

**No. 65**  
**STATE OF MICHIGAN**  
**JOURNAL**  
**OF THE**  
**House of Representatives**  
**90th Legislature**  
**REGULAR SESSION OF 2000**

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House Chamber, Lansing, Tuesday, November 28, 2000.

2:00 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	Rivet—present
Baird—present	Garcia—present	LaForge—present	Rocca—present
Basham—present	Garza—present	LaSata—excused	Sanborn—present
Birkholz—present	Geiger—present	Law—present	Schauer—present
Bisbee—present	Gieleghem—present	Lemmons—present	Schermesser—excused
Bishop—present	Gilbert—present	Lockwood—present	Scott—excused
Bogardus—e/d/s	Godchaux—present	Mans—present	Scranton—present
Bovin—present	Gosselin—present	Martinez—present	Shackleton—present
Bradstreet—present	Green—present	Mead—present	Sheltrown—present
Brater—present	Hager—present	Middaugh—present	Shulman—present
Brewer—present	Hale—present	Minore—present	Spade—present
Brown, Bob—present	Hanley—present	Mortimer—present	Stallworth—present
Brown, Cameron—present	Hansen—present	Neumann—present	Stamas—present
Byl—present	Hardman—present	O’Neil—present	Switalski—present
Callahan—present	Hart—present	Pappageorge—present	Tabor—present
Cassis—present	Howell—present	Patterson—present	Tesanovich—present
Caul—present	Jacobs—present	Perricone—present	Thomas—present
Cherry—present	Jamnack—present	Pestka—present	Toy—present
Clark—present	Jansen—present	Price—present	Vander Roest—present
Clarke—present	Jelinek—present	Prusi—present	Van Woerkom—present
Daniels—present	Jellema—present	Pumford—present	Vaughn—present
DeHart—present	Johnson, Rick—present	Quarles—present	Year—present
Dennis—present	Johnson, Ruth—present	Raczkowski—present	Voorhees—present
DeRossett—present	Julian—present	Reeves—e/d/s	Wojno—present
DeVuyst—present	Kelly—present	Richardville—present	Woodward—present
DeWeese—present	Kilpatrick—e/d/s	Richner—present	Woronchak—present
Ehardt—present	Koetje—present	Rison—present	
Faunce—excused	Kowall—present		

e/d/s = entered during session

Rep. Jerry Vander Roest, from the 63rd District, offered the following invocation:

“Dear Heavenly Father, we thank You for this day and for these colleagues. We thank You for the season we just went through—Thanksgiving, when we were all with our families and friends and we had so much to be thankful for. Dear Heavenly Father, be with us through this lame duck session, give us wisdom and guidance to do the people’s will. Dear Heavenly Father, be with one of our colleagues and her family, these are difficult times and she will be sorely missed. Lord, we know You are looking after her. We thank You for all that You have given us, and ask all of this in Thy name. Amen.”

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Rep. DeWeese moved that Reps. LaSata and Faunce be excused from today’s session.  
The motion prevailed.

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

Rep. DeHart moved that Rep. Scott be excused from this week’s session.  
The motion prevailed.

By unanimous consent the House considered **House Resolution No. 431** out of numerical order.

The Speaker, on behalf of the entire membership of the House of Representatives, offered the following resolution:  
**House Resolution No. 431.**

A resolution of tribute offered as a memorial for the Honorable Janet Kukuk.

Whereas, The members of this legislative body join with the people of her district and admirers from across the state in mourning the passing of Janet Kukuk. Her untimely demise has taken from among us a public servant of unshakable conviction and a woman with a strength of spirit that will long remain a source of inspiration to all fortunate enough to have known her; and

Whereas, A graduate of Central Michigan University, Janet Kukuk devoted her entire life to others. As a Peace Corps volunteer in Thailand in the 1960s, as a devoted mother, as a longtime political and community activist, as a woman of faith, as an educator, and as a lawmaker, she touched the lives of countless individuals and families. While her responsibilities evolved, from working with people in small groups to serving as a member of the Michigan Legislature, her commitment to the principles of respect for life, her personal integrity, and her willingness to speak out for those unable to do so never wavered; and

Whereas, Elected to the Michigan House of Representatives in 1998, Janet Kukuk had an influence on public policy in Lansing far beyond the measure of her tenure here. She was a most effective member of the Appropriations Committee, and she led the move to bring greater protection to this state’s children. Most importantly, Representative Kukuk brought to her work a sincerity of beliefs and courage that reached across all party or issue labels to foster respect for others and for our system of self-government. Surely this legacy will long be treasured; now, therefore, be it

Resolved by the House of Representatives, That we offer this expression of our highest tribute in memory of our dear friend and colleague Representative Janet Kukuk; and be it further

Resolved, That copies of this resolution be transmitted to her family as evidence of our deepest condolences.

The question being on the adoption of the resolution,

The resolution was adopted by a unanimous standing vote.

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The Speaker called the Speaker Pro Tempore to the Chair.

### Second Reading of Bills

#### House Bill No. 5952, entitled

A bill to amend 1851 PA 156, entitled “An act to define the powers and duties of the county boards of commissioners of the several counties, and to confer upon them certain local, administrative and legislative powers; and to prescribe penalties for the violation of the provisions of this act,” by amending section 3 (MCL 46.3), as amended by 1998 PA 97.

The bill was read a second time.

Rep. Rick Johnson 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. Raczkowski 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. 5952, entitled**

A bill to amend 1851 PA 156, entitled “An act to define the powers and duties of the county boards of commissioners of the several counties, and to confer upon them certain local, administrative and legislative powers; and to prescribe penalties for the violation of the provisions of this act,” by amending section 3 (MCL 46.3), as amended by 1998 PA 97.  
 Was read a third time and passed, a majority of the members serving voting therefor, by yeas and nays, as follows:

**Roll Call No. 945**

**Yeas—96**

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

**Nays—6**

Brater	Dennis	Martinez	Quarles
Brewer	Jacobs		

In The Chair: Birkholz

The House agreed to the title of the bill.  
 Rep. Raczkowski 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. 5940, entitled

A bill to amend 1909 PA 283, entitled "An act to revise, consolidate, and add to the laws relating to the establishment, opening, discontinuing, vacating, closing, altering, improvement, maintenance, and use of the public highways and private roads; the condemnation of property and gravel therefor; the building, repairing and preservation of bridges; maintaining public access to waterways under certain conditions; setting and protecting shade trees, drainage, and cutting weeds and brush within this state; providing for the election or appointment and defining the powers, duties, and compensation of state, county, township, and district highway officials; and to prescribe penalties and provide remedies," by amending section 18 (MCL 224.18), as amended by 1996 PA 218.

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

The substitute (H-1) was not adopted, a majority of the members serving not voting therefor.

Rep. Stamas moved to substitute (H-2) the bill.

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

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

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

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Reps. Reeves and Bogardus entered the House Chambers.

By unanimous consent the House returned to the order of

### Third Reading of Bills

#### House Bill No. 5940, entitled

A bill to amend 1909 PA 283, entitled "An act to revise, consolidate, and add to the laws relating to the establishment, opening, discontinuing, vacating, closing, altering, improvement, maintenance, and use of the public highways and private roads; the condemnation of property and gravel therefor; the building, repairing and preservation of bridges; maintaining public access to waterways under certain conditions; setting and protecting shade trees, drainage, and cutting weeds and brush within this state; providing for the election or appointment and defining the powers, duties, and compensation of state, county, township, and district highway officials; and to prescribe penalties and provide remedies," by amending section 18 (MCL 224.18), as amended by 1996 PA 218.

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

#### Roll Call No. 946

#### Yeas—103

Allen	Ehardt	Koetje	Richner
Baird	Frank	Kowall	Rison
Basham	Garcia	Kuipers	Rivet
Birkholz	Garza	LaForge	Rocca
Bisbee	Geiger	Law	Sanborn
Bishop	Gielegem	Lemmons	Schauer
Bogardus	Gilbert	Lockwood	Scranton
Bovin	Godchaux	Mans	Shackleton
Bradstreet	Gosselin	Martinez	Sheltrown
Brater	Green	Mead	Shulman
Brewer	Hager	Middaugh	Spade
Brown, B.	Hale	Minore	Stallworth
Brown, C.	Hanley	Mortimer	Stamas
Byl	Hansen	Neumann	Switalski
Callahan	Hardman	O'Neil	Tabor
Cassis	Hart	Pappageorge	Thomas

Caul	Howell	Patterson	Toy
Cherry	Jacobs	Perricone	Van Woerkom
Clark, I.	Jamnack	Pestka	Vander Roest
Clarke, H.	Jansen	Price	Vaughn
Daniels	Jelinek	Prusi	Vear
DeHart	Jellema	Pumford	Voorhees
Dennis	Johnson, Rick	Quarles	Wojno
DeRossett	Johnson, Ruth	Rackowski	Woodward
DeVuyst	Julian	Reeves	Woronchak
DeWeese	Kelly	Richardville	

### Nays—0

In The Chair: Birkholz

The House agreed to the title of the bill.  
Rep. Rackowski moved that the bill be given immediate effect.  
The motion prevailed, 2/3 of the members serving voting therefor.

### Introduction of Bills

Rep. Basham introduced

**House Bill No. 6148, entitled**

A bill to amend 1990 PA 187, entitled “The pupil transportation act,” by amending section 9 (MCL 257.1809).  
The bill was read a first time by its title and referred to the Committee on Education.

Rep. Basham introduced

**House Bill No. 6149, entitled**

A bill to amend 1967 PA 119, entitled “An act regulating the use of chemical agents containing toxic chemicals or organic solvents or both, having the property of releasing toxic vapors; and providing for penalties,” by amending section 2a (MCL 752.272a), as added by 2000 PA 299.

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

Rep. Basham introduced

**House Bill No. 6150, entitled**

A bill to amend 1927 PA 175, entitled “The code of criminal procedure,” by amending section 17 of chapter XVII (MCL 777.17), as amended by 2000 PA 300.

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

Rep. Frank introduced

**House Bill No. 6151, entitled**

A bill to designate March 1 of each year as children’s memorial day in the state of Michigan.

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

Rep. Switalski introduced

**House Bill No. 6152, entitled**

A bill to amend 1976 PA 451, entitled “The revised school code,” by amending section 1561 (MCL 380.1561), as amended by 1996 PA 339, and by adding section 1295.

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

Reps. DeVuyst, Kowall, Tabor, Shulman, Gosselin, DeHart and Ehardt introduced

**House Bill No. 6153, entitled**

A bill to amend 1994 PA 451, entitled “Natural resources and environmental protection act,” by amending sections 41701, 41702, 41703, 41704, 41706, 41707, 41708, 41710, 41712, and 43530 (MCL 324.41701, 324.41702,

324.41703, 324.41704, 324.41706, 324.41707, 324.41708, 324.41710, 324.41712, and 324.43530), sections 41701, 41702, 41703, 41704, 41706, 41707, 41708, 41710, and 41712 as added by 1995 PA 57 and section 43530 as amended by 1996 PA 585.

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

Reps. Lemmons, Switalski, Clarke, Hansen, Clark, Garza, Gielegem, Price, Jacobs, Brewer, Hardman and Daniels introduced

**House Bill No. 6154, entitled**

A bill to amend 1966 PA 331, entitled "Community college act of 1966," by amending section 123 (MCL 389.123), as amended by 1980 PA 5.

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

Reps. Bradstreet and Sheltroun introduced

**House Bill No. 6155, entitled**

A bill to amend 1931 PA 328, entitled "The Michigan penal code," (MCL 750.1 to 750.568) by adding section 411r.

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

Reps. Bradstreet and Sheltroun introduced

**House Bill No. 6156, entitled**

A bill to amend 1976 PA 442, entitled "Freedom of information act," by amending sections 5 and 10 (MCL 15.235 and 15.240), as amended by 1996 PA 553.

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

Reps. Brewer and Gielegem introduced

**House Bill No. 6157, entitled**

A bill to amend 1978 PA 368, entitled "Public health code," (MCL 333.1101 to 333.25211) by adding article 16.

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

Rep. Brewer introduced

**House Bill No. 6158, entitled**

A bill to amend 1974 PA 258, entitled "Mental health code," by amending section 748a (MCL 330.1748a), as added by 1998 PA 497.

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

Rep. Brewer introduced

**House Bill No. 6159, entitled**

A bill to amend 1980 PA 300, entitled "The public school employees retirement act of 1979," by amending sections 41 and 91 (MCL 38.1341 and 38.1391), section 41 as amended by 1997 PA 143 and section 91 as amended by 1998 PA 85.

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

Rep. Brewer introduced

**House Bill No. 6160, entitled**

A bill to amend 1961 PA 236, entitled "Revised judicature act of 1961," (MCL 600.101 to 600.9948) by adding section 2971.

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

Rep. Rick Johnson introduced

**House Bill No. 6161, entitled**

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending sections 30101, 30103, 30106, 30110, and 30112 (MCL 324.30101, 324.30103, 324.30106, 324.30110, and 324.30112), section 30101 as amended by 1999 PA 106 and sections 30103, 30106, 30110, and 30112 as added by 1995 PA 59.

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

Rep. Mortimer introduced

**House Bill No. 6162, entitled**

A bill to amend 1961 PA 236, entitled "Revised judicature act of 1961," by amending section 2559 (MCL 600.2559), as amended by 1994 PA 133.

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

Rep. Mortimer introduced

**House Bill No. 6163, entitled**

A bill to amend 1961 PA 236, entitled "Revised judicature act of 1961," by amending sections 2555 and 2559 (MCL 600.2555 and 600.2559), section 2559 as amended by 1994 PA 133.

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

Rep. Ruth Johnson introduced

**House Bill No. 6164, entitled**

A bill to amend 1943 PA 184, entitled "Township zoning act," by amending section 16a (MCL 125.286a).

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

Rep. Ruth Johnson introduced

**House Bill No. 6165, entitled**

A bill to amend 1963 PA 17, entitled "An act to relieve certain persons from civil liability when rendering emergency care, when rendering care to persons involved in competitive sports under certain circumstances, or when participating in a mass immunization program approved by the department of public health," by amending section 5 (MCL 691.1505), as added by 1985 PA 150.

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

Rep. Ruth Johnson introduced

**House Bill No. 6166, 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," (MCL 791.201 to 791.283) by adding section 65j.

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

Rep. Ruth Johnson introduced

**House Bill No. 6167, entitled**

A bill to create drunk driver detention centers; and to provide for the powers and duties of certain state officers and agencies.

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

Rep. Ruth Johnson introduced

**House Bill No. 6168, entitled**

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," (MCL 760.1 to 777.69) by adding section 3d to chapter XI.

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

Rep. Ruth Johnson introduced

**House Bill No. 6169, entitled**

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending section 625 (MCL 257.625), as amended by 2000 PA 77.

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

By unanimous consent the House returned to the order of

**Reports of Standing Committees**

The Committee on Conservation and Outdoor Recreation, by Rep. DeVuyst, Chair, reported

**House Bill No. 6147, entitled**

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending section 40103 (MCL 324.40103), as amended by 2000 PA 191; and to repeal acts and parts of acts.

With the recommendation that the bill pass.

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

Favorable Roll Call

**HB 6147** To Report Out:

Yeas: Reps. DeVuyst, Tabor, DeRossett, Allen, Green, Kowall, Patterson, Sanborn, Basham, Sheltroun,

Nays: Reps. Middaugh, Callahan, Brater, Gielegem.

The Committee on Conservation and Outdoor Recreation, by Rep. DeVuyst, Chair, reported

**Senate Bill No. 1181, entitled**

A bill to amend 1931 PA 328, entitled "The Michigan penal code," (MCL 750.1 to 750.568) by adding section 222a.

With the recommendation that the bill pass.

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

Favorable Roll Call

**SB 1181** To Report Out:

Yeas: Reps. DeVuyst, Tabor, DeRossett, Green, Kowall, Middaugh, Sanborn, Basham, Brater, Gielegem, Sheltroun,

Nays: Rep. Callahan.

COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Tuesday, November 28, 2000, at 10:00 a.m.,

Present: Reps. DeVuyst, Tabor, DeRossett, Allen, Green, Kowall, Middaugh, Patterson, Sanborn, Callahan, Basham, Brater, Gielegem, Sheltroun,

Absent: Rep. Mans,

Excused: Rep. Mans.

By unanimous consent the House returned to the order of

**Reports of Select Committees**

The Speaker laid before the House the conference report relative to

**Senate Bill No. 404, entitled**

A bill to amend 1978 PA 368, entitled "Public health code," by amending sections 20902, 20904, 20906, 20908, 20910, 20912, 20915, 20916, 20918, 20919, 20920, 20921, 20923, 20929, 20934, 20950, 20954, 20956, 20958, 20965, 20975, and 20977 (MCL 333.20902, 333.20904, 333.20906, 333.20908, 333.20910, 333.20912, 333.20915, 333.20916, 333.20918, 333.20919, 333.20920, 333.20921, 333.20923, 333.20929, 333.20934, 333.20950, 333.20954, 333.20956, 333.20958, 333.20965, 333.20975, and 333.20977), sections 20902, 20904, 20906, 20908, 20910, 20912, 20915,



20916, 20918, 20923, 20929, 20934, 20950, 20954, 20956, 20958, 20975, and 20977 as added by 1990 PA 179, section 20919 as amended by 1996 PA 192, and sections 20920, 20921, and 20965 as amended by 1997 PA 78.

(The conference report was received from the Senate on April 11, consideration of which, under the rules, was postponed until April 12, see House Journal No. 29, p. 612.)

(For conference report, see House Journal No. 29, p. 612.)

The question being on the adoption of the conference report,

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

**Roll Call No. 947**

**Yeas—0**

**Nays—102**

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

In The Chair: Birkholz

The Speaker appointed as second conferees, on the part of the House of Representatives for **Senate Bill No. 404**, Reps. Law, DeWeese and Schauer.

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

**Second Reading of Bills**

**House Bill No. 6147, entitled**

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending section 40103 (MCL 324.40103), as amended by 2000 PA 191; and to repeal acts and parts of acts.

The bill was read a second time.

Rep. Brater moved to amend the bill as follows:

1. Amend page 4, line 3, by striking out all of enacting section 1.

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

Rep. Bogardus moved to amend the bill as follows:

1. Amend page 3, following line 9, by inserting:

“(NN) CARDINALS.

(OO) ROBINS.

(PP) BLUE-JAYS.

(QQ) BLUEBIRDS.

(RR) ORIOLES.”.

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

Rep. Bogardus demanded the yeas and nays.

The demand was supported.

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

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

**Roll Call No. 948**

**Yeas—5**

Hardman  
Kelly

LaForge

Reeves

Vaughn

**Nays—91**

Allen  
Baird  
Basham  
Birkholz  
Bisbee  
Bishop  
Bovin  
Bradstreet  
Brater  
Brewer  
Brown, B.  
Brown, C.  
Byl  
Callahan  
Cassis  
Caul  
Cherry  
Clark, I.  
Clarke, H.  
Daniels  
DeHart  
Dennis  
DeRossett

DeVuyst  
DeWeese  
Ehardt  
Frank  
Garcia  
Geiger  
Gielegem  
Gilbert  
Godchaux  
Gosselin  
Green  
Hager  
Hale  
Hanley  
Hansen  
Howell  
Jacobs  
Jammick  
Jansen  
Jelinek  
Jellema  
Johnson, Rick  
Johnson, Ruth

Julian  
Koetje  
Kowall  
Kuipers  
Law  
Lemmons  
Lockwood  
Mans  
Martinez  
Mead  
Middaugh  
Mortimer  
Neumann  
O’Neil  
Pappageorge  
Patterson  
Perricone  
Pestka  
Price  
Prusi  
Pumford  
Rackowski  
Richardville

Richner  
Rocca  
Sanborn  
Scranton  
Shackleton  
Sheltrown  
Shulman  
Spade  
Stallworth  
Stamas  
Switalski  
Tabor  
Tesanovich  
Thomas  
Toy  
Van Woerkom  
Vander Roest  
Vear  
Voorhees  
Wojno  
Woodward  
Woronchak

In The Chair: Patterson

Rep. Tabor 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. Raczkowski 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. 6147, entitled**

A bill to amend 1994 PA 451, entitled “Natural resources and environmental protection act,” by amending section 40103 (MCL 324.40103), as amended by 2000 PA 191; and to repeal acts and parts of acts.

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

**Roll Call No. 949**

**Yeas—56**

Allen	Ehardt	Kuipers	Rocca
Basham	Frank	LaForge	Sanborn
Birkholz	Garcia	Mans	Schauer
Bisbee	Gilbert	Mead	Scranton
Bishop	Gosselin	Mortimer	Shackleton
Bovin	Green	Neumann	Sheltrown
Bradstreet	Hager	Pappageorge	Shulman
Brown, B.	Hart	Patterson	Tabor
Cassis	Howell	Perricone	Tesanovich
Caul	Jansen	Pestka	Toy
DeHart	Johnson, Rick	Pumford	Van Woerkom
DeRossett	Julian	Raczkowski	Vander Roest
DeVuyst	Koetje	Richardville	Vear
DeWeese	Kowall	Rivet	Voorhees

**Nays—45**

Baird	Garza	Jellema	Quarles
Bogardus	Geiger	Johnson, Ruth	Reeves
Brater	Gielegem	Kelly	Richner
Brewer	Godchaux	Law	Rison
Brown, C.	Hale	Lemmons	Stallworth
Byl	Hanley	Lockwood	Stamas
Callahan	Hansen	Martinez	Switalski
Cherry	Hardman	Middaugh	Thomas
Clark, I.	Jacobs	Minore	Vaughn
Clarke, H.	Jamnick	O’Neil	Wojno
Daniels	Jelinek	Price	Woodward
Dennis			

In The Chair: Patterson

The House agreed to the title of the bill.

I hereby give notice that on the next legislative session day I will move to reconsider the vote by which the House passed **House Bill No. 6147**.

Rep. Brater

### Second Reading of Bills

#### House Bill No. 6091, entitled

A bill to amend 1988 PA 234, entitled "Michigan Vietnam veterans memorial act," by amending the title and sections 2 and 5 (MCL 35.1052 and 35.1055), section 5 as amended by 1992 PA 122, and by adding section 5a.

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

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

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

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

Rep. Vander Roest moved that Rep. Perricone be excused temporarily from today's session.  
The motion prevailed.

By unanimous consent the House returned to the order of

### Third Reading of Bills

#### House Bill No. 6091, entitled

A bill to amend 1988 PA 234, entitled "Michigan Vietnam veterans memorial act," by amending the title and sections 2 and 5 (MCL 35.1052 and 35.1055), section 5 as amended by 1992 PA 122, and by adding section 5a.

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

#### Roll Call No. 950

#### Yeas—102

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

**Nays—0**

In The Chair: Patterson

The House agreed to the title of the bill.

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

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

**Second Reading of Bills****Senate Bill No. 1241, entitled**

A bill to amend 1993 PA 23, entitled "Michigan limited liability company act," by amending sections 102 and 902 (MCL 450.4102 and 450.4902), as amended by 1997 PA 52.

The bill was read a second time.

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

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

By unanimous consent the House returned to the order of

**Third Reading of Bills****Senate Bill No. 1241, entitled**

A bill to amend 1993 PA 23, entitled "Michigan limited liability company act," by amending sections 102 and 902 (MCL 450.4102 and 450.4902), as amended by 1997 PA 52.

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

**Roll Call No. 951****Yeas—102**

Allen	Ehardt	Koetje	Rison
Baird	Frank	Kowall	Rivet
Basham	Garcia	Kuipers	Rocca
Birkholz	Garza	LaForge	Sanborn
Bisbee	Geiger	Law	Schauer
Bishop	Gielegem	Lemmons	Scranton
Bogardus	Gilbert	Lockwood	Shackleton
Bovin	Godchaux	Mans	Sheltrown
Bradstreet	Gosselin	Mead	Shulman
Brater	Green	Middaugh	Spade
Brewer	Hager	Minore	Stallworth
Brown, B.	Hale	Mortimer	Stamas
Brown, C.	Hanley	Neumann	Switalski
Byl	Hansen	O'Neil	Tabor
Callahan	Hardman	Pappageorge	Tesanovich
Cassis	Hart	Patterson	Thomas
Caul	Howell	Pestka	Toy
Cherry	Jacobs	Price	Van Woerkom
Clark, I.	Jamnack	Prusi	Vander Roest
Clarke, H.	Jansen	Pumford	Vaughn
Daniels	Jelinek	Quarles	Vear
DeHart	Jellema	Raczkowski	Voorhees

Dennis  
DeRossett  
DeVuyst  
DeWeese

Johnson, Rick  
Johnson, Ruth  
Julian  
Kelly

Reeves  
Richardville  
Richner

Wojno  
Woodward  
Woronchak

### Nays—0

In The Chair: Patterson

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

“An act to provide for the organization and regulation of limited liability companies; to prescribe their duties, rights, powers, immunities, and liabilities; to prescribe the powers and duties of certain state departments and agencies; and to provide for penalties and remedies.”.

The House agreed to the full title.

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

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

By unanimous consent the House returned to the order of

### Messages from the Senate

The Speaker laid before the House

#### House Bill No. 5066, entitled

A bill to establish conditions to the transfer of structured settlement rights; to establish a procedure for approval of the transfer of structured settlement rights; and to create circuit court jurisdiction for proceedings for approval of structured settlement rights.

(The bill was received from the Senate on November 14, with substitute (S-1) and immediate effect given by the Senate, consideration of which, under the rules, was postponed until today, see House Journal No. 64, p. 2346.)

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

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

### Roll Call No. 952

### Yeas—100

Allen  
Baird  
Basham  
Birkholz  
Bisbee  
Bishop  
Bogardus  
Bovin  
Bradstreet  
Brater  
Brewer  
Brown, B.  
Brown, C.  
Byl  
Callahan  
Cassis  
Caul  
Cherry  
Clark, I.  
Clarke, H.  
DeHart

Ehardt  
Frank  
Garcia  
Garza  
Geiger  
Gielegem  
Gilbert  
Godchaux  
Gosselin  
Green  
Hager  
Hale  
Hanley  
Hansen  
Hardman  
Hart  
Howell  
Jacobs  
Jamnack  
Jansen  
Jelinek

Kelly  
Koetje  
Kowall  
Kuipers  
LaForge  
Law  
Lemmons  
Lockwood  
Mans  
Martinez  
Mead  
Middaugh  
Minore  
Mortimer  
Neumann  
Pappageorge  
Patterson  
Pestka  
Price  
Prusi  
Pumford

Richner  
Rison  
Rocca  
Sanborn  
Schauer  
Scranton  
Shackleton  
Sheltrown  
Shulman  
Spade  
Stallworth  
Stamas  
Switalski  
Tabor  
Tesanovich  
Thomas  
Toy  
Van Woerkom  
Vander Roest  
Vaughn  
Vear

Dennis  
DeRossett  
DeVuyst  
DeWeese

Jellema  
Johnson, Rick  
Johnson, Ruth  
Julian

Quarles  
Raczkowski  
Reeves  
Richardville

Voorhees  
Wojno  
Woodward  
Woronchak

**Nays—0**

In The Chair: Patterson

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

Rep. Kilpatrick entered the House Chambers.

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

Rep. Lemmons moved that the Committee on Criminal Law and Corrections be discharged from further consideration of **House Bill No. 4947**.

(For first notice see House Journal No. 64, p. 2348.)

The question being on the motion made by Rep. Lemmons,  
Rep. Lemmons demanded the yeas and nays.

The demand was supported.

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

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

The motion prevailed.

Rep. Lemmons moved that the Committee on Energy and Technology be discharged from further consideration of **House Bill No. 4948**.

(For first notice see House Journal No. 64, p. 2348.)

The question being on the motion made by Rep. Lemmons,  
Rep. Lemmons demanded the yeas and nays.

The demand was supported.

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

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

The motion prevailed.

Rep. Lemmons moved that the Committee on Conservation and Outdoor Recreation be discharged from further consideration of **House Bill No. 5647**.

(For first notice see House Journal No. 64, p. 2348.)

The question being on the motion made by Rep. Lemmons,  
Rep. Lemmons demanded the yeas and nays.

The demand was supported.

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

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

The motion prevailed.

Rep. Lemmons moved that the Committee on Conservation and Outdoor Recreation be discharged from further consideration of **House Bill No. 5648**.

(For first notice see House Journal No. 64, p. 2348.)

The question being on the motion made by Rep. Lemmons,  
Rep. Lemmons demanded the yeas and nays.

The demand was supported.

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

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

The motion prevailed.

Rep. Lemmons moved that the Committee on Health Policy be discharged from further consideration of **House Bill No. 6001**.

(For first notice see House Journal No. 64, p. 2348.)

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

Rep. Lemmons demanded the yeas and nays.

The demand was supported.

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

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

The motion prevailed.

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Rep. Raczkowski moved that House Committees be given leave to meet during the balance of today's session.

The motion prevailed.

Reps. Kowall, Shackleton, Hager, Richardville, DeRossett, Tabor, Patterson, Toy, Koetje, DeVuyst, Julian, DeWeese, Rick Johnson, Gilbert, Shulman, LaSata, Bishop, Hart, Van Woerkom, Bradstreet, Mortimer, Garcia, Vander Roest, Sanborn, Bisbee, Law, Allen, Pappageorge, Raczkowski, Cassis, Spade, Sheltroun, Callahan, Wojno, Richner, LaForge, Jelinek, Ehardt, Thomas, Voorhees, Jansen, Scranton, Caul, Switalski, Hanley, Bovin, Vaughn, Minore, Prusi, Brater, Gielegem, Lemmons, Tesanovich, Neumann, Jamnick, Mans, Jacobs, Vear and Birkholz offered the following resolution:

**House Resolution No. 430.**

A resolution to memorialize the Congress of the United States to strengthen statutory and regulatory measures to solve the problem of exotic species being released into the Great Lakes by the ballast water of ships.

Whereas, In recent years the Great Lakes network has been harmed by a variety of nonnative species that came into the region from the ballast water of ships from other parts of the world. While the challenge of protecting the delicate balance of the Great Lakes ecosystem is not new, some of the most recent invading species are proving to be especially harmful. Increasing international trade brings the worry that even more nonindigenous organisms may compound the problem; and

Whereas, There are laws in place at the federal level that call for certain ballast water replacement practices and sampling procedures. Because of the many factors involved, including technological challenges and significant safety and navigation issues, the practices in place provide for exclusions from certain requirements in many situations. As a result, the current policies and actions are clearly inadequate. Efforts to develop new safeguards must be accelerated; and

Whereas, The issue of exotic species invading the Great Lakes from the ballast water of ships is a problem that will only be solved through the cooperation of Canadian and American officials and the most knowledgeable scientists and maritime experts. Consistency in policy and practices, especially as new methods and equipment emerge, offers the best opportunity to bring success to the difficult problem of eliminating the introduction of nonnative species into the Great Lakes. Our federal laws and regulations must reflect the seriousness of this issue; now, therefore, be it

Resolved by the House of Representatives, That we memorialize the Congress of the United States to strengthen statutory and regulatory measures to solve the problem of exotic species being released into the Great Lakes by the ballast water of ships; and be it further

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

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

Reps. Kilpatrick, Spade, Hansen, Garza, Sheltroun, Schauer, Dennis, Wojno, Bishop, Rick Johnson, LaForge, Richardville, Jelinek, Hager, Ehardt, Thomas, DeHart, Jansen, Cassis, Koetje, DeWeese, Caul, Switalski, Hanley, Bovin, Baird, Vaughn, Minore, Prusi, Hale, Cherry, Brater, Gielegem, Lemmons, Allen, Rivet, Martinez, Tesanovich, Daniels, Quarles, Neumann, Jamnick, Clark, Jacobs, Vear, Hardman, Reeves, Rison and Birkholz offered the following resolution:

**House Resolution No. 432.**

A resolution to memorialize the life of Jacob Lawrence, a great African-American artist.

Whereas, The recent passing, on June 9, 2000, of the 82 year old world-renowned artist, Jacob Lawrence, has sparked renewed interest in the life of this prolific painter whose works depicted and brought to the forefront the daily life, struggles, aspirations, and achievements of African-Americans for over 60 years; and



Whereas, The Detroit Institute of Arts, in November of 2000, held an exhibit to display the works of Jacob Lawrence and bring his artistic importance and contributions to the people of the state of Michigan; and

Whereas, Jacob Lawrence lived and worked in Harlem, New York after his mother migrated there from Atlantic City, New Jersey in 1930 when he was just 13 years old. He established himself in the appropriate environment to develop and hone his artistic abilities and produced his first work in 1936 entitled "Harlem Life". This set the tone for his succeeding works and earned him numerous awards, such as the National Medal of Arts in 1990 and the NAACP's highest honor, the Springarn Medal in 1970; and

Whereas, Lawrence's paintings have been exhibited in museums throughout the United States. His narrative works, including "The Migration of the Negro", a pictorial account of the mass movement of blacks from the South to the North seeking work, a 32-piece series on the life of Frederick Douglass, and his 31 piece series on the life of Harriet Tubman, have garnered nationwide praise and admiration for their artistic value and realist representation of the African-American history and culture; and

Whereas, The people of the state of Michigan have always valued artists and their craft, being strong supporters of the arts through their patronage and financial contributions to art institutes and museums throughout this state; now, therefore, be it

Resolved by the House of Representatives, That the members of this legislative body commemorate the life and contributions of the late Jacob Lawrence and recognize him as an exceptional artist and recorder of African-American history on canvas; and be it further

Resolved, That a copy of this resolution be presented to the family of Jacob Lawrence as a symbol of our esteem for his life, his passion and his artistic "eye" in depicting the struggles, aspirations, and achievements of African-Americans for all the world to see.

The question being on the adoption of the resolution,

The resolution was adopted.

Reps. Frank, Hanley, Spade, Hansen, Sheltrown, Schauer, Dennis, Wojno, Howell, LaForge, Ehardt, Thomas, DeHart, Koetje, DeWeese, Switalski, Bovin, Baird, Vaughn, Minore, Prusi, Hale, Cherry, Brater, Gielegem, Lemmons, Rivet, Garcia, Martinez, Tesanovich, Quarles, Neumann, Jamnick, Clark, Jacobs, Vear, Hardman, Rison and Birkholz offered the following resolution:

**House Resolution No. 433.**

A resolution honoring Donald L. Hare.

Whereas, It is with deep appreciation for the hard work, dedication, and professionalism that Donald L. Hare has put forth on behalf of the people of the State of Michigan and the United States Department of Agriculture that we offer this expression of our thanks and best wishes in his retirement; and

Whereas, Donald L. Hare was appointed in 1993 to the position of State Director for Rural Development within the U.S. Department of Agriculture by President William Jefferson Clinton; and

Whereas, As state director, he has been recognized for his leadership in reorganizing and restructuring the agency and awarded outstanding leadership for his successful efforts in President Clinton's Enterprise Community Initiative. He was also honored as State Director of the Year in 1996 for his enhancement of the mission area's civil rights program in Michigan; and

Whereas, Don came to the Rural Development Agency eight years ago, after having devoted eighteen years as Chief of Staff to Congressman Bob Traxler and twelve years teaching government, economics, and special education classes; and

Whereas, In eight years of service to the people of the State of Michigan, as well as the Department of Agriculture, Don has been working in the public arena during an era of great change. As Don well knows, financial pressures and changing expectations have combined to make the recent past a challenging time to work with local and state governments. With the personal sense of duty that Don brings to work each day, he has been able to meet this challenge with enthusiasm and a genuine interest in efficiency in public service; and

Whereas, There can be little doubt that the record of Donald L. Hare, in his responsibilities as State Director for Rural Development within the U.S. Department of Agriculture over the past eight years, will continue to reap rewards for the people of the State of Michigan. We offer our thanks on this personal milestone; now, therefore, be it

Resolved by the House of Representatives, That the members of this legislative body join with his wife Rita, his children, Christopher, Jennifer, Pamela, and Peggy, and the citizens of the State of Michigan in honoring and saluting Donald L. Hare in acknowledgment of his many outstanding years in public service. May Don enjoy the happiest of retirement; and be it further

Resolved, That a copy of this resolution be transmitted to Donald L. Hare as a token of our esteem.

Pending the reference of the resolution to a committee,  
Rep. Raczkowski 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.

#### **Announcement by the Clerk of Printing and Enrollment**

The Clerk announced that the following bills had been printed and placed upon the files of the members, Tuesday, November 14:

**Senate Bill Nos. 1424 1425 1426 1427 1428 1429 1430 1431 1432**

The Clerk announced that the following bills had been printed and placed upon the files of the members, Wednesday, November 15:

**House Bill Nos. 6137 6138 6139 6140 6141 6142 6143 6144 6145 6146 6147**  
**Senate Bill No. 1433**

The Clerk announced that the following Senate bills had been received on Tuesday, November 28:

**Senate Bill Nos. 1382 1403 1426**

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

The Committee on Tax Policy, by Rep. Cassis, Chair, reported

**House Bill No. 5818, entitled**

A bill to amend 1967 PA 281, entitled "Income tax act of 1967," by amending section 30 (MCL 206.30), as amended by 1999 PA 181; and to repeal acts and parts of acts.

With the recommendation that the substitute (H-3) be adopted and that the bill then pass.

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

#### Favorable Roll Call

**HB 5818** To Report Out:

Yeas: Reps. Cassis, Woronchak, Gilbert, Gosselin, Koetje, Patterson, Vander Roest, Vear, Quarles, Basham, Garza, Jamnick, Minore, O'Neil, Switalski,

Nays: None.

The Committee on Tax Policy, by Rep. Cassis, Chair, reported

**Senate Bill No. 959, entitled**

A bill to amend 1985 PA 227, entitled "Shared credit rating act," by amending the title and sections 1, 3, 5, 6, 7, 8, 16, and 20 (MCL 141.1051, 141.1053, 141.1055, 141.1056, 141.1057, 141.1058, 141.1066, and 141.1070), the title and sections 3 and 8 as amended by 1997 PA 27, section 7 as amended by 2000 PA 118, and section 20 as amended by 1988 PA 316; and to repeal acts and parts of acts.

With the recommendation that the bill pass.

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

#### Favorable Roll Call

**SB 959** To Report Out:

Yeas: Reps. Cassis, Woronchak, Gilbert, Gosselin, Koetje, Patterson, Vander Roest, Vear, Quarles, Basham, Garza, Minore, O'Neil, Switalski,

Nays: None.

The Committee on Tax Policy, by Rep. Cassis, Chair, reported

**Senate Bill No. 1300, entitled**

A bill to amend 1975 PA 228, entitled "Single business tax act," by amending section 7 (MCL 208.7), as amended by 1982 PA 376.

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 1300** To Report Out:

Yeas: Reps. Cassis, Woronchak, Gilbert, Gosselin, Koetje, Patterson, Vander Roest, Vear, O'Neil, Switalski,

Nays: Reps. Garza, Jamnick.

COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Tuesday, November 28, 2000, at 9:30 a.m.,

Present: Reps. Cassis, Woronchak, Allen, Gilbert, Gosselin, Koetje, Patterson, Vander Roest, Vear, Quarles, Basham, Garza, Jamnick, Minore, O'Neil, Switalski,

Absent: Rep. Faunce,

Excused: Rep. Faunce.

The Committee on House Oversight and Operations, by Rep. Raczkowski, Chair, reported

**House Bill No. 5632, entitled**

A bill to amend 1931 PA 328, entitled "The Michigan penal code," by amending section 34 (MCL 750.34); and to repeal acts and parts of acts.

With the recommendation that the bill pass.

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

Favorable Roll Call

**HB 5632** To Report Out:

Yeas: Reps. Raczkowski, Howell, Ruth Johnson, Shackleton, Rivet,

Nays: Rep. DeHart.

The Committee on House Oversight and Operations, by Rep. Raczkowski, Chair, reported

**Senate Concurrent Resolution No. 43.**

A concurrent resolution to memorialize the President and the Congress of the United States to support the addition of Estonia, Latvia, and Lithuania into the North Atlantic Treaty Organization.

(For text of resolution, see House Journal No. 62, p. 2286.)

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 43** To Report Out:

Yeas: Reps. Raczkowski, Howell, Shackleton, Rivet, DeHart,

Nays: None.

COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Raczkowski, Chair of the Committee on House Oversight and Operations, was received and read:

Meeting held on: Tuesday, November 28, 2000, at 12:00 Noon,

Present: Reps. Raczkowski, Howell, Ruth Johnson, Shackleton, Rivet, Brewer, DeHart.

The Committee on Education, by Rep. Allen, Chair, reported

**House Bill No. 6030, entitled**

A bill to amend 1976 PA 451, entitled "The revised school code," (MCL 380.1 to 380.1852) by adding section 1258. With the recommendation that the substitute (H-1) be adopted and that the bill then pass.

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

Favorable Roll Call

**HB 6030** To Report Out:

Yeas: Reps. Allen, Ruth Johnson, Bradstreet, DeWeese, Hager, Hart, Rick Johnson, Kuipers, Van Woerkom, Voorhees, Clark, Spade,

Nays: None.

COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Tuesday, November 28, 2000, at 10:30 a.m.,

Present: Reps. Allen, Ruth Johnson, Bradstreet, DeWeese, Hager, Hart, Rick Johnson, Kuipers, Van Woerkom, Voorhees, Clark, Hansen, Spade,

Absent: Reps. Bogardus, Daniels, Gielegem, Scott,

Excused: Reps. Bogardus, Daniels, Gielegem, Scott.

The Committee on Transportation, by Rep. Gilbert, Vice-Chair, reported

**House Bill No. 5812, entitled**

A bill to amend 1990 PA 271, entitled "Limousine transportation act," by amending sections 7 and 33 (MCL 257.1907 and 257.1933).

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

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

Favorable Roll Call

**HB 5812** To Report Out:

Yeas: Reps. Rick Johnson, Gilbert, DeVuyst, Garcia, Patterson, Shackleton, Tabor, Bovin, Jamnick,

Nays: Reps. Hart, Ruth Johnson, Middaugh, Kilpatrick, Brewer, Lemmons, Reeves.

The Committee on Transportation, by Rep. Gilbert, Vice-Chair, reported

**Senate Bill No. 859, entitled**

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," (MCL 257.1 to 257.923) by adding section 667a.

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

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

Favorable Roll Call

**SB 859** To Report Out:

Yeas: Reps. Rick Johnson, Gilbert, DeVuyst, Garcia, Hart, Middaugh, Patterson, Shackleton, Tabor, Kilpatrick, Bovin, Brewer, Jamnick, Lemmons,

Nays: Reps. Ruth Johnson, Reeves.

The Committee on Transportation, by Rep. Gilbert, Vice-Chair, reported

**Senate Bill No. 1364, entitled**

A bill to amend 1945 PA 327, entitled "Aeronautics code of the state of Michigan," by amending section 203 (MCL 259.203).

With the recommendation that the bill pass.

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

**Favorable Roll Call****SB 1364** To Report Out:

Yeas: Reps. Rick Johnson, Gilbert, DeVuyst, Garcia, Hart, Ruth Johnson, Middaugh, Patterson, Shackleton, Tabor, Kilpatrick, Bovin, Brewer, Jamnick, Lemmons, Reeves,

Nays: None.

The Committee on Transportation, by Rep. Gilbert, Vice-Chair, reported on

**House Bill No. 4693, entitled**

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," (MCL 257.1 to 257.923) by adding section 615a.

**Adverse Roll Call****HB 4693** To Report Out:

Yeas: Reps. Rick Johnson, Gilbert, DeVuyst, Garcia, Hart, Kilpatrick, Bovin, Jamnick,

Nays: Reps. Ruth Johnson, Middaugh, Patterson, Shackleton, Tabor, Brewer, Lemmons, Reeves.

**COMMITTEE ATTENDANCE REPORT**

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

Meeting held on: Tuesday, November 28, 2000, at 5:52 p.m.,

Present: Reps. Rick Johnson, Gilbert, DeVuyst, Garcia, Hart, Ruth Johnson, Middaugh, Patterson, Shackleton, Tabor, Kilpatrick, Bovin, Brewer, Jamnick, Lemmons, Reeves,

Absent: Rep. Schermesser,

Excused: Rep. Schermesser.

**Messages from the Senate****Senate Bill No. 1382, entitled**

A bill to amend 1967 PA 281, entitled "Income tax act of 1967," by amending section 30 (MCL 206.30), as amended by 2000 PA 301.

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. 1403, entitled**

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending sections 44501, 44502, 44503, 44504, 44507, 44508, 44509, 44511, 44512, 44513, 44517, 44520, 44521, 44522, and 44526 (MCL 324.44501, 324.44502, 324.44503, 324.44504, 324.44507, 324.44508, 324.44509, 324.44511, 324.44512, 324.44513, 324.44517, 324.44520, 324.44521, 324.44522, and 324.44526), sections 44501, 44502, 44503, 44504, 44507, 44508, 44509, 44511, 44512, 44513, 44517, 44520, 44521, and 44526 as added by 1995 PA 57 and section 44522 as amended by 1998 PA 262.

The Senate has passed the bill.

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

**Notices**

I hereby give notice that on the next legislative session day I will move to discharge the Committee on Insurance and Financial Services from further consideration of **Senate Bill No. 260**.

Rep. Perricone

I hereby give notice that on the next legislative session day I will move to discharge the Committee on Insurance and Financial Services from further consideration of **Senate Bill No. 261**.

Rep. Perricone

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Rep. Martinez moved that the House adjourn.  
The motion prevailed, the time being 10:15 p.m.

Associate Speaker Pro Tempore Patterson declared the House adjourned until Wednesday, November 29, at 2:00 p.m.

GARY L. RANDALL  
Clerk of the House of Representatives.