

No. 50
STATE OF MICHIGAN
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House of Representatives
90th Legislature
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House Chamber, Lansing, Tuesday, June 1, 1999.

10:00 a.m.

The House was called to order by Associate Speaker Pro Tempore Scranton.

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—e/d/s	LaSata—present	Sanborn—present
Bisbee—present	Gielegthem—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—e/d/s	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		

e/d/s = entered during session

Reverend Rich VanderKlok, Pastor of the Rosewood Reformed Church in Jenison, offered the following invocation:

“Our Father and our God, we come with a sense of thanksgiving this day, thanksgiving for the freedoms that we have as a nation and as a people, as we remembered those who gave their lives in order that we might share in those freedoms. And now, Father, we ask for Your invocation and Your blessing upon this assembly, upon the people’s business, upon the work that is done in this Chamber, for each person who is involved in decision making, and for the constituency of these representatives as well. Father, we lift up these individuals and ask that You would give them wisdom, give them insight. We pray for Your continued blessing and leading, not only upon this assembly, but upon our state, and upon our nation. We ask, Lord, that we may always come to You and seek Your guidance and Your leading. Help us now to do Your will and to do it in order to bring glory and honor to You, for the best and for the welfare of all the citizens of this great state. Hear our prayer, we pray. In Your powerful name. Amen.”

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

Motions and Resolutions

Rep. Brewer moved that the Committee on Insurance and Financial Services be discharged from further consideration of **House Bill No. 4619** and motion postponed for the day on May 18, see House Journal No. 44, p. 887. (For first notice see House Journal No. 43, p. 835.)

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

Rep. Brewer demanded the yeas and nays.

The demand was supported.

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

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

Roll Call No. 569

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, I.	Jamnick	Prusi	Thomas
Clarke, H.	Kelly	Quarles	Vaughn
Daniels	Kilpatrick	Reeves	Wojno
DeHart	LaForge	Rison	Woodward

Nays—55

Allen	Garcia	Kuipers	Rocca
Birkholz	Gilbert	Kukuk	Sanborn
Bisbee	Godchaux	LaSata	Scranton
Bishop	Gosselin	Law	Shackleton
Bradstreet	Green	Mead	Shulman
Brown, C.	Hager	Middaugh	Stamas
Byl	Hart	Mortimer	Tabor
Cassis	Howell	Pappageorge	Toy
Caul	Jansen	Patterson	Van Woerkom

DeRossett
DeVuyst
DeWeese
Ehardt
Faunce

Jellema
Johnson, Rick
Julian
Koetje
Kowall

Perricone
Pumford
Rackowski
Richardville
Richner

Vander Roest
Vear
Voorhees
Woronchak

In The Chair: Scranton

Second Reading of Bills

House Bill No. 4489, entitled

A bill to amend 1893 PA 206, entitled "The general property tax act," by amending section 60 (MCL 211.60), as amended by 1993 PA 291, and by adding sections 60a, 78, 78a, 78b, 78c, 78d, 78e, 78f, 78g, 78h, 78i, 78j, 78k, 78l, and 78m.

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

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

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

The motion prevailed and the substitute (H-4) was adopted, a majority of the members serving voting therefor.

Rep. Birkholz 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. Rackowski 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. 4489, entitled

A bill to amend 1893 PA 206, entitled "The general property tax act," by amending section 60 (MCL 211.60), as amended by 1993 PA 291, and by adding sections 60a, 78, 78a, 78b, 78c, 78d, 78e, 78f, 78g, 78h, 78i, 78j, 78k, 78l, and 78m.

The bill was read a third time.

The question being on the passage of the bill,

Rep. Brewer moved that consideration of the bill be postponed for the day.

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

Rep. Brewer demanded the yeas and nays.

The demand was supported.

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

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

Roll Call No. 570

Yeas—46

Baird
Basham
Bogardus
Bovin
Brater
Brewer
Brown, B.
Callahan
Clark, I.
Clarke, H.
Daniels
DeHart

Dennis
Frank
Garza
Gielegthem
Hale
Hanley
Hansen
Hardman
Jacobs
Kelly
Kilpatrick
LaForge

Lemmons
Mans
Martinez
Neumann
O'Neil
Price
Prusi
Quarles
Reeves
Rison
Rivet

Schauer
Schermesser
Scott
Sheltrown
Spade
Stallworth
Switalski
Tesanovich
Vaughn
Wojno
Woodward

Nays—58

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

In The Chair: Scranton

The question being on the passage of the bill,

Rep. Raczkowski moved that consideration of the bill be postponed temporarily.
The motion prevailed.

Reps. Jelinek and Geiger entered the House Chambers.

Second Reading of Bills**Senate Bill No. 566, entitled**

A bill to amend 1994 PA 295, entitled "Sex offenders registration act," by amending sections 2, 3, 4, 5, 7, 8, 9, and 10 (MCL 28.722, 28.723, 28.724, 28.725, 28.727, 28.728, 28.729, and 28.730), section 3 as amended by 1995 PA 10, sections 7 and 10 as amended by 1996 PA 494, and section 8 as amended by 1996 PA 494, and by adding sections 5a, 8a, and 8b.

Was read a second time, and the question being on the adoption of the proposed amendments previously recommended by the Committee on Criminal Law and Corrections (for amendments, see House Journal No. 48, p. 1120),

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

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. 566, entitled**

A bill to amend 1994 PA 295, entitled "Sex offenders registration act," by amending sections 2, 3, 4, 5, 7, 8, 9, and 10 (MCL 28.722, 28.723, 28.724, 28.725, 28.727, 28.728, 28.729, and 28.730), section 3 as amended by 1995 PA 10, sections 7 and 10 as amended by 1996 PA 494, and section 8 as amended by 1996 PA 494, and by adding sections 5a, 8a, and 8b.

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

Roll Call No. 571**Yeas—109**

Allen	Frank	Kuipers	Rison
Baird	Garcia	Kukuk	Rivet
Basham	Garza	LaForge	Rocca
Birkholz	Geiger	LaSata	Sanborn
Bisbee	Gielegthem	Law	Schauer
Bishop	Gilbert	Lemmons	Schermesser
Bogardus	Godchaux	Lockwood	Scott
Bovin	Gosselin	Mans	Scranton
Bradstreet	Green	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, I.	Jansen	Pestka	Toy
Clarke, H.	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
Faunce			

Nays—0

In The Chair: Scranton

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

“An act to require persons convicted of certain offenses to register; to prescribe the powers and duties of certain departments and agencies in connection with that registration; and to prescribe penalties and sanctions.”.

The House agreed to the full title.

Rep. Rackowski 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. 567, entitled**

A bill to amend 1939 PA 288, entitled “Probate code of 1939,” by amending section 18 of chapter XIIA (MCL 712A.18), as amended by 1998 PA 478.

The bill was read a second time.

Rep. Rackowski 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. Rackowski 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. 567, entitled

A bill to amend 1939 PA 288, entitled “Probate code of 1939,” by amending section 18 of chapter XIIA (MCL 712A.18), as amended by 1998 PA 478.

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

Roll Call No. 572

Yeas—109

Allen	Frank	Kuipers	Rison
Baird	Garcia	Kukuk	Rivet
Basham	Garza	LaForge	Rocca
Birkholz	Geiger	LaSata	Sanborn
Bisbee	Gielegghem	Law	Schauer
Bishop	Gilbert	Lemmons	Schermesser
Bogardus	Godchaux	Lockwood	Scott
Bovin	Gosselin	Mans	Scranton
Bradstreet	Green	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	Jamnack	Perricone	Thomas
Clark, I.	Jansen	Pestka	Toy
Clarke, H.	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
Faunce			

Nays—0

In The Chair: Scranton

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

“An act to revise and consolidate the statutes relating to certain aspects of the family division of circuit court, to the jurisdiction, powers, and duties of the family division of circuit court and its judges and other officers, to the change of name of adults and children, and to the adoption of adults and children; to prescribe certain jurisdiction, powers, and duties of the family division of circuit court and its judges and other officers; to prescribe the manner and time within which certain actions and proceedings may be brought in the family division of the circuit court; to prescribe pleading, evidence, practice, and procedure in certain actions and proceedings in the family division of circuit court; to provide for appeals from certain actions in the family division of circuit court; to prescribe the powers and duties of certain state departments, agencies, and officers; and to provide remedies and penalties.”.

The House agreed to the full title.

Rep. Rackowski 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. 568, entitled**

A bill to amend 1927 PA 175, entitled “The code of criminal procedure,” by amending sections 1 and 16a of chapter IX (MCL 769.1 and 769.16a), section 1 of chapter IX as amended by 1998 PA 520 and section 16a of chapter IX as amended by 1993 PA 85.

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. 568, entitled**

A bill to amend 1927 PA 175, entitled “The code of criminal procedure,” by amending sections 1 and 16a of chapter IX (MCL 769.1 and 769.16a), section 1 of chapter IX as amended by 1998 PA 520 and section 16a of chapter IX as amended by 1993 PA 85.

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

Roll Call No. 573**Yeas—108**

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

Nays—0

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

“An act to revise, consolidate, and codify the laws relating to criminal procedure and to define the jurisdiction, powers, and duties of courts, judges, and other officers of the court under the provisions of this act; to provide laws relative to the rights of persons accused of criminal offenses and ordinance violations; to provide for the arrest of persons charged with or suspected of criminal offenses and ordinance violations; to provide for bail of persons arrested for or accused of criminal offenses and ordinance violations; to provide for the examination of persons accused of criminal offenses; to regulate the procedure relative to grand juries, indictments, informations, and proceedings before trial; to provide for trials of persons complained of or indicted for criminal offenses and ordinance violations and to provide for the procedure in those trials; to provide for judgments and sentences of persons convicted of criminal offenses and ordinance violations; to establish a sentencing commission and to prescribe its powers and duties; to provide for procedure relating to new trials and appeals in criminal and ordinance violation cases; to provide a uniform system of probation throughout this state and the appointment of probation officers; to prescribe the powers, duties, and compensation of probation officers; to provide penalties for the violation of the duties of probation officers; to provide for procedure governing proceedings to prevent crime and proceedings for the discovery of crime; to provide for fees of officers, witnesses, and others in criminal and ordinance violation cases; to set forth miscellaneous provisions as to criminal procedure in certain cases; to provide penalties for the violation of certain provisions of this act; and to repeal all acts and parts of acts inconsistent with or contravening any of the provisions of this act,”.

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.

Second Reading of Bills

Senate Bill No. 569, entitled

A bill to amend 1949 PA 300, entitled “Michigan vehicle code,” by amending section 307 (MCL 257.307), as amended by 1998 PA 330.

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. 569, entitled

A bill to amend 1949 PA 300, entitled “Michigan vehicle code,” by amending section 307 (MCL 257.307), as amended by 1998 PA 330.

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

Roll Call No. 574

Yeas—105

Allen	Faunce	Kowall	Rison
Baird	Frank	Kuipers	Rivet
Basham	Garcia	Kukuk	Rocca
Birkholz	Garza	LaForge	Sanborn
Bisbee	Gielegghem	LaSata	Schauer
Bishop	Gilbert	Law	Schermesser
Bogardus	Godchaux	Lemmons	Scott
Bovin	Gosselin	Lockwood	Scranton
Bradstreet	Green	Mans	Sheltrown
Brater	Hager	Mead	Shulman
Brewer	Hale	Middaugh	Spade
Brown, B.	Hanley	Minore	Stallworth
Brown, C.	Hansen	Mortimer	Stamas
Byl	Hardman	Neumann	Switalski
Callahan	Hart	O’Neil	Tabor

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

Nays—0

In The Chair: Scranton

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

“An act to provide for the registration, titling, sale, transfer, and regulation of certain vehicles operated upon the public highways of this state or any other place open to the general public or generally accessible to motor vehicles and distressed vehicles; to provide for the licensing of dealers; to provide for the examination, licensing, and control of operators and chauffeurs; to provide for the giving of proof of financial responsibility and security by owners and operators of vehicles; to provide for the imposition, levy, and collection of specific taxes on vehicles, and the levy and collection of sales and use taxes, license fees, and permit fees; to provide for the regulation and use of streets and highways; to create certain funds; to provide penalties and sanctions for a violation of this act; to provide for civil liability of owners and operators of vehicles and service of process on residents and nonresidents; to provide for the levy of certain assessments; to provide for the enforcement of this act; to provide for the creation of and to prescribe the powers and duties of certain state and local agencies; to repeal all other acts or parts of acts inconsistent with this act or contrary to this act; and to repeal certain parts of this act on a specific date.”.

The House agreed to the full title.

Rep. Rackowski 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. 570, entitled

A bill to amend 1972 PA 222, entitled “An act to provide for an official personal identification card; to provide for its form, issuance and use; to regulate the use and disclosure of information obtained from the card; to prescribe the powers and duties of the secretary of state; to prescribe fees; and to prescribe certain penalties for violations,” by amending section 2 (MCL 28.292), as amended by 1998 PA 118.

The bill was read a second time.

Rep. Rackowski 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. Rackowski 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. 570, entitled

A bill to amend 1972 PA 222, entitled “An act to provide for an official personal identification card; to provide for its form, issuance and use; to regulate the use and disclosure of information obtained from the card; to prescribe the powers and duties of the secretary of state; to prescribe fees; and to prescribe certain penalties for violations,” by amending section 2 (MCL 28.292), as amended by 1998 PA 118.

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

Roll Call No. 575**Yeas—109**

Allen	Frank	Kuipers	Rison
Baird	Garcia	Kukuk	Rivet
Basham	Garza	LaForge	Rocca
Birkholz	Geiger	LaSata	Sanborn
Bisbee	Gielegthem	Law	Schauer
Bishop	Gilbert	Lemmons	Schermesser
Bogardus	Godchaux	Lockwood	Scott
Bovin	Gosselin	Mans	Scranton
Bradstreet	Green	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	Jamnack	Perricone	Thomas
Clark, I.	Jansen	Pestka	Toy
Clarke, H.	Jelinek	Price	Van Woerkom
Daniels	Jellema	Prusi	Vander Roest
DeHart	Johnson, Rick	Pumford	Vaughn
Dennis	Julian	Quarles	Vear
DeRossett	Kelly	Raczkowski	Voorhees
DeVuyst	Kilpatrick	Reeves	Wojno
DeWeese	Koetje	Richardville	Woodward
Ehardt	Kowall	Richner	Woronchak
Faunce			

Nays—0

In The Chair: Scranton

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. 571, entitled**

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending section 11 of chapter XVII (MCL 777.11), as added by 1998 PA 317.

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. 571, entitled**

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending section 11 of chapter XVII (MCL 777.11), as added by 1998 PA 317.

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

Roll Call No. 576**Yeas—101**

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

Nays—4

Godchaux	LaForge	Martinez	Scranton
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In The Chair: Scranton

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

“An act to revise, consolidate, and codify the laws relating to criminal procedure and to define the jurisdiction, powers, and duties of courts, judges, and other officers of the court under the provisions of this act; to provide laws relative to the rights of persons accused of criminal offenses and ordinance violations; to provide for the arrest of persons charged with or suspected of criminal offenses and ordinance violations; to provide for bail of persons arrested for or accused of criminal offenses and ordinance violations; to provide for the examination of persons accused of criminal offenses; to regulate the procedure relative to grand juries, indictments, informations, and proceedings before trial; to provide for trials of persons complained of or indicted for criminal offenses and ordinance violations and to provide for the procedure in those trials; to provide for judgments and sentences of persons convicted of criminal offenses and ordinance violations; to establish a sentencing commission and to prescribe its powers and duties; to provide for procedure relating to new trials and appeals in criminal and ordinance violation cases; to provide a uniform system of probation throughout this state and the appointment of probation officers; to prescribe the powers, duties, and compensation of probation officers; to provide penalties for the violation of the duties of probation officers; to provide for procedure governing proceedings to prevent crime and proceedings for the discovery of crime; to provide for fees of officers, witnesses, and others in criminal and ordinance violation cases; to set forth miscellaneous provisions as to criminal procedure in certain cases; to provide penalties for the violation of certain provisions of this act; and to repeal all acts and parts of acts inconsistent with or contravening any of the provisions of this act.”.

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. 4355, entitled

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

(The bill was received from the Senate on May 26, with amendment, full title inserted and immediate effect given by the Senate, consideration of which, under the rules, was postponed until May 27, see House Journal No. 48, p. 1119.)

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

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

Roll Call No. 577

Yeas—106

Allen	Faunce	Kowall	Rivet
Baird	Frank	Kuipers	Rocca
Basham	Garcia	Kukuk	Sanborn
Birkholz	Garza	LaForge	Schauer
Bisbee	Geiger	LaSata	Schermesser
Bishop	Gielegghem	Law	Scott
Bogardus	Gilbert	Lemmons	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	Tesanovich
Caul	Howell	Patterson	Thomas
Cherry	Jacobs	Pestka	Toy
Clark, I.	Jamnick	Price	Van Woerkom
Clarke, H.	Jansen	Prusi	Vander Roest
Daniels	Jelinek	Pumford	Vaughn
DeHart	Jellema	Quarles	Vear
Dennis	Johnson, Rick	Reeves	Voorhees
DeRossett	Julian	Richardville	Wojno
DeVuyst	Kelly	Richner	Woodward
DeWeese	Kilpatrick	Rison	Woronchak
Ehardt	Koetje		

Nays—0

In The Chair: Scranton

The House agreed to the full title of the bill.

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

Second Reading of Bills

House Bill No. 4473, entitled

A bill to amend 1956 PA 218, entitled “The insurance code of 1956,” by amending sections 7011 and 7060 (MCL 500.7011 and 500.7060), as added by 1986 PA 121.

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

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

Rep. Allen 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. 4473, entitled

A bill to amend 1956 PA 218, entitled "The insurance code of 1956," by amending sections 7011 and 7060 (MCL 500.7011 and 500.7060), as added by 1986 PA 121.

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

Roll Call No. 578

Yeas—109

Allen	Frank	Kuipers	Rison
Baird	Garcia	Kukuk	Rivet
Basham	Garza	LaForge	Rocca
Birkholz	Geiger	LaSata	Sanborn
Bisbee	Gielegghem	Law	Schauer
Bishop	Gilbert	Lemmons	Schermesser
Bogardus	Godchaux	Lockwood	Scott
Bovin	Gosselin	Mans	Scranton
Bradstreet	Green	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, I.	Jansen	Pestka	Toy
Clarke, H.	Jelinek	Price	Van Woerkom
Daniels	Jellema	Prusi	Vander Roest
DeHart	Johnson, Rick	Pumford	Vaughn
Dennis	Julian	Quarles	Vear
DeRossett	Kelly	Raczkowski	Voorhees
DeVuyst	Kilpatrick	Reeves	Wojno
DeWeese	Koetje	Richardville	Woodward
Ehardt	Kowall	Richner	Woronchak
Faunce			

Nays—0

In The Chair: Scranton

The House agreed to the title of the bill.

Second Reading of Bills

Senate Bill No. 151, entitled

A bill to amend 1951 PA 35, entitled “An act to authorize intergovernmental contracts between municipal corporations; to authorize any municipal corporation to contract with any person or any municipal corporation to furnish any lawful municipal service to property outside the corporate limits of the first municipal corporation for a consideration; to prescribe certain penalties; to authorize contracts between municipal corporations and with certain nonprofit public transportation corporations to form group self-insurance pools; and to prescribe conditions for the performance of those contracts,” by amending section 5 (MCL 124.5), as amended by 1988 PA 36.

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. 151, entitled

A bill to amend 1951 PA 35, entitled “An act to authorize intergovernmental contracts between municipal corporations; to authorize any municipal corporation to contract with any person or any municipal corporation to furnish any lawful municipal service to property outside the corporate limits of the first municipal corporation for a consideration; to prescribe certain penalties; to authorize contracts between municipal corporations and with certain nonprofit public transportation corporations to form group self-insurance pools; and to prescribe conditions for the performance of those contracts,” by amending section 5 (MCL 124.5), as amended by 1988 PA 36.

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

Roll Call No. 579

Yeas—109

Allen	Frank	Kuipers	Rison
Baird	Garcia	Kukuk	Rivet
Basham	Garza	LaForge	Rocca
Birkholz	Geiger	LaSata	Sanborn
Bisbee	Gielegghem	Law	Schauer
Bishop	Gilbert	Lemmons	Schermesser
Bogardus	Godchaux	Lockwood	Scott
Bovin	Gosselin	Mans	Scranton
Bradstreet	Green	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, I.	Jansen	Pestka	Toy
Clarke, H.	Jelinek	Price	Van Woerkom
Daniels	Jellema	Prusi	Vander Roest
DeHart	Johnson, Rick	Pumford	Vaughn
Dennis	Julian	Quarles	Vear
DeRossett	Kelly	Raczkowski	Voorhees
DeVuyst	Kilpatrick	Reeves	Wojno
DeWeese	Koetje	Richardville	Woodward
Ehardt	Kowall	Richner	Woronchak
Faunce			

Nays—0

In The Chair: Scranton

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. 4082, entitled**

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

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

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

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

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

Rep. Law moved to amend the bill as follows:

1. Amend page 4, line 10, after "THAT" by striking out the balance of the sentence and inserting "MORE THAN 8% OF ALL CLASSES IN THE DISTRICT DURING THE 1998-1999 SCHOOL YEAR ARE TAUGHT BY FULL-TIME SUBSTITUTE TEACHERS WHO ARE NOT CERTIFICATED IN THE SUBJECTS OR GRADE LEVELS WHICH THEY TEACH."

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

Rep. Martinez moved that consideration of the amendment be postponed temporarily

The motion prevailed.

Quorum Call

Rep. Raczkowski questioned the presence of a quorum and moved that the roll be called and printed in the Journal. The motion prevailed.

The roll was called and the Clerk announced that a quorum was present.

The following is the roll call:

Roll Call No. 580**Yeas—104**

Allen
Baird
Basham
Birkholz
Bisbee

Frank
Garcia
Garza
Geiger
Gielegthem

Kuipers
Kukuk
LaForge
LaSata
Law

Rison
Rivet
Rocca
Sanborn
Schauer

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

In The Chair: Scranton

The question being on the adoption of the amendment offered previously by Rep. Law,
The amendment was adopted, a majority of the members serving voting therefor.
Rep. Law 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. Rackowski 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. 4082, entitled

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

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

Roll Call No. 581

Yeas—107

Allen	Faunce	Kuipers	Rivet
Baird	Frank	Kukuk	Rocca
Basham	Garcia	LaForge	Sanborn
Birkholz	Garza	LaSata	Schauer
Bisbee	Geiger	Law	Schermesser
Bishop	Gielegem	Lemmons	Scott
Bogardus	Gilbert	Lockwood	Scranton
Bovin	Godchaux	Mans	Shackleton
Bradstreet	Gosselin	Martinez	Sheltrown
Brater	Hager	Mead	Shulman
Brewer	Hale	Middaugh	Spade
Brown, B.	Hanley	Minore	Stallworth
Brown, C.	Hansen	Mortimer	Stamas

Byl	Hardman	Neumann	Switalski
Callahan	Hart	O'Neil	Tabor
Cassis	Howell	Pappageorge	Tesanovich
Caul	Jacobs	Patterson	Thomas
Cherry	Jamnick	Pestka	Toy
Clark, I.	Jansen	Price	Van Woerkom
Clarke, H.	Jelinek	Prusi	Vander Roest
Daniels	Jellema	Pumford	Vaughn
DeHart	Johnson, Rick	Quarles	Vear
Dennis	Julian	Raczkowski	Voorhees
DeRossett	Kelly	Reeves	Wojno
DeVuyst	Kilpatrick	Richardville	Woodward
DeWeese	Koetje	Richner	Woronchak
Ehardt	Kowall	Rison	

Nays—0

In The Chair: Scranton

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.

The House returned to the consideration of

House Bill No. 4489, entitled

A bill to amend 1893 PA 206, entitled "The general property tax act," by amending section 60 (MCL 211.60), as amended by 1993 PA 291, and by adding sections 60a, 78, 78a, 78b, 78c, 78d, 78e, 78f, 78g, 78h, 78i, 78j, 78k, 78l, and 78m.

(The bill was considered earlier today, see today's Journal, p. 1175.)

The question being on the passage of the bill,

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

Roll Call No. 582**Yeas—101**

Allen	Faunce	Kilpatrick	Richardville
Baird	Frank	Koetje	Rison
Basham	Garcia	Kowall	Rivet
Birkholz	Garza	Kuipers	Rocca
Bisbee	Geiger	Kukuk	Sanborn
Bishop	Gielegghem	LaForge	Schauer
Bogardus	Gilbert	LaSata	Schermesser
Bovin	Godchaux	Law	Scott
Brater	Gosselin	Lemmons	Scranton
Brewer	Green	Lockwood	Shackleton
Brown, B.	Hager	Mans	Shulman
Brown, C.	Hale	Martinez	Spade
Byl	Hanley	Mead	Stallworth
Callahan	Hansen	Minore	Stamas
Cassis	Hardman	Neumann	Switalski
Caul	Hart	O'Neil	Tabor
Cherry	Howell	Pappageorge	Tesanovich
Clark, I.	Jacobs	Patterson	Thomas
Clarke, H.	Jamnick	Pestka	Toy

Daniels	Jansen	Price	Van Woerkom
DeHart	Jelinek	Prusi	Vander Roest
Dennis	Jellema	Pumford	Voorhees
DeRossett	Johnson, Rick	Quarles	Wojno
DeVuyst	Julian	Raczkowski	Woodward
DeWeese	Kelly	Reeves	Woronchak
Ehardt			

Nays—7

Bradstreet	Mortimer	Sheltrown	Vear
Middaugh	Richner	Vaughn	

In The Chair: Scranton

The question being on agreeing to the title of the bill,

Rep. Raczkowski moved to amend the title to read as follows:

A bill to amend 1893 PA 206, entitled “The general property tax act,” by amending the title and sections 57, 59, 60, 61, 73c, 74, 87c, 107, 108, 131, 131c, and 131e (MCL 211.57, 211.59, 211.60, 211.61, 211.73c, 211.74, 211.87c, 211.107, 211.108, 211.131, 211.131c, and 211.131e), the title and section 59 as amended by 1983 PA 254, sections 57, 60, 61, 73c, 74, 108, 131, and 131c as amended by 1993 PA 291, section 87c as amended by 1988 PA 450, section 107 as amended by 1998 PA 378, and section 131e as amended by 1996 PA 476, and by adding sections 60a, 67c, 78, 78a, 78b, 78c, 78d, 78e, 78f, 78g, 78h, 78i, 78j, 78k, 78l, 78m, 78n, 78o, and 78p; and to repeal acts and parts of acts.

The motion prevailed.

The House agreed to the title as amended.

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

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

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

“Mr. Speaker and members of the House:

Although I concur with many of the changes to current law contained in this bill including increased notices, I am uncomfortable with taking away a person’s property because of failure to pay taxes after only 2 years. The bill also sets minimum fees, but no maximum fees. A person may have lost his or her job and need more than 2 years to completely pay their back taxes. Taking their property away in 2 years is too intrusive. Times may not always be good.”

Second Reading of Bills

House Bill No. 4504, entitled

A bill to allow local units of government to obtain clear title to property previously acquired through the tax reversion process; to provide due process to those persons with a prior interest in that property; to allow local units of government to reduce the backlog of tax reverted property; and to facilitate the return of tax reverted property to productive use.

Was read a second time, and the question being on the adoption of the proposed substitute (H-2) previously recommended by the Committee on Local Government and Urban Policy,

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

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

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

Rep. 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.

Rep. Allen moved that Rep. Rick Johnson 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. 4504, entitled

A bill to allow local units of government to obtain clear title to property previously acquired through the tax reversion process; to provide due process to those persons with a prior interest in that property; to allow local units of government to reduce the backlog of tax reverted property; and to facilitate the return of tax reverted property to productive use.

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

Roll Call No. 583

Yeas—104

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

Nays—1

Sheltrown

In The Chair: Scranton

The question being on agreeing to the title of the bill,

Rep. Raczkowski moved to amend the title to read as follows:

A bill to allow local units of government to obtain clear title to property previously acquired through the tax reversion process; to provide due process to those persons with a prior recorded interest in that property; to allow local units of government to reduce the backlog of tax reverted property; and to facilitate the return of tax reverted property to productive use.

The motion prevailed.

The House agreed to the title as amended.

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. 488, entitled

A bill to provide for the identification, inspection, and certification of abandoned property; to prescribe certain duties for certain local units of government and county treasurers; to provide for certain administration and collection fees; and to facilitate the return of abandoned tax delinquent property to productive use.

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

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

Rep. Birkholz 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. 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.

Rep. Raczkowski 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

Senate Bill No. 488, entitled

A bill to provide for the identification, inspection, and certification of abandoned property; to prescribe certain duties for certain local units of government and county treasurers; to provide for certain administration and collection fees; and to facilitate the return of abandoned tax delinquent property to productive use.

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

Roll Call No. 584

Yeas—105

Allen	Faunce	Kuipers	Rison
Baird	Frank	Kukuk	Rivet
Basham	Garcia	LaForge	Rocca
Birkholz	Garza	LaSata	Sanborn
Bisbee	Geiger	Law	Schauer
Bishop	Gielegghem	Lemmons	Schermesser
Bogardus	Gilbert	Lockwood	Scott
Bovin	Godchaux	Mans	Scranton
Bradstreet	Gosselin	Martinez	Shackleton
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	Tesanovich
Caul	Howell	Patterson	Thomas
Cherry	Jacobs	Pestka	Toy
Clark, I.	Jamnick	Price	Van Woerkom
Clarke, H.	Jansen	Prusi	Vander Roest
Daniels	Jelinek	Pumford	Vaughn
DeHart	Julian	Quarles	Vear
Dennis	Kelly	Raczkowski	Voorhees
DeRossett	Kilpatrick	Reeves	Wojno
DeVuyst	Koetje	Richardville	Woodward
DeWeese	Kowall	Richner	Woronchak
Ehardt			

Nays—1

Sheltrown

In The Chair: Scranton

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. 489, entitled

A bill to amend 1893 PA 206, entitled "The general property tax act," (MCL 211.1 to 211.157) by adding sections 79, 79a, and 79b.

Was read a second time, and the question being on the adoption of the proposed substitute (H-2) previously recommended by the Committee on Local Government and Urban Policy,

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

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

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

Rep. 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. 489, entitled

A bill to amend 1893 PA 206, entitled "The general property tax act," (MCL 211.1 to 211.157) by adding sections 79, 79a, and 79b.

The bill was read a third time.

The question being on the passage of the bill,

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

The motion prevailed.

Second Reading of Bills

Senate Bill No. 507, entitled

A bill to allow local units of government to obtain clear title to property previously acquired through the tax reversion process; to provide due process to those persons with a prior recorded interest in that property; to allow local units of government to reduce the backlog of tax reverted property; and to facilitate the return of tax reverted property to productive use.

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

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

Rep. Tabor 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. 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. 507, entitled

A bill to allow local units of government to obtain clear title to property previously acquired through the tax reversion process; to provide due process to those persons with a prior recorded interest in that property; to allow local units of government to reduce the backlog of tax reverted property; and to facilitate the return of tax reverted property to productive use.

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

Roll Call No. 585

Yeas—105

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

Nays—1

Sheltrown

In The Chair: Scranton

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. 4491, entitled**

A bill to create an urban homestead program for certain vacant land; to empower certain local governmental units to create and administer urban homestead programs for vacant land; to prescribe the powers and duties of certain state and local governmental units; and to provide for the disposition of personal and real property.

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

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

Rep. Jansen 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. 4491, entitled**

A bill to create an urban homestead program for certain vacant land; to empower certain local governmental units to create and administer urban homestead programs for vacant land; to prescribe the powers and duties of certain state and local governmental units; and to provide for the disposition of personal and real property.

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

Roll Call No. 586**Yeas—104**

Allen	Ehardt	Koetje	Richardville
Baird	Faunce	Kowall	Richner
Basham	Frank	Kuipers	Rison
Birkholz	Garcia	Kukuk	Rivet
Bisbee	Garza	LaForge	Rocca
Bishop	Gielegghem	LaSata	Sanborn
Bogardus	Gilbert	Law	Schauer
Bovin	Godchaux	Lemmons	Schermesser
Bradstreet	Gosselin	Lockwood	Scott
Brater	Green	Mans	Scranton
Brewer	Hager	Martinez	Shackleton
Brown, B.	Hale	Mead	Shulman
Brown, C.	Hanley	Middaugh	Spade
Byl	Hansen	Minore	Stallworth
Callahan	Hardman	Mortimer	Stamas
Cassis	Hart	Neumann	Tabor
Caul	Howell	O'Neil	Tesanovich
Cherry	Jacobs	Pappageorge	Toy
Clark, I.	Jamnack	Patterson	Van Woerkom
Clarke, H.	Jansen	Pestka	Vander Roest
Daniels	Jelinek	Price	Vaughn

DeHart
Dennis
DeRossett
DeVuyst
DeWeese

Jellema
Johnson, Rick
Julian
Kelly
Kilpatrick

Prusi
Pumford
Quarles
Raczkowski
Reeves

Vear
Voorhees
Wojno
Woodward
Woronchak

Nays—3

Sheltrown

Switalski

Thomas

In The Chair: Scranton

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. 4413, entitled

A bill to amend 1931 PA 328, entitled “The Michigan penal code,” (MCL 750.1 to 750.568) by adding sections 219e and 219f.

Was read a second time, and the question being on the adoption of the proposed substitute (H-4) previously recommended by the Committee on Insurance and Financial Services,

The substitute (H-4) was adopted, a majority of the members serving voting therefor.

Reps. Ehardt and Bob Brown moved to amend the bill as follows:

1. Amend page 3, following line 13, by inserting:

“(F) A PERSON SUBJECT TO THE MOTOR VEHICLE SALES FINANCE ACT, 1950 PA 27, MCL 492.101 TO 492.141.”.

2. Amend page 3, line 17, by striking out all of subdivisions (a) and (b) and inserting:

“(a) House Bill No. 4598.

(b) House Bill No. 4670.”.

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

Rep. Bob Brown 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. 4413, entitled

A bill to amend 1931 PA 328, entitled “The Michigan penal code,” (MCL 750.1 to 750.568) by adding sections 219e and 219f.

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

Roll Call No. 587

Yeas—107

Allen
Baird
Basham
Birkholz
Bisbee
Bishop

Faunce
Frank
Garcia
Garza
Gielegghem
Gilbert

Kuipers
Kukuk
LaForge
LaSata
Law
Lemmons

Rivet
Rocca
Sanborn
Schauer
Schermesser
Scott

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

Nays—0

In The Chair: Scranton

The question being on agreeing to the title of the bill,

Rep. Raczkowski moved to amend the title to read as follows:

A bill to amend 1931 PA 328, entitled “The Michigan penal code,” (MCL 750.1 to 750.568) by adding section 219e.

The motion prevailed.

The House agreed to the title as amended.

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

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

Reps. Cameron Brown, Byl, Callahan, Caul, Clarke, Daniels, Dennis, DeVuyst, DeWeese, Ehardt, Faunce, Hager, Hale, Hardman, Howell, Jacobs, Jamnick, Jansen, Jelinek, Koetje, Kowall, Kukuk, LaSata, Lemmons, Martinez, Mortimer, Prusi, Reeves, Sanborn, Scott, Scranton, Shackleton, Shulman, Switalski, Van Woerkom, Vander Roest, Voorhees and Woronchak were named co-sponsors of the bill.

Second Reading of Bills

House Bill No. 4598, entitled

A bill to amend 1931 PA 328, entitled “The Michigan penal code,” (MCL 750.1 to 750.568) by adding section 219f.

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

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

Reps. Bob Brown and Ehardt moved to amend the bill as follows:

1. Amend page 3, following line 11, by inserting:

“(F) A PERSON SUBJECT TO THE MOTOR VEHICLE SALES FINANCE ACT, 1950 PA 27, MCL 492.101 TO 492.141.”.

2. Amend page 3, line 16, by striking out all of subdivision (b) and inserting:

“(b) House Bill No. 4670.”.

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

Rep. Ehardt 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. 4598, entitled

A bill to amend 1931 PA 328, entitled “The Michigan penal code,” (MCL 750.1 to 750.568) by adding section 219f. Was read a third time and passed, a majority of the members serving voting therefor, by yeas and nays, as follows:

Roll Call No. 588

Yeas—106

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

Nays—0

In The Chair: Scranton

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.

Reps. Basham, Birkholz, Bishop, Bogardus, Bovin, Cameron Brown, Byl, Callahan, Clarke, DeHart, Dennis, DeRossett, DeVuyst, DeWeese, Faunce, Garcia, Garza, Green, Hager, Hansen, Hardman, Hart, Howell, Jacobs, Jamnick, Jansen, Jelinek, Jellema, Julian, Koetje, Kowall, Kuipers, Kukuk, LaSata, Law, Lemmons, Mans, Middaugh, Mortimer, O’Neil, Prusi, Raczkowski, Richner, Rocca, Schauer, Schermesser, Scott, Scranton, Shackleton, Sheltrown, Shulman, Spade, Stallworth, Stamas, Switalski, Tabor, Thomas, Toy, Van Woerkom, Vander Roest, Vear, Voorhees, Wojno, Woodward and Woronchak were named co-sponsors of the bill.

Second Reading of Bills

House Bill No. 4644, entitled

A bill to amend 1976 PA 331, entitled “Michigan consumer protection act,” by amending section 3 (MCL 445.903), as amended by 1996 PA 226.

Was read a second time, and the question being on the adoption of the proposed amendment previously recommended by the Committee on Insurance and Financial Services (for amendment, see House Journal No. 42, p. 817),

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

Rep. Wojno 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. 4644, entitled

A bill to amend 1976 PA 331, entitled "Michigan consumer protection act," by amending section 3 (MCL 445.903), as amended by 1996 PA 226.

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

Roll Call No. 589

Yeas—105

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

Nays—0

In The Chair: Scranton

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.

Reps. Bovin, Bob Brown, Callahan, Caul, Clarke, DeHart, Dennis, DeVuyst, DeWeese, Faunce, Garza, Gielegghem, Hansen, Hardman, Howell, Jacobs, Jamnick, Jelinek, Jellema, Julian, Kelly, Koetje, Kowall, Kukuk, LaSata, Law, Lemmons, Mead, Raczkowski, Reeves, Richner, Rivet, Rocca, Sanborn, Schermesser, Scranton, Shackleton, Sheltrown, Shulman, Stamas, Tesanovich, Toy, Van Woerkom, Vander Roest, Voorhees, Woodward and Woronchak were named co-sponsors of the bill.

Second Reading of Bills

House Bill No. 4645, 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 sections 2 and 3 (MCL 445.112 and 445.113).

Was read a second time, and the question being on the adoption of the proposed amendments previously recommended by the Committee on Insurance and Financial Services (for amendments, see House Journal No. 42, p. 817),

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

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.

Rep. Richardville moved that Rep. Kowall 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. 4645, 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 sections 2 and 3 (MCL 445.112 and 445.113).

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

Roll Call No. 590

Yeas—105

Allen	Frank	Kukuk	Rivet
Baird	Garcia	LaForge	Rocca
Basham	Garza	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
Brater	Hale	Middaugh	Shulman
Brewer	Hanley	Minore	Spade
Brown, B.	Hansen	Mortimer	Stallworth
Brown, C.	Hardman	Neumann	Stamas
Byl	Hart	O’Neil	Switalski
Callahan	Howell	Pappageorge	Tabor
Cassis	Jacobs	Patterson	Tesanovich
Caul	Jamnick	Pestka	Thomas
Cherry	Jansen	Price	Toy
Clark, I.	Jelinek	Prusi	Van Woerkom
Clarke, H.	Jellema	Pumford	Vander Roest
Daniels	Johnson, Rick	Quarles	Vaughn
DeHart	Julian	Raczkowski	Vear
Dennis	Kelly	Reeves	Voorhees
DeRossett	Kilpatrick	Richardville	Wojno
DeVuyst	Koetje	Richner	Woodward
DeWeese	Kuipers	Rison	Woronchak
Faunce			

Nays—0

In The Chair: Scranton

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. 4670, entitled**

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

The bill was read a second time.

Rep. Thomas 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. 4670, entitled**

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

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

Roll Call No. 591**Yeas—107**

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

Nays—0

In The Chair: Scranton

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. 343, entitled**

A bill to create an urban homestead program; to permit certain local governmental units or nonprofit community organizations to create and administer urban homestead programs; to prescribe the powers and duties of certain state entities and local governmental units; and to provide for the disposition of personal and real property.

Was read a second time, and the question being on the adoption of the proposed substitute (H-2)* previously recommended by the Committee on Local Government and Urban Policy,

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

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

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

Rep. Vander Roest moved to amend the bill as follows:

1. Amend page 4, following line 11, by inserting:

“(h) That all occupants of the premises meet the criteria under this subsection.”.

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

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. 343, entitled**

A bill to create an urban homestead program; to permit certain local governmental units or nonprofit community organizations to create and administer urban homestead programs; to prescribe the powers and duties of certain state entities and local governmental units; and to provide for the disposition of personal and real property.

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

Roll Call No. 592**Yeas—80**

Allen	Frank	Kukuk	Rison
Baird	Garcia	LaSata	Rivet
Birkholz	Gielegghem	Law	Rocca
Bishop	Gilbert	Lemmons	Sanborn
Bogardus	Gosselin	Lockwood	Schauer
Bovin	Green	Mans	Schermesser
Bradstreet	Hager	Mead	Scranton
Brown, B.	Hansen	Middaugh	Shackleton
Brown, C.	Hardman	Minore	Shulman
Callahan	Hart	Mortimer	Spade
Cassis	Howell	Neumann	Stamas
Caul	Jamnick	O'Neil	Switalski

Cherry	Jansen	Pappageorge	Tabor
Clarke, H.	Jelinek	Patterson	Toy
DeHart	Jellema	Pestka	Van Woerkom
DeRossett	Johnson, Rick	Pumford	Vander Roest
DeVuyst	Julian	Rackowski	Vear
DeWeese	Koetje	Reeves	Voorhees
Ehardt	Kowall	Richardville	Wojno
Faunce	Kuipers	Richner	Woronchak

Nays—26

Basham	Garza	LaForge	Sheltrown
Bisbee	Godchaux	Martinez	Stallworth
Brater	Hale	Price	Tesanovich
Brewer	Hanley	Prusi	Thomas
Clark, I.	Jacobs	Quarles	Vaughn
Daniels	Kelly	Scott	Woodward
Dennis	Kilpatrick		

In The Chair: Scranton

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.

Second Reading of Bills**Senate Bill No. 346, entitled**

A bill to create an urban homestead program for certain vacant land; to empower certain local governmental units to create and administer urban homestead programs for vacant land; to prescribe the powers and duties of certain state and local governmental units; and to provide for the disposition of personal and real property.

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

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

Rep. Rackowski 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. Rackowski 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. 346, entitled**

A bill to create an urban homestead program for certain vacant land; to empower certain local governmental units to create and administer urban homestead programs for vacant land; to prescribe the powers and duties of certain state and local governmental units; and to provide for the disposition of personal and real property.

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

Roll Call No. 593**Yeas—88**

Allen	DeWeese	Koetje	Richner
Baird	Ehardt	Kowall	Rison
Basham	Faunce	Kuipers	Rivet

Birkholz	Frank	Kukuk	Rocca
Bisbee	Garcia	LaSata	Sanborn
Bishop	Gielegthem	Law	Schauer
Bogardus	Gilbert	Lemmons	Schermesser
Bradstreet	Gosselin	Lockwood	Scranton
Brewer	Green	Mans	Shackleton
Brown, B.	Hager	Mead	Shulman
Brown, C.	Hansen	Middaugh	Spade
Byl	Hardman	Minore	Stamas
Callahan	Hart	Mortimer	Switalski
Cassis	Howell	Neumann	Tabor
Caul	Jamnick	O'Neil	Toy
Cherry	Jansen	Pappageorge	Van Woerkom
Clark, I.	Jelinek	Patterson	Vander Roest
Clarke, H.	Jellema	Pestka	Vaughn
Daniels	Johnson, Rick	Pumford	Vear
DeHart	Julian	Rackowski	Voorhees
DeRossett	Kelly	Reeves	Wojno
DeVuyst	Kilpatrick	Richardville	Woronchak

Nays—18

Bovin	Hanley	Prusi	Stallworth
Brater	Jacobs	Quarles	Tesanovich
Dennis	LaForge	Scott	Thomas
Godchaux	Martinez	Sheltrown	Woodward
Hale	Price		

In The Chair: Scranton

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.

Second Reading of Bills

House Bill No. 4493, entitled

A bill to amend 1966 PA 346, entitled "State housing development authority act of 1966," by amending section 22 (MCL 125.1422), as amended by 1998 PA 33.

The bill was read a second time.

Rep. Hager 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. Rackowski 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. 4493, entitled

A bill to amend 1966 PA 346, entitled "State housing development authority act of 1966," by amending section 22 (MCL 125.1422), as amended by 1998 PA 33.

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

Roll Call No. 594**Yeas—94**

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

Nays—13

Brater	LaForge	Prusi	Sheltrown
Hale	Martinez	Quarles	Tesanovich
Jacobs	Price	Scott	Thomas
Kelly			

In The Chair: Scranton

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. 348, entitled**

A bill to amend 1966 PA 346, entitled "State housing development authority act of 1966," by amending section 22 (MCL 125.1422), as amended by 1998 PA 33.

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.

Rep. Kelly moved that Rep. LaForge be excused temporarily from today's session.

The motion prevailed.

By unanimous consent the House returned to the order of

Third Reading of Bills

Senate Bill No. 348, entitled

A bill to amend 1966 PA 346, entitled "State housing development authority act of 1966," by amending section 22 (MCL 125.1422), as amended by 1998 PA 33.

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

Roll Call No. 595

Yeas—89

Allen	Ehardt	Kuipers	Rivet
Baird	Faunce	Kukuk	Rocca
Basham	Frank	LaSata	Sanborn
Birkholz	Garcia	Law	Schauer
Bisbee	Garza	Lemmons	Schermesser
Bishop	Gielegghem	Lockwood	Scranton
Bogardus	Gilbert	Mans	Shackleton
Bradstreet	Green	Mead	Shulman
Brewer	Hager	Middaugh	Spade
Brown, B.	Hansen	Minore	Stallworth
Brown, C.	Hardman	Mortimer	Stamas
Byl	Hart	Neumann	Switalski
Callahan	Howell	O'Neil	Tabor
Cassis	Jamnack	Pappageorge	Toy
Caul	Jansen	Patterson	Van Woerkom
Cherry	Jelinek	Pestka	Vander Roest
Clark, I.	Jellema	Pumford	Vaughn
Clarke, H.	Johnson, Rick	Raczkowski	Vear
Daniels	Julian	Reeves	Voorhees
DeHart	Kilpatrick	Richardville	Wojno
DeRossett	Koetje	Richner	Woodward
DeVuyst	Kowall	Rison	Woronchak
DeWeese			

Nays—15

Bovin	Hale	Price	Sheltrown
Brater	Jacobs	Prusi	Tesanovich
Dennis	Kelly	Quarles	Thomas
Godchaux	Martinez	Scott	

In The Chair: Scranton

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

"An act to create a state housing development authority; to define the powers and duties of the authority; to establish a housing development revolving fund; to establish a land acquisition and development fund; to establish a rehabilitation fund; to establish a conversion condominium fund; to authorize the making and purchase of loans, deferred payment loans, and grants to qualified developers, sponsors, individuals, mortgage lenders, and municipalities; to establish and provide acceleration and foreclosure procedures; to provide tax exemption; to authorize payments in lieu of taxes by nonprofit housing corporations, consumer housing cooperatives, limited dividend housing corporations, mobile home park corporations, and mobile home park associations; and to prescribe criminal penalties for violations of this act."

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.

Second Reading of Bills

House Bill No. 4495, entitled

A bill to create an urban homestead program for single-family public housing; to provide that certain local governmental units, public housing entities, nonprofit community organizations, and certain state entities create and administer urban homestead programs for single-family public housing; to prescribe the powers and duties of certain state and local governmental units, public housing entities, and nonprofit community organizations; and to provide for the disposition of personal and real property.

Was read a second time, and the question being on the adoption of the proposed substitute (H-4) previously recommended by the Committee on Local Government and Urban Policy,

The substitute (H-4) was adopted, a majority of the members serving voting therefor.

Rep. Kukuk moved to substitute (H-5) the bill.

The motion prevailed and the substitute (H-5) was adopted, a majority of the members serving voting therefor.

Rep. Vander Roest moved to amend the bill as follows:

1. Amend page 5, following line 7, by inserting:

“(h) That all occupants of the premises meet the criteria under this subsection.”.

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

Rep. Kukuk 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. DeHart moved that Rep. Schermesser be excused temporarily from today’s session.

The motion prevailed.

Rep. LaForge moved that Rep. Kelly 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. 4495, entitled

A bill to create an urban homestead program for single-family public housing; to provide that certain local governmental units, public housing entities, nonprofit community organizations, and certain state entities create and administer urban homestead programs for single-family public housing; to prescribe the powers and duties of certain state and local governmental units, public housing entities, and nonprofit community organizations; and to provide for the disposition of personal and real property.

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

Roll Call No. 596

Yeas—85

Allen	Frank	Kuipers	Rison
Baird	Garcia	Kukuk	Rivet
Basham	Garza	LaSata	Rocca
Birkholz	Gielegghem	Law	Sanborn
Bisbee	Gilbert	Lemmons	Schauer
Bishop	Godchaux	Lockwood	Scranton
Bradstreet	Gosselin	Mans	Shackleton
Brewer	Green	Mead	Shulman
Brown, B.	Hager	Middaugh	Spade
Brown, C.	Hansen	Minore	Stamas
Byl	Hardman	Mortimer	Switalski
Callahan	Hart	Neumann	Tabor

Cassis	Howell	O'Neil	Toy
Caul	Jamnick	Pappageorge	Van Woerkom
Cherry	Jansen	Patterson	Vander Roest
Clark, I.	Jelinek	Pestka	Vaughn
Clarke, H.	Jellema	Pumford	Vear
DeHart	Johnson, Rick	Raczkowski	Voorhees
DeRossett	Julian	Reeves	Wojno
DeVuyst	Koetje	Richardville	Woodward
DeWeese	Kowall	Richner	Woronchak
Ehardt			

Nays—17

Bogardus	Hale	Martinez	Sheltrown
Bovin	Jacobs	Prusi	Stallworth
Brater	Kilpatrick	Quarles	Tesanovich
Daniels	LaForge	Scott	Thomas
Dennis			

In The Chair: Scranton

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. 344, entitled

A bill to create an urban homestead program for single-family public housing; to provide that certain local governmental units, public housing entities, nonprofit community organizations, and certain state entities create and administer urban homestead programs for single-family public housing; to prescribe the powers and duties of certain state and local governmental units, public housing entities, and nonprofit community organizations; and to provide for the disposition of personal and real property.

Was read a second time, and the question being on the adoption of the proposed substitute (H-2) previously recommended by the Committee on Local Government and Urban Policy,

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

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

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

Rep. Vander Roest moved to amend the bill as follows:

1. Amend page 5, following line 7, by inserting:

“(h) That all occupants of the premises meet the criteria under this subsection.”.

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

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. 344, entitled

A bill to create an urban homestead program for single-family public housing; to provide that certain local governmental units, public housing entities, nonprofit community organizations, and certain state entities create and

administer urban homestead programs for single-family public housing; to prescribe the powers and duties of certain state and local governmental units, public housing entities, and nonprofit community organizations; and to provide for the disposition of personal and real property.

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

Roll Call No. 597**Yeas—83**

Allen	Ehardt	Kowall	Rivet
Baird	Faunce	Kuipers	Rocca
Basham	Frank	Kukuk	Sanborn
Birkholz	Garcia	LaSata	Schauer
Bisbee	Garza	Law	Schermesser
Bishop	Gielegthem	Lemmons	Scranton
Bradstreet	Gilbert	Lockwood	Shackleton
Brewer	Gosselin	Mans	Shulman
Brown, B.	Green	Mead	Spade
Brown, C.	Hager	Middaugh	Stamas
Byl	Hansen	Minore	Switalski
Callahan	Hardman	Mortimer	Tabor
Cassis	Hart	O'Neil	Toy
Caul	Howell	Pappageorge	Van Woerkom
Cherry	Jamnick	Patterson	Vander Roest
Clark, I.	Jansen	Pestka	Vaughn
Clarke, H.	Jelinek	Pumford	Vear
DeHart	Jellema	Raczkowski	Voorhees
DeRossett	Johnson, Rick	Reeves	Wojno
DeVuyst	Julian	Richardville	Woronchak
DeWeese	Koetje	Richner	

Nays—21

Bogardus	Hale	LaForge	Sheltrown
Bovin	Hanley	Martinez	Stallworth
Brater	Jacobs	Price	Tesanovich
Daniels	Kelly	Prusi	Thomas
Dennis	Kilpatrick	Scott	Woodward
Godchaux			

In The Chair: Scranton

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. 4509, entitled**

A bill to create an urban homestead program for multifamily public housing; to provide that certain local governmental units, public housing entities, and certain state entities create and administer urban homestead programs for multifamily public housing; to prescribe the powers and duties of certain state and local governmental units, public housing entities, and nonprofit community organizations; and to provide for the disposition of personal and real property.

Was read a second time, and the question being on the adoption of the proposed substitute (H-4) previously recommended by the Committee on Local Government and Urban Policy,

The substitute (H-4) was adopted, a majority of the members serving voting therefor.

Rep. Jamnick moved to substitute (H-5) the bill.

The motion prevailed and the substitute (H-5) was adopted, a majority of the members serving voting therefor.

Rep. Vander Roest moved to amend the bill as follows:

1. Amend page 6, following line 14, by inserting:

“(h) That all occupants of the premises meet the criteria under this subsection.”.

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

Rep. Jamnick 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. 4509, entitled

A bill to create an urban homestead program for multifamily public housing; to provide that certain local governmental units, public housing entities, and certain state entities create and administer urban homestead programs for multifamily public housing; to prescribe the powers and duties of certain state and local governmental units, public housing entities, and nonprofit community organizations; and to provide for the disposition of personal and real property.

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

Roll Call No. 598

Yeas—94

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

Nays—12

Bogardus	Hanley	LaForge	Scott
Brater	Kelly	Martinez	Sheltrown
Hale	Kilpatrick	Prusi	Thomas

In The Chair: Scranton

The question being on agreeing to the title of the bill,

Rep. Raczkowski moved to amend the title to read as follows:

A bill to create an urban homestead program for multifamily public housing; to provide that certain local governmental units and public housing entities create and administer urban homestead programs for multifamily public housing; to prescribe the powers and duties of certain state and local governmental units and public housing entities; and to provide for the disposition of personal and real property.

The motion prevailed.

The House agreed to the title as amended.

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. 345, entitled

A bill to create an urban homestead program for multifamily public housing; to provide that certain local governmental units and public housing entities create and administer urban homestead programs for multifamily public housing; to prescribe the powers and duties of certain state and local governmental units and public housing entities; and to provide for the disposition of personal and real property.

Was read a second time, and the question being on the adoption of the proposed substitute (H-2) previously recommended by the Committee on Local Government and Urban Policy,

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

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

The motion prevailed.

House Bill No. 4520, entitled

A bill to amend 1933 (Ex Sess) PA 18, entitled "An act to authorize any city, village, township, or county to purchase, acquire, construct, maintain, operate, improve, extend, and repair housing facilities; to eliminate housing conditions which are detrimental to the public peace, health, safety, morals, or welfare; and for any such purposes to authorize any such city, village, township, or county to create a commission with power to effectuate said purposes, and to prescribe the powers and duties of such commission and of such city, village, township, or county; and for any such purposes to authorize any such commission, city, village, township, or county to issue notes and revenue bonds; to regulate the issuance, sale, retirement, and refunding of such notes and bonds; to regulate the rentals of such projects and the use of the revenues of the projects; to prescribe the manner of selecting tenants for such projects; to provide for condemnation of private property for such projects; to confer certain powers upon such commissions, cities, villages, townships, and counties in relation to such projects, including the power to receive aid and cooperation of the federal government; to provide for a referendum thereon; to provide for cooperative financing by 2 or more commissions, cities, villages, townships, or counties or any combination thereof; to provide for the issuance, sale, and retirement of revenue bonds and special obligation notes for such purposes; to provide for financing agreements between cooperating borrowers; to provide for other matters relative to the bonds and notes and methods of cooperative financing; and for other purposes," by amending section 44b (MCL 125.694b).

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

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

Rep. Reeves 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. 4520, entitled

A bill to amend 1933 (Ex Sess) PA 18, entitled "An act to authorize any city, village, township, or county to purchase, acquire, construct, maintain, operate, improve, extend, and repair housing facilities; to eliminate housing conditions which are detrimental to the public peace, health, safety, morals, or welfare; and for any such purposes to authorize any such city, village, township, or county to create a commission with power to effectuate said purposes, and to prescribe the powers and duties of such commission and of such city, village, township, or county; and for any such purposes to authorize any such commission, city, village, township, or county to issue notes and revenue bonds;

to regulate the issuance, sale, retirement, and refunding of such notes and bonds; to regulate the rentals of such projects and the use of the revenues of the projects; to prescribe the manner of selecting tenants for such projects; to provide for condemnation of private property for such projects; to confer certain powers upon such commissions, cities, villages, townships, and counties in relation to such projects, including the power to receive aid and cooperation of the federal government; to provide for a referendum thereon; to provide for cooperative financing by 2 or more commissions, cities, villages, townships, or counties or any combination thereof; to provide for the issuance, sale, and retirement of revenue bonds and special obligation notes for such purposes; to provide for financing agreements between cooperating borrowers; to provide for other matters relative to the bonds and notes and methods of cooperative financing; and for other purposes,” by amending section 44b (MCL 125.694b).

The bill was read a third time.

The question being on the passage of the bill,

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

The motion prevailed.

Second Reading of Bills

Senate Bill No. 347, entitled

A bill to amend 1933 (Ex Sess) PA 18, entitled “An act to authorize any city, village, township, or county to purchase, acquire, construct, maintain, operate, improve, extend, and repair housing facilities; to eliminate housing conditions which are detrimental to the public peace, health, safety, morals, or welfare; and for any such purposes to authorize any such city, village, township, or county to create a commission with power to effectuate said purposes, and to prescribe the powers and duties of such commission and of such city, village, township, or county; and for any such purposes to authorize any such commission, city, village, township, or county to issue notes and revenue bonds; to regulate the issuance, sale, retirement, and refunding of such notes and bonds; to regulate the rentals of such projects and the use of the revenues of the projects; to prescribe the manner of selecting tenants for such projects; to provide for condemnation of private property for such projects; to confer certain powers upon such commissions, cities, villages, townships, and counties in relation to such projects, including the power to receive aid and cooperation of the federal government; to provide for a referendum thereon; to provide for cooperative financing by 2 or more commissions, cities, villages, townships, or counties or any combination thereof; to provide for the issuance, sale, and retirement of revenue bonds and special obligation notes for such purposes; to provide for financing agreements between cooperating borrowers; to provide for other matters relative to the bonds and notes and methods of cooperative financing; for other purposes; and to prescribe penalties and provide remedies,” by amending section 44b (MCL 125.694b).

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. 347, entitled

A bill to amend 1933 (Ex Sess) PA 18, entitled “An act to authorize any city, village, township, or county to purchase, acquire, construct, maintain, operate, improve, extend, and repair housing facilities; to eliminate housing conditions which are detrimental to the public peace, health, safety, morals, or welfare; and for any such purposes to authorize any such city, village, township, or county to create a commission with power to effectuate said purposes, and to prescribe the powers and duties of such commission and of such city, village, township, or county; and for any such purposes to authorize any such commission, city, village, township, or county to issue notes and revenue bonds; to regulate the issuance, sale, retirement, and refunding of such notes and bonds; to regulate the rentals of such projects and the use of the revenues of the projects; to prescribe the manner of selecting tenants for such projects; to provide for condemnation of private property for such projects; to confer certain powers upon such commissions, cities, villages, townships, and counties in relation to such projects, including the power to receive aid and cooperation of the federal government; to provide for a referendum thereon; to provide for cooperative financing by 2 or more commissions, cities, villages, townships, or counties or any combination thereof; to provide for the issuance, sale, and retirement of revenue bonds and special obligation notes for such purposes; to provide for financing agreements between cooperating borrowers; to provide for other matters relative to the bonds and notes and methods of cooperative financing; for other purposes; and to prescribe penalties and provide remedies,” by amending section 44b (MCL 125.694b).

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

Roll Call No. 599**Yeas—88**

Allen	Ehardt	Koetje	Rison
Baird	Faunce	Kowall	Rivet
Basham	Frank	Kuipers	Rocca
Birkholz	Garcia	Kukuk	Sanborn
Bisbee	Garza	LaSata	Schauer
Bishop	Gielegthem	Law	Schermesser
Bogardus	Gilbert	Lemmons	Scranton
Bradstreet	Gosselin	Lockwood	Shackleton
Brewer	Green	Mans	Shulman
Brown, B.	Hager	Mead	Spade
Brown, C.	Hanley	Middaugh	Stamas
Callahan	Hansen	Minore	Switalski
Cassis	Hardman	Mortimer	Tabor
Caul	Hart	Neumann	Toy
Cherry	Howell	O'Neil	Van Woerkom
Clark, I.	Jamnick	Pappageorge	Vander Roest
Clarke, H.	Jansen	Patterson	Vaughn
DeHart	Jelinek	Pestka	Vear
Dennis	Jellema	Pumford	Voorhees
DeRossett	Johnson, Rick	Rackowski	Wojno
DeVuyst	Julian	Reeves	Woodward
DeWeese	Kilpatrick	Richardville	Woronchak

Nays—15

Bovin	Hale	Price	Stallworth
Brater	Jacobs	Prusi	Tesanovich
Daniels	Kelly	Scott	Thomas
Godchaux	LaForge	Sheltrown	

In The Chair: Scranton

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.

The House returned to the consideration of

House Bill No. 4520, entitled

A bill to amend 1933 (Ex Sess) PA 18, entitled "An act to authorize any city, village, township, or county to purchase, acquire, construct, maintain, operate, improve, extend, and repair housing facilities; to eliminate housing conditions which are detrimental to the public peace, health, safety, morals, or welfare; and for any such purposes to authorize any such city, village, township, or county to create a commission with power to effectuate said purposes, and to prescribe the powers and duties of such commission and of such city, village, township, or county; and for any such purposes to authorize any such commission, city, village, township, or county to issue notes and revenue bonds; to regulate the issuance, sale, retirement, and refunding of such notes and bonds; to regulate the rentals of such projects and the use of the revenues of the projects; to prescribe the manner of selecting tenants for such projects; to provide for condemnation of private property for such projects; to confer certain powers upon such commissions, cities, villages, townships, and counties in relation to such projects, including the power to receive aid and cooperation of the federal government; to provide for a referendum thereon; to provide for cooperative financing by 2 or more commissions, cities, villages, townships, or counties or any combination thereof; to provide for the issuance, sale, and retirement of revenue bonds and special obligation notes for such purposes; to provide for financing agreements between cooperating borrowers; to provide for other matters relative to the bonds and notes and methods of cooperative financing; and for other purposes," by amending section 44b (MCL 125.694b).

(The bill was considered earlier today, see today's Journal, p. 1211.)

The question being on the passage of the bill,

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

Roll Call No. 600**Yeas—97**

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

Nays—9

Brater	LaForge	Prusi	Sheltrown
Hale	Martinez	Scott	Thomas
Kelly			

In The Chair: Scranton

The question being on agreeing to the title of the bill,

Rep. Raczkowski moved to amend the title to read as follows:

A bill to amend 1933 (Ex Sess) PA 18, entitled "An act to authorize any city, village, township, or county to purchase, acquire, construct, maintain, operate, improve, extend, and repair housing facilities; to eliminate housing conditions which are detrimental to the public peace, health, safety, morals, or welfare; and for any such purposes to authorize any such city, village, township, or county to create a commission with power to effectuate said purposes, and to prescribe the powers and duties of such commission and of such city, village, township, or county; and for any such purposes to authorize any such commission, city, village, township, or county to issue notes and revenue bonds; to regulate the issuance, sale, retirement, and refunding of such notes and bonds; to regulate the rentals of such projects and the use of the revenues of the projects; to prescribe the manner of selecting tenants for such projects; to provide for condemnation of private property for such projects; to confer certain powers upon such commissions, cities, villages, townships, and counties in relation to such projects, including the power to receive aid and cooperation of the federal government; to provide for a referendum thereon; to provide for cooperative financing by 2 or more commissions, cities, villages, townships, or counties or any combination thereof; to provide for the issuance, sale, and retirement of revenue bonds and special obligation notes for such purposes; to provide for financing agreements between cooperating borrowers; to provide for other matters relative to the bonds and notes and methods of cooperative financing; for other purposes; and to prescribe penalties and provide remedies," by amending section 44b (MCL 125.694b).

The motion prevailed.

The House agreed to the title as amended.

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. 4492, entitled

A bill to create an urban homestead program; to permit certain local governmental units, nonprofit community organizations, and state entities to create and administer urban homestead programs; to prescribe the powers and duties of certain state entities and local governmental units; and to provide for the disposition of personal and real property.

Was read a second time, and the question being on the adoption of the proposed substitute (H-4) previously recommended by the Committee on Local Government and Urban Policy,

The substitute (H-4) was adopted, a majority of the members serving voting therefor.

Rep. DeWeese moved to substitute (H-5) the bill.

The motion prevailed and the substitute (H-5) was adopted, a majority of the members serving voting therefor.

Rep. DeWeese 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. 4492, entitled

A bill to create an urban homestead program; to permit certain local governmental units, nonprofit community organizations, and state entities to create and administer urban homestead programs; to prescribe the powers and duties of certain state entities and local governmental units; and to provide for the disposition of personal and real property.

The bill was read a third time.

The question being on the passage of the bill,

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

The motion prevailed.

Second Reading of Bills

House Bill No. 4521, entitled

A bill to amend 1893 PA 206, entitled "The general property tax act," (MCL 211.1 to 211.157) by adding sections 79, 79a, 79b, 79c, 79d, 79e, and 79f.

Was read a second time, and the question being on the adoption of the proposed substitute (H-2) previously recommended by the Committee on Local Government and Urban Policy,

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

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

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

Rep. Lockwood 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. 4521, entitled

A bill to amend 1893 PA 206, entitled "The general property tax act," (MCL 211.1 to 211.157) by adding sections 79, 79a, 79b, 79c, 79d, 79e, and 79f.

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

Roll Call No. 601**Yeas—105**

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

Nays—1

Sheltrown

In The Chair: Scranton

The question being on agreeing to the title of the bill,

Rep. Raczkowski moved to amend the title to read as follows:

A bill to amend 1893 PA 206, entitled "The general property tax act," (MCL 211.1 to 211.157) by adding section 80.

The motion prevailed.

The House agreed to the title as amended.

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

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

The House returned to the consideration of

Senate Bill No. 489, entitled

A bill to amend 1893 PA 206, entitled "The general property tax act," (MCL 211.1 to 211.157) by adding sections 79, 79a, and 79b.

(The bill was considered earlier today, see today's Journal, p. 1193.)

The question being on the passage of the bill,

Reps. Lockwood and Birkholz moved to amend the bill as follows:

1. Amend page 1, following "THE PEOPLE OF THE STATE OF MICHIGAN ENACT:" by inserting:

"Sec. 34d. (1) As used in this section or section 27a, or section 3 or 31 of article IX of the state constitution of 1963:

(a) For taxes levied before 1995, "additions" means all increases in value caused by new construction or a physical addition of equipment or furnishings, and the value of property that was exempt from taxes or not included on the assessment unit's immediately preceding year's assessment roll.

(b) For taxes levied after 1994, “additions” means, except as provided in subdivision (c), all of the following:

(i) Omitted real property. As used in this subparagraph, “omitted real property” means previously existing tangible real property not included in the assessment. Omitted real property shall not increase taxable value as an addition unless the assessing jurisdiction has a property record card or other documentation showing that the omitted real property was not previously included in the assessment. The assessing jurisdiction has the burden of proof in establishing whether the omitted real property is included in the assessment. Omitted real property for the current and the 2 immediately preceding years, discovered after the assessment roll has been completed, shall be added to the tax roll pursuant to the procedures established in section 154. For purposes of determining the taxable value of real property under section 27a, the value of omitted real property is based on the value and the ratio of taxable value to true cash value the omitted real property would have had if the property had not been omitted.

(ii) Omitted personal property. As used in this subparagraph, “omitted personal property” means previously existing tangible personal property not included in the assessment. Omitted personal property shall be added to the tax roll pursuant to section 154.

(iii) New construction. As used in this subparagraph, SUBPARAGRAPH (ix), AND SUBDIVISION (C)(iv), “new construction” means property not in existence on the immediately preceding tax day and not replacement construction. New construction includes the physical addition of equipment or furnishings, subject to the provisions set forth in section 27(2)(a) to (o). For purposes of determining the taxable value of property under section 27a, the value of new construction is the true cash value of the new construction multiplied by 0.50.

(iv) Previously exempt property. As used in this subparagraph, “previously exempt property” means property that was exempt from ad valorem taxation under this act on the immediately preceding tax day but is subject to ad valorem taxation on the current tax day under this act. For purposes of determining the taxable value of real property under section 27a:

(A) The value of property previously exempt under section 7u is the taxable value the entire parcel of property would have had if that property had not been exempt, minus the product of the entire parcel’s taxable value in the immediately preceding year and the lesser of 1.05 or the inflation rate.

(B) The taxable value of property that is a facility as that term is defined in section 2 of ~~Act No. 198 of the Public Acts of 1974, being section 207.552 of the Michigan Compiled Laws 1974 PA 198, MCL 207.552~~, that was previously exempt under section 7k is the taxable value that property would have had under this act if it had not been exempt.

(C) The value of property previously exempt under any other section of law is the true cash value of the previously exempt property multiplied by 0.50.

(v) Replacement construction. As used in this subparagraph, “replacement construction” means construction that replaced property damaged or destroyed by accident or act of God and that occurred after the immediately preceding tax day to the extent the construction’s true cash value does not exceed the true cash value of property that was damaged or destroyed by accident or act of God in the immediately preceding 3 years. For purposes of determining the taxable value of property under section 27a, the value of the replacement construction is the true cash value of the replacement construction multiplied by a fraction the numerator of which is the taxable value of the property to which the construction was added in the immediately preceding year and the denominator of which is the true cash value of the property to which the construction was added in the immediately preceding year, and then multiplied by the lesser of 1.05 or the inflation rate.

(vi) An increase in taxable value attributable to the complete or partial remediation of environmental contamination existing on the immediately preceding tax day. The department of environmental quality shall determine the degree of remediation based on information available in existing department of environmental quality records or information made available to the department of environmental quality if the appropriate assessing officer for a local tax collecting unit requests that determination. The increase in taxable value attributable to the remediation is the increase in true cash value attributable to the remediation multiplied by a fraction the numerator of which is the taxable value of the property had it not been contaminated and the denominator of which is the true cash value of the property had it not been contaminated.

(vii) An increase in the value attributable to the property’s occupancy rate if either a loss, as that term is defined in this section, had been previously allowed because of a decrease in the property’s occupancy rate or if the value of new construction was reduced because of a below-market occupancy rate. For purposes of determining the taxable value of property under section 27a, the value of an addition for the increased occupancy rate is the product of the increase in the true cash value of the property attributable to the increased occupancy rate multiplied by a fraction the numerator of which is the taxable value of the property in the immediately preceding year and the denominator of which is the true cash value of the property in the immediately preceding year, and then multiplied by the lesser of 1.05 or the inflation rate.

(viii) Public services. As used in this subparagraph, “public services” means water service, sewer service, a primary access road, natural gas service, electrical service, telephone service, sidewalks, or street lighting. For purposes of determining the taxable value of real property under section 27a, the value of public services is the amount of increase in true cash value of the property attributable to the available public services multiplied by 0.50 and shall be added in the calendar year following the calendar year when those public services are initially available.

(ix) NEW CONSTRUCTION NOT PREVIOUSLY CONSIDERED AN ADDITION PURSUANT TO SUBDIVISION (C)(iv), IF THE FAMILY MEMBER WHO OCCUPIED THE PROPERTY TO WHICH THE NEW CONSTRUCTION WAS ADDED NO LONGER OCCUPIES THAT PROPERTY.

(c) For taxes levied after 1994, additions do not include increased value attributable to any of the following:

(i) Platting, splits, or combinations of property.

(ii) A change in the zoning of property.

(iii) For the purposes of the calculation of the millage reduction fraction under subsection (7) only, increased taxable value under section 27a(3) after a transfer of ownership of property.

(iv) NEW CONSTRUCTION THAT FACILITATES ACCESSIBILITY, MOBILITY, OR ACCESS TO PROPERTY IF THE PROPERTY IS OCCUPIED OR WILL BE OCCUPIED BY A FAMILY MEMBER WHO IS 62 YEARS OF AGE OR OLDER OR WHO IS DISABLED.

(d) "Assessed valuation of property as finally equalized" means taxable value under section 27a.

(e) "Financial officer" means the officer responsible for preparing the budget of a unit of local government.

(f) "General price level" means the annual average of the 12 monthly values for the United States consumer price index for all urban consumers as defined and officially reported by the United States department of labor, bureau of labor statistics.

(g) For taxes levied before 1995, "losses" means a decrease in value caused by the removal or destruction of real or personal property and the value of property taxed in the immediately preceding year that has been exempted or removed from the assessment unit's assessment roll.

(h) For taxes levied after 1994, "losses" means, except as provided in subdivision (i), all of the following:

(i) Property that has been destroyed or removed. For purposes of determining the taxable value of property under section 27a, the value of property destroyed or removed is the product of the true cash value of that property multiplied by a fraction the numerator of which is the taxable value of that property in the immediately preceding year and the denominator of which is the true cash value of that property in the immediately preceding year.

(ii) Property that was subject to ad valorem taxation under this act in the immediately preceding year that is now exempt from ad valorem taxation under this act. For purposes of determining the taxable value of property under section 27a, the value of property exempted from ad valorem taxation under this act is the amount exempted.

(iii) An adjustment in value, if any, because of a decrease in the property's occupancy rate, to the extent provided by law. For purposes of determining the taxable value of real property under section 27a, the value of a loss for a decrease in the property's occupancy rate is the product of the decrease in the true cash value of the property attributable to the decreased occupancy rate multiplied by a fraction the numerator of which is the taxable value of the property in the immediately preceding year and the denominator of which is the true cash value of the property in the immediately preceding year.

(iv) A decrease in taxable value attributable to environmental contamination existing on the immediately preceding tax day. The department of environmental quality shall determine the degree to which environmental contamination limits the use of property based on information available in existing department of environmental quality records or information made available to the department of environmental quality if the appropriate assessing officer for a local tax collecting unit requests that determination. The department of environmental quality's determination of the degree to which environmental contamination limits the use of property shall be based on the criteria established for the ~~classifications~~ CATEGORIES set forth in section 20120a(1) of part 201 (environmental remediation) of the natural resources and environmental protection act, ~~Act No. 451 of the Public Acts of 1994, being section 324.20120a of the Michigan Compiled Laws~~ 1994 PA 451, MCL 324.20120A. The decrease in taxable value attributable to the contamination is the decrease in true cash value attributable to the contamination multiplied by a fraction the numerator of which is the taxable value of the property had it not been contaminated and the denominator of which is the true cash value of the property had it not been contaminated.

(i) For taxes levied after 1994, losses do not include decreased value attributable to either of the following:

(i) Platting, splits, or combinations of property.

(ii) A change in the zoning of property.

(j) "New construction and improvements" means additions less losses.

(k) "Current year" means the year for which the millage limitation is being calculated.

(l) "Inflation rate" means the ratio of the general price level for the state fiscal year ending in the calendar year immediately preceding the current year divided by the general price level for the state fiscal year ending in the calendar year before the year immediately preceding the current year.

(2) On or before the first Monday in May of each year, the assessing officer of each township or city shall tabulate the tentative taxable value as approved by the local board of review and as modified by county equalization for each classification of property that is separately equalized for each unit of local government and provide the tabulated tentative taxable values to the county equalization director. The tabulation by the assessing officer shall contain additions and losses for each classification of property that is separately equalized for each unit of local government or part of a unit of local government in the township or city. If as a result of state equalization the taxable value of

property changes, the assessing officer of each township or city shall revise the calculations required by this subsection on or before the Friday following the fourth Monday in May. The county equalization director shall compute these amounts and the current and immediately preceding year's taxable values for each classification of property that is separately equalized for each unit of local government that levies taxes under this act within the boundary of the county. The county equalization director shall cooperate with equalization directors of neighboring counties, as necessary, to make the computation for units of local government located in more than 1 county. The county equalization director shall calculate the millage reduction fraction for each unit of local government in the county for the current year. The financial officer for each taxing jurisdiction shall calculate the compounded millage reduction fractions beginning in 1980 resulting from the multiplication of successive millage reduction fractions and shall recognize a local voter action to increase the compounded millage reduction fraction to a maximum of 1 as a new beginning fraction. Upon request of the superintendent of the intermediate school district, the county equalization director shall transmit the complete computations of the taxable values to the superintendent of the intermediate school district within that county. At the request of the presidents of community colleges, the county equalization director shall transmit the complete computations of the taxable values to the presidents of community colleges within the county.

(3) On or before the first Monday in June of each year, the county equalization director shall deliver the statement of the computations signed by the county equalization director to the county treasurer.

(4) On or before the second Monday in June of each year, the treasurer of each county shall certify the immediately preceding year's taxable values, the current year's taxable values, the amount of additions and losses for the current year, and the current year's millage reduction fraction for each unit of local government that levies a property tax in the county.

(5) The financial officer of each unit of local government shall make the computation of the tax rate using the data certified by the county treasurer and the state tax commission. At the annual session in October, the county board of commissioners shall not authorize the levy of a tax unless the governing body of the taxing jurisdiction has certified that the requested millage has been reduced, if necessary, in compliance with section 31 of article IX of the state constitution of 1963.

(6) The number of mills permitted to be levied in a tax year is limited as provided in this section pursuant to section 31 of article IX of the state constitution of 1963. A unit of local government shall not levy a tax rate greater than the rate determined by reducing its maximum rate or rates authorized by law or charter by a millage reduction fraction as provided in this section without voter approval.

(7) A millage reduction fraction shall be determined for each year for each local unit of government. For ad valorem property taxes that became a lien before January 1, 1983, the numerator of the fraction shall be the total state equalized valuation for the immediately preceding year multiplied by the inflation rate and the denominator of the fraction shall be the total state equalized valuation for the current year minus new construction and improvements. For ad valorem property taxes that become a lien after December 31, 1982 and through December 31, 1994, the numerator of the fraction shall be the product of the difference between the total state equalized valuation for the immediately preceding year minus losses multiplied by the inflation rate and the denominator of the fraction shall be the total state equalized valuation for the current year minus additions. For ad valorem property taxes that are levied after December 31, 1994, the numerator of the fraction shall be the product of the difference between the total taxable value for the immediately preceding year minus losses multiplied by the inflation rate and the denominator of the fraction shall be the total taxable value for the current year minus additions. For each year after 1993, a millage reduction fraction shall not exceed 1.

(8) The compounded millage reduction fraction for each year after 1980 shall be calculated by multiplying the local unit's previous year's compounded millage reduction fraction by the current year's millage reduction fraction. Beginning with 1980 tax levies, the compounded millage reduction fraction for the year shall be multiplied by the maximum millage rate authorized by law or charter for the unit of local government for the year, except as provided by subsection (9). A compounded millage reduction fraction shall not exceed 1.

(9) The millage reduction shall be determined separately for authorized millage approved by the voters. The limitation on millage authorized by the voters on or before May 31 of a year shall be calculated beginning with the millage reduction fraction for that year. Millage authorized by the voters after May 31 shall not be subject to a millage reduction until the year following the voter authorization which shall be calculated beginning with the millage reduction fraction for the year following the authorization. The first millage reduction fraction used in calculating the limitation on millage approved by the voters after January 1, 1979 shall not exceed 1.

(10) A millage reduction fraction shall be applied separately to the aggregate maximum millage rate authorized by a charter and to each maximum millage rate authorized by state law for a specific purpose.

(11) A unit of local government may submit to the voters for their approval the levy in that year of a tax rate in excess of the limit set by this section. The ballot question shall ask the voters to approve the levy of a specific number of mills in excess of the limit. The provisions of this section do not allow the levy of a millage rate in excess of the

maximum rate authorized by law or charter. If the authorization to levy millage expires after 1993 and a local governmental unit is asking voters to renew the authorization to levy the millage, the ballot question shall ask for renewed authorization for the number of expiring mills as reduced by the millage reduction required by this section. If the election occurs before June 1 of a year, the millage reduction is based on the immediately preceding year's millage reduction applicable to that millage. If the election occurs after May 31 of a year, the millage reduction shall be based on that year's millage reduction applicable to that millage had it not expired.

(12) A reduction or limitation under this section shall not be applied to taxes imposed for the payment of principal and interest on bonds or other evidence of indebtedness or for the payment of assessments or contract obligations in anticipation of which bonds are issued that were authorized before December 23, 1978, as provided by former section 4 of chapter I of the municipal finance act, ~~Act No. 202 of the Public Acts of 1943~~ 1943 PA 202, or to taxes imposed for the payment of principal and interest on bonds or other evidence of indebtedness or for the payment of assessments or contract obligations in anticipation of which bonds are issued that are approved by the voters after December 22, 1978.

(13) If it is determined subsequent to the levy of a tax that an incorrect millage reduction fraction has been applied, the amount of additional tax revenue or the shortage of tax revenue shall be deducted from or added to the next regular tax levy for that unit of local government after the determination of the authorized rate pursuant to this section.

(14) If as a result of an appeal of county equalization or state equalization the taxable value of a unit of local government changes, the millage reduction fraction for the year shall be recalculated. The financial officer shall effectuate an addition or reduction of tax revenue in the same manner as prescribed in subsection (13).

(15) The fractions calculated pursuant to this section shall be rounded to 4 decimal places, except that the inflation rate shall be computed by the state tax commission and shall be rounded to 3 decimal places. The state tax commission shall publish the inflation rate before March 1 of each year.

(16) Beginning with taxes levied in 1994, the millage reduction required by section 31 of article IX of the state constitution of 1963 shall permanently reduce the maximum rate or rates authorized by law or charter. The reduced maximum authorized rate or rates for 1994 shall equal the product of the maximum rate or rates authorized by law or charter before application of this section multiplied by the ~~compound~~ COMPOUNDED millage reduction applicable to that millage in 1994 pursuant to subsections (8) to (12). The reduced maximum authorized rate or rates for 1995 and each year after 1995 shall equal the product of the immediately preceding year's reduced maximum authorized rate or rates multiplied by the current year's millage reduction fraction and shall be adjusted for millage for which authorization has expired and new authorized millage approved by the voters pursuant to subsections (8) to (12).".

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

The question being on the passage of the bill,

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

Roll Call No. 602

Yeas—107

Allen	Faunce	Kowall	Rison
Baird	Frank	Kuipers	Rocca
Basham	Garcia	Kukuk	Sanborn
Birkholz	Garza	LaForge	Schauer
Bisbee	Geiger	LaSata	Schermesser
Bishop	Gielegghem	Law	Scott
Bogardus	Gilbert	Lemmons	Scranton
Bovin	Godchaux	Lockwood	Shackleton
Bradstreet	Gosselin	Mans	Sheltrown
Brater	Green	Martinez	Shulman
Brewer	Hager	Mead	Spade
Brown, B.	Hale	Middaugh	Stallworth
Brown, C.	Hanley	Minore	Stamas
Byl	Hansen	Mortimer	Switalski
Callahan	Hardman	Neumann	Tabor
Cassis	Hart	O'Neil	Tesanovich
Caul	Howell	Pappageorge	Thomas
Cherry	Jacobs	Patterson	Toy
Clark, I.	Jamnick	Pestka	Van Woerkom
Clarke, H.	Jansen	Price	Vander Roest

Daniels	Jelinek	Prusi	Vaughn
DeHart	Jellema	Pumford	Vear
Dennis	Johnson, Rick	Quarles	Voorhees
DeRossett	Julian	Raczkowski	Wojno
DeVuyst	Kelly	Reeves	Woodward
DeWeese	Kilpatrick	Richardville	Woronchak
Ehardt	Koetje	Richner	

Nays—1

Rivet

In The Chair: Scranton

The question being on agreeing to the title of the bill,

Rep. Raczkowski moved to amend the title to read as follows:

A bill to amend 1893 PA 206, entitled “An act to provide for the assessment of rights and interests, including leasehold interests, in property and the levy and collection of taxes thereon, and for the collection of taxes levied; making such taxes a lien on the property taxed, establishing and continuing the lien, providing for the sale and conveyance of property delinquent for taxes, and for the inspection and disposition of lands bid off to the state and not redeemed or purchased; to provide for the establishment of a delinquent tax revolving fund and the borrowing of money by counties and the issuance of notes; to define and limit the jurisdiction of the courts in proceedings in connection therewith; to limit the time within which actions may be brought; to prescribe certain limitations with respect to rates of taxation; to prescribe certain powers and duties of certain officers, departments, agencies, and political subdivisions of this state; to provide for certain reimbursements of certain expenses incurred by units of local government; to provide penalties for the violation of this act; and to repeal certain acts and parts of acts in anywise contravening any of the provisions of this act,” by amending section 34d (MCL 211.34d), as amended by 1996 PA 476, and by adding sections 79 and 79a.

The motion prevailed.

The House agreed to the title as amended.

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

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

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

“Mr. Speaker and members of the House:

The State Tax Commission has appropriately addressed the issue of new construction for a disability related improvement in a bulletin. New construction for accessibility is not currently assessed. Many difficult decisions related to assessments are made by the STC on an ongoing basis. The intrusion into this process by the Legislature would constitute a diversion from good policy. Since the issue of appropriately addressed, the passage of the House Substitute for Senate Bill 489 will only provide ambiguity in terms of its potential conflict with the STC bulletin and is designed for political gain only.”

The House returned to the consideration of

House Bill No. 4492, entitled

A bill to create an urban homestead program; to permit certain local governmental units, nonprofit community organizations, and state entities to create and administer urban homestead programs; to prescribe the powers and duties of certain state entities and local governmental units; and to provide for the disposition of personal and real property.

(The bill was considered earlier today, see today’s Journal, p. 1215.)

The question being on the passage of the bill,

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

Roll Call No. 603**Yeas—103**

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

Nays—2

Sheltrown

Thomas

In The Chair: Scranton

The question being on agreeing to the title of the bill,

Rep. Rackowski moved to amend the title to read as follows:

A bill to create an urban homestead bankrupt property program; to permit certain local governmental units to hold, rent, and transfer certain property; to prescribe the powers and duties of certain state entities and local governmental units; and to provide for the disposition of personal and real property.

The motion prevailed.

The House agreed to the title as amended.

Rep. Rackowski 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

Motions and Resolutions

Rep. Rackowski moved that **House Bill No. 4490** be re-referred to the Committee on Local Government and Urban Policy.

The motion prevailed.

Rep. Rackowski moved that **House Bill No. 4432** be re-referred to the Committee on Conservation and Outdoor Recreation.

The motion prevailed.

Second Reading of Bills**House Bill No. 4244, entitled**

A bill to amend 1968 PA 2, entitled “Uniform budgeting and accounting act,” by amending section 2d (MCL 141.422d), as amended by 1996 PA 401.

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

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

Rep. Jamnick 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. 4244, entitled**

A bill to amend 1968 PA 2, entitled “Uniform budgeting and accounting act,” by amending section 2d (MCL 141.422d), as amended by 1996 PA 401.

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

Roll Call No. 604**Yeas—104**

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

Nays—3

Cherry

Martinez

Sheltrown

In The Chair: Scranton

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. 4609, entitled

A bill to amend 1957 PA 200, entitled "An act to provide for the creation by 2 or more municipalities of an intermunicipality committee for the purpose of studying area problems; and to provide authority for the committee to receive gifts and grants," (MCL 123.631 to 123.636) by adding section 7.

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

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

Rep. Jamnick 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. 4609, entitled

A bill to amend 1957 PA 200, entitled "An act to provide for the creation by 2 or more municipalities of an intermunicipality committee for the purpose of studying area problems; and to provide authority for the committee to receive gifts and grants," (MCL 123.631 to 123.636) by adding section 7.

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

Roll Call No. 605

Yeas—106

Allen	Faunce	Kukuk	Rivet
Baird	Frank	LaForge	Rocca
Basham	Garcia	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
Brater	Hale	Middaugh	Shulman
Brewer	Hanley	Minore	Spade
Brown, B.	Hansen	Mortimer	Stallworth
Brown, C.	Hardman	Neumann	Stamas
Byl	Hart	O'Neil	Switalski
Callahan	Howell	Pappageorge	Tabor
Cassis	Jacobs	Patterson	Tesanovich
Caul	Jamnick	Pestka	Thomas
Cherry	Jansen	Price	Toy
Clark, I.	Jelinek	Prusi	Van Woerkom
Clarke, H.	Jellema	Pumford	Vander Roest
Daniels	Johnson, Rick	Quarles	Vaughn
DeHart	Julian	Raczkowski	Vear
Dennis	Kelly	Reeves	Voorhees
DeRossett	Kilpatrick	Richardville	Wojno
DeVuyst	Koetje	Richner	Woodward
DeWeese	Kowall	Rison	Woronchak
Ehardt	Kuipers		

Nays—0

In The Chair: Scranton

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. 586, entitled**

A bill to amend 1998 PA 58, entitled “Michigan liquor control code of 1998,” by amending section 531 (MCL 436.1531), as amended by 1998 PA 416.

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

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

Rep. Kuipers moved to amend the bill as follows:

1. Amend page 4, following line 13, by inserting:

“(D) THE ESTABLISHMENT DOES NOT ALLOW OR PERMIT CASINO GAMBLING ON THE PREMISES.”.

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

Rep. Scott moved to amend the bill as follows:

1. Amend page 3, line 6, after “MORE.” by inserting “FURTHER, THE COMMISSION SHALL ISSUE 1 LICENSE UNDER THIS SUBSECTION FOR THE YEARS 1999 AND 2000 TO AN APPLICANT LOCATED IN A RURAL AREA THAT HAS A POVERTY RATE, AS DEFINED BY THE LATEST DECENNIAL CENSUS, GREATER THAN THE STATEWIDE AVERAGE, OR THAT IS LOCATED IN A RURAL AREA THAT HAS AN UNEMPLOYMENT RATE HIGHER THAN THE STATEWIDE AVERAGE FOR 3 OF THE 5 PRECEDING YEARS.”.

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

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. 586, entitled**

A bill to amend 1998 PA 58, entitled “Michigan liquor control code of 1998,” by amending section 531 (MCL 436.1531), as amended by 1998 PA 416.

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

Roll Call No. 606**Yeas—87**

Allen	Frank	Law	Schauer
Baird	Garcia	Lemmons	Schermesser
Bisbee	Garza	Lockwood	Scott
Bishop	Geiger	Martinez	Scranton
Bogardus	Gieleghem	Mead	Shackleton
Bovin	Godchaux	Middaugh	Sheltrown
Brater	Hale	Minore	Shulman
Brewer	Hanley	Mortimer	Spade
Brown, B.	Hansen	Neumann	Stallworth
Brown, C.	Hart	O’Neil	Stamas
Cassis	Howell	Pappageorge	Switalski

Caul	Jacobs	Patterson	Tabor
Cherry	Jamnick	Pestka	Tesanovich
Clark, I.	Jelinek	Price	Toy
Clarke, H.	Johnson, Rick	Prusi	Van Woerkom
Daniels	Julian	Pumford	Vander Roest
DeHart	Kelly	Raczkowski	Vaughn
Dennis	Kilpatrick	Richardville	Vear
DeRossett	Koetje	Richner	Wojno
DeWeese	Kowall	Rison	Woodward
Ehardt	LaForge	Rivet	Woronchak
Faunce	LaSata	Rocca	

Nays—19

Basham	DeVuyst	Hardman	Mans
Birkholz	Gilbert	Jansen	Reeves
Bradstreet	Gosselin	Jellema	Sanborn
Byl	Green	Kuipers	Voorhees
Callahan	Hager	Kukuk	

In The Chair: Scranton

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

“An act to create a commission for the control of the alcoholic beverage traffic within this state, and to prescribe its powers, duties, and limitations; to provide for powers and duties for certain state departments and agencies; to impose certain taxes for certain purposes; to provide for the control of the alcoholic liquor traffic within this state and to provide for the power to establish state liquor stores; to provide for the care and treatment of alcoholics; to provide for the incorporation of farmer cooperative wineries and the granting of certain rights and privileges to those cooperatives; to provide for the licensing and taxation of activities regulated under this act and the disposition of the money received under this act; to prescribe liability for retail licensees under certain circumstances and to require security for that liability; to provide procedures, defenses, and remedies regarding violations of this act; to provide for the enforcement and to prescribe penalties for violations of this act; to provide for allocation of certain funds for certain purposes; to provide for the confiscation and disposition of property seized under this act; to provide referenda under certain circumstances; and to repeal acts and parts of acts.”.

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.

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

“Mr. Speaker and members of the House:

It by-passes local control. It can be transferred across county lines. It dilutes the value of existing class ‘C’ licenses. It is welfare to the rich.”

By unanimous consent the House returned to the order of

Messages from the Senate

The Speaker laid before the House

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 received from the Senate on May 27, with substitute (S-1), title amendment and immediate effect given by the Senate, consideration of which, under the rules, was postponed until today, see House Journal No. 49, p. 1168.)

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

The substitute (S-1) was not concurred in, a majority of the members serving not voting therefor, by yeas and nays, as follows:

Roll Call No. 607**Yeas—4**

Brown, C.

Jelinek

LaSata

Middaugh

Nays—103

Allen

Frank

Kuipers

Rocca

Baird

Garcia

Kukuk

Sanborn

Basham

Garza

LaForge

Schauer

Bisbee

Geiger

Law

Schermesser

Bishop

Gielegghem

Lemmons

Scott

Bogardus

Gilbert

Lockwood

Scranton

Bovin

Godchaux

Mans

Shackleton

Bradstreet

Gosselin

Martinez

Sheltrown

Brater

Green

Mead

Shulman

Brewer

Hager

Minore

Spade

Brown, B.

Hale

Mortimer

Stallworth

Byl

Hanley

Neumann

Stamas

Callahan

Hansen

O'Neil

Switalski

Cassis

Hardman

Pappageorge

Tabor

Caul

Hart

Patterson

Tesanovich

Cherry

Howell

Pestka

Thomas

Clark, I.

Jacobs

Price

Toy

Clarke, H.

Jamnick

Prusi

Van Woerkom

Daniels

Jansen

Pumford

Vander Roest

DeHart

Jellema

Quarles

Vaughn

Dennis

Johnson, Rick

Rackowski

Vear

DeRossett

Julian

Reeves

Voorhees

DeVuyst

Kelly

Richardville

Wojno

DeWeese

Kilpatrick

Richner

Woodward

Ehardt

Koetje

Rison

Woronchak

Faunce

Kowall

Rivet

In The Chair: Scranton

The Speaker laid before the House

House Bill No. 4299, entitled

A bill to make appropriations for the department of community health and certain state purposes related to 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 received from the Senate on May 27, with substitute (S-1), title amendment and immediate effect given by the Senate, consideration of which, under the rules, was postponed until today, see House Journal No. 49, p. 1168.)

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

The substitute (S-1) was not concurred in, a majority of the members serving not voting therefor, by yeas and nays, as follows:

Roll Call No. 608**Yeas—0****Nays—107**

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

In The Chair: Scranton

The Speaker laid before the House

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 received from the Senate on May 27, 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. 49, p. 1169.)

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

The substitute (S-1) was not concurred in, a majority of the members serving not voting therefor, by yeas and nays, as follows:

Roll Call No. 609**Yeas—0****Nays—107**

Allen	Frank	Kuipers	Rison
Baird	Garcia	Kukuk	Rivet
Basham	Garza	LaForge	Rocca
Birkholz	Geiger	LaSata	Sanborn
Bisbee	Gielegghem	Law	Schauer

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

In The Chair: Scranton

By unanimous consent the House returned to the order of

Reports of Standing Committees

The Speaker laid before the House

House Resolution No. 40.

A resolution to memorialize the Congress of the United States to enact H.R. 45, the Nuclear Waste Policy Act of 1999, creating an interim nuclear waste storage site while constructing the permanent repository in the Nevada desert.

(For text of resolution, see House Journal No. 22, p. 315.)

(The resolution was reported by the Committee on Conservation and Outdoor Recreation on May 20, consideration of which was postponed until May 25 under the rules.)

The question being on the adoption of the resolution,

Rep. Brater demanded the yeas and nays.

The demand was supported.

The question being on the adoption of the resolution,

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

Roll Call No. 610

Yeas—83

Allen	Frank	LaSata	Rocca
Birkholz	Garcia	Law	Sanborn
Bisbee	Garza	Lemmons	Scranton
Bishop	Geiger	Lockwood	Shackleton
Bogardus	Gielegthem	Mans	Sheltrown
Bovin	Gilbert	Mead	Shulman
Bradstreet	Gosselin	Middaugh	Spade
Brown, B.	Green	Mortimer	Stamas
Brown, C.	Hager	Neumann	Switalski

Byl	Hardman	O'Neil	Tabor
Cassis	Hart	Pappageorge	Tesanovich
Caul	Howell	Patterson	Thomas
Cherry	Jansen	Pestka	Toy
Clark, I.	Jelinek	Price	Van Woerkom
Daniels	Johnson, Rick	Prusi	Vander Roest
DeHart	Julian	Pumford	Vaughn
DeRossett	Kilpatrick	Quarles	Vear
DeVuyst	Koetje	Rackowski	Voorhees
DeWeese	Kowall	Richardville	Wojno
Ehardt	Kuipers	Richner	Woronchak
Faunce	Kukuk	Rison	

Nays—24

Baird	Dennis	Jamnick	Rivet
Basham	Godchaux	Jellema	Schauer
Brater	Hale	Kelly	Schermesser
Brewer	Hanley	LaForge	Scott
Callahan	Hansen	Martinez	Stallworth
Clarke, H.	Jacobs	Minore	Woodward

In The Chair: Scranton

Rep. Callahan, having reserved the right to explain his nay vote, made the following statement:

“Mr. Speaker and members of the House:

Nuclear Waste Storage. The proposed site (“Nevada”) is on a Geo-fault Line, and is temporary ‘from one bad site to a worse one, is no solution.’ Let them concentrate on a permanent/proper site.”

Rep. Dennis, having reserved the right to explain her nay vote, made the following statement:

“Mr. Speaker and members of the House:

While I applaud the idea of removing the nuclear waste from the Michigan Shoreline, House Resolution 40 supports the storage of the waste on a fault line in Nevada. The Resolution should have called for proper storage of the nuclear waste in a repository where it will not be in danger of release by a natural disaster.”

Rep. Hansen Clarke, having reserved the right to explain his nay vote, made the following statement:

“Mr. Speaker and members of the House:

The proposed interim storage facility at Yucca Mountain is apparently located in a geologically unstable area and would likely be unsafe.”

The Speaker laid before the House

House Resolution No. 92.

A resolution to oppose the implementation of certain air standards by the United States Environmental Protection Agency and to urge the agency to develop more effective alternatives for ambient air quality standards for ozone and emissions.

(For text of resolution, see House Journal No. 40, p. 768.)

(The resolution was reported by the Committee on Conservation and Outdoor Recreation on May 20, consideration of which was postponed until May 25 under the rules.)

The question being on the adoption of the resolution,

Rep. Brater demanded the yeas and nays.

The demand was supported.

The question being on the adoption of the resolution,

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

Roll Call No. 611**Yeas—78**

Allen	Geiger	Law	Rocca
Birkholz	Gilbert	Lemmons	Sanborn
Bisbee	Gosselin	Lockwood	Schauer
Bishop	Green	Mans	Schermesser
Bovin	Hager	Mead	Scranton
Bradstreet	Hardman	Middaugh	Shackleton
Brown, B.	Hart	Mortimer	Sheltrown
Brown, C.	Howell	Neumann	Shulman
Byl	Jansen	O'Neil	Spade
Cassis	Jelinek	Pappageorge	Stamas
Caul	Jellema	Patterson	Tabor
Cherry	Johnson, Rick	Pestka	Tesanovich
DeHart	Julian	Prusi	Thomas
DeRossett	Kelly	Pumford	Toy
DeVuyst	Kilpatrick	Raczkowski	Van Woerkom
DeWeese	Koetje	Reeves	Vander Roest
Ehardt	Kowall	Richardville	Vear
Faunce	Kuipers	Richner	Voorhees
Frank	Kukuk	Rivet	Woronchak
Garcia	LaSata		

Nays—30

Baird	Daniels	Jacobs	Rison
Basham	Dennis	Jamnick	Scott
Bogardus	Garza	LaForge	Stallworth
Brater	Gielegghem	Martinez	Switalski
Brewer	Godchaux	Minore	Vaughn
Callahan	Hale	Price	Wojno
Clark, I.	Hanley	Quarles	Woodward
Clarke, H.	Hansen		

In The Chair: Scranton

Rep. Callahan, having reserved the right to explain his nay vote, made the following statement:
 “Mr. Speaker and members of the House:
 Ambient Air Quality. This is to protect industry and corporations, at the expense of lung disease.”

The Speaker Pro Tempore assumed the Chair.

Second Reading of Bills**Senate Bill No. 528, 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 added by 1998 PA 317.

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. 528, 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 added by 1998 PA 317.

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

Roll Call No. 612

Yeas—106

Allen	Faunce	Kowall	Rison
Baird	Frank	Kuipers	Rivet
Basham	Garcia	Kukuk	Rocca
Birkholz	Garza	LaForge	Sanborn
Bisbee	Geiger	LaSata	Schauer
Bishop	Gielegthem	Law	Schermesser
Bogardus	Gilbert	Lemmons	Scott
Bovin	Godchaux	Lockwood	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	Tesanovich
Caul	Howell	Patterson	Thomas
Cherry	Jacobs	Pestka	Toy
Clark, I.	Jamnick	Price	Van Woerkom
Clarke, H.	Jansen	Prusi	Vander Roest
Daniels	Jelinek	Pumford	Vaughn
DeHart	Jellema	Quarles	Vear
Dennis	Johnson, Rick	Raczkowski	Voorhees
DeRossett	Julian	Reeves	Wojno
DeVuyst	Kelly	Richardville	Woodward
DeWeese	Kilpatrick	Richner	Woronchak
Ehardt	Koetje		

Nays—0

In The Chair: Birkholz

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

"An act to revise, consolidate, and codify the laws relating to criminal procedure and to define the jurisdiction, powers, and duties of courts, judges, and other officers of the court under the provisions of this act; to provide laws relative to the rights of persons accused of criminal offenses and ordinance violations; to provide for the arrest of persons charged with or suspected of criminal offenses and ordinance violations; to provide for bail of persons arrested for or accused of criminal offenses and ordinance violations; to provide for the examination of persons accused of criminal offenses; to regulate the procedure relative to grand juries, indictments, informations, and proceedings before trial; to provide for trials of persons complained of or indicted for criminal offenses and ordinance violations and to provide for the procedure in those trials; to provide for judgments and sentences of persons convicted of criminal offenses and ordinance violations; to establish a sentencing commission and to prescribe its powers and duties; to provide for procedure relating to new trials and appeals in criminal and ordinance violation cases; to provide a uniform

system of probation throughout this state and the appointment of probation officers; to prescribe the powers, duties, and compensation of probation officers; to provide penalties for the violation of the duties of probation officers; to provide for procedure governing proceedings to prevent crime and proceedings for the discovery of crime; to provide for fees of officers, witnesses, and others in criminal and ordinance violation cases; to set forth miscellaneous provisions as to criminal procedure in certain cases; to provide penalties for the violation of certain provisions of this act; and to repeal all acts and parts of acts inconsistent with or contravening any of the provisions of this act.”.

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.

House Bill No. 4451, entitled

A bill to amend 1978 PA 368, entitled “Public health code,” by amending sections 13101 and 13102 (MCL 333.13101 and 333.13102), as added by 1996 PA 223, and by adding sections 13104, 13105, 13106, 13107, 13108, 13109, and 13110.

Was read a second time, and the question being on the adoption of the proposed amendment previously recommended by the Committee on Regulatory Affairs (for amendment, see House Journal No. 45, p. 939),

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

Rep. Hale 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. Schermesser moved that Rep. Mans 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. 4451, entitled

A bill to amend 1978 PA 368, entitled “Public health code,” by amending sections 13101 and 13102 (MCL 333.13101 and 333.13102), as added by 1996 PA 223, and by adding sections 13104, 13105, 13106, 13107, 13108, 13109, and 13110.

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

Roll Call No. 613

Yeas—105

Allen	Faunce	Kowall	Rivet
Baird	Frank	Kuipers	Rocca
Basham	Garcia	Kukuk	Sanborn
Birkholz	Garza	LaForge	Schauer
Bisbee	Geiger	LaSata	Schermesser
Bishop	Gielegghem	Law	Scott
Bogardus	Gilbert	Lemmons	Scranton
Bovin	Gosselin	Lockwood	Shackleton
Bradstreet	Green	Martinez	Sheltrown
Brater	Hager	Mead	Shulman
Brewer	Hale	Middaugh	Spade
Brown, B.	Hanley	Minore	Stallworth
Brown, C.	Hansen	Mortimer	Stamas
Byl	Hardman	Neumann	Switalski

Bishop	Gielegthem	Law	Scott
Bogardus	Gilbert	Lemmons	Scranton
Bovin	Godchaux	Lockwood	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	Tesanovich
Caul	Howell	Patterson	Thomas
Cherry	Jacobs	Pestka	Toy
Clark, I.	Jamnick	Price	Van Woerkom
Clarke, H.	Jansen	Prusi	Vander Roest
Daniels	Jelinek	Pumford	Vaughn
DeHart	Jellema	Quarles	Vear
Dennis	Johnson, Rick	Rackowski	Voorhees
DeRossett	Julian	Reeves	Wojno
DeVuyst	Kelly	Richardville	Woodward
DeWeese	Kilpatrick	Richner	Woronchak
Ehardt	Koetje	Rison	

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.

Second Reading of Bills

House Bill No. 4632, entitled

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

and repayment by local units and agencies of those loans from certain specified sources; and to repeal acts and parts of acts," by amending section 15b (MCL 247.665b), as added by 1997 PA 79.

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 adopted, a majority of the members serving voting therefor.

Rep. Howell 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. 4632, entitled

A bill to amend 1951 PA 51, entitled "An act to provide for the classification of all public roads, streets, and highways in this state, and for the revision of that classification and for additions to and deletions from each classification; to set up and establish the Michigan transportation fund; to provide for the deposits in the Michigan transportation fund of specific taxes on motor vehicles and motor vehicle fuels; to provide for the allocation of funds from the Michigan transportation fund and the use and administration of the fund for transportation purposes; to set up and establish the truck safety fund; to provide for the allocation of funds from the truck safety fund and administration of the fund for truck safety purposes; to set up and establish the Michigan truck safety commission; to establish certain standards for road contracts for certain businesses; to provide for the continuing review of transportation needs within the state; to authorize the state transportation commission, counties, cities, and villages to borrow money, issue bonds, and make pledges of funds for transportation purposes; to authorize counties to advance funds for the payment of deficiencies necessary for the payment of bonds issued under this act; to provide for the limitations, payment, retirement, and security of the bonds and pledges; to provide for appropriations and tax levies by counties and townships for county roads; to authorize contributions by townships for county roads; to provide for the establishment and administration of the state trunk line fund, critical bridge fund, comprehensive transportation fund, and certain other funds; to provide for the deposits in the state trunk line fund, critical bridge fund, comprehensive transportation fund, and certain other funds of money raised by specific taxes and fees; to provide for definitions of public transportation functions and criteria; to define the purposes for which Michigan transportation funds may be allocated; to provide for Michigan transportation fund grants; to provide for review and approval of transportation programs; to provide for submission of annual legislative requests and reports; to provide for the establishment and functions of certain advisory entities; to provide for conditions for grants; to provide for the issuance of bonds and notes for transportation purposes; to provide for the powers and duties of certain state and local agencies and officials; to provide for the making of loans for transportation purposes by the state transportation department and for the receipt and repayment by local units and agencies of those loans from certain specified sources; and to repeal acts and parts of acts," by amending section 15b (MCL 247.665b), as added by 1997 PA 79.

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

Roll Call No. 615

Yeas—104

Allen	Frank	Kuipers	Rivet
Baird	Garcia	Kukuk	Rocca
Basham	Garza	LaForge	Sanborn
Birkholz	Geiger	LaSata	Schauer
Bisbee	Gielegghem	Law	Schermesser
Bishop	Gilbert	Lemmons	Scott
Bogardus	Godchaux	Lockwood	Scranton
Bovin	Gosselin	Martinez	Shackleton
Bradstreet	Green	Mead	Sheltrown
Brewer	Hager	Middaugh	Shulman
Brown, B.	Hale	Minore	Spade
Brown, C.	Hansen	Mortimer	Stallworth
Byl	Hardman	Neumann	Stamas
Callahan	Hart	O'Neil	Switalski

Cassis	Howell	Pappageorge	Tabor
Caul	Jacobs	Patterson	Tesanovich
Clark, I.	Jamnack	Pestka	Thomas
Clarke, H.	Jansen	Price	Toy
Daniels	Jelinek	Prusi	Van Woerkom
DeHart	Jellema	Pumford	Vander Roest
Dennis	Johnson, Rick	Quarles	Vaughn
DeRossett	Julian	Raczkowski	Vear
DeVuyst	Kelly	Reeves	Voorhees
DeWeese	Kilpatrick	Richardville	Wojno
Ehardt	Koetje	Richner	Woodward
Faunce	Kowall	Rison	Woronchak

Nays—2

Brater

Cherry

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. 4398, entitled

A bill to amend 1949 PA 300, entitled “Michigan vehicle code,” by amending section 801 (MCL 257.801), as amended by 1998 PA 384.

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 adopted, a majority of the members serving voting therefor.

Rep. Basham 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. 4398, entitled

A bill to amend 1949 PA 300, entitled “Michigan vehicle code,” by amending section 801 (MCL 257.801), as amended by 1998 PA 384.

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

Roll Call No. 616

Yeas—106

Allen	Faunce	Kowall	Rivet
Baird	Frank	Kuipers	Rocca
Basham	Garcia	Kukuk	Sanborn
Birkholz	Garza	LaForge	Schauer
Bisbee	Geiger	LaSata	Schermesser
Bishop	Gielegheem	Law	Scott

Bogardus	Gilbert	Lemmons	Scranton
Bovin	Godchaux	Lockwood	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	Tesanovich
Caul	Howell	Patterson	Thomas
Cherry	Jacobs	Pestka	Toy
Clark, I.	Jamnick	Price	Van Woerkom
Clarke, H.	Jansen	Prusi	Vander Roest
Daniels	Jelinek	Pumford	Vaughn
DeHart	Jellema	Quarles	Vear
Dennis	Johnson, Rick	Reeves	Voorhees
DeRossett	Julian	Richardville	Wojno
DeVuyst	Kelly	Richner	Woodward
DeWeese	Kilpatrick	Rison	Woronchak
Ehardt	Koetje		

Nays—0

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. 4639, entitled

A bill to amend 1976 PA 451, entitled "The revised school code," by amending section 1284 (MCL 380.1284), as amended by 1997 PA 53.

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

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

Rep. Jelinek 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.

Associate Speaker Pro Tempore Scranton resumed the Chair.

By unanimous consent the House returned to the order of

Third Reading of Bills

House Bill No. 4639, entitled

A bill to amend 1976 PA 451, entitled "The revised school code," by amending section 1284 (MCL 380.1284), as amended by 1997 PA 53.

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

Roll Call No. 617**Yeas—107**

Allen	Faunce	Kowall	Rivet
Baird	Frank	Kuipers	Rocca
Basham	Garcia	Kukuk	Sanborn
Birkholz	Garza	LaForge	Schauer
Bisbee	Geiger	LaSata	Schermesser
Bishop	Gielegghem	Law	Scott
Bogardus	Gilbert	Lemmons	Scranton
Bovin	Godchaux	Lockwood	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	Tesanovich
Caul	Howell	Patterson	Thomas
Cherry	Jacobs	Pestka	Toy
Clark, I.	Jamnick	Price	Van Woerkom
Clarke, H.	Jansen	Prusi	Vander Roest
Daniels	Jelinek	Pumford	Vaughn
DeHart	Jellema	Quarles	Vear
Dennis	Johnson, Rick	Raczkowski	Voorhees
DeRossett	Julian	Reeves	Wojno
DeVuyst	Kelly	Richardville	Woodward
DeWeese	Kilpatrick	Richner	Woronchak
Ehardt	Koetje	Rison	

Nays—0

In The Chair: Scranton

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. 509, entitled**

A bill to amend 1950 (Ex Sess) PA 23, entitled "Airport zoning act," by amending section 24 (MCL 259.454).

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. 509, entitled**

A bill to amend 1950 (Ex Sess) PA 23, entitled "Airport zoning act," by amending section 24 (MCL 259.454).

The bill was read a third time.

The question being on the passage of the bill,

Rep. Brater moved that consideration of the bill be postponed temporarily.
The motion prevailed.

Second Reading of Bills

Senate Bill No. 515, entitled

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending sections 30510 and 30512 (MCL 324.30510 and 324.30512), as added by 1995 PA 59.

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. 515, entitled

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending sections 30510 and 30512 (MCL 324.30510 and 324.30512), as added by 1995 PA 59.

The bill was read a third time.

The question being on the passage of the bill,

Rep. Raczkowski moved that consideration of the bill be postponed temporarily.
The motion prevailed.

Second Reading of Bills

House Bill No. 4733, entitled

A bill to amend 1996 PA 376, entitled "Michigan renaissance zone act," by amending the title and sections 3, 4, 5, 6, and 8 (MCL 125.2683, 125.2684, 125.2685, 125.2686, and 125.2688) and by adding section 8a.

Was read a second time, and the question being on the adoption of the proposed amendments previously recommended by the Committee on Economic Development (for amendments, see House Journal No. 49, p. 1167),

The amendments were not adopted, a majority of the members serving not voting therefor.

Rep. Garcia moved to substitute (H-1) the bill.

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

Rep. Bob Brown moved to amend the bill as follows:

1. Amend page 5, line 8, after "years" by inserting a comma and "EXCEPT AS OTHERWISE PROVIDED IN THIS SECTION".

2. Amend page 6, following line 13, by inserting:

"(7) THROUGH DECEMBER 31, 2002, A QUALIFIED LOCAL GOVERNMENTAL UNIT OR UNITS IN WHICH A RENAISSANCE ZONE WAS DESIGNATED UNDER SECTION 8 MAY, UPON APPLICATION TO AND APPROVAL BY THE BOARD, SEEK TO EXTEND THE DURATION OF RENAISSANCE ZONE STATUS UNTIL 2017. UPON APPLICATION, THE BOARD SHALL EXTEND THE DURATION OF RENAISSANCE ZONE STATUS AS SPECIFIED IN THE APPLICATION FROM THE QUALIFIED LOCAL GOVERNMENTAL UNIT.".

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

Reps. Prusi and Shackleton moved to amend the bill as follows:

1. Amend page 9, line 18, after "IN" by striking out "SUBSECTION (2)" and inserting "SUBSECTION (2), (3), AND (4)".

2. Amend page 10, following line 7, by inserting:

"(3) IN ADDITION TO THE NOT MORE THAN 9 ADDITIONAL RENAISSANCE ZONES DESCRIBED IN SUBSECTION (1), THE BOARD MAY DESIGNATE ADDITIONAL RENAISSANCE ZONES WITHIN THIS STATE IN 1 OR MORE QUALIFIED LOCAL GOVERNMENTAL UNITS IF THAT QUALIFIED LOCAL

GOVERNMENTAL UNIT OR UNITS CONTAIN A MILITARY INSTALLATION THAT WAS OPERATIONAL BY THE UNITED STATES DEPARTMENT OF DEFENSE AND HAS CLOSED AFTER 1990.

(4) LAND OWNED BY THE COUNTY AND/OR THE QUALIFIED LOCAL GOVERNMENTAL UNIT OR UNITS ADJACENT TO A ZONE AS DESCRIBED IN SUBSECTION (3) MAY BE INCLUDED IN THIS ZONE.”.

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

Rep. Martinez moved to amend the bill as follows:

1. Amend page 10, line 5, after “IF” by inserting a comma and “THE CHIEF ELECTED OFFICIAL OF”.

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

Rep. Martinez moved that consideration of the amendment be postponed temporarily.

The motion prevailed.

Rep. Martinez moved to amend the bill as follows:

1. Amend page 10, line 6, after “CONSENTS” by inserting a comma and “BY A VOTE OF THE ELECTED PUBLIC GOVERNING BODY,”.

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

Rep. Martinez moved that consideration of the amendment be postponed temporarily.

The motion prevailed.

Rep. Martinez moved to amend the bill as follows:

1. Amend page 10, line 6, after “CONSENTS” by inserting a comma and “BY A VOTE OF THE ELECTED PUBLIC GOVERNING BODY WITH THE CONSENT OF THE CHIEF ELECTED OFFICIAL. A VOTE TO REJECT OR APPROVE THE DESIGNATION MUST OCCUR WITHIN 30 DAYS.”.

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

Rep. Martinez moved that consideration of the amendment be postponed temporarily.

The motion prevailed.

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

The motion prevailed.

Quorum Call

Rep. Raczkowski questioned the presence of a quorum and moved that the roll be called and printed in the Journal.

The motion prevailed.

The roll was called and the Clerk announced that a quorum was present.

The following is the roll call:

Roll Call No. 618

Yeas—101

Allen	Frank	Kuipers	Rivet
Baird	Garcia	Kukuk	Rocca
Basham	Garza	LaForge	Sanborn
Birkholz	Geiger	LaSata	Schauer
Bisbee	Gielegghem	Law	Schermesser
Bishop	Gilbert	Lemmons	Scott
Bogardus	Godchaux	Lockwood	Scranton
Bovin	Gosselin	Martinez	Shackleton
Bradstreet	Green	Mead	Sheltrown
Brater	Hager	Middaugh	Shulman
Brewer	Hale	Minore	Spade
Brown, B.	Hanley	Mortimer	Stallworth
Byl	Hansen	Neumann	Stamas
Callahan	Hart	O’Neil	Switalski
Cassis	Jacobs	Pappageorge	Tabor
Caul	Jamnick	Patterson	Tesanovich
Cherry	Jansen	Pestka	Thomas
Clark, I.	Jelinek	Price	Toy

Clarke, H.	Jellema	Prusi	Van Woerkom
Daniels	Johnson, Rick	Pumford	Vander Roest
DeHart	Julian	Quarles	Vaughn
Dennis	Kelly	Rackowski	Vear
DeRossett	Kilpatrick	Richardville	Voorhees
DeVuyst	Koetje	Richner	Wojno
DeWeese	Kowall	Rison	Woodward
Faunce			

In The Chair: Scranton

Rep. Vaughn moved that Rep. Reeves be excused temporarily from today's session.
The motion prevailed.

Rep. Vaughn moved that Rep. Hardman be excused from the balance of today's session.
The motion prevailed.

Second Reading of Bills

House Bill No. 4498, entitled

A bill to amend 1979 PA 94, entitled "The state school aid act of 1979," by amending sections 3, 4, 6, 6b, 8, 8a, 11, 11g, 13, 14, 15, 17a, 17b, 18, 18a, 19, 20, 20b, 24, 25, 25a, 26a, 31a, 31c, 36, 36a, 37, 38, 39, 40, 41, 51a, 52, 53a, 54, 56, 57, 61a, 62, 63, 67, 68, 74, 81, 91b, 94, 99, 101, 102, 104a, 105, 107, 109, 118, 124, 147, 151, 152, 158, 158b, 161a, 163, 165, 166b, 167, 168, 169, and 169a, (MCL 388.1603, 388.1604, 388.1606, 388.1606b, 388.1608, 388.1608a, 388.1611, 388.1611g, 388.1613, 388.1614, 388.1615, 388.1617a, 388.1617b, 388.1618, 388.1618a, 388.1619, 388.1620, 388.1620b, 388.1624, 388.1625, 388.1625a, 388.1626a, 388.1631a, 388.1631c, 388.1636, 388.1636c, 388.1637, 388.1638, 388.1639, 388.1640, 388.1641, 388.1651a, 388.1652, 388.1653a, 388.1654, 388.1656, 388.1657, 388.1661a, 388.1662, 388.1663, 388.1667, 388.1668, 388.1674, 388.1681, 388.1691b, 388.1694, 388.1699, 388.1701, 388.1702, 388.1704a, 388.1705, 388.1707, 388.1709, 388.1718, 388.1724, 388.1747, 388.1751, 388.1752, 388.1758, 388.1758b, 388.1761a, 388.1763, 388.1765, 388.1766b, 388.1767, 388.1768, 388.1769, and 388.1769a), sections 6, 11, 11g, 17b, 20, 20b, 26a, 31a, 51a, 63, 81, and 105 as amended by 1998 PA 553, and sections 25a and 161a as added by 1998 PA 553, and sections 8a, 24, 31c, 36, 36a, 41, 53a, 54, 56, 57, 61a, 62, 68, 74, 94, 99, 101, 107, 147, and 166b as amended by 1998 PA 339, and section 165 as added by 1998 PA 339, and section 104a as amended by 1997 PA 176, and sections 8, 39 and 67 as amended by 1997 PA 142, and sections 3, 25, 52, 124, 151, 167, and 169a as amended by 1997 PA 93, and section 6b as added by 1997 PA 24, and sections 13, 15, 17a, 18, 18a, 19, 37, 38, 102, and 163 as amended by 1996 PA 300, and section 169 as added by 1996 PA 300, and section 4 as amended by 1995 PA 130, and sections 91b and 118 as added by 1995 PA 130, and section 109 as amended by 1994 PA 283, and section 158b as added by 1994 PA 283, and section 14 as amended by 1993 PA 336, and section 152 as amended by 1993 PA 175, and section 168 as added by 1993 PA 175, and section 40 as amended by 1991 PA 118, and section 158 as amended by 1990 PA 207, and by adding sections 105c and 166c; and to repeal acts and parts of acts.

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

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

Rep. LaSata moved to amend the bill as follows:

1. Amend page 56, line 10, after "TRICTS" by striking out the balance of the line through "OR" on line 11.
2. Amend page 123, line 9, after "at" by striking out "\$9,949,102,500.00" and inserting "\$9,949,352,500.00".
3. Amend page 123, line 11, after "at" by striking out "\$9,936,830,300.00" and inserting "\$9,937,080,300.00".

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

Rep. Dennis moved to amend the bill as follows:

1. Amend page 122, following line 22, by inserting:

"SEC. 166G. (1) UPON REQUEST BY A MEMBER OF THE LEGISLATURE, THE AUTHORIZING BODY OF A PUBLIC SCHOOL ACADEMY RECEIVING STATE SCHOOL AID UNDER THIS ACT SHALL PRODUCE FOR INSPECTION AND COPYING ANY DOCUMENT IN THE POSSESSION OF THE AUTHORIZING BODY

THAT CONCERNS THE PUBLIC SCHOOL ACADEMY OR ANY ACTIVITY OR PROCEDURE OF THE AUTHORIZING BODY RELATED TO ITS FUNCTIONS AS AN AUTHORIZING BODY.

(2) IF AN AUTHORIZING BODY VIOLATES SUBSECTION (1), A PUBLIC SCHOOL ACADEMY THAT IS OPERATING UNDER A CONTRACT ISSUED BY THAT AUTHORIZING BODY FORFEITS ITS STATE SCHOOL AID UNDER THIS ACT.”.

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

Rep. Dennis demanded the yeas and nays.

The demand was supported.

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

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

Roll Call No. 619

Yeas—55

Baird	Faunce	Lockwood	Schauer
Basham	Frank	Martinez	Schermesser
Bogardus	Garza	Minore	Scott
Bovin	Gielegthem	Neumann	Sheltrown
Brater	Hager	O’Neil	Spade
Brewer	Hale	Pestka	Stallworth
Brown, B.	Hanley	Price	Switalski
Callahan	Hansen	Prusi	Tesanovich
Cherry	Jacobs	Quarles	Thomas
Clark, I.	Jamnick	Richner	Vaughn
Clarke, H.	Kelly	Rison	Wojno
Daniels	Kilpatrick	Rivet	Woodward
DeHart	LaForge	Rocca	Woronchak
Dennis	Law	Sanborn	

Nays—48

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

In The Chair: Scranton

Rep. Gielegthem moved to amend the bill as follows:

1. Amend page 18, following line 16, by inserting:

“(2) IN ADDITION TO THE APPROPRIATIONS UNDER SUBSECTION (1), THERE IS APPROPRIATED FOR 1999-2000 FROM THE STATE SCHOOL AID FUND THE AMOUNT NECESSARY TO FUND THE REQUIREMENTS OF SECTION 44.” and renumbering the remaining subsections.

2. Amend page 65, following line 5, by inserting:

“SEC. 44. FROM THE APPROPRIATION IN SECTION 11(2), THERE IS ALLOCATED TO EACH DISTRICT THAT REDUCES CLASS SIZE IN GRADES K TO 3 TO A RATIO OF NOT MORE THAN 17 PUPILS FOR EACH TEACHER THE AMOUNT NECESSARY TO FUND THAT REDUCTION IN CLASS SIZE. A DISTRICT THAT ACCEPTS FUNDING UNDER THIS SECTION SHALL ENSURE THAT THE PUPIL-TEACHER RATIO IN EACH CLASSROOM IN GRADES K TO 3 IN THE DISTRICT IS NOT MORE THAN 17 TO 1.”.

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

The demand was supported.

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

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

Roll Call No. 620**Yeas—57**

Baird	Faunce	Lemmons	Schermesser
Basham	Frank	Lockwood	Scott
Bogardus	Garza	Martinez	Shackleton
Bovin	Gielegghem	Minore	Sheltrown
Brater	Hale	Neumann	Shulman
Brewer	Hanley	O'Neil	Spade
Brown, B.	Hansen	Pestka	Stallworth
Callahan	Howell	Price	Switalski
Caul	Jacobs	Prusi	Tesanovich
Cherry	Jamnick	Quarles	Thomas
Clark, I.	Kelly	Rison	Vaughn
Clarke, H.	Kilpatrick	Rivet	Wojno
Daniels	Kowall	Rocca	Woodward
DeHart	LaForge	Schauer	Woronchak
Dennis			

Nays—47

Allen	Garcia	Koetje	Richardville
Birkholz	Gilbert	Kuipers	Richner
Bisbee	Godchaux	Kukuk	Sanborn
Bishop	Gosselin	LaSata	Scranton
Bradstreet	Green	Law	Stamas
Brown, C.	Hager	Mead	Tabor
Byl	Hart	Middaugh	Toy
Cassis	Jansen	Mortimer	Van Woerkom
DeRossett	Jelinek	Pappageorge	Vander Roest
DeVuyst	Jellema	Patterson	Vear
DeWeese	Johnson, Rick	Pumford	Voorhees
Ehardt	Julian	Rackowski	

In The Chair: Scranton

Rep. Clark moved to amend the bill as follows:

1. Amend page 18, line 12, by striking out "\$9,502,739,000.00" and inserting "\$9,752,739,000.00".
2. Amend page 65, following line 5, by inserting:

"SEC. 45. FROM THE STATE SCHOOL AID FUND MONEY APPROPRIATED IN SECTION 11, THERE IS ALLOCATED AN AMOUNT NOT TO EXCEED \$250,000,000.00 FOR 1999-2000 TO DISTRICTS ON A PER PUPIL BASIS. THIS FUNDING SHALL BE USED ONLY TO HIRE NEW TEACHERS. IT IS THE INTENT OF THE LEGISLATURE THAT AT LEAST 5,000 NEW TEACHERS WILL BE HIRED STATEWIDE AS A RESULT OF THIS FUNDING."

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

Rep. Clark demanded the yeas and nays.

The demand was supported.

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

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

Roll Call No. 621**Yeas—48**

Baird	DeHart	LaForge	Schermesser
Basham	Dennis	Lemmons	Scott
Bogardus	Garza	Lockwood	Shackleton
Bovin	Gielegghem	Martinez	Sheltrown
Brater	Hager	Minore	Spade
Brewer	Hale	Neumann	Stallworth
Brown, B.	Hanley	O'Neil	Switalski
Callahan	Hansen	Price	Tesanovich
Cherry	Jacobs	Prusi	Thomas
Clark, I.	Jamnick	Quarles	Vaughn
Clarke, H.	Kelly	Rison	Wojno
Daniels	Kilpatrick	Schauer	Woodward

Nays—53

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

In The Chair: Scranton

Rep. Jacobs moved to amend the bill as follows:

1. Amend page 23, following line 2, by inserting:

“SEC. 12. IN ADDITION TO ALL OTHER MONEY APPROPRIATED UNDER THIS ACT, THERE IS APPROPRIATED TO DISTRICTS AND INTERMEDIATE DISTRICTS FOR THE 1999-2000 FISCAL YEAR AN AMOUNT EQUAL TO 1/3 OF THE MONEY RECEIVED BY THIS STATE IN 1999-2000 AND DEPOSITED INTO A RESTRICTED FUND UNDER SECTION 33 OF 1846 RS 12, MCL 14.33, THAT IS ATTRIBUTABLE TO THE MASTER SETTLEMENT AGREEMENT INCORPORATED INTO A CONSENT DECREE AND FINAL JUDGMENT ENTERED ON DECEMBER 7, 1998 IN KELLEY EX REL. MICHIGAN V PHILIP MORRIS INCORPORATED, ET AL., INGHAM COUNTY CIRCUIT COURT, DOCKET NO. 96-84281CZ. THIS AMOUNT IS ALLOCATED TO EACH DISTRICT AND INTERMEDIATE DISTRICT ON AN EQUAL PER PUPIL BASIS. A DISTRICT OR INTERMEDIATE DISTRICT SHALL USE THE FUNDS IT RECEIVES UNDER THIS SECTION ONLY FOR INFRASTRUCTURE OR TECHNOLOGY PURPOSES.”.

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

Rep. Jacobs demanded the yeas and nays.

The demand was supported.

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

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

Roll Call No. 622**Yeas—52**

Baird	Dennis	LaForge	Schauer
Basham	Frank	Lemmons	Schermesser

Bogardus	Garza	Lockwood	Scott
Bovin	Gielegthem	Martinez	Shackleton
Brater	Hager	Minore	Sheltrown
Brewer	Hale	Neumann	Shulman
Brown, B.	Hanley	O'Neil	Spade
Callahan	Hansen	Pestka	Stallworth
Cherry	Jacobs	Price	Switalski
Clark, I.	Jamnick	Prusi	Thomas
Clarke, H.	Kelly	Quarles	Vaughn
Daniels	Kilpatrick	Rison	Wojno
DeHart	Kowall	Rivet	Woodward

Nays—51

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

In The Chair: Scranton

Rep. Cassis moved to amend the bill as follows:

1. Amend page 3, line 26, after the second "OF" by striking out ".65" and inserting ".7".
2. Amend page 4, line 2, after "OF" by striking out ".35" and inserting ".3".
3. Amend page 28, line 25, by striking out "\$8,421,600,000.00" and inserting "\$8,426,600,000.00".

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

Rep. Bovin moved to amend the bill as follows:

1. Amend page 18, following line 16, by inserting:

"(2) IN ADDITION TO THE APPROPRIATIONS UNDER SUBSECTION (1), FOR THE FISCAL YEAR ENDING SEPTEMBER 30, 2000, THERE IS APPROPRIATED FOR THE PURPOSES OF THIS ACT AN AMOUNT EQUAL TO \$43,000,000.00 FROM THE MONEY RECEIVED BY THIS STATE THAT IS ATTRIBUTABLE TO THE MASTER SETTLEMENT AGREEMENT INCORPORATED INTO A CONSENT DECREE AND FINAL JUDGMENT ENTERED ON DECEMBER 7, 1998 IN KELLEY EX. REL. MICHIGAN V PHILIP MORRIS INCORPORATED, ET AL., INGHAM COUNTY CIRCUIT COURT, DOCKET NO. 96-84281CZ." and renumbering the remaining subsections.

2. Amend page 46, following line 21, by inserting:

"SEC. 20L. ALL OF THE \$43,000,000.00 APPROPRIATED IN SECTION 11(2) IS ALLOCATED FOR 1999-2000 TO DISTRICTS. EACH DISTRICT SHALL RECEIVE A PAYMENT UNDER THIS SECTION IN THE AMOUNT OF \$25.00 PER PUPIL, TO BE USED FOR PROGRAMS, MATERIALS, OR ACTIVITIES THAT ENHANCE SCHOOL SAFETY."

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

Rep. Bovin demanded the yeas and nays.

The demand was supported.

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

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

Roll Call No. 623**Yeas—55**

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

Nays—51

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

In The Chair: Scranton

Rep. Kelly moved to amend the bill as follows:

1. Amend page 120, line 20, after "at" by striking out "11.66%" and inserting "11.10%".
2. Amend page 121, following line 8, by inserting:

"(3) THE \$4,628,659 FOR EMPLOYEE RETIREMENT HEALTH BENEFITS SHALL BE TRANSFERRED FROM TOBACCO SETTLEMENT REVENUE FROM MONEY RECEIVED BY THIS STATE THAT IS ATTRIBUTABLE TO THE MASTER SETTLEMENT AGREEMENT INCORPORATED INTO A CONSENT DECREE AND FINAL JUDGMENT ENTERED ON DECEMBER 7, 1998 IN KELLEY EX. REL. MICHIGAN V PHILLIP MORRIS INCORPORATED, ET AL., INGHAM COUNTY CIRCUIT COURT, DOCKET NO. 96-84281CZ. THIS FUNDING SHALL BE TRANSFERRED TO THE STATE OF MICHIGAN RETIREMENT SYSTEMS TO PAY FOR THE INCREASE IN THE 1999-2000 RETIREE HEALTH COSTS AND TO COMPENSATE SCHOOL DISTRICTS FOR PAST COSTS ATTRIBUTABLE TO THE IMPACT OF PAST USAGE OF TOBACCO."

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

Rep. Kelly demanded the yeas and nays.

The demand was supported.

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

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

Roll Call No. 624**Yeas—55**

Baird	Frank	Lemmons	Schauer
Basham	Garza	Lockwood	Schermesser

Bogardus	Gielegghem	Martinez	Scott
Bovin	Hager	Minore	Shackleton
Brater	Hale	Neumann	Sheltrown
Brewer	Hanley	O'Neil	Spade
Brown, B.	Hansen	Pestka	Stallworth
Callahan	Jacobs	Price	Switalski
Cherry	Jamnick	Prusi	Tesanovich
Clark, I.	Julian	Quarles	Thomas
Clarke, H.	Kelly	Richner	Vaughn
Daniels	Kilpatrick	Rison	Wojno
DeHart	LaForge	Rivet	Woodward
Dennis	Law	Sanborn	

Nays—49

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

In The Chair: Scranton

Rep. O'Neil moved to amend the bill as follows:

1. Amend page 18, line 6, by striking out "9,073,554,800.00" and inserting "9,086,054,800.00".
2. Amend page 46, following line 21, by inserting:

"SEC. 20L. FROM THE STATE SCHOOL AID FUND APPROPRIATION IN SECTION 11, THERE IS ALLOCATED FOR EACH FISCAL YEAR FOR 1998-99 AND 1999-2000 AN AMOUNT NOT TO EXCEED \$12,500,000.00 FOR PAYMENTS TO DISTRICTS THAT DO NOT RECEIVE PAYMENTS UNDER SECTION 20K AND IN WHICH THE NUMBER OF MILLS LEVIED IN 1993 FOR SCHOOL OPERATING PURPOSES IN THE 1993-94 SCHOOL YEAR WAS AT LEAST 3 MILLS LESS THAN THE NUMBER OF MILLS LEVIED IN 1992 FOR SCHOOL OPERATING PURPOSES IN THE 1992-93 SCHOOL YEAR. THE AMOUNT OF THE PAYMENT UNDER THIS SECTION FOR EACH FISCAL YEAR FOR 1998-99 AND 1999-2000 FOR EACH DISTRICT THAT IS DETERMINED BY THE DEPARTMENT TO MEET THE CRITERIA UNDER THIS SECTION SHALL BE \$500,000.00. IT IS THE INTENT OF THE LEGISLATURE THAT THE ALLOCATION UNDER THIS SECTION SHALL CONTINUE IN THE SAME AMOUNT FOR 2000-2001."

3. Amend page 123, line 5, after "at" by striking out "\$9,562,868,300.00" and inserting "\$9,575,368,300.00".
4. Amend page 123, line 7, after "at" by striking out "\$9,555,677,100.00" and inserting "\$9,568,177,100.00".

The question being on the adoption of the amendments offered by Rep. O'Neil,

Rep. O'Neil demanded the yeas and nays.

The demand was supported.

The question being on the adoption of the amendments offered by Rep. O'Neil,

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

Roll Call No. 625**Yeas—68**

Baird	Garza	Lemmons	Schermesser
Basham	Gielegghem	Lockwood	Scott
Birkholz	Gilbert	Middaugh	Scranton

Bogardus	Green	Minore	Shackleton
Bovin	Hale	Neumann	Sheltrown
Brewer	Hanley	O'Neil	Spade
Brown, B.	Hansen	Patterson	Stallworth
Callahan	Howell	Price	Switalski
Cherry	Jacobs	Prusi	Tabor
Clark, I.	Jamnick	Pumford	Tesanovich
Clarke, H.	Jellema	Quarles	Thomas
Daniels	Julian	Raczkowski	Toy
DeHart	Kelly	Rison	Van Woerkom
Dennis	Kilpatrick	Rivet	Vaughn
Faunce	Kowall	Rocca	Vear
Frank	LaForge	Sanborn	Wojno
Garcia	Law	Schauer	Woronchak

Nays—36

Allen	DeRossett	Jansen	Mortimer
Bisbee	DeVuyst	Jelinek	Pappageorge
Bishop	DeWeese	Johnson, Rick	Perricone
Bradstreet	Ehardt	Koetje	Richardville
Brater	Geiger	Kuipers	Richner
Brown, C.	Godchaux	Kukuk	Shulman
Byl	Gosselin	LaSata	Stamas
Cassis	Hager	Martinez	Vander Roest
Caul	Hart	Mead	Voorhees

In The Chair: Scranton

Rep. Dennis moved to amend the bill as follows:

1. Amend page 122, following line 22, by inserting:

“SEC. 166G.(1) UPON REQUEST BY A MEMBER OF THE LEGISLATURE, THE AUTHORIZING BODY OF A PUBLIC SCHOOL ACADEMY RECEIVING STATE SCHOOL AID UNDER THIS ACT SHALL PRODUCE FOR INSPECTION AND COPYING ANY DOCUMENT IN THE POSSESSION OF THE AUTHORIZING BODY THAT CONCERNS THE PUBLIC SCHOOL ACADEMY OR ANY ACTIVITY OR PROCEDURE OF THE AUTHORIZING BODY RELATED TO ITS FUNCTIONS AS AN AUTHORIZING BODY FOR THE MEMBER.

(2) IF AN AUTHORIZING BODY FAILS TO PRODUCE THE REQUESTED RECORDS UNDER SUBSECTION (1) WITHIN 5 DAYS, A PUBLIC SCHOOL ACADEMY THAT IS OPERATING UNDER A CONTRACT ISSUED BY THAT AUTHORIZING BODY FORFEITS ITS STATE SCHOOL AID UNDER THIS ACT.”.

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

Rep. Dennis demanded the yeas and nays.

The demand was supported.

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

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

Roll Call No. 626**Yeas—53**

Baird	Frank	Lemmons	Schauer
Basham	Garza	Lockwood	Schermesser
Bogardus	Gielegthem	Martinez	Scott
Bovin	Hager	Minore	Sheltrown
Brater	Hale	Neumann	Spade
Brewer	Hanley	O'Neil	Stallworth
Brown, B.	Hansen	Pestka	Switalski
Callahan	Jacobs	Price	Tesanovich

Cherry	Jamnick	Prusi	Thomas
Clark, I.	Kelly	Pumford	Vaughn
Clarke, H.	Kilpatrick	Quarles	Wojno
Daniels	Kowall	Rison	Woodward
DeHart	LaForge	Rivet	Woronchak
Dennis			

Nays—53

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

In The Chair: Scranton

Rep. Law moved to amend the bill as follows:

1. Amend page 123, following line 14, by inserting:

“Enacting section 3. This amendatory act shall not take effect unless House Bill No. 4404 is enacted into law.”.

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

Reps. Kelly and Julian moved to amend the bill as follows:

1. Amend page 28, line 19, after “is” by striking out “\$5,652.00” and inserting “\$5,754.00”.
2. Amend page 28, line 25, by striking out “\$8,426,600,000.00” and inserting “\$8,581,640,500.00”.
3. Amend page 45, line 21, by striking out “\$13,000,000.00” and inserting “\$34,300,000.00”.
4. Amend page 48, line 22, by striking out “\$270,350,000.00” and inserting “\$274,100,000.00”.
5. Amend page 65, line 20, by striking out “\$821,400,000.00” and inserting “\$800,302,800.00”.
6. Amend page 66, line 17, by striking out “\$714,793,100.00” and inserting “\$687,409,600.00”.
7. Amend page 68, line 5, by striking out “\$27,455,000.00” and inserting “\$33,880,700.00”.
8. Amend page 72, line 26, after “and” by striking out “\$12,000,000.00” and inserting “\$11,860,600.00”.
9. Amend page 93, line 10, after “exceed” by striking out “\$82,644,800.00” and inserting “\$84,114,000.00”.
10. Amend page 93, line 21, after “to” by striking out “103.5%” and inserting “105.34%”.
11. Amend page 123, line 9, after “at” by striking out “\$9,949,102,500.00” and inserting “\$10,133,146,900.00”.
12. Amend page 123, line 11, after “at” by striking out “\$9,936,830,300.00” and inserting “\$10,120,874,700.00”.

The question being on the adoption of the amendments offered by Reps. Kelly and Julian,

Rep. Julian demanded the yeas and nays.

The demand was supported.

The question being on the adoption of the amendments offered by Reps. Kelly and Julian,

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

Roll Call No. 627**Yeas—81**

Allen	DeWeese	LaForge	Sanborn
Baird	Ehardt	Law	Schauer
Basham	Faunce	Lemmons	Schermesser
Birkholz	Frank	Lockwood	Scott
Bisbee	Garza	Martinez	Scranton
Bogardus	Gielegheem	Middaugh	Shackleton
Bovin	Gilbert	Minore	Sheltrown
Brater	Green	Neumann	Spade
Brewer	Hager	O'Neil	Stallworth
Brown, B.	Hale	Patterson	Switalski
Callahan	Hanley	Pestka	Tabor
Cassis	Hansen	Price	Tesanovich
Caul	Howell	Prusi	Thomas
Cherry	Jacobs	Pumford	Van Woerkom
Clark, I.	Jamnick	Quarles	Vaughn
Clarke, H.	Johnson, Rick	Richardville	Vear
Daniels	Julian	Richner	Voorhees
DeHart	Kelly	Rison	Wojno
Dennis	Kilpatrick	Rivet	Woodward
DeRossett	Kowall	Rocca	Woronchak
DeVuyst			

Nays—25

Bishop	Gosselin	Kuipers	Perricone
Bradstreet	Hart	Kukuk	Rackowski
Brown, C.	Jansen	LaSata	Shulman
Byl	Jelinek	Mead	Stamas
Garcia	Jellema	Mortimer	Toy
Geiger	Koetje	Pappageorge	Vander Roest
Godchaux			

In The Chair: Scranton

Rep. Kelly moved to amend the bill as follows:

1. Amend page 120, line 20, after "at" by striking out "11.66%" and inserting "11.11%".
2. Amend page 121, following line 8, by inserting:

"(3) IT IS THE INTENT OF THE LEGISLATURE THAT THE FUNDING TO PAY THE STATE OF MICHIGAN RETIREMENT SYSTEM FOR ANY INCREASE IN THE 1999-2000 SCHOOL EMPLOYEE RETIREMENT HEALTH BENEFITS SHALL BE TRANSFERRED FROM TOBACCO SETTLEMENT REVENUE FROM MONEY RECEIVED BY THIS STATE THAT IS ATTRIBUTABLE TO THE MASTER SETTLEMENT AGREEMENT INCORPORATED INTO A CONSENT DECREE AND FINAL JUDGMENT ENTERED ON DECEMBER 7, 1998 IN KELLEY EX. REL. MICHIGAN V PHILLIP MORRIS INCORPORATED, ET AL., INGHAM COUNTY CIRCUIT COURT, DOCKET NO. 96-84281CZ.".

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

Rep. Martinez moved to amend the bill as follows:

1. Amend page 3, line 26, after the second "OF" by striking out ".7" and inserting ".651".
2. Amend page 4, line 2, after "OF" by striking out ".3" and inserting ".349".
3. Amend page 28, line 25, by striking out "\$8,426,600,000.00" and inserting "\$8,421,709,546.00".

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

Reps. Kilpatrick and Stallworth moved to amend the bill as follows:

1. Amend page 56, line 12, after "BREAKFAST" by striking out "OR" and inserting "AND".

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

Rep. Raczkowski moved to reconsider the vote by which the House adopted the amendments offered previously by Rep. LaSata.

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

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

Rep. LaSata withdrew the amendments.

Rep. Dennis moved to amend the bill as follows:

1. Amend page 65, following line 5, by inserting:

"SEC. 43. (1) FROM THE STATE SCHOOL AID FUND MONEY APPROPRIATED IN SECTION 11, THERE IS ALLOCATED AN AMOUNT NOT TO EXCEED \$5,000,000.00 FOR 1999-2000 FOR CORE CURRICULUM INCENTIVE PAYMENTS UNDER THIS SECTION. THE AMOUNT OF THE CORE CURRICULUM INCENTIVE PAYMENT TO EACH ELIGIBLE DISTRICT UNDER THIS SECTION SHALL BE AN AMOUNT EQUAL TO \$5.00 PER MEMBERSHIP PUPIL.

(2) FOR A DISTRICT TO BE ELIGIBLE TO RECEIVE A PAYMENT UNDER THIS SECTION, THE BOARD OF THE DISTRICT SHALL SUBMIT TO THE DEPARTMENT A BOARD-ADOPTED RESOLUTION CONFIRMING THAT THE DISTRICT HAS ADOPTED AND IMPLEMENTED THE STATE BOARD RECOMMENDED CORE ACADEMIC CURRICULUM CONTENT STANDARDS DEVELOPED UNDER SECTION 1278 OF THE REVISED SCHOOL CODE, MCL 380.1278."

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

Rep. Dennis demanded the yeas and nays.

The demand was supported.

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

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

Roll Call No. 628

Yeas—49

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

Nays—57

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
Byl	Hart	Middaugh	Stamas
Cassis	Howell	Mortimer	Tabor
Caul	Jansen	Pappageorge	Toy
DeRossett	Jelinek	Patterson	Van Woerkom
DeVuyst	Jellema	Perricone	Vander Roest

DeWeese
Ehardt
Faunce
Garcia

Johnson, Rick
Julian
Koetje

Pumford
Raczkowski
Richardville

Vear
Voorhees
Woronchak

In The Chair: Scranton

Rep. Cassis moved to amend the bill as follows:

1. Amend page 60, following line 27, by inserting:

“SEC. 32. (1) FROM THE STATE SCHOOL AID FUND MONEY APPROPRIATED IN SECTION 11, THERE IS ALLOCATED FOR 1999-2000 AN AMOUNT NOT TO EXCEED \$250,000.00 FOR PILOT READING RECOVERY PROGRAM GRANTS UNDER THIS SECTION. THE DEPARTMENT SHALL MAKE GRANTS UNDER THIS SECTION TO AT LEAST 3 DISTRICTS, AND THE DISTRICTS SHALL BE GEOGRAPHICALLY DIVERSE.

(2) A DISTRICT RECEIVING FUNDS UNDER THIS SECTION SHALL USE THE FUNDS TO IMPLEMENT THE READING RECOVERY CURRICULUM FOR THE FIRST TIME IN 1 OR MORE OF GRADES K TO 3 IN 1 OR MORE ELIGIBLE SCHOOL BUILDINGS.

(3) TO BE ELIGIBLE FOR A GRANT UNDER THIS SECTION, A DISTRICT MUST HAVE AT LEAST 1 ELIGIBLE SCHOOL BUILDING; MUST NOT BE CURRENTLY OPERATING A READING RECOVERY PROGRAM; AND SHALL APPLY TO THE DEPARTMENT NOT LATER THAN SEPTEMBER 1, 1999 IN THE FORM AND MANNER PRESCRIBED BY THE DEPARTMENT. THE DEPARTMENT SHALL MAKE APPLICATIONS AVAILABLE FOR THIS PURPOSE NOT LATER THAN JUNE 30, 1999. THE APPLICATION SHALL INCLUDE A DESCRIPTION OF THE EVALUATION MECHANISM TO BE USED TO EVALUATE THE EFFECTIVENESS OF A PILOT READING RECOVERY PROGRAM FUNDED UNDER THIS SECTION. THE DEPARTMENT SHALL APPROVE OR DISAPPROVE APPLICATIONS AND NOTIFY THE APPLYING DISTRICT OF THAT DECISION NOT LATER THAN OCTOBER 1, 1999.

(4) FOR A SCHOOL BUILDING TO BE ELIGIBLE FOR FUNDING UNDER THIS SECTION, THE SCHOOL BUILDING MUST OPERATE AT LEAST 1 OF GRADES K TO 3; THE SCHOOL BUILDING MUST BE OPERATED BY A DISTRICT THAT OPERATES ALL OF GRADES K TO 12 AND THAT RECEIVES FUNDS UNDER SECTION 31A; AND AT LEAST 50% OF THE ACTUAL PUPILS ENROLLED IN THE SCHOOL BUILDING IN THE IMMEDIATELY PRECEDING FISCAL YEAR MUST HAVE BEEN ELIGIBLE FOR FREE LUNCH, AS DETERMINED UNDER THE NATIONAL SCHOOL LUNCH ACT, CHAPTER 281, 60 STAT. 230, 42 U.S.C. 1751 TO 1753, 1755 TO 1761, 1762a, 1765 TO 1766a, 1769, 1769b TO 1769c, AND 1769f TO 1769h, AND REPORTED TO THE DEPARTMENT NOT LATER THAN OCTOBER 31 OF THE IMMEDIATELY PRECEDING FISCAL YEAR AND ADJUSTED NOT LATER THAN DECEMBER 31 OF THE IMMEDIATELY PRECEDING FISCAL YEAR.”.

2. Amend page 123, line 9, after “at” by striking out “\$9,949,102,500.00” and inserting “\$9,949,352,500.00”.

3. Amend page 123, line 11, after “at” by striking out “\$9,936,830,300.00” and inserting “\$9,937,080,300.00”.

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

Rep. Bob Brown demanded the yeas and nays.

The demand was supported.

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

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

Roll Call No. 629

Yeas—57

Allen
Birkholz
Bisbee
Bovin
Bradstreet
Brown, B.
Brown, C.
Byl
Callahan
Cassis
Caul
Dennis

Ehardt
Faunce
Frank
Garcia
Geiger
Gieleghem
Gilbert
Green
Hager
Howell
Jelinek
Jellema

Kukuk
LaSata
Law
Mead
Mortimer
Neumann
Pappageorge
Patterson
Pestka
Prusi
Pumford
Richardville

Sanborn
Schauer
Scranton
Shackleton
Sheltrown
Shulman
Spade
Stamas
Switalski
Tabor
Thomas
Toy

DeRossett
DeVuyst
DeWeese

Johnson, Rick
Julian

Rivet
Rocca

Wojno
Woronchak

Nays—48

Baird
Basham
Bishop
Bogardus
Brater
Brewer
Cherry
Clark, I.
Clarke, H.
Daniels
DeHart
Garza

Godchaux
Gosselin
Hale
Hansen
Hart
Jacobs
Jamnick
Jansen
Kelly
Kilpatrick
Koetje
Kowall

Kuipers
LaForge
Lemmons
Lockwood
Martinez
Middaugh
Minore
O'Neil
Perricone
Price
Quarles
Raczkowski

Richner
Rison
Schermesser
Scott
Stallworth
Tesanovich
Van Woerkom
Vander Roest
Vaughn
Vear
Voorhees
Woodward

In The Chair: Scranton

Reps. Hart and Shulman moved to amend the bill as follows:

1. Amend page 4, line 4, after “YEAR” by striking out the comma and inserting a period and “FOR 2000-2001 AND EACH SUCCEEDING FISCAL YEAR, MEMBERSHIP MEANS FOR A DISTRICT, PUBLIC SCHOOL ACADEMY, UNIVERSITY SCHOOL, OR INTERMEDIATE DISTRICT THE NUMBER OF FULL-TIME EQUATED PUPILS IN REGULAR DAILY ATTENDANCE ON THE PUPIL MEMBERSHIP COUNT DAY FOR THE CURRENT SCHOOL YEAR. ALL PUPIL COUNTS USED IN THIS SUBSECTION ARE”.

The question being on the adoption of the amendment offered by Reps. Hart and Shulman,

Rep. Shulman demanded the yeas and nays.

The demand was supported.

The question being on the adoption of the amendment offered by Reps. Hart and Shulman,

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

Roll Call No. 630

Yeas—78

Basham
Birkholz
Bishop
Bogardus
Bovin
Bradstreet
Brater
Brown, B.
Callahan
Cassis
Caul
Cherry
Clark, I.
Clarke, H.
Daniels
DeHart
Dennis
DeRossett
DeVuyst
DeWeese

Ehardt
Faunce
Frank
Garcia
Garza
Gielegem
Gilbert
Gosselin
Hager
Hale
Hansen
Hart
Howell
Jamnick
Kelly
Koetje
Kowall
Kuipers
Kukuk
LaForge

Law
Lemmons
Lockwood
Mead
Minore
Mortimer
Neumann
O'Neil
Patterson
Perricone
Pestka
Prusi
Pumford
Raczkowski
Richardville
Richner
Rison
Rivet
Rocca

Sanborn
Schauer
Schermesser
Scranton
Sheltrown
Shulman
Spade
Switalski
Tabor
Tesanovich
Thomas
Toy
Van Woerkom
Vander Roest
Vear
Voorhees
Wojno
Woodward
Woronchak

Nays—24

Allen	Green	Julian	Price
Baird	Hanley	Kilpatrick	Scott
Bisbee	Jansen	LaSata	Shackleton
Brown, C.	Jelinek	Martinez	Stallworth
Byl	Jellema	Middaugh	Stamas
Godchaux	Johnson, Rick	Pappageorge	Vaughn

In The Chair: Scranton

Rep. Kelly moved to amend the bill as follows:

1. Amend page 121, following line 8, by inserting:

“(3) IT IS THE INTENT OF THE LEGISLATURE THAT THE FUNDING TO PAY THE STATE OF MICHIGAN RETIREMENT SYSTEM FOR ANY INCREASE IN THE 1999-2000 SCHOOL EMPLOYEE RETIREMENT HEALTH BENEFITS SHALL BE TRANSFERRED FROM TOBACCO SETTLEMENT REVENUE FROM MONEY RECEIVED BY THIS STATE THAT IS ATTRIBUTABLE TO THE MASTER SETTLEMENT AGREEMENT INCORPORATED INTO A CONSENT DECREE AND FINAL JUDGMENT ENTERED ON DECEMBER 7, 1998 IN KELLEY EX. REL. MICHIGAN V PHILLIP MORRIS INCORPORATED, ET AL., INGHAM COUNTY CIRCUIT COURT, DOCKET NO. 96-84281CZ.”.

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

Rep. Kelly demanded the yeas and nays.

The demand was supported.

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

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

Roll Call No. 631**Yeas—50**

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

Nays—56

Allen	Garcia	Koetje	Richardville
Birkholz	Geiger	Kowall	Richner
Bisbee	Gilbert	Kuipers	Rocca
Bishop	Godchaux	Kukuk	Scranton
Bradstreet	Gosselin	LaSata	Shackleton
Brown, C.	Green	Martinez	Shulman
Byl	Hager	Mead	Stamas
Cassis	Hart	Middaugh	Tabor
Caul	Howell	Mortimer	Toy
DeRossett	Jansen	Pappageorge	Van Woerkom

DeVuyst
DeWeese
Ehardt
Faunce

Jelinek
Jellema
Johnson, Rick
Julian

Patterson
Perricone
Pumford
Raczkowski

Vander Roest
Vear
Voorhees
Woronchak

In The Chair: Scranton

Rep. Martinez moved to amend the bill as follows:

1. Amend page 60, following line 27, by inserting:

“(7) IN ADDITION TO THE OTHER ALLOCATIONS UNDER THIS SECTION, THERE IS ALLOCATED FROM THE STATE SCHOOL AID FUND APPROPRIATION IN SECTION 11 AN AMOUNT EQUAL TO \$50,000,000.00 FOR 1999-2000 FOR ADDITIONAL CLASS SIZE REDUCTION GRANTS. THE DEPARTMENT SHALL ALLOCATE \$15,000,000.00 OF THIS MONEY TO A DISTRICT THAT IS A SCHOOL DISTRICT OF THE FIRST CLASS UNDER THE REVISED SCHOOL CODE FOR CLASS SIZE REDUCTION CONSISTENT WITH THIS SECTION, IN CONJUNCTION WITH AVAILABLE FEDERAL FUNDING. THE DEPARTMENT SHALL USE THE REMAINDER OF THIS MONEY, IN CONJUNCTION WITH AVAILABLE FEDERAL FUNDING, EITHER TO INCREASE THE GRANTS TO OTHER RECIPIENT DISTRICTS TO ALLOW CLASS SIZE REDUCTION IN ADDITIONAL BUILDINGS OR FOR GRANTS TO ADDITIONAL DISTRICTS THAT ARE OTHERWISE ELIGIBLE FOR A GRANT UNDER THIS SECTION TO BEGIN CLASS SIZE REDUCTION IN ELIGIBLE BUILDINGS IN THOSE ADDITIONAL DISTRICTS.”.

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

Rep. Martinez demanded the yeas and nays.

The demand was supported.

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

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

Roll Call No. 632

Yeas—46

Baird
Basham
Bogardus
Bovin
Brater
Brown, B.
Callahan
Cherry
Clark, I.
Clarke, H.
Daniels
DeHart

Dennis
Garza
Godchaux
Hale
Hanley
Hansen
Jacobs
Jamnick
Kelly
Kilpatrick
LaForge
Lemmons

Lockwood
Martinez
Minore
O’Neil
Price
Prusi
Quarles
Richner
Rison
Rivet
Schauer

Schermesser
Scott
Scranton
Sheltrown
Spade
Stallworth
Switalski
Tesanovich
Thomas
Wojno
Woodward

Nays—54

Allen
Birkholz
Bisbee
Bishop
Bradstreet
Brown, C.
Byl
Cassis
Caul

Garcia
Geiger
Gilbert
Gosselin
Green
Hager
Hart
Howell
Jansen

Kowall
Kuipers
Kukuk
LaSata
Law
Mead
Middaugh
Mortimer
Pappageorge

Richardville
Rocca
Sanborn
Shackleton
Shulman
Stamas
Tabor
Toy
Van Woerkom

DeRossett	Jelinek	Patterson	Vander Roest
DeVuyst	Jellema	Perricone	Vear
DeWeese	Johnson, Rick	Pumford	Voorhees
Ehardt	Julian	Raczkowski	Woronchak
Faunce	Koetje		

In The Chair: Scranton

Rep. Jellema moved to amend the bill as follows:

1. Amend page 18, line 12, by striking out “\$9,502,739,000.00” and inserting “\$9,945,951,500.00”.

2. Amend page 65, following line 5, by inserting:

“SEC. 43. (1) FROM THE STATE SCHOOL AID FUND MONEY APPROPRIATED IN SECTION 11, THERE IS ALLOCATED FOR 1999-2000 ONLY AN AMOUNT NOT TO EXCEED \$30,000,000.00 FOR PAYMENTS TO ELIGIBLE DISTRICTS UNDER THIS SECTION.

(2) TO BE ELIGIBLE FOR A PAYMENT UNDER THIS SECTION, A DISTRICT SHALL APPLY TO THE DEPARTMENT IN THE FORM AND MANNER PRESCRIBED BY THE DEPARTMENT, AND SHALL DEMONSTRATE TO THE SATISFACTION OF THE DEPARTMENT THAT THE DISTRICT MEETS 1 OR BOTH OF THE FOLLOWING:

(A) HAS TAKEN MEASURES DESIGNED TO IMPROVE PUPIL PERFORMANCE IN THE DISTRICT ON THE MICHIGAN EDUCATION ASSESSMENT PROGRAM (MEAP) TESTS.

(B) HAS BORROWED MONEY FOR OPERATING PURPOSES BETWEEN JULY 1, 1999 AND OCTOBER 20, 1999.

(3) THE MONEY ALLOCATED UNDER THIS SECTION SHALL BE ALLOCATED TO ALL ELIGIBLE DISTRICTS ON AN EQUAL PER PUPIL BASIS.”.

3. Amend page 123, line 9, after “at” by striking out “\$10,133,146,900.00” and inserting “\$10,392,315,000.00”.

4. Amend page 123, line 11, after “at” by striking out “\$10,120,874,700.00” and inserting “\$10,380,048,800.00”.

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

Rep. Jellema demanded the yeas and nays.

The demand was supported.

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

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

Roll Call No. 633

Yeas—99

Allen	Faunce	LaForge	Rocca
Baird	Frank	LaSata	Sanborn
Basham	Garza	Law	Schauer
Birkholz	Geiger	Lemmons	Schermesser
Bisbee	Gielegthem	Lockwood	Scott
Bishop	Gilbert	Martinez	Scranton
Bogardus	Godchaux	Mead	Shackleton
Bovin	Hager	Middaugh	Shulman
Brater	Hale	Minore	Spade
Brewer	Hanley	Mortimer	Stallworth
Brown, B.	Hansen	Neumann	Stamas
Brown, C.	Howell	O’Neil	Switalski
Byl	Jacobs	Pappageorge	Tabor
Callahan	Jamnick	Patterson	Tesanovich
Cassis	Jansen	Perricone	Thomas
Caul	Jelinek	Pestka	Toy
Cherry	Jellema	Price	Van Woerkom
Clark, I.	Johnson, Rick	Prusi	Vander Roest
Clarke, H.	Julian	Pumford	Vaughn
Daniels	Kelly	Quarles	Vear
DeHart	Kilpatrick	Raczkowski	Voorhees

Dennis
DeVuyst
DeWeese
Ehardt

Koetje
Kowall
Kuipers
Kukuk

Richardville
Richner
Rison
Rivet

Wojno
Woodward
Woronchak

Nays—6

Bradstreet
DeRossett

Garcia
Gosselin

Green

Hart

In The Chair: Scranton

Rep. Dennis moved to amend the bill as follows:

1. Amend page 12, following line 18, by inserting:

“(2) IF A DISTRICT’S 1999-2000 MEMBERSHIP AS OTHERWISE CALCULATED UNDER THIS SUBSECTION WOULD BE LESS THAN 95% OF THE DISTRICT’S 1998-99 MEMBERSHIP, THE DISTRICT’S 1999-2000 MEMBERSHIP SHALL BE CONSIDERED TO BE EQUAL TO 95% OF THE DISTRICT’S 1998-99 MEMBERSHIP.”.

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

Rep. Dennis demanded the yeas and nays.

The demand was supported.

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

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

Roll Call No. 634

Yeas—55

Baird
Basham
Bisbee
Bogardus
Bovin
Brater
Brewer
Brown, B.
Callahan
Cherry
Clark, I.
Clarke, H.
Daniels
DeHart

Dennis
Garza
Gielegthem
Godchaux
Hale
Hanley
Hansen
Hart
Jacobs
Jamnick
Julian
Kelly
Kilpatrick
LaForge

Lemmons
Lockwood
Martinez
Minore
Neumann
O’Neil
Pappageorge
Price
Prusi
Quarles
Rison
Rivet
Rocca
Schauer

Schermesser
Scott
Scranton
Shackleton
Spade
Stallworth
Switalski
Tesanovich
Thomas
Vaughn
Voorhees
Wojno
Woodward

Nays—49

Allen
Birkholz
Bishop
Bradstreet
Brown, C.
Byl
Cassis
Caul
DeRossett

Garcia
Geiger
Gilbert
Gosselin
Green
Hager
Howell
Jansen
Jelinek

Kowall
Kuipers
Kukuk
LaSata
Law
Mead
Middaugh
Mortimer
Patterson

Richardville
Richner
Sanborn
Sheltrown
Shulman
Stamas
Tabor
Toy
Van Woerkom

DeVuyst
DeWeese
Ehardt
Faunce

Jellema
Johnson, Rick
Koetje

Perricone
Pumford
Raczkowski

Vander Roest
Vear
Woronchak

In The Chair: Scranton

Rep. Dennis moved to amend the bill as follows:

1. Amend page 12, following line 18, by inserting:

“(2) IF A DISTRICT’S 1999-2000 MEMBERSHIP AS OTHERWISE CALCULATED UNDER THIS SUBSECTION WOULD BE LESS THAN 94% OF THE DISTRICT’S 1998-99 MEMBERSHIP, THE DISTRICT’S 1999-2000 MEMBERSHIP SHALL BE CONSIDERED TO BE EQUAL TO 94% OF THE DISTRICT’S 1998-99 MEMBERSHIP.”.

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

Rep. Dennis demanded the yeas and nays.

The demand was supported.

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

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

Roll Call No. 635

Yeas—55

Baird
Basham
Bisbee
Bogardus
Bovin
Brater
Brewer
Brown, B.
Callahan
Cherry
Clark, I.
Clarke, H.
Daniels
DeHart

Dennis
Faunce
Frank
Garza
Gielegthem
Hale
Hanley
Hansen
Jacobs
Jammnick
Julian
Kelly
Kilpatrick
LaForge

Lemmons
Lockwood
Martinez
Middaugh
Minore
Neumann
O’Neil
Pestka
Price
Prusi
Quarles
Rison
Rivet
Rocca

Schauer
Schermesser
Scott
Shackleton
Sheltrown
Spade
Stallworth
Switalski
Tesanovich
Thomas
Vaughn
Wojno
Woodward

Nays—51

Allen
Birkholz
Bishop
Bradstreet
Brown, C.
Byl
Cassis
Caul
DeRossett
DeVuyst
DeWeese
Ehardt
Garcia

Geiger
Gilbert
Godchaux
Gosselin
Green
Hager
Hart
Howell
Jansen
Jelinek
Jellema
Johnson, Rick
Koetje

Kowall
Kuipers
Kukuk
LaSata
Law
Mead
Mortimer
Pappageorge
Patterson
Perricone
Pumford
Raczkowski
Richardville

Richner
Sanborn
Scranton
Shulman
Stamas
Tabor
Toy
Van Woerkom
Vander Roest
Vear
Voorhees
Woronchak

In The Chair: Scranton

Rep. Garcia moved to amend the bill as follows:

1. Amend page 46, following line 21, by inserting:

“SEC. 20l. (1) IN ADDITION TO ALL OTHER MONEY APPROPRIATED UNDER THIS ACT, FOR THE FISCAL YEAR ENDING SEPTEMBER 30, 2000 THERE IS APPROPRIATED FROM THE STATE SCHOOL AID FUND AN AMOUNT NOT TO EXCEED \$100,000,000.00 FOR INTEREST FREE LOANS TO DISTRICTS UNDER THIS SECTION ONLY IF THE AMOUNT OF FUNDS IN SUBSECTION (6) IS AVAILABLE.

(2) THE DEPARTMENT SHALL USE THE MONEY APPROPRIATED UNDER THIS SECTION TO MAKE SHORT-TERM LOANS TO DISTRICTS FOR CASH FLOW PURPOSES IN ADVANCE OF RECEIPT OF STATE SCHOOL AID. NOTWITHSTANDING SECTION 17B, THE DEPARTMENT MAY BEGIN MAKING LOANS UNDER THIS SECTION ON OCTOBER 1, 1999.

(3) LOANS MADE UNDER THIS SECTION SHALL BE SECURED BY A PLEDGE OF STATE SCHOOL AID THE DISTRICT WILL RECEIVE DURING THE FISCAL YEAR. SUBJECT TO SUBSECTION (4), THE MAXIMUM AMOUNT OF A LOAN UNDER THIS SECTION IS \$2,000,000.00. DISTRICTS SHALL REPAY THE LOANS AS FOLLOWS:

(A) IF A DISTRICT BORROWS \$500,000.00 OR LESS, THE DISTRICT SHALL REPAY THE LOAN WITHIN 3 MONTHS.

(B) IF A DISTRICT BORROWS MORE THAN \$500,000.00 AND NOT MORE THAN \$1,000,000.00, THE DISTRICT SHALL REPAY THE LOAN WITHIN 4 MONTHS.

(C) IF A DISTRICT BORROWS MORE THAN \$1,000,000.00 AND NOT MORE THAN \$1,500,000.00, THE DISTRICT SHALL REPAY THE LOAN WITHIN 5 MONTHS.

(D) IF A DISTRICT BORROWS MORE THAN \$1,500,000.00 UP TO \$2,000,000.00, THE DISTRICT SHALL REPAY THE LOAN WITHIN 6 MONTHS.

(4) A DISTRICT IS NOT ELIGIBLE FOR A LOAN UNDER THIS SECTION IN AN AMOUNT THAT EXCEEDS 50% OF THE DISTRICT'S TOTAL SCHOOL OPERATING BUDGET FOR THE FIRST 4 MONTHS OF THE SCHOOL YEAR.

(5) A DISTRICT IS ELIGIBLE FOR ONLY 1 LOAN UNDER THIS SECTION IN ANY FISCAL YEAR AND FOR ONLY 3 LOANS UNDER THIS SECTION IN A 5-YEAR PERIOD. A DISTRICT THAT FAILS TO REPAY A LOAN UNDER THIS SECTION ON TIME IS INELIGIBLE FOR A LOAN UNDER THIS SECTION FOR THE NEXT 5 YEARS.

(6) IT IS THE INTENT OF THE LEGISLATURE TO FUND THIS SECTION EACH FISCAL YEAR IN WHICH THERE IS A PROJECTED SURPLUS IN THE STATE SCHOOL AID FUND OF AT LEAST \$200,000,000.00.”.

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

Rep. Garcia demanded the yeas and nays.

The demand was supported.

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

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

Roll Call No. 636

Yeas—31

Bisbee	Garza	Mortimer	Sheltrown
Bogardus	Gielegthem	Neumann	Thomas
Brown, B.	Jacobs	O'Neil	Vander Roest
Callahan	Julian	Richardville	Vaughn
Cherry	Kelly	Rivet	Vear
Clark, I.	LaForge	Schauer	Wojno
Faunce	Lemmons	Scranton	Woodward
Garcia	Minore	Shackleton	

Nays—71

Allen	DeVuyst	Kilpatrick	Richner
Baird	DeWeese	Koetje	Rison
Basham	Ehardt	Kowall	Rocca
Birkholz	Gilbert	Kuipers	Sanborn
Bishop	Godchaux	Kukuk	Schermesser
Bovin	Gosselin	LaSata	Scott
Bradstreet	Green	Law	Shulman

Brater	Hager	Lockwood	Spade
Brewer	Hale	Mead	Stallworth
Brown, C.	Hanley	Middaugh	Stamas
Byl	Hansen	Pappageorge	Switalski
Cassis	Hart	Patterson	Tabor
Caul	Howell	Perricone	Tesanovich
Clarke, H.	Jamnick	Pestka	Toy
Daniels	Jansen	Price	Van Woerkom
DeHart	Jelinek	Prusi	Voorhees
Dennis	Jellema	Pumford	Woronchak
DeRossett	Johnson, Rick	Raczkowski	

In The Chair: Scranton

Rep. Jelinek 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. 4498, entitled

A bill to amend 1979 PA 94, entitled "The state school aid act of 1979," by amending sections 3, 4, 6, 6b, 8, 8a, 11, 11g, 13, 14, 15, 17a, 17b, 18, 18a, 19, 20, 20b, 24, 25, 25a, 26a, 31a, 31c, 36, 36a, 37, 38, 39, 40, 41, 51a, 52, 53a, 54, 56, 57, 61a, 62, 63, 67, 68, 74, 81, 91b, 94, 99, 101, 102, 104a, 105, 107, 109, 118, 124, 147, 151, 152, 158, 158b, 161a, 163, 165, 166b, 167, 168, 169, and 169a, (MCL 388.1603, 388.1604, 388.1606, 388.1606b, 388.1608, 388.1608a, 388.1611, 388.1611g, 388.1613, 388.1614, 388.1615, 388.1617a, 388.1617b, 388.1618, 388.1618a, 388.1619, 388.1620, 388.1620b, 388.1624, 388.1625, 388.1625a, 388.1626a, 388.1631a, 388.1631c, 388.1636, 388.1636c, 388.1637, 388.1638, 388.1639, 388.1640, 388.1641, 388.1651a, 388.1652, 388.1653a, 388.1654, 388.1656, 388.1657, 388.1661a, 388.1662, 388.1663, 388.1667, 388.1668, 388.1674, 388.1681, 388.1691b, 388.1694, 388.1699, 388.1701, 388.1702, 388.1704a, 388.1705, 388.1707, 388.1709, 388.1718, 388.1724, 388.1747, 388.1751, 388.1752, 388.1758, 388.1758b, 388.1761a, 388.1763, 388.1765, 388.1766b, 388.1767, 388.1768, 388.1769, and 388.1769a), sections 6, 11, 11g, 17b, 20, 20b, 26a, 31a, 51a, 63, 81, and 105 as amended by 1998 PA 553, and sections 25a and 161a as added by 1998 PA 553, and sections 8a, 24, 31c, 36, 36a, 41, 53a, 54, 56, 57, 61a, 62, 68, 74, 94, 99, 101, 107, 147, and 166b as amended by 1998 PA 339, and section 165 as added by 1998 PA 339, and section 104a as amended by 1997 PA 176, and sections 8, 39 and 67 as amended by 1997 PA 142, and sections 3, 25, 52, 124, 151, 167, and 169a as amended by 1997 PA 93, and section 6b as added by 1997 PA 24, and sections 13, 15, 17a, 18, 18a, 19, 37, 38, 102, and 163 as amended by 1996 PA 300, and section 169 as added by 1996 PA 300, and section 4 as amended by 1995 PA 130, and sections 91b and 118 as added by 1995 PA 130, and section 109 as amended by 1994 PA 283, and section 158b as added by 1994 PA 283, and section 14 as amended by 1993 PA 336, and section 152 as amended by 1993 PA 175, and section 168 as added by 1993 PA 175, and section 40 as amended by 1991 PA 118, and section 158 as amended by 1990 PA 207, and by adding sections 105c and 166c; and to repeal acts and parts of acts.

The bill was read a third time.

The question being on the passage of the bill,

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

The motion prevailed.

By unanimous consent the House returned to the order of

Messages from the Senate

The Speaker laid before the House

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 received from the Senate on May 27, with substitute (S-1) title amendment and immediate effect given by the Senate, consideration of which, under the rules, was postponed until today, see House Journal No. 49, p. 1169.)

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

The substitute (S-1) was not concurred in, a majority of the members serving not voting therefor, by yeas and nays, as follows:

Roll Call No. 637**Yeas—43**

Basham	Dennis	LaForge	Rivet
Bogardus	Frank	Lemmons	Schauer
Bovin	Garza	Lockwood	Schermesser
Brater	Gielegthem	Minore	Spade
Brown, B.	Hale	Neumann	Stallworth
Callahan	Hanley	O'Neil	Tesanovich
Cherry	Hansen	Price	Thomas
Clark, I.	Jacobs	Prusi	Vaughn
Clarke, H.	Jamnack	Quarles	Wojno
Daniels	Kelly	Richner	Woodward
DeHart	Kilpatrick	Rison	

Nays—62

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

In The Chair: Scranton

By unanimous consent the House returned to the order of

Motions and Resolutions

Reps. Wojno, Ehardt, Voorhees, Richner, DeVuyst, Scott, Kukuk, Mortimer, Vear, Kilpatrick, Jansen, Faunce, Pappageorge, DeRossett, Kelly, Hale, Gosselin, Bishop, Hansen, Dennis, Gielegthem, Callahan, DeHart, Schermesser, Cherry, DeWeese, Garcia, Lemmons, Jamnick, Vaughn, Bovin, Woodward, Bogardus, Hanley, Baird, Toy, Tesanovich, Thomas, LaForge, Spade, Brater, Hager and Schauer offered the following resolution:

House Resolution No. 111.

A resolution honoring Jan Lindeman for 30 years of service to the Center Line Public Schools.

Whereas, It is with deep appreciation of the diversity of talents that must come together to make educational excellence possible, that we honor Jan Lindeman upon the occasion of 30 years of dedicated service to the students of Center Line Public Schools. As Jan Lindeman begins serving her 5th four-year term as a member of the Center Line Schools' Board of Education, we add our voice of thanks to those of the teachers, students, and parents throughout Center Line Public Schools; and

Whereas, The Center Line Public Schools have a well-deserved reputation as one of the finest public school systems in Macomb County and the entire state of Michigan. This reputation for excellence was built on the spirit of commitment and dedication of individuals like Jan Lindeman. In her work as a School Board member over the past 16 years, Jan Lindeman has been part of this challenging task. With her heartfelt concern for young people and the realization of the importance of learning in our swiftly changing world, Jan Lindeman has helped countless students and strengthened our state and its future; and

Whereas, On Monday, June 7, 1999, the Center Line Board of Education will formally dedicate the newly renovated media center at Center Line High School as the Jan Lindeman Media Center. A permanently mounted commemorative plaque will be proudly displayed in the new High School Media Center. This newly renovated media center will serve the students of Center Line with state-of-the-art technology, including 24 new computers with complete internet access. The new media center is contained in a climate controlled environment; and

Whereas, Jan Lindeman and her husband Bob have made Center Line their home for 35 years, where they raised three sons and two daughters. Although her children have since graduated from Center Line High School, Jan continues to be an active volunteer for the Center Line School District. In addition, Jan has several of her 11 grandchildren attending Center Line Public Schools. She can always be found at Center Line athletic events, working in the concession stand and cheering on the Center Line athletes; now, therefore, be it

Resolved by the House of Representatives, That the members of this legislative body hereby honor Jan Lindeman for her 30 years of unselfish commitment to the young people of Center Line as a School Board member and spirited volunteer. We admire her, appreciate her contributions, and accord our best wishes for continued success and much health and happiness; and be it further

Resolved, That a copy of this resolution be transmitted to Jan as evidence of our highest 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.

Reps. Reeves, Ehardt, Voorhees, Richner, Scott, Vear, Kilpatrick, Jansen, Pappageorge, DeRossett, Kelly, Hansen, Dennis, DeHart, Schermesser, Cherry, DeWeese, Garcia, Lemmons, Clark, Jamnick, Garza, Hart, Vaughn, Bovin, Woodward, Bogardus, Hanley, Baird, Toy, Tesanovich, Thomas, LaForge, Spade, Brater, Hager, Hardman and Schauer offered the following resolution:

House Resolution No. 112.

A resolution honoring Michelle Darden, owner of Allstate Insurance Agency, 19226 Joy Road, Detroit, Michigan.

Whereas, It is a pleasure to offer congratulations to Michelle Darden upon her nomination by the Michigan Women's Bi-Partisan Caucus as an outstanding business owner. With the record that this talented and energetic entrepreneur has compiled over the years, this is a most fitting symbol of excellence in an endeavor of great importance to every citizen, business, and institution in this state; and

Whereas, Michigan has a long tradition of belief in the value of business ownership and the Michigan Women's Bi-Partisan Caucus seeks to establish a sense of community among pioneering businesswomen through this award; and

Whereas, By receiving the nomination of the Michigan Women's Bi-Partisan Caucus, Ms. Darden is being singled out for her commitment to God's principles, her family, and her community; and

Whereas, Ms. Darden respects and cares for her clients, engaging in principled business practices, thereby following the example of love provided by the Lord; and

Whereas, Ms. Darden has maintained high professional standards, balancing a challenging career while raising a son with Christian principles; and

Whereas, Ms. Darden, as the sole proprietor of an Allstate Insurance Agency and with the use of her radio program, serves to educate those in need about the insurance industry. Ms. Darden has shown her dedication and willingness to assist individuals and their families by working more than twenty years with members of the Detroit community; and

Whereas, Ms. Darden's life has exemplified the scripture by which the Apostle Paul states in his letter to the church at Galatia:

And let us not be weary in well doing:

for in due season we shall reap, if we faint not.

As we have therefore opportunity, let us do good unto all men,
especially unto them who are of the household of faith.

Galatians 6:9-10

We applaud the dedication she has consistently displayed and offer our thanks for the manner in which her clients and members of the Detroit community benefit from all of this hard work; now, therefore, be it

Resolved by the House of Representatives, That the members of this legislative body join in honoring Michelle Darden upon her nomination by the Michigan Women's Bi-Partisan Caucus for her entrepreneurial endeavors; and be it further

Resolved, That a copy of this resolution be transmitted to Michelle Darden as a token of our respect for her fine work.

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.

Reps. Vear, Clarke, Mortimer, Bradstreet, Mead, Bishop, Vander Roest, Garcia, Van Woerkom, Faunce, Hart, Richardville, Hager, DeRossett, Gilbert, Julian, Koetje, Law, DeWeese, Shackleton, Wojno, Schermesser, DeHart, O'Neil, Frank, Kowall, Voorhees, Shulman, Pumford, Bisbee, Toy, Sanborn, Jansen, Stamas, Jellema, Baird, Kuipers, Jelinek, Kukuk, Cameron Brown, Rocca, Schauer, DeVuyst, Raczkowski, Cassis, Tabor, Switalski, Thomas, Spade, Callahan, Mans, Woodward, Dennis, Gielegem, Minore, Sheltrown, Garza, Rivet, Pestka, Neumann, Brewer, Kelly, LaForge, Howell, Prusi, Caul, Rick Johnson, Richner, Daniels, Scott, Price, Tesanovich, Lockwood, Vaughn, Cherry, Jamnick, Clark, Reeves, Hardman, Quarles, Basham, Hale, Stallworth, Lemmons, Ehardt, Woronchak, LaSata, Scranton, Perricone, Allen, Kilpatrick, Pappageorge, Gosselin, Bovin, Hanley and Brater offered the following resolution:

House Resolution No. 113.

A resolution honoring Jill Dobson, Miss Michigan USA.

Whereas, It is with great pleasure that the members of this legislative body join in offering the highest tribute to Miss Jill Dobson upon being crowned Miss Michigan USA. She has been selected out of 62 participants from across Michigan to represent our great state in the national finals of the Miss USA competition in Branson, Missouri; and

Whereas, Jill Dobson, a Quincy High School graduate of 1995, Troy State University graduate, and current Michigan State University master's student, has earned the respect and admiration of the Quincy community by spending countless hours campaigning to promote literacy; and

Whereas, On this occasion, it is most appropriate for us to honor and recognize her accomplishments of helping many young children by putting in numerous hours of tutoring and mentoring; and

Whereas, Jill Dobson, throughout her life, has touched many individuals' lives with her strong will and dedication to any number of causes. She displays integrity and sets profound examples for young women to follow. We are proud of her and wish her the best of luck in the national finals. May she know of our deepest appreciation for her contributions to the State of Michigan; now, therefore, be it

Resolved by the House of Representatives, That the members of this legislative body and the residents of Michigan honor Miss Jill Dobson upon being named Miss Michigan USA; and be it further

Resolved, That a copy of this resolution be transmitted to Miss Dobson as evidence of our highest 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.

Reps. Lemmons, Vaughn, Kilpatrick, Scott, Quarles, Daniels, Hale, Stallworth, Rison, Reeves, Hardman, Clark, Garza, Price, Thomas, Godchaux, Woronchak, Kowall, Voorhees, Richner, DeVuyst, Scranton, Mortimer, Vear, Faunce, Pappageorge, Jellema, Kelly, Hansen, Minore, Cherry, DeWeese, Garcia, Woodward, Baird, Tesanovich, LaForge, Spade, Brater and Hager offered the following resolution:

House Resolution No. 114.

A resolution to urge the African-American community and the Arab/Chaldean-American community in Detroit to work together to promote peace and social and economic justice.

Whereas, The recent tragedy of the fatal beating of an African-American man in Detroit has stirred dangerous tensions between the African-American community and the Arab/Chaldean-American community. Accounts of this brutal slaying, in front of the man's children, have shocked people of all races, while intensifying long-simmering hatreds and prejudices. Many people are worried that an incident like this may cause an even greater tragedy; and

Whereas, There is an urgent need in Michigan's largest city to calm emotions to ensure that further death, pain, and destruction do not take place. While the leaders of many civic, cultural, and religious groups have long worked toward this end, it is clear that much more needs to be done to address the root causes of animosity among so many people; and

Whereas, A key component of the effort to promote greater understanding between the African-American community and the Arab/Chaldean-American community is the issue of economic justice. Many individuals and organizations have expressed concern over the tensions that seem to arise between some small businesses and the neighborhoods they serve. The issues of ownership, inclusion, access to capital, and sensitivity to the unique character of every person need to be discussed with sincerity and with a commitment to greater understanding and harmony; now, therefore, be it

Resolved by the House of Representatives, That we urge the African-American community and the Arab/Chaldean-American community in Detroit to work together to promote peace and social and economic justice; and be it further

Resolved, That copies of this resolution be transmitted to representatives of the African-American community and the Arab/Chaldean-American community of Detroit.

The resolution was referred to the Committee on House Oversight and Operations.

Reports of Standing Committees

The Committee on Family and Civil Law, by Rep. Richner, Chair, reported

House Bill No. 4010, entitled

A bill to amend 1964 PA 170, entitled "An act to make uniform the liability of municipal corporations, political subdivisions, and the state, its agencies and departments, officers, employees, and volunteers thereof, and members of certain boards, councils, and task forces when engaged in the exercise or discharge of a governmental function, for injuries to property and persons; to define and limit this liability; to define and limit the liability of the state when engaged in a proprietary function; to authorize the purchase of liability insurance to protect against loss arising out of this liability; to provide for defending certain claims made against public officers and paying damages sought or awarded against them; to provide for the legal defense of public officers and employees; to provide for reimbursement of public officers and employees for certain legal expenses; and to repeal certain acts and parts of acts," by amending section 2 (MCL 691.1402), as amended by 1996 PA 150.

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 4010 To Report Out:

Yeas: Reps. Richner, Shulman, Hart, Koetje, Law, Sanborn, Voorhees, Baird, Minore, Switalski,

Nays: None.

COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Richner, Chair of the Committee on Family and Civil Law, was received and read:

Meeting held on: Thursday, May 27, 1999, at 8:30 a.m.,

Present: Reps. Richner, Shulman, Hart, Koetje, Law, Sanborn, Voorhees, Baird, Minore, Switalski, Schermesser.

The Committee on Veterans Affairs, by Rep. Richardville, Chair, reported

Senate Bill No. 543, entitled

A bill to repeal 1953 PA 140, entitled "An act to increase the efficiency of the military establishment; and to repeal certain acts and parts of acts," (MCL 32.261 to 32.262).

With the recommendation that the bill pass.

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

Favorable Roll Call

SB 543 To Report Out:

Yeas: Reps. Richardville, Ehardt, Allen, Garcia, Mans,

Nays: Rep. Bovin.

COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Richardville, Chair of the Committee on Veterans Affairs, was received and read:

Meeting held on: Tuesday, June 1, 1999, at 9:00 a.m.,

Present: Reps. Richardville, Ehardt, Allen, Garcia, Bovin, Mans,

Absent: Rep. Schermesser,

Excused: Rep. Schermesser.

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, June 1, 1999, at 8:30 a.m.,

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

Absent: Rep. Callahan,

Excused: Rep. Callahan.

Messages from the Senate**House Bill No. 4464, entitled**

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending section 717 (MCL 257.717), as amended by 1992 PA 257.

The Senate has passed the bill, ordered that it be given immediate effect and pursuant to Joint Rule 20, inserted the full title.

The House agreed to the full title.

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

House Bill No. 4580, entitled

A bill to amend 1909 PA 279, entitled "The home rule city act," by amending section 4i (MCL 117.4i), as amended by 1996 PA 179.

The Senate has passed the bill, ordered that it be given immediate effect and pursuant to Joint Rule 20, inserted the full title.

The House agreed to the full title.

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

House Bill No. 4581, entitled

A bill to amend 1909 PA 278, entitled "The home rule village act," by amending section 24 (MCL 78.24), as amended by 1994 PA 15.

The Senate has passed the bill, ordered that it be given immediate effect and pursuant to Joint Rule 20, inserted the full title.

The House agreed to the full title.

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

House Bill No. 4582, entitled

A bill to amend 1895 PA 3, entitled "The general law village act," by amending section 2 of chapter VI (MCL 66.2), as amended by 1996 PA 41.

The Senate has passed the bill, ordered that it be given immediate effect and pursuant to Joint Rule 20, inserted the full title.

The House agreed to the full title.

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

House Bill No. 4583, entitled

A bill to amend 1947 PA 359, entitled "The charter township act," by amending section 21 (MCL 42.21), as amended by 1996 PA 36.

The Senate has passed the bill, ordered that it be given immediate effect and pursuant to Joint Rule 20, inserted the full title.

The House agreed to the full title.

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

House Bill No. 4584, entitled

A bill to amend 1945 PA 246, entitled "An act to authorize township boards to adopt ordinances and regulations to secure the public health, safety and general welfare; to provide for the establishment of a township police department; to provide for policing of townships by certain law enforcement officers and agencies; to provide for the publication

of ordinances; to prescribe powers and duties of township boards and certain local and state officers and agencies; to provide sanctions; and to repeal all acts and parts of acts in conflict with the act,” by amending section 3 (MCL 41.183), as amended by 1996 PA 34.

The Senate has passed the bill and ordered that it be given immediate effect.

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

House Bill No. 4585, entitled

A bill to amend 1998 PA 58, entitled “Michigan liquor control code of 1998,” by amending section 703 (MCL 436.1703), as amended by 1998 PA 353.

The Senate has passed the bill, ordered that it be given immediate effect and pursuant to Joint Rule 20, inserted the full title.

The House agreed to the full title.

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

House Bill No. 4025, entitled

A bill to amend 1978 PA 368, entitled “Public health code,” by amending sections 10204 and 16215 (MCL 333.10204 and 333.16215), section 10204 as amended by 1988 PA 63 and section 16215 as amended by 1990 PA 279.

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

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

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

House Bill No. 4466, entitled

A bill to amend 1927 PA 175, entitled “The code of criminal procedure,” by amending section 13 of chapter XVII (MCL 777.13), as added by 1998 PA 317.

The Senate has amended the bill as follows:

1. Amend page 8, following line 9, by inserting:

“Enacting section 1. This amendatory act takes effect September 1, 1999.” and renumbering the remaining enacting section.

The Senate has passed the bill as amended, ordered that it be given immediate effect and pursuant to Joint Rule 20, inserted the full title.

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

House Bill No. 4530, entitled

A bill to amend 1927 PA 372, entitled “An act to regulate and license the selling, purchasing, possessing, and carrying of certain firearms and gas ejecting devices; to prohibit the buying, selling, or carrying of certain firearms and gas ejecting devices without a license; to provide for the forfeiture of firearms possessed in violation of this act; to provide immunity from civil liability under certain circumstances; to prescribe the powers and duties of certain state and local agencies; and to repeal all acts and parts of acts inconsistent with the provisions of this act,” by amending the title and sections 1, 8, 12, 12a, and 14 (MCL 28.421, 28.428, 28.432, 28.432a, and 28.434), the title as amended by 1990 PA 320 and section 1 as amended by 1992 PA 219, and by adding sections 1a, 2a, 5, 5a, 5b, 5c, 5d, 5e, 5f, 5g, 5h, 5i, 5j, 5k, 5l, 5m, 5n, and 5o; and to repeal acts and parts of acts.

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

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

A bill to amend 1927 PA 372, entitled “An act to regulate and license the selling, purchasing, possessing, and carrying of certain firearms and gas ejecting devices; to prohibit the buying, selling, or carrying of certain firearms and gas ejecting devices without a license; to provide for the forfeiture of firearms possessed in violation of this act; to provide immunity from civil liability under certain circumstances; to prescribe the powers and duties of certain state and local agencies; and to repeal all acts and parts of acts inconsistent with the provisions of this act,” by amending the title and sections 1, 8, and 14 (MCL 28.421, 28.428, and 28.434), the title as amended by 1990 PA 320 and section 1 as amended by 1992 PA 219, and by adding sections 5, 5b, 5c, 5d, 5e, 5f, 5h, 5i, 5j, 5k, 5l, 5n, 5o, 5p, 5q, 5u, and 5w.

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

House Bill No. 4648, entitled

A bill to amend 1949 PA 300, entitled “Michigan vehicle code,” by amending section 904d (MCL 257.904d), as added by 1998 PA 358.

The Senate has amended the bill as follows:

1. Amend page 2, line 19, after “(B)” by inserting “EXCEPT AS PROVIDED IN SUBDIVISIONS (C) AND (D).”.
2. Amend page 2, line 20, by striking out “WITH NOT MORE THAN 1 SUSPENSION UNDER SECTION 904”.

The Senate has passed the bill as amended, ordered that it be given immediate effect and pursuant to Joint Rule 20, inserted the full title.

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

Senate Bill No. 381, entitled

A bill to amend 1978 PA 368, entitled “Public health code,” (MCL 333.1101 to 333.25211) by adding section 10205.

The Senate has amended the House substitute (H-1) as follows:

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

“Enacting section 1. This amendatory act takes effect September 1, 1999.” and renumbering the remaining enacting section.

The Senate has concurred in the House substitute (H-1) as amended.

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

Senate Concurrent Resolution No. 8.

A concurrent resolution to memorialize the Congress of the United States to assure that quality and access to health care for veterans are maintained.

Whereas, With the move to a balanced federal budget, many people are concerned over the impact of increasingly limited funds for vitally important services. An area of special concern is the health care provided to our veterans, especially through the facilities and programs of the Department of Veterans Affairs; and

Whereas, For those who served our country with sacrifice and valor in the Armed Forces, the VA health programs represent a fulfillment of a promise. The programs and facilities are literally a lifeline for many. This promise on the part of our nation—to care for our veterans in their times of need—cannot be forgotten or abandoned. The move to bring austerity and fiscal responsibility to government spending cannot override the needs of the veterans who now rely on us as we relied on them in our nation’s times of need; and

Whereas, Funding to care for veterans who have suffered grave injuries must not be jeopardized. Veterans bedridden by injuries and dependent on VA health services have every right to the same level of dedication they gave to America in battles to preserve our way of life. To decrease our financial and emotional commitment to these patriots through inadequate care is wrong. Continuing cutbacks in funding and reductions in service and personal care represent a flawed approach to caring for men and women who have earned our lasting gratitude; now, therefore, be it

Resolved by the Senate (the House of Representatives concurring), That we memorialize the Congress of the United States to assure that quality and access to health care for veterans are maintained; 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 Senate has adopted the concurrent resolution.

Reps. Ehardt, Van Woerkom, Woronchak, Shackleton, Julian, Kowall, Voorhees, LaSata, Richner, DeVuyst, Patterson, Kuipers, Scott, Scranton, Rocca, Perricone, Mead, Mortimer, Raczkowski, Vander Roest, Vear, Wojno, Rick Johnson, Allen, Jansen, Howell, Faunce, Pappageorge, DeRossett, Koetje, Jellema, Kelly, Gosselin, Bishop, DeHart, Schermesser, DeWeese, Garcia, Richardville, Jamnick, Hart, Vaughn, Bovin, Woodward, Tesanovich, Thomas, LaForge, Spade, Brater, Hager, Schauer and Shulman were named co-sponsors of the concurrent resolution.

The concurrent resolution was referred to the Committee on Veterans Affairs.

Notices

Public Hearing

Committee on Family and Civil Law

Date: Monday, June 7, 1999

Time: 2:00 p.m.

Place: Washtenaw County, County Administration Building, Board of Commissioners Room, 220 N. Main Street, Ann Arbor, Michigan

Rep. Richner
Chair

Agenda: HJR F - Courts; jurisdiction; constitutional structure of judicial branch; revise;
and any/or all business properly before this committee.

Announcement by the Clerk of Printing and Enrollment

The Clerk announced the enrollment printing and presentation to the Governor on Friday, May 28, for his approval of the following bills:

Enrolled House Bill No. 4019 at 2:23 p.m.
Enrolled House Bill No. 4020 at 2:25 p.m.
Enrolled House Bill No. 4191 at 2:27 p.m.
Enrolled House Bill No. 4345 at 2:29 p.m.
Enrolled House Bill No. 4356 at 2:31 p.m.
Enrolled House Bill No. 4394 at 2:33 p.m.
Enrolled House Bill No. 4405 at 2:35 p.m.

The Clerk announced that the following bills had been printed and placed upon the files of the members, Friday, May 28:

House Bill Nos. 4726 4727 4728 4729 4730 4731 4732 4744 4745

The Clerk announced that the following bills had been printed and placed upon the files of the members, Tuesday, June 1:

House Bill Nos. 4734 4735 4736 4737 4738 4739 4740 4741 4742 4743 4746

Messages from the Governor

The following message from the Governor was received May 28 and read:

EXECUTIVE ORDER

No. 1999 - 3

MICHIGAN SOLID WASTE IMPORTATION TASK FORCE**MICHIGAN DEPARTMENT OF ENVIRONMENTAL QUALITY**

WHEREAS, Michigan has a finite amount of landfill capacity available and uncontrolled imports of solid waste will require the siting of additional, unnecessary disposal capacity with the potential to negatively impact Michigan's many unique natural resources; and

WHEREAS, Michigan needs to have the ability to regulate the importation of solid waste to ensure that landfill capacity is available for disposal of Michigan's waste; and

WHEREAS, out-of-state imports of solid waste total over twelve percent of all solid waste disposed of in Michigan landfills; and

WHEREAS, Michigan's counties have engaged in long-term comprehensive solid waste planning to ensure that the long-term disposal needs of their citizens can be met in an environmentally sound, cost effective manner; and

WHEREAS, many communities in Michigan have made significant commitments to waste reduction, recycling, and composting programs as part of their solid waste planning efforts that will be undermined by significant, uncontrolled imports of waste from out-of-state; and

WHEREAS, the United States Constitution's Commerce Clause (US Const, art I, § 8, cl 3, hereafter "Commerce Clause") reserves to the United States Congress the authority to regulate commerce between the states and with foreign countries; and

WHEREAS, since 1992, Michigan and other states have worked with Congress to seek federal legislation that would authorize states and affected local governments to regulate imports of solid waste from other states and countries; and

WHEREAS, given the limitations of states to address this issue, it is essential that solid waste imports be addressed through federal legislation.

NOW, THEREFORE, I, John Engler, Governor of the state of Michigan, pursuant to the powers vested in me by the Constitution of the state of Michigan of 1963 and the laws of the state of Michigan, do hereby establish the Michigan Solid Waste Importation Task Force ("Task Force") within the Michigan Department of Environmental Quality.

The Task Force is charged with the following responsibilities:

1. Identify trends, causes, and consequences of the importation of solid waste;
2. Meet with members of the Michigan Congressional Delegation and other members of Congress to encourage passage of federal legislation to allow Michigan to control the importation of solid waste; and
3. Provide recommendations to the Governor and the Director of the Michigan Department of Environmental Quality concerning the control of interstate and international waste imports.

The members of the Task Force shall serve at the pleasure of the Governor. The Governor shall appoint one member of the Task Force as Chairperson and such member shall serve as Chairperson at the pleasure of the Governor. The Michigan Department of Environmental Quality shall staff the Task Force.

The Task Force shall consist of members as follows: six members shall be appointed by the Governor, two members representing each of the following: environmental organizations, local government, and the business community.

Additionally, two members may be appointed by the Speaker of the House of Representatives, and two members may be appointed by the Senate Majority Leader.

All state departments, agencies, boards, commissions, or officers of the state shall cooperate and provide any necessary assistance required by the Task Force, or any member or representative thereof, in the performance of its duties. This shall include free access to any books, records, or documents in the custody of the department, agency, board, commission, or officer that is within the scope of the inquiry, study, or review of the Task Force.

Members of the Task Force shall not receive compensation, but may receive reimbursement for necessary travel and expenses for the performance of Task Force functions, based on existing state rates.

The Task Force may adopt rules of procedure, not inconsistent with Michigan law and with this Executive Order, governing its organization and operations. A majority of the serving members constitutes a quorum for the transaction of business at a meeting, notwithstanding the existence of one (1) or more vacancies. Voting upon actions taken by the Task Force shall be conducted by a majority vote.

Unless extended by the Governor, the Task Force shall complete its work and issue a final report and recommendations to the Governor and the Director of the Michigan Department of Environmental Quality by December 1, 1999.

The invalidity of any portion of this Order shall not affect the validity of the remainder thereof.

The provisions of this Executive Order shall become effective upon filing.

[SEAL]

Given under my hand and the Great Seal of The state of Michigan this 28th day of May, in the Year of our Lord, One Thousand Nine Hundred Ninety-Nine.

John Engler

Governor

By the Governor:

Candice S. Miller

Secretary of State

The message was referred to the Clerk.

The following message from the Governor, approving and signing the following bill at the time designated below, was received and read:

Date: May 27, 1999

Time: 6:50 p.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

Enrolled House Bill No. 4418 (Public Act No. 31, I.E.), being

An act to amend 1991 PA 179, entitled “An act to regulate and insure the availability of certain telecommunication services; to prescribe the powers and duties of certain state agencies and officials; to prescribe penalties; to repeal certain acts and parts of acts; and to repeal this act on a specific date,” by amending section 316 (MCL 484.2316), as amended by 1997 PA 183.

(Filed with the Secretary of State May 28, 1999, at 9:00 a.m.)

Communications from State Officers

The following communication from the South Central Michigan Works! Agency was received and read:

May 24, 1999

In accordance with Sections 105 (a)(1) and (a)(2) of the Job Training Partnership Act (JTPA), enclosed please find South Central Michigan Works! Title IIA, Title IIA-5%, Title IIB, Title IIC and Title III proposed plans for review and comment.

Sincerely,

Scott A. Menzel

Executive Director

The communication was referred to the Clerk.

The following communication from the Auditor General was received and read:

May 28, 1999

Enclosed is a copy of the following audit report and/or executive digest:

Performance Audit of the
International Registration Plan
Department of State
May 1999

Sincerely,
Thomas H. McTavish, C.P.A.
Auditor General

The communication was referred to the Clerk and the accompanying report referred to the Committee on House Oversight and Operations.

Introduction of Bills

Reps. Mortimer, Garcia, Scranton, Rick Johnson, Byl, Ehardt, Switalski and Raczkowski introduced

House Bill No. 4747, entitled

A bill to amend 1954 PA 116, entitled "Michigan election law," by amending section 619 (MCL 168.619), as amended by 1995 PA 87; and to repeal acts and parts of acts.

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

Rep. Middaugh moved that the House adjourn.
The motion prevailed, the time being 11:59 p.m.

Associate Speaker Pro Tempore Scranton declared the House adjourned until Wednesday, June 2, at 10:00 a.m.

GARY L. RANDALL
Clerk of the House of Representatives.

