

No. 14
STATE OF MICHIGAN
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House of Representatives
90th Legislature
REGULAR SESSION OF 1999

House Chamber, Lansing, Tuesday, February 23, 1999.

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	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	Gielegghem—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—present	Scranton—present
Bradstreet—present	Green—present	Martinez—present	Shackleton—present
Brater—present	Hager—present	Mead—present	Sheltrown—present
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—present	Prusi—present	Van Woerkom—present
DeHart—present	Johnson, Rick—present	Pumford—present	Vaughn—present
Dennis—present	Johnson, Ruth—excused	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		

Rep. William Callahan, from the 26th District, offered the following invocation:

“In the words of St. Patrick to a prayer attributed to Ireland’s patron:

‘I call on my Creator’s Might—the Will of God to be my guide; The Eye of God to be my sight; The Word of God to be my speech; The Hand of God to be my stay; The Shield of God to be my strength; The Path of God to be my way.’ Amen.”

Rep. DeWeese moved that Rep. Ruth Johnson be excused from today’s session.
The motion prevailed.

The Speaker called the Speaker Pro Tempore to the Chair.

Second Reading of Bills

Senate Bill No. 60, entitled

A bill to amend 1980 PA 350, entitled “The nonprofit health care corporation reform act,” by amending section 402b (MCL 550.1402b), as added by 1996 PA 516.

The bill was read a second time.

Rep. Ehardt moved to amend the bill as follows:

1. Amend page 3, line 12, after “COVERAGE” by striking out the balance of the subdivision and inserting “AND IS NOT ELIGIBLE FOR MEDICARE OR MEDICAID.”.
 2. Amend page 3, following line 15, subdivision (E), after “PERSON” by striking out “IS” and inserting “WAS”.
- The motion prevailed and the amendments were adopted, a majority of the members serving voting therefor.

Rep. Bisbee moved to amend the bill as follows:

1. Amend page 3, line 18, by striking out all of enacting section 1.
- The motion prevailed and the amendment was adopted, a majority of the members serving voting therefor.

Rep. Sanborn moved to amend the bill as follows:

1. Amend page 3, line 15, by striking out “THE” and inserting “A”.
2. Amend page 3, line 15, after “CORPORATION” by inserting a comma and “A HEALTH INSURER, OR A HEALTH MAINTENANCE ORGANIZATION”.

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

Rep. Middaugh 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. Middaugh 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. 60, entitled

A bill to amend 1980 PA 350, entitled “The nonprofit health care corporation reform act,” by amending section 402b (MCL 550.1402b), as added by 1996 PA 516.

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

Roll Call No. 54

Yeas—108

Allen
Baird
Basham

Faunce
Frank
Garcia

Kuipers
Kukuk
LaForge

Rison
Rivet
Rocca

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

Nays—0

In The Chair: Birkholz

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

“An act to provide for the incorporation of nonprofit health care corporations; to provide their rights, powers, and immunities; to prescribe the powers and duties of certain state officers relative to the exercise of those rights, powers, and immunities; to prescribe certain conditions for the transaction of business by those corporations in this state; to define the relationship of health care providers to nonprofit health care corporations and to specify their rights, powers, and immunities with respect thereto; to provide for a Michigan caring program; to provide for the regulation and supervision of nonprofit health care corporations by the commissioner of insurance; to prescribe powers and duties of certain other state officers with respect to the regulation and supervision of nonprofit health care corporations; to provide for the imposition of a regulatory fee; to regulate the merger or consolidation of certain corporations; to prescribe an expeditious and effective procedure for the maintenance and conduct of certain administrative appeals relative to provider class plans; to provide for certain administrative hearings relative to rates for health care benefits; to provide for certain causes of action; to prescribe penalties and to provide civil fines for violations of this act; and to repeal certain acts and parts of acts.”.

The House agreed to the full title.

Rep. Middaugh 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

Reports of Standing Committees

The Speaker laid before the House

House Resolution No. 17.

A resolution to memorialize the President and the Congress of the United States to refrain from diverting transportation money from the purposes and formula already in place.

(For text of resolution, see House Journal No. 10, p. 170.)

(The resolution was reported by the Committee on House Oversight and Operations on February 16, consideration of which was postponed until February 17 under the rules.)

The question being on the adoption of the resolution,
Rep. Raczkowski demanded the yeas and nays.
The demand was supported.
The question being on the adoption of the resolution,

Reps. Stallworth and Rivet moved to amend the resolution as follows:

1. Amend the title, line 1, after the first "the" by inserting "Governor,".
2. Amend the first Resolving clause, line 1, after the second "the" by inserting "Governor,".
3. Amend the second Resolving clause, line 1, after "the" by inserting "Governor,".

The question being on the adoption of the amendments offered by Reps. Stallworth and Rivet,
Rep. Stallworth demanded the yeas and nays.

The demand was supported.

The question being on the adoption of the amendments offered by Reps. Stallworth and Rivet,

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

Roll Call No. 55

Yeas—52

Baird	Dennis	Lemmons	Rivet
Basham	Frank	Lockwood	Schauer
Bogardus	Garza	Mans	Schermesser
Bovin	Gielegthem	Martinez	Scott
Brater	Hale	Minore	Sheltrown
Brewer	Hanley	Neumann	Spade
Brown, B.	Hansen	O'Neil	Stallworth
Callahan	Hardman	Pestka	Switalski
Cherry	Jacobs	Price	Tesanovich
Clark	Jamnack	Prusi	Thomas
Clarke	Kelly	Quarles	Vaughn
Daniels	Kilpatrick	Reeves	Wojno
DeHart	LaForge	Rison	Woodward

Nays—56

Allen	Geiger	Kowall	Richner
Birkholz	Gilbert	Kuipers	Rocca
Bisbee	Godchaux	Kukuk	Sanborn
Bishop	Gosselin	LaSata	Scranton
Bradstreet	Green	Law	Shackleton
Brown, C.	Hager	Mead	Shulman
Cassis	Hart	Middaugh	Stamas
Caul	Howell	Mortimer	Tabor
DeRossett	Jansen	Pappageorge	Toy
DeVuyst	Jelinek	Patterson	Van Woerkom
DeWeese	Jellema	Perricone	Vander Roest
Ehardt	Johnson, Rick	Pumford	Vear
Faunce	Julian	Raczkowski	Voorhees
Garcia	Koetje	Richardville	Woronchak

In The Chair: Birkholz

The question being on the adoption of the resolution,

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

Roll Call No. 56**Yeas—107**

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

Nays—0

In The Chair: Birkholz

The Speaker laid before the House

House Concurrent Resolution No. 10.

A concurrent resolution to memorialize the President and the Congress of the United States to refrain from diverting transportation money from the purposes and formula already in place.

(For text of resolution, see House Journal No. 10, p. 170.)

(The concurrent resolution was reported by the Committee on House Oversight and Operations on February 16, consideration of which was postponed until February 17 under the rules.)

The question being on the adoption of the concurrent resolution,

The concurrent resolution was adopted.

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

The Committee on Constitutional Law and Ethics, by Rep. Bishop, Chair, reported

House Bill No. 4231, entitled

A bill to amend 1976 PA 388, entitled "Michigan campaign finance act," by repealing section 49 (MCL 169.249).

With the recommendation that the bill pass.

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

Favorable Roll Call

HB 4231 To Report Out:

Yeas: Reps. Bishop, Patterson, Bradstreet, Green, Vaughn, Brater, Lemmons,

Nays: Rep. Garza.

COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Bishop, Chair of the Committee on Constitutional Law and Ethics, was received and read:

Meeting held on: Tuesday, February 23, 1999, at 12:00 Noon,

Present: Reps. Bishop, Patterson, Bradstreet, Green, Vaughn, Brater, Garza, Lemmons,

Absent: Rep. Rocca,

Excused: Rep. Rocca.

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

Senate Bill No. 259, entitled

A bill to amend 1984 PA 431, entitled "The management and budget act," by amending sections 113, 115, 131, 203, 204, 205, 217, 219, 221, 237, 241, 242, 246, 248, 251, 267, 303, 305, 342, 344, 350, 350a, 350e, 352, 353, 353e, 354, 355, 356, 363, 367, 367b, 367f, 371, 372, 384, 386, 393, 396, 404, 434, 443, 451, 454, 461, 462, 484, 485, 486, 492, and 493 (MCL 18.1113, 18.1115, 18.1131, 18.1203, 18.1204, 18.1205, 18.1217, 18.1219, 18.1221, 18.1237, 18.1241, 18.1242, 18.1246, 18.1248, 18.1251, 18.1267, 18.1303, 18.1305, 18.1342, 18.1344, 18.1350, 18.1350a, 18.1350e, 18.1352, 18.1353, 18.1353e, 18.1354, 18.1355, 18.1356, 18.1363, 18.1367, 18.1367b, 18.1367f, 18.1371, 18.1372, 18.1384, 18.1386, 18.1393, 18.1396, 18.1404, 18.1434, 18.1443, 18.1451, 18.1454, 18.1461, 18.1462, 18.1484, 18.1485, 18.1486, 18.1492, and 18.1493), section 113 as amended by 1987 PA 122, sections 115, 203, 205, 217, 221, 246, 342, 350, 367, 371, 372, 384, 386, 393, and 451 as amended and sections 204, 350a, 350e, 396, and 454 as added by 1988 PA 504, sections 219, 352, and 355 as amended and sections 367b and 367f as added by 1991 PA 72, section 353 as amended by 1994 PA 107, section 353e as added by 1997 PA 144, section 354 as amended by 1995 PA 286, section 363 as amended by 1993 PA 2, section 461 as amended by 1986 PA 251, and sections 484, 485, and 486 as added by 1986 PA 272, and by adding sections 237a, 281a, 430, and 451a; and to repeal acts and parts of acts.

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

1. Amend page 10, line 18, after "grounds" by striking out the balance of the subsection and inserting "AND, BEGINNING IN 1999, THE HOUSE OFFICE BUILDING."

2. Amend page 31, line 6, after the second "the" by striking out the balance of the line through "commission" on line 7 and inserting "DEPARTMENT OF CAREER DEVELOPMENT OR ITS SUCCESSOR".

3. Amend page 48, line 11, after "notifying" by inserting "EACH MEMBER OF".

4. Amend page 49, line 4, after "NOTIFY" by inserting "EACH MEMBER OF".

5. Amend page 50, line 7, by striking out "451" and inserting "451A".

6. Amend page 56, line 21, after "NOTIFY" by inserting "EACH MEMBER OF".

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

Favorable Roll Call

SB 259 To Report Out:

Yeas: Reps. Geiger, Jellema, Cameron Brown, Byl, Caul, Godchaux, Jansen, Jelinek, Kukuk, LaSata, Mead, Mortimer, Pappageorge, Pumford, Scranton, Stamas, Toy, Price, Cherry, Clarke, Frank, Kelly, Martinez, Pestka, Prusi, Stallworth, Tesanovich,

Nays: None.

COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Tuesday, February 23, 1999, at 11:30 a.m.,

Present: Reps. Geiger, Jellema, Cameron Brown, Byl, Caul, Godchaux, Jansen, Jelinek, Kukuk, LaSata, Mead, Mortimer, Pappageorge, Pumford, Scranton, Stamas, Toy, Price, Cherry, Clarke, Frank, Kelly, Martinez, Pestka, Prusi, Stallworth, Tesanovich.

The Committee on Criminal Law and Corrections, by Rep. Faunce, Chair, reported
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 committee recommended that the bill be referred to the Committee on Health Policy.

Favorable Roll Call

HB 4084 To Report Out:

Yeas: Reps. Faunce, Howell, Bishop, Julian, Sanborn, Shulman, Baird, Callahan, Jacobs, O'Neil,

Nays: None.

The recommendation was concurred in and the bill was referred to the Committee on Health Policy.

The Committee on Criminal Law and Corrections, by Rep. Faunce, Chair, reported

House Bill No. 4238, entitled

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending section 27 of chapter IX (MCL 769.27) and by adding section 1g to chapter IX.

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

1. Amend page 2, line 8, after "27." by inserting "(1)".
2. Amend page 2, line 14, after "attorney" by striking out "OR" and inserting a comma.
3. Amend page 2, line 15, after "DEFENDANT" by striking out the balance of the line through "REPRESENTED," on line 16.
4. Amend page 2, following line 20, by inserting:

"(2) WAIVER OF COUNSEL AT THE TRIAL A PLEA RESULTING IN THIS SENTENCE SHALL NOT BE A WAIVER OF COUNSEL FOR PURPOSES OF THIS MOTION.

Enacting section 1. This amendatory act does not take effect unless House Bill No. 4239 of the 90th Legislature is enacted into law."

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

Favorable Roll Call

HB 4238 To Report Out:

Yeas: Reps. Faunce, Howell, Bishop, Julian, Richner, Sanborn, Shulman, Baird, Callahan, Jacobs, O'Neil,

Nays: None.

The Committee on Criminal Law and Corrections, by Rep. Faunce, Chair, reported

House Bill No. 4239, entitled

A bill to amend 1953 PA 232, entitled "An act to revise, consolidate, and codify the laws relating to probationers and probation officers, to pardons, reprieves, commutations, and paroles, to the administration of correctional institutions, correctional farms, and probation recovery camps, to prisoner labor and correctional industries, and to the supervision and inspection of local jails and houses of correction; to provide for the siting of correctional facilities; to create a state department of corrections, and to prescribe its powers and duties; to provide for the transfer to and vesting in said department of powers and duties vested by law in certain other state boards, commissions, and officers, and to abolish certain boards, commissions, and offices the powers and duties of which are transferred by this act; to allow for the operation of certain facilities by private entities; to prescribe the powers and duties of certain other state departments and agencies; to provide for the creation of a local lockup advisory board; to prescribe penalties for the violation of the provisions of this act; to make certain appropriations; to repeal certain parts of this act on specific dates; and to repeal all acts and parts of acts inconsistent with the provisions of this act," by amending section 64 (MCL 791.264).

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

1. Amend page 3, following line 17, by inserting:

“Enacting section 1. This amendatory act does not take effect unless House Bill No. 4238 of the 90th Legislature is enacted into law.”.

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

Favorable Roll Call

HB 4239 To Report Out:

Yeas: Reps. Faunce, Howell, Bishop, Julian, Richner, Sanborn, Shulman, Baird, Callahan, Jacobs, O’Neil,

Nays: None.

COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Faunce, Chair of the Committee on Criminal Law and Corrections, was received and read:

Meeting held on: Tuesday, February 23, 1999, at 10:30 a.m.,

Present: Reps. Faunce, Howell, Bishop, Julian, Richner, Sanborn, Shulman, Baird, Callahan, Jacobs, O’Neil.

COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Garcia, Chair of the Committee on Economic Development, was received and read:

Meeting held on: Tuesday, February 23, 1999, at 9:00 a.m.,

Present: Reps. Garcia, Kowall, Bisbee, Richardville, Van Woerkom, Bob Brown, Lockwood, Mans, Vaughn.

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, February 23, 1999, at 9:00 a.m.,

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

COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Hart, Chair of the Committee on Family and Children Services, was received and read:

Meeting held on: Tuesday, February 23, 1999, at 12:00 Noon,

Present: Reps. Hart, DeRossett, Cassis, Law, Shulman, LaForge, Gielegghem, Hardman, Jacobs.

Messages from the Senate

Senate Bill No. 106, entitled

A bill to amend 1931 PA 328, entitled “The Michigan penal code,” by amending section 535a (MCL 750.535a), as amended by 1988 PA 140.

The Senate has passed the bill.

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

Senate Bill No. 155, entitled

A bill to amend 1927 PA 175, entitled “The code of criminal procedure,” by amending section 15d of chapter IV (MCL 764.15d), as added by 1987 PA 256.

The Senate has passed the bill.

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

Senate Bill No. 288, entitled

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending section 16z of chapter XVII (MCL 777.16z), as added by 1998 PA 317.

The Senate has passed the bill.

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

Introduction of Bills

Rep. Scranton introduced

House Bill No. 4287, entitled

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending section 217 (MCL 257.217), as amended by 1998 PA 247.

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

Rep. Koetje introduced

House Bill No. 4288, entitled

A bill to amend 1967 PA 156, entitled "Optional retirement act of 1967," by amending section 2 (MCL 38.382), as amended by 1994 PA 296.

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

Reps. Koetje and Voorhees introduced

House Bill No. 4289, entitled

A bill to amend 1939 PA 280, entitled "The social welfare act," by amending section 106 (MCL 400.106), as amended by 1990 PA 145.

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

Reps. Schermesser, Wojno, Hale, Bovin, Clark, Dennis, Ehardt, Spade, Pappageorge and DeHart introduced

House Bill No. 4290, entitled

A bill to provide for payments to persons who served in the armed forces of the United States from August 2, 1990 to July 31, 1991, or to beneficiaries of those persons; to prescribe the duties of certain state officers; to create the Persian Gulf veterans' military pay fund in the state treasury; to make certain appropriations; and to prescribe penalties.

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

Reps. Gosselin, Voorhees, Kuipers, Bradstreet, Green and DeRossett introduced

House Bill No. 4291, entitled

A bill to amend 1917 PA 167, entitled "Housing law of Michigan," by amending section 126 (MCL 125.526), as amended by 1997 PA 200, and by adding section 126a.

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

Reps. Scranton, Hale, Godchaux, Mortimer and Jamnick introduced

House Bill No. 4292, entitled

A bill to amend 1986 PA 268, entitled "Legislative council act," (MCL 4.1101 to 4.1901) by adding sections 502 and 602.

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

Reps. Scranton, Hale, Mortimer, Brater and Quarles introduced

House Bill No. 4293, entitled

A bill to amend 1939 PA 3, entitled "An act to provide for the regulation and control of public utilities and other services affected with a public interest within this state; to create a public service commission and to prescribe and define its powers and duties; to abolish the Michigan public utilities commission and to confer the powers and duties vested by law therein on the public service commission; to provide for the continuance, transfer, and completion of certain matters and proceedings; to abolish automatic adjustment clauses; to prohibit rate increases without notice and hearing; to qualify residential energy conservation programs permitted under state law for certain federal exemption; to provide for a restructuring of rates for certain utilities; to encourage the utilization of resource recovery facilities;

to provide for appeals; to provide appropriations; to declare the effect of this act; to prescribe penalties; and to repeal all acts contrary to this act," (MCL 460.1 to 460.8) by adding section 6q.

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

Reps. Brater, DeHart, Baird, Hale, Quarles, Hansen, Woodward, Schermesser, Martinez, Jacobs, Dennis, Schauer, Scott, Spade, Jellema, Pappageorge, Bogardus, Cherry, Mans, Stallworth, Tesanovich, Price and LaForge introduced
House Bill No. 4294, entitled

A bill to provide for and to regulate access to and disclosure of health care information; to prescribe the powers and duties of certain state agencies and departments; to prescribe administrative sanctions; and to provide remedies.

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

Reps. Sanborn, Wojno, DeHart, Patterson, Garcia, Hart, Kuipers, Jelinek, Koetje, Voorhees, Mans, Ehardt, Jamnick, Jansen and Scranton introduced

House Bill No. 4295, entitled

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending sections 319 and 732 (MCL 257.319 and 257.732), section 319 as amended by 1998 PA 347 and section 732 as amended by 1998 PA 348.

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

Reps. Sanborn, Wojno, DeHart, Patterson, Garcia, Hart, Kuipers, Jelinek, Koetje, Voorhees, Mans, Ehardt, Jamnick, Jansen and Scranton introduced

House Bill No. 4296, entitled

A bill to amend 1915 PA 31, entitled "Youth tobacco act," by amending the title and sections 1, 2, and 4 (MCL 722.641, 722.642, and 722.644), the title and section 4 as amended by 1992 PA 272 and sections 1 and 2 as amended by 1988 PA 314.

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

Reps. Jellema, Toy, Pappageorge, Pumford, Mead, Kukuk, Caul, Godchaux, Byl, Geiger, Mortimer, Jansen and Scranton introduced

House Bill No. 4297, entitled

A bill to make appropriations for a capital outlay program for the fiscal year ending September 30, 2000; to implement the appropriations within the budgetary process; to make appropriations for state building authority rent and insurance; to make a grant for state building authority rent; to provide for the acquisition of land and buildings; to provide for the elimination of fire hazards; to provide for special maintenance, remodeling and addition, alteration, renovation, demolition, and other projects; to provide for elimination of occupational safety and health hazards; to provide for the award and implementation of contracts; to provide for the purchase of furnishings and equipment relative to occupancy of a project; to provide for certain advances from the general fund; to prescribe powers and duties of certain state officers and agencies; to require certain reports, plans, and agreements; to provide for leases; to provide for transfers; to prescribe standards and conditions relating to the appropriations; and to provide for the expenditure of appropriations.

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

Reps. Stamas, Godchaux, Jelinek, Pappageorge, Mead, Jellema, Toy, Kukuk, Caul, Byl, Geiger, Jansen and Scranton introduced

House Bill No. 4298, entitled

A bill to make appropriations for community colleges for the fiscal year ending September 30, 2000; to provide for the expenditure of the appropriations; to establish or continue certain funds, programs, and categories; and to prescribe the powers and duties of certain state departments, officers, and employees.

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

Reps. Geiger, Kukuk, Godchaux, Pappageorge, Mead, Jellema, Toy, Caul, Byl, Stamas, Jansen and Scranton introduced
House Bill No. 4299, entitled

A bill to make appropriations for the department of community health and certain state purposes related to aging, mental health, public health, and medical services for the fiscal year ending September 30, 2000; to provide for the expenditure of such appropriations; to create funds; to provide for reports; to prescribe the powers and duties of certain local and state agencies and departments; and to provide for 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.

Reps. LaSata, Mortimer, Pappageorge, Pumford, Mead, Toy, Kukuk, Caul, Jellema, Godchaux, Byl, Cameron Brown, Geiger, Jansen and Scranton introduced

House Bill No. 4300, entitled

A bill to make appropriations for the department of corrections and certain state purposes related to corrections for the fiscal year ending September 30, 2000; to provide for the expenditure of the appropriations; to provide for reports; to provide for the creation of certain advisory committees and boards; to prescribe certain powers and duties of the department of corrections, certain other state officers and agencies, and certain advisory committees and boards; to provide for the collection of certain funds; and to provide for the disposition of fees and other income received by certain state agencies.

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

Reps. Jelinek, Godchaux, Pumford, Pappageorge, Mead, Toy, Kukuk, Caul, Jellema, Byl, Geiger, Stamas, Jansen and Scranton introduced

House Bill No. 4301, 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; to prescribe the powers and duties of certain state departments, school districts, and other governmental bodies; and to provide for the disposition of fees and other income received by certain legal entities and state agencies.

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

Reps. Caul, Mead, Jellema, LaSata, Pumford, Kukuk, Toy, Godchaux, Byl, Geiger, Stamas, Pappageorge, Jansen and Scranton introduced

House Bill No. 4302, entitled

A bill to make appropriations for the state institutions of higher education and certain state purposes related to education for the fiscal year ending September 30, 2000; to provide for the expenditures of those appropriations; and to prescribe the powers and duties of certain state departments, institutions, agencies, employees and officers.

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

Reps. Pumford, Jelinek, Caul, Mead, Jellema, Toy, Kukuk, Godchaux, Byl, Geiger, Pappageorge, Jansen, LaSata and Scranton introduced

House Bill No. 4303, 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; to create funds; to provide for the imposition of fees; to require reports, audits, and plans; to authorize certain transfers by certain state agencies; and to provide for the disposition of fees and other income received by certain state agencies.

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

Reps. Godchaux, Kukuk, Jellema, Pappageorge, Mead, Toy, Caul, Byl, Geiger, Jansen and Scranton introduced

House Bill No. 4304, entitled

A bill to make appropriations for the departments of consumer and industry services, career development, the Michigan strategic fund, and certain other state purposes for the fiscal year ending September 30, 2000; to provide for the expenditure of those appropriations; to provide for the imposition of certain fees; to provide for the disposition of fees and other income received by the state agencies; to provide for reports to certain persons; and to prescribe powers and duties of certain state departments and certain state and local agencies and officers.

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

Reps. Byl, Pappageorge, Mead, Toy, Kukuk, Caul, Jellema, Godchaux, Cameron Brown, Geiger, Jansen and Scranton introduced

House Bill No. 4305, 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 those appropriations; to create funds and accounts; to require reports; to prescribe certain powers and duties of certain state agencies and officials; to authorize certain transfers by certain state agencies; and to provide for the disposition of fees and other income received by the various state agencies.

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

Reps. Jansen, Toy, Kukuk, Godchaux, Mead, Caul, Jellema, Byl, Geiger, Pappageorge, Mortimer and Scranton introduced

House Bill No. 4306, 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; to create funds; to provide for the imposition of fees; to provide for reports; to provide for the disposition of fees and other income received by the state agency; and to provide for the powers and duties of certain individuals, local governments, and state departments, agencies, and officers.

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

Reps. Pappageorge, Kukuk, Mead, Pumford, Jellema, Toy, Godchaux, Byl, Geiger, Stamas, Jansen and Scranton introduced

House Bill No. 4307, entitled

A bill to make appropriations for the departments of attorney general, civil rights, civil service, management and budget, state, and treasury, the executive office, and the legislative branch for the fiscal year ending September 30, 2000; to provide for the expenditure of these appropriations; to provide for the funding of certain work projects; to provide for the imposition of certain fees; to establish or continue certain funds, programs, and categories; to prescribe certain requirements for bidding on state contracts; to provide for disposition of year-end balances for the fiscal year ending September 30, 2000; to prescribe the powers and duties of certain principal executive departments and state agencies, officials, and employees; and to provide for the disposition of fees and other income received by the various principal executive departments and state agencies.

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

Reps. Mortimer, Mead, Toy, Kukuk, Caul, Jellema, Godchaux, Byl, Geiger, Pappageorge, LaSata, Cameron Brown, Jansen and Scranton introduced

House Bill No. 4308, 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.

Reps. Cameron Brown, Pappageorge, Mead, Kukuk, Caul, Jellema, Toy, Godchaux, Byl, Geiger, Stamas, Jansen and Scranton introduced

House Bill No. 4309, entitled

A bill to make appropriations for the department of military and veterans affairs for the fiscal year ending September 30, 2000; to provide for the expenditure of the appropriations; to provide for certain powers and duties of the department of military and veterans affairs, other state agencies, and local units of government related to the appropriations; and to provide for the preparation of certain reports related to the appropriations.

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

Reps. Byl, Mead, Kukuk, Caul, Jellema, Toy, Godchaux, Cameron Brown, Geiger, Pappageorge, Jansen and Scranton introduced

House Bill No. 4310, 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 those appropriations; to create funds and accounts; to require reports; to prescribe certain powers and duties of certain state agencies and officials; to authorize certain transfers by certain state agencies; and to provide for the disposition of fees and other income received by the various state agencies.

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

Reps. Cameron Brown, Pappageorge, Jelinek, Mead, Kukuk, Caul, Jellema, Toy, Godchaux, Byl, Geiger, Stamas, Jansen and Scranton introduced

House Bill No. 4311, 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 those appropriations; to provide for certain reports and

the consideration of those reports; to provide for the disposition of other income received by the various state agencies; to provide for certain emergency powers; and to provide for the powers and duties of certain committees, certain state agencies, and certain employees.

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

Reps. Scranton, Jellema, Pappageorge, Jelinek, Mead, Kukuk, Caul, Toy, Godchaux, Byl, Geiger and Jansen introduced

House Bill No. 4312, entitled

A bill to make appropriations for the state transportation department and certain transportation purposes for the fiscal year ending September 30, 2000; to provide for the imposition of fees; to provide for reports; to create certain funds and programs; to prescribe requirements for certain railroad and bus facilities; to prescribe certain powers and duties of certain state departments and officials and local units of government; 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. Tabor, DeHart, Wojno, Julian, Cherry, Caul, Garcia, DeVuyst, Jelinek, Green, Mortimer, Vander Roest, Jamnick, Gielegem, Shackleton, Sanborn, Pappageorge, Shulman, Jansen and Scranton introduced

House Bill No. 4313, entitled

A bill to amend 1956 PA 218, entitled "The insurance code of 1956," by amending section 3913 (MCL 500.3913), as added by 1992 PA 84.

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

Reps. DeHart, Daniels, Hale, Scott, Kelly, Jamnick and Schermesser introduced

House Bill No. 4314, entitled

A bill to amend 1951 PA 51, entitled "An act to provide for the classification of all public roads, streets, and highways in this state, and for the revision of that classification and for additions to and deletions from each classification; to set up and establish the Michigan transportation fund; to provide for the deposits in the Michigan transportation fund of specific taxes on motor vehicles and motor vehicle fuels; to provide for the allocation of funds from the Michigan transportation fund and the use and administration of the fund for transportation purposes; to set up and establish the truck safety fund; to provide for the allocation of funds from the truck safety fund and administration of the fund for truck safety purposes; to set up and establish the Michigan truck safety commission; to establish certain standards for road contracts for certain businesses; to provide for the continuing review of transportation needs within the state; to authorize the state transportation commission, counties, cities, and villages to borrow money, issue bonds, and make pledges of funds for transportation purposes; to authorize counties to advance funds for the payment of deficiencies necessary for the payment of bonds issued under this act; to provide for the limitations, payment, retirement, and security of the bonds and pledges; to provide for appropriations and tax levies by counties and townships for county roads; to authorize contributions by townships for county roads; to provide for the establishment and administration of the state trunk line fund, critical bridge fund, comprehensive transportation fund, and certain other funds; to provide for the deposits in the state trunk line fund, critical bridge fund, comprehensive transportation fund, and certain other funds of money raised by specific taxes and fees; to provide for definitions of public transportation functions and criteria; to define the purposes for which Michigan transportation funds may be allocated; to provide for Michigan transportation fund grants; to provide for review and approval of transportation programs; to provide for submission of annual legislative requests and reports; to provide for the establishment and functions of certain advisory entities; to provide for conditions for grants; to provide for the issuance of bonds and notes for transportation purposes; to provide for the powers and duties of certain state and local agencies and officials; to provide for the making of loans for transportation purposes by the state transportation department and for the receipt and repayment by local units and agencies of those loans from certain specified sources; and to repeal acts and parts of acts," (MCL 247.651 to 247.675) by adding section 16a.

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

Reps. DeHart, Daniels, Hale, Scott, Kelly, Jamnick and Schermesser introduced

House Bill No. 4315, entitled

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending section 811a (MCL 257.811a), as amended by 1992 PA 59.

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

Reps. DeHart, Daniels, Hale, Scott, Prusi, Bogardus, Kelly, Scranton and Schermesser introduced

House Bill No. 4316, entitled

A bill to amend 1893 PA 206, entitled "The general property tax act," by amending section 7cc (MCL 211.7cc), 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. Wojno, Schauer, Sheltrown, Baird, Bogardus, DeHart, Hale, Jacobs, Scott, Mans, Martinez, Brater, Dennis, Rocca, Garcia, DeVuyt, Mortimer, Minore, Bovin, Gielegem, Ehardt, Sanborn, Richardville, Pappageorge, Spade and Jansen introduced

House Bill No. 4317, entitled

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending section 675 (MCL 257.675), as amended by 1998 PA 68.

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

Reps. Sanborn, Law, Raczkowski, Kuipers, Pappageorge, Kowall, Wojno, Bishop, Julian, Tabor, Richner, Rick Johnson and Jansen introduced

House Bill No. 4318, entitled

A bill to amend 1971 PA 227, entitled "An act to prescribe the rights and duties of parties to home solicitation sales," by amending section 1 (MCL 445.111), as amended by 1998 PA 126.

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

Reps. Callahan, Hale, Rivet and Lockwood introduced

House Bill No. 4319, entitled

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending section 8807 (MCL 324.8807), as added by 1998 PA 287, and by adding section 8807a.

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

Reps. Callahan, Scranton, Dennis, Mans, Hale, Rivet, Lockwood, Cassis, Pappageorge and O'Neil introduced

House Bill No. 4320, entitled

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," (MCL 324.101 to 324.90106) by adding section 80198c.

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

Reps. Geiger, Wojno, Hale, DeHart, Cherry, Prusi, Schauer, Tesanovich, Patterson, Shackleton, Garcia, Caul, Birkholz, Middaugh, Mortimer, Tabor, Ehardt, Bogardus, Pappageorge, Jelinek, Rick Johnson, Van Woerkom, Mead, Jellema, Byl, Jansen, LaForge and Scranton introduced

House Bill No. 4321, entitled

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending section 222 (MCL 257.222), as amended by 1993 PA 300.

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

Reps. Geiger, Prusi, Rick Johnson, Cherry, Tesanovich, Garcia, Jellema, Mortimer, Tabor, Pappageorge, Jelinek, Mead, Kukuk, Byl, Ehardt, Bogardus, Jansen and Scranton introduced

House Bill No. 4322, entitled

A bill to amend 1953 PA 232, entitled "An act to revise, consolidate, and codify the laws relating to probationers and probation officers, to pardons, reprieves, commutations, and paroles, to the administration of correctional institutions, correctional farms, and probation recovery camps, to prisoner labor and correctional industries, and to the supervision and inspection of local jails and houses of correction; to provide for the siting of correctional facilities; to create a state department of corrections, and to prescribe its powers and duties; to provide for the transfer to and vesting in said department of powers and duties vested by law in certain other state boards, commissions, and officers, and to abolish certain boards, commissions, and offices the powers and duties of which are transferred by this act; to allow for the operation of certain facilities by private entities; to prescribe the powers and duties of certain other state departments and agencies; to provide for the creation of a local lockup advisory board; to prescribe penalties for the violation of the provisions of this act; to make certain appropriations; to repeal certain parts of this act on specific dates; and to repeal all acts and parts of acts inconsistent with the provisions of this act," by amending section 63a (MCL 791.263a).

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

Reps. Geiger, Hale, Rick Johnson, DeVuyst, Green, Tesanovich, Garcia, Birkholz, Middaugh, Mortimer, Ehardt, Pappageorge, Jelinek, Van Woerkom, Mead, Jansen and Scranton introduced

House Bill No. 4323, entitled

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending section 721 (MCL 257.721), as amended by 1995 PA 248.

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

Reps. Cherry, Price, Schauer, Martinez, Kelly, LaForge and Prusi introduced

House Bill No. 4324, entitled

A bill to provide financial encouragement to certain institutions of higher education to establish and operate on-site day care for the children of students who are attending the institution; to establish the duties of certain officials and institutions; and to provide penalties and remedies.

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

Reps. Price, Cherry, Tesanovich, Brater, Martinez, Kelly, Hale, Scott, Vaughn, Prusi, LaForge, Schauer, Baird, Switalski, Lemmons and Kilpatrick introduced

House Bill No. 4325, entitled

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

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

Reps. Price, Cherry, Tesanovich, Brater, Martinez, Kelly, Hale, Scott, Vaughn, Prusi, LaForge, Schauer, Baird, Switalski and Kilpatrick introduced

House Bill No. 4326, entitled

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

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

Reps. Reeves, Hardman, Sanborn, Lemmons, Daniels, Hart, DeWeese, Voorhees, Gosselin, Hager and Jansen introduced

House Bill No. 4327, entitled

A bill to amend 1978 PA 33, entitled "An act to prohibit the dissemination, exhibiting, or displaying of certain sexually explicit matter to minors; to prohibit certain misrepresentations facilitating the dissemination of sexually explicit matter to minors; to provide penalties; to provide for declaratory judgments and injunctive relief in certain instances; to impose certain duties upon prosecuting attorneys and the circuit court; to preempt local units of government from proscribing certain conduct; and to repeal certain acts and parts of acts," by amending sections 1, 5, and 7 (MCL 722.671, 722.675, and 722.677).

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

Reps. Reeves, Hardman, Gielegem, Sanborn, Lemmons, Bogardus and Daniels introduced

House Bill No. 4328, entitled

A bill to amend 1931 PA 328, entitled "The Michigan penal code," by amending section 411i (MCL 750.411i), as amended by 1997 PA 65.

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

Rep. Switalski moved that the House adjourn.
The motion prevailed, the time being 3:35 p.m.

The Speaker Pro Tempore declared the House adjourned until Wednesday, February 24, at 2:00 p.m.

GARY L. RANDALL
Clerk of the House of Representatives.

