

No. 50
STATE OF MICHIGAN
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House of Representatives
90th Legislature
REGULAR SESSION OF 2000

House Chamber, Lansing, Tuesday, May 30, 2000.

10:00 a.m.

The House was called to order by the Speaker Pro Tempore.

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

Allen—present	Frank—present	Kuipers—present	Rison—present
Baird—present	Garcia—present	Kukuk—present	Rivet—present
Basham—present	Garza—present	LaForge—present	Rocca—present
Birkholz—present	Geiger—present	LaSata—present	Sanborn—present
Bisbee—present	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	Jamnack—present	Perricone—present	Thomas—present
Clark—present	Jansen—present	Pestka—present	Toy—present
Clarke—present	Jelinek—present	Price—present	Vander Roest—present
Daniels—present	Jellema—present	Prusi—present	Van Woerkom—present
DeHart—present	Johnson, Rick—present	Pumford—present	Vaughn—present
Dennis—present	Johnson, Ruth—present	Quarles—present	Vear—present
DeRossett—present	Julian—present	Raczkowski—present	Voorhees—present
DeVuyst—present	Kelly—present	Reeves—present	Wojno—present
DeWeese—present	Kilpatrick—present	Richardville—present	Woodward—present
Ehardt—present	Koetje—present	Richner—present	Woronchak—present
Faunce—present	Kowall—present		

e/d/s = entered during session

Father Craig Albrecht, Pastor of Sacred Heart Church in Merrill, offered the following invocation:

“We stand before You God, Father, Son, and Holy Spirit, conscious of our sinfulness, but aware that we gather in Your name. Come to us, remain with us and enlighten our hearts. Give us light and strength to know Your will, to make it our own and to live it in our lives. Guide us by Your wisdom. Support us by Your power—for You are God, sharing the glory of Your presence with us. You desire justice for all. Enable us to uphold the rights of others and do not allow us to be misled by ignorance or corrupted by fear or favor. Unite us to Yourself in the bond of love and keep us faithful to all that is true.

Blessed are You, Lord, God of mercy, who through Your son gave us a marvelous example of charity and the great commandment of love for one another. Send down Your blessings now upon these Your servants, duly chosen to serve, who so generously devote themselves to helping others. When they are called on in times of need, let them faithfully serve You in their neighbor. As they gather today, give them a spirit of knowledge and wisdom, a spirit of right judgement and truth, a spirit of hope, reverence, wonder and awe in Your presence. May they temper justice with love, so that all their decisions may be pleasing to You, and earn the reward promised to all who are good and faithful servants.

We ask this through our Lord Jesus, the Risen Christ, in unity with God and the Holy Spirit, now and forever. Amen.”

Rep. Rison moved that Reps. Reeves, Clark and Hardman be excused temporarily from today’s session.
The motion prevailed.

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

Rep. DeWeese moved that Rep. Rocca be excused temporarily from today’s session.
The motion prevailed.

Messages from the Senate

The Speaker laid before the House

House Bill No. 5273, entitled

A bill to make appropriations for the department of agriculture for the fiscal year ending September 30, 2001; to provide for the expenditure of the appropriations; to create funds; to provide for the imposition of fees; to require reports, audits, and plans; to authorize certain transfers by certain state agencies; and to provide for the disposition of fees and other income received by certain state agencies.

(The bill was received from the Senate on May 24, with substitute (S-1) and immediate effect given by the Senate, consideration of which, under the rules, was postponed until May 25, see House Journal No. 48, p. 1181.)

The question being on concurring in 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. 559

Yeas—0

Nays—99

Allen
Baird
Basham
Birkholz
Bisbee

Garcia
Garza
Geiger
Gieleghem
Gilbert

Kuipers
Kukuk
LaForge
LaSata
Law

Rison
Rivet
Sanborn
Schauer
Schermesser

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

In The Chair: Birkholz

The Speaker appointed as conferees, on the part of the House of Representatives, Reps. Pumford, Jelinek and Tesanovich.

Rep. Wojno moved that Rep. Dennis be excused temporarily from today's session.
The motion prevailed.

The Speaker laid before the House

House Bill No. 5280, entitled

A bill to make appropriations for the department of military and veterans affairs for the fiscal year ending September 30, 2001; to provide for the expenditure of the appropriations; to provide for certain powers and duties of the department of military and veterans affairs, other state agencies, and local units of government related to the appropriations; and to provide for the preparation of certain reports related to the appropriations.

(The bill was received from the Senate on May 24, with substitute (S-1) and immediate effect given by the Senate, consideration of which, under the rules, was postponed until May 25, see House Journal No. 48, p. 1182.)

The question being on concurring in 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. 560

Yeas—0

Nays—101

Allen	Garcia	Kuipers	Richner
Baird	Garza	Kukuk	Rison
Basham	Geiger	LaForge	Rivet
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.	Hart	Mortimer	Stamas
Byl	Howell	Neumann	Switalski
Callahan	Jacobs	O'Neil	Tabor
Cassis	Jamnick	Pappageorge	Tesanovich
Caul	Jansen	Patterson	Thomas
Cherry	Jelinek	Perricone	Toy
Clarke, H.	Jellema	Pestka	Van Woerkom
Daniels	Johnson, Rick	Price	Vander Roest
DeHart	Johnson, Ruth	Prusi	Vear
DeVuyst	Julian	Pumford	Voorhees
DeWeese	Kelly	Quarles	Wojno
Ehardt	Koetje	Rackowski	Woodward
Faunce	Kowall	Richardville	Woronchak
Frank			

In The Chair: Birkholz

The Speaker appointed as conferees, on the part of the House of Representatives, Reps. Cameron Brown, Pappageorge and Frank.

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

The Speaker laid before the House

House Bill No. 5279, entitled

A bill to make appropriations for the judicial branch for the fiscal year ending September 30, 2001; to provide for the expenditure of these appropriations; to place certain restrictions on the expenditure of these appropriations; to prescribe the powers and duties of certain officials and employees; to require certain reports; and to provide for the disposition of fees and other income received by the judicial branch.

(The bill was received from the Senate on May 24, with substitute (S-1), title amendment and immediate effect given by the Senate, consideration of which, under the rules, was postponed until May 25, see House Journal No. 48, p. 1181.)

The question being on concurring in 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. 561

Yeas—0

Nays—100

Allen	Faunce	Kilpatrick	Quarles
Baird	Frank	Koetje	Rackowski

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

In The Chair: Birkholz

The Speaker appointed as conferees, on the part of the House of Representatives, Reps. Mortimer, Cameron Brown and Pestka.

The Speaker laid before the House

House Bill No. 5274, entitled

A bill to make appropriations for the department of career development and certain other state purposes for the fiscal year ending September 30, 2001; to provide for the expenditure of the appropriations; and to provide for the disposition of fees and other income received by the state agencies.

(The bill was received from the Senate on May 25, 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. 1276.)

The question being on concurring in 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. 562

Yeas—0

Nays—104

Allen	Faunce	Kowall	Richner
Baird	Garcia	Kuipers	Rison
Basham	Garza	Kukuk	Rivet
Birkholz	Geiger	LaForge	Sanborn
Bisbee	Gielegthem	LaSata	Schauer
Bishop	Gilbert	Law	Schermesser
Bogardus	Godchaux	Lemmons	Scott
Bovin	Gosselin	Lockwood	Scranton
Bradstreet	Green	Mans	Shackleton

Brater	Hager	Martinez	Sheltrown
Brewer	Hale	Mead	Shulman
Brown, B.	Hanley	Middaugh	Spade
Brown, C.	Hansen	Minore	Stallworth
Byl	Hart	Mortimer	Stamas
Callahan	Howell	Neumann	Switalski
Cassis	Jacobs	O'Neil	Tabor
Caul	Jamnick	Pappageorge	Tesanovich
Cherry	Jansen	Patterson	Thomas
Clarke, H.	Jelinek	Perricone	Toy
Daniels	Jellema	Pestka	Van Woerkom
DeHart	Johnson, Rick	Price	Vander Roest
Dennis	Johnson, Ruth	Prusi	Vear
DeRossett	Julian	Pumford	Voorhees
DeVuyst	Kelly	Quarles	Wojno
DeWeese	Kilpatrick	Rackowski	Woodward
Ehardt	Koetje	Richardville	Woronchak

In The Chair: Birkholz

The Speaker appointed as conferees, on the part of the House of Representatives, Reps. Kukuk, Godchaux and Prusi.

Rep. Bob Brown moved that Rep. Thomas be excused temporarily from today's session.
The motion prevailed.

The Speaker laid before the House

House Bill No. 5282, entitled

A bill to make appropriations for the department of state police and certain other state purposes for the fiscal year ending September 30, 2001; to provide for the expenditure of those appropriations; to provide for certain reports and the consideration of those reports; to provide for the disposition of other income received by the various state agencies; to provide for the testing of certain persons; to provide for certain emergency powers; and to provide for the powers and duties of certain committees, certain state agencies, and certain employees.

(The bill was received from the Senate on May 24, with substitute (S-1) and immediate effect given by the Senate, consideration of which, under the rules, was postponed until May 25, see House Journal No. 48, p. 1182.)

The question being on concurring in 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. 563

Yeas—1

Lemmons

Nays—104

Allen	Faunce	Koetje	Richner
Baird	Frank	Kowall	Rison
Basham	Garcia	Kuipers	Rivet
Birkholz	Garza	Kukuk	Sanborn

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

In The Chair: Birkholz

The Speaker appointed as conferees, on the part of the House of Representatives, Reps. Cameron Brown, Pappageorge and Frank.

The Speaker laid before the House

House Bill No. 5275, entitled

A bill to make appropriations for the department of consumer and industry services and certain other state purposes for the fiscal year ending September 30, 2001; to provide for the expenditure of those appropriations; to provide for the imposition of certain fees; to provide for the disposition of fees and other income received by the state agencies; to provide for reports to certain persons; and to prescribe powers and duties of certain state departments and certain state and local agencies and officers.

(The bill was received from the Senate on May 25, 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. 1276.)

The question being on concurring in 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. 564

Yeas—3

Gielegghem

Switalski

Wojno

Nays—105

Allen

Faunce

Koetje

Reeves

Baird

Frank

Kowall

Richardville

Basham

Garcia

Kuipers

Richner

Birkholz

Garza

Kukuk

Rison

Bisbee

Geiger

LaForge

Rivet

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

In The Chair: Birkholz

The Speaker laid before the House

House Bill No. 5277, entitled

A bill to make appropriations for the family independence agency and certain state purposes related to public welfare services for the fiscal year ending September 30, 2001; to provide for the expenditure of the appropriations; to create funds; to provide for the imposition of fees; to provide for reports; to provide for the disposition of fees and other income received by the state agency; and to provide for the powers and duties of certain individuals, local governments, and state departments, agencies, and officers.

(The bill was received from the Senate on May 25, 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. 1276.)

The question being on concurring in 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. 565

Yeas—0

Nays—106

Allen	Faunce	Koetje	Richardville
Baird	Frank	Kowall	Richner
Basham	Garcia	Kuipers	Rison
Birkholz	Garza	Kukuk	Rivet
Bisbee	Geiger	LaForge	Sanborn
Bishop	Gielegghem	LaSata	Schauer
Bogardus	Gilbert	Law	Schermesser
Bovin	Godchaux	Lemmons	Scott
Bradstreet	Gosselin	Lockwood	Scranton
Brater	Green	Mans	Shackleton
Brewer	Hager	Martinez	Sheltrown
Brown, B.	Hale	Mead	Shulman

Brown, C.	Hanley	Middaugh	Spade
Byl	Hansen	Minore	Stamas
Callahan	Hardman	Mortimer	Switalski
Cassis	Hart	Neumann	Tabor
Caul	Howell	O'Neil	Tesanovich
Cherry	Jacobs	Pappageorge	Toy
Clark, I.	Jamnick	Patterson	Van Woerkom
Clarke, H.	Jansen	Perricone	Vander Roest
Daniels	Jelinek	Pestka	Vaughn
DeHart	Jellema	Price	Vear
Dennis	Johnson, Rick	Pumford	Voorhees
DeRossett	Johnson, Ruth	Quarles	Wojno
DeVuyst	Julian	Rackowski	Woodward
DeWeese	Kelly	Reeves	Woronchak
Ehardt	Kilpatrick		

In The Chair: Birkholz

The Speaker appointed as conferees, on the part of the House of Representatives, Reps. Jansen, Toy and Price.

The Speaker laid before the House

House Bill No. 5278, entitled

A bill to make appropriations for the departments of attorney general, civil rights, civil service, management and budget, state, and treasury, the executive office, and the legislative branch for the fiscal year ending September 30, 2001; to provide for the expenditure of these appropriations; to provide for the funding of certain work projects; to provide for the imposition of certain fees; to establish or continue certain funds, programs, and categories; to transfer certain funds; to prescribe certain requirements for bidding on state contracts; to provide for disposition of year-end balances for the fiscal year ending September 30, 2001; to prescribe the powers and duties of certain principal executive departments and state agencies, officials, and employees; and to provide for the disposition of fees and other income received by the various principal executive departments and state agencies.

(The bill was received from the Senate on May 24, 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. 1276.)

The question being on concurring in 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. 566

Yeas—0

Nays—108

Allen	Faunce	Koetje	Richardville
Baird	Frank	Kowall	Richner
Basham	Garcia	Kuipers	Rison
Birkholz	Garza	Kukuk	Rivet
Bisbee	Geiger	LaForge	Sanborn
Bishop	Gielegghem	LaSata	Schauer
Bogardus	Gilbert	Law	Schermesser
Bovin	Godchaux	Lemmons	Scott
Bradstreet	Gosselin	Lockwood	Scranton
Brater	Green	Mans	Shackleton
Brewer	Hager	Martinez	Sheltrown
Brown, B.	Hale	Mead	Shulman
Brown, C.	Hanley	Middaugh	Spade

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

In The Chair: Birkholz

The Speaker appointed as conferees, on the part of the House of Representatives, Reps. Pappageorge, Kukuk and Martinez.

The Speaker laid before the House

House Bill No. 5284, entitled

A bill to make appropriations for the state transportation department and certain transportation purposes for the fiscal year ending September 30, 2001; to provide for the imposition of fees; to provide for reports; to create certain funds and programs; to prescribe requirements for certain railroad and bus facilities; to prescribe certain powers and duties of certain state departments and officials and local units of government; and to provide for the expenditure of the appropriations.

(The bill was received from the Senate on May 25, 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. 1277.)

The question being on concurring in 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. 567

Yeas—4

Gielegem	Lemmons	Switalski	Wojno
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Nays—102

Allen	Ehardt	Kilpatrick	Raczkowski
Baird	Faunce	Koetje	Reeves
Basham	Frank	Kowall	Richardville
Birkholz	Garcia	Kuipers	Richner
Bisbee	Garza	Kukuk	Sanborn
Bishop	Geiger	LaForge	Schauer
Bogardus	Gilbert	LaSata	Schermesser
Bovin	Godchaux	Law	Scott
Bradstreet	Gosselin	Lockwood	Scranton
Brater	Green	Mans	Shackleton
Brewer	Hager	Martinez	Sheltrown
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.	Jamnick	Patterson	Van Woerkom
Clarke, H.	Jansen	Perricone	Vander Roest
Daniels	Jelinek	Pestka	Vaughn
DeHart	Jellema	Price	Vear
Dennis	Johnson, Rick	Prusi	Voorhees
DeRossett	Johnson, Ruth	Pumford	Woodward
DeVuyst	Julian	Quarles	Woronchak
DeWeese	Kelly		

In The Chair: Birkholz

The Speaker appointed as conferees, on the part of the House of Representatives, Reps. Scranton, Jellema and Stallworth.

Second Reading of Bills

House Bill No. 5321, entitled

A bill to amend 1959 PA 203, entitled "Emergency interim local succession act," by amending sections 4 and 5 (MCL 31.104 and 31.105).

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

Rep. Garcia moved to amend the bill as follows:

1. Amend page 2, following line 25, by inserting:

"Enacting section 1. The emergency interim local succession act, 1959 PA 203, MCL 31.101 to 31.115, is repealed effective December 31, 2000."

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

Rep. Garcia 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. 5321, entitled

A bill to amend 1959 PA 203, entitled "Emergency interim local succession act," by amending sections 4 and 5 (MCL 31.104 and 31.105).

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

Roll Call No. 568

Yeas—87

Allen	Faunce	Kilpatrick	Rivet
Birkholz	Frank	Koetje	Sanborn
Bisbee	Garcia	Kowall	Schauer
Bishop	Garza	Kuipers	Schermesser
Bogardus	Gielegthem	Kukuk	Scranton
Bovin	Gilbert	LaSata	Shackleton

Bradstreet	Godchaux	Law	Sheltrown
Brater	Gosselin	Mans	Shulman
Brewer	Green	Mead	Spade
Brown, B.	Hager	Middaugh	Stamas
Brown, C.	Hansen	Mortimer	Tabor
Byl	Hardman	Neumann	Tesanovich
Callahan	Hart	O'Neil	Thomas
Cassis	Howell	Pappageorge	Toy
Caul	Jacobs	Patterson	Van Woerkom
Cherry	Jamnick	Perricone	Vander Roest
Clarke, H.	Jansen	Pestka	Vear
DeHart	Jelinek	Prusi	Voorhees
DeRossett	Jellema	Pumford	Wojno
DeVuyst	Johnson, Rick	Reeves	Woodward
DeWeese	Johnson, Ruth	Richardville	Woronchak
Ehardt	Julian	Richner	

Nays—15

Baird	Dennis	Martinez	Stallworth
Basham	Hale	Quarles	Switalski
Clark, I.	Lemmons	Raczkowski	Vaughn
Daniels	Lockwood	Scott	

In The Chair: Birkholz

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 1959 PA 203, entitled "Emergency interim local succession act," by amending sections 4 and 5 (MCL 31.104 and 31.105); 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.

Second Reading of Bills

House Bill No. 5549, entitled

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," (MCL 257.1 to 257.923) by adding section 653a.

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

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

Rep. Garcia 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. 5549, entitled

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," (MCL 257.1 to 257.923) by adding section 653a.

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

Roll Call No. 569**Yeas—105**

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

Nays—0

In The Chair: Birkholz

The House agreed to the title of the bill.

Second Reading of Bills**House Bill No. 5677, entitled**

A bill to amend 1931 PA 328, entitled "The Michigan penal code," (MCL 750.1 to 750.568) by adding section 411r. Was read a second time, and the question being on the adoption of the proposed substitute (H-1) previously recommended by the Committee on Economic Development,

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

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

1. Amend page 1, line 4, after "THAN" by striking out "90" and inserting "93".
2. Amend page 2, line 13, after the first "THAN" by striking out "90" and inserting "93".
3. Amend page 2, line 22, after the first "THAN" by striking out "90" and inserting "93".

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

Reps. Basham and Garcia moved to amend the bill as follows:

1. Amend page 1, line 8, by striking out all of subdivision (B) and relettering the remaining subdivisions.
2. Amend page 1, line 9, after "DRUG" by inserting "THAT IS PAST ITS EXPIRATION DATE".

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

Rep. Garcia 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. 5677, entitled

A bill to amend 1931 PA 328, entitled "The Michigan penal code," (MCL 750.1 to 750.568) by adding section 411r.
 Was read a third time and passed, a majority of the members serving voting therefor, by yeas and nays, as follows:

Roll Call No. 570

Yeas—107

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

Nays—2

Reeves Tesanovich

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. 5063, 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 7 (MCL 691.1407), as amended by 1996 PA 143.

Was read a second time, and the question being on the adoption of the proposed substitute (H-7) previously recommended by the Committee on Family and Civil Law,

The substitute (H-7) was adopted, a majority of the members serving voting therefor.

Rep. Julian 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. 5063, 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 7 (MCL 691.1407), as amended by 1996 PA 143.

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—107

Allen	Faunce	Kowall	Richner
Baird	Frank	Kuipers	Rison
Basham	Garcia	Kukuk	Rivet
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	Hager	Martinez	Sheltrown
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	Jamnick	Patterson	Thomas

Clark, I.	Jansen	Perricone	Toy
Clarke, H.	Jelinek	Pestka	Van Woerkom
Daniels	Jellema	Price	Vander Roest
DeHart	Johnson, Rick	Prusi	Vear
Dennis	Johnson, Ruth	Pumford	Voorhees
DeRossett	Julian	Quarles	Wojno
DeVuyst	Kelly	Raczkowski	Woodward
DeWeese	Kilpatrick	Reeves	Woronchak
Ehardt	Koetje	Richardville	

Nays—0

In The Chair: Birkholz

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 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 7 (MCL 691.1407), as amended by 1999 PA 241.

The motion prevailed.

The House agreed to the title as amended.

Second Reading of Bills

House Bill No. 5803, entitled

A bill to amend 1978 PA 368, entitled “Public health code,” by amending section 20175 (MCL 333.20175), as amended by 1993 PA 79.

The bill was read a second time.

Rep. Julian 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. 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. 5803, entitled

A bill to amend 1978 PA 368, entitled “Public health code,” by amending section 20175 (MCL 333.20175), as amended by 1993 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. 572**Yeas—107**

Allen	Faunce	Kuipers	Rison
Baird	Frank	Kukuk	Rivet
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	Perricone	Toy
Clark, I.	Jansen	Pestka	Van Woerkom
Clarke, H.	Jelinek	Price	Vander Roest
Daniels	Jellema	Prusi	Vaughn
DeHart	Johnson, Rick	Pumford	Vear
Dennis	Johnson, Ruth	Quarles	Voorhees
DeRossett	Julian	Rackowski	Wojno
DeVuyst	Kilpatrick	Reeves	Woodward
DeWeese	Koetje	Richardville	Woronchak
Ehardt	Kowall	Richner	

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. 5570, entitled**

A bill to amend 1984 PA 44, entitled "Motor fuels quality act," by amending section 3 (MCL 290.643), as amended by 1993 PA 231.

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

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

Rep. Julian moved to amend the bill as follows:

1. Amend page 3, line 13, after "STATE," by inserting "THE DIRECTOR SHALL REQUIRE NOTIFICATION TO THE DEPARTMENT OF WHICH ADDITIVE OR ADDITIVES ARE USED TO REPLACE MTBE. THE DIRECTOR, IN CONSULTATION WITH THE DEPARTMENT OF ENVIRONMENTAL QUALITY, SHALL DETERMINE IF THE ADDITIVE IS LIKELY TO CAUSE HARMFUL EFFECTS ON THE ENVIRONMENT OR PUBLIC HEALTH WITHIN THE STATE. THE DIRECTOR SHALL NOT ALLOW THE LEVEL OF BENZENE IN GASOLINE TO INCREASE AS A REPLACEMENT FOR MTBE."

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

Rep. Julian 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. 5570, entitled

A bill to amend 1984 PA 44, entitled “Motor fuels quality act,” by amending section 3 (MCL 290.643), as amended by 1993 PA 231.

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

Nays—0

In The Chair: Birkholz

The House agreed to the title of the bill.

Reps. Basham, Bob Brown, Cameron Brown, Callahan, Cassis, Clarke, Dennis, DeRossett, Faunce, Garcia, Hansen, Hardman, Jacobs, Jansen, Jelinek, Jellema, Kelly, LaSata, Mans, Neumann, Schauer, Scott, Sheltrown, Shulman, Vander Roest, Vaughn, Vear, Wojno and Woodward were named co-sponsors of the bill.

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

Second Reading of Bills

House Bill No. 5509, entitled

A bill to amend 1966 PA 225, entitled “Carnival-amusement safety act of 1966,” by amending section 2 (MCL 408.652), as amended by 1998 PA 507, and by adding sections 18, 19, and 20.

The bill was read a second time.

Rep. Stamas moved that the bill be placed on the order of Third Reading of Bills.

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

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

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

By unanimous consent the House returned to the order of

Third Reading of Bills

House Bill No. 5509, entitled

A bill to amend 1966 PA 225, entitled “Carnival-amusement safety act of 1966,” by amending section 2 (MCL 408.652), as amended by 1998 PA 507, and by adding sections 18, 19, and 20.

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—107

Allen	Frank	Kuipers	Rison
Baird	Garcia	Kukuk	Rivet
Basham	Garza	LaForge	Sanborn
Birkholz	Geiger	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	Howell	O’Neil	Tabor
Cassis	Jacobs	Pappageorge	Tesanovich
Caul	Jamnick	Patterson	Thomas
Cherry	Jansen	Perricone	Toy
Clark, I.	Jelinek	Pestka	Van Woerkom
Clarke, H.	Jellema	Price	Vander Roest
Daniels	Johnson, Rick	Prusi	Vaughn
DeHart	Johnson, Ruth	Pumford	Vear
Dennis	Julian	Quarles	Voorhees
DeRossett	Kelly	Raczkowski	Wojno
DeVuyst	Kilpatrick	Reeves	Woodward
DeWeese	Koetje	Richardville	Woronchak
Faunce	Kowall	Richner	

Nays—0

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.

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

Second Reading of Bills

Senate Bill No. 1164, entitled

A bill to amend 1936 (Ex Sess) PA 1, entitled "Michigan employment security act," by amending section 75 (MCL 421.75), as amended by 1997 PA 90.

The bill was read a second time.

Rep. Bogardus moved to amend the bill as follows:

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

"Enacting section 1. This amendatory act does not take effect unless House Bill No. 4375 of the 90th Legislature is enacted into law."

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

Rep. Dennis demanded the yeas and nays.

The demand was supported.

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

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

Roll Call No. 575

Yeas—56

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

Nays—52

Allen	Garcia	Johnson, Ruth	Pumford
Birkholz	Geiger	Julian	Raczkowski
Bisbee	Gilbert	Koetje	Richner
Bishop	Godchaux	Kowall	Sanborn
Bradstreet	Gosselin	Kuipers	Scranton
Brown, C.	Green	Kukuk	Shackleton

Byl	Hager	LaSata	Shulman
Cassis	Hart	Law	Stamas
Caul	Howell	Mead	Tabor
DeRossett	Jansen	Middaugh	Toy
DeVuyst	Jelinek	Mortimer	Vander Roest
DeWeese	Jellema	Pappageorge	Vear
Ehardt	Johnson, Rick	Patterson	Voorhees

In The Chair: Scranton

Rep. Raczkowski moved to reconsider the vote by which the House adopted the amendment offered by Rep. Bogardus.
 The question being on the motion made by Rep. Raczkowski,
 Rep. Kilpatrick demanded the yeas and nays.
 The demand was supported.
 The question being on the motion made by Rep. Raczkowski,
 The motion prevailed, a majority of the members present voting therefor, by yeas and nays, as follows:

Roll Call No. 576

Yeas—56

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

Nays—51

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

In The Chair: Scranton

The question being on the adoption of the amendment offered previously by Rep. Bogardus, Rep. Kilpatrick demanded the yeas and nays.

The demand was supported.

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

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

Roll Call No. 577**Yeas—55**

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

Nays—52

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

In The Chair: Scranton

Rep. Rackzkowski 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. Rackzkowski 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. 1164, entitled**

A bill to amend 1936 (Ex Sess) PA 1, entitled "Michigan employment security act," by amending section 75 (MCL 421.75), as amended by 1997 PA 90.

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—104**

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

Nays—0

In The Chair: Scranton

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

“An act to protect the welfare of the people of this state through the establishment of an unemployment compensation fund, and to provide for the disbursement thereof; to create certain other funds; to create the Michigan employment security commission, and to prescribe its powers and duties; to provide for the protection of the people of this state from the hazards of unemployment; to levy and provide for contributions from employers; to provide for the collection of such contributions; to enter into reciprocal agreements and to cooperate with agencies of the United States and of other states charged with the administration of any unemployment insurance law; to furnish certain information to certain governmental agencies for use in administering public benefit and child support programs and investigating and prosecuting fraud; to provide for the payment of benefits; to provide for appeals from redeterminations, decisions and notices of assessments; and for referees and a board of review to hear and decide the issues arising from redeterminations, decisions and notices of assessment; to provide for the cooperation of this state and compliance with the provisions of the social security act and the Wagner-Peyser act passed by the Congress of the United States of America; to provide for the establishment and maintenance of free public employment offices; to provide for the transfer of funds; to make appropriations for carrying out the provisions of this act; to prescribe remedies and penalties for the violation of the provisions of this act; and to repeal all acts and parts of acts inconsistent with 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**House Bill No. 5827, entitled**

A bill to amend 1978 PA 368, entitled “Public health code,” by amending section 21720a (MCL 333.21720a).

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.

Reps. Kukuk and Price moved to amend the bill as follows:

1. Amend page 2, line 4, after "SUBSECTION" by striking out the balance of the line through "21720A," on line 6.
2. Amend page 5, following line 25, by inserting:

"(8) THE DEPARTMENT OF COMMUNITY HEALTH SHALL INCLUDE WITHIN ITS ANNUAL BUDGET REQUEST A RECOMMENDATION FOR FUNDS SUFFICIENT TO COVER PREDICTED AND ACTUAL INCREASED COSTS NECESSARY TO ADJUST NURSING HOME PER DIEM REIMBURSEMENTS AS REQUIRED BY THIS AMENDATORY ACT. A COPY OF THE RECOMMENDATION SHALL BE PROVIDED TO ALL MEMBERS OF THE HOUSE AND SENATE APPROPRIATIONS COMMITTEES AND THE STANDING COMMITTEES THAT OVERSEE SENIOR CITIZEN ISSUES AND TO THE HOUSE AND SENATE FISCAL AGENCIES."

3. Amend page 5, line 26, after "effect" by striking out "July" and inserting "October".

The motion prevailed and the amendments were 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.

By unanimous consent the House returned to the order of

Third Reading of Bills

House Bill No. 5827, entitled

A bill to amend 1978 PA 368, entitled "Public health code," by amending section 21720a (MCL 333.21720a).

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—104

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

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 1978 PA 368, entitled "Public health code," (MCL 333.1101 to 333.25211) by adding section 21720c.

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. Basham, Bovin, Bob Brown, Cameron Brown, Callahan, Cassis, Clarke, DeHart, DeRossett, Hager, Hansen, Julian, Koetje, Kowall, Mans, Mead, Minore, Mortimer, Pappageorge, Patterson, Price, Prusi, Raczkowski, Sanborn, Schauer, Schermesser, Scott, Scranton, Shackleton, Sheltroun, Spade, Stamas, Tesanovich, Vaughn, Wojno and Woodward were named co-sponsors of the bill.

Second Reading of Bills

House Bill No. 4362, entitled

A bill to amend 1978 PA 368, entitled "Public health code," by amending section 21720a (MCL 333.21720a).

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.

Reps. Price and Kukuk moved to amend the bill as follows:

1. Amend page 4, line 8, after "FROM" by striking out "OCTOBER 1, 2000" and inserting "APRIL 1, 2001".
2. Amend page 4, line 9, by striking out "APRIL" and inserting "OCTOBER".
3. Amend page 4, line 12, by striking out "APRIL 2, 2001 TO OCTOBER 1, 2001" and inserting "OCTOBER 2, 2001 TO APRIL 1, 2002".
4. Amend page 4, line 15, after "AFTER" by striking out "OCTOBER 1, 2001" and inserting "APRIL 1, 2002".
5. Amend page 8, line 6, by striking out all of subdivision (F).
6. Amend page 8, line 15, after "effect" by striking out "July" and inserting "October".

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

Rep. Price moved that the bill be placed on the order of Third Reading of Bills.

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

House Bill No. 5825, entitled

A bill to amend 1978 PA 368, entitled "Public health code," by amending section 21773 (MCL 333.21773).

The bill was read a second time.

Rep. Faunce moved that the bill be placed on the order of Third Reading of Bills.

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

House Bill No. 5826, entitled

A bill to amend 1931 PA 328, entitled "The Michigan penal code," (MCL 750.1 to 750.568) by adding section 506d.

The bill was read a second time.

Rep. Kowall 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.

The Speaker Pro Tempore resumed the Chair.

By unanimous consent the House returned to the order of

Third Reading of Bills

House Bill No. 5826, entitled

A bill to amend 1931 PA 328, entitled "The Michigan penal code," (MCL 750.1 to 750.568) by adding section 506d.

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

Roll Call No. 580**Yeas—107**

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

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.

Reps. Basham, Birkholz, Bishop, Brewer, Bob Brown, Cameron Brown, Callahan, Cassis, Clarke, DeRossett, DeWeese, Ehardt, Godchaux, Gosselin, Hardman, Howell, Kelly, Kukuk, LaSata, Mans, Martinez, Mead, Pappageorge, Patterson, Price, Prusi, Quarles, Raczkowski, Schauer, Scott, Scranton, Sheltrown, Spade, Toy, Van Woerkom, Vaughn, Vear, Wojno and Woodward were named co-sponsors of the bill.

Rep. Rick Johnson moved that Rep. Allen be excused temporarily from today's session.
The motion prevailed.

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

Rep. Bob Brown moved that Rep. Thomas be excused temporarily from today's session.
The motion prevailed.

Rep. Raczkowski moved that **House Bill No. 4362** be placed on its immediate passage.
The motion prevailed, a majority of the members serving voting therefor.

House Bill No. 4362, entitled

A bill to amend 1978 PA 368, entitled “Public health code,” by amending section 21720a (MCL 333.21720a).

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—104**

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

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.

Reps. Bisbee, Bishop, Bovin, Bob Brown, Cameron Brown, Callahan, Clark, DeHart, DeRossett, Ehardt, Faunce, Hager, Hardman, Howell, Jansen, Ruth Johnson, Julian, Kowall, Kukuk, Law, Mans, Mead, Middaugh, Mortimer, Pappageorge, Prusi, Quarles, Raczkowski, Richardville, Richner, Rison, Sanborn, Schermesser, Scranton, Sheltrown, Shulman, Tabor, Tesanovich, Van Woerkom, Vander Roest, Vear and Wojno were named co-sponsors of the bill.

Rep. Raczkowski moved that **House Bill No. 5825** be placed on its immediate passage.

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

House Bill No. 5825, entitled

A bill to amend 1978 PA 368, entitled “Public health code,” by amending section 21773 (MCL 333.21773).

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

Roll Call No. 582**Yeas—106**

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

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.

Reps. Basham, Birkholz, Bishop, Bovin, Bob Brown, Callahan, Caul, Clark, Clarke, Daniels, DeHart, DeRossett, DeWeese, Ehardt, Garza, Hager, Hardman, Howell, Jacobs, Jansen, Ruth Johnson, Kelly, Koetje, Kuipers, Lemmons, Mans, Martinez, Mead, Mortimer, Pappageorge, Patterson, Prusi, Rackowski, Reeves, Richner, Sanborn, Schauer, Scott, Sheltrown, Shulman, Toy, Vander Roest, Vaughn, Wojno and Woodward were named co-sponsors of the bill.

Second Reading of Bills**House Bill No. 5806, entitled**

A bill to amend 1980 PA 119, entitled "Motor carrier fuel tax act," by amending sections 2 and 4 (MCL 207.212 and 207.214), as amended by 1996 PA 584.

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. Vear moved to amend the bill as follows:

1. Amend page 5, line 10, by striking out "PROVIDED UNDER SECTION 2(2)(C) OF 1927 PA 150, MCL 207.102," and inserting "of 21 cents per gallon".

2. Amend page 7, line 3, by inserting:

“(3) A motor carrier may credit against the tax imposed by this act on each quarterly return filed under this subsection an amount equal to 6 cents per gallon of the sales tax paid on diesel fuel purchased in this state during the preceding calendar quarter.” and renumbering the remaining subsections.

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

Rep. Rick Johnson moved to amend the bill as follows:

1. Amend page 7, following line 21, by inserting:

“Enacting section 1. This amendatory act takes effect October 1, 2000.”.

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

Rep. Gilbert 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. 5806, entitled

A bill to amend 1980 PA 119, entitled “Motor carrier fuel tax act,” by amending sections 2 and 4 (MCL 207.212 and 207.214), as amended by 1996 PA 584.

The bill was read a third time.

The question being on the passage of the bill,

Rep. Jamnick moved that the bill be re-referred to the Committee on Transportation.

The motion did not prevail.

The question being on the passage of the bill,

Rep. Rick Johnson moved that consideration of the bill be postponed temporarily.

The motion prevailed.

Second Reading of Bills

House Bill No. 5807, entitled

A bill to amend 1927 PA 150, entitled “An act to prescribe a privilege tax for the use of the public highways by owners and drivers of motor vehicles by imposing a specific tax upon the sale or use, within the state of Michigan, of motor fuel; to prescribe the manner and the time of paying this tax and the duties of officials and others respecting the payment and collection of this tax; to provide for the licensing of wholesale distributors, certain retail dealers, exporters, and suppliers as defined in this act; to fix a time when this tax and interest and penalties thereon become a lien upon the property of persons, firms, partnerships, associations, or corporations, subject to the payment of this tax; to provide for the enforcement of this lien; to permit the inspection and testing of petroleum products; to provide for certain exemptions and refunds and for the disposition of the proceeds of this tax; and to prescribe penalties for the violation of this act,” by amending sections 8, 22, and 34 (MCL 207.108, 207.122, and 207.134), sections 8 and 34 as amended by 1997 PA 83 and section 22 as amended by 1998 PA 29.

The bill was read a second time.

Rep. Rick Johnson moved to amend the bill as follows:

1. Amend page 8, following line 16, by inserting:

“Enacting section 1. This amendatory act takes effect October 1, 2000.”.

The motion prevailed and the amendment was 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.

House Bill No. 5548, entitled

A bill to amend 1978 PA 368, entitled “Public health code,” by amending section 17015 (MCL 333.17015), as added by 1993 PA 133.

(The bill was read a second time, Committee substitute (H-1) adopted, amendments defeated and bill postponed for the day on May 25, see House Journal No. 49, p. 1264.)

Rep. Jacobs moved to amend the bill as follows:

1. Amend page 5, line 10, after “subsection” by striking out “(10)” and inserting “(9)”.

2. Amend page 5, line 11, by striking out the balance of the line through “FORM,” and inserting “performing an abortion,”.

3. Amend page 5, line 12, after “physician” by striking out the balance of the line through “PATIENT” on line 13.

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

“(c) Obtain the patient’s signature, on a form prepared or approved by the department, consenting to the abortion and acknowledging that she has received the information required in subsection (3), along with the explanations that she has the option to review or not review the written summary described in subsection (3)(c) and the depictions and descriptions described in subsection (3)(d). The physician shall retain a copy of the acknowledgment and consent form, and where applicable, the certification form completed under subsection ~~(15)~~ (17), in the patient’s medical record.

(d) Provide the patient with a copy of the written acknowledgment and consent form described in subsection ~~(8)(c)~~, or approved by the department under subsection ~~(8)(c)~~ (10)(C).”.

5. Amend page 6, line 20, by striking out all of subsection (8) and renumbering the remaining subsections.

6. Amend page 12, line 24, after “section” by striking out “(11)(F)” and inserting “(10)(F)”.

7. Amend page 14, line 9, after “subsection” by striking out “(11)(F)” and inserting “(10)(F)”.

8. Amend page 14, line 20, after “subsection” by striking out “(19)” and inserting “(18)”.

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

Rep. Jacobs demanded the yeas and nays.

The demand was supported.

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

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

Roll Call No. 583

Yeas—40

Baird	Garza	LaForge	Schermesser
Bogardus	Gielegthem	Lemmons	Scott
Brater	Godchaux	Lockwood	Scranton
Brewer	Hale	Martinez	Stallworth
Cherry	Hanley	Minore	Switalski
Clark, I.	Hansen	Price	Tesanovich
Clarke, H.	Hardman	Prusi	Thomas
Daniels	Jacobs	Quarles	Toy
DeHart	Jamnack	Rison	Vaughn
Dennis	Kilpatrick	Schauer	Woodward

Nays—68

Allen	Faunce	Koetje	Rackowski
Basham	Frank	Kowall	Richardville
Birkholz	Garcia	Kuipers	Richner
Bisbee	Geiger	Kukuk	Rivet
Bishop	Gilbert	LaSata	Sanborn
Bovin	Gosselin	Law	Shackleton
Bradstreet	Green	Mans	Sheltrown
Brown, B.	Hager	Mead	Shulman
Brown, C.	Hart	Middaugh	Spade
Byl	Howell	Mortimer	Stamas
Callahan	Jansen	Neumann	Tabor
Cassis	Jelinek	O’Neil	Van Woerkom
Caul	Jellema	Pappageorge	Vander Roest
DeRossett	Johnson, Rick	Patterson	Vear
DeVuyst	Johnson, Ruth	Perricone	Voorhees
DeWeese	Julian	Pestka	Wojno
Ehardt	Kelly	Pumford	Woronchak

In The Chair: Birkholz

Rep. Brater moved to amend the bill as follows:

1. Amend page 7, line 5, by striking out all of subsection (9) and inserting:

“(9) A PHYSICIAN MAY REQUIRE OR OBTAIN, OR BOTH, A REASONABLE FEE FOR PROVIDING THE COUNSELING REQUIRED UNDER THIS SECTION TO A PATIENT WHO HAS INQUIRED ABOUT AN ABORTION, AT THE TIME THE COUNSELING IS PROVIDED.”.

2. Amend page 11, line 2, after “procedure(s)” by striking out the balance of the line through “SIGNING” on line 4 and inserting a comma and “and freely and voluntarily sign”.

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

Rep. Brater demanded the yeas and nays.

The demand was supported.

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

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

Roll Call No. 584

Yeas—36

Baird	Dennis	LaForge	Schermesser
Bogardus	Garza	Lemmons	Scott
Brater	Godchaux	Martinez	Scranton
Brewer	Hale	Minore	Stallworth
Cherry	Hanley	Price	Switalski
Clark, I.	Hansen	Prusi	Tesanovich
Clarke, H.	Hardman	Quarles	Toy
Daniels	Jacobs	Rison	Vaughn
DeHart	Jamnick	Schauer	Woodward

Nays—68

Allen	Faunce	Koetje	Raczkowski
Basham	Frank	Kowall	Richardville
Birkholz	Garcia	Kuipers	Richner
Bisbee	Gielegghem	Kukuk	Rivet
Bishop	Gilbert	LaSata	Sanborn
Bovin	Gosselin	Law	Shackleton
Bradstreet	Green	Lockwood	Sheltrown
Brown, B.	Hager	Mans	Shulman
Brown, C.	Hart	Mead	Spade
Byl	Howell	Middaugh	Stamas
Callahan	Jansen	Mortimer	Tabor
Cassis	Jelinek	Neumann	Van Woerkom
Caul	Jellema	O'Neil	Vander Roest
DeRossett	Johnson, Rick	Pappageorge	Vear
DeVuyst	Johnson, Ruth	Patterson	Voorhees
DeWeese	Julian	Pestka	Wojno
Ehardt	Kelly	Pumford	Woronchak

In The Chair: Birkholz

Rep. Jacobs moved to amend the bill as follows:

1. Amend page 8, line 16, after “(i)” by striking out the balance of the line through “CANCER” on line 19.

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,
After debate,

Rep. Green demanded the previous question.

The demand was supported.

The question being, "Shall the main question now be put?"

The previous question was ordered.

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. 585

Yeas—37

Baird	Garza	Kilpatrick	Schermesser
Bogardus	Gielegthem	LaForge	Scott
Brater	Godchaux	Lockwood	Scranton
Brewer	Hale	Martinez	Stallworth
Cherry	Hanley	Minore	Switalski
Clark, I.	Hansen	Price	Tesanovich
Clarke, H.	Hardman	Prusi	Toy
Daniels	Jacobs	Quarles	Vaughn
DeHart	Jamnick	Schauer	Woodward
Dennis			

Nays—66

Allen	Faunce	Kowall	Richardville
Basham	Frank	Kuipers	Richner
Birkholz	Garcia	Kukuk	Rivet
Bisbee	Gilbert	LaSata	Sanborn
Bishop	Gosselin	Law	Shackleton
Bovin	Green	Mans	Sheltrown
Bradstreet	Hager	Mead	Shulman
Brown, B.	Hart	Middaugh	Spade
Brown, C.	Howell	Mortimer	Stamas
Byl	Jansen	Neumann	Tabor
Callahan	Jelinek	O'Neil	Van Woerkom
Cassis	Jellema	Pappageorge	Vander Roest
Caul	Johnson, Rick	Patterson	Vear
DeRossett	Johnson, Ruth	Pestka	Voorhees
DeVuyst	Julian	Pumford	Wojno
DeWeese	Kelly	Rackowski	Woronchak
Ehardt	Koetje		

In The Chair: Birkholz

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

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

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

Rep. Scranton demanded the yeas and nays.

The demand was supported.

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

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

Roll Call No. 586

Yeas—36

Baird	Gielegthem	LaForge	Schauer
Brater	Godchaux	Lemmons	Schermesser
Brewer	Hale	Martinez	Scott
Cherry	Hanley	Minore	Scranton
Clark, I.	Hansen	Price	Stallworth
Clarke, H.	Hardman	Prusi	Switalski
DeHart	Jacobs	Quarles	Tesanovich
Dennis	Jamnick	Reeves	Vaughn
Garza	Kilpatrick	Rison	Woodward

Nays—66

Allen	Faunce	Kuipers	Richardville
Basham	Frank	Kukuk	Richner
Birkholz	Gilbert	LaSata	Sanborn
Bisbee	Gosselin	Law	Shackleton
Bishop	Green	Lockwood	Sheltrown
Bovin	Hager	Mans	Shulman
Bradstreet	Hart	Mead	Spade
Brown, B.	Howell	Middaugh	Stamas
Brown, C.	Jansen	Mortimer	Tabor
Byl	Jelinek	Neumann	Toy
Callahan	Jellema	O'Neil	Van Woerkom
Cassis	Johnson, Rick	Pappageorge	Vander Roest
Caul	Johnson, Ruth	Patterson	Vear
DeRossett	Julian	Pestka	Voorhees
DeVuyst	Kelly	Pumford	Wojno
DeWeese	Koetje	Rackowski	Woronchak
Ehardt	Kowall		

In The Chair: Patterson

Rep. Kukuk moved to amend the bill as follows:

1. Amend page 6, line 21, after "PHYSICIAN" by inserting "OR A QUALIFIED PERSON ASSISTING THE PHYSICIAN".

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

Reps. Martinez and Kukuk moved to amend the bill as follows:

1. Amend page 5, line 9, after "PATIENT." by inserting "THE WEBSITE SHALL NOT REQUIRE ANY INFORMATION BE SUPPLIED BY THE PATIENT. THE DEPARTMENT SHALL NOT TRACK, COMPILE, OR OTHERWISE KEEP A RECORD OF INFORMATION THAT WOULD IDENTIFY A PATIENT WHO ACCESSES THIS WEBSITE. THE PATIENT SHALL SUPPLY THE VALID CONFIRMATION FORM TO THE PHYSICIAN OR QUALIFIED PERSON ASSISTING THE PHYSICIAN TO BE INCLUDED IN THE PATIENT'S MEDICAL RECORD TO COMPLY WITH THIS SUBSECTION".

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

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

Rep. LaForge moved to amend the bill as follows:

1. Amend page 3, line 5, after "(ii)" by striking out the balance of the subparagraph and inserting "BY FIRST-CLASS MAIL."

2. Amend page 3, following line 7, by inserting:

"(iv) BY FACSIMILE OR OTHER MEANS OF ELECTRONIC TRANSMISSION INCLUDING, BUT NOT LIMITED TO, ELECTRONIC MAIL."

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

Rep. LaForge demanded the yeas and nays.

The demand was supported.

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

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

Roll Call No. 587

Yeas—37

Baird	Gielegthem	LaForge	Schermesser
Bogardus	Godchaux	Lemmons	Scott
Brater	Hale	Martinez	Scranton
Cherry	Hanley	Minore	Stallworth
Clark, I.	Hansen	Price	Switalski
Clarke, H.	Hardman	Prusi	Tesanovich
Daniels	Jacobs	Quarles	Toy
DeHart	Jamnick	Rison	Vaughn
Dennis	Kilpatrick	Schauer	Woodward
Garza			

Nays—66

Allen	Faunce	Kuipers	Richardville
Basham	Frank	Kukuk	Richner
Birkholz	Gilbert	LaSata	Rivet
Bisbee	Gosselin	Law	Sanborn
Bishop	Green	Lockwood	Shackleton
Bovin	Hager	Mans	Sheltrown
Bradstreet	Hart	Mead	Shulman
Brown, B.	Howell	Middaugh	Spade
Brown, C.	Jansen	Mortimer	Stamas
Byl	Jelinek	Neumann	Tabor
Callahan	Jellema	O'Neil	Van Woerkom
Cassiss	Johnson, Rick	Pappageorge	Vander Roest
Caul	Johnson, Ruth	Patterson	Vear
DeRossett	Julian	Pestka	Voorhees
DeVuyst	Kelly	Pumford	Wojno
DeWeese	Koetje	Raczkowski	Woronchak
Ehardt	Kowall		

In The Chair: Patterson

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

House Bill No. 5813, entitled

A bill to amend 1954 PA 99, entitled "An act authorizing the international bridge authority of Michigan, created by Act No. 237 of the Public Acts of 1935, as amended, being sections 254.201 to 254.216, inclusive, of the Compiled Laws of 1948, to construct, maintain, repair and operate a bridge or tunnel project from the Upper Peninsula of Michigan to the province of Ontario, Canada, and providing for the acquisition and operation of the existing ferry system and buses in connection with such project; defining the powers and duties of the authority; granting to the authority power to acquire necessary real and personal property and to exercise the power of condemnation; providing for financing such project by the issuance of revenue bonds of the authority, payable solely from tolls and other revenues; providing that no debt of the state shall be incurred in the exercise of any such powers; providing for the collection of tolls and other revenues to pay such bonds and the interest thereon and the cost of maintenance, repair and operation of such project; exempting from taxes and assessments such project and such bonds and the income therefrom; authorizing the issuance of revenue refunding bonds; prescribing the rights and remedies of the holders of bonds issued under the provisions of this act; making an appropriation; and repealing certain acts and parts of acts," by amending the title and sections 1, 3, 4, 7, and 16 (MCL 254.221, 254.223, 254.224, 254.227, and 254.236), section 3 as amended by 1994 PA 44, and by adding section 3a; and to repeal acts and parts of acts.

The bill was read a second time.

Rep. Woodward moved to amend the bill as follows:

1. Amend page 11, line 23, after "purposes." by inserting "HOWEVER, THE TOLLS COLLECTED FOR THE USE OF THE PROJECT SHALL NOT EXCEED \$1.00."

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

Rep. Shackleton moved to amend the Woodward amendment as follows:

1. Amend the Woodward Amendment #1, after "\$1.00." by inserting "ANY SHORTFALLS IN REVENUE CREATED BY THIS FEE SCHEDULE FOR OPERATION, MAINTENANCE, OR IMPROVEMENT OF THE BRIDGE SHALL BE PAID FROM FUNDS ALLOCATED BY 1951 PA 51, MCL 247.651 TO 247.675 FOR THE CITIES OF MADISON HEIGHTS, ROYAL OAK, AND HAZEL PARK."

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

Point of Order

Rep. Kilpatrick requested a point of order on whether the amendment offered by Rep. Shackleton constitutes an amendment by reference.

The Chair ruled that the amendment was an amendment by reference in violation of Article IV, § 25 of the Michigan Constitution.

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

The amendment was not adopted, a majority of the members serving not voting therefor.

Rep. Shackleton 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. Daniels moved that Rep. Reeves be excused from the balance of today's session.

The motion prevailed.

By unanimous consent the House returned to the order of

Third Reading of Bills**House Bill No. 5813, entitled**

A bill to amend 1954 PA 99, entitled "An act authorizing the international bridge authority of Michigan, created by Act No. 237 of the Public Acts of 1935, as amended, being sections 254.201 to 254.216, inclusive, of the Compiled Laws of 1948, to construct, maintain, repair and operate a bridge or tunnel project from the Upper Peninsula of Michigan to the province of Ontario, Canada, and providing for the acquisition and operation of the existing ferry

system and buses in connection with such project; defining the powers and duties of the authority; granting to the authority power to acquire necessary real and personal property and to exercise the power of condemnation; providing for financing such project by the issuance of revenue bonds of the authority, payable solely from tolls and other revenues; providing that no debt of the state shall be incurred in the exercise of any such powers; providing for the collection of tolls and other revenues to pay such bonds and the interest thereon and the cost of maintenance, repair and operation of such project; exempting from taxes and assessments such project and such bonds and the income therefrom; authorizing the issuance of revenue refunding bonds; prescribing the rights and remedies of the holders of bonds issued under the provisions of this act; making an appropriation; and repealing certain acts and parts of acts,” by amending the title and sections 1, 3, 4, 7, and 16 (MCL 254.221, 254.223, 254.224, 254.227, and 254.236), section 3 as amended by 1994 PA 44, and by adding section 3a; and to repeal acts and parts of acts.

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

Roll Call No. 588**Yeas—103**

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

Nays—0

In The Chair: Patterson

The House agreed to the title of the bill.

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

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

Second Reading of Bills

The House returned to the consideration of

House Bill No. 5548, entitled

A bill to amend 1978 PA 368, entitled “Public health code,” by amending section 17015 (MCL 333.17015), as added by 1993 PA 133.

(The bill was considered earlier today, see today’s journal p. 1307.)

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.

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

House Bill No. 5548, entitled

A bill to amend 1978 PA 368, entitled “Public health code,” by amending section 17015 (MCL 333.17015), as added by 1993 PA 133.

The bill was read a third time.

The question being on the passage of the bill,

After debate,

Rep. Frank demanded the previous question.

The demand was supported.

The question being, “Shall the main question now be put?”

The previous question was ordered.

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. 589

Yeas—67

Allen	Faunce	Kowall	Richardville
Basham	Frank	Kuipers	Richner
Birkholz	Geiger	Kukuk	Rivet
Bisbee	Gilbert	LaSata	Sanborn
Bishop	Gosselin	Law	Shackleton
Bovin	Green	Lockwood	Sheltrown
Bradstreet	Hager	Mans	Shulman
Brown, B.	Hart	Mead	Spade
Brown, C.	Howell	Middaugh	Stamas
Byl	Jansen	Mortimer	Tabor
Callahan	Jelinek	Neumann	Van Woerkom
Cassis	Jellema	O’Neil	Vander Roest
Caul	Johnson, Rick	Pappageorge	Vear
DeRossett	Johnson, Ruth	Patterson	Voorhees
DeVuyst	Julian	Pestka	Wojno
DeWeese	Kelly	Pumford	Woronchak
Ehardt	Koetje	Raczkowski	

Nays—39

Baird	Garza	LaForge	Scott
Bogardus	Gielegthem	Lemmons	Scranton
Brater	Godchaux	Martinez	Stallworth
Brewer	Hale	Minore	Switalski
Cherry	Hanley	Price	Tesanovich
Clark, I.	Hansen	Prusi	Thomas
Clarke, H.	Hardman	Quarles	Toy
Daniels	Jacobs	Rison	Vaughn
DeHart	Jamnick	Schauer	Woodward
Dennis	Kilpatrick	Schermesser	

In The Chair: Patterson

The House agreed to the title of the bill.

Reps. Allen, Birkholz, Bisbee, Bradstreet, Cameron Brown, Callahan, Cassis, DeRossett, DeWeese, Gilbert, Gosselin, Hager, Howell, Jansen, Julian, Koetje, Kuipers, LaSata, Mans, Pappageorge, Patterson, Sanborn, Sheltrown, Tabor, Vander Roest, Vear, Voorhees and Woronchak were named co-sponsors of the bill.

Rep. Scranton, 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:

I voted no on Role Call Vote #589 on HB5548 because it removes a court order, pursuant to a legal suit, that allows internet access to abortion information, requires only one sight, to be THE sight, instead of any sight that offer the information. The bill requires the department to:

‘(c) Develop, draft and print in nontechnical (my emphasis) language’ then uses words in the description such as:

pg 10 line 1 ‘designated’ instead of a simple ‘named’

pg 10 line 7 ‘abortion procedure to terminate my pregnancy’ instead of a simple end my pregnancy

pg line 12 ‘a medically accurate depiction’ instead of a simple ‘real life’

pg 10 line 13 ‘probable gestational age’ instead of a simple ‘age of the fetus’

and other examples.

I believe that a new law suit will be filed, which will be caused by this bill - when a bill similar to this was held in abeyance at a cost of 6 years and many thousands of taxpayer dollars, and was just recently settled within the last 6 months.”

The Speaker Pro Tempore resumed the Chair.

Second Reading of Bills

Senate Bill No. 893, entitled

A bill to amend 1961 PA 236, entitled “Revised judicature act of 1961,” by amending section 4701 (MCL 600.4701), as amended by 1998 PA 547.

Was read a second time, and the question being on the adoption of the proposed amendment previously recommended by the Committee on Criminal Law and Corrections (for amendment, see House Journal No. 44, p. 996),

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. 893, entitled

A bill to amend 1961 PA 236, entitled “Revised judicature act of 1961,” by amending section 4701 (MCL 600.4701), as amended by 1998 PA 547.

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—104

Allen
Baird

Ehardt
Faunce

Kilpatrick
Koetje

Raczkowski
Richardville

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

Nays—3

Scott

Vaughn

Vear

In The Chair: Birkholz

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

“An act to revise and consolidate the statutes relating to the organization and jurisdiction of the courts of this state; the powers and duties of such courts, and of the judges and other officers thereof; the forms and attributes of civil claims and actions; the time within which civil actions and proceedings may be brought in said courts; pleading, evidence, practice and procedure in civil and criminal actions and proceedings in said courts; to provide remedies and penalties for the violation of certain provisions of this act; to repeal all acts and parts of acts inconsistent with or contravening any of the provisions of this act; 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. Vear, 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:

1. Property can be taken (forfeited) even if no charges are filed or there is no conviction.
2. Proof of innocence falls on person whose property has been taken.
3. No provision in bill that limits forfeiture to maximum fines that can be assessed for the crime committed.
4. Provides no safe keeping of forfeited property until case is settled.
5. Does not specify amount of time a person has to file for recovery of property.”

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

The Speaker laid before the House

House Bill No. 5281, entitled

A bill to make appropriations for the department of natural resources for the fiscal year ending September 30, 2001; to provide for the expenditure of those appropriations; to create funds and accounts; to require reports; to prescribe certain powers and duties of certain state agencies and officials; to authorize certain transfers by certain state agencies; and to provide for the disposition of fees and other income received by the various state agencies.

(The bill was received from the Senate on May 25, 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. 1277.)

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

Rep. Byl moved to substitute (H-2) the Senate substitute (S-1).

The question being on the adoption of the substitute (H-2) offered by Rep. Byl,

Rep. Koetje demanded the yeas and nays.

The demand was supported.

The question being on the adoption of the substitute (H-2) offered by Rep. Byl,

The substitute (H-2) was adopted, a majority of the members serving voting therefor, by yeas and nays, as follows:

Roll Call No. 591

Yeas—79

Allen	Ehardt	Julian	Rivet
Baird	Faunce	Kelly	Sanborn
Basham	Frank	Kilpatrick	Schauer
Birkholz	Garza	Kukuk	Schermesser
Bogardus	Geiger	LaForge	Scott
Bovin	Gielegthem	LaSata	Scranton
Brater	Godchaux	Law	Shackleton
Brewer	Green	Lockwood	Sheltrown
Brown, B.	Hager	Mans	Spade
Brown, C.	Hanley	Martinez	Stamas
Byl	Hansen	Mead	Switalski
Caul	Hardman	Minore	Tabor
Cherry	Hart	Perricone	Tesanovich
Clark, I.	Howell	Pestka	Thomas
Clarke, H.	Jacobs	Price	Toy
Daniels	Jamnick	Prusi	Van Woerkom
DeHart	Jansen	Pumford	Vaughn
Dennis	Jelinek	Quarles	Wojno
DeRossett	Jellema	Richner	Woodward
DeWeese	Johnson, Rick	Rison	

Nays—27

Bisbee	Gosselin	Middaugh	Richardville
Bishop	Hale	Mortimer	Shulman
Bradstreet	Johnson, Ruth	Neumann	Vander Roest
Callahan	Koetje	O'Neil	Vear
Cassis	Kowall	Pappageorge	Voorhees
DeVuyst	Kuipers	Patterson	Woronchak
Gilbert	Lemmons	Rackowski	

In The Chair: Birkholz

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

The substitute (S-1), as substituted (H-2), was concurred in, a majority of the members serving voting therefor, by yeas and nays, as follows:

Roll Call No. 592**Yeas—89**

Allen	Ehardt	Kelly	Rison
Baird	Faunce	Kilpatrick	Rivet
Basham	Frank	Kukuk	Sanborn
Birkholz	Garza	LaForge	Schauer
Bisbee	Geiger	LaSata	Schermesser
Bogardus	Gielegthem	Law	Scott
Bovin	Godchaux	Lemmons	Scranton
Brater	Green	Lockwood	Shackleton
Brewer	Hager	Mans	Sheltrown
Brown, B.	Hale	Martinez	Spade
Brown, C.	Hanley	Mead	Stallworth
Byl	Hansen	Minore	Stamas
Callahan	Hardman	Neumann	Switalski
Caul	Hart	O'Neil	Tabor
Cherry	Howell	Pappageorge	Tesanovich
Clark, I.	Jacobs	Perricone	Thomas
Clarke, H.	Jamnick	Pestka	Toy
Daniels	Jansen	Price	Van Woerkom
DeHart	Jelinek	Prusi	Vaughn
Dennis	Jellema	Pumford	Wojno
DeRossett	Johnson, Rick	Quarles	Woodward
DeVuyst	Julian	Richner	Woronchak
DeWeese			

Nays—18

Bishop	Johnson, Ruth	Mortimer	Shulman
Bradstreet	Koetje	Patterson	Vander Roest
Cassis	Kowall	Rackowski	Vear
Gilbert	Kuipers	Richardville	Voorhees
Gosselin	Middaugh		

In The Chair: Birkholz

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. 894, entitled**

A bill to amend 1931 PA 328, entitled "The Michigan penal code," by amending section 145d (MCL 750.145d), as added by 1999 PA 32.

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

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

Rep. Faunce moved to amend the bill as follows:

1. Amend page 1, line 7, after “section” by striking out “145c, 349, 520b, 520c, 520d, 520e, or 520g” and inserting “145A, 145C, 157C, 349, 350, 520B, 520C, 520D, 520E, OR 520G, OR SECTION 5 OF 1978 PA 33, MCL 722.675,”.

2. Amend page 2, line 3, after “section” by striking out “145a, 157c, 350, 411h,” and inserting “411H”.

The motion prevailed and 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. 894, entitled

A bill to amend 1931 PA 328, entitled “The Michigan penal code,” by amending section 145d (MCL 750.145d), as added by 1999 PA 32.

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—104

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

Nays—0

In The Chair: Birkholz

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 “An act to revise, consolidate, codify and add to the statutes relating to crimes; to define crimes and prescribe the penalties therefor; to provide for restitution under certain circumstances; to provide for the competency of evidence at the trial of persons accused of crime; to provide immunity from prosecution for certain witnesses appearing at such trials; and to repeal certain acts and parts of acts inconsistent with or contravening any of the provisions of this act,” by amending section 145d (MCL 750.145d), as amended by 1999 PA 235.

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. 1162, entitled

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending section 16g of chapter XVII (MCL 777.16g), as amended by 1999 PA 39.

Was read a second time, and the question being on the adoption of the proposed amendment previously recommended by the Committee on Criminal Law and Corrections (for amendment, see House Journal No. 44, p. 997),

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

Rep. Faunce moved to amend the bill as follows:

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

“750.136C PERSON B BUYING OR SELLING AN INDIVIDUAL 20”.

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.

Rep. DeHart moved that Rep. Schermesser 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. 1162, entitled

A bill to amend 1927 PA 175, entitled “The code of criminal procedure,” by amending section 16g of chapter XVII (MCL 777.16g), as amended by 1999 PA 39.

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—102

Allen
Baird
Basham
Birkholz
Bisbee
Bishop
Bogardus
Bovin
Bradstreet

Garza
Geiger
Gielegthem
Gilbert
Godchaux
Gosselin
Green
Hager
Hale

Kuipers
Kukuk
LaForge
LaSata
Law
Lemmons
Lockwood
Mans
Martinez

Richner
Rivet
Sanborn
Schauer
Scott
Scranton
Shackleton
Sheltrown
Shulman

Brater	Hanley	Mead	Spade
Brewer	Hansen	Middaugh	Stallworth
Brown, B.	Hardman	Minore	Stamas
Brown, C.	Hart	Mortimer	Switalski
Byl	Howell	Neumann	Tabor
Callahan	Jacobs	O'Neil	Tesanovich
Cassis	Jamnick	Pappageorge	Thomas
Caul	Jansen	Patterson	Toy
Cherry	Jelinek	Perricone	Van Woerkom
Clark, I.	Jellema	Pestka	Vander Roest
Clarke, H.	Johnson, Rick	Price	Vaughn
DeHart	Johnson, Ruth	Prusi	Vear
Dennis	Julian	Pumford	Voorhees
DeVuyst	Kelly	Quarles	Wojno
Ehardt	Kilpatrick	Rackowski	Woodward
Faunce	Koetje	Richardville	Woronchak
Frank	Kowall		

Nays—0

In The Chair: Birkholz

Pursuant to Joint Rule 20, the full title of the act shall be inserted to 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. 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. 1009, entitled

A bill to amend 1974 PA 258, entitled “Mental health code,” by amending section 205 (MCL 330.1205), as amended by 1996 PA 588.

Was read a second time, and the question being on the adoption of the proposed substitute (H-1) previously recommended by the Committee on Health 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. 1009, entitled

A bill to amend 1974 PA 258, entitled “Mental health code,” by amending section 205 (MCL 330.1205), as amended by 1996 PA 588.

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—102

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

Nays—0

In The Chair: Birkholz

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

“An act to codify, revise, consolidate, and classify the laws relating to mental health; to prescribe the powers and duties of certain state and local agencies and officials and certain private agencies and individuals; to regulate certain agencies and facilities providing mental health services; to provide for certain charges and fees; to establish civil admission procedures for individuals with mental illness or developmental disabilities; to establish guardianship procedures for individuals with development disability; to establish procedures regarding individuals with mental illness or developmental disability who are in the criminal justice system; to provide for penalties and remedies; and to repeal acts and parts of acts.”.

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

House Bill No. 4474, entitled

A bill to amend 1977 PA 89, entitled "State aid to public libraries act," by amending section 5 (MCL 397.555).
The bill was read a second time.

Rep. Vander Roest 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. Stallworth moved that Rep. Daniels 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. 4474, entitled

A bill to amend 1977 PA 89, entitled "State aid to public libraries act," by amending section 5 (MCL 397.555).

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—104

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

Nays—0

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. 5043, entitled

A bill to amend 1967 PA 281, entitled "Income tax act of 1967," by amending section 260 (MCL 206.260), as amended by 1996 PA 484.

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

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

By unanimous consent the House returned to the order of

Motions and Resolutions

Reps. Schermesser, Brater, DeHart, Hale, Jamnick, Julian, Bogardus, Jacobs, Clarke, Scott, Rivet and Kelly offered the following concurrent resolution:

House Concurrent Resolution No. 106.

A concurrent resolution to memorialize the Governor of the State of Michigan to reopen mental health care facilities.

Whereas, Since the Michigan Constitution of 1850, the enlightened citizens of this state have shouldered the responsibility for caring for individuals with mental illness and other mental disabilities. Previously, such care had been the sole responsibility of the family, sometimes with ruinous results; and

Whereas, Over the years, the state mental health care system has met the needs of two client populations: the developmentally disabled—people with mental retardation, autism, cerebral palsy, or epilepsy; and the mentally ill—adults and children afflicted by schizophrenia, manic-depressive disorder, and serious depression; and

Whereas, In the mid-1960s, there were more than 17,000 individuals in state facilities for the mentally ill and over 12,000 in state facilities for the developmentally disabled. Although the number of people afflicted or diagnosed has not lessened, since 1990, 17 mental health care institutions have been closed. As a result, by 1997, the state's institutionalized populations had dropped roughly 95 percent, to nearly 1,100 and 300, respectively; and

Whereas, The Michigan Association of Children with Emotional Disturbances, the Alliance for the Mentally Ill in Michigan, the Michigan Psychiatric Society, and the Mental Health Association of Michigan vehemently opposed state mental health care facility closures. These groups contend that children and adults with severe, long-term psychiatric problems are being deprived of crucial mental health care services and, as a result, quite often become inmates in the state correctional system; now, therefore, be it

Resolved by the House of Representatives (the Senate concurring), That we memorialize the Governor of the State of Michigan to reopen state mental health care facilities; and be it further

Resolved, That a copy of this concurrent resolution be transmitted to the Governor of the State of Michigan.

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

Announcement by the Clerk of Printing and Enrollment

The Clerk announced that the following bills had been printed and placed upon the files of the members, Wednesday, May 24:

Senate Bill Nos. 1288 1289

The Clerk announced that the following bills and joint resolution had been printed and placed upon the files of the members, Friday, May 26:

House Bill Nos. 5843 5844 5845 5846 5847

House Joint Resolution S

The Clerk announced that the following Senate bills had been received on Tuesday, May 30:

Senate Bill Nos. 661 906 1014 1170 1237 1238 1239 1240 1241 1243

Messages from the Governor

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

Date: May 26, 2000

Time: 2:40 p.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

Enrolled House Bill No. 4809 (Public Act No. 116, I.E.), being

An act to amend 1846 RS 14, entitled “Of county officers,” by amending section 107 (MCL 55.107), as amended by 1997 PA 60.

(Filed with the Secretary of State, May 26, 2000, at 3:00 p.m.)

Date: May 26, 2000

Time: 2:50 p.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

Enrolled House Bill No. 4458 (Public Act No. 119, I.E.), being

An act to amend 1949 PA 300, entitled “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,” (MCL 257.1 to 257.923) by adding section 803q.

(Filed with the Secretary of State, May 26, 2000, at 3:06 p.m.)

Date: May 26, 2000

Time: 3:38 p.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

Enrolled House Bill No. 5595 (Public Act No. 124, I.E.), being

An act to repeal 1921 PA 350, entitled “An act to authorize and direct the state highway commissioner to lay out and establish a trunk line highway from a point on the boundary line between the states of Michigan and Indiana southwest to Mottville on the Elkhart road to Port Sanilac in Sanilac county, and from New Buffalo in Berrien county, through Buchanan, Niles, Cassopolis, Vandalia, Fabius, Three Rivers, Fishers’ Lake, Mendon, Leonidas, Union City, Burlington, Tekonsha, Homer, Concord, Spring Arbor, to Jackson in Jackson county, passing through certain intermediate towns, villages and cities, to be known and designated as the Colgrove highway,” (MCL 250.171).

(Filed with the Secretary of State May 30, 2000, at 3:43 p.m.)

Date: May 26, 2000

Time: 3:40 p.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

Enrolled House Bill No. 5596 (Public Act No. 125, I.E.), being

An act to repeal 1919 PA 36, entitled “An act to regulate the planting of ornamental, nut bearing or other food producing trees along the highways of the state of Michigan, or in public places, and for the maintenance, protection and care of such trees and to provide a penalty for injury thereof, or for stealing the products thereof,” (MCL 247.231 to 247.235).

(Filed with the Secretary of State May 30, 2000, at 3:45 p.m.)

Date: May 26, 2000
Time: 3:42 p.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

Enrolled House Bill No. 5597 (Public Act No. 126, I.E.), being

An act to amend 1949 PA 300, entitled “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,” by repealing sections 663, 664, 665, and 666 (MCL 257.663, 257.664, 257.665, and 257.666).

(Filed with the Secretary of State May 30, 2000, at 3:47 p.m.)

Date: May 26, 2000
Time: 3:44 p.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

Enrolled House Bill No. 5598 (Public Act No. 127, I.E.), being

An act to amend 1949 PA 300, entitled “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,” by amending section 709 (MCL 257.709), as amended by 1988 PA 470.

(Filed with the Secretary of State May 30, 2000, at 3:49 p.m.)

Date: May 26, 2000
Time: 3:46 p.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

Enrolled House Bill No. 5600 (Public Act No. 128, I.E.), being

An act to repeal 1921 PA 340, entitled “An act to provide for the laying out, establishing, construction, improvement and maintenance of a public wagon road from the city of Monroe in Monroe county to the boundary line between the states of Ohio and Michigan, to designate the character and general location of such road, to define the powers and duties of the state highway commissioner with reference thereto and to provide for the payment of the cost thereof,” (MCL 250.181).

(Filed with the Secretary of State May 30, 2000, at 3:51 p.m.)

Communications from State Officers

The following communication from the Family Independence Agency was received and read:

May 24, 2000

Transmitted are the Family Independence Agency’s 1998 and 1999 reports on “The Cost Effectiveness of the Recovery of Overpayments”, as required by Act 41 of 1993.

If you have any questions regarding this information, please contact Asha Shah, Director, Budget Analysis and Financial Management Administration.

Sincerely,
Lynda Crandall for
Douglas E. Howard
Director

The communication was referred to the Clerk.

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

The Committee on Economic Development, by Rep. Garcia, Chair, reported

House Bill No. 5822, entitled

A bill to amend 1959 PA 243, entitled "An act to define, license and regulate trailer coach parks; to prescribe the powers and duties of the state health commissioner and other state and local officers; to provide for the levy and collection of specific taxes on occupied trailers in trailer coach parks and the disposition of the revenues therefrom; to provide remedies and penalties for the violation of this act; and to repeal certain acts and parts of acts," by amending the title and sections 35, 41, 42, and 43 (MCL 125.1035, 125.1041, 125.1042, and 125.1043), section 42 as amended by 1994 PA 365.

With the recommendation that the substitute (H-1) be adopted and that the bill then pass.

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

Favorable Roll Call

HB 5822 To Report Out:

Yeas: Reps. Garcia, Kowall, Bisbee, Richardville, Van Woerkom, Bob Brown, Lockwood,

Nays: None.

The Committee on Economic Development, by Rep. Garcia, Chair, reported

Senate Bill No. 1254, entitled

A bill to amend 1974 PA 198, entitled "An act to provide for the establishment of plant rehabilitation districts and industrial development districts in local governmental units; to provide for the exemption from certain taxes; to levy and collect a specific tax upon the owners of certain facilities; to provide for the disposition of the tax; to provide for the obtaining and transferring of an exemption certificate and to prescribe the contents of those certificates; to prescribe the powers and duties of the state tax commission and certain officers of local governmental units; and to provide penalties," by amending section 2 (MCL 207.552), as amended by 1999 PA 140.

With the recommendation that the bill pass.

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

Favorable Roll Call

SB 1254 To Report Out:

Yeas: Reps. Garcia, Kowall, Bisbee, Richardville, Van Woerkom, Bob Brown,

Nays: None.

COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Thursday, May 25, 2000, at 5:10 p.m.,

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

Absent: Reps. Mans, Vaughn,

Excused: Reps. Mans, Vaughn.

COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Middaugh, Chair of the Committee on Energy and Technology, was received and read:

Meeting held on: Thursday, May 25, 2000, at 5:25 p.m.,

Present: Reps. Middaugh, Bradstreet, Birkholz, Bisbee, Cassis, Garcia, Gosselin, Howell, Kowall, Kuipers, Richardville, Shulman, Thomas, Bob Brown, Daniels, Hansen, Lemmons, Neumann, Quarles, Schauer, Woodward.

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

House Concurrent Resolution No. 103.

A concurrent resolution to change the scope of the College of Engineering and Applied Sciences project at Western Michigan University.

(For text of resolution, see House Journal No. 47, p. 1143.)

With the recommendation that the concurrent resolution be adopted.

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

Favorable Roll Call

HCR 103 To Report Out:

Yeas: Reps. Geiger, Caul, Godchaux, Jansen, Jelinek, Mead, Mortimer, Pappageorge, Pumford, Scranton, Stamas, Cherry, Kelly, Martinez, Pestka, Stallworth, Tesanovich,

Nays: None.

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

House Concurrent Resolution No. 104.

A concurrent resolution approving the conveyance of property to the State Building Authority and approving a lease among the State of Michigan, the State Building Authority, and Kalamazoo Valley Community College relative to the Kalamazoo Valley Community College Arcadia Commons Campus Phase II.

(For text of resolution, see House Journal No. 47, p. 1143.)

With the recommendation that the concurrent resolution be adopted.

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

Favorable Roll Call

HCR 104 To Report Out:

Yeas: Reps. Geiger, Caul, Godchaux, Jansen, Jelinek, Mead, Mortimer, Pappageorge, Pumford, Scranton, Stamas, Cherry, Clarke, Kelly, Martinez, Pestka, Stallworth, Tesanovich,

Nays: None.

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

House Concurrent Resolution No. 105.

A concurrent resolution approving the conveyance of property to the State Building Authority and approving a lease among the State of Michigan, the State Building Authority, and the Community College District of Monroe County relative to the Community College District of Monroe County Business and Technical Center, Library, and Welding and Fastening Project.

(For text of resolution, see House Journal No. 47, p. 1144.)

With the recommendation that the concurrent resolution be adopted.

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

Favorable Roll Call

HCR 105 To Report Out:

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

Nays: None.

COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Geiger, Chair of the Committee on Appropriations, was received and read:
Meeting held on: Tuesday, May 30, 2000, at 9:00 a.m.,

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

Absent: Reps. Jellema, Cameron Brown, Kukuk, Price,

Excused: Reps. Jellema, Cameron Brown, Kukuk, Price.

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

Senate Bill No. 538, entitled

A bill to amend 1893 PA 206, entitled "The general property tax act," by amending section 24f (MCL 211.24f), as amended by 1994 PA 189.

With the recommendation that the bill pass.

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

Favorable Roll Call

SB 538 To Report Out:

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

Nays: None.

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

Senate Bill No. 627, entitled

A bill to amend 1933 PA 167, entitled "General sales tax act," (MCL 205.51 to 205.78) by adding section 4x.

With the recommendation that the substitute (H-1) be adopted and that the bill then pass.

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

Favorable Roll Call

SB 627 To Report Out:

Yeas: Reps. Cassis, Woronchak, Faunce, Gilbert, Gosselin, Koetje, Patterson, Vander Roest, Vear,

Nays: None.

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

Senate Bill No. 630, entitled

A bill to amend 1937 PA 94, entitled "Use tax act," by amending sections 3a, 4, and 4k (MCL 205.93a, 205.94, and 205.94k), section 3a as amended by 1998 PA 366, section 4 as amended by 1999 PA 117, and section 4k as amended by 1999 PA 70.

With the recommendation that the substitute (H-1) be adopted and that the bill then pass.

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

Favorable Roll Call

SB 630 To Report Out:

Yeas: Reps. Cassis, Woronchak, Faunce, Gilbert, Gosselin, Koetje, Patterson, Vander Roest, Vear,

Nays: None.

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

Senate Bill No. 734, entitled

A bill to amend 1937 PA 94, entitled "Use tax act," by amending section 4d (MCL 205.94d), as amended by 1992 PA 267.

With the recommendation that the bill pass.

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

Favorable Roll Call

SB 734 To Report Out:

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

Nays: Rep. Koetje.

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

Senate Bill No. 773, entitled

A bill to amend 1933 PA 167, entitled "General sales tax act," by amending section 4g (MCL 205.54g), as amended by 1999 PA 116.

With the recommendation that the bill pass.

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

Favorable Roll Call

SB 773 To Report Out:

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

Nays: Rep. Koetje.

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

Senate Bill No. 1194, entitled

A bill to amend 1933 PA 167, entitled "General sales tax act," by amending section 25 (MCL 205.75), as amended by 1993 PA 325.

With the recommendation that the substitute (H-1) be adopted and that the bill then pass.

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

Favorable Roll Call

SB 1194 To Report Out:

Yeas: Reps. Cassis, Woronchak, Faunce, Gilbert, Gosselin, Koetje, Patterson, Vander Roest, Vear,

Nays: None.

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

Senate Bill No. 1195, entitled

A bill to amend 1937 PA 94, entitled "Use tax act," by amending section 21 (MCL 205.111), as amended by 1994 PA 34.

With the recommendation that the substitute (H-1) be adopted and that the bill then pass.

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

Favorable Roll Call

SB 1195 To Report Out:

Yeas: Reps. Cassis, Woronchak, Faunce, Gilbert, Gosselin, Koetje, Patterson, Vander Roest, Vear,

Nays: None.

COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Tuesday, May 30, 2000, at 8:00 a.m.,

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

Absent: Rep. Allen,

Excused: Rep. Allen.

Messages from the Senate**House Bill No. 4008, entitled**

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending section 208b (MCL 257.208b), as amended by 1998 PA 329.

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. 5140, entitled

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending section 721 (MCL 257.721), as amended by 1999 PA 24.

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. 5164, entitled

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending section 319 (MCL 257.319), as amended by 1999 PA 267.

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. 5172, entitled

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending section 312e (MCL 257.312e), as amended by 1991 PA 100.

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. 5638, entitled

A bill to designate December 7 of each year as Pearl Harbor day in the state of Michigan.

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. 4007, entitled

A bill to amend 1974 PA 369, entitled "An act to regulate the business of conducting a driver training school; to require licenses in relation thereto; to prescribe certain fees; to prescribe the powers and duties of certain persons and state departments; and to prescribe remedies and penalties," by amending sections 5 and 5b (MCL 256.605 and 256.605b), section 5 as amended and section 5b as added by 1998 PA 11.

The Senate has amended the bill as follows:

1. Amend page 1, line 1, after "(1)" by striking out "A" and inserting "SUBJECT TO SUBSECTION (6), A".
2. Amend page 4, following line 2, by inserting:

"(6) A LICENSEE MAY EMPLOY AN INDIVIDUAL WHO HAS A VALID DRIVER TRAINING INSTRUCTOR CERTIFICATE FROM ANOTHER STATE FOR UP TO 6 MONTHS OR UNTIL THE INDIVIDUAL IS CERTIFIED IN THIS STATE."

The Senate has passed the bill as amended and ordered that it be given immediate effect.

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

House Bill No. 4206, entitled

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending section 628 (MCL 257.628), as amended by 1996 PA 320.

The Senate has amended the bill as follows:

1. Amend page 2, line 16, after "OF" by striking out "150" and inserting "300".
2. Amend page 2, line 17, after "ALONG" by striking out "BOTH SIDES" and inserting "EITHER SIDE".

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. 4846, entitled

A bill to amend 1963 PA 181, entitled "Motor carrier safety act of 1963," by amending section 1a (MCL 480.11a), as amended by 1995 PA 265, and by adding section 3a.

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 1963 PA 181, entitled "An act to promote safety upon the public highways by regulating the operation of certain vehicles; to provide consistent regulation of these areas by state agencies and local units of government; to establish the qualifications of persons necessary for the safe operation of such vehicles; to limit the hours of service of persons engaged in operating such vehicles; to require the keeping of records of such operations; to provide penalties for the violation of this act; to prescribe the powers and duties of certain state agencies; and to repeal certain acts and parts of acts," (MCL 480.11 to 480.22) by adding section 3a.

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

House Bill No. 4865, entitled

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending section 705 (MCL 257.705), as amended by 1995 PA 91.

The Senate has substituted (S-2) the bill.

The Senate has passed the bill as substituted (S-2), ordered that it be given immediate effect and amended the title to read as follows:

A bill to amend 1949 PA 300, entitled "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," by amending section 705 (MCL 257.705), as amended by 2000 PA 82.

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

House Bill No. 5184, entitled

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending section 17 of chapter XVII (MCL 777.17), as amended by 1999 PA 67.

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. 5185, entitled

A bill to amend 1979 PA 53, entitled "An act to prohibit access to computers, computer systems, and computer networks for certain fraudulent purposes; to prohibit intentional and unauthorized access, alteration, damage, and destruction of computers, computer systems, computer networks, computer software programs, and data; and to prescribe penalties," by amending section 6 (MCL 752.796), as amended by 1996 PA 326.

The Senate has substituted (S-2) the bill.

The Senate has passed the bill as substituted (S-2) and ordered that it be given immediate effect.

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

House Bill No. 5186, entitled

A bill to amend 1979 PA 53, entitled "An act to prohibit access to computers, computer systems, and computer networks for certain fraudulent purposes; to prohibit intentional and unauthorized access, alteration, damage, and destruction of computers, computer systems, computer networks, computer software programs, and data; and to prescribe penalties," by amending section 7 (MCL 752.797), as amended by 1996 PA 326.

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

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

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

House Bill No. 5187, entitled

A bill to amend 1979 PA 53, entitled "An act to prohibit access to computers, computer systems, and computer networks for certain fraudulent purposes; to prohibit intentional and unauthorized access, alteration, damage, and destruction of computers, computer systems, computer networks, computer software programs, and data; and to prescribe penalties," by amending section 2 (MCL 752.792), as amended by 1996 PA 326.

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

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

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

House Bill No. 5421, entitled

A bill to designate the part of the bypass of highway US-131 that is located between highway M-115 and Boon road in Wexford county as the "Sidney Ouwinga Memorial Bypass"; and to prescribe the duties of the state transportation department.

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 designate certain parts and bypasses of certain highways located in certain counties of this state; and to prescribe the duties of the state transportation department.

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

Senate Bill No. 661, entitled

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," (MCL 257.1 to 257.923) by amending the title, as amended by 1991 PA 98, and by adding section 710g.

The Senate has passed the bill.

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

Senate Bill No. 906, entitled

A bill to amend 1974 PA 300, entitled "Motor vehicle service and repair act," by amending section 10 (MCL 257.1310).

The Senate has passed the bill.

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

Senate Bill No. 1014, entitled

A bill to amend 1993 PA 23, entitled "Michigan limited liability company act," by amending section 207 (MCL 450.4207), as amended by 1997 PA 52.

The Senate has passed the bill.

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

Senate Bill No. 1170, entitled

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

The Senate has passed the bill.

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

Senate Bill No. 1237, entitled

A bill to amend 1933 PA 167, entitled "General sales tax act," (MCL 205.51 to 205.78) by adding section 4aa.
The Senate has passed the bill.

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

Senate Bill No. 1238, entitled

A bill to amend 1993 PA 23, entitled "Michigan limited liability company act," by amending section 904 (MCL 450.4904), as amended by 1997 PA 123.

The Senate has passed the bill.

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

Senate Bill No. 1239, entitled

A bill to amend 1980 PA 299, entitled "Occupational code," by amending section 728 (MCL 339.728), as added by 1997 PA 10.

The Senate has passed the bill.

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

Senate Bill No. 1240, entitled

A bill to amend 1962 PA 192, entitled "Professional service corporation act," by amending section 4 (MCL 450.224), as amended by 1998 PA 10.

The Senate has passed the bill.

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

Senate Bill No. 1241, entitled

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

The Senate has passed the bill.

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

Senate Bill No. 1243, entitled

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending sections 217, 222, and 251 (MCL 257.217, 257.222, and 257.251), section 217 as amended by 1998 PA 247, section 222 as amended by 1999 PA 267, and section 251 as amended by 1998 PA 455.

The Senate has passed the bill.

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

Introduction of Bills

Reps. Jellema, Richner, Birkholz, Richardville, Godchaux and Garcia introduced

House Bill No. 5848, entitled

A bill to amend 1976 PA 451, entitled "The revised school code," (MCL 380.1 to 380.1852) by adding part 19A.

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

Reps. Bogardus, Jacobs, Hale, Minore, Jamnick, Julian, Richardville, Schauer, Brewer and Bob Brown introduced

House Bill No. 5849, entitled

A bill to amend 1998 PA 58, entitled "Michigan liquor control code of 1998," by amending section 701 (MCL 436.1701).

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

Reps. DeHart, Schermesser and Bovin introduced

House Bill No. 5850, entitled

A bill to regulate unsolicited electronic mail advertisement; to prescribe the powers and duties of certain state agencies and officials; and to provide for penalties and remedies.

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

Reps. DeHart, Schermesser and Bovin introduced

House Bill No. 5851, entitled

A bill to amend 1984 PA 431, entitled "The management and budget act," (MCL 18.1101 to 18.1594) by adding section 241c.

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

Reps. DeHart, Schermesser, Bovin and Jamnick introduced

House Bill No. 5852, entitled

A bill to amend the Initiated Law of 1976, entitled "A petition to initiate legislation to provide for the use of returnable containers for soft drinks, soda water, carbonated natural or mineral water, other nonalcoholic carbonated drink, and for beer, ale, or other malt drink of whatever alcoholic content, and for certain other beverage containers; to provide for the use of unredeemed bottle deposits; to prescribe the powers and duties of certain state agencies and officials; and to prescribe penalties and provide remedies," by amending section 3c (MCL 445.573c), as amended by 1996 PA 384.

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

Reps. DeHart, Schermesser, Bovin, DeRossett and Jamnick introduced

House Bill No. 5853, entitled

A bill to amend 1982 PA 294, entitled "Friend of the court act," by amending section 9 (MCL 552.509), as amended by 1998 PA 63.

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

Reps. Shackleton, Gilbert, Green, Kowall, Sheltroun, Neumann, Richardville, Hager, Birkholz, Geiger, Kukuk, Tesanovich, DeVuyst, Allen and Middaugh introduced

House Bill No. 5854, entitled

A bill to amend 1855 PA 105, entitled "An act to regulate the disposition of the surplus funds in the state treasury; to provide for the deposit of surplus funds in certain financial institutions; to lend surplus funds pursuant to loan agreements secured by certain commercial, agricultural, or industrial real and personal property; to authorize the loan of surplus funds to certain municipalities; to authorize the participation in certain loan programs; to authorize an appropriation; and to prescribe the duties of certain state agencies," by amending sections 2c, 3 and 7 (MCL 21.142, 21.143, and 21.147), section 2c as added by 1990 PA 360 and sections 3 and 7 as amended by 1997 PA 32, and by adding section 2d.

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

Reps. Neumann, Spade, Bovin, Dennis, Rivet, Pestka, Brewer and Frank introduced

House Bill No. 5855, entitled

A bill to amend 1931 PA 328, entitled "The Michigan penal code," by amending section 50a (MCL 750.50a), as added by 1994 PA 42.

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

Reps. DeHart, Kelly and Hale introduced

House Bill No. 5856, entitled

A bill to amend 1937 PA 94, entitled "Use tax act," (MCL 205.91 to 205.111) by adding section 4w.

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

Reps. DeHart, Kelly, Kuipers, Richardville and Hale introduced

House Bill No. 5857, entitled

A bill to amend 1956 PA 218, entitled "The insurance code of 1956," by amending section 2110a (MCL 500.2110a), as added by 1996 PA 514, and by adding section 3133.

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

Reps. DeHart, Kelly and Hale introduced

House Bill No. 5858, entitled

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending section 235 (MCL 257.235), as amended by 1988 PA 470.

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

Reps. DeHart, Kelly and Hale introduced

House Bill No. 5859, entitled

A bill to amend 1990 PA 187, entitled "The pupil transportation act," by amending section 35 (MCL 257.1835).
The bill was read a first time by its title and referred to the Committee on Transportation.

Reps. DeHart, Kelly and Hale introduced

House Bill No. 5860, entitled

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending section 909 (MCL 257.909).
The bill was read a first time by its title and referred to the Committee on Transportation.

Reps. DeHart, Kelly and Hale introduced

House Bill No. 5861, entitled

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," (MCL 257.1 to 257.923) by adding section 714c.
The bill was read a first time by its title and referred to the Committee on Transportation.

Reps. DeHart and Kelly introduced

House Bill No. 5862, entitled

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," (MCL 257.1 to 257.923) by adding section 708c.
The bill was read a first time by its title and referred to the Committee on Transportation.

Reps. DeHart, Kelly and Hale introduced

House Bill No. 5863, entitled

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending section 208c (MCL 257.208c), as added by 1997 PA 100.

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

Associate Speaker Pro Tempore Scranton resumed the Chair.

By unanimous consent the House returned to the order of

Second Reading of Bills

House Bill No. 4245, entitled

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending section 2150 (MCL 324.2150), as amended by 1996 PA 585.

The bill was read a second time.

Rep. Neumann moved to amend the bill as follows:

1. Amend page 1, line 6, after "of" by striking out "\$2.86" and inserting "\$3.00".

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

Rep. Neumann demanded the yeas and nays.

The demand was supported.

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

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

Roll Call No. 597

Yeas—77

Allen
Baird

Faunce
Frank

Kuipers
LaForge

Rivet
Schauer

Basham	Garza	Law	Schermesser
Birkholz	Gielegghem	Lemmons	Scott
Bishop	Gilbert	Lockwood	Scranton
Bogardus	Godchaux	Mans	Shackleton
Bovin	Green	Martinez	Sheltrown
Bradstreet	Hale	Mead	Spade
Brater	Hanley	Middaugh	Stallworth
Brewer	Hansen	Minore	Stamas
Brown, B.	Hardman	Neumann	Switalski
Brown, C.	Howell	O'Neil	Tesanovich
Callahan	Jacobs	Pestka	Thomas
Caul	Jamnick	Price	Vander Roest
Cherry	Jelinek	Prusi	Vaughn
Clark, I.	Jellema	Pumford	Voorhees
Clarke, H.	Johnson, Rick	Quarles	Wojno
Daniels	Kelly	Raczkowski	Woodward
DeHart	Kilpatrick	Rison	Woronchak
Dennis			

Nays—29

Bisbee	Hager	Kukuk	Richner
Cassis	Hart	LaSata	Sanborn
DeRossett	Jansen	Mortimer	Shulman
DeVuyst	Johnson, Ruth	Pappageorge	Tabor
Ehardt	Julian	Patterson	Toy
Garcia	Koetje	Perricone	Van Woerkom
Geiger	Kowall	Richardville	Vear
Gosselin			

In The Chair: Scranton

Rep. Raczkowski moved to reconsider the vote by which the House adopted the amendment.

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

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

Rep. Neumann demanded the yeas and nays.

The demand was supported.

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

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

Roll Call No. 598**Yeas—86**

Allen	Faunce	LaForge	Rison
Baird	Frank	Law	Rivet
Basham	Garcia	Lemmons	Schauer
Birkholz	Garza	Lockwood	Schermesser
Bishop	Gielegghem	Mans	Scott
Bogardus	Gilbert	Martinez	Scranton
Bovin	Green	Mead	Shackleton
Bradstreet	Hager	Middaugh	Sheltrown
Brater	Hale	Minore	Shulman
Brewer	Hanley	Mortimer	Spade
Brown, B.	Hansen	Neumann	Stamas

Brown, C.	Hardman	O'Neil	Switalski
Callahan	Howell	Pappageorge	Tesanovich
Caul	Jacobs	Pestka	Thomas
Cherry	Jamnack	Price	Van Woerkom
Clark, I.	Jelinek	Prusi	Vander Roest
Clarke, H.	Jellema	Pumford	Vaughn
Daniels	Johnson, Rick	Quarles	Vear
DeHart	Johnson, Ruth	Rackowski	Wojno
DeRossett	Julian	Richardville	Woodward
DeVuyst	Kelly	Richner	Woronchak
Ehardt	Kowall		

Nays—16

Bisbee	Hart	Kukuk	Sanborn
Cassis	Jansen	LaSata	Tabor
Geiger	Koetje	Patterson	Toy
Gosselin	Kuipers	Perricone	Voorhees

In The Chair: Scranton

Rep. Bradstreet moved to amend the bill as follows:

1. Amend page 3, line 3, by striking out all of enacting section 2.

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

Rep. Bradstreet 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.

Rep. Vander Roest moved that Rep. DeWeese 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. 4245, entitled**

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending section 2150 (MCL 324.2150), as amended by 1996 PA 585.

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—105**

Allen	Garcia	Kowall	Richner
Baird	Garza	Kuipers	Rison
Basham	Geiger	Kukuk	Rivet
Birkholz	Gielegghem	LaForge	Sanborn
Bisbee	Gilbert	LaSata	Schauer
Bishop	Godchaux	Law	Schermesser
Bogardus	Gosselin	Lemmons	Scott

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

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. Allen, Basham, Bogardus, Cameron Brown, Cherry, DeRossett, Howell, Jamnick, Jelinek, Jellema, Kowall, Lemmons, Middaugh, Minore, Pappageorge, Prusi, Pumford, Raczkowski, Richardville, Scott, Sheltrown, Shulman, Tesanovich, Vander Roest, Vaughn and Vear were named co-sponsors of the bill.

Second Reading of Bills

House Bill No. 4246, entitled

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," (MCL 324.101 to 324.90106) by adding section 2150a.

The bill was read a second time.

Rep. Shackleton moved to amend the bill as follows:

1. Amend page 2, line 3, by striking out all of enacting section 2.

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

Rep. Shackleton 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. 4246, entitled

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," (MCL 324.101 to 324.90106) by adding section 2150a.

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

Roll Call No. 600**Yeas—104**

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

Nays—2

Koetje

Patterson

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.

Reps. Allen, Birkholz, Bogardus, Cameron Brown, Cherry, Clarke, Dennis, DeRossett, Ehardt, Hager, Howell, Jamnick, Ruth Johnson, Julian, Kowall, LaSata, Lemmons, Middaugh, Minore, Mortimer, Pappageorge, Prusi, Pumford, Rackowski, Richardville, Rivet, Scott, Sheltrown, Shulman, Tesanovich, Vander Roest and Vaughn were named co-sponsors of the bill.

Second Reading of Bills**House Bill No. 5543, entitled**

A bill to amend 1939 PA 288, entitled "Probate code of 1939," (MCL 710.21 to 712A.32) by adding section 19e to chapter XIIA.

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

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

Rep. Lockwood moved to amend the bill as follows:

1. Amend page 2, line 25, after “THAT” by striking out the balance of the line through “OF” on line 26 and inserting “AN INDIVIDUAL WHO SURRENDERS A NEWBORN FOR ADOPTION AS PROVIDED IN THIS CHAPTER SHALL NOT BE PROSECUTED FOR”.

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

Rep. Lockwood demanded the yeas and nays.

The demand was supported.

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

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

Roll Call No. 601

Yeas—49

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

Nays—57

Allen	Garcia	Kowall	Richner
Birkholz	Gilbert	Kuipers	Sanborn
Bisbee	Godchaux	Kukuk	Scranton
Bishop	Gosselin	LaSata	Shackleton
Bradstreet	Green	Law	Shulman
Brown, C.	Hager	Mead	Spade
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	Pumford	Vear
Ehardt	Julian	Rackowski	Voorhees
Faunce	Koetje	Richardville	Woronchak
Frank			

In The Chair: Scranton

Rep. Birkholz moved to amend the bill as follows:

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

“Enacting section 1. This amendatory act takes effect January 1, 2001.” and renumbering the remaining enacting section.

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

Rep. Scranton moved to amend the bill as follows:

1. Amend page 2, line 11, after “HOSPITAL” by inserting a comma and “HOSPITAL-BASED BIRTHING CENTER, OR BIRTHING CENTER THAT IS ACCREDITED BY THE NATIONAL ASSOCIATION OF CHILD BEARING CENTERS”.

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

Rep. Scranton moved to amend the bill as follows:

1. Amend page 2, line 11, after “HOSPITAL” by inserting a comma and “HOSPITAL-BASED BIRTHING CENTER, OR BIRTHING CENTER THAT IS ACCREDITED BY THE COMMISSION FOR THE ACCREDITATION OF BIRTH CENTERS”.

The motion prevailed and the amendment 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. 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. 5543, entitled

A bill to amend 1939 PA 288, entitled “Probate code of 1939,” (MCL 710.21 to 712A.32) by adding section 19e to chapter XIIA.

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

Roll Call No. 602

Yeas—108

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

Nays—0

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 1939 PA 288, entitled "Probate code of 1939," (MCL 710.21 to 712A.32) by adding chapter XII; 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.

Reps. Basham, Bishop, Bogardus, Bovin, Bob Brown, Cameron Brown, Cassis, Cherry, Clark, Daniels, DeHart, DeWeese, Ehardt, Garza, Green, Hager, Hardman, Howell, Jacobs, Jamnick, Jelinek, Jellema, Julian, Koetje, Kowall, Law, Lemmons, Lockwood, Mead, Minore, Mortimer, Neumann, O'Neil, Pappageorge, Patterson, Pestka, Price, Prusi, Pumford, Raczkowski, Richardville, Richner, Sanborn, Schauer, Scott, Sheltrown, Shulman, Stallworth, Stamas, Switalski, Tesanovich, Vander Roest, Vaughn, Vear and Woodward were named co-sponsors of the bill.

Second Reading of Bills

Senate Bill No. 1044, entitled

A bill to amend 1979 PA 94, entitled "The state school aid act of 1979," by amending sections 3, 6, 8, 11, 11f, 11g, 19, 20, 20j, 21b, 24, 26a, 31a, 31c, 31d, 32, 36, 36a, 39, 40, 41, 51a, 53a, 54, 56, 57, 61a, 62, 63, 67, 68, 74, 81, 91c, 94, 99, 101, 102, 104a, 105, 105b, 105c, 107, 147, 151, 152, and 163 (MCL 388.1603, 388.1606, 388.1608, 388.1611, 388.1611f, 388.1611g, 388.1619, 388.1620, 388.1620j, 388.1621b, 388.1624, 388.1626a, 388.1631a, 388.1631c, 388.1631d, 388.1632, 388.1636, 388.1636a, 388.1639, 388.1640, 388.1641, 388.1651a, 388.1653a, 388.1654, 388.1656, 388.1657, 388.1661a, 388.1662, 388.1663, 388.1667, 388.1668, 388.1674, 388.1681, 388.1691c, 388.1694, 388.1699, 388.1701, 388.1702, 388.1704a, 388.1705, 388.1705b, 388.1705c, 388.1707, 388.1747, 388.1751, 388.1752, and 388.1763), sections 6, 11, 11f, 11g, 20, 24, 26a, 31a, 31c, 36, 36a, 41, 51a, 53a, 54, 56, 57, 61a, 62, 63, 67, 68, 74, 81, 94, 99, 101, 104a, 105, 107, and 147 as amended and sections 20j, 31d, 32, and 105c as added by 1999 PA 119, sections 3 and 151 as amended by 1997 PA 93, sections 8 and 39 as amended by 1997 PA 142, sections 19, 21b, 102, and 163 as amended by 1996 PA 300, section 40 as amended by 1991 PA 118, section 91c as added by 1995 PA 130, section 105b as added by 1997 PA 24, and section 152 as amended by 1993 PA 175, and by adding sections 20l, 22a, 22b, 22c, 51c, 94a, 101b, and 108; 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. Bob Brown moved to amend the bill as follows:

1. Amend page 86, line 25, after "4," by inserting "READING DISORDERS AND READING METHODS PROGRAMS,".

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

Rep. Cassis moved to amend the bill as follows:

1. Amend page 5, line 16, after "year." by striking out "BEGINNING IN" and inserting "For".

2. Amend page 5, line 23, after "year." by inserting "FOR 2001-2002, MEMBERSHIP MEANS FOR A DISTRICT, PUBLIC SCHOOL ACADEMY, UNIVERSITY SCHOOL, OR INTERMEDIATE DISTRICT THE SUM OF THE PRODUCT OF .85 TIMES THE NUMBER OF FULL-TIME EQUATED PUPILS IN GRADES K TO 12 ACTUALLY ENROLLED AND IN REGULAR DAILY ATTENDANCE ON THE PUPIL MEMBERSHIP COUNT DAY FOR THE CURRENT SCHOOL YEAR, PLUS THE PRODUCT OF .15 TIMES THE FINAL AUDITED COUNT FROM THE SUPPLEMENTAL COUNT DAY FOR THE IMMEDIATELY PRECEDING SCHOOL YEAR. BEGINNING IN 2002-2003, MEMBERSHIP MEANS FOR A DISTRICT, PUBLIC SCHOOL ACADEMY, UNIVERSITY SCHOOL, OR INTERMEDIATE DISTRICT THE SUM OF THE PRODUCT OF .9 TIMES THE NUMBER OF FULL-TIME EQUATED PUPILS IN GRADES K TO 12 ACTUALLY ENROLLED AND IN REGULAR DAILY ATTENDANCE ON THE PUPIL MEMBERSHIP COUNT DAY FOR THE CURRENT SCHOOL YEAR, PLUS THE PRODUCT OF .1 TIMES THE FINAL AUDITED COUNT FROM THE SUPPLEMENTAL COUNT DAY FOR THE IMMEDIATELY PRECEDING SCHOOL YEAR." and adjusting section 11 and enacting section 1 accordingly.

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 142, line 26, after "DISTRICT" by inserting "OR DISTRICT".

2. Amend page 143, line 9, after "PLANNING," by striking out the comma and inserting "AND".

3. Amend page 143, line 9, after "IMPLEMENTATION," by striking out "AND EVALUATION".

4. Amend page 143, line 15, after "CHILDREN." by inserting "THE DEPARTMENT SHALL ESTABLISH QUALITY STANDARDS FOR PROGRAMS FUNDED UNDER THIS SECTION.".

5. Amend page 144, line 6, after "TOOL" by inserting "APPROVED BY THE DEPARTMENT".

6. Amend page 144, line 27, after "THAN" by striking out "10% OF THIS MATCHING REQUIREMENT" and inserting "HALF OF THIS MATCH REQUIREMENT, UP TO A TOTAL OF 10% OF THE TOTAL PROJECT BUDGET,".

7. Amend page 145, following line 2, by inserting:

“(11) INTERMEDIATE DISTRICTS OR DISTRICTS APPLYING FOR GRANTS TO OPERATE PROGRAMS UNDER THIS SECTION SHALL RECEIVE GRANTS FOR 3 YEARS, CONDITIONAL ON THE APPROVAL AND POSITIVE RECOMMENDATION OF THE DEPARTMENT.”.

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

Rep. Spade moved that Rep. Mans be excused temporarily from today’s session.
The motion prevailed.

Rep. Frank moved that Rep. Wojno be excused temporarily from today’s session.
The motion prevailed.

Rep. Stallworth moved to amend the bill as follows:

1. Amend page 42, line 1, by striking out “8,420,600,000.00” and inserting “\$8,435,400,000.00” and adjusting section 11 and enacting section 1 accordingly.

2. Amend page 45, following line 22, by inserting:

“(F) BEGINNING IN 2001-2002, FOR A DISTRICT THAT RECEIVES AN ADDITION TO ITS FOUNDATION ALLOWANCE UNDER SUBSECTION (21) FOR 2000-2001, THE DISTRICT’S 2000-2001 FOUNDATION ALLOWANCE SHALL BE CONSIDERED TO HAVE BEEN AN AMOUNT EQUAL TO THE SUM OF THE DISTRICT’S ACTUAL 2000-2001 FOUNDATION ALLOWANCE AS CALCULATED UNDER THIS SUBSECTION PLUS THE AMOUNT PER PUPIL OTHER THAN SPECIAL EDUCATION PUPILS OF THE ADDITION TO ITS FOUNDATION ALLOWANCE FOR 2000-2001 UNDER SUBSECTION (21).” and relettering the remaining subdivision.

3. Amend page 58, following line 8, by inserting:

“(21) FOR 2000-2001 ONLY, FOR A DISTRICT THAT IS A SCHOOL DISTRICT OF THE FIRST CLASS UNDER THE REVISED SCHOOL CODE, THE DISTRICT SHALL RECEIVE AN ADDITION TO ITS FOUNDATION ALLOWANCE IN AN AMOUNT EQUAL TO THE QUOTIENT OF \$15,100,000.00 DIVIDED BY THE DISTRICT’S MEMBERSHIP OTHER THAN SPECIAL EDUCATION PUPILS.”.

4. Amend page 65, line 9, after “EXCEED” by striking out “\$7,091,300,000.00” and inserting “\$7,106,300,000.00” adjusting section 11 and enacting section 1 accordingly.

5. Amend page 65, line 10, after “EXCEED” by striking out “\$7,007,700,000.00” and inserting “\$7,022,700,000.00” and adjusting section 11 and enacting section 1 accordingly.

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

Rep. Stallworth demanded the yeas and nays.

The demand was supported.

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

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

Roll Call No. 603

Yeas—41

Baird	Dennis	Kilpatrick	Rison
Basham	Garza	LaForge	Rivet
Bogardus	Gielegthem	Lemmons	Schauer
Bovin	Hale	Lockwood	Schermesser
Brater	Hanley	Martinez	Scott
Brewer	Hansen	Minore	Stallworth
Cherry	Hardman	O’Neil	Switalski
Clark, I.	Jacobs	Price	Tesanovich
Clarke, H.	Jamnack	Prusi	Thomas
Daniels	Kelly	Quarles	Vaughn
DeHart			

Nays—65

Allen	Garcia	Kowall	Richner
Birkholz	Geiger	Kuipers	Sanborn
Bisbee	Gilbert	Kukuk	Scranton
Bishop	Godchaux	LaSata	Shackleton
Bradstreet	Gosselin	Law	Sheltrown
Brown, B.	Green	Mead	Shulman

Brown, C.	Hager	Middaugh	Spade
Byl	Hart	Mortimer	Stamas
Callahan	Howell	Neumann	Tabor
Cassis	Jansen	Pappageorge	Toy
Caul	Jelinek	Patterson	Van Woerkom
DeRossett	Jellema	Perricone	Vander Roest
DeVuyst	Johnson, Rick	Pestka	Vear
DeWeese	Johnson, Ruth	Pumford	Voorhees
Ehardt	Julian	Raczkowski	Woodward
Faunce	Koetje	Richardville	Woronchak
Frank			

In The Chair: Scranton

Rep. Stallworth moved to amend the bill as follows:

1. Amend page 63, following line 15, by inserting:

“SEC. 20M. (1) FROM THE GENERAL FUND APPROPRIATION IN SECTION 11, THERE IS ALLOCATED EACH FISCAL YEAR FOR 2000-2001, FOR 2001-02, AND FOR 2002-03 AN AMOUNT NOT TO EXCEED \$5,000,000.00 FOR GRANTS TO DISTRICTS FOR BUILDING DEMOLITION. FUNDS ALLOCATED UNDER THIS SECTION ARE TO BE USED TO DEMOLISH ABANDONED BUILDINGS WITHIN A 5-MILE RADIUS OF ANY SCHOOL BUILDING.

(2) IN ORDER TO RECEIVE FUNDS UNDER THIS SECTION, A DISTRICT WILL APPLY TO THE DEPARTMENT IN A FORM AND MANNER PRESCRIBED BY THE DEPARTMENT. A DISTRICT THAT APPLIES FOR A GRANT UNDER THIS SECTION SHALL SPECIFY THE OBJECTIVE OF THE DEMOLITION INCLUDING, BUT NOT LIMITED TO THE NUMBER AND TYPE OF BUILDINGS TO BE DEMOLISHED AND THE DATE BY WHICH THE DEMOLITION WILL BE COMPLETE.

(3) A DISTRICT RECEIVING FUNDS UNDER THIS SECTION MAY CONTRACT WITH EITHER A MUNICIPAL OR PRIVATE AGENCY TO DEMOLISH ABANDONED BUILDINGS.” AND and adjusting section 11 and enacting 1 accordingly.

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

Rep. Stallworth demanded the yeas and nays.

The demand was supported.

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

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

Roll Call No. 604

Yeas—45

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

Nays—59

Allen	Faunce	Koetje	Sanborn
Birkholz	Garcia	Kowall	Scranton

Bisbee	Geiger	Kuipers	Shackleton
Bishop	Gilbert	Kukuk	Sheltrown
Bradstreet	Godchaux	LaSata	Shulman
Brown, B.	Gosselin	Mead	Spade
Brown, C.	Hager	Middaugh	Stamas
Byl	Hart	Mortimer	Tabor
Callahan	Howell	Pappageorge	Toy
Cassis	Jansen	Patterson	Van Woerkom
Caul	Jelinek	Pestka	Vander Roest
DeRossett	Jellema	Pumford	Vear
DeVuyst	Johnson, Rick	Raczkowski	Voorhees
DeWeese	Johnson, Ruth	Richardville	Woronchak
Ehardt	Julian	Richner	

In The Chair: Scranton

Rep. Switalski moved to amend the bill as follows:

1. Amend page 42, line 1, after “\$8,420,600,000.00” by inserting a comma and “for 2000-2001 an amount not to exceed \$9,367,400,000.00, for 2001-2002 an amount not to exceed \$9,729,000,000.00 for 2002-2003 an amount not to exceed \$10,161,000,000.00”.

2. Amend page 42, line 2, after “pupil” by striking out “other than special education pupils”.

3. Amend page 42, line 4, after “pupils” by striking out the balance of the sentence and inserting a period.

4. Amend page 48, line 2, after “membership” by striking out the balance of the sentence and inserting a period.

5. Amend page 49, line 6, after “membership” by striking out “other than special education pupils”.

6. Amend page 49, line 14, by striking out “other than special education pupils”.

7. Amend page 49, line 16, after “pupils” by striking out “other than special education pupils”.

8. Amend page 50, line 23, after “bership” by striking out “other than special education pupils” and inserting a comma.

9. Amend page 51, line 6, after “ship” by striking out “other than special education pupils”.

10. Amend page 53, line 23, by striking out all of subsection (13) and renumbering the remaining subsections.

11. Amend page 57, line 26, by striking out all of subsection (19) and renumbering the remaining subsections.

12. Amend page 59, line 3, after “membership” by striking out the balance of the subdivision and inserting a period.

13. Amend page 59, line 24, after “membership” by striking out “excluding special education pupils”.

14. Amend page 65, line 7, by striking out all of sections 22A and 22B.

15. Amend page 103, line 9, by striking out “\$744,961,900.00” and inserting “\$744,561,900.00” and adjusting section 11 and enacting section 1 accordingly.

16. Amend page 103, line 13, after “EXCEED” by striking out “\$805,271,900.00” and inserting “\$807,371,900.00” and adjusting section 11 and enacting section 1 accordingly.

17. Amend page 103, line 17, by striking out “\$862,651,900.00” and inserting “\$864,451,900.00” and adjusting section 11 and enacting section 1 accordingly.

18. Amend page 104, line 13, after “1999-2000.” by striking out “\$127,100,000.00” and inserting “\$667,000,000.00” and adjusting section 11 and enacting section 1 accordingly.

19. Amend page 104, line 14, after “2000-2001.” by striking out “\$136,500,000.00” and inserting “\$721,600,000.00 AND FOR” and adjusting section 11 and enacting section 1 accordingly.

20. Amend page 104, line 14, after “AND” by striking out “\$147,100,000.00” and inserting “\$776,000,000.00” and adjusting section 11 and enacting section 1 accordingly.

21. Amend page 104, line 19, after “transportation” by striking out the balance of the line through page 107, line 13, and renumbering the remaining subsections.

22. Amend page 112, line 22, by striking out all of section 51C and adjusting section 11 and enacting section 1 accordingly.

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

Rep. Switalski demanded the yeas and nays.

The demand was supported.

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

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

Roll Call No. 605**Yeas—55**

Baird	Faunce	Lockwood	Schermesser
Basham	Frank	Mans	Scott
Bogardus	Garza	Martinez	Shackleton
Bovin	Gielegthem	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	Quarles	Vaughn
Clarke, H.	Kilpatrick	Richardville	Wojno
Daniels	LaForge	Rison	Woodward
DeHart	Law	Rivet	Woronchak
Dennis	Lemmons	Schauer	

Nays—52

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

In The Chair: Scranton

Rep. Kilpatrick moved to reconsider the vote by which the House did not adopt the amendments offered by Rep. Switalski.

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

Rep. Kilpatrick demanded the yeas and nays.

The demand was supported.

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

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

Roll Call No. 606**Yeas—48**

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

Cherry
Clark, I.
Clarke, H.
Daniels

Jacobs
Kelly
Kilpatrick
LaForge

Price
Prusi
Quarles
Rison

Tesanovich
Vaughn
Wojno
Woodward

Nays—57

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

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

Koetje
Kowall
Kuipers
Kukuk
LaSata
Law
Mead
Middaugh
Mortimer
Pappageorge
Patterson
Perricone
Pumford
Rackowski

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

In The Chair: Scranton

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

Rep. Cassis moved to amend the bill as follows:

1. Amend page 87, line 23, by striking out all of subdivision (E) and inserting:

“(E) THE PROGRAM SHALL CONSIST OF EITHER DIRECT 1-TO-1 INTERVENTION, SUCH AS THE READING RECOVERY PROGRAM OR AN EQUIVALENT, OR A MENTORING-TUTORIAL APPROACH, SUCH AS THE “HELPING ONE STUDENT TO SUCCEED (HOSTS)” PROGRAM OR AN EQUIVALENT.

(F) AT LEAST 5% OF THE PUPILS ENROLLED IN THE APPLICANT DISTRICT MUST HAVE BEEN DETERMINED TO HAVE A SPECIFIC LEARNING DISABILITY, ACCORDING TO R 340.1713 OF THE MICHIGAN ADMINISTRATIVE CODE, OR SPEECH AND LANGUAGE IMPAIRMENT.

(G) THE AMOUNT OF THE GRANT SHALL NOT EXCEED \$85,000.00 PER SCHOOL BUILDING ANNUALLY.”.

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

Rep. Cassis demanded the yeas and nays.

The demand was supported.

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

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

Roll Call No. 607

Yeas—13

Bisbee
Cassis
Caul
Faunce

Garcia
Gilbert
Green

Hager
Johnson, Ruth
Patterson

Richardville
Shackleton
Woronchak

Nays—90

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

In The Chair: Scranton

Rep. Bovin moved to amend the bill as follows:

1. Amend page 149, line 3, after "A" by inserting "NEW OR ENHANCED".

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

Rep. Scott moved that Rep. Prusi be excused temporarily from today's session.

The motion prevailed.

Rep. Price moved to amend the bill as follows:

1. Amend page 96, line 14, after "1999-2000" by striking out the balance of the subsection and inserting "AND AN AMOUNT NOT TO EXCEED \$400,000.00 EACH FISCAL YEAR FOR 2000-2001, FOR 2001-2002, AND FOR 2002-2003 FOR THE PURPOSES OF SUBSECTIONS (2)".

2. Amend page 96, line 23, after "program" by inserting "UNDER SUBSECTION (1) FROM THE GENERAL FUND APPROPRIATION IN SUBSECTION (1) THERE IS ALLOCATED IN EACH FISCAL YEAR FOR 2000-2001, FOR 2001-2002, AND FOR 2002-2003 AN AMOUNT EQUAL TO \$200,000.00 FOR A COMPETITIVE GRANT FOR A LONGITUDINAL EVALUATION OF CHILDREN WHO HAVE PARTICIPATED IN THE FULL-DAY SCHOOL READINESS PROGRAM UNDER SUBSECTION (3)".

3. Amend page 96, line 24, after "(3)" by striking out the balance of the section and inserting "FROM THE STATE SCHOOL AID FUND APPROPRIATION IN SECTION 11, THERE IS ALLOCATED FOR 2000-2001 AN AMOUNT NOT TO EXCEED \$45,000,000.00, FOR 2001-2002 AN AMOUNT NOT TO EXCEED \$95,000,000.00, AND FOR 2002-2003 AN AMOUNT NOT TO EXCEED \$145,000,000.00 FOR THE FULL-DAY SCHOOL READINESS PROGRAM DESCRIBED IN SUBSECTION (3) IN ADDITION, FROM THE TEMPORARY ASSISTANCE TO NEEDY FAMILIES FUND APPROPRIATION IN SECTION 11, THERE IS ALLOCATED FOR 2000-2001 AN AMOUNT NOT TO EXCEED \$20,000,000.00 FOR DAY CARE SERVICES AS DESCRIBED IN THIS SECTION.

(A) A DISTRICT RECEIVING PAYMENTS UNDER SUBSECTION (3) SHALL PROVIDE YEAR-ROUND FULL-DAY SCHOOL READINESS PROGRAMS FOR A MINIMUM OF 10 HOURS PER DAY, 5 DAYS PER WEEK. THESE SERVICES SHALL BE A COMBINATION OF AGE-APPROPRIATE EDUCATIONAL CURRICULUM AND QUALITY DAY CARE SERVICES AS SPECIFIED BY THE DEPARTMENT.

(B) CHILDREN ELIGIBLE FOR SERVICES UNDER SUBSECTION (3) ARE THOSE CHILDREN WHO WILL BE 3 OR 4 YEARS OF AGE IN THE SCHOOL YEAR IN WHICH THE PROGRAMS ARE OFFERED WHO SHOW EVIDENCE OF 2 OR MORE RISK FACTORS AS DEFINED IN THE STATE BOARD REPORT ENTITLED "CHILDREN AT RISK" THAT WAS ADOPTED BY THE BOARD ON APRIL 5, 1988 AND WHO ARE NOT ENROLLED IN A FEDERALLY-FUNDED EARLY-CHILDHOOD EDUCATION PROGRAM OR THE MICHIGAN SCHOOL READINESS PROGRAM DESCRIBED IN SUBSECTION (1).

(C) THE AMOUNT EACH DISTRICT RECEIVES UNDER SUBSECTION (3) FOR ANY FISCAL YEAR SHALL BE AN AMOUNT EQUAL TO THE PRODUCT OF THE FULL-TIME EQUIVALENT NUMBER OF CHILDREN ELIGIBLE AND RECEIVING SERVICES UNDER THE FULL-DAY SCHOOL READINESS PROGRAM IN THE DISTRICT MULTIPLIED BY THE SUM OF THE DISTRICT'S FOUNDATION ALLOWANCE DETERMINED UNDER SECTION 20 FOR THAT FISCAL YEAR, PLUS THE PER PUPIL AMOUNT OF THE DISTRICT'S FUNDING UNDER SECTION 31A FOR THAT FISCAL YEAR.

(D) IN ORDER TO RECEIVE FUNDS UNDER SUBSECTION (3), A DISTRICT MUST SUBMIT TO THE DEPARTMENT A PLAN FOR PROVIDING AGE-APPROPRIATE EDUCATIONAL CURRICULUM AND HIGH-QUALITY DAY CARE SERVICES PERSONS PROVIDING DAY CARE SERVICES FUNDED UNDER THIS SECTION SHALL HAVE RECEIVED A MINIMUM OF 6 MONTHS OF TRAINING IN EARLY CHILDHOOD CARE AND EDUCATION OR SHALL MEET MINIMUM TRAINING QUALIFICATIONS SET BY THE DEPARTMENT.

(E) EXCEPT AS OTHERWISE PROVIDED IN SUBSECTION (7), A DISTRICT PROVIDING SERVICES UNDER SUBSECTION (3) SHALL EMPLOY FOR THIS PROGRAM THE FOLLOWING.

(F) TEACHERS WITH PROPER TRAINING, INCLUDING, BUT NOT LIMITED TO A VALID TEACHING CERTIFICATE AND AN EARLY CHILDHOOD (ZA) ENDORSEMENT. THIS PROVISION DOES NOT APPLY TO A DISTRICT THAT SUBCONTRACTS WITH AN ELIGIBLE CHILD DEVELOPMENT PROGRAM. IN THAT SITUATION, A TEACHER MUST HAVE A VALID TEACHING CERTIFICATE AND MAY HAVE A CHILD DEVELOPMENT ASSOCIATE CREDENTIAL (CDA) INSTEAD OF AN EARLY CHILDHOOD (ZA) ENDORSEMENT.

(G) PARAPROFESSIONALS POSSESSING PROPER TRAINING IN EARLY CHILDHOOD DEVELOPMENT OR WHO HAVE COMPLETED AT LEAST 1 COURSE IN AN APPROPRIATE TRAINING PROGRAM, INCLUDING, BUT NOT LIMITED TO, A CHILD DEVELOPMENT ASSOCIATE CREDENTIAL (CDA) OR ASSOCIATES DEGREE IN CHILD DEVELOPMENT OR OTHER SIMILAR PROGRAM, AS APPROVED BY THE DEPARTMENT.

(H) A DISTRICT RECEIVING A GRANT UNDER THIS SECTION MAY CONTRACT FOR THE PROVISION OF THE COMPREHENSIVE COMPENSATORY PROGRAM OR FULL-DAY SCHOOL READINESS PROGRAM AND RETAIN FOR ADMINISTRATIVE SERVICES AN AMOUNT NOT MORE THAN 5% OF THE GRANT AMOUNT." and adjusting section 11 and enacting section 1 accordingly.

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

Rep. Price demanded the yeas and nays.

The demand was supported.

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

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

Roll Call No. 608

Yeas—52

Baird	Dennis	LaForge	Schauer
Basham	Frank	Lemmons	Schermesser
Bogardus	Garza	Lockwood	Scott
Bovin	Gielegthem	Mans	Shackleton
Brater	Godchaux	Martinez	Sheltrown
Brewer	Hale	Minore	Spade
Brown, B.	Hanley	Neumann	Stallworth
Callahan	Hansen	O'Neil	Switalski
Cherry	Hardman	Pestka	Tesanovich

Clark, I.
Clarke, H.
Daniels
DeHart

Jacobs
Jamnick
Kelly
Kilpatrick

Price
Quarles
Rison
Rivet

Thomas
Vaughn
Wojno
Woodward

Nays—55

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

Garcia
Geiger
Gilbert
Gosselin
Green
Hager
Hart
Howell
Jansen
Jelinek
Jellema
Johnson, Rick
Johnson, Ruth
Julian

Koetje
Kowall
Kuipers
Kukuk
LaSata
Law
Mead
Middaugh
Mortimer
Pappageorge
Patterson
Perricone
Pumford
Rackowski

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

In The Chair: Scranton

Rep. Kelly moved to amend the bill as follows:

1. Amend page 87, following line 22, by inserting:

“(E) FUNDS ALLOCATED UNDER THIS SUBSECTION MAY BE USED TO REIMBURSE DISTRICTS FOR FUNDS PAID BY DISTRICTS FOR UP TO HALF THE SALARIES AND BENEFITS FOR EACH TEACHER TRAINED AND CERTIFIED TO PROVIDE A READING IMPROVEMENT PROGRAM” and relettering the remaining subdivision.

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

Rep. Vear moved to amend the bill as follows:

1. Amend page 115, line 22, by striking out “36,640,000.00” and inserting “\$63,740,000.00”.
2. Amend page 115, line 23, by striking out “36,410,000.00” and inserting “\$70,110,000.00”.
3. Amend page 115, line 23, after “2000-2001,” by striking out “\$44,420,000.00” and inserting “\$82,420,000.00”.
4. Amend page 115, line 24, after “AND” by striking out “\$45,100,000.00” and inserting “\$89,060,000.00”.
5. Amend page 116, line 20, after “from” by striking out “\$106,800.00” and inserting “\$119,000.00”.
6. Amend page 116, line 26, by striking out “\$111,300.00” and inserting “\$126,400.00”.
7. Amend page 117, line 3, by striking out “\$115,300.00” and inserting “\$129,700.00”.
8. Amend page 117, line 7, after “FROM” by striking out “\$119,000.00” and inserting “\$133,100.00”.
9. Amend page 123, line 3, by striking out “10,940,000.00” and inserting “\$16,940,000.00”.
10. Amend page 123, line 4, after “exceed” by striking out “10,610,000.00” and inserting “\$18,110,000.00”.
11. Amend page 123, line 5, after “EXCEED,” by striking out “\$12,190,000.00” and inserting “\$21,190,000.00”.
12. Amend page 123, line 6, after “EXCEED” by striking out “\$12,330,000.00” and inserting “\$23,330,000.00”.
13. Amend page 123, line 21, by striking out “\$108,800.00” and inserting “\$119,000.00”.
14. Amend page 123, line 26, by striking out “\$113,700.00” and inserting “\$126,400.00”.
15. Amend page 124, line 3, after “FROM” by striking out “\$119,100.00” and inserting “\$129,700.00”.
16. Amend page 124, line 8, after “FROM” by striking out “\$124,700.00” and inserting “133,100.00” and adjusting section 11 and enacting section 1 accordingly.

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

Rep. Godchaux moved to amend the bill as follows:

1. Amend page 82, line 4, by striking out all of subsection (13) and renumbering the remaining subsection.
2. Amend page 83, line 5, by striking out all of section 31c.

3. Amend page 86, line 18, by striking out all of section 32 and inserting:

“SEC. 32. (1) FROM THE STATE SCHOOL AID FUND APPROPRIATION IN SECTION 11 THERE IS ALLOCATED FOR 2000-2001 AN AMOUNT NOT TO EXCEED \$261,200,000.00, FOR 2001-2002 AN AMOUNT NOT TO EXCEED \$261,200,000.00, AND FOR 2002-2003 AN AMOUNT NOT TO EXCEED \$307,950,000.00, AND FROM THE GENERAL FUND ALLOCATION IN SECTION 11 THERE IS ALLOCATED AN AMOUNT NOT TO EXCEED \$24,750,000.00 FOR 2000-2001, \$29,750,000 FOR 2001-2002, AND \$34,750,000 FOR 2002-2003 FOR THE FAMILY AND STUDENT SUCCESS FUND TO FUND PROGRAMS THAT LEAD TO HIGHER FAMILY AND STUDENT SUCCESS.

(2) PAYMENTS MADE FROM THE FAMILY AND STUDENT SUCCESS FUND SHALL BE FOR COMPETITIVE GRANTS TO DISTRICTS FOR PROGRAMS TO SERVE CHILDREN FROM BIRTH TO AGE 8, INCLUDING, BUT NOT LIMITED TO, READING AND MATH SUMMER SCHOOL PROGRAMS, PARENTING PROGRAMS, SMALL CLASS SIZE PROGRAMS, SCHOOL READINESS PROGRAMS, AND PROGRAMS TO INCREASE THE NUMBER OF COUNSELORS EMPLOYED BY THE DISTRICT.

(3) TO COMPETE FOR A GRANT UNDER THIS SECTION, A DISTRICT SHALL APPLY TO THE DEPARTMENT IN THE FORM AND MANNER PRESCRIBED BY THE SUPERINTENDENT. THE DEPARTMENT SHALL MAKE APPLICATIONS AVAILABLE FOR THIS PURPOSE.

(4) EACH GRANT APPLICATION APPROVED BY THE DEPARTMENT SHALL INCLUDE A DESCRIPTION OF AN EVALUATION TOOL TO MEASURE THE PROPOSED PROGRAM THAT WILL DOCUMENT THE IMPACT OF THE SERVICES ON YOUNG CHILDREN AND THEIR FUTURE SUCCESS IN SCHOOL. DISTRICTS RECEIVING FUNDS UNDER THIS SECTION SHALL EMPLOY THE EVALUATION TOOL DESCRIBED IN THE GRANT APPLICATION AND REPORT THE RESULTS OF THIS EVALUATION TO THE DEPARTMENT.

(5) DISTRICTS SHALL NOT USE FUNDS RECEIVED UNDER THIS SECTION TO SUPPLANT ANY CURRENT LOCAL OR FEDERAL FUNDS IT CURRENTLY RECEIVES.

(6) DISTRICTS RECEIVING FUNDS UNDER THIS SECTION SHALL PROVIDE AT LEAST A 20% LOCAL MATCH FROM LOCAL RESOURCES FOR THE FUNDS RECEIVED UNDER THIS SECTION. THIS MATCHING REQUIREMENT MAY BE SATISFIED THROUGH IN-KIND SERVICES.

(7) THE DEPARTMENT SHALL DEVELOP QUALITY STANDARDS FOR DISTRICTS PROVIDING SERVICES UNDER THIS SECTION.

(8) A HEAD START PROGRAM MAY RECEIVE FUNDS TO PROVIDE PROGRAMS DESCRIBED UNDER THIS SECTION AS LONG AS FUNDS RECEIVED UNDER THIS SECTION DO NOT SUPPLANT FEDERAL FUNDS”.

4. Amend page 91, line 20, by striking out all of section 34.

5. Amend page 95, line 11, by striking out all of section 36.

6. Amend page 98, line 23, by striking out all of section 36a.

7. Amend page 141, line 15, by striking out all of section 82.

8. Amend page 205, line 22, after “20b” by inserting a comma and “31c, 36a,” and adjusting section 11 and enacting section 1 accordingly.

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

Rep. Pumford moved to amend the bill as follows:

1. Amend page 135, line 1, after “distributed.” by striking out the balance of the subsection.

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

Rep. Pumford moved to amend the bill as follows:

1. Amend page 86, line 10, after “(4)” by inserting “THE 1999-2000 PAYMENT TO EACH DISTRICT SHALL BE MADE WITHIN 60 DAYS AFTER THE EFFECTIVE DATE OF THIS SECTION.”.

2. Amend page 86, line 16, after “A” by inserting “BI-MONTHLY”.

3. Amend page 86, line 16, after “SCHEDULE” by striking out “DETERMINED BY THE DEPARTMENT.” and inserting “BEGINNING WITH THE NOVEMBER PAYMENT.”.

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

Rep. Middaugh moved to amend the bill as follows:

1. Amend page 14, line 25, after “than” by striking out “1,500” and inserting “1,600”.

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

Rep. Cassis moved to amend the bill as follows:

1. Amend page 63, following line 15, by inserting:

“SEC. 20M. A DISTRICT’S PERCENTAGE INCREASE IN FOUNDATION ALLOWANCE IS DETERMINED BY SUBTRACTING THE FOUNDATION ALLOWANCE FOR THE IMMEDIATELY PRECEDING FISCAL YEAR

FROM THE FOUNDATION ALLOWANCE FOR THE FISCAL YEAR AS CALCULATED UNDER SECTION 20, AND DIVIDING THAT DIFFERENCE BY THE FOUNDATION ALLOWANCE OF THE IMMEDIATELY PRECEDING FISCAL YEAR.”

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

Rep. Cassis demanded the yeas and nays.

The demand was supported.

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

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

Roll Call No. 609

Yeas—21

Bisbee	DeVuyst	Kowall	Toy
Bishop	Green	Kukuk	Vander Roest
Cassis	Hart	Law	Vear
Caul	Jansen	Patterson	Voorhees
DeHart	Johnson, Ruth	Richner	Woronchak
DeRossett			

Nays—85

Allen	Geiger	LaForge	Rison
Baird	Gielegthem	LaSata	Rivet
Basham	Gilbert	Lemmons	Sanborn
Birkholz	Godchaux	Lockwood	Schauer
Bogardus	Gosselin	Mans	Schermesser
Bovin	Hager	Martinez	Scott
Brater	Hale	Mead	Scranton
Brewer	Hanley	Middaugh	Shackleton
Brown, C.	Hansen	Minore	Sheltrown
Byl	Hardman	Mortimer	Shulman
Callahan	Howell	Neumann	Spade
Cherry	Jacobs	O'Neil	Stallworth
Clark, I.	Jamnick	Pappageorge	Stamas
Clarke, H.	Jelinek	Perricone	Switalski
Daniels	Jellema	Pestka	Tabor
Dennis	Johnson, Rick	Price	Tesanovich
DeWeese	Julian	Prusi	Thomas
Ehardt	Kelly	Pumford	Van Woerkom
Faunce	Kilpatrick	Quarles	Vaughn
Frank	Koetje	Rackowski	Wojno
Garcia	Kuipers	Richardville	Woodward
Garza			

In The Chair: Scranton

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

1. Amend page 63, following line 15, by inserting:

“SEC. 20M. FROM THE STATE SCHOOL AID FUND APPROPRIATION IN SECTION 11, THERE IS FOR 2000-2001, FOR 2001-2002, AND FOR 2002-2003, AN AMOUNT NOT TO EXCEED \$6,000,000.00 FOR PAYMENTS TO DISTRICTS THAT LEVIED AT LEAST 35 MILLS IN 1993 FOR SCHOOL OPERATING PURPOSES IN THE 1993-94 SCHOOL YEAR AND IN WHICH THE OPERATING PURPOSES IN THE 1993-94 SCHOOL YEAR 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 AND DID NOT RECEIVE FUNDING UNDER SECTION 20(18). THE AMOUNT OF THE PAYMENT UNDER FOR EACH DISTRICT THAT IS DETERMINED BY THE DEPARTMENT TO MEET THE CRITERIA UNDER THIS SECTION SHALL BE \$1,000,000.00. IT IS THE INTENT OF THE LEGISLATURE THAT THE ALLOCATION UNDER THIS SECTION SHALL CONTINUE IN THE SAME AMOUNT FOR 2000-2001.”.

The question being on the adoption of the amendment 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 amendment offered by Rep. O’Neil,

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

Roll Call No. 610

Yeas—53

Baird	Frank	Kilpatrick	Richardville
Basham	Garza	Kukuk	Rivet
Bogardus	Gielegthem	LaForge	Schauer
Bovin	Gilbert	Lemmons	Schermesser
Brater	Hager	Lockwood	Scott
Brown, B.	Hale	Mans	Shackleton
Callahan	Hanley	Martinez	Sheltrown
Caul	Hansen	Minore	Spade
Cherry	Hardman	O’Neil	Stallworth
Clark, I.	Howell	Patterson	Switalski
Clarke, H.	Jacobs	Price	Tesanovich
Daniels	Jamnick	Prusi	Wojno
Dennis	Julian	Quarles	Woodward
Faunce			

Nays—48

Allen	Ehardt	Koetje	Rackowski
Birkholz	Garcia	Kowall	Richner
Bisbee	Geiger	Kuipers	Sanborn
Bishop	Godchaux	LaSata	Scranton
Bradstreet	Gosselin	Law	Shulman
Brewer	Green	Mead	Stamas
Brown, C.	Hart	Middaugh	Tabor
Byl	Jansen	Mortimer	Toy
Cassis	Jelinek	Neumann	Vander Roest
DeRossett	Jellema	Pappageorge	Vear
DeVuyst	Johnson, Rick	Perricone	Voorhees
DeWeese	Johnson, Ruth	Pumford	Woronchak

In The Chair: Scranton

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

1. Amend page 113, following line 4, by inserting:

“SEC. 51D. NOT LATER THAN OCTOBER 1, 2000, THE GOVERNOR SHALL APPOINT A BLUE RIBBON COMMITTEE ON SPECIAL EDUCATION. THE COMMITTEE SHALL STUDY, AND MAKE RECOMMENDATIONS TO THE GOVERNOR AND LEGISLATURE ON, ISSUES CONCERNING SPECIAL EDUCATION POLICY AND FUNDING. THE COMMITTEE SHALL INCLUDE, BUT NOT BE LIMITED TO, AT LEAST ALL OF THE FOLLOWING:

(A) PARENTS OF SPECIAL EDUCATION PUPILS.

(B) PARENTS OF GENERAL EDUCATION PUPILS.

(C) EDUCATORS, INCLUDING SPECIAL EDUCATION AND GENERAL EDUCATION EDUCATORS.

(D) SCHOOL BOARD MEMBERS.

(E) DISTRICT SUPERINTENDENTS AND INTERMEDIATE SUPERINTENDENTS.

(F) REPRESENTATIVES OF THE GENERAL PUBLIC INCLUDING, BUT NOT LIMITED TO, REPRESENTATIVES OF THE BUSINESS COMMUNITY AND HIGHER EDUCATION.”.

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

Rep. Jelinek moved to amend the bill as follows:

1. Amend page 87, line 3, after “EXCEED” by striking out “\$2,750,000.00” and inserting “\$2,850,000.00”.

2. Amend page 90, line 13, after “EXCEED” by striking out “\$2,500,000.00” and inserting “\$2,600,000.00”.

3. Amend page 90, line 19, after “THAN” by striking out “\$1,300,000.00” and inserting “\$1,400,000.00” and adjusting section 11 and enacting section 1 accordingly.

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 82, line 4, by striking out all of subsection (13) and renumbering the remaining subsection.

2. Amend page 83, line 5, by striking out all of section 31c.

3. Amend page 86, line 18, by striking out all of section 32 and inserting:

~~“Sec. 32. (1) From the state school aid fund appropriation in section 11, there is allocated each fiscal year for 1999 2000 and for 2000 2001 an amount not to exceed \$5,000,000.00 for competitive grants under this section to eligible districts for pilot reading improvement programs for pupils in grades K to 3.~~

~~(2) To be eligible for a grant under this section, a district must have at least 1,500 pupils in membership, and at least 8% of the pupils enrolled in the district must have been determined to have a specific learning disability according to R 340.1713 of the Michigan administrative code.~~

~~(3) To qualify for funding under this section, the proposed reading improvement program must meet all of the following:~~

~~(a) The program shall include assessment of reading skills of pupils in grades K to 3 to identify those pupils who are reading below grade level and must provide special reading assistance for these pupils.~~

~~(b) The program shall be a research based structured reading program.~~

~~(c) The program shall include continuous assessment of pupils and individualized education plans for pupils.~~

~~(d) The program shall align learning resources to state standards.~~

~~(4) A reading improvement program receiving funding under this section may be conducted outside of regular school hours or outside the regular school calendar.~~

~~(5) To compete for a grant under this section, a district shall apply to the superintendent of public instruction not later than December 1, 1999 in the form and manner prescribed by the superintendent of public instruction. The department shall make applications available for this purpose not later than October 15, 1999. A district shall include in its application a projected budget for the reading assistance programs. The superintendent of public instruction shall approve or disapprove applications and notify the applying district of that decision not later than February 1, 2000. Priority in awarding grants shall be given to programs that focus on accelerating student achievement on a cost-effective basis and reducing the percentage of pupils identified as learning disabled.~~

~~(6) Not more than 25% of the total allocation under this section may be paid to any 1 particular district. The department shall ensure that the districts receiving grants are geographically diverse.~~

~~(7) A district receiving funds under this section shall use the funds for reading improvement programs described in subsection (3). A district receiving funds under this section shall provide at least a 25% local match from local resources. This matching requirement may be satisfied through in-kind services.~~

~~(8) From the funding allocated under this section, at least \$250,000.00 shall be used for grants to districts for reading recovery programs. A district receiving a grant under this subsection 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 school buildings.~~

~~(9) Funding to districts under this section for 1999 2000 is intended to be for the first of 4 years of funding and funding to districts under this section for 2000 2001 is intended to be for the second of 4 years of funding.~~

~~(10) A district receiving funding under this section shall report to the department, in the form and manner prescribed by the department, on the results achieved by the reading improvement program. This report shall include a description of how pupils' reading skills are assessed and evaluated. Not later than September 1, 2000, and annually thereafter, the department shall submit a report to the legislature and the senate and house fiscal agencies detailing the results of the pilot reading improvement programs. It is the intent of the legislature that further funding for special reading programs will reflect the results achieved in these pilot programs.~~

(1) FROM THE STATE SCHOOL AID FUND AND GENERAL FUND APPROPRIATIONS IN SECTION 11, THE MICHIGAN STUDENT SUCCESS OPPORTUNITY FUND IS CREATED TO FUND THE PROGRAMS DESCRIBED IN THIS SECTION FOR THE PURPOSE OF SUPPORTING ACCELERATED STUDENT

ACHIEVEMENT, REDUCING THE NUMBER OF STUDENTS RETAINED IN GRADE, REDUCING THE NUMBER OF STUDENTS REQUIRING SPECIAL EDUCATION SERVICES, AND IMPROVING STUDENT SCORES ON STANDARDIZED TESTS AND ASSESSMENTS.

(2) PAYMENTS MADE FROM THE STUDENT SUCCESS OPPORTUNITY FUND SHALL BE FOR COMPETITIVE GRANTS TO DISTRICTS AND INTERMEDIATE DISTRICTS FOR PROGRAMS TO SERVE CHILDREN FROM BIRTH TO AGE 8, INCLUDING PARENTING PROGRAMS, SCHOOL READINESS PROGRAMS, SMALL CLASS SIZE PROGRAMS, READING IMPROVEMENT PROGRAMS, READING AND MATH SUMMER SCHOOL PROGRAMS, AND PROGRAMS TO INCREASE THE NUMBER OF SCHOOL COUNSELORS EMPLOYED BY THE DISTRICT OR INTERMEDIATE DISTRICT.

(3) TO COMPETE FOR A GRANT UNDER THIS SECTION, A DISTRICT OR INTERMEDIATE DISTRICT SHALL APPLY TO THE DEPARTMENT IN THE FORM AND MANNER PRESCRIBED BY THE SUPERINTENDENT AND AS REQUIRED IN THIS SECTION.

(4) EACH GRANT APPLICATION APPROVED BY THE DEPARTMENT SHALL INCLUDE AN EVALUATION TOOL TO MEASURE THE PROPOSED PROGRAM THAT WILL DOCUMENT THE IMPACT OF THE SERVICES ON STUDENTS AND THEIR FUTURE SUCCESS IN SCHOOL. DISTRICTS RECEIVING GRANTS UNDER THIS SECTION SHALL EMPLOY THE EVALUATION TOOL DESCRIBED IN THE GRANT APPLICATION AND REPORT THE RESULTS OF THIS EVALUATION TO THE DEPARTMENT.

(5) A DISTRICT SHALL NOT USE FUNDS RECEIVED UNDER THIS SECTION TO SUPPLANT ANY CURRENT LOCAL OR FEDERAL FUNDS IT CURRENTLY RECEIVES. A DISTRICT MAY USE THESE FUNDS IN COMBINATION WITH OTHER FEDERAL OR LOCAL, PUBLIC, AND PRIVATE FUNDS TO ENHANCE EXISTING PROGRAMS WITH SIMILAR PURPOSES.

(6) DISTRICTS RECEIVING FUNDS UNDER THIS SECTION SHALL PROVIDE AT LEAST A 20% LOCAL MATCH FROM LOCAL RESOURCES FOR THE FUNDS RECEIVED UNDER THIS SECTION. NOT MORE THAN 1/2 OF THIS REQUIREMENT, UP TO A TOTAL OF 10% OF THE TOTAL PROGRAM BUDGET, MAY BE PROVIDED BY IN-KIND SERVICES PROVIDED BY PARTICIPATING PROVIDERS OF PROGRAM SERVICES.

(7) THE DEPARTMENT MAY DEVELOP QUALITY STANDARDS FOR PROGRAMS FUNDED UNDER THIS SECTION.

(8) THE DEPARTMENT SHALL SUBMIT TO THE LEGISLATURE AND FISCAL AGENCIES A REPORT STATING THE NUMBER OF APPLICATIONS RECEIVED, THE TOTAL FUNDS REQUESTED, THE NUMBER OF GRANTS NOT FUNDED, AND THE ASSESSMENT TOOLS AND RESULTS REPORTED BY DISTRICTS RECEIVING GRANTS UNDER THIS SECTION.”.

4. Amend page 91, following line 19, by inserting:

“SEC. 32A. (1) FROM THE STATE SCHOOL AID FUND MONEY APPROPRIATED IN SECTION 11, THERE IS ALLOCATED AN AMOUNT NOT TO EXCEED \$45,000,000.00 EACH FISCAL YEAR FOR 2000-2001, FOR 2001-2002, AND FOR 2002-2003 FOR GRANTS TO INTERMEDIATE DISTRICTS AND DISTRICTS UNDER THIS SECTION FOR PROGRAMS UNDER THIS SECTION FOR PRESCHOOL CHILDREN AND THEIR PARENTS. THE PURPOSE OF THESE PROGRAMS IS TO FOSTER POSITIVE PARENTING SKILLS, ENHANCE PARENT-CHILD INTERACTION, IMPROVE SCHOOL READINESS FOR CHILDREN, AND PROMOTE ACCESS TO NEEDED COMMUNITY SERVICES THROUGH A COMMUNITY-SCHOOL-HOME PARTNERSHIP THAT PROVIDES PARENTS WITH INFORMATION ON CHILD DEVELOPMENT FROM BIRTH TO AGE 5 AND ENCOURAGES LEARNING OPPORTUNITIES TO PROMOTE INTELLECTUAL, PHYSICAL, AND SOCIAL GROWTH.

(2) TO QUALIFY FOR FUNDING UNDER THIS SECTION, THE PROGRAM TO BE FUNDED MUST MEET ALL OF THE FOLLOWING:

(A) SERVICES MUST BE PLANNED AND PROVIDED ON A VOLUNTARY BASIS FOR ALL FAMILIES WITH CHILDREN AGE 5 OR YOUNGER.

(B) THE PROGRAM MUST INCLUDE AT LEAST ALL OF THE FOLLOWING:

(i) PERSONALIZED HOME VISITS TO HELP THE PARENTS UNDERSTAND WHAT TO EXPECT AT EACH STAGE OF THE CHILD’S DEVELOPMENT. THESE VISITS SHALL INCLUDE PRACTICAL ADVICE ON WAYS TO ENCOURAGE LEARNING, MANAGE CHALLENGING BEHAVIOR, AND PROMOTE STRONG PARENT-CHILD RELATIONSHIPS.

(ii) REGULAR GROUP MEETINGS WITH OTHER PARENTS.

(iii) PERIODIC SCREENING OF THE CHILD’S OVERALL DEVELOPMENT, LANGUAGE, HEARING, AND VISION TO PROMOTE EARLY DETECTION OF POTENTIAL PROBLEMS.

(iv) A RESOURCE NETWORK THAT PROVIDES REFERRALS TO OTHER AGENCIES AS APPROPRIATE AND OTHERWISE ASSISTS PARENTS TO ACCESS COMMUNITY RESOURCES THAT FURTHER SIMILAR GOALS.

(v) COLLABORATION WITH OTHER ORGANIZATIONS WITHIN THE COMMUNITY SUCH AS COMMUNITY HEALTH, MENTAL HEALTH, THE FAMILY INDEPENDENCE AGENCY, AND MULTIPURPOSE COLLABORATIVE BODIES.

(vi) CONNECTION WITH QUALITY PRESCHOOL PROGRAMS, AS DEFINED BY THE STATE BOARD.

(vii) CONSIDERATION OF WAYS ESTABLISHED PROGRAMS IN THE COMMUNITY COULD ENHANCE OR COMPLEMENT THE PROGRAM.

(C) THE PROGRAM MUST BE A COLLABORATIVE COMMUNITY EFFORT THAT INCLUDES AT LEAST THE INTERMEDIATE DISTRICT, MULTIPURPOSE COLLABORATIVE BODIES, LOCAL HEALTH AND WELFARE AGENCIES, AND PRIVATE NONPROFIT AGENCIES INVOLVED IN PROGRAM DEVELOPMENT AND SERVICES FOR PRESCHOOL CHILDREN AND THEIR PARENTS.

(D) LOCAL MULTIPURPOSE COLLABORATIVE BODIES MUST HAVE REVIEWED AND MADE RECOMMENDATIONS ON THE PROGRAM PLAN BEFORE THE GRANT APPLICATION WAS SUBMITTED.

(3) FROM THE GENERAL FUND MONEY APPROPRIATED IN SECTION 11, THERE IS ALLOCATED AN AMOUNT NOT TO EXCEED \$250,000.00 EACH FISCAL YEAR FOR 2000-2001, FOR 2001-2002, AND FOR 2002-2003 TO THE DEPARTMENT FOR PLANNING, IMPLEMENTATION, AND EVALUATION ACTIVITIES UNDER THIS SECTION.

(4) AN INTERMEDIATE DISTRICT OR DISTRICT MAY RECEIVE ASSISTANCE FROM THE DEPARTMENT, THE CHILDREN'S TRUST FUND, MULTIPURPOSE COLLABORATIVE BODIES, PUBLIC HEALTH OR WELFARE AGENCIES, OR PRIVATE AGENCIES WITH APPROPRIATE EXPERTISE IN DEVELOPING A LOCAL PLAN TO SERVE FAMILIES WITH YOUNG CHILDREN.

(5) TO COMPETE FOR A GRANT UNDER THIS SECTION, AN INTERMEDIATE DISTRICT OR DISTRICT SHALL APPLY TO THE SUPERINTENDENT NOT LATER THAN DECEMBER 1, 2000 IN THE FORM AND MANNER PRESCRIBED BY THE SUPERINTENDENT. THE DEPARTMENT MAY CONSULT WITH THE CHILDREN'S TRUST FUND AND THE STATE INTERAGENCY SYSTEMS REFORM WORKGROUP IN THE DEVELOPMENT OF THE GRANT APPLICATION FORM AND PROCEDURE. THE DEPARTMENT SHALL MAKE APPLICATIONS AVAILABLE FOR THIS PURPOSE NOT LATER THAN OCTOBER 15, 2000.

(6) TO BE CONSIDERED FOR A GRANT UNDER THIS SECTION, A GRANT APPLICATION MUST MEET ALL OF THE FOLLOWING REQUIREMENTS:

(A) PROVIDE A PROJECTED BUDGET FOR THE PROGRAM TO BE FUNDED.

(B) CONTAIN A REVIEW AND APPROVAL BY THE MULTIPURPOSE COLLABORATIVE BODY OF THE PROGRAM PLAN.

(C) DEMONSTRATE THAT NOT MORE THAN 10% OF THE GRANT WILL BE USED FOR PROGRAM ADMINISTRATION.

(7) EACH SUCCESSFUL GRANT AWARDED SHALL INCLUDE AN EVALUATION TOOL TO MEASURE THE PROPOSED PROGRAM THAT WILL DOCUMENT THE IMPACT OF THE SERVICES ON YOUNG CHILDREN AND THEIR FUTURE SUCCESS IN SCHOOL.

(8) THE SUPERINTENDENT, FOLLOWING CONSULTATION WITH THE CHILDREN'S TRUST FUND AND THE STATE INTERAGENCY REFORM WORKGROUP, SHALL APPROVE OR DISAPPROVE APPLICATIONS AND NOTIFY THE APPLYING INTERMEDIATE DISTRICT OR DISTRICT OF THAT DECISION NOT LATER THAN FEBRUARY 1, 2001. PRIORITY IN AWARDING GRANTS SHALL BE GIVEN TO PROGRAMS THAT FOCUS ON REDUCING THE PERCENTAGE OF CHILDREN NEEDING SPECIAL EDUCATION PROGRAMS AND SERVICES WHEN THEY ENTER SCHOOL.

(9) NOT MORE THAN 10% OF THE TOTAL ALLOCATION UNDER THIS SECTION MAY BE PAID TO ANY 1 PARTICULAR INTERMEDIATE DISTRICT OR DISTRICT. THE SUPERINTENDENT SHALL ENSURE THAT THE INTERMEDIATE DISTRICTS AND DISTRICTS RECEIVING GRANTS UNDER THIS SECTION ARE GEOGRAPHICALLY AND ECONOMICALLY DIVERSE.

(10) AN INTERMEDIATE DISTRICT OR DISTRICT RECEIVING FUNDS UNDER THIS SECTION SHALL USE THE FUNDS ONLY FOR THE PROGRAM FUNDED UNDER THIS SECTION. THE INTERMEDIATE DISTRICT OR DISTRICT SHALL PROVIDE AT LEAST A 20% LOCAL MATCH FROM LOCAL PUBLIC OR PRIVATE RESOURCES FOR THE FUNDS RECEIVED UNDER THIS SECTION. NOT MORE THAN 10% OF THIS MATCHING REQUIREMENT MAY BE SATISFIED THROUGH IN-KIND SERVICES PROVIDED BY PARTICIPATING PROVIDERS OF PROGRAM SERVICES.

SEC. 32B. (1) FROM THE GENERAL FUND APPROPRIATION IN SECTION 11, THERE IS ALLOCATED AN AMOUNT NOT TO EXCEED \$2,000,000.00 EACH FISCAL YEAR FOR 1999-2000, FOR 2000-2001, FOR 2001-2002, AND FOR 2002-2003 TO THE DEPARTMENT FOR GRANTS FOR COMMUNITY-BASED COLLABORATIVE PREVENTION SERVICES DESIGNED TO FOSTER POSITIVE PARENTING SKILLS; IMPROVE PARENT/CHILD INTERACTION, ESPECIALLY FOR CHILDREN 0-3 YEARS OF AGE; PROMOTE ACCESS TO NEEDED COMMUNITY SERVICES; INCREASE LOCAL CAPACITY TO SERVE FAMILIES AT RISK; IMPROVE SCHOOL READINESS; AND SUPPORT HEALTHY FAMILY ENVIRONMENTS THAT DISCOURAGE ALCOHOL, TOBACCO, AND OTHER DRUG USE. THIS APPROPRIATION IS TO FUND SECONDARY PREVENTION PROGRAMS AS DEFINED BY THE CHILDREN'S TRUST FUND FOR THE PREVENTION OF CHILD ABUSE AND NEGLECT.

(2) THE FUNDS ALLOCATED UNDER SUBSECTION (1) SHALL BE DISTRIBUTED THROUGH A JOINT REQUEST FOR PROPOSALS PROCESS ESTABLISHED BY THE DEPARTMENT IN CONJUNCTION WITH THE CHILDREN'S TRUST FUND AND THE STATE'S INTERAGENCY SYSTEMS REFORM WORKGROUP. PROJECTS FUNDED WITH GRANTS AWARDED UNDER THIS SECTION SHALL MEET ALL OF THE FOLLOWING:

(A) BE SECONDARY PREVENTION INITIATIVES AND VOLUNTARY TO CONSUMERS. THIS APPROPRIATION IS NOT INTENDED TO SERVE THE NEEDS OF CHILDREN FOR WHOM AND FAMILIES IN WHICH NEGLECT OR ABUSE HAS BEEN SUBSTANTIATED.

(B) DEMONSTRATE THAT THE PLANNED SERVICES ARE PART OF A COMMUNITY'S INTEGRATED COMPREHENSIVE FAMILY SUPPORT STRATEGY ENDORSED BY THE LOCAL MULTI-PURPOSE COLLABORATIVE BODY.

(C) PROVIDE A 25% LOCAL MATCH, OF WHICH NOT MORE THAN 10% MAY BE IN-KIND SERVICES, UNLESS THIS REQUIREMENT IS WAIVED BY THE INTERAGENCY SYSTEMS REFORM WORKGROUP.

(3) FROM THE GENERAL FUND APPROPRIATION IN SECTION 11, THERE IS ALLOCATED AN AMOUNT NOT TO EXCEED \$700,000.00 FOR 1999-2000 TO THE DEPARTMENT FOR GRANTS TO DISTRICTS, INTERMEDIATE DISTRICTS, AND MULTIPURPOSE COLLABORATIVE BOARDS FOR THE PURPOSE OF COLLABORATIVE COMMUNITY EFFORTS TO INCREASE PARENT INVOLVEMENT IN THEIR CHILDREN'S EDUCATION AND TO ENHANCE PARENT EDUCATION PROGRAMS REGARDING THE ROLE OF PARENTS AS THEIR CHILDREN'S FIRST TEACHER AND THE IMPORTANCE OF PARENTAL INVOLVEMENT IN PREPARING CHILDREN FOR SCHOOL.

(4) THE FUNDS ALLOCATED UNDER SUBSECTION (3) SHALL BE DISTRIBUTED BY THE DEPARTMENT ON A COMPETITIVE GRANT BASIS. THE GRANTS SHALL BE FOR PROGRAMS FOR FAMILIES WITH PRESCHOOL CHILDREN FROM BIRTH TO AGE 5. THE MAXIMUM GRANT AWARD SHALL NOT EXCEED \$100,000.00. GRANT AWARDS SHALL BE MATCHED ON A 1-TO-1 RATIO WITH LOCAL FUNDING. THE DEPARTMENT SHALL REPORT TO THE STATE BUDGET OFFICE AND TO THE HOUSE AND SENATE APPROPRIATIONS COMMITTEES THE TOTAL APPLICATIONS RECEIVED, THE GRANTS AWARDED, AND THE PROGRAMS PROPOSED.

(5) NOTWITHSTANDING SECTION 17B, PAYMENTS UNDER THIS SECTION MAY BE MADE PURSUANT TO AN AGREEMENT WITH THE DEPARTMENT.

SEC. 32C. (1) FROM THE STATE SCHOOL AID FUND MONEY APPROPRIATED IN SECTION 11, THERE IS ALLOCATED AN AMOUNT NOT TO EXCEED \$55,000,000.00 FOR 1999-2000, AND AN AMOUNT NOT TO EXCEED \$76,200,000.00 EACH FISCAL YEAR FOR 2000-2001, 2001-2002, AND 2002-2003 FOR SCHOOL READINESS GRANTS TO ENABLE ELIGIBLE DISTRICTS, AS DETERMINED UNDER SECTION 37, TO DEVELOP OR EXPAND, IN CONJUNCTION WITH WHATEVER FEDERAL FUNDS MAY BE AVAILABLE, INCLUDING, BUT NOT LIMITED TO, FEDERAL FUNDS UNDER TITLE I OF THE ELEMENTARY AND SECONDARY EDUCATION ACT OF 1965, PUBLIC LAW 89-10, 108 STAT. 3519, CHAPTER 1 OF TITLE I OF THE HAWKINS-STAFFORD ELEMENTARY AND SECONDARY SCHOOL IMPROVEMENT AMENDMENTS OF 1988, PUBLIC LAW 89-10, 102 STAT. 140, AND THE HEAD START ACT, SUBCHAPTER B OF CHAPTER 8 OF SUBTITLE A OF TITLE VI OF THE OMNIBUS BUDGET RECONCILIATION ACT OF 1981, PUBLIC LAW 97-35, COMPREHENSIVE COMPENSATORY PROGRAMS DESIGNED TO IMPROVE THE READINESS AND SUBSEQUENT ACHIEVEMENT OF EDUCATIONALLY DISADVANTAGED CHILDREN AS DEFINED BY THE DEPARTMENT WHO WILL BE AT LEAST 4, BUT LESS THAN 5 YEARS OF AGE, AS OF DECEMBER 1 OF THE SCHOOL YEAR IN WHICH THE PROGRAMS ARE OFFERED, AND WHO SHOW EVIDENCE OF 2 OR MORE RISK FACTORS AS DEFINED IN THE STATE BOARD REPORT ENTITLED "CHILDREN AT RISK" THAT WAS ADOPTED BY THE STATE BOARD ON APRIL 5, 1988. A COMPREHENSIVE COMPENSATORY PROGRAM FUNDED UNDER THIS SECTION SHALL INCLUDE AN AGE-APPROPRIATE EDUCATIONAL CURRICULUM, NUTRITIONAL SERVICES, HEALTH SCREENING FOR PARTICIPATING CHILDREN, A PLAN FOR PARENT AND LEGAL GUARDIAN INVOLVEMENT, AND PROVISION OF REFERRAL SERVICES FOR FAMILIES ELIGIBLE FOR COMMUNITY SOCIAL SERVICES. IN ADDITION, FROM THE GENERAL FUND MONEY APPROPRIATED IN SECTION 11, THERE IS ALLOCATED AN AMOUNT NOT TO EXCEED \$5,200,000.00 FOR 1999-2000, AN AMOUNT NOT TO EXCEED \$20,200,000.00 FOR 2000-2001, AN AMOUNT NOT TO EXCEED \$25,200,000.00 FOR 2001-2002, AND AN AMOUNT NOT TO EXCEED \$30,200,000.00 FOR 2002-2003 FOR THE PURPOSES OF SUBSECTIONS (2) AND (3).

(2) FROM THE GENERAL FUND ALLOCATION IN SUBSECTION (1), THERE IS ALLOCATED EACH FISCAL YEAR FOR 1999-2000, 2000-2001, 2001-2002, AND 2002-2003 AN AMOUNT NOT TO EXCEED \$200,000.00 FOR A COMPETITIVE GRANT TO CONTINUE A LONGITUDINAL EVALUATION OF CHILDREN WHO HAVE PARTICIPATED IN THE MICHIGAN SCHOOL READINESS PROGRAM.

(3) FROM THE GENERAL FUND ALLOCATION IN SUBSECTION (1), THERE IS ALLOCATED FOR 1999-2000 AN AMOUNT NOT TO EXCEED \$5,000,000.00, FOR 2000-2001 AN AMOUNT NOT TO EXCEED

\$20,000,000.00, FOR 2001-2002 AN AMOUNT NOT TO EXCEED \$25,000,000.00, AND FOR 2002-2003 AN AMOUNT NOT TO EXCEED \$30,000,000.00 UNDER THIS SUBSECTION TO OPERATE NEW OR EXPANDED FULL-DAY SCHOOL READINESS OR HEAD START PROGRAMS. THE FUNDS SHALL BE ALLOCATED THROUGH A COMPETITIVE GRANT PROCESS TO ELIGIBLE DISTRICTS THAT RECEIVE FUNDING UNDER SUBSECTION (1), TO ELIGIBLE PUBLIC OR NONPROFIT ENTITIES OR AGENCIES THAT RECEIVE FUNDING FOR SCHOOL READINESS PROGRAMS UNDER THE DEPARTMENT APPROPRIATIONS ACT, OR TO ELIGIBLE HEAD START FUNDED PROGRAMS. THE DEPARTMENT SHALL DETERMINE THE COMPETITIVE GRANT CRITERIA. THE DEPARTMENT MAY ACCEPT AVAILABLE FEDERAL FUNDS FROM THE FAMILY INDEPENDENCE AGENCY TO SUPPORT THE PROGRAM UNDER THIS SUBSECTION. THESE FEDERAL FUNDS INCLUDE, BUT ARE NOT LIMITED TO, FEDERAL TEMPORARY ASSISTANCE TO NEEDY FAMILIES FUNDS.

(4) A DISTRICT, ENTITY, OR AGENCY RECEIVING FUNDING UNDER SUBSECTION (3) THAT OFFERS HEAD START OR SCHOOL READINESS PROGRAMS MAY USE THE FUNDS TO EXPAND THE PROGRAM TO OPERATE A FULL DAY.

(5) A DISTRICT, ENTITY, OR AGENCY RECEIVING FUNDING UNDER SUBSECTION (3) SHALL CONTRIBUTE A LOCAL MATCH, WHICH MAY CONSIST OF LOCAL, PRIVATE, OR FEDERAL FUNDS OR IN-KIND SERVICES, TOTALING AT LEAST 50% OF THE ALLOCATION UNDER SUBSECTION (3).

(6) AN APPLICATION FOR A GRANT UNDER SUBSECTION (3) SHALL BE IN THE FORM AND MANNER PRESCRIBED BY THE DEPARTMENT. THE DEPARTMENT SHALL MAKE THE APPLICATION FORM AVAILABLE TO DISTRICTS BY DECEMBER 15 OF THE SCHOOL YEAR. THE APPLICATION SHALL INCLUDE A PROGRAM BUDGET THAT STATES ALL SOURCES OF FUNDING TO BE USED FOR THE PROGRAM. APPLICATIONS SHALL BE SUBMITTED TO THE DEPARTMENT NOT LATER THAN FEBRUARY 1 OF THE SCHOOL YEAR. THE DEPARTMENT SHALL APPROVE OR DISAPPROVE THE APPLICATION AND NOTIFY THE APPLYING DISTRICT, ENTITY, OR AGENCY OF THAT DECISION BY APRIL 1 OF THE SCHOOL YEAR. FUNDS ALLOCATED UNDER SUBSECTION (3) FOR THE CURRENT FISCAL YEAR MAY BE EXPENDED THROUGH THE END OF THE FOLLOWING FISCAL YEAR.

(7) A DISTRICT RECEIVING A GRANT UNDER THIS SECTION MAY CONTRACT FOR THE PROVISION OF THE COMPREHENSIVE COMPENSATORY PROGRAM OR FULL DAY SCHOOL READINESS PROGRAM AND RETAIN FOR ADMINISTRATIVE SERVICES AN AMOUNT EQUAL TO NOT MORE THAN 5% OF THE GRANT AMOUNT.

(8) AS USED IN THIS SECTION, "FULL DAY" MEANS A PROGRAM THAT OFFERS SUPPLEMENTARY DAY CARE AND THEREFORE OFFERS FULL-DAY PROGRAMMING OF AT LEAST 10 HOURS PER DAY AS PART OF ITS SCHOOL READINESS PROGRAM.

(9) NOT MORE THAN 10% OF THE GRANT FUNDING IN THIS SECTION MAY BE USED FOR START-UP, EQUIPMENT, OR OTHER COSTS NOT DIRECTLY RELATED TO THE COSTS OF THE PROGRAM. THIS DOES NOT PROHIBIT ANY APPLICANT FROM RECEIVING OTHER AVAILABLE STATE ASSISTANCE FOR THESE PURPOSES.

SEC. 32D. (1) FROM THE STATE SCHOOL AID FUND APPROPRIATION IN SECTION 11, THERE IS ALLOCATED FOR 1999-2000, FOR 2000-2001, FOR 2001-2002, AND FOR 2002-2003 AN AMOUNT NOT TO EXCEED \$29,750,000.00 EACH FISCAL YEAR FOR GRANTS TO ELIGIBLE DISTRICTS FOR PROGRAMS TO MAINTAIN OR ESTABLISH SMALL CLASSES IN GRADES K TO 3 IN ELIGIBLE SCHOOL BUILDINGS IN THE DISTRICT.

(2) 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 RICHARD B. RUSSELL NATIONAL SCHOOL LUNCH ACT, CHAPTER 281, 60 STAT. 230, 42 U.S.C. 1751 TO 1753, 1755 TO 1761, 1762A, 1765 TO 1766B, 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.

(3) NOT MORE THAN 25% OF THE TOTAL ALLOCATION UNDER SUBSECTION (1) MAY BE PAID TO ANY 1 PARTICULAR DISTRICT. THE DEPARTMENT SHALL MAKE ALLOCATIONS UNDER SUBSECTION (1) TO AT LEAST 12 DISTRICTS, AND THE DISTRICTS SHALL BE GEOGRAPHICALLY DIVERSE.

(4) A DISTRICT RECEIVING FUNDS UNDER SUBSECTION (1) SHALL USE THE FUNDS TO MAINTAIN OR ESTABLISH SMALL CLASSES IN GRADES K TO 3 IN SCHOOL BUILDINGS OF THE DISTRICT FOR WHICH FUNDS ARE RECEIVED UNDER THIS SECTION. THE AVERAGE CLASS SIZE SHALL BE NOT MORE THAN 17 PUPILS PER CLASS, WITH NOT MORE THAN 19 PUPILS IN ANY PARTICULAR CLASS. EACH FISCAL

YEAR, A DISTRICT RECEIVING FUNDS UNDER SUBSECTION (1) SHALL USE AT LEAST \$2,000,000.00 OR 25% OF THE FUNDS THE DISTRICT RECEIVES FOR THE FISCAL YEAR UNDER SECTION 31A, WHICHEVER IS LESS, FOR THE PURPOSES OF THIS SECTION.

(5) FUNDING TO DISTRICTS UNDER THIS SECTION FOR 1999-2000 IS INTENDED TO BE FOR THE SECOND OF 10 YEARS OF FUNDING, FUNDING TO DISTRICTS UNDER THIS SECTION FOR 2000-2001 IS INTENDED TO BE FOR THE THIRD OF 10 YEARS OF FUNDING, FUNDING TO DISTRICTS UNDER THIS SECTION FOR 2001-2002 IS INTENDED TO BE FOR THE FOURTH OF 10 YEARS OF FUNDING, AND FUNDING UNDER THIS SECTION FOR 2002-2003 IS INTENDED TO BE FOR THE FIFTH OF 10 YEARS OF FUNDING.

(6) THE FUNDS ALLOCATED UNDER THIS SUBSECTION FOR 1998-99 MAY BE EXPENDED AFTER THE 1998-99 FISCAL YEAR THROUGH THE END OF EITHER THE FIFTH FISCAL YEAR OF FUNDING UNDER THIS SECTION OR THE FINAL FISCAL YEAR OF FUNDING UNDER THIS SECTION, WHICHEVER OCCURS EARLIER.

SEC. 32E. (1) FROM THE STATE SCHOOL AID FUND APPROPRIATION IN SECTION 11, THERE IS ALLOCATED FOR 1999-2000, AN AMOUNT NOT TO EXCEED \$5,000,000.00, AND THERE IS ALLOCATED EACH FISCAL YEAR FOR 2000-2001, FOR 2001-2002, AND FOR 2002-2003 AN AMOUNT NOT TO EXCEED \$72,250,000.00, FOR COMPETITIVE GRANTS UNDER THIS SECTION TO DISTRICTS FOR READING IMPROVEMENT PROGRAMS FOR PUPILS IN GRADES K TO 4, MENTORING PROGRAMS, COGNITIVE DEVELOPMENT PROGRAMS, EARLY CHILDHOOD PARENT EDUCATION PROGRAMS, AND OTHER PURPOSES UNDER THIS SECTION. FROM THE GENERAL FUND APPROPRIATION IN SECTION 11, THERE IS ALLOCATED EACH FISCAL YEAR FOR 2000-2001, FOR 2001-2002, AND FOR 2002-2003 AN AMOUNT NOT TO EXCEED \$2,750,000.00 FOR THE PURPOSES OF SUBSECTIONS (9) AND (10).

(2) TO QUALIFY FOR FUNDING UNDER THIS SECTION, A PROPOSED READING IMPROVEMENT PROGRAM MUST MEET ALL OF THE FOLLOWING:

(A) THE PROGRAM SHALL INCLUDE ASSESSMENT OF READING SKILLS OF PUPILS IN GRADES K TO 4 TO IDENTIFY THOSE PUPILS WHO ARE READING BELOW GRADE LEVEL AND MUST PROVIDE SPECIAL READING ASSISTANCE FOR THESE PUPILS.

(B) THE PROGRAM SHALL BE A RESEARCH-BASED, VALIDATED, STRUCTURED READING PROGRAM.

(C) THE PROGRAM SHALL INCLUDE CONTINUOUS ASSESSMENT OF PUPILS AND INDIVIDUALIZED EDUCATION PLANS FOR PUPILS.

(D) THE PROGRAM SHALL ALIGN LEARNING RESOURCES TO STATE STANDARDS.

(E) THE PROGRAM SHALL SERVE AT LEAST 25% OF PUPILS PER SCHOOL BUILDING WHO ARE IDENTIFIED AS AT-RISK, AS DETERMINED BY THE MICHIGAN LITERACY PROGRAM PROFILE, OF READING FAILURE, AND THE AMOUNT OF THE GRANT SHALL NOT EXCEED \$85,000.00 PER SCHOOL BUILDING ANNUALLY.

(3) TO QUALIFY FOR FUNDING UNDER THIS SECTION, A PROPOSED MENTORING PROGRAM MUST BE A RESEARCH-BASED, VALIDATED PROGRAM TO ENHANCE THE INDEPENDENCE AND LIFE QUALITY OF PUPILS WHO ARE MENTALLY IMPAIRED BY PROVIDING OPPORTUNITIES FOR MENTORING AND INTEGRATED EMPLOYMENT.

(4) TO QUALIFY FOR FUNDING UNDER THIS SECTION, A PROPOSED COGNITIVE DEVELOPMENT PROGRAM MUST BE A RESEARCH-BASED, VALIDATED EDUCATIONAL SERVICE PROGRAM BASED ON THE STRUCTURE OF INTELLECT (SOI) MODEL SCHOOL CURRICULUM, FOCUSED ON ASSESSING AND BUILDING ESSENTIAL COGNITIVE AND PERCEPTUAL LEARNING ABILITIES TO STRENGTHEN PUPIL CONCENTRATION AND LEARNING.

(5) TO QUALIFY FOR FUNDING UNDER THIS SECTION, A PROPOSED EARLY EDUCATION PARENT EDUCATION PROGRAM SHALL BE A RESEARCH-BASED, VALIDATED PROGRAM TO ASSIST PARENTS IN ACQUIRING INFORMATION AND SKILLS TO ENCOURAGE AND STRENGTHEN LANGUAGE DEVELOPMENT, INTELLECTUAL GROWTH, SOCIAL DEVELOPMENT, MOTOR SKILL DEVELOPMENT, AND THE PARENT-CHILD RELATIONSHIP. PROGRAM COMPONENTS SHALL INCLUDE PARENT EDUCATION, HOME VISITING, AND DEVELOPMENTAL SCREENING FOR YOUNG CHILDREN.

(6) A PROGRAM RECEIVING FUNDING UNDER THIS SECTION MAY BE CONDUCTED OUTSIDE OF REGULAR SCHOOL HOURS OR OUTSIDE THE REGULAR SCHOOL CALENDAR.

(7) TO COMPETE FOR A GRANT UNDER THIS SECTION, A DISTRICT SHALL APPLY TO THE SUPERINTENDENT IN THE FORM AND MANNER PRESCRIBED BY THE SUPERINTENDENT. THE DEPARTMENT SHALL MAKE APPLICATIONS AVAILABLE FOR THIS PURPOSE. A DISTRICT SHALL INCLUDE IN ITS APPLICATION A PROJECTED BUDGET FOR THE PROGRAMS. THE SUPERINTENDENT SHALL APPROVE OR DISAPPROVE APPLICATIONS AND NOTIFY THE APPLYING DISTRICT OF THAT DECISION. PRIORITY IN AWARDING GRANTS SHALL BE GIVEN TO PROGRAMS THAT FOCUS ON ACCELERATING STUDENT ACHIEVEMENT ON A COST-EFFECTIVE BASIS AND REDUCING THE PERCENTAGE OF PUPILS IDENTIFIED AS LEARNING DISABLED.

(8) NOT MORE THAN 25% OF THE ALLOCATIONS UNDER THIS SECTION MAY BE PAID TO ANY 1 PARTICULAR DISTRICT. THE DEPARTMENT SHALL ENSURE THAT THE DISTRICTS RECEIVING GRANTS ARE GEOGRAPHICALLY DIVERSE. THE DEPARTMENT ALSO SHALL ENSURE THAT GRANTS ARE AWARDED PROPORTIONATELY ACROSS ELIGIBLE GRADES.

(9) FROM THE GENERAL FUND ALLOCATION IN SUBSECTION (1), THERE IS ALLOCATED TO THE DEPARTMENT EACH FISCAL YEAR FOR 2000-2001, FOR 2001-2002, AND FOR 2002-2003 AN AMOUNT NOT TO EXCEED \$250,000.00 FOR THE GRANT REVIEW PROCESS AND GRANT ADMINISTRATION UNDER THIS SECTION.

(10) FROM THE GENERAL FUND MONEY ALLOCATED IN SUBSECTION (1), THERE IS ALLOCATED TO THE DEPARTMENT EACH FISCAL YEAR FOR 2000-2001, FOR 2001-2002, AND FOR 2002-2003 AN AMOUNT NOT TO EXCEED \$2,500,000.00 FOR THE DEVELOPMENT AND DISSEMINATION OF READ, EDUCATE, AND DEVELOP YOUTH (READY) KITS TO PARENTS OF PRESCHOOL AND KINDERGARTEN CHILDREN TO PROVIDE THESE PARENTS WITH INFORMATION ABOUT HOW THEY CAN PREPARE THEIR CHILDREN FOR READING SUCCESS. FOR 2000-2001 ONLY, THIS MONEY SHALL BE ALLOCATED AS FOLLOWS:

(A) NOT MORE THAN \$1,300,000.00 SHALL BE USED TO SUPPLEMENT THE FUNDS APPROPRIATED IN THE DEPARTMENT'S BUDGET FOR THE COMPLETION OF THE DEVELOPMENT AND DISSEMINATION OF READY KITS.

(B) NOT MORE THAN \$1,200,000.00 EACH FISCAL YEAR SHALL BE USED TO INCREASE THE NUMBER OF READY KITS DEVELOPED AND DISSEMINATED FROM 20,000 PER MONTH TO 30,000 PER MONTH.

(11) A DISTRICT RECEIVING FUNDS UNDER THIS SECTION SHALL REPORT TO THE DEPARTMENT, IN THE FORM AND MANNER PRESCRIBED BY THE DEPARTMENT, ON THE RESULTS ACHIEVED BY THE PROGRAM. THIS REPORT SHALL INCLUDE A DESCRIPTION OF HOW PUPILS' SKILLS ARE ASSESSED AND EVALUATED. NOT LATER THAN SEPTEMBER 1 OF EACH FISCAL YEAR, THE DEPARTMENT SHALL SUBMIT A REPORT TO THE LEGISLATURE, THE STATE BUDGET DIRECTOR, AND THE SENATE AND HOUSE FISCAL AGENCIES DETAILING THE RESULTS OF THE PROGRAMS. IT IS THE INTENT OF THE LEGISLATURE THAT FURTHER FUNDING FOR THE PROGRAMS UNDER THIS SECTION WILL REFLECT THE RESULTS ACHIEVED IN THESE PROGRAMS.

(12) BEGINNING IN 2000-2001, NOTWITHSTANDING SECTION 17B, PAYMENTS UNDER THIS SECTION SHALL BE PAID ON A SCHEDULE DETERMINED BY THE DEPARTMENT.

(13) IF THE MAXIMUM AMOUNT APPROPRIATED UNDER THIS SECTION EXCEEDS THE AMOUNT NECESSARY TO FULLY FUND ALLOCATIONS UNDER THIS SECTION, THAT EXCESS AMOUNT SHALL NOT BE EXPENDED IN THAT STATE FISCAL YEAR BUT SHALL INSTEAD BE CARRIED FORWARD TO THE SUCCEEDING FISCAL YEAR AND ADDED TO ANY FUNDS APPROPRIATED FOR THAT FISCAL YEAR FOR EXPENDITURE IN THAT FISCAL YEAR.

SEC. 32F. (1) FROM THE STATE SCHOOL AID FUND MONEY APPROPRIATED IN SECTION 11, THERE IS ALLOCATED AN AMOUNT NOT TO EXCEED \$38,000,000.00 EACH FISCAL YEAR FOR 2000-2001 AND FOR 2001-2002, AND AN AMOUNT NOT TO EXCEED \$50,000,000.00 FOR 2002-2003 FOR PAYMENTS TO DISTRICTS TO PROVIDE SUMMER SCHOOL INSTRUCTION IN READING AND MATHEMATICS FOR PUPILS IN GRADE 1, 2, 3, OR 4.

(2) IN ORDER TO IMPROVE ELEMENTARY SCHOOL PUPIL ACHIEVEMENT, DISTRICTS MAY PROVIDE SUMMER SCHOOL INSTRUCTION IN READING AND MATHEMATICS. THE DEPARTMENT SHALL DEVELOP A MODEL SUMMER MATHEMATICS PROGRAM FOR PUPILS WHO ATTENDED GRADE 1, 2, 3, OR 4 IN THE SCHOOL YEAR THAT JUST ENDED AND WHO HAVE DEMONSTRATED THE NEED FOR ADDITIONAL MATHEMATICS SKILLS TRAINING, AS EVIDENCED BY STANDARDIZED TEST RESULTS ON TESTS APPROVED BY THE DEPARTMENT FOR THIS PURPOSE. THE MODEL MATHEMATICS PROGRAM SHALL BE IN CONFORMANCE WITH THE NATIONAL EDUCATION GOALS AND SHALL ALSO MEET CRITERIA FOR DED-OESE, TITLE I PROGRAM FUNDING.

(3) TO BE ELIGIBLE TO PARTICIPATE IN SUMMER SCHOOL INSTRUCTION FUNDED UNDER THIS SECTION DURING A PARTICULAR SUMMER, A PUPIL SHALL HAVE BEEN ENROLLED IN GRADE 1, 2, 3, OR 4 IN THE SCHOOL YEAR THAT JUST ENDED AND SHALL MEET AT LEAST 1 OF THE FOLLOWING CRITERIA:

(A) ACHIEVED LESS THAN SATISFACTORY RESULTS, AS DETERMINED BY THE DISTRICT, IN THE MATHEMATICS OR READING PORTION OF A DEPARTMENT-APPROVED ANNUAL STANDARDIZED ASSESSMENT OF GRADE-APPROPRIATE BASIC EDUCATIONAL SKILLS.

(B) SCORED IN THE LOW PERFORMANCE CATEGORY OF THE MATHEMATICS OR READING PORTION OF THE GRADE 4 MICHIGAN EDUCATION ASSESSMENT PROGRAM (MEAP) TEST.

(4) AN APPLICATION FOR FUNDING UNDER THIS SECTION SHALL BE SUBMITTED TO THE DEPARTMENT FOR APPROVAL, IN A MANNER AND ON FORMS PRESCRIBED BY THE DEPARTMENT, BY A DATE SPECIFIED BY THE DEPARTMENT.

(5) BEGINNING IN 2002-2003, A DISTRICT THAT RECEIVES FUNDING UNDER THIS SECTION SHALL, AT A MINIMUM, OFFER SUMMER SCHOOL INSTRUCTION UNDER THIS SECTION FOR PUPILS WHO WERE ENROLLED IN GRADE 4 IN THE SCHOOL YEAR THAT JUST ENDED AND MET THE CRITERIA DESCRIBED IN SUBSECTION (3)(B).

(6) A DISTRICT THAT RECEIVES FUNDING UNDER THIS SECTION SHALL PROVIDE A MINIMUM OF 6 WEEKS OF PUPIL INSTRUCTION UNDER THIS SECTION IN MATHEMATICS AND READING. IN ADDITION, APPLICATIONS FOR FUNDING MAY INCLUDE THE PROVISION OF AUXILIARY SERVICES BY THE DISTRICT IN A MANNER DETERMINED BY THE DISTRICT FOR SUCH SERVICES AS SCHOOL LUNCH AND TRANSPORTATION AS IS NECESSARY TO ENCOURAGE PUPIL PARTICIPATION.

(7) A DISTRICT APPLYING FOR FUNDING UNDER THIS SECTION MUST IDENTIFY MONEY FROM OTHER SOURCES AVAILABLE TO THE DISTRICT THAT WILL BE USED TO SUPPORT AT LEAST 50% OF THE TOTAL COSTS OF THE SUMMER SCHOOL PROGRAM.

(8) GRANT AWARDS UNDER THIS SECTION SHALL BE DISTRIBUTED IN ACCORDANCE WITH THE FOLLOWING:

(A) EIGHTY PERCENT OF THE AMOUNT PROVIDED TO A GRANT RECIPIENT SHALL BE BASED ON ENROLLMENT OF ELIGIBLE PARTICIPANTS.

(B) TWENTY PERCENT OF THE AMOUNT PROVIDED TO A GRANT RECIPIENT SHALL BE BASED ON MEASURED IMPROVEMENT IN READING OR MATHEMATICS, AS APPLICABLE.

(9) FUNDS ALLOCATED TO A DISTRICT UNDER THIS SECTION SHALL NOT BE USED TO SUPPLANT OTHER STATE OR FEDERAL FUNDS ALLOCATED TO THE DISTRICT FOR SIMILAR PURPOSES.

(10) SUBJECT TO PROGRAM CAPACITY, A PUPIL WHO WAS ENROLLED IN GRADE 1, 2, 3, OR 4 IN THE SCHOOL YEAR THAT JUST ENDED BUT WHO DOES NOT OTHERWISE MEET THE ELIGIBILITY CRITERIA UNDER THIS SECTION MAY RECEIVE SUMMER SCHOOL INSTRUCTION DESCRIBED IN THIS SECTION UPON THE PAYMENT OF TUITION. THE TUITION LEVEL SHALL BE DETERMINED BY THE DISTRICT BUT SHALL NOT EXCEED ACTUAL OPERATING COSTS.

(11) A DISTRICT RECEIVING FUNDING UNDER THIS SECTION SHALL REPORT ON THE RESULTS ACHIEVED BY THE SUMMER SCHOOL PROGRAM IN A MANNER PRESCRIBED BY THE DEPARTMENT. THIS REPORT SHALL INCLUDE A DESCRIPTION OF THE TOOLS USED TO ASSESS THE PUPILS' READING AND MATHEMATICS SKILLS.

(12) FUNDS ALLOCATED UNDER THIS SECTION THAT ARE NOT EXPENDED IN THE STATE FISCAL YEAR FOR WHICH THEY WERE ALLOCATED MAY BE CARRIED FORWARD TO A SUBSEQUENT STATE FISCAL YEAR.

SEC. 32G. FROM THE ALLOCATION IN SECTION 31(1), THERE IS ALLOCATED EACH FISCAL YEAR FOR 2000-2001, FOR 2001-2002, AND FOR 2002-2003 AN AMOUNT NOT TO EXCEED \$10,000,000.00 FOR PAYMENTS TO DISTRICTS TO MAKE TUITION GRANTS FOR HIGHER EDUCATION PROGRAMS THAT LEAD TO A DEGREE IN SCHOOL COUNSELING.”.

5. Amend page 91, line 20, by striking out all of section 34.

6. Amend page 95, line 11, by striking out all of sections 36 and 36a.

7. Amend page 100, line 20, after “section” by striking out “36” and inserting “32C”.

8. Amend page 100, line 27, after “section” by striking out “36” and inserting “32C”.

9. Amend page 101, line 21, after “section” by striking out “36” and inserting “32C”.

10. Amend page 141, line 15, by striking out all of section 82.

11. Amend page 205, line 22, after “20b” by inserting a comma and “31c, 36, 36a,”.

12. Amend page 205, line 23, after “388.1620b” by inserting a comma and “388.1631c, 388.1636, 388.1636a,”.

13. Amend page 205, line 25, by striking out all of enacting section 3.

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

Reps. Bovin and Richardville moved to amend the bill as follows:

1. Amend page 118, line 26, after “\$4,000,000.00” by striking out “each fiscal year”.

2. Amend page 118, line 27, after “1999-2000,” by inserting “AND AN AMOUNT NOT TO EXCEED \$5,000,000.00 EACH FISCAL YEAR”.

3. Amend page 119, line 4, by striking out “\$50.00” and inserting “\$100.00”.

4. Amend page 119, line 6, after “of” by striking out “\$3,000.00” and inserting “\$6,000.00”.

5. Amend page 119, line 8, after “of” by striking out “\$3,000.00” and inserting “\$6,000.00” and adjusting section 11 and enacting section 1 accordingly.

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

Rep. Cassis moved to amend the bill as follows:

1. Amend page 5, line 16, after “year.” by striking out “BEGINNING IN” and inserting “For”.

2. Amend page 5, line 23, after “year.” by inserting “FOR 2001-2002, MEMBERSHIP MEANS FOR A DISTRICT, PUBLIC SCHOOL ACADEMY, UNIVERSITY SCHOOL, OR INTERMEDIATE DISTRICT THE SUM OF THE PRODUCT OF .84 TIMES THE NUMBER OF FULL-TIME EQUATED PUPILS IN GRADES K TO 12 ACTUALLY ENROLLED AND IN REGULAR DAILY ATTENDANCE ON THE PUPIL MEMBERSHIP COUNT DAY FOR THE CURRENT SCHOOL YEAR, PLUS THE PRODUCT OF .16 TIMES THE FINAL AUDITED COUNT FROM THE SUPPLEMENTAL COUNT DAY FOR THE IMMEDIATELY PRECEDING SCHOOL YEAR. BEGINNING IN 2002-2003, MEMBERSHIP MEANS FOR A DISTRICT, PUBLIC SCHOOL ACADEMY, UNIVERSITY SCHOOL, OR INTERMEDIATE DISTRICT THE SUM OF THE PRODUCT OF .8 TIMES THE NUMBER OF FULL-TIME EQUATED PUPILS IN GRADES K TO 12 ACTUALLY ENROLLED AND IN REGULAR DAILY ATTENDANCE ON THE PUPIL MEMBERSHIP COUNT DAY FOR THE CURRENT SCHOOL YEAR, PLUS THE PRODUCT OF .12 TIMES THE FINAL AUDITED COUNT FROM THE SUPPLEMENTAL COUNT DAY FOR THE IMMEDIATELY PRECEDING SCHOOL YEAR.” and adjusting section 11 and enacting section 1 accordingly.

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

Rep. Cassis 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 not adopted, a majority of the members serving not voting therefor, by yeas and nays, as follows:

Roll Call No. 611

Yeas—14

Brater	Johnson, Ruth	Patterson	Toy
Cassis	Kuipers	Rackowski	Vear
Hansen	Kukuk	Shulman	Woronchak
Hart	Law		

Nays—90

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

Rep. Kukuk moved to amend the bill as follows:

1. Amend page 102, line 11, after “41.” by inserting “(1)”.
2. Amend page 102, following line 23, by inserting:

“(2) IF LEGISLATION IS ENACTED INCREASING THE FUNDING UNDER SUBSECTION (1), NOT LATER THAN 1 YEAR AFTER THE EFFECTIVE DATE OF THAT INCREASE, THE DEPARTMENT SHALL REVIEW THE EFFECTIVENESS OF PROGRAMS FUNDED UNDER THIS SECTION AND SHALL REPORTS ITS FINDINGS TO THE LEGISLATURE. THIS REPORT SHALL INCLUDE AT LEAST ALL OF THE FOLLOWING:

(A) FOR EACH DISTRICT RECEIVING FUNDS UNDER THIS SECTION, THE POINT AT WHICH THE MAJORITY OF THE INSTRUCTION IN THE DISTRICT’S PROGRAM IS PRESENTED IN ENGLISH.

(B) FOR EACH DISTRICT RECEIVING FUNDS UNDER THIS SECTION, THE POINT AT WHICH ALL OF THE INSTRUCTION IN THE DISTRICT’S PROGRAM IS IN ENGLISH.”.

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

Rep. Jelinek moved to amend the bill as follows:

1. Amend page 91, following line 19, section 32E(1), after the third “EXCEED” by striking out “\$2,750,000.00” and inserting “\$2,850,000.00”.
2. Amend page 91, following line 19, section 32E(10), after “EXCEED” by striking out “\$2,500,000.00” and inserting “\$2,600,000.00”.
3. Amend page 91, following line 19, section 32E(10)(A), after “THAN” by striking out “\$1,300,000.00” and inserting “\$1,400,000.00”.
4. Amend page 91, following line 19, section 32G, after “\$10,000,00.00” by inserting “TO PROVIDE ADDITIONAL RESOURCES FOR COORDINATING COUNSELING SERVICES AND” and adjusting section 11 and enacting section 1 accordingly.

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

Reps. Garcia and Garza moved to amend the bill as follows:

1. Amend page 102, line 12, after “exceed” by striking out “4,212,000.00” and inserting “\$4,213,000.00”.

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

Rep. Kukuk moved to amend the bill as follows:

1. Amend page 205, line 2, after “PLAN.” by inserting “PREVENTIVE CONTRACEPTIVES SHALL NOT BE DEFINED AS ANY CONTRACEPTIVE THAT IS USED AFTER INTERCOURSE TO PREVENT PREGNANCY”.

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

Rep. Raczkowski moved to reconsider the vote by which the House did not adopt the amendment offered by Rep. Kukuk.

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

Rep. Raczkowski demanded the yeas and nays.

The demand was supported.

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

The motion prevailed, a majority of the members present voting therefor, by yeas and nays, as follows:

Roll Call No. 612

Yeas—54

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

Nays—49

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

In The Chair: Scranton

Rep. Schauer moved that Rep. Wojno be excused temporarily from today's session.
The motion prevailed.

The question being on the adoption of the amendment offered previously by Rep. Kukuk,
Rep. Kukuk demanded the yeas and nays.
The demand was supported.

The question being on the adoption of the amendment offered previously by Rep. Kukuk,
The amendment was adopted, a majority of the members serving voting therefor, by yeas and nays, as follows:

Roll Call No. 613**Yeas—62**

Allen	Faunce	Kowall	Pumford
Basham	Frank	Kuipers	Rackowski
Birkholz	Garcia	Kukuk	Richardville
Bisbee	Geiger	LaSata	Richner
Bishop	Gilbert	Law	Rivet
Bovin	Gosselin	Mans	Sanborn
Bradstreet	Green	Mead	Shackleton
Brown, B.	Hager	Middaugh	Sheltrown
Brown, C.	Hart	Mortimer	Shulman
Callahan	Howell	Neumann	Spade
Cassis	Jansen	O'Neil	Tabor
Caul	Jelinek	Pappageorge	Van Woerkom
DeRossett	Johnson, Rick	Patterson	Vander Roest
DeVuyst	Johnson, Ruth	Perricone	Vear
DeWeese	Julian	Pestka	Voorhees
Ehardt	Koetje		

Nays—42

Baird	Garza	LaForge	Schermesser
Bogardus	Gielegghem	Lemmons	Scott

Brater	Godchaux	Lockwood	Scranton
Brewer	Hale	Martinez	Stallworth
Byl	Hanley	Minore	Switalski
Cherry	Hansen	Price	Tesanovich
Clark, I.	Hardman	Prusi	Thomas
Clarke, H.	Jacobs	Quarles	Toy
Daniels	Jamnick	Rison	Vaughn
DeHart	Kelly	Schauer	Woodward
Dennis	Kilpatrick		

In The Chair: Scranton

Rep. Dennis moved to amend the bill as follows:

1. Amend page 205, line 2, after "PLAN." by inserting "THE PLAN SHALL NOT COVER VIAGRA.".

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,

After debate,

Rep. Raczkowski demanded the previous question.

The demand was supported.

The question being, "Shall the main question now be put?"

The previous question was ordered.

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

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

Roll Call No. 614

Yeas—64

Allen	Garza	Johnson, Ruth	Quarles
Basham	Geiger	Julian	Raczkowski
Birkholz	Gilbert	Kelly	Rison
Bradstreet	Godchaux	Kuipers	Sanborn
Brewer	Gosselin	Kukuk	Scott
Brown, C.	Green	LaForge	Scranton
Byl	Hager	Law	Shulman
Cassis	Hale	Lockwood	Spade
Caul	Hanley	Mans	Switalski
Clark, I.	Hardman	Martinez	Tabor
Clarke, H.	Hart	Mead	Thomas
Dennis	Howell	Middaugh	Toy
DeVuyst	Jacobs	O'Neil	Van Woerkom
DeWeese	Jansen	Pappageorge	Vander Roest
Faunce	Jelinek	Patterson	Vear
Frank	Johnson, Rick	Perricone	Voorhees

Nays—30

Bishop	Garcia	Lemmons	Rivet
Bovin	Gielegthem	Minore	Schauer
Brater	Hansen	Mortimer	Schermesser
Cherry	Jamnick	Price	Shackleton
Daniels	Kilpatrick	Prusi	Sheltrown
DeHart	Koetje	Richardville	Tesanovich

DeRossett
Ehardt

Kowall
LaSata

Richner

Vaughn

In The Chair: Scranton

Rep. Caul moved to amend the bill as follows:

1. Amend page 37, following line 5, by inserting:

“SEC. 11K. IN ADDITION TO OTHER MONEY APPROPRIATED UNDER THIS ACT, THERE IS APPROPRIATED FROM THE SCHOOL AID FUND AN AMOUNT NOT TO EXCEED \$95,000,000.00 FOR THE FISCAL YEAR ENDING SEPTEMBER 30, 2001. THESE APPROPRIATIONS ARE FOR PROJECT GRANTS TO SCHOOL DISTRICTS UNDER SECTION 10B OF 1961 PA 108, MCL 388.960B, FOR INTEREST PAYMENTS UNDER SECTION 10C OF 1961 PA 108, MCL 388.960C, AND FOR OTHER PURPOSES DESCRIBED UNDER THESE SECTIONS.”

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

Rep. DeWeese moved to amend the bill as follows:

1. Amend page 153, following line 8, by inserting:

“(4) IN ADDITION TO ITS OTHER DUTIES AS PART OF THE GRANT UNDER THIS SECTION, THE MICHIGAN VIRTUAL UNIVERSITY SHALL WORK WITH THE DEPARTMENT AND OTHER APPROPRIATE STATE AGENCIES TO EXPLORE THE DEVELOPMENT AND DELIVERY OF A FULL CURRICULUM FOR MIGRANT PUPILS THAT WOULD BE AVAILABLE THROUGH DISTANCE LEARNING. THE MICHIGAN VIRTUAL UNIVERSITY AND THE DEPARTMENT SHALL SUBMIT A JOINT REPORT ON THEIR FINDINGS UNDER THIS SUBSECTION TO THE LEGISLATURE NOT LATER THAN 1 YEAR AFTER THE EFFECTIVE DATE OF THIS SECTION. THE GRANT UNDER THIS SECTION CONTAINS SUFFICIENT FUNDS FOR THIS REPORT.” and renumbering the remaining subsection.

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

Rep. DeWeese moved to amend the bill as follows:

1. Amend page 153, following line 8, following subsection (4), by inserting:

“(5) NONPUBLIC SCHOOL STUDENTS AND HOME-SCHOOLED CHILDREN MAY PARTICIPATE IN COURSE OFFERINGS OF THE MICHIGAN VIRTUAL HIGH SCHOOL TO THE SAME EXTENT AS THEY ARE ALLOWED TO PARTICIPATE IN DISTRICT COURSE OFFERINGS UNDER THIS ACT AND THE REVISED SCHOOL CODE.” and renumbering the remaining subsection.

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

Rep. Geiger moved to amend the bill as follows:

1. Amend page 17, line 9, after “a” by striking out “contiguous”.
2. Amend page 174, line 10, after “a” by striking out “contiguous”.
3. Amend page 174, line 20, after “a” by striking out “contiguous”.
4. Amend page 174, line 23, after “a” by striking out “contiguous”.
5. Amend page 175, line 5, by striking out “contiguous”.
6. Amend page 175, line 11, after “a” by striking out “contiguous”.
7. Amend page 176, line 11, after “a” by striking out the balance of the line through “tiguous” on line 12.
8. Amend page 176, line 17, after “a” by striking out “contiguous”.
9. Amend page 177, line 6, after “a” by striking out “contiguous”.
10. Amend page 177, line 10, after “a” by striking out “contiguous”.
11. Amend page 177, line 17, after “a” by striking out “contiguous”.
12. Amend page 177, line 21, by striking out “contiguous”.
13. Amend page 178, line 2, after “a” by striking out “contiguous”.
14. Amend page 178, line 14, after “a” by striking out “contiguous”.
15. Amend page 178, line 19, after “a” by striking out “contiguous”.
16. Amend page 179, line 3, after “a” by striking out “contiguous”.
17. Amend page 179, line 9, after “a” by striking out “contiguous”.
18. Amend page 180, line 1, after “A” by striking out “CONTIGUOUS”.
19. Amend page 180, line 21, after “a” by striking out “contiguous”.
20. Amend page 182, line 1, after “a” by striking out “contiguous”.
21. Amend page 182, line 22, by striking out all of subsection (21).

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

Rep. Allen moved to amend the bill as follows:

1. Amend page 152, line 9, after “MULTIMEDIA” by striking out “INTERNET-BASED TOOLS” and inserting “TOOLS DELIVERED BY ELECTRONIC MEANS, INCLUDING, BUT NOT LIMITED TO, THE INTERNET, DIGITAL BROADCAST, OR SATELLITE NETWORK.”.

2. Amend page 152, line 18, after “DISTRICTS” by striking out the balance of the subdivision and inserting a period.

3. Amend page 152, line 22, after “INSTITUTIONS” by inserting “AND CAREER AND TECHNICAL PREPARATION PROGRAMS”.

4. Amend page 153, line 2, by striking out all of line 2 and inserting “HIGH SCHOOL PUPILS.”.

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

Rep. Jacobs moved to amend the bill as follows:

1. Amend page 73, following line 24, by inserting:

“SEC. 25B. (1) THIS SECTION APPLIES TO A DISTRICT’S ENROLLMENT OF A PUPIL IF ALL OF THE FOLLOWING APPLY:

(A) THE PUPIL RESIDES IN THE DISTRICT AS OF THE DATE OF ENROLLMENT AND RESIDED IN THE DISTRICT AS OF THE MOST RECENT PUPIL MEMBERSHIP COUNT DAY.

(B) THE PUPIL ENROLLS IN THE DISTRICT AFTER THE PUPIL MEMBERSHIP COUNT DAY.

(C) THE PUPIL TRANSFERS TO THE DISTRICT FROM EITHER A PUBLIC SCHOOL ACADEMY OR A DISTRICT IN WHICH THE PUPIL WAS ENROLLED UNDER SECTION 105 OR 105C.

(D) DUE TO THE PUPIL’S ENROLLMENT STATUS AS OF THE PUPIL MEMBERSHIP COUNT DAY, THE PUPIL WAS COUNTED IN MEMBERSHIP IN THE PUBLIC SCHOOL ACADEMY OR DISTRICT FROM WHICH HE OR SHE TRANSFERS.

(E) THE TOTAL NUMBER OF PUPILS ENROLLED IN THE DISTRICT WHO ARE DESCRIBED IN SUBDIVISIONS (A) TO (D) IS AT LEAST A NUMBER EQUAL TO THE GREATER OF 50 OR 1% OF THE DISTRICT’S MEMBERSHIP.

(2) IF THE CONDITIONS SPECIFIED IN SUBSECTION (1) ARE MET, AND A PUPIL ENROLLS DURING A SCHOOL YEAR IN THE DISTRICT IN WHICH THE PUPIL RESIDES, THE DISTRICT IN WHICH THE PUPIL RESIDES SHALL REPORT THE ENROLLMENT INFORMATION TO THE DEPARTMENT AND TO THE DISTRICT OR PUBLIC SCHOOL ACADEMY IN WHICH THE PUPIL IS COUNTED IN MEMBERSHIP, AND THE DISTRICT OR PUBLIC SCHOOL ACADEMY IN WHICH THE PUPIL IS COUNTED IN MEMBERSHIP SHALL PAY TO THE DISTRICT IN WHICH THE PUPIL RESIDES AN AMOUNT EQUAL TO THE AMOUNT OF THE FOUNDATION ALLOWANCE OR PER PUPIL PAYMENT UNDER SECTION 20 RECEIVED BY THE DISTRICT OR PUBLIC SCHOOL ACADEMY IN WHICH THE PUPIL IS COUNTED IN MEMBERSHIP, PRORATED ACCORDING TO THE NUMBER OF DAYS OF THE SCHOOL YEAR ENDING IN THE FISCAL YEAR THE PUPIL IS EDUCATED IN THE DISTRICT IN WHICH THE PUPIL RESIDES COMPARED TO THE NUMBER OF DAYS OF THE SCHOOL YEAR ENDING IN THE FISCAL YEAR THE PUPIL WAS ACTUALLY ENROLLED IN THE DISTRICT OR PUBLIC SCHOOL ACADEMY IN WHICH THE PUPIL IS COUNTED IN MEMBERSHIP. IF A DISTRICT OR PUBLIC SCHOOL ACADEMY DOES NOT MAKE THE PAYMENT REQUIRED UNDER THIS SECTION WITHIN 30 DAYS AFTER RECEIPT OF THE REPORT, THE DEPARTMENT SHALL CALCULATE THE AMOUNT OWED, SHALL DEDUCT THAT AMOUNT FROM THE REMAINING STATE SCHOOL AID PAYMENTS TO THE DISTRICT OR PUBLIC SCHOOL ACADEMY FOR THAT FISCAL YEAR UNDER THIS ACT, AND SHALL PAY THAT AMOUNT TO THE DISTRICT IN WHICH THE PUPIL RESIDES. THE DISTRICT OR PUBLIC SCHOOL ACADEMY IN WHICH THE PUPIL IS COUNTED IN MEMBERSHIP AND THE DISTRICT IN WHICH THE PUPIL RESIDES SHALL PROVIDE TO THE DEPARTMENT ALL INFORMATION THE DEPARTMENT REQUIRES TO ENFORCE THIS SECTION.”.

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

Roll Call No. 615

Yeas—99

Allen
Baird
Basham

Ehardt
Faunce
Frank

Kuipers
LaForge
LaSata

Rivet
Sanborn
Schauer

Birkholz	Garcia	Law	Schermesser
Bisbee	Garza	Lemmons	Scott
Bishop	Gielegthem	Lockwood	Scranton
Bogardus	Gilbert	Mans	Shackleton
Bovin	Godchaux	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	Howell	Pappageorge	Tesanovich
Caul	Jacobs	Patterson	Thomas
Cherry	Jamnick	Pestka	Toy
Clark, I.	Jelinek	Price	Van Woerkom
Clarke, H.	Jellema	Prusi	Vander Roest
Daniels	Johnson, Rick	Pumford	Vaughn
DeHart	Johnson, Ruth	Quarles	Vear
Dennis	Julian	Raczkowski	Wojno
DeRossett	Kelly	Richardville	Woodward
DeVuyst	Kilpatrick	Richner	Woronchak
DeWeese	Kowall	Rison	

Nays—9

Bradstreet	Hart	Koetje	Perricone
Geiger	Jansen	Kukuk	Voorhees
Gosselin			

In The Chair: Scranton

Rep. Stallworth moved to amend the bill as follows:

1. Amend page 91, following line 19, by inserting:

“Sec. 33. From the state school aid fund appropriation in section 11, there is allocated an amount not to exceed \$15,000,000.00 for 1999-2000, FOR 2000-2001, FOR 2001-2002, AND FOR 2002-2003 to a district that is a school district of the first class under the revised school code. Funds allocated under this section are for measures to improve student performance, including but not limited to enhanced school security and reading readiness programs.”.

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

Reps. Van Woerkom and Price moved to amend the bill as follows:

1. Amend page 145, following line 2, by inserting:

“SEC. 84. FROM THE STATE SCHOOL AID FUND MONEY APPROPRIATED IN SECTION 11, THERE IS ALLOCATED FOR 2000-2001 AN AMOUNT NOT TO EXCEED \$2,000,000.00 FOR COMPETITIVE GRANTS TO INTERMEDIATE DISTRICT FOR START-UP COSTS ASSOCIATED WITH THE CREATION OF PILOT ALTERNATIVE EDUCATION PROGRAMS FOR PUPILS WHO HAVE BEEN EXPELLED OR PUPILS WHOSE BEHAVIORS WOULD LEAD TO EXPULSION. TO RECEIVE FUNDS UNDER THIS SECTION, DISTRICTS SHALL APPLY TO THE DEPARTMENT IN THE FORM AND MANNER PRESCRIBED BY THE DEPARTMENT.” and adjusting section 11 and enacting section 1 accordingly.

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

Rep. Kilpatrick moved to reconsider the vote by which the House adopted the amendments offered previously by Rep. Geiger.

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

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

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

Rep. Cherry moved to amend the bill as follows:

1. Amend page 153, following line 17, by inserting:

"SEC. 98B. (1) FROM THE STATE SCHOOL AID FUND MONEY APPROPRIATED IN SECTION 11, THERE IS ALLOCATED FOR 2000-2001 AN AMOUNT NOT TO EXCEED \$94,000,000.00 FOR INFRASTRUCTURE PAYMENTS TO DISTRICTS AND INTERMEDIATE DISTRICTS UNDER THIS SECTION. IT IS THE INTENT OF THE LEGISLATURE TO CONTINUE TO APPROPRIATE FUNDS FOR EACH FISCAL YEAR FOR THE PURPOSES DESCRIBED IN THIS SECTION.

(2) THE AMOUNT OF THE PAYMENT TO A DISTRICT OR INTERMEDIATE DISTRICT UNDER THIS SECTION FOR 2000-2001 SHALL BE AN AMOUNT EQUAL TO \$3.50 PER MEMBERSHIP PUPIL FOR EACH POINT ASSIGNED TO THE DISTRICT OR INTERMEDIATE DISTRICT BASED ON THE FOLLOWING POINT SYSTEM:

(A) EACH DISTRICT OR INTERMEDIATE DISTRICT IS ASSIGNED POINTS BASED ON THE DISTRICT'S OR INTERMEDIATE DISTRICT'S TAXABLE VALUE PER MEMBERSHIP PUPIL, AS FOLLOWS:

(i) IF THE DISTRICT'S OR INTERMEDIATE DISTRICT'S TAXABLE VALUE PER MEMBERSHIP PUPIL IS LESS THAN \$100,000.00, THE DISTRICT OR INTERMEDIATE DISTRICT IS ASSIGNED 10 POINTS.

(ii) IF THE DISTRICT'S OR INTERMEDIATE DISTRICT'S TAXABLE VALUE PER MEMBERSHIP PUPIL IS AT LEAST \$100,000.00 AND LESS THAN \$200,000.00, THE DISTRICT OR INTERMEDIATE DISTRICT IS ASSIGNED 7 POINTS.

(iii) IF THE DISTRICT'S OR INTERMEDIATE DISTRICT'S TAXABLE VALUE PER MEMBERSHIP PUPIL IS AT LEAST \$200,000.00 AND LESS THAN \$300,000.00, THE DISTRICT OR INTERMEDIATE DISTRICT IS ASSIGNED 4 POINTS.

(iv) IF THE DISTRICT'S OR INTERMEDIATE DISTRICT'S TAXABLE VALUE PER MEMBERSHIP PUPIL IS AT LEAST \$300,000.00 AND LESS THAN \$400,000.00, THE DISTRICT OR INTERMEDIATE DISTRICT IS ASSIGNED 3 POINTS.

(v) IF THE DISTRICT'S OR INTERMEDIATE DISTRICT'S TAXABLE VALUE PER MEMBERSHIP PUPIL IS AT LEAST \$400,000.00, THE DISTRICT OR INTERMEDIATE DISTRICT IS ASSIGNED 1 POINT.

(B) EACH DISTRICT OR INTERMEDIATE DISTRICT IS ASSIGNED POINTS BASED ON THE DISTRICT'S OR INTERMEDIATE DISTRICT'S FUND EQUITY AS A PERCENTAGE OF ANNUAL BUDGET, AS FOLLOWS:

(i) IF THE DISTRICT'S OR INTERMEDIATE DISTRICT'S FUND EQUITY AS A PERCENTAGE OF ANNUAL BUDGET IS 10% OR LESS, THE DISTRICT OR INTERMEDIATE DISTRICT IS ASSIGNED 10 POINTS.

(ii) IF THE DISTRICT'S OR INTERMEDIATE DISTRICT'S FUND EQUITY AS A PERCENTAGE OF ANNUAL BUDGET IS MORE THAN 10% AND NOT MORE THAN 20%, THE DISTRICT OR INTERMEDIATE DISTRICT IS ASSIGNED 7 POINTS.

(iii) IF THE DISTRICT'S OR INTERMEDIATE DISTRICT'S FUND EQUITY AS A PERCENTAGE OF ANNUAL BUDGET IS MORE THAN 20% AND NOT MORE THAN 30%, THE DISTRICT OR INTERMEDIATE DISTRICT IS ASSIGNED 5 POINTS.

(iv) IF THE DISTRICT'S OR INTERMEDIATE DISTRICT FUND EQUITY AS A PERCENTAGE OF ANNUAL BUDGET IS MORE THAN 30% AND NOT MORE THAN 40%, THE DISTRICT OR INTERMEDIATE DISTRICT IS ASSIGNED 4 POINTS.

(v) IF THE DISTRICT'S OR INTERMEDIATE DISTRICT'S FUND EQUITY AS A PERCENTAGE OF ANNUAL BUDGET IS MORE THAN 40% AND NOT MORE THAN 50%, THE DISTRICT OR INTERMEDIATE DISTRICT IS ASSIGNED 3 POINTS.

(vi) IF THE DISTRICT'S OR INTERMEDIATE DISTRICT'S FUND EQUITY AS A PERCENTAGE OF ANNUAL BUDGET IS MORE THAN 50%, THE DISTRICT OR INTERMEDIATE DISTRICT IS ASSIGNED 1 POINT.

(3) THE DEPARTMENT SHALL MAKE ALL CALCULATIONS UNDER SUBSECTION (2) USING THE MOST RECENT AVAILABLE DATA. IN CALCULATING A DISTRICT'S OR INTERMEDIATE DISTRICT'S FUND EQUITY AS A PERCENTAGE OF ANNUAL BUDGET, THE DEPARTMENT SHALL NOT INCLUDE ANY FUNDS RECEIVED BY THE DISTRICT OR INTERMEDIATE DISTRICT UNDER THIS SECTION.

(4) TO BE ELIGIBLE FOR A PAYMENT UNDER THIS SECTION, A DISTRICT OR INTERMEDIATE DISTRICT SHALL PROVIDE THE DEPARTMENT WITH ANY INFORMATION REQUESTED BY THE DEPARTMENT FOR THE ADMINISTRATION OF THIS SECTION, INCLUDING, BUT NOT LIMITED TO, INFORMATION RELATING TO THE DISTRICT'S OR INTERMEDIATE DISTRICT'S USE OF FUNDS RECEIVED UNDER THIS SECTION.

(5) SUBJECT TO SUBSECTION (6), A DISTRICT OR INTERMEDIATE DISTRICT SHALL USE FUNDS RECEIVED UNDER THIS SECTION ONLY FOR 1 OR MORE OF THE FOLLOWING PURPOSES:

(A) PURCHASING, LEASING, CONSTRUCTING, ERECTING, COMPLETING, REMODELING, OR EQUIPPING OR REEQUIPPING SCHOOL BUILDINGS, INCLUDING LIBRARY BUILDINGS, STRUCTURES, ATHLETIC FIELDS, PLAYGROUNDS, OR OTHER FACILITIES, OR PARTS OF OR ADDITIONS TO THOSE FACILITIES.

(B) FURNISHING OR REFURNISHING NEW OR REMODELED SCHOOL BUILDINGS.

(C) ACQUIRING, PREPARING, DEVELOPING, OR IMPROVING SITES, OR PARTS OF OR ADDITIONS TO SITES, FOR SCHOOL BUILDINGS, INCLUDING LIBRARY BUILDINGS, STRUCTURES, ATHLETIC FIELDS, PLAYGROUNDS, OR OTHER FACILITIES.

(D) PURCHASING SCHOOL BUSES.

(E) ACQUIRING OR INSTALLING TECHNOLOGY, INCLUDING SOFTWARE, OR EQUIPPING OR REEQUIPPING SCHOOL BUILDINGS FOR TECHNOLOGY. AS USED IN THIS SUBDIVISION, "TECHNOLOGY" MEANS THAT TERM AS DEFINED IN SECTION 1351A OF THE REVISED SCHOOL CODE, MCL 380.1351A, AND EXCLUDES PURPOSES DESCRIBED IN SECTION 1351A(4) OF THE REVISED SCHOOL CODE.

(F) ENERGY CONSERVATION IMPROVEMENTS.

(G) ASBESTOS ABATEMENT.

(H) TO PAY DIRECT COSTS OF BOND APPROVAL, QUALIFICATION, AND ISSUANCE, AFTER VOTER APPROVAL OF THE BONDS.

(I) TO PAY DEBT SERVICE ON VOTER-APPROVED BONDS ISSUED BY THE DISTRICT OR INTERMEDIATE DISTRICT.

(6) A DISTRICT OR INTERMEDIATE DISTRICT SHALL NOT EXPEND FUNDS RECEIVED UNDER THIS SECTION FOR ANY FACILITY THAT IS NOT OWNED BY A DISTRICT, INTERMEDIATE DISTRICT, OR OTHER GOVERNMENTAL ENTITY.

(7) IF THE TOTAL AMOUNT APPROPRIATED UNDER THIS SECTION IS NOT SUFFICIENT TO FULLY FUND PAYMENTS CALCULATED UNDER SUBSECTION (2), THEN THE PAYMENTS TO DISTRICTS AND INTERMEDIATE DISTRICTS UNDER THIS SECTION SHALL BE PRORATED ON AN EQUAL PERCENTAGE BASIS.

(8) THE ENTIRE AMOUNT DUE TO A DISTRICT OR INTERMEDIATE DISTRICT UNDER THIS SECTION SHALL BE PAID ON NOVEMBER 15 OF THE APPLICABLE FISCAL YEAR OR ON THE NEXT BUSINESS DAY FOLLOWING THAT DATE.

(9) FOR THE PURPOSES OF THIS SECTION ONLY, ALL OF THE FOLLOWING APPLY:

(A) A PUBLIC SCHOOL ACADEMY'S "TAXABLE VALUE PER MEMBERSHIP PUPIL" SHALL BE CONSIDERED TO BE AN AMOUNT EQUAL TO THE TAXABLE VALUE PER MEMBERSHIP PUPIL OF THE SCHOOL DISTRICT IN WHICH THE PUBLIC SCHOOL ACADEMY IS LOCATED, AS DETERMINED BY THE DEPARTMENT.

(B) AN INTERMEDIATE DISTRICT'S "TAXABLE VALUE PER MEMBERSHIP PUPIL" SHALL BE CONSIDERED TO BE AN AMOUNT EQUAL TO THE TOTAL TAXABLE VALUE OF THE INTERMEDIATE DISTRICT DIVIDED BY THE COMBINED TOTAL MEMBERSHIP OF ALL DISTRICTS LOCATED WITHIN THE INTERMEDIATE DISTRICT, AS DETERMINED BY THE DEPARTMENT.

(C) AN INTERMEDIATE DISTRICT'S "MEMBERSHIP" SHALL BE CONSIDERED TO BE THE NUMBER OF PUPILS FOR WHOM THE INTERMEDIATE DISTRICT PROVIDES DIRECT SERVICES, AS DETERMINED BY THE DEPARTMENT." and adjusting section 11 and enacting section 1 accordingly.

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

Rep. Cherry demanded the yeas and nays.

The demand was supported.

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

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

Roll Call No. 616

Yeas—69

Baird	Faunce	Kilpatrick	Rison
Basham	Frank	LaForge	Rivet
Birkholz	Garza	Lemmons	Sanborn
Bogardus	Gielegghem	Lockwood	Schauer
Bovin	Gilbert	Mans	Schermesser
Brater	Godchaux	Martinez	Scott
Brewer	Hager	Mead	Shackleton
Brown, B.	Hale	Middaugh	Sheltrown
Brown, C.	Hansen	Minore	Spade
Byl	Hardman	Neumann	Switalski
Callahan	Hart	O'Neil	Tesanovich

Caul	Howell	Pestka	Thomas
Cherry	Jacobs	Price	Vaughn
Clark, I.	Jamnack	Prusi	Vear
Clarke, H.	Jelinek	Pumford	Wojno
DeHart	Julian	Quarles	Woodward
Dennis	Kelly	Richardville	Woronchak
Ehardt			

Nays—36

Allen	Geiger	Kuipers	Richner
Bisbee	Gosselin	Kukuk	Scranton
Bishop	Green	LaSata	Shulman
Bradstreet	Jansen	Law	Stamas
Cassis	Jellema	Mortimer	Tabor
DeRossett	Johnson, Rick	Pappageorge	Toy
DeVuyst	Johnson, Ruth	Patterson	Van Woerkom
DeWeese	Koetje	Perricone	Vander Roest
Garcia	Kowall	Rackzkowski	Voorhees

In The Chair: Scranton

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

1. Amend page 91, following line 19, section 32E(1), after “K TO 4,” by inserting “READING DISORDERS, AND READING METHODS PROGRAMS,”.

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

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

The motion prevailed.

By unanimous consent the House returned to the order of

Motions and Resolutions

Rep. Scott moved that the Committee on Constitutional Law and Ethics be discharged from further consideration of **House Bill No. 4184**.

(For first notice see House Journal No. 49, p. 1277.)

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

Rep. Scott demanded the yeas and nays.

The demand was supported.

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

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

The motion prevailed.

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

The motion prevailed.

Rep. Rackzkowski moved that when the House adjourns today it stand adjourned until Wednesday, May 31, at 10:00 a.m.

The motion prevailed.

Notices

I hereby give notice that on the next legislative session day I will move to discharge the Committee on Criminal Law and Corrections from further consideration of **House Bill No. 4396**.

Rep. Scott

Rep. Rick Johnson moved that the House adjourn.
The motion prevailed, the time being 11:55 p.m.

Associate Speaker Pro Tempore Scranton declared the House adjourned until Wednesday, May 31, at 10:00 a.m.

GARY L. RANDALL
Clerk of the House of Representatives.