

No. 40
JOURNAL OF THE HOUSE

House Chamber, Lansing, Thursday, May 8, 1997.

10:00 a.m.

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

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

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

e/d/s = entered during session

The Rev. Imam Mohammoud Karoub of The Federation of Islamic Associations, offered the following invocation:

“In the name of God the Beneficent, the Merciful, the one God for all of creation—black and white, red and yellow and brown. Bow and genuflect in obeisance and in obedience to His commandments, to His injunctions, to His tenets and to His decrees. Our Lord God Almighty, we have read in the scriptures on the lips of the prophets and messengers on whom we invoke these blessings that God does not change the conditions of His people until those people change the conditions within themselves. Our Lord calls those who have gathered here entrusted with the responsibility of governing to follow those commandments, to implement and instill in us that desire, that encouragement, that spirit of self-sacrifice that will serve the noble purpose for which each man was placed on the face of the earth. Our Lord, this is our prayer on this day, Almighty God. Amen.”

Rep. Dobronski moved that Reps. Stallworth, Kilpatrick and Emerson be excused from today’s session.
The motion prevailed.

The Speaker assumed the Chair.

Second Reading of Bills

House Bill No. 4280, entitled

A bill to amend 1949 PA 300, entitled “Michigan vehicle code,” by amending sections 710d and 710e (MCL 257.710d and 257.710e), section 710d as amended by 1990 PA 90 and section 710e as amended by 1991 PA 25.

Was read a second time, and the question being on the adoption of the proposed amendments previously recommended by the Committee on Transportation (for amendments, see House Journal No. 31, p. 588),

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

Rep. Wetters moved that Rep. Alley be excused temporarily from today’s session.
The motion prevailed.

Rep. Wetters asked and obtained a temporary excuse from today’s session.

The Speaker called the Speaker Pro Tempore to the Chair.

Rep. Gubow moved to amend the bill as follows:

1. Amend page 5, line 6, after “(6)” by striking out the balance of the subsection and inserting “IF A POLICE OFFICER HAS REASON TO BELIEVE THAT A PERSON HAS VIOLATED THIS SECTION AND THAT THE VIOLATION IS A FIRST OR SECOND VIOLATION, THE PERSON SHALL NOT BE ISSUED A WRITTEN CITATION BUT SHALL BE ISSUED ONLY A WRITTEN WARNING BY THE POLICE OFFICER. EACH WARNING SHALL BE ENTERED INTO THE LAW ENFORCEMENT INFORMATION NETWORK. A PERSON WHO VIOLATES THIS SECTION A THIRD OR SUBSEQUENT TIME IS RESPONSIBLE FOR A CIVIL INFRACTION AND SHALL BE ISSUED A WRITTEN CITATION IN ACCORDANCE WITH THE PROCEDURES PRESCRIBED BY THIS ACT FOR CIVIL INFRACTIONS.”.

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

Rep. Gubow demanded the yeas and nays.

The demand was supported.

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

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

Roll Call No. 285**Yeas—76**

Agee	Geiger	Kukuk	Prusi
Alley	Gernaat	LaForge	Quarles
Anthony	Gilmer	Leland	Raczkowski
Bankes	Gire	Llewellyn	Rhead
Bobier	Goschka	Lowe	Richner
Bodem	Green	Mathieu	Rison
Bogardus	Gubow	McBryde	Rocca
Brater	Hale	McManus	Schauer
Brown	Hanley	Middaugh	Schermesser
Cherry	Harder	Middleton	Sikkema
Crissman	Hertel	Murphy	Tesanovich
Cropsey	Hood	Nye	Varga
Dalman	Horton	Olshove	Vaughn
DeHart	Jansen	Owen	Voorhees
DeVuyst	Jaye	Palamara	Walberg
Dobb	Jelinek	Parks	Wallace
Dobronski	Johnson	Perricone	Wetters
Freeman	Kaza	Price	Whyman
Gagliardi	Kelly	Profit	Willard

Nays—27

Baade	Cassis	Gustafson	McNutt
Baird	Ciaramitaro	Hammerstrom	Oxender
Birkholz	Curtis	Jellema	Schroer
Brackenridge	Fitzgerald	LeTarte	Scranton
Brewer	Frank	London	Thomas
Byl	Galloway	Mans	Wojno
Callahan	Godchaux	Martinez	

In The Chair: Murphy

Rep. Bogardus moved that Rep. Quarles be excused temporarily from today's session.
The motion prevailed.

Rep. Gustafson moved to amend the bill as follows:

1. Amend page 5, following line 9, following subsection (8), by inserting:

"Sec. 909. (1) ~~A~~ EXCEPT AS PROVIDED IN SUBSECTION (2), A civil fine which is ordered under section 907 for a violation of this act or other state statute shall be exclusively applied to the support of public libraries and county law libraries in the same manner as is provided by law for penal fines assessed and collected for violation of a penal law of the state.

(2) A CIVIL FINE WHICH IS ORDERED UNDER SECTION 907 FOR A VIOLATION OF SECTION 710E SHALL BE DEPOSITED IN THE SAFETY BELT EDUCATION FUND CREATED IN SUBSECTION (3).

(3) A SAFETY BELT EDUCATION FUND IS CREATED IN THE DEPARTMENT OF TREASURY. THE FUNDS SHALL BE ADMINISTERED BY THE DEPARTMENT OF STATE POLICE. THE MONEY DEPOSITED IN THE FUND SHALL BE USED EXCLUSIVELY FOR SAFETY BELT EDUCATION.

(4) ~~(2)~~ Subsection (1) is intended to maintain a source of revenue for public libraries which previously received penal fines for misdemeanor violations of this act which are now civil infractions."

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

The demand was supported.

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

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

Roll Call No. 286**Yeas—59**

Alley	Geiger	Kelly	Raczkowski
Birkholz	Gire	Kukuk	Schermesser
Bogardus	Goschka	Leland	Scott
Brewer	Green	LeTarte	Scranton
Brown	Griffin	Lowe	Sikkema
Cassis	Gubow	McBryde	Tesanovich
Cherry	Gustafson	McManus	Vaughn
Ciaramitaro	Harder	Middaugh	Voorhees
Crissman	Hertel	Murphy	Walberg
Curtis	Hood	Nye	Wallace
DeHart	Horton	Olshove	Wetters
Dobronski	Jansen	Owen	Whyman
Frank	Jaye	Parks	Willard
Freeman	Jelinek	Perricone	Wojno
Gagliardi	Kaza	Prusi	

Nays—40

Agee	Dalman	Jellema	Palamara
Anthony	DeVuyst	Johnson	Price
Baade	Dobb	LaForge	Profit
Baird	Fitzgerald	Llewellyn	Rhead
Banks	Galloway	London	Richner
Brackenridge	Gilmer	Mans	Rison
Brater	Godchaux	Martinez	Rocca
Byl	Hale	McNutt	Schauer
Callahan	Hammerstrom	Middleton	Schroer
Cropsey	Hanley	Oxender	Thomas

In The Chair: Murphy

Rep. Goschka moved to amend the bill as follows:

1. Amend page 5, following line 22, by inserting:

“(5) Each representative sworn in as a member of the Michigan House of Representatives shall wear a properly adjusted and fastened safety belt while seated on the floor of the House of Representatives.”.

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

Rep. Owen moved that the bill be referred to the Committee on Appropriations.

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

Rep. Owen demanded the yeas and nays.

The demand was supported.

The question being on the motion by Rep. Owen,

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

The motion prevailed.

The Speaker resumed the Chair.

Rep. Gustafson moved to amend the bill as follows:

1. Amend page 4, following line 22, by inserting:

“(5) A LAW ENFORCEMENT OFFICER SHALL ONLY ISSUE A TICKET TO AN ADULT DRIVER OR PASSENGER OF A MOTOR VEHICLE FOR HIS OR HER OWN FAILURE TO WEAR A SAFETY BELT AS REQUIRED IN THIS SECTION OR FOR THE FAILURE OF A CHILD LESS THAN 16 YEARS OF AGE TO WEAR A SAFETY BELT AS REQUIRED IN THIS SECTION.” and renumbering the remaining subsections.

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

Rep. Martinez moved to amend the Gustafson amendment as follows:

1. Amend the Gustafson amendment, page 4, following line 22, subsection (5), after the first "TO" by striking out "AN ADULT" and inserting "A".

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

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

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

Rep. Gustafson moved to amend the bill as follows:

1. Amend page 5, line 6, subsection (6), after "FIRST" by striking out "OR SECOND".

2. Amend page 5, line 6, subsection (6), after "VIOLATES THIS SECTION A" by striking out "THIRD" and inserting "SECOND".

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

Rep. Gustafson demanded the yeas and nays.

The demand was supported.

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

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

Roll Call No. 287

Yeas—15

Baade	Fitzgerald	Jellema	Thomas
Birkholz	Gilmer	McNutt	Varga
Brackenridge	Godchaux	Schauer	Wojno
Byl	Gustafson	Schroer	

Nays—86

Agee	Dobronski	Kelly	Perricone
Alley	Frank	Kukuk	Price
Anthony	Freeman	LaForge	Profit
Baird	Galloway	Leland	Prusi
Banks	Geiger	LeTarte	Raczkowski
Bobier	Gernaat	Llewellyn	Rhead
Bodem	Gire	London	Richner
Bogardus	Goschka	Lowe	Rison
Brater	Green	Mans	Rocca
Brewer	Gubow	Martinez	Schermesser
Brown	Hale	Mathieu	Scott
Callahan	Hammerstrom	McBryde	Scranton
Cassis	Hanley	McManus	Sikkema
Cherry	Harder	Middaugh	Tesanovich
Ciaramitaro	Hertel	Middleton	Vaughn
Crissman	Hood	Murphy	Voorhees
Cropsey	Horton	Nye	Walberg
Curtis	Jansen	Olshove	Wallace
Dalman	Jaye	Owen	Wetters
DeHart	Jelinek	Oxender	Whyman
DeVuyst	Johnson	Palamara	Willard
Dobb	Kaza		

In The Chair: Hertel

Reps. Vaughn and Walberg moved to amend the bill as follows:

1. Amend page 4, following line 22, following subsection (5), by inserting:

"(6) ~~(5)~~ Enforcement of this section by state or local law enforcement agencies shall be accomplished only as a secondary action when a driver of a motor vehicle has been detained for a suspected violation of another section of this act." and renumbering the remaining subsections.

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

The demand was supported.

The question being on the adoption of the amendment offered by Reps. Vaughn and Walberg,

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

Roll Call No. 288

Yeas—54

Alley	Goschka	Martinez	Prusi
Anthony	Green	Mathieu	Rackowski
Bodem	Hale	McManus	Rhead
Ciaramitaro	Hanley	Middaugh	Scott
Crissman	Hood	Murphy	Sikkema
Cropsey	Horton	Nye	Tesanovich
Dalman	Jaye	Olshove	Vaughn
DeHart	Jelinek	Owen	Voorhees
Dobb	Johnson	Oxender	Walberg
Frank	Kaza	Palamara	Wallace
Gagliardi	Leland	Parks	Wetters
Galloway	LeTarte	Perricone	Whyman
Geiger	Llewellyn	Profit	Willard
Gernaat	Lowe		

Nays—44

Agee	Callahan	Gustafson	Price
Baade	Cassis	Hammerstrom	Richner
Baird	Cherry	Hertel	Rison
Bankes	DeVuyst	Jansen	Rocca
Birkholz	Dobronski	Jellema	Schauer
Bobier	Fitzgerald	Kelly	Schermesser
Bogardus	Freeman	Kukuk	Schroer
Brackenridge	Gilmer	London	Scranton
Brater	Gire	Mans	Thomas
Brown	Godchaux	McBryde	Varga
Byl	Gubow	McNutt	Wojno

In The Chair: Hertel

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. Bogardus moved to amend the bill as follows:

1. Amend page 4, following line 22, subsection (5), after "A DRIVER" by striking out "OR PASSENGER".

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

Rep. Lowe moved to amend the bill as follows:

1. Amend page 3, line 26, after "and" by inserting "front seat".

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

Rep. Gustafson demanded the yeas and nays.

The demand was supported.

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

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

Roll Call No. 289**Yeas—62**

Alley	Galloway	LeTarte	Profit
Anthony	Gernaat	Llewellyn	Prusi
Bodem	Gire	Lowe	Rackowski
Bogardus	Goschka	Martinez	Rhead
Brown	Hammerstrom	Mathieu	Richner
Callahan	Hanley	McManus	Rocca
Cassis	Harder	Middaugh	Schermesser
Cherry	Hood	Middleton	Scott
Crissman	Horton	Murphy	Tesanovich
Cropsey	Jansen	Nye	Vaughn
Dalman	Jaye	Olshove	Voorhees
DeHart	Jelinek	Owen	Walberg
DeVuyst	Johnson	Oxender	Wallace
Dobb	Kaza	Palamara	Wetters
Frank	Kukuk	Perricone	Whyman
Gagliardi	Leland		

Nays—38

Agee	Dobronski	Hertel	Price
Baade	Fitzgerald	Jellema	Rison
Banks	Freeman	Kelly	Schauer
Birkholz	Geiger	LaForge	Schroer
Bobier	Gilmer	Law	Scranton
Brackenridge	Godchaux	London	Sikkema
Brater	Green	McBryde	Thomas
Brewer	Gubow	McNutt	Willard
Byl	Gustafson	Parks	Wojno
Ciaramitaro	Hale		

In The Chair: Hertel

Reps. Jaye, Whyman and Lowe moved to amend the bill as follows:

1. Amend page 3, line 6, by striking out the balance of the bill and inserting:

“Enacting section 1. Section 710e of the Michigan vehicle code, 1949 PA 300, MCL 257.710e is repealed on July 1, 1997.”.

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

The question being on the motion made previously by Rep. Kaza to reconsider the vote by which the House did not adopt the amendment offered previously by Reps. Vaughn and Walberg,

Rep. London demanded the yeas and nays.

The demand was supported.

The question being on the motion made previously by Rep. Kaza to reconsider the vote by which the House did not adopt the amendment offered previously by Reps. Vaughn and Walberg,

The motion prevailed, a majority of the members present voting therefor, by yeas and nays, as follows:

Roll Call No. 290**Yeas—51**

Alley	Goschka	Llewellyn	Prusi
Anthony	Green	Lowe	Rhead
Bodem	Hale	Mathieu	Rison
Ciaramitaro	Hanley	McManus	Scott

Crissman	Harder	Middaugh	Tesanovich
Cropsey	Hood	Murphy	Vaughn
Dalman	Horton	Nye	Voorhees
DeHart	Jansen	Olshove	Walberg
Dobb	Jaye	Owen	Wallace
Frank	Johnson	Oxender	Wetters
Gagliardi	Kaza	Palamara	Whyman
Galloway	Leland	Parks	Willard
Gernaat	LeTarte	Price	

Nays—50

Agee	Cassis	Hertel	Perricone
Baade	Cherry	Jelinek	Rackowski
Baird	Curtis	Jellema	Richner
Banks	Dobronski	Kelly	Rocca
Birkholz	Fitzgerald	Kukuk	Schauer
Bobier	Freeman	Law	Schermesser
Bogardus	Geiger	London	Schroer
Brackenridge	Gilmer	Mans	Scranton
Brater	Gire	Martinez	Sikkema
Brewer	Godchaux	McBryde	Thomas
Brown	Gubow	McNutt	Varga
Byl	Gustafson	Middleton	Wojno
Callahan	Hammerstrom		

In The Chair: Hertel

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

Roll Call No. 291**Yeas—51**

Alley	Goschka	Lowe	Rhead
Anthony	Hale	Mathieu	Rison
Bodem	Hanley	McManus	Scott
Ciaramitaro	Harder	Middaugh	Sikkema
Crissman	Hood	Murphy	Tesanovich
Cropsey	Horton	Nye	Vaughn
Dalman	Jansen	Olshove	Voorhees
DeHart	Jaye	Owen	Walberg
Dobb	Johnson	Oxender	Wallace
Frank	Kaza	Palamara	Wetters
Gagliardi	Leland	Parks	Whyman
Galloway	LeTarte	Profit	Willard
Geiger	Llewellyn	Prusi	

Nays—49

Agee	Cassis	Hertel	Perricone
Baade	Cherry	Jelinek	Price
Baird	DeVuyst	Jellema	Rackowski

Bankes	Dobronski	Kelly	Richner
Birkholz	Fitzgerald	Kukuk	Rocca
Bobier	Freeman	Law	Schauer
Bogardus	Gilmer	London	Schermesser
Brackenridge	Gire	Mans	Schroer
Brater	Godchaux	Martinez	Scranton
Brewer	Gubow	McBryde	Thomas
Brown	Gustafson	McNutt	Varga
Byl	Hammerstrom	Middleton	Wojno
Callahan			

In The Chair: Hertel

Rep. Llewellyn moved to amend the bill as follows:

1. Amend page 5, following line 9, by inserting:

"Sec. 907. (1) A violation of this act, or a local ordinance substantially corresponding to a provision of this act, which is designated a civil infraction shall not be considered a lesser included offense of a criminal offense.

(2) If a person is determined pursuant to sections 741 to 750 to be responsible or responsible "with explanation" for a civil infraction under this act or a local ordinance substantially corresponding to a provision of this act, the judge, district court referee, or district court magistrate may order the person to pay a civil fine of not more than \$100.00 and costs as provided in subsection (4). However, for a violation of section 674(1)(s) or a local ordinance substantially corresponding to section 674(1)(s), the person shall be ordered to pay costs as provided in subsection (4) and a civil fine of not less than \$50.00 nor more than \$100.00. For a violation of section 328 or 710d, the civil fine ordered under this subsection shall not exceed \$10.00. For a violation of section 710e, the civil fine and court costs ordered under this subsection shall be ~~\$25.00~~ \$5.00. Permission may be granted for payment of a civil fine and costs to be made within a specified period of time or in specified installments, but unless permission is included in the order or judgment, the civil fine and costs shall be payable immediately.

(3) If a person is determined to be responsible or responsible "with explanation" for a civil infraction under this act or a local ordinance substantially corresponding to a provision of this act while driving a commercial motor vehicle, he or she shall be ordered to pay costs as provided in subsection (4) and a civil fine of not more than \$250.00.

(4) If a civil fine is ordered to be paid under subsection (2) or (3), the judge, district court referee, or district court magistrate shall summarily tax and determine the costs of the action, which shall not be limited to the costs taxable in ordinary civil actions, and may include all expenses, direct and indirect, to which the plaintiff has been put in connection with the civil infraction, up to the entry of judgment. Except in a civil infraction for a parking violation, costs of not less than \$5.00 shall be ordered. Costs shall not be ordered in excess of \$100.00. Except as otherwise provided by law, costs shall be payable to the general fund of the plaintiff.

(5) In addition to a civil fine and costs ordered under subsection (2) or (3) and subsection (4), the judge, district court referee, or district court magistrate may order the person to attend and complete a program of treatment, education, or rehabilitation.

(6) A district court referee or district court magistrate shall impose the sanctions permitted under subsections (2), (3), and (5) only to the extent expressly authorized by the chief judge or only judge of the district court district.

(7) Each district of the district court and each municipal court may establish a schedule of civil fines and costs to be imposed for civil infractions which occur within the respective district or city. If a schedule is established, it shall be prominently posted and readily available for public inspection. A schedule need not include all violations which are designated by law or ordinance as civil infractions. A schedule may exclude cases on the basis of a defendant's prior record of civil infractions or traffic offenses, or a combination of civil infractions and traffic offenses.

(8) The state court administrator shall annually publish and distribute to each district and court a recommended range of civil fines and costs for first-time civil infractions. This recommendation shall not be binding upon the courts having jurisdiction over civil infractions but is intended to act as a normative guide for judges, district court referees, and district court magistrates and a basis for public evaluation of disparities in the imposition of civil fines and costs throughout the state.

(9) If a person has received a civil infraction citation for defective safety equipment on a vehicle under section 683, the court shall waive a civil fine and costs, upon receipt of certification by a law enforcement agency that repair of the defective equipment was made before the appearance date on the citation.

(10) A default in the payment of a civil fine or costs ordered under subsection (2), (3), or (4) or an installment of the fine or costs may be collected by a means authorized for the enforcement of a judgment under chapter 40 of the revised judicature act of 1961, Act No. 236 of the Public Acts of 1961, being sections 600.4001 to 600.4065 of the

Michigan Compiled Laws, or under chapter 60 of Act No. 236 of the Public Acts of 1961, being sections 600.6001 to 600.6098 of the Michigan Compiled Laws.

(11) If a person fails to comply with an order or judgment issued pursuant to this section, within the time prescribed by the court, the driver's license of that person shall be suspended pursuant to section 321a until full compliance with that order or judgment occurs. In addition to this suspension, the court may also proceed under section 908.

(12) The court shall waive any civil fine or cost against a person who received a civil infraction citation for a violation of section 710d if the person, before the appearance date on the citation, supplies the court with evidence of acquisition, purchase, or rental of a child seating system meeting the requirements of section 710d.

(13) In addition to any fines and costs ordered to be paid under this section, the judge, district court referee, or district court magistrate shall levy an assessment of \$5.00 for each civil infraction determination, except for a parking violation or a violation for which the total fine and costs imposed are \$10.00 or less. Upon payment of the assessment, the clerk of the court shall transmit the assessment levied to the state treasury to be deposited into the Michigan justice training fund. An assessment levied under this subsection shall not be considered a civil fine for purposes of section 909.

(14) If a person has received a citation for a violation of section 223, the court shall waive any fine and costs, upon receipt of certification by a law enforcement agency that the person, before the appearance date on the citation, produced a valid registration certificate that was valid on the date the violation of section 223 occurred.”.

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

Rep. Llewellyn demanded the yeas and nays.

The demand was supported.

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

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

Roll Call No. 292

Yeas—20

Bodem	Goschka	Llewellyn	Rhead
Brewer	Green	Lowe	Richner
Cropsey	Horton	Middaugh	Vaughn
Dalman	Jaye	Nye	Walberg
Frank	Kukuk	Raczkowski	Whyman

Nays—83

Agee	Dobb	Jellema	Perricone
Alley	Dobronski	Johnson	Price
Anthony	Fitzgerald	Kaza	Profit
Baade	Freeman	Kelly	Prusi
Baird	Gagliardi	LaForge	Rison
Bankes	Galloway	Law	Rocca
Birkholz	Geiger	Leland	Schauer
Bobier	Gernaat	LeTarte	Schermesser
Bogardus	Gilmer	London	Schroer
Brackenridge	Gire	Mans	Scott
Brater	Godchaux	Martinez	Scranton
Brown	Gubow	Mathieu	Sikkema
Byl	Gustafson	McBryde	Tesanovich
Callahan	Hale	McManus	Thomas
Cassis	Hammerstrom	McNutt	Varga
Cherry	Hanley	Middleton	Voorhees
Ciaramitaro	Harder	Olshove	Wallace
Crissman	Hertel	Owen	Wetters
Curtis	Hood	Oxender	Willard
DeHart	Jansen	Palamara	Wojno
DeVuyst	Jelinek	Parks	

In The Chair: Hertel

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

The question being on the motion by Rep. Gagliardi,

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

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

Rep. Owen withdrew the motion.

Rep. Jaye moved that the bill be referred to the Committee on Insurance.

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

Rep. Walberg moved that the bill be referred to the Committee on Appropriations.

Point of Order

The Chair ruled the Walberg motion to refer the bill to the House Appropriations Committee is out of order because a motion to refer to committee may not be renewed without intervening business nor may it be renewed on the same order of business.

Rep. Fitzgerald 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

House Bill No. 4280, entitled

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending sections 710d and 710e (MCL 257.710d and 257.710e), section 710d as amended by 1990 PA 90 and section 710e as amended by 1991 PA 25.

Was read a third time and not passed, a majority of the members serving not voting therefor, by yeas and nays, as follows:

Roll Call No. 293

Yeas—47

Agee	Cassis	Jelinek	Middleton
Baade	Cherry	Jellema	Price
Baird	Curtis	Kelly	Rackowski
Bankes	Dobronski	Kukuk	Richner
Birkholz	Fitzgerald	LaForge	Rocca
Bobier	Gilmer	Law	Schauer
Bogardus	Gire	London	Schermesser
Brackenridge	Godchaux	Mans	Schroer
Brater	Gubow	Martinez	Scranton
Brown	Gustafson	McBryde	Thomas
Byl	Hammerstrom	McManus	Wojno
Callahan	Hertel	McNutt	

Nays—56

Alley	Galloway	Leland	Profit
Anthony	Geiger	LeTarte	Prusi
Bodem	Gernaat	Llewellyn	Rhead
Brewer	Goschka	Lowe	Rison

Ciaramitaro	Green	Mathieu	Scott
Crissman	Hale	Middaugh	Sikkema
Cropsey	Hanley	Murphy	Tesanovich
Dalman	Harder	Nye	Vaughn
DeHart	Hood	Olshove	Voorhees
DeVuyst	Horton	Owen	Walberg
Dobb	Jansen	Oxender	Wallace
Frank	Jaye	Palamara	Wetters
Freeman	Johnson	Parks	Whyman
Gagliardi	Kaza	Perricone	Willard

In The Chair: Hertel

Rep. Kaza, 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 legislation before us would create a mandatory seat belt law in the state of Michigan. Current law in Michigan establishes refusal to wear a seat belt as a secondary offense; the bill before us would establish refusal to wear as a primary offense.

I vote “no” on this mandatory seat belt law for the following reasons:

Violation of Individual Liberty.

The ideas of a free society and individual liberty are principles that are supposed to set America apart from the rest of the world.

This mandatory seat belt law takes us further away from the ideas of a free society and individual liberty. It smacks of Big Brother, of a government that micro-manages every detail of an individual’s life.

Opposition of Constituents.

The following is a selection of the comments that I have received from constituents in the 42nd District (Troy-Rochester Hills) opposed to a mandatory seat belt law:

* “Why worry about my life? If I don’t endanger other people or property, it should be my business (not the government’s).

* “(The bill) takes away the human decision-making process . . . (it) takes freedom away.”

* “Vote “no” on any mandatory seat belt (law) now in the works. We want less government intrusion into our lives—not more.”

* Please tell me that there is something you can do to defeat the proposed legislation which allows a police officer to stop me for not wearing a seat belt in my automobile. Please tell me it won’t cost me a fine in lieu of jail to do no harm.”

Broken Promises.

Senior members of the Democratic and Republican House caucuses explained earlier today during floor debate that the lobbyists who support a mandatory seat belt law promised in 1985 they would never seek more than the secondary offense that is now law. According to these senior members, the lobbyists who convinced the legislature to enact legislation establishing refusal to wear a seat belt as a secondary offense in 1985 promised they would never take the action they are taking today.

This is a broken promise by the lobbyists who support a mandatory seat belt law. It is reason to vote “no,” not “yes,” on final passage.

Flawed Empirical Assumptions.

The proponents of a mandatory seat belt law maintain it will result in lower traffic fatalities. In essence, they make empirical assumptions based on certain statistics from other states. In fact, statistics also exist that show states without mandatory seat belt laws have experienced a decline in traffic fatalities. Those statistics, and the high usage rate (70 percent) of Michigan motorists, underscore the flawed empirical assumptions made by proponents.

Political Considerations.

The vote today was a litmus test for the Republican Party, and those of us who seek to regain control of the state House for Republicans.

Republicans lost control of the state House in 1996 because they ignored their political base on issues of individual liberty, and failed to develop an agenda designed to appeal to Independents. A “yes” vote today is a vote against the grass-roots.”

Rep. Oxender, 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 HB 4280 that would make the enforcement of the seat belt law a primary enforcement law. I believe government should only be involved in peoples lives when they can’t do it for themselves.

People can buckle their seat belts without primary enforcement. In addition, the seat belt law was passed in 1985 with secondary enforcement. The compromise with law enforcement agencies was to not ask for primary enforcement in return for the passage of the seat belt law.

Therefore, we have a law since 1985 with secondary enforcement. I believe we should stay with the 1985 agreement.”

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

“Mr. Speaker and members of the House:

This legislation is a further erosion of individual citizen’s rights. The people who promote this legislation today made promises 14 years ago to never pursue a primary enforcement law. Now because the auto companies are concerned about their liability they want to break their promise and take away my constituents personal rights. Some of us still believe that people have the right to a presumption of innocence. Some of us are concerned about granting the police a cart blanc reason to stop citizens who are minding their own business. Recent court decisions give police the right to search you and your car without a warrant once they have stopped you as long as they have “a reasonable suspicion” that there is some other problem. This is the doorway through which these newly granted police powers may be invoked. I do not want to protect or coddle criminals. However, I don’t consider people who don’t wear their seat belts to be criminals and I am not willing to sacrifice my constituents rights to satisfy the liability concerns of the big three auto makers. I have to vote “no”.”

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 primary enforcement of the seat belt law is an improper use of tax dollars.

The police should prioritize their limited time and resources on apprehending murders, rapists and drug dealers. People who occasionally forget to wear a seat belt and / or shoulder harasses should not be turned into criminal.

What other risky behavior will be next targeted for criminalization, smoking, eating jelly donuts, red meat or ice cream and other high fat, high cholesterol, high sugar items? I always wear a seat belt. This should be an issue of individual choice.

This bill would operate as an **open warrant** to seize and search any motorist in violation of the 4th Amendment of the US Constitution:

‘The right of the people to be secure in their persons, houses, papers, and effects against unreasonable searches and seizures shall not be violated....’.”

Rep. Voorhees, 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:

Article 1, Section 2 of the Michigan Constitution of 1963 states that: “No person shall be denied the equal protection of the laws nor shall any person be denied the enjoyment of his civil or political rights or be discriminated against in the exercise thereof because of religion, race, color, or national origin.” Also, Article 1, Section 11 states that: “ No warrant to search any place or to seize any person or things shall be issued without describing them, or without probable cause.”

I believe that primary enforcement of seat belt laws is a violation of the probable cause of the enforcement of the law.”

Rep. DeVuyst, 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:

Michigan passed the mandatory seat belt law secondary offense several years ago with the understanding that this would be sufficient enough. I do not believe wearing a seat belt should be a primary offense now. It not only is an improper use of tax dollars, but would allow police officers to stop people for frivolous reasons.”

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

“Mr. Speaker and members of the House:

We voted ‘no’ on House Bill 4280 because we believe it is fundamentally wrong to force people to use seatbelts against their wills. While we personally use and endorse the use of seatbelts, we strongly believe it is inappropriate for the hand of big government to march so blatantly into the lives of our constituents. A bill such as this provides a slippery slope that can be ever more intrusive into the lives of hard working, taxpaying people who are good, law abiding citizens.

It leads one to conclude that if we pass enough laws, we can make law breakers out of everyone. HB 4280 would move us into this direction which speaks so clearly as to why the bill is inherently flawed.”

Rep. Fitzgerald moved to reconsider the vote by which the House did not pass the bill.
Rep. Fitzgerald moved that consideration of the motion be postponed for the day.
The motion prevailed.

Second Reading of Bills

House Bill No. 4273, entitled

A bill to amend 1945 PA 200, entitled "An act to define a marketable record title to an interest in land; to require the filing of notices of claim of interest in such land in certain cases within a definite period of time and to require the recording thereof; to make invalid and of no force or effect all claims with respect to the land affected thereby where no such notices of claim of interest are filed within the required period; to provide for certain penalties for filing slanderous notices of claim of interest, and to provide certain exceptions to the applicability and operation thereof," by amending the title and sections 1, 2, 3, and 6 (MCL 565.101, 565.102, 565.103, and 565.106) and by adding sections 2a and 2b.

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

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

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

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

Rep. Tesanovich 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

House Bill No. 4273, entitled

A bill to amend 1945 PA 200, entitled "An act to define a marketable record title to an interest in land; to require the filing of notices of claim of interest in such land in certain cases within a definite period of time and to require the recording thereof; to make invalid and of no force or effect all claims with respect to the land affected thereby where no such notices of claim of interest are filed within the required period; to provide for certain penalties for filing slanderous notices of claim of interest, and to provide certain exceptions to the applicability and operation thereof," by amending the title and sections 1, 2, 3, and 6 (MCL 565.101, 565.102, 565.103, and 565.106) and by adding sections 2a and 2b.

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

Roll Call No. 294

Yeas—102

Agee	Dobronski	Johnson	Price
Alley	Fitzgerald	Kaza	Profit
Anthony	Frank	Kelly	Prusi
Baade	Freeman	Kukuk	Raczkowski
Baird	Gagliardi	LaForge	Rhead
Bankes	Galloway	Law	Richner
Birkholz	Geiger	Leland	Rison
Bobier	Gernaat	LeTarte	Rocca
Bodem	Gilmer	Llewellyn	Schauer
Bogardus	Gire	London	Schermesser
Brackenridge	Godchaux	Lowe	Schroer
Brater	Goschka	Mans	Scott
Brewer	Green	Martinez	Scranton
Brown	Gubow	McBryde	Sikkema
Byl	Gustafson	McManus	Tesanovich
Callahan	Hale	McNutt	Thomas

Cassis	Hammerstrom	Middaugh	Varga
Cherry	Hanley	Middleton	Vaughn
Ciaramitaro	Harder	Murphy	Voorhees
Crissman	Hertel	Nye	Walberg
Cropsey	Hood	Olshove	Wallace
Curtis	Horton	Owen	Wetters
Dalman	Jansen	Oxender	Whyman
DeHart	Jaye	Palamara	Willard
DeVuyst	Jelinek	Perricone	Wojno
Dobb	Jellema		

Nays—0

In The Chair: Hertel

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 1945 PA 200, entitled “An act to define a marketable record title to an interest in land; to require the filing of notices of claim of interest in such land in certain cases within a definite period of time and to require the recording thereof; to make invalid and of no force or effect all claims with respect to the land affected thereby where no such notices of claim of interest are filed within the required period; to provide for certain penalties for filing slanderous notices of claim of interest, and to provide certain exceptions to the applicability and operation thereof,” by amending sections 1, 2, 3, and 6 (MCL 565.101, 565.102, 565.103, and 565.106) and by adding sections 1a and 2a.

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.

Rep. Freeman asked and obtained an excuse from the balance of today’s session.

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

By unanimous consent the House returned to the order of

Messages from the Senate

The Speaker laid before the House

House Bill No. 4238, entitled

A bill to amend 1980 PA 299, entitled “Occupational code,” (MCL 339.101 to 339.2721) by adding sections 720, 721, 722, 723, 724, 725, 726, 727, 728, 729, 730, 731, 732, 733, 734, and 735; and to repeal acts and parts of acts.

(The bill was received from the Senate on May 1, with amendments, title amendment and immediate effect given by the Senate, consideration of which, under the rules, was postponed until May 6.)

(For amendments, see House Journal No. 37, p. 751.)

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

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

Roll Call No. 295**Yeas—102**

Agee	Dobronski	Kelly	Price
Alley	Fitzgerald	Kukuk	Profit
Anthony	Frank	LaForge	Prusi
Baade	Gagliardi	Law	Raczkowski
Baird	Galloway	Leland	Rhead

Bankes	Geiger	LeTarte	Richner
Birkholz	Gernaat	Llewellyn	Rison
Bobier	Gilmer	London	Rocca
Bodem	Gire	Lowe	Schauer
Bogardus	Godchaux	Mans	Schermesser
Brackenridge	Goschka	Martinez	Schroer
Brater	Green	Mathieu	Scott
Brewer	Gubow	McBryde	Scranton
Brown	Gustafson	McManus	Sikkema
Byl	Hale	McNutt	Tesanovich
Callahan	Hammerstrom	Middaugh	Thomas
Cassis	Hanley	Middleton	Varga
Cherry	Harder	Murphy	Vaughn
Ciaramitaro	Hood	Nye	Voorhees
Crissman	Horton	Olshove	Walberg
Cropsey	Jansen	Owen	Wallace
Curtis	Jaye	Oxender	Wetters
Dalman	Jelinek	Palamara	Whyman
DeHart	Jellema	Parks	Willard
DeVuyst	Johnson	Perricone	Wojno
Dobb	Kaza		

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.

Second Reading of Bills

House Bill No. 4444, entitled

A bill to amend 1931 PA 328, entitled “The Michigan penal code,” by amending sections 356, 356a, 356c, 356d, 362a, 377a, 380, 387, and 535 (MCL 750.356, 750.356a, 750.356c, 750.356d, 750.362a, 750.377a, 750.380, 750.387, and 750.535), sections 356c and 356d as added by 1988 PA 20.

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

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

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

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

House Bill No. 4445, entitled

A bill to amend 1931 PA 328, entitled “Michigan penal code,” by amending sections 131, 157s, 157w, 174, 177, 178, 181, and 218 (MCL 750.131, 750.157s, 750.157w, 750.174, 750.177, 750.178, 750.181, and 750.218), section 131 as amended by 1984 PA 277 and section 157s as amended and section 157w as added by 1987 PA 276.

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

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

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

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

House Bill No. 4446, entitled

A bill to amend 1961 PA 236, entitled “Revised judicature act of 1961,” by amending sections 2952 and 2953 (MCL 600.2952 and 600.2953), section 2952 as added by 1984 PA 276 and section 2953 as added by 1988 PA 50.

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

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

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

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

Notices

Rep. Jaye moved to discharge the Committee on Tax Policy from further consideration of **House Joint Resolution E** and motion postponed for the day on April 15, see House Journal No. 29, p. 549.

(For first notice see House Journal No. 28, p. 533.)

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

Rep. Jaye demanded the yeas and nays.

The demand was supported.

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

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

Roll Call No. 296

Yeas—51

Bankes	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
Galloway	Jellema	Middleton	

Nays—51

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

In The Chair: Gire

Rep. Gagliardi moved that when the House adjourns today it stand adjourned until Tuesday, May 13, at 2:00 p.m.
The motion prevailed.

Announcement by the Clerk of Printing and Enrollment

The Clerk announced that the following bills had been printed and placed upon the files of the members, Tuesday, May 6:

Senate Bill Nos. 471 472 473 474 475 476 477 478 479

The Clerk announced that the following Senate bill had been received on Thursday, May 8:

Senate Bill No. 444

By unanimous consent the House returned to the order of

Motions and Resolutions

Reps. Rocca, Wetters, Baade, Kelly, Hale, Middaugh, Dobronski, Schermesser, DeHart, Cherry, Tesanovich, Lowe, Gubow, Hanley, Martinez, Varga, Palamara, Kukuk, Gilmer, Perricone, Horton, McBryde, Dalman, Llewellyn, Goschka, Vaughn, Jansen, Anthony, Scranton, Profit, McNutt, Dobb, Jelinek, Rhead, Voorhees, Freeman, Bodem, Middleton, Parks, Oxender, Richner, Wallace, Scott and Cropsey offered the following resolution:

House Resolution No. 49.

A resolution honoring Clara Buckley upon the occasion of her 100th Birthday.

Whereas, It is a genuine pleasure to extend special greetings to Clara Buckley upon the occasion of her 100th birthday. We are grateful for this opportunity to join with the family and many friends of Clara Buckley as we honor an individual who truly understands the beauty of life in its challenges and triumphs; and

Whereas, Born on July 5, 1897, Clara Buckley grew up in a world quite different in many ways from the one we know today. In the span of her lifetime, tremendous cultural, sociological, and technological changes have transpired here in Michigan and elsewhere. Many of her 100 years were dedicated to work as a wife and mother. Her children, Virginia, Gordon, and Lawrence have had many fond memories of their mother and her loving ways. That Clara Buckley has lived and tasted life throughout this period has given her insight, experience, and wisdom few of us can fully appreciate; and

Whereas, It has been quite a while since Clara Buckley retired after many years at the State Unemployment Office in Detroit, yet her days are as busy as she wants them to be. For many years, she has found an outlet for her energy serving in various offices in the Detroit Auxiliary of the BPO Elks and at the Senior Center in Oak Park where she served two terms as President. Clara Buckley enjoys senior trips with the group and goes to lunch daily to different restaurants in the Detroit area. In April 1996, Clara Buckley received a Golden Oldie award from the Metro Detroit YMCA. Clara Buckley is also a member of the First United Methodist Church of Ferndale and attends every Sunday. It is our wish that these traditions continue well beyond the century mark; and

Whereas, By her example, through supportive words, and with the work of her heart, Clara Buckley shares love and kindness. She cares deeply for others and is willing to help whenever and wherever she can. Such a spirit of generosity and unselfishness is most welcome in our society today, as it has been for all of her 100 years; now, therefore, be it

Resolved by the House of Representatives, That we offer birthday greetings to Clara Buckley as she marks her 100th birthday. May the health and happiness her years so richly merit be with her always; and be it further

Resolved, That copies of this resolution be transmitted to Clara 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. Rocca, Wetters, Baade, Kelly, Hale, Middaugh, Dobronski, Schermesser, DeHart, Cherry, Tesanovich, Lowe, Gubow, Hanley, Martinez, Varga, Palamara, Kukuk, Gilmer, Perricone, Horton, McBryde, Dalman, Llewellyn, Goschka, Vaughn, Jansen, Anthony, Scranton, Profit, McNutt, Dobb, Hammerstrom, Jelinek, Rhead, Voorhees, Freeman, Bodem, Parks, Oxender, Richner, Wallace, Scott and Cropsey offered the following resolution:

House Resolution No. 50.

A resolution honoring Justin Patten for his achievement of receiving the Eagle Scout Award.

Whereas, It is with great respect for his accomplishment that we congratulate Justin Patten. He has displayed the traits that qualify him for the Boy Scouts' greatest achievement, the Eagle Scout Award, which he will receive at a Court of Honor on May 18, 1997. In this day when so much of the news concerning young people is negative, it is a pleasure and a privilege to honor an individual who brings a great pride to his family and community; and

Whereas, Justin Patten has followed in the footsteps of many young men who have utilized the principles learned in scouting to achieve high goals in their careers and to serve their communities and our nation with honor and integrity.

Former President Gerald R. Ford was an Eagle Scout, as have been several other distinguished leaders and accomplished teachers, businessmen, and professionals; and

Whereas, With Troop 1443, Justin Patten has taken full advantage of the opportunities for personal growth that have made the Boy Scouts one of the most universally respected organizations in our country. Like those before him, Eagle Scout Justin Patten has displayed unselfishness and eagerness to accept responsibility. Justin Patten, son of Terry and Catherine, has followed this tradition through the positions he has held with his troop, his participation in civic activities, and the completion of his Eagle service project. In addition to his own merit badges, he has helped other scouts work on theirs; and

Whereas, The famed Boy Scout motto, "Be Prepared," takes on new meaning when meeting an Eagle Scout like Justin Patten. Through this accomplishment, there can be little doubt that he is well prepared to take on the challenges that await him in adulthood. Clearly, the lessons he learned with Troop 1443 will long continue to reap many rewards; and

Whereas, One basic requirement for earning the Eagle badge is to demonstrate responsibility and leadership through the successful completion of an Eagle service project which will be of benefit to the community. By performing a number of tasks, Justin Patten organized a bottle drive, with the proceeds helping to feed homeless citizens at MCREST. In meeting this requirement for becoming an Eagle Scout through such a dedicated effort, Justin Patten has proven to his scout troop, his community, and most importantly to himself, that he is the caliber of young man who can identify a need and take leadership in planning, implementing, and seeing it through to completion; now, therefore, be it

Resolved by the House of Representatives, That we hereby congratulate Justin Patten as he becomes an Eagle Scout. We challenge him to continue his excellent efforts in all aspects of life; and be it further

Resolved, That a copy of this resolution be transmitted to Justin 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. Thomas, Hale, Parks, Kilpatrick, Leland, Vaughn, Murphy, Quarles, Rison, Wetters, Baade, Kelly, Middaugh, Dobronski, Harder, Schermesser, DeHart, Cherry, Tesanovich, Gubow, Hanley, Martinez, Varga, Palamara, Baird, Kukuk, Gilmer, McBryde, Dalman, Brackenridge, Llewellyn, Goschka, Jansen, Rocca, Anthony, Scranton, Profit, McNutt, Dobb, Hammerstrom, Hood, Jelinek, Voorhees, Schauer, Freeman, Bankes, Bodem, Oxender, Richner, Wallace, Scott, Cropsey and Olshove offered the following resolution:

House Resolution No. 51.

A resolution to commemorate May 31, 1997, as Childhood Cancer Survivor's Day.

Whereas, Today, over 200,000 Americans are survivors of childhood cancer, thanks to advances in early cancer detection, treatment and research; and

Whereas, Children's Hospital of Michigan, the oldest and largest hospital caring for the children of Michigan, has an active and productive cancer survivor population, demonstrating that a cancer diagnosis is no longer an automatic death sentence; and

Whereas, Communities all across America will be celebrating life on Sunday, June 1, as part of the world's largest cancer survivor event, the tenth annual National Cancer Survivor's Day; now, therefore, be it

Resolved by the House of Representatives, That May 31, 1997, be proclaimed as Childhood Cancer Survivor's Day in the State of Michigan, and urge all citizens to join in this joyous celebration of life; and be it further

Resolved, That a copy of this resolution be transmitted to Children's Hospital of Michigan as evidence of our support for their endeavors.

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. McNutt, Wetters, Baade, Kelly, Hale, Middaugh, Dobronski, Harder, Schermesser, DeHart, Cherry, Tesanovich, Lowe, Gubow, Wojno, Hanley, Martinez, Varga, Palamara, Baird, Kukuk, Gilmer, Perricone, Horton, McBryde, Dalman, Brackenridge, Llewellyn, Goschka, Vaughn, Jansen, Rocca, Anthony, Scranton, Profit, Dobb, Hammerstrom, Hood, Gagliardi, Jelinek, Rhead, Voorhees, Schauer, Freeman, Bankes, Bodem, Middleton, Crissman, Oxender, Richner, Wallace, Scott, Cropsey and Olshove offered the following resolution:

House Resolution No. 52.

A resolution to commemorate National Police Week in Michigan, the week of May 15, 1997, and to honor National Police Officers Memorial Day.

Whereas, Michigan's law enforcement officers undertake a demanding and dangerous job every day they put on their uniform. They have been sworn to uphold our laws and to protect our lives and property from harm. Our ability to live as free citizens is completely dependent on the faithful performance of their duties. Our law enforcement officers have been exemplary public servants, and National Police Week is another reminder of the dangers that they face. National Police Officers Memorial Day, which is observed during this week, is a special reminder of the officers who have fallen in the line of duty and deserve our recognition; and

Whereas, In 1962, President John F. Kennedy proclaimed the week of May 15th as National Police Week with one day set aside as National Police Officers Memorial Day. This proclamation has helped us focus on the sacrifices made by our police officers over the last three decades and remains a symbol of our nation's commitment to them; and

Whereas, We appreciate support of our state's police officers who have earned our sincere thanks. As we go about our business, let us pause to remember both the officers who died while protecting us and those who have lost a family member; now, therefore, be it

Resolved by the House of Representatives, That we commemorate this year's observance of National Police Week and National Police Officers Memorial Day. May police officers across our state know of our deep appreciation for their public service and their sacrifice; and be it further

Resolved, That a copy of this resolution be transmitted to organizers of the events commemorating this special week.

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. Callahan, Freeman, Mans, Dobb, Wojno, Willard, Bogardus, Brewer, McBryde, Goschka, Martinez, Brater, Bankes, DeHart, LaForge, Baade, Kelly, Hale, Middaugh, Dobronski, Harder, Schermesser, Cherry, Tesanovich, Gubow, Hanley, Varga, Palamara, Baird, Kukuk, Dalman, Llewellyn, Vaughn, Murphy, Anthony, Scranton, Profit, Jelinek, Voorhees, Bodem, Richner, Wallace, Scott, Cropsey and Olshove offered the following resolution:

House Resolution No. 53.

A resolution to recognize the 80th Convention of the Michigan Federation of Music Clubs, meeting in Convention on May 21, 1997.

Whereas, The Michigan Federation of Music Clubs has a long history of promoting music in Michigan for all its citizens, as an affiliate of the National Federation of Music Clubs. Since its founding in 1898, the National Federation of Music Clubs has become America's largest philanthropic musical organization in the world with a membership of some 500,000 spread out among 5,000 senior, student and junior organizations; and

Whereas, The Michigan Federation of Music Clubs was first formed in 1916 in Detroit, with a purpose of making music a force in the cultural life of our state and nation; and

Whereas, The Michigan Federation of Music Clubs continues to provide high quality programs presented by their talented members and guest artists; and

Whereas, The Michigan Federation of Music Clubs since 1924 has provided many scholarships and awards through its Scholarship Fund, allowing serious music students to further their educations and talents; and

Whereas, The Michigan Federation of Music Clubs celebrates its 80th year at its 80th Convention, hosted by the 112-year-old Tuesdale Musicale this May 21st; now, therefore, be it

Resolved by the House of Representatives, That we salute the Michigan Federation of Music Clubs on its 80th anniversary of service and its 80th Convention, and thank the Federation and its members for their dedication to music in our state; and be it further

Resolved, That copies of this resolution be delivered to the Michigan Federation of Music Clubs at its 80th Convention.

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. Callahan, Profit, Freeman, Mans, Wojno, Willard, Bogardus, Brewer, McBryde, Goschka, Martinez, Brater, DeHart, Brown, LaForge, Wetters, Baade, Kelly, Hale, Dobronski, Harder, Schermesser, Cherry, Tesanovich, Prusi, Lowe, Gubow, Hanley, Varga, Palamara, Baird, Kukuk, Gilmer, Dalman, Vaughn, Murphy, Rocca, Anthony, Scranton, Hammerstrom, Jelinek, Rhead, Schauer, Bankes, Wallace, Scott and Olshove offered the following resolution:

House Resolution No. 54.

A resolution to memorialize the Congress of the United States to prohibit the transportation of solid waste for disposal from any state to another unless the sending state has standards at least as stringent as the receiving state.

Whereas, Michigan has long been sensitive to the vulnerability of our natural resources. Our unique location amid the Great Lakes has generated public support for high standards of environmental protection in several areas, including the disposal of solid wastes; and

Whereas, While other states and regions of the country share Michigan's concerns, some do not have the same level of commitment in their standards of environmental protection. As a result, there is significant disparity among the states on the requirements for transporting, storing, and disposing of solid wastes. The inequity of standards has served to encourage some states to export their solid waste. The ultimate result of this situation is to discourage, rather than encourage, protection of the nation's water and soil for future generations. Instead, the current practices penalize states like Michigan and those with tougher environmental standards; and

Whereas, Michigan is on record in supporting changes in federal law to permit states to regulate the flow of solid waste. A component of any congressional response to this situation must be to prohibit a state from exporting solid wastes to a state with a less strict regulatory system of waste transportation and disposal than the state generating the waste. Only with this provision can our country protect the health and safety of the public and the environment. This requirement, while short of the goal of complete regulatory authority for the states, would stop practices that threaten the receiving states and unfairly burden them; now, therefore, be it

Resolved by the House of Representatives, That we memorialize the Congress of the United States to prohibit the transportation of solid waste for disposal from any state to another unless the sending state has standards at least as stringent as the receiving state; and be it further

Resolved, That copies of this resolution be transmitted to the President of the United States Senate, the Speaker of the United States House of Representatives, and the members of the Michigan congressional delegation.

The resolution was referred to the Committee on Conservation, Environment and Recreation.

Reps. Callahan, Profit, Freeman, Wojno, Willard, Bogardus, Brewer, McBryde, Goschka, Martinez, Brater, DeHart, Brown, LaForge, Wetters, Baade, Kelly, Hale, Dobronski, Harder, Schermesser, Cherry, Tesanovich, Prusi, Lowe, Gubow, Hanley, Varga, Palamara, Baird, Kukuk, Gilmer, Dalman, Vaughn, Murphy, Rocca, Anthony, Scranton, Hammerstrom, Jelinek, Rhead, Schauer, Banks, Wallace, Scott and Olshove offered the following concurrent resolution:

House Concurrent Resolution No. 39.

A concurrent resolution to memorialize the Congress of the United States to prohibit the transportation of solid waste for disposal from any state to another unless the sending state has standards at least as stringent as the receiving state.

Whereas, Michigan has long been sensitive to the vulnerability of our natural resources. Our unique location amid the Great Lakes has generated public support for high standards of environmental protection in several areas, including the disposal of solid wastes; and

Whereas, While other states and regions of the country share Michigan's concerns, some do not have the same level of commitment in their standards of environmental protection. As a result, there is significant disparity among the states on the requirements for transporting, storing, and disposing of solid wastes. The inequity of standards has served to encourage some states to export their solid waste. The ultimate result of this situation is to discourage, rather than encourage, protection of the nation's water and soil for future generations. Instead, the current practices penalize states like Michigan and those with tougher environmental standards; and

Whereas, Michigan is on record in supporting changes in federal law to permit states to regulate the flow of solid waste. A component of any congressional response to this situation must be to prohibit a state from exporting solid wastes to a state with a less strict regulatory system of waste transportation and disposal than the state generating the waste. Only with this provision can our country protect the health and safety of the public and the environment. This requirement, while short of the goal of complete regulatory authority for the states, would stop practices that threaten the receiving states and unfairly burden them; now, therefore, be it

Resolved by the House of Representatives (the Senate concurring), That we memorialize the Congress of the United States to prohibit the transportation of solid waste for disposal from any state to another unless the sending state has standards at least as stringent as the receiving state; and be it further

Resolved, That copies of this resolution be transmitted to the President of the United States Senate, the Speaker of the United States House of Representatives, and the members of the Michigan congressional delegation.

The concurrent resolution was referred to the Committee on Conservation, Environment and Recreation.

Reports of Standing Committees

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

House Bill No. 4051, entitled

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending section 698 (MCL 257.698), as amended by 1994 PA 101.

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

1. Amend page 4, line 6, after "(7)," by striking out "a hearse or funeral coach,".

2. Amend page 4, following line 21, by inserting:

“(G) A VEHICLE ENGAGED IN LEADING OR ESCORTING A FUNERAL PROCESSION OR ANY VEHICLE THAT IS PART OF A FUNERAL PROCESSION MAY BE EQUIPPED WITH FLASHING, ROTATING, OR OSCILLATING PURPLE OR AMBER LIGHTS WHICH SHALL NOT BE ACTIVATED EXCEPT DURING A FUNERAL PROCESSION.” and relettering the remaining subdivisions.

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

Favorable Roll Call

HB 4051 To Report Out:

Yeas: Reps. Leland, Schermesser, Baade, Brown, Curtis, Mans, Olshove, Scott, Wojno, London, Birkholz, Byl, Galloway, Green, Middleton,

Nays: None.

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

House Bill No. 4573, entitled

A bill to amend 1949 PA 300, entitled “Michigan vehicle code,” by amending section 907 (MCL 257.907), as amended by 1995 PA 287.

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

1. Amend page 2, line 5, after “\$150.00” by inserting “BUT NOT MORE THAN \$200.00”.

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

Favorable Roll Call

HB 4573 To Report Out:

Yeas: Reps. Leland, Schermesser, Baade, Brown, Curtis, Mans, Olshove, Scott, Wojno, London, Birkholz, Byl, Gernaat,

Nays: Reps. Galloway, Middleton.

COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Wednesday, May 7, 1997, at 5:05 p.m.,

Present: Reps. Leland, Schermesser, Baade, Brown, Curtis, Mans, Olshove, Scott, Wojno, London, Birkholz, Byl, Galloway, Gernaat, Green, Middleton,

Absent: Rep. Schauer,

Excused: Rep. Schauer.

The Committee on Mental Health, by Rep. Baird, Chair, reported

House Bill No. 4753, entitled

A bill to amend 1974 PA 258, entitled “Mental health code,” by amending sections 100a and 160 (MCL 330.1100a and 330.1160), section 100a as added by 1995 PA 290 and section 160 as added by 1983 PA 249.

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 4753 To Report Out:

Yeas: Reps. Baird, Brater, Gubow, LaForge, Wallace, Cassis, Hammerstrom,

Nays: None.

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, May 7, 1997, at 12:00 Noon,

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

Messages from the Senate**Senate Bill No. 74, entitled**

A bill to amend 1956 PA 218, entitled "The insurance code of 1956," (MCL 500.100 to 500.8302) by adding section 2246.

The Senate has passed the bill.

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

Senate Bill No. 75, entitled

A bill to amend 1978 PA 368, entitled "Public health code," (MCL 333.1101 to 333.25211) by adding section 21072.

The Senate has passed the bill.

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

Senate Bill No. 76, entitled

A bill to amend 1980 PA 350, entitled "The nonprofit health care corporation reform act," by amending section 401 (MCL 550.1401), as amended by 1984 PA 66.

The Senate has passed the bill.

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

Senate Bill No. 262, entitled

A bill to amend 1929 PA 16, entitled "An act to regulate the business of carrying or transporting, buying, selling or dealing in crude oil or petroleum or its products, through pipe lines; to authorize the use of public highways and the condemnation of private property; to regulate the purchase and storage of crude oil or petroleum; to provide for the control and regulation of all corporations, associations and persons engaged in such business, by the Michigan public utilities commission; to define the powers and duties of the commission in relation thereto; and to prescribe penalties for violations of the provisions hereof," (MCL 483.1 to 483.11) by adding sections 2a and 2b.

The Senate has passed the bill.

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

Senate Bill No. 288, entitled

A bill to amend 1982 PA 295, entitled "Support and parenting time enforcement act," by amending the title and section 27 (MCL 552.627), the title as amended by 1996 PA 25 and section 27 as amended by 1985 PA 210, and by adding sections 5, 5a, 5b, and 5c.

The Senate has passed the bill.

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

Senate Bill No. 298, entitled

A bill to amend 1963 PA 17, entitled "An act to relieve certain persons from civil liability when rendering emergency care, when rendering care to persons involved in competitive sports under certain circumstances, or when participating in a mass immunization program approved by the department of public health," by amending section 1 (MCL 691.1501), as amended by 1987 PA 30.

The Senate has passed the bill.

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

Senate Bill No. 329, entitled

A bill to amend 1984 PA 192, entitled "Forbes mechanical contractors act," by amending section 7 (MCL 338.977), as amended by 1985 PA 168.

The Senate has passed the bill.

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

Senate Bill No. 330, entitled

A bill to amend 1929 PA 266, entitled "An act to protect the health, and promote the safety and welfare of the people, by regulating the installation, alteration, maintenance, improvement and inspection of plumbing; to define plumbing and the classification of plumbers; to provide for the issuing of licenses and permits pertaining thereto and the disposition of moneys derived therefrom; to create a plumbing board, and to prescribe its powers and duties; to

authorize cities, villages and townships to adopt and enforce certain standards; to establish remedies and fix penalties for violation of the provisions of this act," (MCL 338.901 to 338.917) by adding section 4a.

The Senate has passed the bill.

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

Senate Bill No. 331, entitled

A bill to amend 1956 PA 217, entitled "Electrical administrative act," by amending section 5 (MCL 338.885), as amended by 1992 PA 130.

The Senate has passed the bill.

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

Senate Bill No. 434, entitled

A bill to amend 1956 PA 218, entitled "The insurance code of 1956," (MCL 500.100 to 500.8302) by adding section 3406j.

The Senate has passed the bill.

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

Senate Bill No. 436, entitled

A bill to amend 1972 PA 230, entitled "State construction code act of 1972," (MCL 125.1501 to 125.1531) by adding section 10a.

The Senate has passed the bill.

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

Senate Bill No. 444, entitled

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending section 72101 (MCL 324.72101), as added by 1995 PA 58, and by adding section 72105a.

The Senate has passed the bill.

The bill was read a first time by its title and referred to the Committee on Conservation, Environment and Recreation.

Communications from State Officers

The following communications from the Northeast Michigan Consortium were received and read:

The Workforce Development Board of Northeast Michigan Consortium has prepared the final Title III (EDWAAA) plan for program year 1997.

The following is a summary of the planned activities for the target group that are eligible under the Job Training Partnership Act:

Total EDWAAA program funds planned for PY97: \$485,305

- | | |
|---|-----------|
| 1. Retraining Services: Eligible dislocated workers will be retrained in a vocational program in a classroom setting, or through on-the-job-training in the private sector. | \$182,703 |
| 2. Basic Readjustment: Intake, counseling, job placement and other employment development services: | \$216,960 |
| 3. Support Services & Needs Related Payments: Program participants will be provided ancillary services as needed such as child care or transportation allowances. | \$ 85,642 |

A copy of the Plan is available at Northeast Michigan Consortium, P. O. Box 711, Onaway, Michigan 49765. In accordance with the Americans With Disabilities Act (ADA), the information contained in this public notice will be made available in alternative format (large type, audio tape, etc.) upon special request. Please address questions or comments to Edie Skroch, Department Assistant.

The Workforce Development Board of Northeast Michigan Consortium has prepared the final Title IIA plan for program year 1997.

The following is a summary of the planned activities for the target groups that are eligible under the Job Training Partnership Act:

Total IIA program funds planned for PY97: \$537,988

Direct Training	\$336,243
Training/Related	\$201,745

A copy of the Plan is available at Northeast Michigan Consortium, P. O. Box 711, Onaway, Michigan 49765. In accordance with the Americans With Disabilities Act (ADA), the information contained in this public notice will be made available in alternative format (large type, audio tape, etc.) upon special request. Please address questions or comments to Edie Skroch, Department Assistant.

The Workforce Development Board of Northeast Michigan Consortium has prepared the final Title IIC plan for program year 1997.

The following is a summary of the planned activities for the target groups that are eligible under the Job Training Partnership Act:

Total IIC program funds planned for PY97: \$127,026

1. Direct Training Activities: Basic Skills, Vocational and Occupational Skills Training,
Case Management, Limited Internships \$79,391
2. Training Related/Support Services: Support Services for program participants, transportation,
staff assistants, daycare \$47,635

A copy of the Plan is available at Northeast Michigan Consortium, P. O. Box 711, Onaway, Michigan 49765. In accordance with the Americans With Disabilities Act (ADA), the information contained in this public notice will be made available in alternative format (large type, audio tape, etc.) upon special request. Please address questions or comments to Edie Skroch, Department Assistant.

The communications were referred to the Clerk.

Introduction of Bills

Rep. Kukuk introduced

House Bill No. 4763, entitled

A bill to amend 1985 PA 107, entitled "Tourism and convention facility promotion tax act," by amending the title and section 5 (MCL 436.145).

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

Rep. Kukuk introduced

House Bill No. 4764, entitled

A bill to amend 1985 PA 106, entitled "State convention facility development act," by amending sections 8 and 9 (MCL 207.628 and 207.629), as amended by 1994 PA 58.

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

Reps. McNutt, Voorhees, London, Cropsey, Goschka, Martinez and Oxender introduced

House Bill No. 4765, entitled

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending section 207 (MCL 257.207), as amended by 1996 PA 102.

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

Rep. Law introduced

House Bill No. 4766, entitled

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending section 33 (MCL 257.33), as amended by 1995 PA 140.

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

Rep. Richner introduced

House Bill No. 4767, entitled

A bill to amend 1933 (Ex Sess) PA 8, entitled "The Michigan liquor control act," by amending sections 19 and 24 (MCL 436.19 and 436.24), section 19 as amended by 1992 PA 300 and section 24 as amended by 1996 PA 440, and by adding section 2hh.

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

Reps. Brater, Baird, Thomas, DeHart, Walberg, Hale, Kaza, Anthony, Martinez, Whyman, Gubow, Goschka, Schermesser, Schroer, LaForge, Parks, Willard, Quarles, Scott, Schauer, Cherry, McBryde, Bogardus and Jellema introduced

House Bill No. 4768, entitled

A bill to amend 1961 PA 236, entitled "Revised judicature act of 1961," (MCL 600.101 to 600.9948), by adding section 2964.

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

Reps. Callahan, Freeman, Hanley, Wojno, Brewer, Goschka, Brater and DeHart introduced

House Bill No. 4769, entitled

A bill to amend 1956 PA 218, entitled "The insurance code of 1956," by amending section 6107 (MCL 500.6107), as added by 1992 PA 174.

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

Rep. Gagliardi introduced

House Bill No. 4770, entitled

A bill to create the Michigan police officers memorial monument fund; to establish a commission to govern the monument fund; to prescribe the purpose of the monument fund; to prescribe the powers and duties of the commission and certain state departments and officers; and to provide for dissolution of the commission and monument fund.

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

Reps. DeVuyst, Voorhees, Perricone, McBryde, Anthony, Gernaat and Goschka introduced

House Bill No. 4771, entitled

A bill to amend 1979 PA 94, entitled "The state school aid act of 1979," by amending section 101 (MCL 388.1701), as amended by 1996 PA 300.

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

Rep. Bankes moved that the House adjourn.

The motion prevailed, the time being 1:55 p.m.

The Associate Speaker Pro Tempore declared the House adjourned until Tuesday, May 13, at 2:00 p.m.

MARY KAY SCULLION
Clerk of the House of Representatives.