citizens of England, Ireland, Scotland, and Wales for welcoming the Student Ambassadors into their homes and providing these students with an exceptional learning opportunity; now, therefore, be it

Resolved by the House of Representatives, That the Student Ambassadors are commended for their acceptance into the People to People Student Ambassador Program and for their commitment to education; and be it further

Resolved, That a copy of this resolution and a Michigan State Flag be presented to representatives of the governments of England, Ireland, Scotland, and Wales to show our appreciation for their participation in the People to People Student Ambassador Program, and also a copy of this resolution to each of the Macomb County Student Ambassadors in recognition of their achievement.

Pending the reference of the resolution to a committee,
 Rep. Gagliardi 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, a majority of the members serving voting therefor.

Reps. Rison, Anthony, Gubow, Wojno, Freeman, Varga, Cherry, Baade, Dobronski, DeHart, Thomas, Gernaat, Rocca, Bodem, Goschka, Galloway, Hanley, Scott, Dobb, Profit, Schermesser, Kelly, Quarles, Birkholz, Richner, London, Wetters, Baird, McBryde, Bogardus, Walberg, Brater, Green, Hale, Parks, Murphy and LaForge offered the following resolution:

House Resolution No. 87.

A resolution honoring Celia and George McClain as they celebrate their 50th Wedding Anniversary.

A marriage is a relationship between a man and a woman in
 which the independence is equal, the dependence mutual, and
 the obligation reciprocal.

—Louis K. Anspacher

Whereas, It is a distinct honor to join with the family and friends of Celia and George McClain of Flint, Michigan, as they celebrate their fiftieth wedding anniversary. As they gather to mark this milestone in their lives, it is most appropriate to commend them for the manner in which their strong relationship has enhanced our state and the experiences of all fortunate enough to know these two fine people; and

Whereas, On June 21, 1997, the McClains will recall the vows they spoke to each other fifty years ago. In the years that have followed, they have been renewing these vows every day, not by words, but by the commitment they make in their deeds in coping with the challenges of life and the joys of this world. As the McClains would quickly affirm, no marriage can reach the milestone of fifty years without this commitment and renewal; and

Whereas, Since they pledged their trust, respect, and affection in marriage, Celia and George McClain have also witnessed changes in their own lives. In addition, they have experienced much together during the last fifty years. Through it all, their relationship has grown closer, their commitment stronger, and their friendship deeper. Clearly, the good times they have experienced, as well as the many challenges that they have overcome as husband and wife, are very real possessions that few people can claim as their own. As they look back on their fifty years together, may they know how their example of commitment has warmed the hearts of all those fortunate enough to know this outstanding couple; now, therefore, be it

Resolved by the House of Representatives, That we offer our congratulations to Celia and George McClain as they mark their fiftieth wedding anniversary. May they continue to grow closer to one another with each passing day; and be it further

Resolved, That a copy of this resolution be transmitted to the McClains as evidence of our great respect for their 50 years of marriage.

Pending the reference of the resolution to a committee,

Rep. Gagliardi 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, a majority of the members serving voting therefor.

Reps. Wallace, Anthony, Gubow, Wojno, Freeman, Varga, Cherry, Baade, Dobronski, DeHart, Thomas, Gernaat, Bodem, Goschka, Hanley, Scott, Dobb, Profit, Schermesser, Kelly, Birkholz, Richner, Wetters, Baird, Brater, Green, Hale, Parks, Murphy and LaForge offered the following resolution:

House Resolution No. 88.

A resolution offered as a memorial to Judge Beverley Anne Jasper Burden.

Whereas, It is with sincere sadness that we mourn the death of Judge Beverley Anne Jasper Burden. She was an exemplary citizen, an outstanding jurist, and a devoted wife and mother. We extend our sincerest condolences to the family of this remarkable woman; and

Whereas, Beverley Anne Jasper was born on October 26, 1946, the youngest daughter of Durece and Irma Adams Jasper. She grew up on Detroit's north side with her older sisters, Adrienne and Carole, and was affectionately called "Booie" by her loved ones. This would become her lifelong nickname; and

Whereas, Beverley attended Blessed Sacrament Elementary School, making her first communion and confirmation at the Cathedral. She graduated from Cass Technical High School, majoring in fashion design. During her school years, Beverley's early characteristics were devotion and loyalty, as exhibited by her lifelong friendships with Harriet Slater, Mya Lake, Toni Cephus, Edwina Weiss, and many others; and

Whereas, Beverley was an accomplished seamstress, even designing and making the bridesmaids gowns for her sister Carole's wedding. In pursuit of a career as a high fashion designer, Beverley traveled to New York City and attended the prestigious Fashion Institute of Technology. She returned to Detroit and ultimately received her bachelor's degree from the University of Michigan in education and psychology; and

Whereas, Ambition and determination motivated Beverley as she worked her way through college and law school. A postal employee, stock clerk, resident advisor at the University of Michigan, and a teacher at Inkster High School were among the jobs that led to her career in law. At the encouragement and support of numerous friends, Beverley attended law school at night while teaching full time. Beverley graduated from the University of Detroit Law School in 1977; and

Whereas, After law school, Beverley worked for the Misdemeanor Defender's Office. During her three years as an attorney for the Public Defender's Office, Beverley's integrity and diligence earned her a reputation as a strong and articulate advocate for justice. Beverley successfully launched a campaign for a seat on the Detroit Recorder's Court bench in 1980, becoming one of the youngest females to hold that position at the age of 34. Beverley was reelected twice and served as a distinguished judge for more than 16 years until her untimely passing. Judge Jasper also served as a visiting judge on the Wayne County Circuit Court and the Michigan Court of Appeals, and taught criminal law for a period at the University of Detroit Law School; and

Whereas, During her career in public service, Beverley's civic involvement and community leadership did not end with her job. Commitment to community involvement was instilled in Beverley at a very early age, and throughout her life she was particularly an encouragement and mentor to youth. Beverley was actively involved with the Metropolitan Teen Conference, the Co-Ette Club, Inc., Cass Tech Alumni, Alpha Kappa Alpha Sorority, Inc., Jack and Jill of America - Detroit Chapter, Detroit Interfaith Roundtable, and Economic Club of Detroit. She served as chairperson of the Board of Directors of Franklin Wright Settlements. She held a lifetime membership in the NAACP, and was a member of Sacred Heart Catholic Church. Judge Jasper's legal affiliations and other memberships included the State Bar of Michigan, Detroit Bar Association, Wolverine Bar Association, National Bar Association, Association of Black Judges, Women Judges Association, National Conference of Black Lawyers, Michigan Trial Lawyers Association, and

the University of Detroit Law School Alumni Association. She also served on the national Board of Directors for the Metropolitan Association of Trial Courts; and

Whereas, Beverley took great pride in involvement at her children's school, Golightly Elementary. An active volunteer and parent leader, she served on the Admissions Committee, chaired the Bylaws Committee, and was a member of the Executive Committees of the Golightly School Organization and the Latchkey Program. Her many contributions enriched the children's experiences at the school, such as her recent arrangement for a winter science and mathematics camp; and

Whereas, Beverley leaves to cherish her memory, her husband, Willie Burden; children, William Durece and Lindsey Marcia; stepchildren Anthony and Michelle Burden and Dereic Garner; her mother, Irma Robertson; sisters, Adrienne M. Dixon and Carole E. Quarterman; brothers-in-law, James L. Dixon, Jr. and Thomas E. Quarterman; her uncle and aunt, Cleo and Gabrilla Adams; one niece, and a host of nephews, cousins, relatives, and friends; now, therefore, be it

Resolved by the House of Representatives, That this resolution be offered and dedicated to the life and memory of Judge Beverley Anne Jasper Burden; and be it further

Resolved, That a copy of this resolution be transmitted to her loving husband and family as evidence of the deep respect and esteem that will long be held for her memory.

Pending the reference of the resolution to a committee,

Rep. Gagliardi 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, a majority of the members serving voting therefor.

Reps. Scott, Anthony, Gubow, Wojno, Freeman, Varga, Cherry, Baade, Dobronski, DeHart, Thomas, Gernaat, Bodem, Goschka, Galloway, Hanley, Dobb, Profit, Raczkowski, Schermesser, Kelly, Birkholz, Richner, Wetters, Baird, Llewellyn, Bogardus, Walberg, Brater, Green, Hale, Parks, Murphy and LaForge offered the following resolution:

House Resolution No. 89.

A resolution to honor the community service that Angela C. Walker has given to the cities of Detroit and Highland Park.

Whereas, On June 28, 1997, Wings of Truth Gospel Church will honor the contributions and deeds of Angela C. Walker. As a member whose unselfishness has enriched lives throughout the entire community, Ms. Walker is honored for the enrichment with which she continually blesses individuals and families through the power of faith; and

Whereas, In the years since Angela Walker joined the individuals and families at Wings of Truth Gospel Church, the congregation has come to value highly all of the talents of this outstanding and effective spiritual guide. The glorious sounds that can be heard echoing from the church give accordance to Ms. Walker's indubious talents and leadership. Her role as Choir Director is an example of the devotion she has for her work, leading others together in synergy and beauty; and

Whereas, Angela Walker is commended for her contributions in another endeavor of great importance to every citizen, business, and institution in this state — the education of our young people. She has instilled life-long skills and has helped build self-confidence in hundreds of youngsters of the Detroit Public School system who have grown to adulthood as capable and upstanding citizens; and

Whereas, It is more than a pleasure to know such a responsible, loving soul. With the challenges that face each of us in today's world, it is a gift to have an individual like Angela to set an example of how God blesses us with the ability to reach out and help others while maintaining and practicing sound ethics in everyday life. Along with hard work and toil, there is an astounding joy that accompanies God's work, and it is not unknown to Angela Walker; now, therefore, be it

Resolved by the House of Representatives, That we join in praise, and that tribute be accorded to Angela Collette Walker. We applaud the dedication that she has consistently displayed and offer our thanks for the manner in which the whole community benefits from her presence; and be it further

Resolved, That copies of this resolution be transmitted to Angela and to Wings of Truth Gospel Church as evidence of our esteem.

Pending the reference of the resolution to a committee,

Rep. Gagliardi 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, a majority of the members serving voting therefor.

Rep. Perricone offered the following resolution:

House Resolution No. 90.

A resolution honoring the Portage Public Schools on their 75th Anniversary.

Whereas, It is with great respect for the role that this outstanding school has played in educating our young people that we join with the people of Portage in marking the 75th anniversary of the founding of the Portage Public Schools.

On behalf of the countless students and families who have been touched by the work that has taken place here, we offer our thanks in celebrating this milestone; and

Whereas, Few activities draw more attention and pressure than those that take place in a school. In seeking to prepare students for the adult world of work, challenge, and responsibility, our schools are, in reality, an extension of a community's hope and concern for the future. This is no small task. To achieve its lofty goals, institutions like the Portage Public Schools must be focused and unified. The Portage Public Schools have attained its reputation for effectiveness through the hard work and sacrifice of teachers, staff, and parents who have worked together over these 75 years; and

Whereas, Much has changed since the small, rural districts were consolidated to form the Portage Agricultural School District and first opened its doors in 1922. The students who fill the classrooms now face a world in which change will likely take place even faster. While they utilize tools to help them learn what their grandparents could never have imagined, they will need many of the same skills of generations past. These skills include the ability to think clearly, to make decisions based on reason, and to accept the responsibilities we all share as unselfish citizens. In this way, the impact that the Portage Public Schools have had over the years will only grow stronger; now, therefore, be it

Resolved by the House of Representatives, That we celebrate the 75th anniversary of Portage Public Schools. We commend all of the devoted educators, students, and staff who have contributed to its growth in excellence; and be it further

Resolved, That copies of this resolution be transmitted to the Portage Public Schools as evidence of our esteem.

Pending the reference of the resolution to a committee,

Rep. Gagliardi 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, a majority of the members serving voting therefor.

Announcement by the Clerk of Printing and Enrollment

The Clerk announced the enrollment printing and presentation to the Governor on Tuesday, June 17, for his approval of the following bills:

Enrolled House Bill No. 4052 at 1:55 p.m.

Enrolled House Bill No. 4391 at 1:57 p.m.

Enrolled House Bill No. 4600 at 1:59 p.m.

Enrolled House Bill No. 4602 at 2:01 p.m.

Enrolled House Bill No. 4766 at 2:03 p.m.

The Clerk announced that the following bill had been printed and placed upon the files of the members, Wednesday, June 18:

House Bill No. 4926

By unanimous consent the House returned to the order of

Reports of Standing Committees

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

House Bill No. 4738, entitled

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending section 248 (MCL 257.248), as amended by 1993 PA 300, and by adding sections 1d, 1e, and 4c.

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

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

Favorable Roll Call

HB 4738 To Report Out:

Yeas: Reps. Griffin, Thomas, Alley, Callahan, Murphy, Olshove, Palamara, Schermesser, Varga, Gernaat, Kukuk, Rhead, Richner, Walberg,

Nays: None.

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

House Bill No. 4740, entitled

A bill to amend 1981 PA 118, entitled "An act to regulate motor vehicle manufacturers, distributors, wholesalers, dealers, and their representatives; to regulate dealings between manufacturers and distributors or wholesalers and their dealers; to regulate dealings between manufacturers, distributors, wholesalers, dealers, and consumers; to prohibit unfair practices; to provide remedies and penalties; and to repeal certain acts and parts of acts," by amending sections 6, 13, 14, 16, and 17 (MCL 445.1566, 445.1573, 445.1574, 445.1576, and 445.1577), sections 6, 16, and 17 as amended by 1983 PA 188, and by adding section 20a.

With the recommendation that the substitute (H-2) be adopted and that the bill then pass.

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

Favorable Roll Call

HB 4740 To Report Out:

Yeas: Reps. Griffin, Thomas, Alley, Callahan, Murphy, Olshove, Palamara, Varga, Gernaat, Jaye, Kukuk, Rhead, Richner, Walberg,

Nays: None.

COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Wednesday, June 18, 1997, at 9:00 a.m.,

Present: Reps. Griffin, Thomas, Alley, Callahan, Murphy, Olshove, Palamara, Schermesser, Varga, Gernaat, Jaye, Kaza, Kukuk, Rhead, Richner, Walberg,

Absent: Rep. Mans,

Excused: Rep. Mans.

The Committee on Consumer Protection, by Rep. Brater, Chair, reported

House Bill No. 4709, entitled

A bill to amend 1961 PA 236, entitled "Revised judicature act of 1961," (MCL 600.101 to 600.9948) by adding section 2965.

With the recommendation that the substitute (H-2) be adopted and that the bill then pass.

The committee further recommended that the bill and substitute be referred to the Committee on Judiciary.

Favorable Roll Call

HB 4709 To Report Out:

Yeas: Reps. Brater, DeHart, Brown, Freeman, Cropsey,

Nays: Reps. Crissman, Birkholz.

The further recommendation was concurred in and the bill and the substitute were referred to the Committee on Judiciary.

COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Brater, Chair of the Committee on Consumer Protection, was received and read:

Meeting held on: Wednesday, June 18, 1997, at 9:00 a.m.,

Present: Reps. Brater, DeHart, Brown, Freeman, Gire, Crissman, Birkholz, Cropsey, Law.

The Committee on Conservation, Environment and Recreation, by Rep. Alley, Chair, reported

House Bill No. 4737, entitled

A bill to amend 1967 PA 288, entitled "Land division act," by amending sections 105 and 109 (MCL 560.105 and 560.109), section 105 as amended and section 109 as added by 1996 PA 591.

With the recommendation that the substitute (H-4) be adopted and that the bill then pass.

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

Favorable Roll Call

HB 4737 To Report Out:

Yeas: Reps. Alley, Callahan, Anthony, Brown, Kilpatrick, Middaugh, Birkholz, Bodem, DeVuyst, McManus, McNutt, Walberg,

Nays: Reps. Brater, Gire, LaForge, Schermesser, Wetters, Byl.

The Committee on Conservation, Environment and Recreation, by Rep. Alley, Chair, reported

House Resolution No. 83.

A resolution to urge appropriate federal officials, the United States Army Corps of Engineers, and the International Joint Commission to do what they can to reduce the high water levels of the Great Lakes Basin.

(For text of resolution, see House Journal No. 55, p. 1206.)

With the recommendation that the following amendments be adopted and that the resolution then be adopted.

1. Amend the title, line 4, by striking out "Basin" and inserting "and connecting channels".
 2. Amend the first Resolving clause, line 4, after "Lakes" by striking out "Basin" and inserting "and connecting channels".
- The Speaker announced that under Rule 77 the resolution would lie over one day.

Favorable Roll Call

HR 83 To Report Out:

Yeas: Reps. Alley, Callahan, Anthony, Brater, Brown, Gire, Kilpatrick, LaForge, Schermesser, Middaugh, Birkholz, Bodem, Byl, DeVuyst, McManus, McNutt, Walberg,

Nays: None.

The Committee on Conservation, Environment and Recreation, by Rep. Alley, Chair, reported

House Concurrent Resolution No. 45.

A concurrent resolution to urge appropriate federal officials, the United States Army Corps of Engineers, and the International Joint Commission to do what they can to reduce the high water levels of the Great Lakes Basin.

(For text of resolution, see House Journal No. 55, p. 1206.)

With the recommendation that the following amendments be adopted and that the concurrent resolution then be adopted.

1. Amend the title, line 4, by striking out "Basin" and inserting "and connecting channels".
 2. Amend the first Resolving clause, line 4, after "Lakes" by striking out "Basin" and inserting "and connecting channels".
- The Speaker announced that under Rule 77 the concurrent resolution would lie over one day.

Favorable Roll Call

HCR 45 To Report Out:

Yeas: Reps. Alley, Callahan, Anthony, Brater, Brown, Gire, Kilpatrick, LaForge, Schermesser, Middaugh, Birkholz, Bodem, Byl, DeVuyst, McManus, McNutt, Walberg,

Nays: None.

COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Alley, Chair of the Committee on Conservation, Environment and Recreation, was received and read:

Meeting held on: Wednesday, June 18, 1997, at 10:30 a.m.,

Present: Reps. Alley, Callahan, Anthony, Brater, Brown, Gire, Kilpatrick, LaForge, Schermesser, Wetters, Middaugh, Birkholz, Bodem, Byl, DeVuyst, McManus, McNutt, Walberg,

Absent: Rep. Mans,

Excused: Rep. Mans.

The Committee on Appropriations, by Rep. Hood, Chair, reported

House Bill No. 4526, entitled

A bill to create a state community policing program; to create a commission; to provide for certain powers and duties of certain departments and officials; and to provide for an appropriation.

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

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

Favorable Roll Call

HB 4526 To Report Out:

Yeas: Reps. Hood, Mathieu, Ciaramitaro, Emerson, Frank, Hale, Harder, Kelly, Martinez, Owen, Parks, Price, Prusi, Rison, Schroer, Stallworth, Tesanovich, Godchaux,

Nays: Reps. Gilmer, Bobier, Geiger, Jansen, Jellema.

The Committee on Appropriations, by Rep. Hood, Chair, reported

Senate Bill No. 167, entitled

A bill to make appropriations for the department of environmental quality for the fiscal year ending September 30, 1998; to provide for the expenditure of those appropriations; to create funds and accounts; to require reports; to prescribe certain powers and duties of certain state agencies and officials; to authorize certain transfers by certain state agencies; and to provide for the disposition of fees and other income received by the various state agencies.

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

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

Favorable Roll Call

SB 167 To Report Out:

Yeas: Reps. Mathieu, Ciaramitaro, Emerson, Frank, Hale, Harder, Kelly, Martinez, Owen, Parks, Price, Prusi, Rison, Schroer, Stallworth, Tesanovich, Gilmer, Bankes, Bobier, Geiger, Godchaux, Jansen, Jellema,

Nays: None.

The Committee on Appropriations, by Rep. Hood, Chair, reported

Senate Bill No. 170, entitled

A bill to make appropriations for the departments of attorney general, civil rights, civil service, management and budget, state, and treasury, the Michigan biologic products institute, the executive office, and the legislative branch for the fiscal year ending September 30, 1998; to provide for the expenditure of these appropriations; to provide for the funding of certain work projects; to provide for the imposition of certain fees; to establish or continue certain funds, programs, and categories; to prescribe certain requirements for bidding on state contracts; to provide for disposition of year-end balances for the fiscal year ending September 30, 1998; to prescribe the powers and duties of certain principal executive departments and state agencies, officials, and employees; and to provide for the disposition of fees and other income received by the various principal executive departments and state agencies.

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

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

Favorable Roll Call

SB 170 To Report Out:

Yeas: Reps. Hood, Mathieu, Ciaramitaro, Emerson, Frank, Hale, Harder, Kelly, Martinez, Owen, Parks, Price, Prusi, Rison, Schroer, Stallworth, Tesanovich, Geiger,

Nays: Reps. Gilmer, Bankes, Bobier, Godchaux, Jansen.

The Committee on Appropriations, by Rep. Hood, Chair, reported

Senate Bill No. 173, entitled

A bill to make appropriations for the department of state police and certain other state purposes for the fiscal year ending September 30, 1998; to provide for the expenditure of those appropriations; to provide for certain reports and the consideration of those reports; to provide for the disposition of other income received by the various state agencies; to provide for the testing of certain persons; to provide for certain emergency powers; and to provide for the powers and duties of certain committees, certain state agencies, and certain employees.

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

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

Favorable Roll Call

SB 173 To Report Out:

Yeas: Reps. Hood, Mathieu, Ciaramitaro, Emerson, Frank, Hale, Harder, Martinez, Owen, Parks, Price, Prusi, Rison, Schroer, Stallworth, Tesanovich, Bobier, Geiger, Godchaux, Jansen,

Nays: None.

The Committee on Appropriations, by Rep. Hood, Chair, reported

Senate Bill No. 174, entitled

A bill to make appropriations for the state transportation department and certain transportation purposes for the fiscal year ending September 30, 1998; to provide for the imposition of fees; to create certain work groups and committees; to provide for reports; to create certain funds; to prescribe requirements for certain railroad facilities; to prescribe certain powers and duties of certain state departments and officials, local units of government, committees, and work groups; and to provide for the expenditure of the appropriations.

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

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

Favorable Roll Call

SB 174 To Report Out:

Yeas: Reps. Hood, Mathieu, Ciaramitaro, Emerson, Frank, Hale, Harder, Kelly, Martinez, Owen, Parks, Price, Prusi, Rison, Schroer, Stallworth, Tesanovich, Gilmer, Bobier, Geiger, Godchaux, Jansen, Jellema, McBryde, Oxender,

Nays: None.

COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Wednesday, June 18, 1997, at 9:30 a.m.,

Present: Reps. Hood, Mathieu, Ciaramitaro, Emerson, Frank, Hale, Harder, Kelly, Martinez, Owen, Parks, Price, Prusi, Rison, Schroer, Stallworth, Tesanovich, Gilmer, Bankes, Bobier, Geiger, Godchaux, Jansen, Jellema, McBryde, Oxender,

Absent: Rep. Johnson,

Excused: Rep. Johnson.

COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Wednesday, June 18, 1997, at 9:00 a.m.,

Present: Reps. Baade, Brewer, Vaughn, Wetters, Willard, Bodem, Brackenridge, Lowe,

Absent: Rep. Horton,

Excused: Rep. Horton.

COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Wednesday, June 18, 1997, at 12:00 Noon,

Present: Reps. Baird, Brater, Gubow, LaForge, Wallace, Cassis, Green, Hammerstrom,

Absent: Rep. Scranton,

Excused: Rep. Scranton.

Messages from the Governor

The following messages from the Governor, approving and signing the following bills at the times designated below, were received and read:

Date: June 17, 1997

Time: 11:21 a.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

Enrolled House Bill No. 4465 (Public Act No. 26, I.E.), being

An act to amend 1994 PA 451, entitled "An act to protect the environment and natural resources of the state; to codify, revise, consolidate, and classify laws relating to the environment and natural resources of the state; to regulate the discharge of certain substances into the environment; to regulate the use of certain lands, waters, and other natural resources of the state; to prescribe the powers and duties of certain state and local agencies and officials; to provide for certain charges, fees, and assessments; to provide certain appropriations; to prescribe penalties and provide

remedies; to repeal certain parts of this act on a specific date; and to repeal certain acts and parts of acts," (MCL 324.101 to 324.90106) by adding part 54.

(Filed with the Secretary of State June 17, 1997, at 4:00 p.m.)

Date: June 17, 1997

Time: 11:23 a.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

Enrolled House Bill No. 4466 (Public Act No. 27, I.E.), being

An act to amend 1985 PA 227, entitled "An act to create the Michigan municipal bond authority and to prescribe its powers and duties; to provide for the issuance of, and terms and conditions for, notes and bonds of the authority; to authorize certain forms of assistance to governmental units including the creation and management of investments; to impose conditions on, grant certain powers to political subdivisions of the state regarding, and allow certain agreements regarding obligations of political subdivisions of the state purchased by the authority; to exempt the property, income, and operation of the authority, its bonds and notes, and the interest on its bonds and notes from certain taxes; and to grant powers and impose duties on officers and agencies of the state and political subdivisions of the state," by amending the title and sections 1, 3, 7, 8, 13, 25, and 27 (MCL 141.1051, 141.1053, 141.1057, 141.1058, 141.1063, 141.1075, and 141.1077), the title and sections 3, 8, 13, and 27 as amended by 1996 PA 241, section 7 as amended by 1996 PA 391, and section 25 as amended by 1988 PA 316, and by adding section 16b.

(Filed with the Secretary of State June 17, 1997, at 4:02 p.m.)

Communications from State Officers

The following communication from the Auditor General was received and read:

June 17, 1997

Enclosed is a copy of the following audit report and/or executive digest:

Performance Audit of the Federal Cash
Management Improvement Act Program
Department of Treasury

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 House Oversight and Ethics.

The following communications from the Secretary of State were received and read:

Notices of Filing Administrative Rules

June 2, 1997

In accordance with the provisions of Section 46(1) of Act 306, Public Acts of 1969, as amended, and Executive Order 1995-6 this is to advise you that the Office of Regulatory Reform, Legal Division filed at 10:00 a.m. this date, administrative rule (97-6-1) for the Department of Consumer and Industry Services, Insurance Bureau, entitled "*Prelicensure Education*", effective 15 days hereafter.

June 2, 1997

In accordance with the provisions of Section 46(1) of Act 306, Public Acts of 1969, as amended, and Executive Order 1995-6 this is to advise you that the Office of Regulatory Reform, Legal Division filed at 10:02 a.m. this date, administrative rule (97-6-2) for the Department of Consumer and Industry Services, Insurance Bureau, entitled "*Marine, Inland Marine, and Transportation Coverages*", effective 15 days hereafter.

June 2, 1997

In accordance with the provisions of Section 46(1) of Act 306, Public Acts of 1969, as amended, and Executive Order 1995-6 this is to advise you that the Office of Regulatory Reform, Legal Division filed at 10:04 a.m. this date, administrative rule (97-6-3) for the Department of Consumer and Industry Services, Insurance Bureau, entitled "*Electronic Data Processing Equipment Definition*", effective 15 days hereafter.

June 2, 1997

In accordance with the provisions of Section 46(1) of Act 306, Public Acts of 1969, as amended, and Executive Order 1995-6 this is to advise you that the Office of Regulatory Reform, Legal Division filed at 10:06 a.m. this date, administrative rule (97-6-4) for the Department of Consumer and Industry Services, Insurance Bureau, entitled "*Accident and Sickness Insurance Advertising*", effective 15 days hereafter.

June 2, 1997

In accordance with the provisions of Section 46(1) of Act 306, Public Acts of 1969, as amended, and Executive Order 1995-6 this is to advise you that the Office of Regulatory Reform, Legal Division filed at 10:08 a.m. this date, administrative rule (97-6-5) for the Department of Consumer and Industry Services, Insurance Bureau, entitled "*Advertisement of Life Insurance and Annuities*", effective 15 days hereafter.

June 2, 1997

In accordance with the provisions of Section 46(1) of Act 306, Public Acts of 1969, as amended, and Executive Order 1995-6 this is to advise you that the Office of Regulatory Reform, Legal Division filed at 10:10 a.m. this date, administrative rule (97-6-6) for the Department of Consumer and Industry Services, Insurance Bureau, entitled "*Life Insurance Contracts on Variable Basis*", effective 15 days hereafter.

June 2, 1997

In accordance with the provisions of Section 46(1) of Act 306, Public Acts of 1969, as amended, and Executive Order 1995-6 this is to advise you that the Office of Regulatory Reform, Legal Division filed at 10:12 a.m. this date, administrative rule (97-6-7) for the Department of Consumer and Industry Service, Insurance Bureau, entitled "*Accident and Sickness Insurance Advertising*", effective 15 days hereafter.

June 2, 1997

In accordance with the provisions of Section 46(1) of Act 306, Public Acts of 1969, as amended, and Executive Order 1995-6 this is to advise you that the Office of Regulatory Reform, Legal Division filed at 10:14 a.m. this date, administrative rule (97-6-8) for the Department of Consumer and Industry Services, Insurance Bureau, entitled "*General Rules*", effective 15 days hereafter.

June 2, 1997

In accordance with the provisions of Section 46(1) of Act 306, Public Acts of 1969, as amended, and Executive Order 1995-6 this is to advise you that the Office of Regulatory Reform, Legal Division filed at 10:16 a.m. this date, administrative rule (97-6-9) for the Department of Consumer and Industry Services, Insurance Bureau, entitled "*General Rules*", effective 15 days hereafter.

June 2, 1997

In accordance with the provisions of Section 46(1) of Act 306, Public Acts of 1969, as amended, and Executive Order 1995-6 this is to advise you that the Office of Regulatory Reform, Legal Division filed at 10:18 a.m. this date, administrative rule (97-6-10) for the Department of Consumer and Industry Services, Insurance Bureau, entitled "*Nonprofit Hospital Service Corporation Contract*", effective 15 days hereafter.

June 2, 1997

In accordance with the provisions of Section 46(1) of Act 306, Public Acts of 1969, as amended, and Executive Order 1995-6 this is to advise you that the Office of Regulatory Reform, Legal Division filed at 10:20 a.m. this date, administrative rule (97-6-11) for the Department of Consumer and Industry Services, Insurance Bureau, entitled "*Written Examination For Health and Accident Agents*", effective 15 days hereafter.

Sincerely,
Candice S. Miller
Secretary of State
Helen Kruger, Supervisor
Office of the Great Seal

The communications were referred to the Clerk.

Introduction of Bills

Rep. Anthony introduced

House Bill No. 4939, entitled

A bill to amend 1966 PA 331, entitled "Community college act of 1966," by amending section 21 (MCL 389.21). The bill was read a first time by its title and referred to the Committee on Colleges and Universities.

Reps. Anthony, Freeman, Hanley, Goschka, Schauer, Hale, Bogardus and Leland introduced

House Bill No. 4940, entitled

A bill to amend 1978 PA 368, entitled "Public health code," by amending section 21771 (MCL 333.21771). The bill was read a first time by its title and referred to the Committee on Health Policy.

Reps. Stallworth, Hale, Rison, Mathieu, Hood, Prusi, Kelly, Tesanovich, Parks, Harder, Kilpatrick, Scott and Price introduced

House Bill No. 4941, entitled

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending section 725 (MCL 257.725), as amended by 1991 PA 19.

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

Reps. Crissman, Goschka, Walberg, Horton, Bodem, Dobb, Scranton, McBryde, Middleton, Raczkowski, Cassis, Jelinek, Hammerstrom, Fitzgerald, Cropsey, Green, Gernaat, Brackenridge, Jaye, Galloway and Voorhees introduced

House Bill No. 4942, entitled

A bill to amend 1933 PA 167, entitled "General sales tax act," by amending section 6 (MCL 205.56), as amended by 1993 PA 325.

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

Rep. Whyman moved that the House adjourn.
The motion prevailed, the time being 7:35 p.m.

The Speaker Pro Tempore declared the House adjourned until Thursday, June 19, at 10:00 a.m.

MARY KAY SCULLION
Clerk of the House of Representatives.