

No. 55
STATE OF MICHIGAN
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House of Representatives
89th Legislature
REGULAR SESSION OF 1998

House Chamber, Lansing, Thursday, June 4, 1998.

10:00 a.m.

The House was called to order by Acting Speaker Hanley.

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

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

e/d/s = entered during session

Dr. Vincent J. Petitpren, former State Representative from 1965-1970, offered the following invocation:

Members of the Capitol Dome

“So many have come and gone from these hallowed halls in so short a time,
Remember lovable Bill Romano and excitable Harry Thorne,
and our beloved speaker Joe Kowalski, and now in the dead of night
our humble friend Jim Nunneley was carried from these halls.
The battle that they echoed in rhetoric so great,
Leaves little impression on the public after these great debates.
We are left behind: Leaders, Kings and Queens. We serve our domains
without a throne.
In spite of accusation and the slanderous intonations that are thrown.
The publicist care not the good deeds that we do,
because we know to live well have never hit the news.
However,
We love the dome of Lansing, as we come in each day,
Even though we leave our families during our weekly stay.
Only the members of this elite club
Know the price that must be paid;
Pressures, victories, failures; our private life before the public is laid.
Let there be a mark, a symbol, or the names engraved on a plaque, shield
or in our minds,
For those that serve in these great halls as they give their coin of time
And now:
God rest these fine ladies and gentlemen
Until we meet again, we say, Amen.”

Rep. Dobronski moved that Rep. DeHart be excused from today’s session.
The motion prevailed.

Rep. Hammerstrom moved that Reps. McManus and Walberg be excused from today’s session.
The motion prevailed.

The Speaker assumed the Chair.

Rep. Profit moved that Rep. Palamara be excused temporarily from today’s session.
The motion prevailed.

Notices

June 4, 1998

In accordance with House Rule 10, I hereby designate Representative Michael Hanley, to be the Presiding Officer for all, or part of today’s session.

Sincerely,
Curtis Hertel
Speaker of the House

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

House Bill No. 4304, entitled

A bill to amend 1967 PA 281, entitled “Income tax act of 1967,” (MCL 206.1 to 206.532) by adding section 266.
The bill was read a third time.

The question being on the passage of the bill,

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

The motion was seconded.

The question being on the adoption of the substitute (H-4) offered by Rep. Baird,

Rep. Gustafson demanded the yeas and nays.

The demand was supported.

The question being on the adoption of the substitute (H-4) offered by Rep. Baird,

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

The motion prevailed.

Senate Bill No. 443, entitled

A bill to amend 1931 PA 328, entitled "The Michigan penal code," (MCL 750.1 to 750.568) by adding sections 200h, 200i, 200j, 200k, and 212a.

The bill was read a third time.

The question being on the passage of the bill,

Rep. Wallace moved to amend the bill as follows:

1. Amend page 7, following line 24, by inserting:

"Enacting section 1. This amendatory act takes effect October 1, 1998."

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

The question being on the passage of the bill,

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

Roll Call No. 538

Yeas—97

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

Nays—0

In The Chair: Hertel

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

“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,”.

The House agreed to the full title.

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

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

Acting Speaker Hanley resumed the Chair.

Senate Bill No. 997, entitled

A bill to amend 1953 PA 232, entitled “An act to revise, consolidate, and codify the laws relating to probationers and probation officers, to pardons, reprieves, commutations, and paroles, to the administration of correctional institutions, correctional farms, and probation recovery camps, to prisoner labor and correctional industries, and to the supervision and inspection of local jails and houses of correction; to provide for the siting of correctional facilities; to create a state department of corrections, and to prescribe its powers and duties; to provide for the transfer to and vesting in said department of powers and duties vested by law in certain other state boards, commissions, and officers, and to abolish certain boards, commissions, and offices the powers and duties of which are transferred by this act; to allow for the operation of certain facilities by private entities; to prescribe the powers and duties of certain other state departments and agencies; to provide for the creation of a local lockup advisory board; to prescribe penalties for the violation of the provisions of this act; to make certain appropriations; to repeal certain parts of this act on specific dates; and to repeal all acts and parts of acts inconsistent with the provisions of this act,” by amending section 34 (MCL 791.234), as amended by 1994 PA 345.

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

Roll Call No. 539

Yeas—98

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

Nays—0

In The Chair: Hanley

The House agreed to the title of the bill.

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

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

Second Reading of Bills**House Bill No. 5796, entitled**

A bill to amend 1989 PA 292, entitled "Metropolitan council act," by amending the title and sections 1, 3, 5, 7, 9, 11, 13, 15, 17, 19, 21, 23, 25, 27, 29, 31, 33, and 35 (MCL 124.651, 124.653, 124.655, 124.657, 124.659, 124.661, 124.663, 124.665, 124.667, 124.669, 124.671, 124.673, 124.675, 124.677, 124.679, 124.681, 124.683, and 124.685) and by adding sections 65, 67, 69, 71, 73, 75, 77, and 79.

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

The substitute (H-3) 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.

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. 5796, entitled**

A bill to amend 1989 PA 292, entitled "Metropolitan council act," by amending the title and sections 1, 3, 5, 7, 9, 11, 13, 15, 17, 19, 21, 23, 25, 27, 29, 31, 33, and 35 (MCL 124.651, 124.653, 124.655, 124.657, 124.659, 124.661, 124.663, 124.665, 124.667, 124.669, 124.671, 124.673, 124.675, 124.677, 124.679, 124.681, 124.683, and 124.685) and by adding sections 65, 67, 69, 71, 73, 75, 77, and 79.

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

Roll Call No. 540**Yeas—74**

Agee	Freeman	Kelly	Quarles
Alley	Gagliardi	Kilpatrick	Richner
Anthony	Galloway	LaForge	Rison
Baade	Geiger	Law	Schauer
Baird	Gilmer	Leland	Schermesser
Banks	Godchaux	LeTarte	Schroer
Basham	Griffin	Mans	Scott
Birkholz	Gubow	Martinez	Scranton
Bobier	Hale	Mathieu	Sikkema
Bodem	Hammerstrom	Middaugh	Stallworth
Brackenridge	Hanley	Murphy	Tesanovich
Brater	Harder	Olshove	Thomas
Byl	Hertel	Owen	Varga
Callahan	Hood	Oxender	Vaughn
Cherry	Horton	Parks	Voorhees
Curtis	Jansen	Price	Wallace
Dalman	Jelinek	Profit	Wetters

Dobronski
Fitzgerald

Jellema
Johnson

Prusi

Willard

Nays—26

Brown
Cassis
Crissman
Cropsey
DeVuyst
Dobb
Frank

Gernaat
Goschka
Green
Gustafson
Kaza
Kukuk
Llewellyn

London
Lowe
McBryde
McNutt
Nye
Perricone

Rackowski
Rhead
Rocca
Sanborn
Whyman
Wojno

In The Chair: Hanley

The House agreed to the title of the bill.

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

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

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:

Supporters of the arts and other cultural organizations should seek voluntary support from patrons, not impose higher property taxes on citizens to pay for those institutions as this legislation would do.

When Proposal A was approved by the legislature and voters in 1994, one fear that a few of us expressed was that over time new property taxes would be enacted that would erode the benefits of the school tax cuts. This bill could lead to higher property taxes at the county level. It would allow the imposition of property taxes for cultural activities on property owners who themselves lack the economic means to afford tickets to the events and activities supported by their taxes.”

Second Reading of Bills

Senate Bill No. 923, entitled

A bill to amend 1993 PA 330, entitled “State real estate transfer tax act,” by amending section 6 (MCL 207.526), as amended by 1994 PA 255.

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

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

Rep. 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. Middleton entered the House Chambers.

By unanimous consent the House returned to the order of

Third Reading of Bills

Senate Bill No. 923, entitled

A bill to amend 1993 PA 330, entitled "State real estate transfer tax act," by amending section 6 (MCL 207.526), as amended by 1994 PA 255.

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

Roll Call No. 541

Yeas—96

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

Nays—4

Godchaux	LaForge	Schroer	Scranton
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In The Chair: Hanley

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

"An act to impose a state tax on the transfer of an interest in real property; to provide for the administration of this act; to prescribe the powers and duties of certain state and local officers; to provide for the collection and distribution of the tax; and to prescribe penalties and provide remedies,".

The House agreed to the full title.

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

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

Reps. Bogardus and Gire entered the House Chambers.

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

June 4, 1998

Mary Kay Scullion
Clerk of the House of Representatives
State Capitol
Lansing, MI 48913

Dear Ms. Scullion:

This is to notify you that the Senate agrees with the request of the House of Representatives that the Senate concur in the House's request that the Governor return Enrolled House Bill No. 5304 for the purpose of correcting an error in a reference citation.

Sincerely,
Carol Morey Viventi
Secretary of the Senate

Rep. Gagliardi moved that a respectful message be sent to the Governor requesting the return of **House Bill No. 5304**. The motion prevailed.

Rep. Gagliardi moved that House Committees be given leave to meet during the balance of today's session. The motion prevailed.

Rep. Gagliardi moved that when the House adjourns today it stand adjourned until Tuesday, June 9, at 10:00 a.m. The motion prevailed.

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

The Speaker, on behalf of the entire membership of the House of Representatives, offered the following resolution:
House Resolution No. 314.

A resolution honoring Coach Tom Izzo, 1997-1998 Big Ten Coach of the Year.

Whereas, It is a pleasure and a privilege to honor Tom Izzo in recognition of his being selected as 1997-1998 Big Ten Coach of the Year by the United States Basketball Writers Association. We also congratulate him on being selected as Coach of the Year by Basketball News and the Associated Press. Clearly, he is most deserving of these prestigious awards and our highest praise; and

Whereas, A graduate of Iron Mountain High School and Northern Michigan University (NMU), Tom excelled in academics and basketball. He played guard for NMU's basketball team from 1973-77 and was voted the team's MVP as a senior. After graduation, Tom Izzo took over the head coaching position at Ishpeming High School for the 1977-78 season. Tom returned to NMU to serve as the assistant basketball coach from 1979-83. In 1983, Tom was hired as the part-time assistant basketball coach for the Michigan State University (MSU) Spartans. In 1986, Coach Izzo left MSU to pursue another position at Tulsa, Oklahoma. However, a few weeks into his new job, Coach Izzo returned to East Lansing to begin full time coaching duties under the direction of Jud Heathcote, Head Coach for the Spartans; and

Whereas, After the 1994-95 season, Coach Jud Heathcote retired. Under the recommendation of the MSU Board of Trustees and Merrily Dean Baker, MSU's Athletic Director, Tom Izzo became MSU's head coach. Currently, in his third season at Michigan State, Coach Izzo led the Spartans to a 22-8 record and gained a berth in the NCAA tournament. In a field narrowed to sixteen teams, top-ranked North Carolina beat the Spartans. The Spartans finished 13-3 in the Big Ten and tied with Illinois for first place; and

Whereas, Coach Izzo's student athletes have experienced the joy of victory. He has also taught them that, win or lose, the real dignity is in trying their best. His players have learned the value of committing themselves to a goal, working hard to make that goal possible, and persevering until they reach that goal. These are admirable traits that will serve his team throughout their lives; now, therefore, be it

Resolved by the House of Representatives, That we congratulate Coach Tom Izzo, the Big Ten Coach of the Year, Basketball News' National Coach of the Year, and the Associated Press Coach of the Year. May he know of our admiration and warmest wishes for continued success; and be it further

Resolved, That a copy of this resolution be transmitted to Coach Tom Izzo as evidence of our heartfelt congratulations.

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.

Reports of Standing Committees

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

House Bill No. 5888, entitled

A bill to amend 1945 PA 327, entitled "Aeronautics code of the state of Michigan," by amending sections 20c and 24a (MCL 259.20c and 259.24a), as added by 1996 PA 370, and by adding chapter 1A and section 20d.

With the recommendation that the bill pass.

The bill was referred to the order of Second Reading of Bills.

Favorable Roll Call

HB 5888 To Report Out:

Yeas: Reps. Leland, Schermesser, Brown, Mans, Olshove, Schauer, Scott, London, Birkholz, Byl, Middleton,

Nays: None.

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

House Bill No. 5889, entitled

A bill to amend 1945 PA 327, entitled "Aeronautics code of the state of Michigan," by amending sections 86a and 89 (MCL 259.86a and 259.89), section 86a as added and section 89 as amended by 1996 PA 370.

With the recommendation that the bill pass.

The bill was referred to the order of Second Reading of Bills.

Favorable Roll Call

HB 5889 To Report Out:

Yeas: Reps. Leland, Schermesser, Brown, Mans, Olshove, Schauer, Scott, London, Birkholz, Byl, Middleton,

Nays: None.

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

Senate Bill No. 663, entitled

A bill to designate bridges on highway M-120 within the cities of Muskegon and North Muskegon as the Veterans Memorial bridges; and to prescribe the duties of the state transportation department.

With the recommendation that the bill pass.

The bill was referred to the order of Second Reading of Bills.

Favorable Roll Call

SB 663 To Report Out:

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

Nays: None.

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

Senate Bill No. 1026, entitled

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending sections 307, 315, 319, and 323 (MCL 257.307, 257.315, 257.319, and 257.323), section 307 as amended by 1996 PA 205, section 319 as amended by 1996 PA 587, and section 323 as amended by 1994 PA 449, and by adding section 50a.

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

1. Amend page 7, line 26, after "SHALL" by striking out "CHANGES" and inserting "CHANGE".
2. Amend page 8, line 26, after "THAN" by striking out "90" and inserting "93".

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

Favorable Roll Call

SB 1026 To Report Out:

Yeas: Reps. Leland, Schermesser, Brown, Mans, Olshove, Schauer, Wojno, London, Birkholz, Byl, Galloway,

Nays: None.

COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Wednesday, June 3, 1998, at 1:58 p.m.,

Present: Reps. Leland, Schermesser, Brown, Mans, Olshove, Schauer, Scott, Wojno, London, Birkholz, Byl, Galloway, Middleton,

Absent: Reps. Baade, Curtis, Gernaat, Green,

Excused: Reps. Baade, Curtis, Gernaat, Green.

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

Senate Bill No. 907, entitled

A bill to make appropriations for community colleges for the fiscal year ending September 30, 1999; to provide for the expenditure of the appropriations; to establish or continue certain funds, programs, and categories; and to prescribe the powers and duties of certain state departments, officers, and 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 907 To Report Out:

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

Nays: Reps. Bobier, Jansen, Johnson.

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

Senate Bill No. 911, entitled

A bill to make appropriations for the state institutions of higher education and certain state purposes related to education for the fiscal year ending September 30, 1999; to provide for the expenditures of those appropriations; and to prescribe the powers and duties of certain state departments, institutions, agencies, employees, and officers.

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 911 To Report Out:

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

Nays: Reps. Bankes, Bobier, Jansen, Johnson.

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

Senate Concurrent Resolution No. 79.

A concurrent resolution approving the conveyance of property to the State Building Authority and approving a lease among the State of Michigan, the State Building Authority, and Lake Michigan College relative to the Lake Michigan College South Campus Center.

(For text of resolution, see House Journal No. 44, p. 985.)

With the recommendation that the concurrent resolution be adopted.

The Speaker announced that under Rule 77 the concurrent resolution would lie over one day.

Favorable Roll Call

SCR 79 To Report Out:

Yeas: 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, Johnson, McBryde, Oxender,

Nays: None.

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

Senate Concurrent Resolution No. 80.

A concurrent resolution approving the conveyance of property to the State Building Authority and approving a lease among the State of Michigan, the State Building Authority, and Delta College relative to the Delta College Science and Learning Center.

(For text of resolution, see House Journal No. 44, p. 986.)

With the recommendation that the concurrent resolution be adopted.

The Speaker announced that under Rule 77 the concurrent resolution would lie over one day.

Favorable Roll Call

SCR 80 To Report Out:

Yeas: 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, Johnson, McBryde, Oxender,

Nays: None.

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

Senate Concurrent Resolution No. 81.

A concurrent resolution to change the scope of the Michigan State Police Crime Lab project.

(For text of resolution, see House Journal No. 44, p. 987.)

With the recommendation that the concurrent resolution be adopted.

The Speaker announced that under Rule 77 the concurrent resolution would lie over one day.

Favorable Roll Call

SCR 81 To Report Out:

Yeas: 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, Johnson, McBryde, Oxender,

Nays: None.

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

Senate Concurrent Resolution No. 82.

A concurrent resolution approving an amended conveyance of property to the State Building Authority and amending the lease relative to the Mid Michigan Community College Instructional Classrooms, Laboratories, and Student Facilities Harrison Campus.

(For text of resolution, see House Journal No. 44, p. 988.)

With the recommendation that the concurrent resolution be adopted.

The Speaker announced that under Rule 77 the concurrent resolution would lie over one day.

Favorable Roll Call

SCR 82 To Report Out:

Yeas: 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, Johnson, McBryde, Oxender,

Nays: None.

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

Senate Concurrent Resolution No. 83.

A concurrent resolution to change the scope of the South County Extension Center project at Southwestern Michigan College.

(For text of resolution, see House Journal No. 44, p. 988.)

With the recommendation that the concurrent resolution be adopted.

The Speaker announced that under Rule 77 the concurrent resolution would lie over one day.

Favorable Roll Call

SCR 83 To Report Out:

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

Nays: Rep. Schroer.

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 3, 1998, at 12:30 p.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, Johnson, McBryde, Oxender.

Announcement by the Clerk of Printing and Enrollment

The Clerk announced that the following bill had been printed and placed upon the files of the members, Tuesday, June 2:

Senate Bill No. 1173

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

Enrolled House Bill No. 5262 at 10:28 a.m.

The Clerk announced that the following Senate bills had been received on Wednesday, June 3:

Senate Bill Nos. 479 928 1097 1156

The Clerk announced that the following bills had been printed and placed upon the files of the members, Thursday, June 4:

House Bill Nos. 5904 5905

The Clerk announced that the following Senate bills had been received on Thursday, June 4:

Senate Bill Nos. 105 106 1040 1122 1123

By unanimous consent the House returned to the order of

Messages from the Senate**House Bill No. 4173, entitled**

A bill to amend 1943 PA 240, entitled "State employees' retirement act," by amending sections 1a, 17j, 19, and 31 (MCL 38.1a, 38.17j, 38.19, and 38.31), section 1a as amended by 1995 PA 176, section 17j as amended by 1989

PA 9, section 19 as amended by 1996 PA 521, and section 31 as amended by 1991 PA 48, and by adding section 17m; and to repeal acts and parts of acts.

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

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

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

House Bill No. 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.

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

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

A bill to amend 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," by amending sections 356, 356a, 356c, 356d, 362a, 377a, 380, 382, 387, 535, and 540g (MCL 750.356, 750.356a, 750.356c, 750.356d, 750.362a, 750.377a, 750.380, 750.382, 750.387, 750.535, and 750.540g), sections 356c and 356d as added by 1988 PA 20, section 382 as amended by 1980 PA 159, and section 540g as added by 1996 PA 328; and to repeal acts and parts of acts.

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

House Bill No. 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.

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

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

A bill to amend 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," by amending sections 74, 77, 131, 157s, 157w, 174, 177, 178, 181, 218, and 219a (MCL 750.74, 750.77, 750.131, 750.157s, 750.157w, 750.174, 750.177, 750.178, 750.181, 750.218, and 750.219a), section 131 as amended by 1984 PA 277, section 157s as amended and section 157w as added by 1987 PA 276, and section 219a as amended by 1996 PA 330.

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

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.

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

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

A bill to amend 1961 PA 236, entitled "An act to revise and consolidate the statutes relating to the organization and jurisdiction of the courts of this state; the powers and duties of such courts, and of the judges and other officers thereof; the forms and attributes of civil claims and actions; the time within which civil actions and proceedings may be brought in said courts; pleading, evidence, practice and procedure in civil and criminal actions and proceedings in said courts; to provide remedies and penalties for the violation of certain provisions of this act; and to repeal all acts and parts of acts inconsistent with, or contravening any of the provisions of this act," by amending sections 821, 822, 2952, and 2953 (MCL 600.821, 600.822, 600.2952, and 600.2953), section 821 as amended by 1996 PA 388, section 822 as amended by 1996 PA 374, section 2952 as added by 1984 PA 276, and section 2953 as added by 1988 PA 50; and to repeal acts and parts of acts.

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

House Bill No. 4694, entitled

A bill to amend 1913 PA 206, entitled "An act to declare telephone lines and telephone companies within this state to be common carriers; to regulate the telephone business; to confer certain powers, duties, and responsibilities on the public service commission; to provide for the consolidation of telephone lines and telephone companies; to prohibit certain uses of telephone lines and telephone equipment; to regulate persons using telephone lines and telephone equipment; to prescribe a penalty for the violation of this act; and to repeal certain acts and parts of acts on specific dates," by amending section 25 (MCL 484.125), as added by 1980 PA 47.

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

The Senate has passed the bill as substituted (S-1) and ordered that it be given immediate effect.

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

House Bill No. 5588, entitled

A bill to make appropriations for the department of agriculture for the fiscal year ending September 30, 1999; to provide for the expenditure of the appropriations; to create funds; to provide for the imposition of fees; to require reports, audits, and plans; to authorize certain transfers by certain state agencies; and to provide for the disposition of fees and other income received by certain state agencies.

The Senate has appointed Senators McManus, Gast and Koivisto as conferees to join with Reps. Tesanovich, Frank and Jansen.

The bill was referred to Conference Committee on June 4, 1998.

House Bill No. 5589, entitled

A bill to make appropriations for the department of environmental quality for the fiscal year ending September 30, 1999; 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.

The Senate has appointed Senators McManus, Gast and A. Smith as conferees to join with Reps. Tesanovich, Hale and Bobier.

The bill was referred to Conference Committee on June 4, 1998.

House Bill No. 5590, 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, 1999; 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.

The Senate has appointed Senators Geake, Steil and Conroy to join with Reps. Price, Emerson and Jansen.

The bill was referred to Conference Committee on June 4, 1998.

House Bill No. 5591, entitled

A bill to make appropriations for the department of natural resources for the fiscal year ending September 30, 1999; 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.

The Senate has appointed Senators McManus, Gast and Koivisto as conferees to join with Reps. Tesanovich, Hale and Bobier.

The bill was referred to Conference Committee on June 4, 1998.

House Bill No. 5592, entitled

A bill to make appropriations for the departments of consumer and industry services and Michigan jobs commission and certain other state purposes for the fiscal year ending September 30, 1999; to provide for the expenditure of those appropriations; to provide for the imposition of certain fees; to provide for the disposition of fees and other income received by the state agencies; to provide for reports to certain persons; and to prescribe powers and duties of certain state departments and certain state and local agencies and officers.

The Senate has appointed Senators Steil, Geake and Young as conferees to join with Reps. Mathieu, Hood and Gilmer.

The bill was referred to Conference Committee on June 4, 1998.

House Bill No. 5595, entitled

A bill to make appropriations for the departments of attorney general, civil rights, civil service, management and budget, state, and treasury, the executive office, and the legislative branch for the fiscal year ending September 30, 1999; 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, 1999; 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.

The Senate has appointed Senators DeGrow, Steil and A. Smith as conferees to join with Reps. Owen, Martinez and Bobier.

The bill was referred to Conference Committee on June 4, 1998.

House Bill No. 5596, entitled

A bill to make appropriations for the judicial branch for the fiscal year ending September 30, 1999; to provide for the expenditure of these appropriations; to place certain restrictions on the expenditure of these appropriations; to prescribe the powers and duties of certain officials and employees; to require certain reports; and to provide for the disposition of fees and other income received by the judicial branch.

The Senate has appointed Senators DeGrow, Steil and A. Smith as conferees to join with Reps. Ciaramitaro, Parks and Godchaux.

The bill was referred to Conference Committee on June 4, 1998.

House Bill No. 5597, entitled

A bill to make appropriations for the department of military and veterans affairs for the fiscal year ending September 30, 1999; to provide for the expenditure of the appropriations; to provide for certain powers and duties of the department of military and veterans affairs, other state agencies, and local units of government related to the appropriations; and to provide for the preparation of certain reports related to the appropriations.

The Senate has appointed Senators Cisky, Hoffman and Vaughn as conferees to join with Reps. Schroer, Prusi and McBryde.

The bill was referred to Conference Committee on June 4, 1998.

Senate Bill No. 105, entitled

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

The Senate has passed the bill.

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

Senate Bill No. 106, entitled

A bill to amend 1967 PA 281, entitled "Income tax act of 1967," (MCL 206.1 to 206.532) by adding section 266.

The Senate has passed the bill.

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

Senate Bill No. 479, entitled

A bill to amend 1967 PA 281, entitled "Income tax act of 1967," (MCL 206.1 to 206.532) by adding section 266.

The Senate has passed the bill.

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

Senate Bill No. 928, entitled

A bill to supplement and adjust appropriations for various state departments and agencies for the fiscal years ending September 30, 1997 and September 30, 1998; and to provide for the expenditure of the appropriations.

The Senate has passed the bill.

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

Senate Bill No. 1040, entitled

A bill to amend 1953 PA 232, entitled "An act to revise, consolidate, and codify the laws relating to probationers and probation officers, to pardons, reprieves, commutations, and paroles, to the administration of correctional institutions, correctional farms, and probation recovery camps, to prisoner labor and correctional industries, and to the supervision and inspection of local jails and houses of correction; to provide for the siting of correctional facilities; to create a state department of corrections, and to prescribe its powers and duties; to provide for the transfer to and vesting in said department of powers and duties vested by law in certain other state boards, commissions, and officers, and to abolish certain boards, commissions, and offices the powers and duties of which are transferred by this act; to allow for the operation of certain facilities by private entities; to prescribe the powers and duties of certain other state departments and agencies; to provide for the creation of a local lockup advisory board; to prescribe penalties for the violation of the provisions of this act; to make certain appropriations; to repeal certain parts of this act on specific dates; and to repeal all acts and parts of acts inconsistent with the provisions of this act," by amending section 62b (MCL 791.262b), as amended by 1988 PA 492.

The Senate has passed the bill.

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

Senate Bill No. 1097, entitled

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending sections 675a and 675b (MCL 257.675a and 257.675b), as amended by 1980 PA 518.

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. 1122, entitled

A bill to amend 1931 PA 328, entitled "The Michigan penal code," (MCL 750.1 to 750.568) by adding section 174a.

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. 1123, entitled

A bill to create a missing children task force in the department of state police and prescribe its powers and duties; to make an appropriation; and to repeal acts and parts of acts.

The Senate has passed the bill.

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

Senate Bill No. 1156, entitled

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

provide for the making of loans for transportation purposes by the state transportation department and for the receipt and repayment by local units and agencies of those loans from certain specified sources; and to repeal acts and parts of acts," by amending section 10 (MCL 247.660), as amended by 1997 PA 79.

The Senate has passed the bill.

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

Messages from the Governor

The following message from the Governor was received June 3, 1998 and read:

EXECUTIVE ORDER 1998 - 3

NATIONAL GUARD ASSISTANCE

WHEREAS, on May 31, 1998, severe thunderstorms and tornadoes struck Michigan resulting in widespread and severe damage throughout the state; and

WHEREAS, the storms have resulted in several deaths and numerous injuries, widespread power outages, debris in streets, and security problems; and

WHEREAS, the storms have caused severe damage to homes, businesses, and public facilities; and

WHEREAS, I have declared that states of disaster exist in several Michigan counties and one municipality.

NOW, THEREFORE, by virtue of the constitutional authority vested in me as Commander-in-Chief of the military forces of the State of Michigan and pursuant to Section 151 of Act No. 150 of the Public Acts of 1967, the Adjutant General is hereby directed to order to active state service units and individuals of the Michigan National Guard that in his discretion he deems appropriate to meet general mission assignments as determined by the state director of emergency management, or his authorized representative. Units or individuals called to active state service will terminate at such time as determined by the Adjutant General after consultation with the state director of emergency management or his representative.

FURTHER, the Emergency Management Division of the Department of State Police shall coordinate and maximize all state efforts, including such units and individuals of the Michigan National Guard that may be activated to state service to assist local units of government pursuant to the Michigan Emergency Management Plan.

[SEAL]

Given under my hand and the Great Seal of the State of Michigan this 3rd day of June, in the Year of our Lord, One Thousand Nine Hundred Ninety-Eight.

John Engler

Governor

By the Governor:

Candice S. Miller

Secretary of State

The message was referred to the Clerk.

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

Date: June 3, 1998

Time: 3:34 p.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

Enrolled House Bill No. 4846 (Public Act No. 109), being

An act to amend 1978 PA 368, entitled "An act to protect and promote the public health; to codify, revise, consolidate, classify, and add to the laws relating to public health; to provide for the prevention and control of diseases and disabilities; to provide for the classification, administration, regulation, financing, and maintenance of personal, environmental, and other health services and activities; to create or continue, and prescribe the powers and duties of, departments, boards, commissions, councils, committees, task forces, and other agencies; to prescribe the powers and duties of governmental entities and officials; to regulate occupations, facilities, and agencies affecting the public health; to regulate health maintenance organizations and certain third party administrators and insurers; to provide for the imposition of a regulatory fee; to promote the efficient and economical delivery of health care services, to provide

for the appropriate utilization of health care facilities and services, and to provide for the closure of hospitals or consolidation of hospitals or services; to provide for the collection and use of data and information; to provide for the transfer of property; to provide certain immunity from liability; to regulate and prohibit the sale and offering for sale of drug paraphernalia under certain circumstances; to provide for penalties and remedies; to provide for sanctions for violations of this act and local ordinances; to repeal certain acts and parts of acts; to repeal certain parts of this act; and to repeal certain parts of this act on specific dates,” by amending sections 16221, 16226, and 16245 (MCL 333.16221, 333.16226, and 333.16245), sections 16221 and 16226 as amended by 1996 PA 594 and section 16245 as amended by 1993 PA 87, and by adding section 16275.

(Filed with the Secretary of State June 4, 1998, at 8:37 a.m.)

Date: June 3, 1998

Time: 3:36 p.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

Enrolled House Bill No. 4962 (Public Act No. 110), being

An act 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 430a.

(Filed with the Secretary of State June 4, 1998, at 8:39 a.m.)

Date: June 3, 1998

Time: 3:38 p.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

Enrolled House Bill No. 5475 (Public Act No. 111), being

An act to prohibit the expenditure of state funds for the purpose of human cloning.

(Filed with the Secretary of State June 4, 1998, at 8:41 a.m.)

Introduction of Bills

Reps. Schauer, Frank, Raczkowski, Hale, Baird, Kilpatrick, Tesanovich, Llewellyn and Thomas introduced

House Bill No. 5906, entitled

A bill to amend 1982 PA 162, entitled “Nonprofit corporation act,” (MCL 450.2101 to 450.3192) by adding section 501a. The bill was read a first time by its title and referred to the Committee on Commerce.

Rep. Profit introduced

House Bill No. 5907, entitled

A bill to provide standards for reverse vending machines; to require certain design standards of beverage containers; to regulate the deposits on and the return of deposits on beverage containers; to provide for penalties for violations of this act; and to prescribe certain powers and duties of certain state agencies and officials.

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

Reps. Profit and Hammerstrom introduced

House Bill No. 5908, entitled

A bill to amend 1980 PA 299, entitled “Occupational code,” by amending sections 2012 and 2014 (MCL 339.2012 and 339.2014), as amended by 1992 PA 103.

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

Rep. Profit introduced

House Bill No. 5909, entitled

A bill to amend 1941 PA 122, entitled “An act to establish a revenue division of the department of treasury; to prescribe its powers and duties as the revenue collection agency of the state; to prescribe certain powers and duties of the state treasurer; to create the position and to define the powers and duties of the state commissioner of revenue; to

provide for the transfer of powers and duties now vested in certain other state boards, commissions, departments and offices; to prescribe certain duties of and require certain reports from the department of treasury; to provide procedures for the payment, administration, audit, assessment, levy of interests or penalties on, and appeals of taxes and tax liability; to prescribe its powers and duties if an agreement to act as agent for a city to administer, collect, and enforce the city income tax act on behalf of a city is entered into with any city; to provide an appropriation; to abolish the state board of tax administration; and to declare the effect of this act," by amending section 27a (MCL 205.27a), as amended by 1993 PA 14.

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

Rep. Profit introduced

House Bill No. 5910, entitled

A bill to amend 1937 PA 94, entitled "Use tax act," (MCL 205.91 to 205.111) by adding section 8.

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

Rep. McManus introduced

House Bill No. 5911, entitled

A bill to amend 1975 PA 238, entitled "Child protection law," by amending section 2 (MCL 722.622), as amended by 1996 PA 581.

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

Rep. Nye introduced

House Bill No. 5912, entitled

A bill to amend 1943 PA 184, entitled "Township zoning act," by amending sections 3, 9, 11a, and 40 (MCL 125.273, 125.279, 125.281a, and 125.310), section 40 as added by 1996 PA 570.

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

Rep. Nye introduced

House Bill No. 5913, entitled

A bill to amend 1943 PA 183, entitled "County zoning act," by amending sections 3, 9, 11a, and 40 (MCL 125.203, 125.209, 125.211a, and 125.240), section 40 as added by 1996 PA 569.

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

Reps. Lowe, Gernaat, Voorhees, Bodem, Cropsey, Jellema, DeVuyst, Middleton, Kukuk, Horton, Goschka, Green, Sanborn and McBryde introduced

House Bill No. 5914, entitled

A bill to amend 1893 PA 206, entitled "The general property tax act," by amending section 7e (MCL 211.7e).

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

Rep. Gagliardi introduced

House Bill No. 5915, entitled

A bill to amend 1931 PA 328, entitled "The Michigan penal code," by amending sections 302 and 303 (MCL 750.302 and 750.303), section 302 as amended by 1989 PA 85 and section 303 as amended by 1996 PA 129.

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

Rep. Dobronski moved that the House adjourn.

The motion prevailed, the time being 12:45 p.m.

Acting Speaker Hanley declared the House adjourned until Tuesday, June 9, at 10:00 a.m.

MARY KAY SCULLION
Clerk of the House of Representatives.

