

No. 4
STATE OF MICHIGAN
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House of Representatives
90th Legislature
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House Chamber, Lansing, Thursday, January 28, 1999.

6:00 p.m.

The House was called to order by the Speaker.

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

Allen—present	Frank—present	Kuipers—present	Rison—present
Baird—present	Garcia—present	Kukuk—present	Rivet—present
Basham—present	Garza—present	LaForge—present	Rocca—present
Birkholz—present	Geiger—present	LaSata—present	Sanborn—present
Bisbee—present	Gielegem—present	Law—present	Schauer—present
Bishop—present	Gilbert—present	Lemmons—present	Schermesser—present
Bogardus—present	Godchaux—present	Lockwood—present	Scott—present
Bovin—present	Gosselin—present	Mans—excused	Scranton—present
Bradstreet—present	Green—present	Martinez—present	Shackleton—present
Brater—present	Hager—present	Mead—present	Sheltrown—excused
Brewer—present	Hale—present	Middaugh—present	Shulman—present
Brown, Bob—present	Hanley—present	Minore—present	Spade—present
Brown, Cameron—present	Hansen—present	Mortimer—present	Stallworth—present
Byl—present	Hardman—present	Neumann—present	Stamas—present
Callahan—present	Hart—present	O’Neil—present	Switalski—present
Cassis—present	Howell—present	Pappageorge—present	Tabor—present
Caul—present	Jacobs—present	Patterson—present	Tesanovich—present
Cherry—present	Jamnick—present	Perricone—present	Thomas—present
Clark—present	Jansen—present	Pestka—present	Toy—present
Clarke—present	Jelinek—present	Price—present	Vander Roest—present
Daniels—present	Jellema—excused	Prusi—present	Van Woerkom—present
DeHart—present	Johnson, Rick—present	Pumford—present	Vaughn—present
Dennis—present	Johnson, Ruth—present	Quarles—present	Vear—present
DeRossett—present	Julian—present	Raczkowski—present	Voorhees—present
DeVuyst—present	Kelly—present	Reeves—present	Wojno—present
DeWeese—present	Kilpatrick—present	Richardville—present	Woodward—present
Ehardt—present	Koetje—present	Richner—present	Woronchak—present
Faunce—present	Kowall—present		

e/d/s = entered during session

Reverend G. Patrick White, from Christ Community Church in Allegan, offered the following invocation:

“Come, Sovereign Lord, we invite You to join us in this place of government. May Your very presence be so revealing that not only would every person in this Chamber feel Your touch, but all would be so moved to follow Your divine lead. In this age of radical individualism—this ‘me first’ culture—we live in, we are grateful, O Lord, for those who would give of their time and talent for the common good of all. Thank You for these women and men who are our state’s elected officials. For these dedicated ones who have been appointed to important tasks. Each has committed their life to making our state a better place to live and work, to learn, and recreate. Indeed, we are grateful, O Loving Father, for those that serve without selfish motives. And You have given to each one specific directions for doing good. Your words of admonition have been received through the prophet Micah, calling us to do justice, to love mercy, and to walk humbly with You. As we listen to the State of our State address—we will be reminded of the many invested hours of effort that bring about programs and budgets and services. But, in all of this, let us not lose sight of human needs—how You call us to respond to such needs with a great and abiding compassion. As important and positive and hopeful as our State of the State might be, let us not forget, O Lord our God, the condition and state of our hearts. For just as King David of old was a man after Your own heart—we want by word and deed to be a people after Your heart. With a mighty wind we pray that You would fan the flame of high moral character and strength of integrity so they might burn brightly in this place. And finally, as we begin our new year, dear Lord, please give to each of us a few friends who understand us and yet remain our friends. Work to do which has real value, without which the world would feel the poorer. Minds unafraid to travel, even though the trail be not blazed. Understanding hearts, a sense of humor, time for quiet silent meditation, a feeling of Your presence, and the patience to wait for the coming of these things with the wisdom to know them when they come. Amen.”

Rep. Scott moved that Reps. Mans and Sheltroun be excused from today’s session.
The motion prevailed.

Motions and Resolutions

Representative Raczkowski moved that a special committee of four members be appointed to notify the Senate that the House was ready to meet the Senate in Joint Convention.

The motion prevailed.

The Speaker appointed as such committee Representatives Allen, Ruth Johnson, Garza and Gielegem.

The special committee to notify the Senate that the House was ready to meet in Joint Convention returned to the House along with the members of the Senate.

The committee, through its Chairperson, reported that it had performed the duty assigned it. The report was accepted and the committee discharged.

The Sergeant at Arms announced the members of the Senate, who were admitted and conducted to seats.

Joint Convention

6:45 p.m.

The Joint Convention was called to order by the President of the Joint Convention, Lieutenant Governor Posthumus.

Reverend Ira Combs, from the Greater Bible Way Temple in Jackson, offered the following invocation:

“We come to express our deep and abiding appreciation for the extraordinary leadership You have provided us in the Honorable Governor John Engler. For the blessings You have bestowed upon each of us individual residents and collectively as a body of people. We give thanks today for the God-given privilege to enjoy the longest standing period of prosperity in the history of American civilization, for Your precious inspiration given our Governor, his administration, and members of the Legislative and Judicial Branches to serve, and finally, for the creative and critical applications of thought demonstrated under our Governor’s auspices, that have prepared us to enter the 21st century.

Now in humility, we request Your kind assistance in sustaining and strengthening our Governor, his wife Michelle, their precious children, members of the Executive branch, those who occupy the Judicial seats, and each of our legislative leaders and their families as they strive as public servants to understand, preserve and uphold the Constitution of the United States and the State of Michigan. Invoke Your supernatural influence that they do so with such sincerity, integrity, and truth that justice will roll down like water and righteousness as a mighty stream. Amen.”

The roll of the Senate was called by the Secretary, who announced that a quorum of the Senate was present.

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

The President of the Joint Convention announced that the two Houses had met in Joint Convention to receive the message of the Governor.

Representative Raczkowski moved that a special committee consisting of two Representatives and two Senators, be appointed to invite and escort the State Officers to the Joint Convention.

The motion prevailed.

The President of the Joint Convention named as such committee Representatives Middaugh and Clark, and Senators McCotter and Leland.

The Sergeant at Arms announced the special committee appointed to invite the State Officers to be present at the Joint Convention.

The State Officers, escorted by the committee, were conducted to seats.

Senator Rogers moved that a special committee, consisting of two Representatives and two Senators, be appointed to invite and escort the Judges of the Court of Appeals to the Joint Convention.

The motion prevailed.

The President of the Joint Convention named as such committee Representatives Shulman and Switalski, and Senators Bullard and Murphy.

The Sergeant at Arms announced the special committee appointed to invite the Judges of the Appeals Court to be present at the Joint Convention.

The Judges of the Appeals Court, escorted by the committee, were conducted to seats.

Representative Raczkowski moved that a special committee, consisting of two Representatives and two Senators, be appointed to invite and escort the Justices of the Supreme Court to the Joint Convention.

The motion prevailed.

The President of the Joint Convention named as such committee Representatives Bishop and Baird, and Senators Schuette and Virgil Smith.

The Sergeant at Arms announced the special committee appointed to invite the Justices of the Supreme Court to be present at the Joint Convention.

The Justices of the Supreme Court, escorted by the committee, were conducted to seats.

Senator Rogers moved that a special committee, consisting of three Representatives and three Senators, be appointed to invite and escort the Governor to the Joint Convention.

The motion prevailed.

The President of the Joint Convention named as such committee Representatives Birkholz, LaSata and Pestka, and Senators Bennett, Emmons and Emerson.

The Sergeant at Arms announced the special committee to wait on the Governor.

The Governor, escorted by the committee, was conducted to the rostrum.

The President of the Joint Convention then introduced Governor Engler who gave his message to the Joint Convention as follows:

Governor John Engler:

“Lt. Governor Posthumus, Speaker Perricone, Majority Leader DeGrow, members of the House and Senate, Chief Justice Weaver and members of the Supreme Court, members of the Judiciary, colleagues in government, Pastor Combs and my fellow citizens: Tonight, I am pleased to report on the state of our state.

Unemployment below the national average for five years in a row . . .

One-half million mothers, fathers and children up and out of poverty . . .

New jobs created this decade, more than three-quarters of a million . . .

My friends—the state of our state is better than good. It is GREAT!

Tonight, we welcome the 90th legislature with a new Senate Majority Leader, a new House Speaker and 64 new House members.

Thus begins the era of term limits, but there are no limits on what we can accomplish when we all work together!

So in that spirit, let us resolve to work hand in hand to make sure that our children are well schooled, our people are high skilled and that Michigan is first in the 21st Century!

My goal is for Michigan to be known the world over as the ‘Smart State’ where the economy is strong, government is small, streets are safe and schools are second to none.

We begin tonight, where we must, with education, for there is no higher priority. Not to dwell on our successes, which have been many—but to deliver even more.

Why? Our children! They deserve the best!

The quality of our future depends on the quality of our schools. Better schools and skilled graduates equal higher incomes and stronger families.

We have 1.7 million reasons to get it right—our 1.7 million children who get on the bus, go to class, raise their hands, do their homework and dream about the future.

In classroom after classroom across our state, I have seen the good work that’s being done by our children’s teachers. Their dedication is making a difference.

A critical measure of the state of our schools is student performance. And I am pleased the news is quite good.

Ladies and gentlemen, Michigan is on the right track.

Test scores are rising.

Last year’s gains were the best ever.

Our schools are getting better!

As students master reading, writing, math and science, they prepare themselves to participate fully in life and Michigan prospers.

So tonight, I propose, for all of Michigan high school graduates who master reading, writing, science and math, that we reward your achievement.

Each of you will receive a Michigan Merit Award—a \$2,500 scholarship that can be used for further study at a Michigan school of your choice.

It is important we reward students who play by the rules, study hard, achieve on their tests and meet high standards. And we should inspire even more to raise their performance.

You are Michigan’s future, and students, we will invest in you.

I also have a message for students in those critical middle school years. Your studies are very important, too.

I further propose that all of you who pass your 7th and 8th grade MEAP tests in reading, writing, math and science be awarded \$500.

Then, when you successfully complete high school, your total Michigan Merit Award will be \$3,000.

And note this, every student is eligible to participate—every student—whether attending public school, private school or home school.

The Michigan Merit Award Trust Fund will be endowed by money from the recent tobacco settlement. And I commend tonight, Senator Spencer Abraham, who believing, along with Senators Hutchinson and Graham, a bi-partisan effort in the United States Senate, to protect our money. And I urge every member of Congress from Michigan to stand up for our children, and I know looking here tonight Congressman Camp and Congressman Smith and Congressman Ehlers that we can count on them to lead the effort, stand up for our children and fight those who would try to take our money.

Michigan’s children are depending on you and your colleagues!

Help us, and then our Michigan Merit Award will make college more affordable and will reward achievement and hard work.

Legislation creating the trust fund and scholarship will soon be before you.

Let’s get this done for our kids!

Last week, the President highlighted education in his State of the Union Address. He said, ‘We must do better.’

I agree.

The President also said, ‘All schools must end social promotion.’

I agree.

He said, ‘New teachers should be required to pass performance exams and all teachers should know the subjects they are teaching.’

I agree.

He said, ‘We must empower parents with more information and more choices’ and that ‘parents should have more choice in selecting their public schools.’

I agree.

He said, 'All states and school districts must adopt and implement sensible discipline policies.'

I agree.

Finally, and perhaps of most significance to Michigan, the President was very blunt when he said:

'We must . . . support what works and stop supporting what does not work. . . . [A]ll states and school districts must turn around their worst performing schools—or shut them down.'

I agree. In fact, I don't see how anybody could disagree with that, Representative Vaughn!

Just weeks ago, Mayor Dennis Archer was very direct about the urgency of the problem in Detroit schools when he said, 'For the great majority of our children, we are not even close to giving them the education they deserve.'

Sadly, I agree with that.

President Clinton and Mayor Archer make it clear.

This is not a partisan issue.

This is not a racial issue.

This is a children's issue.

We—the Governor and this Legislature, representing all the people of Michigan—have a moral obligation and a constitutional duty to act.

No more committees, no more reports, no more excuses!

The time to act is now!

I propose that Michigan follow the example of Illinois, where to dramatically strengthen accountability and improve education, Chicago Mayor Richard Daley was given the power to appoint the school board and shake up the system.

In that city courageous reformers racial, ethnic and partisan lines—came together, crafted a bold plan and are fixing that city's schools. The results are impressive:

Test scores are up, attendance is up, graduation rates are up and standards are up. Fraud is down, waste is down and corruption is down. Social promotions are gone, and summer school is back.

Let's embrace Mayor Daley's call to action. Here's what he said:

'So much is riding on our schools, that each day I ask myself and those around me—what more can we do to make our schools the best they can be?'

I have thought a lot about that question. You've heard me say 'the state with the best schools wins.' Ladies and gentlemen, Michigan must have the best schools.

So tonight, I call on you to give Michigan mayors the authority to break the bureaucracy, fix the schools, and put our children first!

Each community and each communities needs are different. That's why my plan strengthens local control so that a Mayor Archer, or Mayor Hollister who has been so courageous and bold in his leadership, or a Mayor Logie can tailor local solutions to meet local needs.

This bold reform will make a positive difference in the lives of children who desperately need our help. The bottom line isn't party or race, money or power. It is the children, and we must stand up for them, the children of Michigan!

A look at our school budget shows that money alone is not the solution. If it were, there wouldn't be any problems left to solve.

Next school year, we will spend \$13 billion on our children—\$13 billion. That represents a 62 percent increase over 1990 levels and a record of commitment to fair school funding that is second to none.

But being Michigan's number one budget priority does little good if our children still cannot read. That is why our reading readiness initiative will be expanded to include summer school.

The launch of the READY (Read, Educate and Develop Youth) Program was successful. Many of you have seen these kids, we've tested them around the state now

The goal this year is to make sure that this reading readiness kit is available statewide to parents of young children.

The goal of our strategy—for every child to be a good reader no later than the end of third grade.

We cannot stress the importance of this enough. If you cannot read, you will not succeed. Yes, reading is fundamental.

And I am very grateful to the many volunteers and mentors from all corners of Michigan who have answered the call to help our children read. Their efforts are fulfilling the dream of America's Promise, the volunteer campaign in America that is so ably led by General Colin Powell.

So tonight, for putting volunteer power to work in countless ways, and especially for all that's been done to help our children in schools and communities, I salute our volunteers, and the leadership of our Michigan Community Service Commission and its chair and my favorite appointee, First Lady Michelle Engler! Thank you Michelle!

Another priority is expanding student and parent choice:

By eliminating the cap on charter public schools. By opening up public school choice statewide. By guaranteeing that children who do not attend a traditional public school have access to extracurricular activities in their district of residence.

And by allowing all students, regardless of where they live, access to Advanced Placement courses. Working with Michigan Virtual University, we can reward our best students and give them a head start on college!

When we take these steps—creating the Michigan Merit Award, empowering mayors to fix their schools, helping children read and expanding school choice—we move Michigan closer to our goal of becoming the ‘Smart State’—first in the 21st Century!

My fellow citizens, we care so deeply about our schools because we care so much about what our children do with their lives.

I passionately believe that all people have the right to choose the career that’s right for them. All young people should make that very personal choice based on their own dreams and the needs of their families. When they do choose, we then must do our utmost to help them be successful.

For those who choose college, it means continuing to fund the nation’s best system of public higher education. With us tonight are Michigan State University President Peter McPherson, University of Michigan President Lee Bollinger, Western Michigan University President Elson Floyd, and I’d like to recognize these presidents and any others who are here from our very fine system of higher education. My apologies if I’ve overlooked any of the other presidents who are here. I know that all the universities are represented.

Next year, Michigan’s impressive investment in our universities will be allocated based on a new funding formula.

This overdue reform will limit arbitrary and purely political funding decisions. Formula funding that is fair and predictable will go a long way toward assuring long term excellence.

Whether you cheer for the Green and White, or the Maize and Blue, isn’t it great to beat Ohio State?

For those who choose to go directly into the workforce, a wide array of options must be accessible for career development, including on-the-job training, apprenticeships in a skilled trade, or high-tech training at a community college or university.

I believe there is great dignity in work. That’s what Michigan is all about. We are a state that makes things, and we are made up of hard-working people. Michigan was built by men and women who weren’t afraid to roll up their sleeves, get their hands dirty and build things.

In the century that awaits us, working harder won’t be enough. We will have to work smarter because the very nature of work is changing.

Our competition is not standing still, and this Governor won’t wait for them to catch up. We will keep Michigan workers in the fast lane to better jobs and bigger paychecks!

So, let’s take additional steps to ensure that Michigan workers are the best prepared and most highly skilled in the world.

I propose that we elevate the Office of Workforce Development—which today has been an integral part of the Michigan Jobs Commission—to cabinet status.

The mission of the new Department of Career Development—higher skills and higher incomes!

I propose that we modernize Economic Development Job Training by increasing the use of distance learning. Working with Michigan Virtual University and it’s outstanding President David Spencer, who is with us tonight, we can reach an additional 10,000 workers each year.

I propose enhancing services at the local level by establishing 100 one-stop Career Development Centers across our state.

Our plan to create the new department, modernize job training, and provide one-stop career services is only part of our ‘Smart-State’ strategy.

Equally important are actions to enhance Michigan’s business climate that will keep us ahead of the competition and continue to diversify our economy.

During the 1990’s, Michigan’s business climate advanced from one of the worst to one of the best. The result—we are number one in new factories and expansion projects.

Number one—over California. Number one—over New York. Number one—over Ohio.

And let me tell you—Michigan is going to stay number one! Yes, we are going to stay number one.

What do we need to do?

First, a ‘Smart State’ cuts taxes.

Let’s begin the new century with across-the-board cuts in Michigan’s income tax. Let’s cut the rate from 4.4 percent to 3.9 percent and add billions to the \$11 billion we have already saved Michigan taxpayers!

Tonight I commend the House and Senate Committees led by Representative Nancy Cassis and Senator Joanne Emmons for their fast action. Connie Binsfeld used to tell me ‘Look at how fast things get done if you just put a woman in charge.’

Now second step, to protect the gains we have made, you should pass a Constitutional amendment requiring a 60 percent vote of the legislature to raise the income tax, sales tax or single business tax.

We’ve worked very hard to cut taxes. Let’s keep taxes down and keep Michigan moving forward!

Third, I propose that we create the Michigan Economic Development Corporation. The Corporation will give us greater flexibility, continuity and focus, while allowing for the consolidation of all economic development functions.

When it comes to helping Michigan companies create jobs or attracting new employers, we’re already second to none. But this, too, will help us stay number one!

When we fix our schools, train our workers and cut our taxes, Michigan prospers!

We can take other steps to ensure that Michigan's prosperity continues and reaches even more people in the next century. For example, we will continue to fix our roads and bridges at a record pace because a modern, efficient transportation system is critical to our economy, tourism and trade and while I am on that topic, Congressman Vern Ehlers, let me publicly acknowledge the critical role that you played as a member of that Transportation Committee in securing Michigan's much fairer share, which was long overdue. You and your colleagues, thank you very much, Congressman Ehlers!

Last year, when Michigan spent more than \$1 billion on road and bridge repair, we set a record.

This year, when we spend \$1.2 billion on projects ranging from the South Belt in west Michigan to I-75 and I-275 in southeast Michigan, we will set a new record!

As promised, we are fixing the roads, fixing them better and fixing them faster!

Ladies and gentlemen, 'Smart States' are also safe states. That's why we will be relentless in the fight against crime.

Thanks in part to more than 300, now at last count, anti-crime bills passed by the legislature, crime in Michigan is at a 30-year low!

Another reason crime is down—the number of prisoners is up. And for this, I make no apologies, in fact I thank the Judiciary, who is here tonight, because in Michigan, if you do the crime, you will do the time!

Crime prevention remains a priority, especially crimes against women and children. For example, in the crusade against domestic violence, Michigan is a national leader. Tonight, let's again lead the way.

Let's allow those who have been threatened with violence to petition the court for personal warning devices. Using this technology, if there is an approaching threat, the victim and the police are notified instantly.

Let's put abusers and stalkers on notice—in Michigan, we are putting technology to work to prevent crime and protect our people!

To prevent juvenile crime, we should require that juveniles, when arrested for serious crimes, be fingerprinted and that their fingerprints be kept on file. This tough step will discourage teen offenders from becoming career crooks!

I also propose the expansion of drug testing for juvenile offenders. Because when we get them off drugs and keep them off drugs, we keep them out of trouble!

Juveniles who threaten the safety of students and teachers in schools will also be held accountable. I renew my call for legislative approval of tough measures requiring the immediate expulsion of kids who assault teachers or other school staff. The bottom line is this—assault a teacher and you're gone!

The next thing we should do—end the wasteful and frivolous practice of allowing prisoners an automatic right of appeal when their parole is denied. Convicts should be serving their time, not wasting our time!

Beyond schools, jobs and safety, 'Smart States' take steps to enhance the quality of life.

A critical influence on our quality of life is the quality of our environment, and we can improve it by encouraging environmental stewardship and the conservation of land, especially wetlands and farmland.

In this regard, Senator Abraham and all of those who helped chair the Clean Michigan Initiative deserve our thanks for their leadership. The successful Clean Michigan Initiative—is an important part of my strategy to protect the environment and improve the quality of our life.

Michigan's air, land and water are cleaner today than at any time since record-keeping began more than a generation ago.

Michigan stands tall as the guardian of the Great Lakes, and our record as a pioneer in environmental policy, based on sound science, is strong.

As we work together to implement Clean Michigan, save farmland and reduce urban sprawl, we will make sure that Michigan's rich legacy of natural beauty and well-managed resources is preserved for future generations.

My friends, a 'Smart State' must be a clean state!

Tonight, I have talked about a wide range of initiatives to cut taxes, improve our schools, make college more affordable, prepare people for success, create more opportunity, clean our environment, fight crime, help our children and strengthen our families.

I have focused on the future and spotlighted what we need to do. Our agenda is bold, broad and ambitious. It must be—if we are to reach our goal of being a 'Smart State' and if the legacy of liberty of which I spoke in my Inaugural Address is to be handed on to future generations.

Ladies and gentlemen, God's handprint has blessed us with rich peninsulas. Michigan will forever be known as the Great Lakes State.

Four of the Great Lakes lap our shores, giving Michigan more coastline than the entire eastern seaboard. That explains why Michigan is home to more lighthouses than any other state.

Throughout our history, those lighthouses have cast their glow, helping to chart courses and save lives, always pointing the way to safe home to safe harbor.

As we enter a new session, a new century, a new millennium, my friends, we are on course. Michigan's light is burning bright.

Let's make our state shine even brighter, so that people everywhere will know that Michigan is THE state of Great Lakes, Great Schools, and Great Opportunities.

When we do that, Michigan truly, truly will be first in the 21st Century.

Thank you, good night, and God bless the great State of Michigan and all of you."

The business of the Joint Convention having been completed, the Governor, the Justices of the Supreme Court, the Judges of the Appeals Court and the State Officers withdrew.

Rep. Raczowski moved that the Joint Convention adjourn.
The motion prevailed, the time being 7:45 p.m.

The Lt. Governor and members of the Senate retired.

The Speaker announced that the House of Representatives and Senate had met in Joint Convention and had listened to the message of the Governor.

Motions and Resolutions

Reps. Schermesser, DeHart, Schauer, Martinez, Wojno, Bob Brown, Prusi, O'Neil, Hale, Garza, Minore, Bovin, Mans, Tesanovich, Bogardus, Gielegem, LaForge, Cherry, Thomas, Spade, Basham, Kelly and Baird offered the following resolution:

House Resolution No. 10.

A resolution to memorialize the Congress of the United States and the Department of Commerce to increase efforts to halt the dumping of foreign steel in this country.

Whereas, For most of this century, the federal government, through the Congress and through agencies responsible for international trade, has worked to protect American workers from unfair trade practices of other countries, especially as this relates to the production and sale of steel. Policymakers have worked to promote fair competition and the long-term needs of our country; and

Whereas, Over the past few years, there have been examples of the harmful effects of other nations dumping low-cost steel in this country. Some of the countries with emerging market economies, in an effort to develop key industries, have been selling steel in our country at artificially low prices. While this offers short-term advantages to American customers, there are numerous immediate and long-term problems with allowing the low-cost products to take over the American market. The reduced costs are generally the result of advantages not available to the American steel industry, including foreign nations subsidizing steel production in order to meet other economic, social, or political goals in their country. American steel companies, meanwhile, operate within the bounds of antitrust and other laws; and

Whereas, Our country cannot allow such a key industry to be victimized by foreign steel dumped on our market. In addition to the severe costs to American steel workers forced into unfair and illegal competition, the United States will be significantly weakened if the domestic steel industry is eroded or replaced by steel made in other lands. Trade policies in these areas need to be strengthened to meet the best interests of our people, now and in the future; now, therefore, be it

Resolved by the House of Representatives, That we memorialize the Congress of the United States and the Department of Commerce to increase efforts to halt the dumping of foreign steel in this country; and be it further

Resolved, That copies of this resolution be transmitted to the United States Secretary of Commerce, 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 Employment Relations, Training and Safety.

Communications from State Officers

The following communication from the Department of Management and Budget was received and read:

January 28, 1999

I am pleased to transmit to you the enclosed unaudited financial statements of the General Fund and the School Aid Fund for the fiscal year ended September 30, 1998, as required by Public Act 431 of 1984, as amended. The audited *State of Michigan Comprehensive Annual Financial Report (SOMCAFR)* is scheduled to be available in early March.

Sincerely,
Mary A. Lannoye
State Budget Director

The communication was referred to the Clerk.

Introduction of Bills

Reps. Mortimer, Garcia, Pappageorge and Raczkowski introduced

House Bill No. 4058, entitled

A bill to amend 1954 PA 116, entitled "Michigan election law," (MCL 168.1 to 168.992) by adding section 641a.

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

Reps. Middaugh, Garcia, Woronchak, DeVuyst, Green, Sanborn and Birkholz introduced

House Bill No. 4059, entitled

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending section 1603 (MCL 324.1603), as added by 1995 PA 60.

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

Reps. Middaugh, Garcia, DeVuyst, Green, Sanborn and Birkholz introduced

House Bill No. 4060, entitled

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending section 80152 (MCL 324.80152), as added by 1995 PA 58.

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

Rep. Geiger introduced

House Bill No. 4061, entitled

A bill to make appropriations for the department of agriculture for the fiscal year ending September 30, 2000; to provide for the expenditure of the appropriations; and to provide for the disposition of fees and other income received by various agencies.

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

Rep. Geiger introduced

House Bill No. 4062, entitled

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

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

Rep. Geiger introduced

House Bill No. 4063, entitled

A bill to make appropriations for community and junior colleges for the fiscal year ending September 30, 2000; and to provide for the expenditure of the appropriations.

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

Rep. Geiger introduced

House Bill No. 4064, entitled

A bill to make appropriations for the department of community health for the fiscal year ending September 30, 2000; to provide for the expenditure of the appropriations; and to provide for the disposition of fees and other income received by the state agency.

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

Rep. Geiger introduced

House Bill No. 4065, entitled

A bill to make appropriations for the department of consumer and industry services and certain other state purposes for the fiscal year ending September 30, 2000; to provide for the expenditure of the appropriations; and to provide for the disposition of fees and other income received by the state agencies.

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

Rep. Geiger introduced

House Bill No. 4066, entitled

A bill to make appropriations for the legislature, the judiciary, the executive, the department of attorney general, the department of state, the department of treasury, the department of management and budget, the department of civil service, the department of civil rights, and certain state purposes related thereto for the fiscal year ending September 30, 2000; to provide for the expenditure of the appropriations; to provide for the disposition of fees and other income received by the state agencies; and to declare the effect of this act.

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

Rep. Geiger introduced

House Bill No. 4067, entitled

A bill to make appropriations for the state institutions of higher education for the fiscal year ending September 30, 2000; and to provide for the expenditure of the appropriations.

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

Rep. Geiger introduced

House Bill No. 4068, entitled

A bill to make appropriations for the department of corrections and certain state purposes related to adult corrections for the fiscal year ending September 30, 2000; to provide for the expenditure of the appropriations; and to provide for the disposition of fees and other income received by state agencies.

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

Rep. Geiger introduced

House Bill No. 4069, entitled

A bill to make appropriations for the department of education and certain other purposes relating to education for the fiscal year ending September 30, 2000; to provide for the expenditure of the appropriations; and to provide for the disposition of fees and other income received by the state agency.

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

Rep. Geiger introduced

House Bill No. 4070, entitled

A bill to make appropriations for the department of environmental quality for the fiscal year ending September 30, 2000; to provide for the expenditure of the appropriations; and to provide for the disposition of fees and other income received by the various state agencies.

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

Rep. Geiger introduced

House Bill No. 4071, 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, 2000; to provide for the expenditure of the appropriations; and to provide for the disposition of fees and other income received by the state agency.

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

Rep. Geiger introduced

House Bill No. 4072, entitled

A bill to make appropriations for the judicial branch for the fiscal year ending September 30, 2000; 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 bill was read a first time by its title and referred to the Committee on Appropriations.

Rep. Geiger introduced

House Bill No. 4073, entitled

A bill to make appropriations for the department of military affairs and certain other state purposes for the fiscal year ending September 30, 2000; to provide for the expenditure of the appropriations; and to provide for the disposition of fees and other income received by the various state agencies.

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

Rep. Geiger introduced

House Bill No. 4074, entitled

A bill to make appropriations for the department of natural resources for the fiscal year ending September 30, 2000; to provide for the expenditure of the appropriations; and to provide for the disposition of fees and other income received by the various state agencies.

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

Rep. Geiger introduced

House Bill No. 4075, entitled

A bill to make appropriations for various state departments and agencies for the fiscal year ending September 30, 1999; and to provide for the expenditure of the appropriations.

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

Rep. Geiger introduced

House Bill No. 4076, entitled

A bill to make appropriations for the department of state police and certain other state purposes for the fiscal year ending September 30, 2000; to provide for the expenditure of the appropriations; and to provide for the disposition of fees and other income received by the various state agencies.

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

Rep. Geiger introduced

House Bill No. 4077, entitled

A bill to make appropriations for the state transportation department and certain state purposes from the funds designated in this act for the fiscal year ending September 30, 2000; and to provide for the expenditure of the appropriations.

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

Reps. Woronchak, Howell, Garcia, Sanborn, Law, DeWeese, Gilbert, Middaugh, Ruth Johnson, Faunce, Hart, Caul, DeVuyst, Lockwood, Toy, Tabor, Hager, Van Woerkom and Mortimer introduced

House Bill No. 4078, entitled

A bill to amend 1967 PA 281, entitled "Income tax act of 1967," by amending section 273 (MCL 206.273), as added by 1988 PA 516.

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

Reps. DeVuyst, Bradstreet, Kukuk and Pappageorge introduced

House Bill No. 4079, entitled

A bill to amend 1893 PA 206, entitled "The general property tax act," by amending section 34c (MCL 211.34c), as amended by 1996 PA 476.

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

Reps. DeVuyst and Gilbert introduced

House Bill No. 4080, entitled

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," (MCL 324.101 to 324.90106) by adding part 618; and to repeal acts and parts of acts.

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

Reps. DeVuyst, Bradstreet, Kukuk, Stamas and Mortimer introduced

House Bill No. 4081, entitled

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," (MCL 257.1 to 257.923) by adding section 811d.

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

Rep. Law introduced

House Bill No. 4082, entitled

A bill to amend 1980 PA 300, entitled "The public school employees retirement act of 1979," by amending section 61 (MCL 38.1361), as amended by 1989 PA 194.

The bill was read a first time by its title and referred to the Committee on Senior Health, Security and Retirement.

Rep. Law introduced

House Bill No. 4083, entitled

A bill to amend 1967 PA 281, entitled "Income tax act of 1967," by amending section 273 (MCL 206.273), as added by 1988 PA 516.

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

Reps. Law, Julian, Raczkowski, DeWeese, Gosselin and Richner introduced

House Bill No. 4084, entitled

A bill to amend 1953 PA 181, entitled "An act relative to investigations in certain instances of the causes of death within this state due to violence, negligence or other act or omission of a criminal nature or to protect public health; to provide for the taking of statements from injured persons under certain circumstances; to abolish the office of coroner and to create the office of county medical examiner in certain counties; to prescribe the powers and duties of county medical examiners; to prescribe penalties for violations of the provisions of this act; and to prescribe a referendum thereon," by amending sections 2, 3, and 5 (MCL 52.202, 52.203, and 52.205), section 5 as amended by 1980 PA 401, and by adding section 5b.

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

Reps. Law, Raczkowski, Gosselin and Richner introduced

House Bill No. 4085, entitled

A bill to amend 1978 PA 368, entitled "Public health code," by amending sections 16131 and 16263 (MCL 333.16131 and 333.16263), as amended by 1995 PA 126, and by adding section 16338 and part 186.

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

Reps. Rocca, Sanborn, Callahan, Wojno and Faunce introduced

House Bill No. 4086, entitled

A bill to repeal 1947 LA 9, entitled "The act to prevent hunting, on Sunday, for game animals and game birds in the county of Macomb."

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

Reps. Schauer, Lockwood, Lemmons, Neumann, Cherry, Schermesser, Martinez, Minore, Sheltroun, Clarke and Thomas introduced

House Bill No. 4087, entitled

A bill to amend 1975 PA 228, entitled "Single business tax act," by amending section 4 (MCL 208.4), as amended by 1995 PA 285.

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

Reps. Cherry, Tesanovich, Kelly, Dennis, LaForge, Martinez, Spade, Schauer, Prusi, Kilpatrick, Minore and DeHart introduced

House Bill No. 4088, entitled

A bill to provide for the development, promotion, and maintenance of children's summer reading programs in public libraries; to prescribe the powers and duties of certain state agencies and officials; and to provide an appropriation.

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

Reps. Cherry, Tesanovich, Kelly, LaForge, Dennis, Martinez, Schauer, Spade, Prusi, Kilpatrick, Jansen, Minore and DeHart introduced

House Bill No. 4089, entitled

A bill to amend 1976 PA 451, entitled "The revised school code," (MCL 380.1 to 380.1852) by adding section 1206.

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

Reps. Hager, Faunce, Birkholz, Bisbee, Caul, Patterson, Woronchak, Richardville, Sanborn, Howell, Julian, Mead, Middaugh, Koetje, DeWeese, Garcia, Law, Allen, Kuipers, DeRossett, Toy, Pumford, Hart, Gilbert, Ehardt, Kowall, Bishop, Gosselin, Bradstreet, Jansen, Pappageorge, Rick Johnson, Mortimer, DeVuyst, Cassis, Scranton, Green and Raczkowski introduced

House Bill No. 4090, entitled

A bill to amend 1939 PA 280, entitled "The social welfare act," (MCL 400.1 to 400.119b) by adding sections 37a and 57l.

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

Reps. Faunce, Bisbee, Caul, Birkholz, Patterson, Woronchak, Richardville, Sanborn, Hager, Howell, Mead, Middaugh, Toy, Julian, DeWeese, Law, Garcia, Allen, Kuipers, DeRossett, Pumford, Gilbert, Ehardt, Hart, Jansen, Pappageorge, Rick Johnson, Koetje, Mortimer, Cassis, Scranton, Green and Raczkowski introduced

House Bill No. 4091, entitled

A bill to amend 1939 PA 280, entitled "The social welfare act," by amending section 57b (MCL 400.57b), as added by 1995 PA 223.

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

Reps. Gosselin, Jansen, Tabor, Richner, Kuipers, Voorhees, Sanborn, Bishop, DeWeese, Pappageorge, Kukuk, Bisbee, Vander Roest and Bradstreet introduced

House Bill No. 4092, entitled

A bill to amend 1976 PA 451, entitled "The revised school code," by amending sections 3, 5, 6, 11a, 613, 616, 617, 661, 701, 702, 703, 705, 856, 857, 858, 859, 860, 861, 932, 945, and 1361 (MCL 380.3, 380.5, 380.6, 380.11a, 380.613, 380.616, 380.617, 380.661, 380.701, 380.702, 380.703, 380.705, 380.856, 380.857, 380.858, 380.859, 380.860, 380.861, 380.932, 380.945, and 380.1361), sections 3, 5, and 6 as amended and section 11a as added by 1995 PA 289, section 617 as amended by 1989 PA 268, section 703 as amended by 1981 PA 87, section 705 as amended by 1994 PA 258, sections 857 and 858 as amended by 1992 PA 263, and section 945 as added by 1984 PA 154, and by adding section 1206; and to repeal acts and parts of acts.

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

Reps. Basham, DeHart, Hale, Brater and Bogardus introduced

House Bill No. 4093, entitled

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," (MCL 324.101 to 324.90106) by adding part 141.

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

Reps. Basham, DeHart, Hale, Brater and Bogardus introduced

House Bill No. 4094, entitled

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending sections 62501, 62506a, and 62509 (MCL 324.62501, 324.62506a, and 324.62509), sections 62501 and 62509 as amended by 1998 PA 467 and section 62506a as added by 1996 PA 168.

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

Reps. Basham, DeHart, Hale, Brater and Bogardus introduced

House Bill No. 4095, entitled

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending sections 11103, 11118, 11118a, 11120, 11123, and 11125 (MCL 324.11103, 324.11118, 324.11118a, 324.11120, 324.11123, and 324.11125), section 11118a as added by 1996 PA 182 and section 11120 as amended by 1995 PA 61.

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

Reps. Basham, Hale, Brater and Bogardus introduced

House Bill No. 4096, entitled

A bill to amend 1956 PA 218, entitled "The insurance code of 1956," (MCL 500.100 to 500.8302) by adding section 2140. The bill was read a first time by its title and referred to the Committee on Insurance and Financial Services.

Reps. Basham, DeHart, Hale, Brater and Bogardus introduced

House Bill No. 4097, entitled

A bill to amend 1974 PA 154, entitled "Michigan occupational safety and health act," by amending sections 5 and 6 (MCL 408.1005 and 408.1006), section 5 as amended by 1986 PA 80.

The bill was read a first time by its title and referred to the Committee on Employment Relations, Training and Safety.

Reps. Shackleton, Bradstreet and Gilbert introduced

House Bill No. 4098, entitled

A bill to amend 1971 PA 140, entitled "State revenue sharing act of 1971," by amending sections 11 and 13 (MCL 141.911 and 141.913), section 11 as amended by 1996 PA 468 and section 13 as amended by 1996 PA 342; and to repeal acts and parts of acts.

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

Reps. Shackleton, Bradstreet, Allen and Middaugh introduced

House Bill No. 4099, entitled

A bill to amend 1976 PA 451, entitled "The revised school code," (MCL 380.1 to 380.1852) by adding section 1284b. The bill was read a first time by its title and referred to the Committee on Education.

Reps. Richner, Jelinek, Cassis, Bishop, O'Neil, Bovin, Mortimer, Garcia, DeWeese, Bradstreet, Van Woerkom and Scranton introduced

House Bill No. 4100, entitled

A bill to amend 1961 PA 236, entitled "Revised judicature act of 1961," (MCL 600.101 to 600.9948) by adding section 1457.

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

Reps. Sanborn, Bradstreet, Mead, Wojno, Gilbert, Kowall, DeHart, Julian, Voorhees, Gosselin, Ehardt, Pumford, Green, Schermesser, Toy, Jansen, Garcia, Bishop, Shulman, Birkholz and Raczkowski introduced

House Bill No. 4101, entitled

A bill to amend 1939 PA 280, entitled "The social welfare act," (MCL 400.1 to 400.119b) by adding section 10c.

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

Reps. Sanborn, Wojno, Kowall, DeHart, Julian, Voorhees, Gosselin, Richner, Green, Schermesser, Toy and Jansen introduced

House Bill No. 4102, entitled

A bill to amend 1976 PA 451, entitled "The revised school code," by amending section 10 (MCL 380.10), as added by 1995 PA 289.

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

Reps. Raczkowski, Mortimer and Vear introduced

House Bill No. 4103, entitled

A bill to amend 1961 PA 236, entitled "Revised judicature act of 1961," by amending section 8401 (MCL 600.8401), as amended by 1991 PA 192.

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

Reps. Raczkowski and Gilbert introduced

House Bill No. 4104, entitled

A bill to amend 1976 PA 451, entitled "The revised school code," by amending section 1279 (MCL 380.1279), as amended by 1997 PA 175, and by adding section 1304.

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

Reps. Raczkowski and Sanborn introduced

House Bill No. 4105, entitled

A bill to amend 1979 PA 94, entitled "The state school aid act of 1979," by amending section 104a (MCL 388.1704a), as amended by 1997 PA 176.

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

Reps. Raczkowski, Mortimer, Bradstreet, Garcia, Gosselin, Kukuk and Vear introduced

House Bill No. 4106, entitled

A bill to amend 1954 PA 116, entitled "Michigan election law," by amending sections 30a, 500f, 500g, 501a, 505, 509n, 509r, 509gg, 544c, 644k, 690, 862, 863, 954, and 972 (MCL 168.30a, 168.500f, 168.500g, 168.501a, 168.505, 168.509n, 168.509r, 168.509gg, 168.544c, 168.644k, 168.690, 168.862, 168.863, 168.954, and 168.972), section 501a as amended by 1995 PA 87, sections 509n, 509r, and 509gg as added by 1994 PA 441, section 544c as amended by 1993 PA 137, and section 972 as amended by 1989 PA 26, and by adding section 17 and chapter XIV.

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

Reps. Raczkowski, Richardville, Middaugh, Bisbee, Bradstreet, Mortimer, Vear and Garcia introduced

House Bill No. 4107, entitled

A bill to amend 1975 PA 238, entitled "Child protection law," by amending section 13 (MCL 722.633), as amended by 1996 PA 309.

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

Reps. Wojno, Mans, Bob Brown, Callahan, Switalski, Rocca, Sanborn, Faunce, Hale, Kukuk, Schermesser, DeHart, Scott, Bradstreet and Thomas introduced

House Bill No. 4108, entitled

A bill to amend 1976 PA 390, entitled "Emergency management act," by amending section 19 (MCL 30.419), as amended by 1990 PA 50.

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

Reps. Bishop, Mortimer, Pappageorge, Sanborn, Bovin, Richner, Kowall and Kukuk introduced

House Bill No. 4109, entitled

A bill to amend 1961 PA 236, entitled "Revised judicature act of 1961," by amending section 4011 (MCL 600.4011), as amended by 1994 PA 346.

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

Reps. Bishop, Mortimer, Pappageorge, Sanborn, Bovin, Richner, Kowall and Kukuk introduced

House Bill No. 4110, entitled

A bill to amend 1962 PA 60, entitled "An act to provide for the day parole of prisoners in county jails to permit them to be gainfully employed outside the jail or pursue other activities; to provide for the granting of reductions in terms of imprisonment and the regulation thereof; and to provide for the disposition of earnings from such employment," by amending sections 2 and 4 (MCL 801.252 and 801.254).

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

Reps. Bishop, Pappageorge, Sanborn, Bovin, Richner, Kowall and Kukuk introduced

House Bill No. 4111, entitled

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," (MCL 760.1 to 777.69) by adding section 29 to chapter IX.

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

Reps. Bishop and Richner introduced

House Joint Resolution D, entitled

A joint resolution proposing an amendment to the state constitution of 1963, by amending section 13 of article IV, to limit the legislative session.

The joint resolution was read a first time by its title and referred to the Committee on Constitutional Law and Ethics.

Rep. Wojno moved that the House adjourn.

The motion prevailed, the time being 8:50 p.m.

The Speaker declared the House adjourned until Tuesday, February 2, at 2:00 p.m.

GARY L. RANDALL
Clerk of the House of Representatives.

