

No. 62
STATE OF MICHIGAN
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House of Representatives
90th Legislature
REGULAR SESSION OF 2000

House Chamber, Lansing, Wednesday, October 4, 2000.

2:00 p.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	Gielegem—present	Law—present	Schauer—present
Bishop—present	Gilbert—present	Lemmons—present	Schermesser—present
Bogardus—present	Godchaux—present	Lockwood—present	Scott—present
Bovin—present	Gosselin—present	Mans—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—excused
Byl—present	Hardman—present	Neumann—present	Stamas—present
Callahan—present	Hart—present	O’Neil—present	Switalski—present
Cassis—present	Howell—present	Pappageorge—present	Tabor—present
Caul—present	Jacobs—present	Patterson—present	Tesanovich—present
Cherry—present	Jamnick—present	Perricone—present	Thomas—present
Clark—present	Jansen—present	Pestka—present	Toy—present
Clarke—present	Jelinek—present	Price—present	Vander Roest—present
Daniels—present	Jellema—present	Prusi—present	Van Woerkom—present
DeHart—present	Johnson, Rick—present	Pumford—present	Vaughn—present
Dennis—present	Johnson, Ruth—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

Rep. Kwame Kilpatrick, from the 9th District, offered the following invocation:

“Almighty God, we come before You today with bowed heads and humbled hearts just to say thank You. Thank You for allowing us to have one more day. Thank You for allowing us to serve. Thank You for all of the wonderful blessings that You continue to bestow upon all of us. We would like to ask that You would continue to be with us, to lead us, to guide us and to watch over us as we effectuate policy and serve the wonderful people of this great state. We ask this blessing and all blessings in the name of Thy son, Amen.”

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

Reports of Standing Committees

The Committee on Senior Health, Security and Retirement, by Rep. Vander Roest, Chair, reported

House Bill No. 5013, entitled

A bill to amend 1943 PA 240, entitled “State employees’ retirement act,” (MCL 38.1 to 38.69) by adding section 18a. With the recommendation that the following amendments be adopted and that the bill then pass.

1. Amend page 1, line 4, after “19” by inserting “OR UPON TERMINATION OF THE MEMBER’S EMPLOYMENT WITH THE STATE”.

2. Amend page 1, line 5, after “MEMBER” by inserting “AT THE MEMBER’S LAST KNOWN ADDRESS”.

3. Amend page 1, line 6, after “RETIREMENT” by inserting a comma and “INCLUDING ELIGIBILITY FOR EARLY RETIREMENT”.

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

Favorable Roll Call

HB 5013 To Report Out:

Yeas: Reps. Vander Roest, Voorhees, Cassis, Faunce, Rocca, Tabor, Woronchak, DeHart, Bovin, Spade,
Nays: None.

The Committee on Senior Health, Security and Retirement, by Rep. Vander Roest, Chair, reported

House Bill No. 5963, entitled

A bill to amend 1943 PA 240, entitled “State employees’ retirement act,” by amending section 27 (MCL 38.27), as amended by 1987 PA 241.

With the recommendation that the bill pass.

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

Favorable Roll Call

HB 5963 To Report Out:

Yeas: Reps. Vander Roest, Voorhees, Cassis, Faunce, Rocca, Tabor, Woronchak, DeHart, Bovin, Spade,
Nays: None.

COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Vander Roest, Chair of the Committee on Senior Health, Security and Retirement, was received and read:

Meeting held on: Wednesday, October 4, 2000, at 9:00 a.m.,

Present: Reps. Vander Roest, Voorhees, Cassis, Faunce, Rocca, Tabor, Woronchak, DeHart, Bovin, Spade,

Absent: Rep. Hardman,

Excused: Rep. Hardman.

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

House Bill No. 4452, entitled

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

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

1. Amend page 1, line 5, after "STATES." by inserting "THE FAMILY OF THE DECEASED VETERAN SHALL SUBMIT VERIFICATION OF THE HONORABLE DISCHARGE WITHIN 240 DAYS OF INTERMENT."

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

Favorable Roll Call

HB 4452 To Report Out:

Yeas: Reps. Richardville, Allen, Garcia, Schermesser, Bovin, Mans,

Nays: None.

COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Wednesday, October 4, 2000, at 10:15 a.m.,

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

Absent: Rep. Ehardt,

Excused: Rep. Ehardt.

The Committee on Local Government and Urban Policy, by Rep. Birkholz, Chair, reported

House Bill No. 5036, entitled

A bill to amend 1943 PA 184, entitled "Township zoning act," by amending sections 3, 9, 11a, and 40 (MCL 125.273, 125.279, 125.281a, and 125.310), section 40 as added by 1996 PA 570.

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 5036 To Report Out:

Yeas: Reps. Birkholz, Hager, Bishop, DeWeese, Tabor, Vander Roest, Lockwood, Jamnick, Minore, Reeves,

Nays: None.

The Committee on Local Government and Urban Policy, by Rep. Birkholz, Chair, reported

House Bill No. 5037, entitled

A bill to amend 1943 PA 183, entitled "County zoning act," by amending sections 3, 9, 11a, and 40 (MCL 125.203, 125.209, 125.211a, and 125.240), section 40 as added by 1996 PA 569.

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 5037 To Report Out:

Yeas: Reps. Birkholz, Hager, Bishop, DeWeese, Tabor, Vander Roest, Lockwood, Jamnick, Minore, Reeves,

Nays: None.

The Committee on Local Government and Urban Policy, by Rep. Birkholz, Chair, reported

House Bill No. 5846, entitled

A bill to amend 1968 PA 2, entitled "Uniform budgeting and accounting act," by amending sections 1, 2a, 2b, 2c, 2d, 4, 7, 8, 14, 15, 16, 17, 18, 19, and 20 (MCL 141.421, 141.422a, 141.422b, 141.422c, 141.422d, 141.424, 141.427, 141.428, 141.434, 141.435, 141.436, 141.437, 141.438, 141.439, and 141.440), sections 1 and 7 as amended by 1982 PA 451, sections 2b and 4 as amended by 1996 PA 439, section 2d as amended by 1999 PA 142, section 8 as amended by 1996 PA 400, section 15 as amended by 1981 PA 77, and sections 16 and 17 as amended by 1995 PA 41.

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

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

Favorable Roll Call

HB 5846 To Report Out:

Yeas: Reps. Birkholz, Hager, Bishop, DeWeese, Tabor, Vander Roest, Lockwood, Jamnick, Minore, Reeves,
Nays: None.

The Committee on Local Government and Urban Policy, by Rep. Birkholz, Chair, reported

House Bill No. 5910, entitled

A bill to establish procedures for municipalities to designate individual lots or structures as blighting; to purchase or condemn blighting property; and to transfer blighting property to developers.

With the recommendation that the substitute (H-4) 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 5910 To Report Out:

Yeas: Reps. Birkholz, Hager, Bishop, DeWeese, Tabor, Vander Roest, Lockwood, Jamnick, Minore, Reeves,
Nays: None.

The Committee on Local Government and Urban Policy, by Rep. Birkholz, Chair, reported

Senate Bill No. 612, entitled

A bill to amend 1978 PA 59, entitled "Condominium act," by amending sections 3, 6, 10, 45, 47a, 52, 58, 67, 73, 90, 108, 111, 112, 113, 132, and 135 (MCL 559.103, 559.106, 559.110, 559.145, 559.147a, 559.152, 559.158, 559.167, 559.173, 559.190, 559.208, 559.211, 559.212, 559.213, 559.232, and 559.235), sections 3, 10, 52, 67, 73, 112, and 135 as amended by 1982 PA 538, section 6 as amended by 1983 PA 113, section 47a as amended by 1998 PA 36, and section 90 as amended by 1988 PA 147, and by adding sections 72b, 90a, and 176.

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 612 To Report Out:

Yeas: Reps. Birkholz, Hager, Bishop, DeWeese, Tabor, Vander Roest, Lockwood, Jamnick, Minore,
Nays: None.

The Committee on Local Government and Urban Policy, by Rep. Birkholz, Chair, reported

Senate Bill No. 613, entitled

A bill to amend 1961 PA 236, entitled "Revised judicature act of 1961," by amending section 3240 (MCL 600.3240), as amended by 1996 PA 214.

With the recommendation that the bill pass.

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

Favorable Roll Call

SB 613 To Report Out:

Yeas: Reps. Birkholz, Hager, Bishop, DeWeese, Tabor, Vander Roest, Lockwood, Jamnick, Minore,
Nays: None.

COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Birkholz, Chair of the Committee on Local Government and Urban Policy, was received and read:

Meeting held on: Tuesday, October 3, 2000, at 5:35 p.m.,

Present: Reps. Birkholz, Hager, Bishop, DeWeese, Julian, Tabor, Vander Roest, Lockwood, Jamnick, Minore, Reeves.

Second Reading of Bills

House Bill No. 5917, entitled

A bill to amend 1968 PA 330, entitled “Private security guard act of 1968,” by amending the title and sections 1, 2, 3, 4, 6, 7, 8, 9, 10, 11, 14, 17, 18, 19, 22, 25, 29, 30, 31, 32, and 33 (MCL 338.1051, 338.1052, 338.1053, 338.1054, 338.1056, 338.1057, 338.1058, 338.1059, 338.1060, 338.1061, 338.1064, 338.1067, 338.1068, 338.1069, 338.1072, 338.1075, 338.1079, 338.1080, 338.1081, 338.1082, and 338.1083), sections 6, 10, 17, and 18 as amended by 1994 PA 326; 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 Criminal Law and Corrections,

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

Rep. Sanborn 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. 5917, entitled

A bill to amend 1968 PA 330, entitled “Private security guard act of 1968,” by amending the title and sections 1, 2, 3, 4, 6, 7, 8, 9, 10, 11, 14, 17, 18, 19, 22, 25, 29, 30, 31, 32, and 33 (MCL 338.1051, 338.1052, 338.1053, 338.1054, 338.1056, 338.1057, 338.1058, 338.1059, 338.1060, 338.1061, 338.1064, 338.1067, 338.1068, 338.1069, 338.1072, 338.1075, 338.1079, 338.1080, 338.1081, 338.1082, and 338.1083), sections 6, 10, 17, and 18 as amended by 1994 PA 326; 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. 891

Yeas—107

Allen	Frank	Kuipers	Rison
Baird	Garcia	Kukuk	Rivet
Basham	Garza	LaForge	Rocca
Birkholz	Gielegem	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	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
Faunce	Kowall	Richner	

Nays—0

In The Chair: Birkholz

The House agreed to the title of the bill.

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

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 1999 PA 241.

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.

Rep. Raczkowski moved that Rule 45 be suspended.

The motion prevailed, 3/5 of the members present voting therefor.

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

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

Roll Call No. 892**Yeas—106**

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

DeHart	Jellema	Pumford	Vaughn
Dennis	Johnson, Rick	Quarles	Vear
DeRossett	Johnson, Ruth	Raczkowski	Voorhees
DeVuyst	Julian	Reeves	Wojno
DeWeese	Kelly	Richardville	Woronchak
Ehardt	Koetje		

Nays—0

In The Chair: Birkholz

Rep. Raczkowski moved that the bill be given immediate effect.
 The motion prevailed, 2/3 of the members serving voting therefor.
 The bill was referred to the Clerk for enrollment printing and presentation to the Governor.

Second Reading of Bills**House Bill No. 5541, entitled**

A bill to amend 1976 PA 295, entitled "State transportation preservation act of 1976," (MCL 474.51 to 474.70) by amending the title, as amended by 1984 PA 210, and by adding section 15a.

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. Shackleton moved to amend the bill as follows:

1. Amend page 2, line 16, after "ERTY" by inserting "OR PROPERTY ADJACENT TO RAILROAD OPERATING PROPERTY,".

2. Amend page 3, line 15, after "ABLE" by striking out "TO BE ALLOCATED".

3. Amend page 4, line 18, after "INTEREST" by inserting "AND ANY PENALTIES ASSESSED, RECEIVED, AND".

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

Rep. Jellema 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. 5541, entitled**

A bill to amend 1976 PA 295, entitled "State transportation preservation act of 1976," (MCL 474.51 to 474.70) by amending the title, as amended by 1984 PA 210, and by adding section 15a.

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

Roll Call No. 893**Yeas—107**

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

Bishop	Gilbert	Lemmons	Schermesser
Bogardus	Godchaux	Lockwood	Scott
Bovin	Green	Mans	Scranton
Brater	Hager	Martinez	Shackleton
Brewer	Hale	Mead	Sheltrown
Brown, B.	Hanley	Middaugh	Shulman
Brown, C.	Hansen	Minore	Spade
Byl	Hardman	Mortimer	Stamas
Callahan	Hart	Neumann	Switalski
Cassis	Howell	O'Neil	Tabor
Caul	Jacobs	Pappageorge	Tesanovich
Cherry	Jamnack	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
Faunce	Kowall	Richner	

Nays—2

Bradstreet

Gosselin

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.

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

Second Reading of Bills

House Bill No. 5910, entitled

A bill to establish procedures for municipalities to designate individual lots or structures as blighting; to purchase or condemn blighting property; and to transfer blighting property to developers.

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

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

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

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

“Sec. 13. The provisions of this act are in addition to any other power provided to an eligible municipality by any law, charter, or ordinance.”

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

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

1. Amend page 4, line 3, after "property" by striking out "and" and inserting a comma.
2. Amend page 4, line 4, after "zone" by inserting a comma and "and poses a danger to schoolchildren".

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

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

1. Amend page 3, line 12, after "conducted" by inserting "as designated by resolution of the legislative body of an eligible municipality".
2. Amend page 3, line 22, after "(1)" by striking out "An" and inserting "Upon the designation of 1 or more school safety immediate demolition zones by resolution of the legislative body of an eligible municipality, an".
3. Amend page 3, line 25, after "within" by striking out "a" and inserting "the designated".

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

Rep. Richner 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. 5910, entitled

A bill to establish procedures for municipalities to designate individual lots or structures as blighting; to purchase or condemn blighting property; and to transfer blighting property to developers.

The bill was read a third time.

The question being on the passage of the bill,

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

The motion prevailed.

Rep. Jamnick moved that Rep. Bogardus be excused temporarily from today's session.

The motion prevailed.

Second Reading of Bills

House Bill No. 5843, entitled

A bill to amend 1965 PA 261, entitled "An act to authorize the creation and to prescribe the powers and duties of county and regional parks and recreation commissions; and to prescribe the powers and duties of county boards of supervisors with respect thereto," by amending the title and section 1 (MCL 46.351), section 1 as amended by 1990 PA 84.

The bill was read a second time.

Rep. Rivet moved to amend the bill as follows:

1. Amend page 2, line 10, after "THAT" by striking out the balance of the line through "AND" on line 11.
- The motion prevailed and the amendment was adopted, a majority of the members serving voting therefor.

Rep. Pappageorge 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. 5843, entitled

A bill to amend 1965 PA 261, entitled "An act to authorize the creation and to prescribe the powers and duties of county and regional parks and recreation commissions; and to prescribe the powers and duties of county boards of supervisors with respect thereto," by amending the title and section 1 (MCL 46.351), section 1 as amended by 1990 PA 84.

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

Roll Call No. 894

Yeas—106

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

Nays—0

In The Chair: Scranton

The House agreed to the title of the bill.

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

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

Second Reading of Bills

House Bill No. 6052, entitled

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

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

The substitute (H-1) was adopted, a majority of the members serving voting therefor.
 Rep. Howell moved that the bill be placed on the order of Third Reading of Bills.
 The motion prevailed, a majority of the members voting therefor.
 Rep. Raczkowski moved that the bill be placed on its immediate passage.
 The motion prevailed, a majority of the members serving voting therefor.

Rep. Julian 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. 6052, entitled

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

Roll Call No. 895

Yeas—105

Allen	Garcia	Kowall	Richner
Baird	Garza	Kuipers	Rison
Basham	Geiger	Kukuk	Rocca
Birkholz	Gielegem	LaForge	Sanborn
Bisbee	Gilbert	LaSata	Schauer
Bishop	Godchaux	Law	Schermesser
Bovin	Gosselin	Lemmons	Scott
Bradstreet	Green	Lockwood	Scranton
Brater	Hager	Mans	Shackleton
Brewer	Hale	Martinez	Sheltrown
Brown, B.	Hanley	Mead	Shulman
Brown, C.	Hansen	Middaugh	Spade
Byl	Hardman	Minore	Stamas
Callahan	Hart	Mortimer	Switalski
Cassis	Howell	Neumann	Tabor
Caul	Jacobs	O'Neil	Tesanovich
Cherry	Jamnick	Pappageorge	Thomas
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	Raczkowski	Wojno
Ehardt	Kilpatrick	Reeves	Woodward
Faunce	Koetje	Richardville	Woronchak
Frank			

Nays—0

In The Chair: Scranton

The House agreed to the title of the bill.

The House returned to the consideration of
House Bill No. 5910, entitled

A bill to establish procedures for municipalities to designate individual lots or structures as blighting; to purchase or condemn blighting property; and to transfer blighting property to developers.

(The bill was considered earlier today, see today's journal, p. 2236.)

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. 896

Yeas—88

Allen	Garza	Lemmons	Rocca
Baird	Gielegem	Lockwood	Sanborn
Basham	Gilbert	Mans	Schauer
Birkholz	Godchaux	Martinez	Schermesser
Bisbee	Hager	Mead	Scott
Bovin	Hale	Minore	Scranton
Brater	Hanley	Neumann	Shackleton
Brewer	Hansen	O'Neil	Sheltrown
Brown, B.	Hardman	Pappageorge	Spade
Callahan	Howell	Patterson	Stamas
Caul	Jacobs	Perricone	Switalski
Cherry	Jamnick	Pestka	Tabor
Clark, I.	Jansen	Price	Tesanovich
Clarke, H.	Jelinek	Prusi	Thomas
Daniels	Jellema	Pumford	Toy
DeHart	Johnson, Ruth	Quarles	Van Woerkom
Dennis	Julian	Raczkowski	Vander Roest
DeRossett	Kelly	Reeves	Vaughn
DeVuyst	Kilpatrick	Richardville	Voorhees
Faunce	Kowall	Richner	Wojno
Frank	LaForge	Rison	Woodward
Garcia	Law	Rivet	Woronchak

Nays—15

Bishop	Cassis	Koetje	Middaugh
Bradstreet	Ehardt	Kuipers	Shulman
Brown, C.	Hart	Kukuk	Vear
Byl	Johnson, Rick	LaSata	

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 establish procedures for certain municipalities to designate school safety immediate demolition zones; to designate as blighted certain lots or structures that pose a direct threat to the health, safety, or welfare of schoolchildren; to demolish certain blighted structures located within school safety immediate demolition zones; to impose certain duties on certain municipalities; and to provide remedies and penalties.

The motion prevailed.

The House agreed to the title as amended.

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

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

Rep. Bradstreet, 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:

House Bill 5910 is a bill which does absolutely nothing. It requires nothing of municipalities, it prohibits nothing, it provides no new legal cover. In short, it is an extraneous waste of time. Current law allows municipalities to do everything that this bill encourages by simply passing local ordinances to that effect. This bill is political window dressing on behalf of a Detroit political faction which is in search of a newspaper headline. It is no more than that, and it is no less than that.”

Second Reading of Bills

House Bill No. 5635, entitled

A bill to amend 1961 PA 236, entitled “Revised judicature act of 1961,” by amending section 535 (MCL 600.535), as amended by 1990 PA 54, and by adding section 549j.

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. Rick Johnson moved that the bill be placed on the order of Third Reading of Bills.

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

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

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

The Speaker Pro Tempore resumed the Chair.

Rep. Price moved that Rep. Brater be excused temporarily from today’s session.

The motion prevailed.

Rep. Raczkowski moved that Rep. Perricone be excused temporarily from today’s session.

The motion prevailed.

By unanimous consent the House returned to the order of

Third Reading of Bills

House Bill No. 5635, entitled

A bill to amend 1961 PA 236, entitled “Revised judicature act of 1961,” by amending section 535 (MCL 600.535), as amended by 1990 PA 54, and by adding section 549j.

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

Roll Call No. 897

Yeas—101

Allen	Garcia	Kukuk	Rivet
Baird	Garza	LaForge	Rocca
Basham	Gielegem	LaSata	Sanborn
Birkholz	Gilbert	Law	Schauer
Bisbee	Godchaux	Lemmons	Schermesser
Bishop	Gosselin	Lockwood	Scott
Bovin	Hager	Mans	Scranton
Bradstreet	Hale	Martinez	Shackleton
Brewer	Hansen	Mead	Sheltrown

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

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 1961 PA 236, entitled "Revised judicature act of 1961," by amending section 535 (MCL 600.535), as amended by 1990 PA 54, and by adding sections 549j and 550b.

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. 4452, entitled

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

Was read a second time, and the question being on the adoption of the proposed amendment previously recommended by the Committee on Veterans Affairs (for amendment, see today's journal, p. 2231),

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

Rep. Callahan moved to amend the bill as follows:

1. Amend page 1, line 3, after "OTHER" by striking out "OUTSIDE BURIAL".

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

Rep. Callahan demanded the yeas and nays.

The demand was supported.

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

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

Roll Call No. 898

Yeas—103

Allen	Frank	Kowall	Rivet
Baird	Garcia	Kuipers	Rocca
Basham	Garza	LaForge	Sanborn
Birkholz	Geiger	LaSata	Schauer

Bisbee	Gielegem	Law	Schermesser
Bishop	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	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	Raczkowski	Voorhees
DeRossett	Julian	Reeves	Wojno
DeVuyst	Kelly	Richardville	Woodward
Ehardt	Kilpatrick	Richner	Woronchak
Faunce	Koetje	Rison	

Nays—0

In The Chair: Birkholz

Rep. Callahan moved to amend the bill as follows:

1. Amend page 1, line 1, after "4H." by inserting "(1)".
2. Amend page 1, following line 5, by inserting:

"(2) EACH YEAR THE STATE TREASURER SHALL ESTIMATE THE AMOUNT OF SALES TAX THAT WAS NOT COLLECTED BECAUSE OF THIS EXEMPTION AND THAT AMOUNT SHALL BE TRANSFERRED FROM THE GENERAL FUND TO THE STATE SCHOOL AID FUND."

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

Rep. Callahan demanded the yeas and nays.

The demand was supported.

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

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

Roll Call No. 899**Yeas—101**

Allen	Garcia	Kowall	Rivet
Baird	Garza	Kuipers	Rocca
Basham	Geiger	LaForge	Sanborn
Birkholz	Gielegem	LaSata	Schauer
Bisbee	Gilbert	Lemmons	Schermesser
Bishop	Godchaux	Lockwood	Scott
Bovin	Gosselin	Mans	Scranton
Brater	Hager	Martinez	Shackleton
Brewer	Hale	Mead	Sheltrown
Brown, B.	Hanley	Middaugh	Shulman
Brown, C.	Hansen	Minore	Spade
Byl	Hardman	Mortimer	Stamas
Callahan	Hart	Neumann	Switalski

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

Nays—1

Kukuk

In The Chair: Birkholz

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

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

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

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

By unanimous consent the House returned to the order of

Third Reading of Bills

House Bill No. 4452, entitled

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

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

Roll Call No. 900

Yeas—101

Allen	Frank	Kukuk	Rison
Baird	Garcia	LaForge	Rivet
Basham	Garza	LaSata	Rocca
Birkholz	Gielegem	Law	Sanborn
Bisbee	Gilbert	Lemmons	Schauer
Bishop	Godchaux	Lockwood	Schermesser
Bovin	Gosselin	Mans	Scott
Bradstreet	Hager	Martinez	Scranton
Brater	Hale	Mead	Shackleton
Brewer	Hansen	Middaugh	Sheltrown
Brown, B.	Hardman	Minore	Shulman
Brown, C.	Hart	Mortimer	Spade
Byl	Howell	Neumann	Stamas
Callahan	Jacobs	O'Neil	Switalski
Cassis	Jansen	Pappageorge	Tesanovich
Caul	Jelinek	Patterson	Thomas
Cherry	Jellema	Pestka	Toy
Clark, I.	Johnson, Rick	Price	Van Woerkom

Clarke, H.	Johnson, Ruth	Prusi	Vander Roest
Daniels	Julian	Pumford	Vaughn
DeHart	Kelly	Quarles	Vear
Dennis	Kilpatrick	Rackowski	Voorhees
DeRossett	Koetje	Reeves	Wojno
DeVuyst	Kowall	Richardville	Woodward
Ehardt	Kuipers	Richner	Woronchak
Faunce			

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. 5786, entitled

A bill to amend 1976 PA 451, entitled "The revised school code," (MCL 380.1 to 380.1852) by adding sections 15a and 602a.

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

The substitute (H-1) 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. Rackowski moved that the bill be placed on its immediate passage.

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

By unanimous consent the House returned to the order of

Third Reading of Bills

House Bill No. 5786, entitled

A bill to amend 1976 PA 451, entitled "The revised school code," (MCL 380.1 to 380.1852) by adding sections 15a and 602a.

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

Roll Call No. 901

Yeas—102

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

Brown, C.	Hardman	Minore	Stamas
Byl	Hart	Mortimer	Switalski
Callahan	Howell	Neumann	Tabor
Cassis	Jacobs	O'Neil	Tesanovich
Caul	Jamnick	Pappageorge	Thomas
Cherry	Jansen	Patterson	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	Raczkowski	Voorhees
DeRossett	Kelly	Reeves	Wojno
DeVuyst	Kilpatrick	Richner	Woodward
Ehardt	Koetje	Rison	Woronchak
Faunce	Kowall		

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 1976 PA 451, entitled "The revised school code," by amending sections 15 and 602 (MCL 380.15 and 380.602), as added by 2000 PA 231.

The motion prevailed.

The House agreed to the title as amended.

Second Reading of Bills

House Bill No. 6027, entitled

A bill to amend 1941 PA 207, entitled "Fire prevention code," by amending section 6 (MCL 29.6).

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

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

Rep. Frank 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. 6027, entitled

A bill to amend 1941 PA 207, entitled "Fire prevention code," by amending section 6 (MCL 29.6).

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

Roll Call No. 902

Yeas—104

Allen	Frank	Kowall	Richner
Baird	Garcia	Kuipers	Rison
Basham	Garza	Kukuk	Rivet

Birkholz	Geiger	LaForge	Rocca
Bisbee	Gielegem	LaSata	Sanborn
Bishop	Gilbert	Law	Schauer
Bovin	Godchaux	Lemmons	Schermesser
Bradstreet	Gosselin	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	Stamas
Cassis	Howell	Neumann	Switalski
Caul	Jacobs	O'Neil	Tabor
Cherry	Jamnick	Pappageorge	Tesanovich
Clark, I.	Jansen	Patterson	Thomas
Clarke, H.	Jelinek	Pestka	Toy
Daniels	Jellema	Price	Van Woerkom
DeHart	Johnson, Rick	Prusi	Vander Roest
Dennis	Johnson, Ruth	Pumford	Vaughn
DeRossett	Julian	Quarles	Vear
DeVuyst	Kelly	Raczkowski	Voorhees
Ehardt	Kilpatrick	Reeves	Wojno
Faunce	Koetje	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. Allen, Basham, Birkholz, Bishop, Bovin, Brater, Cameron Brown, Caul, Clark, Clarke, Daniels, DeHart, Dennis, DeRossett, DeVuyst, Gielegem, Gilbert, Gosselin, Hager, Hardman, Jacobs, Julian, Kelly, Koetje, Kuipers, Law, Lockwood, Mans, Martinez, Middaugh, O'Neil, Patterson, Pestka, Prusi, Raczkowski, Richardville, Richner, Schermesser, Scott, Shackleton, Sheltrown, Spade, Tabor, Tesanovich, Thomas, Toy, Vander Roest, Vaughn, Vear and Voorhees were named co-sponsors of the bill.

Second Reading of Bills

House Bill No. 5013, entitled

A bill to amend 1943 PA 240, entitled "State employees' retirement act," (MCL 38.1 to 38.69) by adding section 18a.

Was read a second time, and the question being on the adoption of the proposed amendments previously recommended by the Committee on Senior Health, Security and Retirement (for amendments, see today's journal, p. 2230),

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

Rep. Frank moved to amend the bill as follows:

1. Amend page 1, line 1, after "MEMBER" by inserting "OR DEFERRED VESTED MEMBER".
2. Amend page 1, line 2, after "MEMBER'S" by inserting "OR DEFERRED VESTED MEMBER'S".
3. Amend page 1, line 3, after "MEMBER" by inserting "OR DEFERRED VESTED MEMBER".
4. Amend page 1, line 5, after "MEMBER" by inserting "OR DEFERRED VESTED MEMBER".
5. Amend page 1, line 5, after "MEMBER'S" by inserting "OR DEFERRED VESTED MEMBER'S".
6. Amend page 1, line 6, after "MEMBER'S" by inserting "OR DEFERRED VESTED MEMBER'S".

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

Rep. Frank 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. 5013, entitled

A bill to amend 1943 PA 240, entitled "State employees' retirement act," (MCL 38.1 to 38.69) by adding section 18a.
Was read a third time and passed, a majority of the members serving voting therefor, by yeas and nays, as follows:

Roll Call No. 903

Yeas—105

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

Nays—0

In The Chair: Birkholz

The House agreed to the title of the bill.

Second Reading of Bills

Senate Bill No. 1043, entitled

A bill to amend 1978 PA 368, entitled "Public health code," by amending sections 7401, 7402, 7403, 7404, 7410, and 7410a (MCL 333.7401, 333.7402, 333.7403, 333.7404, 333.7410, and 333.7410a), section 7401 as amended by 1998 PA 319, sections 7402 and 7404 as amended by 1994 PA 38, section 7403 as amended by 1996 PA 249, section 7410 as amended by 1999 PA 188, and section 7410a as added by 1998 PA 261, and by adding section 7401b.

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

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

Reps. Law and O'Neil moved to amend the bill as follows:

1. Amend page 16, following line 7, by inserting:

“Sec. 20954. (1) Upon proper application to the department and payment of the renewal fee under subsection (2), the department may renew a license for a medical first responder, emergency medical technician, emergency medical technician specialist, paramedic, or emergency medical services instructor-coordinator who meets the requirements of this part and completes required ongoing educational programs approved or developed by the department.

(2) Except as otherwise provided in subsection (5), an applicant for renewal of a license under section 20950 shall pay a renewal fee as follows:

- (a) Medical first responder - no fee.
- (b) Emergency medical technician - \$25.00.
- (c) Emergency medical technician specialist - \$25.00.
- (d) Paramedic - \$25.00.
- (e) Emergency medical services instructor-coordinator - \$50.00.

(3) Except as otherwise provided in subsection (5), if an application for renewal under subsection (1) is received by the department after the date the license expires, the applicant shall pay a late fee in addition to the renewal fee under subsection (2) as follows:

- (a) Emergency medical technician - \$50.00.
- (b) Emergency medical technician specialist - \$50.00.
- (c) Paramedic - \$50.00.
- (d) Emergency medical services instructor-coordinator - \$100.00.

~~(4) If the department does not receive an application for renewal from an individual licensed under section 20950 within 60 days after his or her license expires, the department shall not issue a renewal license unless the individual completes the requirements for initial licensure and, if a late fee is required, pays the late fee.~~ A LICENSE OR REGISTRATION SHALL BE RENEWED BY THE LICENSEE ON OR BEFORE THE EXPIRATION DATE AS PRESCRIBED BY RULE. THE DEPARTMENT SHALL MAIL A NOTICE TO THE LICENSEE AT THE LAST KNOWN ADDRESS ON FILE WITH THE DEPARTMENT ADVISING OF THE TIME, PROCEDURE, AND FEE FOR RENEWAL. FAILURE OF THE LICENSEE TO RECEIVE NOTICE UNDER THIS SUBSECTION DOES NOT RELIEVE THE LICENSEE OF THE RESPONSIBILITY FOR RENEWING HIS OR HER LICENSE. A LICENSE NOT RENEWED BY THE EXPIRATION DATE MAY BE RENEWED WITHIN 60 DAYS OF THE EXPIRATION DATE UPON APPLICATION, PAYMENT OF RENEWAL AND LATE RENEWAL FEES, AND FULFILLMENT OF ANY CONTINUED CONTINUING EDUCATION REQUIREMENTS SET FORTH IN RULES PROMULGATED UNDER THIS ARTICLE. THE LICENSEE MAY CONTINUE TO PRACTICE AND USE THE TITLE DURING THE 60-DAY PERIOD. IF A LICENSE IS NOT SO RENEWED WITHIN 60 DAYS OF THE EXPIRATION DATE, THE LICENSE IS VOID. THE LICENSEE SHALL NOT PRACTICE OR USE THE TITLE. AN INDIVIDUAL MAY BE RELICENSED WITHIN 3 YEARS OF THE EXPIRATION DATE UPON APPLICATION, PAYMENT OF THE APPLICATION PROCESSING, RENEWAL, AND LATE RENEWAL FEES, AND FULFILLMENT OF ANY CONTINUING EDUCATION REQUIREMENTS IN EFFECT AT THE TIME OF THE EXPIRATION DATE, OR THAT WOULD HAVE BEEN REQUIRED HAD THE INDIVIDUAL RENEWED HIS OR HER LICENSE PURSUANT TO SUBSECTION (1). AN INDIVIDUAL MAY BE RELICENSED MORE THAN 3 YEARS AFTER THE EXPIRATION DATE UPON APPLICATION AS A NEW APPLICANT, MEETING ALL LICENSURE REQUIREMENTS IN EFFECT AT THE TIME OF APPLICATION, TAKING OR RETAKING AND PASSING ANY EXAMINATIONS REQUIRED FOR INITIAL LICENSURE, AND PAYMENT OF FEES REQUIRED OF NEW APPLICANTS.

(5) If a life support agency certifies to the department that an applicant for renewal under this section is a volunteer and if the life support agency does not charge for its services, the department shall not require the applicant to pay the fee required under subsection (2) or a late fee under subsection (3). If the applicant for renewal ceases to meet the definition of a volunteer under this part at any time during the effective period of his or her license renewal and is employed as a licensee under this part, the applicant for renewal shall at that time pay the fee required under subsection (2).”.

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

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

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

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

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

By unanimous consent the House returned to the order of

Third Reading of Bills

Senate Bill No. 1043, entitled

A bill to amend 1978 PA 368, entitled "Public health code," by amending sections 7401, 7402, 7403, 7404, 7410, and 7410a (MCL 333.7401, 333.7402, 333.7403, 333.7404, 333.7410, and 333.7410a), section 7401 as amended by 1998 PA 319, sections 7402 and 7404 as amended by 1994 PA 38, section 7403 as amended by 1996 PA 249, section 7410 as amended by 1999 PA 188, and section 7410a as added by 1998 PA 261, and by adding section 7401b.

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

Roll Call No. 904

Yeas—103

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

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 1978 PA 368, entitled "An act to protect and promote the public health; to codify, revise, consolidate, classify, and add to the laws relating to public health; to provide for the prevention and control of diseases and disabilities; to provide for the classification, administration, regulation, financing, and maintenance of personal, environmental, and other health services and activities; to create or continue, and prescribe the powers and duties of, departments, boards, commissions, councils, committees, task forces, and other agencies; to prescribe the powers and duties of governmental entities and officials; to regulate occupations, facilities, and agencies affecting the public health; to regulate health maintenance organizations and certain third party administrators and insurers; to provide for the imposition of a regulatory fee; to promote the efficient and economical delivery of health care services, to provide

for the appropriate utilization of health care facilities and services, and to provide for the closure of hospitals or consolidation of hospitals or services; to provide for the collection and use of data and information; to provide for the transfer of property; to provide certain immunity from liability; to regulate and prohibit the sale and offering for sale of drug paraphernalia under certain circumstances; to provide for the implementation of federal law; to provide for penalties and remedies; to provide for sanctions for violations of this act and local ordinances; to repeal certain acts and parts of acts; to repeal certain parts of this act; and to repeal certain parts of this act on specific dates,” by amending sections 7401, 7402, 7403, 7404, 7410a and 20954 (MCL 333.7401, 333.7402, 333.7403, 333.7404, 333.7410a, and 333.20954), section 7401 as amended by 1998 PA 319, sections 7402 and 7404 as amended by 1994 PA 38, section 7403 as amended by 1996 PA 249, section 7410a as added by 1998 PA 261, and section 20954 as added by 1990 PA 179, and by adding section 7401c.

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.

Associate Speaker Pro Tempore Scranton resumed the Chair.

Second Reading of Bills

Senate Bill No. 1186, entitled

A bill to amend 1927 PA 175, entitled “The code of criminal procedure,” by amending section 13 of chapter XVII (MCL 777.13), as amended by 1999 PA 61.

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. 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. 1186, entitled

A bill to amend 1927 PA 175, entitled “The code of criminal procedure,” by amending section 13 of chapter XVII (MCL 777.13), as amended by 1999 PA 61.

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

Roll Call No. 905

Yeas—105

Allen	Garcia	Kuipers	Rison
Baird	Garza	Kukuk	Rivet
Basham	Geiger	LaForge	Rocca
Birkholz	Gielegem	LaSata	Sanborn
Bisbee	Gilbert	Law	Schauer
Bishop	Godchaux	Lemmons	Schermesser
Bovin	Gosselin	Lockwood	Scott
Bradstreet	Hager	Mans	Scranton
Brater	Hale	Martinez	Shackleton
Brewer	Hanley	Mead	Sheltrown

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

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 1927 PA 175, entitled “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,” by amending section 13 of chapter XVII (MCL 777.13), as amended by 2000 PA 279.

The motion prevailed.

The House agreed to the title as amended.

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

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

The Speaker Pro Tempore resumed the Chair.

Second Reading of Bills

House Bill No. 5522, entitled

A bill to amend 1978 PA 368, entitled “Public health code,” (MCL 333.1101 to 333.25211) by adding part 94a.

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.

Reps. Woodward and Kowall moved to amend the bill as follows:

1. Amend page 2, line 18, after “(1)” by inserting “BEGINNING NOT LATER THAN OCTOBER 1, 2001,”.
2. Amend page 3, line 3, after “PROFESSIONAL” by inserting “THAT PROVIDES BIRTHING SERVICES AS”.
3. Amend page 3, line 15, after “(1)” by inserting “AND OBTAINS AN ABNORMAL RESULT ON 1 OR MORE OF THE TESTS USED IN THE HEARING IMPAIRMENT SCREENING”.
4. Amend page 3, line 16, after “OF” by striking out “EACH” and inserting “THE”.
5. Amend page 3, line 16, after “INFANT” by striking out the balance of the line through the first “INFANT” on line 18.
6. Amend page 3, line 20, by striking out “DETERMINATION IS MADE” and inserting “ABNORMAL TEST RESULT IS OBTAINED”.

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

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. Middaugh moved that the bill be placed on its immediate passage.

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

By unanimous consent the House returned to the order of

Third Reading of Bills

House Bill No. 5522, entitled

A bill to amend 1978 PA 368, entitled “Public health code,” (MCL 333.1101 to 333.25211) by adding part 94a.

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

Roll Call No. 906

Yeas—104

Allen	Frank	Kowall	Rison
Baird	Garcia	Kuipers	Rivet
Basham	Garza	Kukuk	Rocca
Birkholz	Geiger	LaSata	Sanborn
Bisbee	Gielegem	Law	Schauer
Bishop	Gilbert	Lemmons	Schermesser
Bovin	Godchaux	Lockwood	Scott
Bradstreet	Gosselin	Mans	Scranton
Brater	Hager	Martinez	Shackleton
Brewer	Hale	Mead	Sheltrown
Brown, B.	Hanley	Middaugh	Shulman
Brown, C.	Hansen	Minore	Spade
Byl	Hardman	Mortimer	Stamas
Callahan	Hart	Neumann	Switalski
Cassis	Howell	O’Neil	Tabor
Caul	Jacobs	Pappageorge	Tesanovich
Cherry	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
Ehardt	Kilpatrick	Richardville	Woodward
Faunce	Koetje	Richner	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 1978 PA 368, entitled "Public health code," (MCL 333.1101 to 333.25211) by adding part 94A.

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. 945, entitled

A bill to amend 1974 PA 163, entitled "L.E.I.N. policy council act of 1974," by amending section 4 (MCL 28.214), as amended by 1998 PA 459.

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

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

Rep. Basham moved to amend the bill as follows:

1. Amend page 3, following line 10, by inserting:

"Enacting section 1. This amendatory act does not take effect unless House Bill No. 6054 of the 90th Legislature is enacted into law."

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

Rep. Basham demanded the yeas and nays.

The demand was supported.

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

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

Roll Call No. 907

Yeas—49

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

Nays—55

Allen	Garcia	Koetje	Richner
Birkholz	Geiger	Kowall	Rocca
Bisbee	Gilbert	Kuipers	Sanborn
Bishop	Godchaux	Kukuk	Scranton
Bradstreet	Gosselin	LaSata	Shackleton
Brown, C.	Hager	Mead	Shulman
Byl	Hart	Middaugh	Stamas

Cassis	Howell	Mortimer	Toy
Caul	Jansen	Pappageorge	Van Woerkom
Cherry	Jelinek	Patterson	Vander Roest
DeRossett	Jellema	Price	Vear
DeVuyst	Johnson, Rick	Pumford	Voorhees
Ehardt	Johnson, Ruth	Raczkowski	Woronchak
Faunce	Julian	Richardville	

In The Chair: Birkholz

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. 945, entitled

A bill to amend 1974 PA 163, entitled "L.E.I.N. policy council act of 1974," by amending section 4 (MCL 28.214), as amended by 1998 PA 459.

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

Roll Call No. 908

Yeas—95

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

Nays—9

Brater	LaForge	Minore	Tesanovich
Cherry	Martinez	Scott	Vaughn
Jamnack			

In The Chair: Birkholz

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

“An act to provide for the creation of a law enforcement information network policy council; to provide for the establishment of policy and promulgation of rules governing the use of the law enforcement information network; and to provide for the appointment and compensation of council members.”.

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. 5565, entitled

A bill to amend 1949 PA 300, entitled “Michigan vehicle code,” by amending sections 226, 801b, 802, and 803g (MCL 257.226, 257.801b, 257.802, and 257.803g), section 226 as amended by 1992 PA 297, section 801b as amended by 1986 PA 311, section 802 as amended by 1998 PA 396, and section 803g as added by 1987 PA 151.

The bill was read a second time.

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

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

Rep. Toy moved to amend the bill as follows:

1. Amend page 8, line 9, after “registration” by striking out the balance of the subsection and inserting a period.

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

Rep. Toy 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. 5565, entitled

A bill to amend 1949 PA 300, entitled “Michigan vehicle code,” by amending sections 226, 801b, 802, and 803g (MCL 257.226, 257.801b, 257.802, and 257.803g), section 226 as amended by 1992 PA 297, section 801b as amended by 1986 PA 311, section 802 as amended by 1998 PA 396, and section 803g as added by 1987 PA 151.

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

Roll Call No. 909

Yeas—104

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

Caul	Jacobs	O'Neil	Tesanovich
Cherry	Jamnick	Pappageorge	Thomas
Clark, I.	Jansen	Patterson	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
Ehardt	Kilpatrick	Reeves	Woodward
Faunce	Koetje	Richardville	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 1949 PA 300, entitled "Michigan vehicle code," by amending sections 226, 801b, 802, and 803g (MCL 257.226, 257.801b, 257.802, and 257.803g), section 226 as amended by 2000 PA 36, section 801b as amended by 1986 PA 311, section 802 as amended by 1998 PA 396, and section 803g as added by 1987 PA 151.

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. Lemmons and Vaughn were named co-sponsors of the bill.

Second Reading of Bills

House Bill No. 5963, entitled

A bill to amend 1943 PA 240, entitled "State employees' retirement act," by amending section 27 (MCL 38.27), as amended by 1987 PA 241.

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.

By unanimous consent the House returned to the order of

Third Reading of Bills

House Bill No. 5963, entitled

A bill to amend 1943 PA 240, entitled "State employees' retirement act," by amending section 27 (MCL 38.27), as amended by 1987 PA 241.

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

Roll Call No. 910

Yeas—105

Allen	Garcia	Kuipers	Rison
Baird	Garza	Kukuk	Rivet
Basham	Geiger	LaForge	Rocca

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

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.

By unanimous consent the House returned to the order of

Messages from the Senate

House Bill No. 5919, entitled

A bill to amend 1998 PA 386, entitled "Estates and protected individuals code," by amending sections 5306, 5313, 5314, 5417, and 5418 (MCL 700.5306, 700.5313, 700.5314, 700.5417, and 700.5418), sections 5313 and 5314 as amended by 2000 PA 54.

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 1998 PA 386, entitled "An act to codify, revise, consolidate, and classify aspects of the law relating to wills and intestacy, relating to the administration and distribution of estates of certain individuals, relating to trusts, and relating to the affairs of certain individuals under legal incapacity; to provide for the powers and procedures of the court that has jurisdiction over these matters; to provide for the validity and effect of certain transfers, contracts, and deposits that relate to death; to provide procedures to facilitate enforcement of certain trusts; and to repeal acts and parts of acts," by amending sections 5306, 5313, 5417, and 5418 (MCL 700.5306, 700.5313, 700.5417, and 700.5418), section 5313 as amended by 2000 PA 54, and by adding section 5520.

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

Rep. Raczkowski moved that Rule 45 be suspended.

The motion prevailed, 3/5 of the members present voting therefor.

The question being on concurring in the substitute (S-2) made to the bill by the Senate,

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

Roll Call No. 911**Yeas—101**

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

Nays—0

In The Chair: Birkholz

The House agreed to the title as amended.

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

House Bill No. 5921, entitled

A bill to amend 1998 PA 386, entitled "Estates and protected individuals code," by amending section 5314 (MCL 700.5314), as amended by 2000 PA 54.

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.

Rep. Raczkowski moved that Rule 45 be suspended.

The motion prevailed, 3/5 of the members present voting therefor.

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

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

Roll Call No. 912**Yeas—100**

Allen	Garcia	Kuipers	Richner
Baird	Garza	Kukuk	Rison
Basham	Geiger	LaForge	Rocca

Birkholz	Gielegem	LaSata	Sanborn
Bisbee	Gilbert	Law	Schauer
Bishop	Godchaux	Lemmons	Schermesser
Bovin	Gosselin	Mans	Scott
Bradstreet	Hager	Martinez	Scranton
Brater	Hale	Mead	Shackleton
Brewer	Hanley	Middaugh	Sheltrown
Brown, B.	Hansen	Minore	Shulman
Brown, C.	Hardman	Mortimer	Spade
Byl	Hart	Neumann	Stamas
Callahan	Howell	O'Neil	Tabor
Cassis	Jacobs	Pappageorge	Tesanovich
Caul	Jamnack	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
DeVuyst	Kelly	Raczkowski	Wojno
Ehardt	Koetje	Reeves	Woodward
Faunce	Kowall	Richardville	Woronchak

Nays—0

In The Chair: Birkholz

The House agreed to the full title of the bill.

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

Rep. Dennis asked and obtained an excuse from the balance of today's session.

Associate Speaker Pro Tempore Scranton resumed the Chair.

Second Reading of Bills

House Bill No. 5925, entitled

A bill to amend 1931 PA 328, entitled "The Michigan penal code," by amending section 120a (MCL 750.120a).

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. 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.

Rep. Kilpatrick moved that Rep. Hardman be excused from the balance of today's session.

The motion prevailed.

Rep. Thomas moved that Rep. Lemmons 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. 5925, entitled

A bill to amend 1931 PA 328, entitled "The Michigan penal code," by amending section 120a (MCL 750.120a).
Was read a third time and passed, a majority of the members serving voting therefor, by yeas and nays, as follows:

Roll Call No. 913

Yeas—100

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

Nays—0

In The Chair: Scranton

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

Second Reading of Bills

House Bill No. 5926, entitled

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending section 16f of chapter XVII (MCL 777.16f), as amended by 1999 PA 45.

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

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

Rep. Caul 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. 5926, entitled

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending section 16f of chapter XVII (MCL 777.16f), as amended by 1999 PA 45.

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

Roll Call No. 914

Yeas—98

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

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 1927 PA 175, entitled "The code of criminal procedure," by amending section 16f of chapter XVII (MCL 777.16f), as amended by 2000 PA 279.

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. 5928, entitled

A bill to amend 1931 PA 328, entitled "The Michigan penal code," (MCL 750.1 to 750.568) by adding section 483a.
 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. Howell moved that the bill be placed on the order of Third Reading of Bills.

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

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

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

By unanimous consent the House returned to the order of

Third Reading of Bills

House Bill No. 5928, entitled

A bill to amend 1931 PA 328, entitled "The Michigan penal code," (MCL 750.1 to 750.568) by adding section 483a.
 Was read a third time and passed, a majority of the members serving voting therefor, by yeas and nays, as follows:

Roll Call No. 915

Yeas—102

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

Nays—0

In The Chair: Scranton

The House agreed to the title of the bill.

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

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

Second Reading of Bills**House Bill No. 5932, entitled**

A bill to amend 1931 PA 328, entitled "The Michigan penal code," by amending section 119 (MCL 750.119).

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. O'Neil 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. 5932, entitled**

A bill to amend 1931 PA 328, entitled "The Michigan penal code," by amending section 119 (MCL 750.119).

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

Roll Call No. 916**Yeas—101**

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

Second Reading of Bills**House Bill No. 5929, entitled**

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

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

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

Rep. Patterson 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. 5929, entitled**

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

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

Roll Call No. 917**Yeas—96**

Allen	Frank	Kuipers	Rocca
Baird	Garcia	Kukuk	Sanborn
Basham	Geiger	LaSata	Schauer
Birkholz	Gielegthem	Law	Schermesser
Bisbee	Gilbert	Lockwood	Scott
Bishop	Godchaux	Mans	Scranton
Bovin	Gosselin	Mead	Shackleton
Bradstreet	Hager	Middaugh	Sheltrown
Brater	Hale	Minore	Shulman
Brewer	Hanley	Mortimer	Spade
Brown, B.	Hansen	Neumann	Stamas
Brown, C.	Hart	O'Neil	Switalski
Byl	Howell	Pappageorge	Tabor
Callahan	Jacobs	Patterson	Tesanovich
Cassis	Jamnick	Pestka	Thomas
Caul	Jansen	Price	Toy
Cherry	Jelinek	Prusi	Van Woerkom
Clarke, H.	Jellema	Pumford	Vander Roest
Daniels	Johnson, Rick	Quarles	Vaughn
DeHart	Johnson, Ruth	Raczkowski	Vear
DeVuyst	Julian	Reeves	Voorhees

DeWeese
Ehardt
Faunce

Kilpatrick
Koetje
Kowall

Richardville
Richner
Rison

Wojno
Woodward
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 1927 PA 175, entitled "The code of criminal procedure," by amending section 16x of chapter XVII (MCL 777.16x), as amended by 2000 PA 279.

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. 5931, entitled

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending section 16f of chapter XVII (MCL 777.16f), as amended by 1999 PA 45.

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

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

Rep. VanWoerkom 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. 5931, entitled

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending section 16f of chapter XVII (MCL 777.16f), as amended by 1999 PA 45.

The bill was read a third time.

The question being on the passage of the bill,

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

The motion prevailed.

Second Reading of Bills

House Bill No. 5933, entitled

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending section 16f of chapter XVII (MCL 777.16f), as amended by 1999 PA 45.

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

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

Rep. Daniels 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. 5933, entitled

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending section 16f of chapter XVII (MCL 777.16f), as amended by 1999 PA 45.

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

Roll Call No. 918

Yeas—101

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

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 1927 PA 175, entitled "The code of criminal procedure," by amending section 16f of chapter XVII (MCL 777.16f), as amended by 2000 PA 279.

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. 5930, entitled

A bill to amend 1931 PA 328, entitled "The Michigan penal code," (MCL 750.1 to 750.568) by adding section 122. 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. Baird moved to amend the bill as follows:

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

"(7) A PERSON CHARGED WITH CONDUCTING AN OFFICIAL PROCEEDING SHALL NOT CONSPIRE WITH ANY PERSON TO IMPROPERLY AFFECT THE OUTCOME OF THAT OFFICIAL PROCEEDING." and renumbering the remaining subsections.

The motion did not prevail and the amendment was not adopted, a majority of the members serving not 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. 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. 5930, entitled

A bill to amend 1931 PA 328, entitled "The Michigan penal code," (MCL 750.1 to 750.568) by adding section 122. Was read a third time and passed, a majority of the members serving voting therefor, by yeas and nays, as follows:

Roll Call No. 919

Yeas—100

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

The House returned to the consideration of
House Bill No. 5931, entitled

A bill to amend 1927 PA 175, entitled “The code of criminal procedure,” by amending section 16f of chapter XVII (MCL 777.16f), as amended by 1999 PA 45.

(The bill was considered earlier today, see today’s journal, p. 2266.)

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. 920

Yeas—100

Allen	Frank	Kukuk	Rison
Baird	Garcia	LaForge	Rivet
Basham	Garza	LaSata	Rocca
Birkholz	Geiger	Law	Sanborn
Bisbee	Gielegem	Lemmons	Schauer
Bishop	Gilbert	Lockwood	Schermesser
Bovin	Godchaux	Mans	Scott
Bradstreet	Gosselin	Martinez	Scranton
Brater	Hager	Mead	Shackleton
Brewer	Hale	Middaugh	Sheltrown
Brown, B.	Hanley	Minore	Shulman
Brown, C.	Hansen	Mortimer	Spade
Byl	Hart	Neumann	Switalski
Callahan	Howell	O’Neil	Tabor
Cassis	Jacobs	Patterson	Tesanovich
Caul	Jamnick	Perricone	Thomas
Cherry	Jansen	Pestka	Toy
Clark, I.	Jelinek	Price	Van Woerkom
Clarke, H.	Johnson, Rick	Prusi	Vander Roest
Daniels	Johnson, Ruth	Pumford	Vaughn
DeHart	Julian	Quarles	Vear
DeVuyst	Kilpatrick	Raczkowski	Voorhees
DeWeese	Koetje	Reeves	Wojno
Ehardt	Kowall	Richardville	Woodward
Faunce	Kuipers	Richner	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 1927 PA 175, entitled “The code of criminal procedure,” by amending section 16f of chapter XVII (MCL 777.16f), as amended by 2000 PA 279.

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. 5846, entitled

A bill to amend 1968 PA 2, entitled "Uniform budgeting and accounting act," by amending sections 1, 2a, 2b, 2c, 2d, 4, 7, 8, 14, 15, 16, 17, 18, 19, and 20 (MCL 141.421, 141.422a, 141.422b, 141.422c, 141.422d, 141.424, 141.427, 141.428, 141.434, 141.435, 141.436, 141.437, 141.438, 141.439, and 141.440), sections 1 and 7 as amended by 1982 PA 451, sections 2b and 4 as amended by 1996 PA 439, section 2d as amended by 1999 PA 142, section 8 as amended by 1996 PA 400, section 15 as amended by 1981 PA 77, and sections 16 and 17 as amended by 1995 PA 41.

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

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

Rep. Shulman 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. 5846, entitled

A bill to amend 1968 PA 2, entitled "Uniform budgeting and accounting act," by amending sections 1, 2a, 2b, 2c, 2d, 4, 7, 8, 14, 15, 16, 17, 18, 19, and 20 (MCL 141.421, 141.422a, 141.422b, 141.422c, 141.422d, 141.424, 141.427, 141.428, 141.434, 141.435, 141.436, 141.437, 141.438, 141.439, and 141.440), sections 1 and 7 as amended by 1982 PA 451, sections 2b and 4 as amended by 1996 PA 439, section 2d as amended by 1999 PA 142, section 8 as amended by 1996 PA 400, section 15 as amended by 1981 PA 77, and sections 16 and 17 as amended by 1995 PA 41.

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

Roll Call No. 921

Yeas—100

Allen	Garcia	LaForge	Rivet
Basham	Garza	LaSata	Rocca
Birkholz	Geiger	Law	Sanborn
Bisbee	Gielegem	Lemmons	Schauer
Bishop	Gilbert	Lockwood	Schermesser
Bovin	Godchaux	Mans	Scott
Bradstreet	Gosselin	Martinez	Scranton
Brater	Hager	Mead	Shackleton
Brewer	Hale	Middaugh	Sheltrown
Brown, B.	Hanley	Minore	Shulman
Brown, C.	Hansen	Mortimer	Spade
Byl	Hart	Neumann	Stamas
Callahan	Howell	O'Neil	Switalski
Cassis	Jacobs	Pappageorge	Tabor
Caul	Jamnick	Patterson	Tesanovich
Cherry	Jansen	Perricone	Thomas
Clark, I.	Jelinek	Pestka	Toy
Clarke, H.	Jellema	Price	Van Woerkom
Daniels	Johnson, Rick	Prusi	Vander Roest
DeHart	Johnson, Ruth	Pumford	Vaughn
DeVuyst	Julian	Quarles	Vear
DeWeese	Koetje	Reeves	Voorhees
Ehardt	Kowall	Richardville	Wojno
Faunce	Kuipers	Richner	Woodward
Frank	Kukuk	Rison	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. 4552, entitled

A bill to amend 1961 PA 236, entitled "Revised judicature act of 1961," (MCL 600.101 to 600.9948) by adding chapter 50b.

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

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

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

1. Amend page 2, line 18, after "AGREEMENT." by inserting "BEFORE ACCEPTING A WRITTEN ARBITRATION AGREEMENT UNDER THIS CHAPTER, THE COURT SHALL DISTRIBUTE INFORMATION TO EACH PARTY ABOUT DOMESTIC RELATIONS ARBITRATION. THE STATE COURT ADMINISTRATIVE OFFICE SHALL PREPARE THE INFORMATION THE COURT IS REQUIRED TO DISTRIBUTE UNDER THIS SECTION. THE INFORMATION SHALL INCLUDE AT LEAST ALL OF THE FOLLOWING:

(A) A STATEMENT THAT ARBITRATION IS BINDING.

(B) A STATEMENT THAT ARBITRATION MAY OR MAY NOT BE APPROPRIATE IN THE PARTY'S CASE.

(C) A STATEMENT THAT THE PARTY MAY CONSULT WITH AN ATTORNEY BEFORE ENTERING INTO THE ARBITRATION PROCESS OR CHOOSE TO BE REPRESENTED BY AN ATTORNEY THROUGHOUT THE ENTIRE PROCESS.

(D) INFORMATION ABOUT WHERE AND HOW TO OBTAIN LEGAL SERVICES IF THE PARTY CANNOT AFFORD AN ATTORNEY."

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

Rep. Switalski 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. 4552, entitled

A bill to amend 1961 PA 236, entitled "Revised judicature act of 1961," (MCL 600.101 to 600.9948) by adding chapter 50b.

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

Roll Call No. 922

Yeas—102

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

Byl	Howell	O'Neil	Stamas
Callahan	Jacobs	Pappageorge	Switalski
Cassis	Jamnick	Patterson	Tabor
Caul	Jansen	Perricone	Tesanovich
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
DeVuyst	Kilpatrick	Raczkowski	Voorhees
DeWeese	Koetje	Reeves	Wojno
Ehardt	Kowall	Richardville	Woodward
Faunce	Kuipers	Richner	Woronchak
Frank	Kukuk		

Nays—0

In The Chair: Scranton

The House agreed to the title of the bill.

Second Reading of Bills

House Bill No. 4615, entitled

A bill to amend 1961 PA 236, entitled "Revised judicature act of 1961," (MCL 600.101 to 600.9948) by adding chapter 50b.

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

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

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

1. Amend page 3, line 24, by striking out all of subsection (3) and inserting:

"(3) AN ARBITRATOR UNDER THIS CHAPTER RETAINS JURISDICTION TO CORRECT ERRORS OR OMISSIONS IN AN AWARD UNTIL THE COURT CONFIRMS THE AWARD. WITHIN 14 DAYS AFTER THE AWARD IS ISSUED, A PARTY TO THE ARBITRATION MAY FILE A MOTION TO CORRECT ERRORS OR OMISSIONS. THE OTHER PARTY TO THE ARBITRATION MAY RESPOND TO SUCH A MOTION WITHIN 14 DAYS AFTER THE MOTION IS FILED. THE ARBITRATOR SHALL ISSUE A DECISION ON THE MOTION WITHIN 14 DAYS AFTER RECEIPT OF A RESPONSE TO THE MOTION OR, IF A RESPONSE IS NOT FILED, WITHIN 14 DAYS AFTER EXPIRATION OF THE RESPONSE PERIOD."

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

Rep. Shulman 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. 4615, entitled

A bill to amend 1961 PA 236, entitled "Revised judicature act of 1961," (MCL 600.101 to 600.9948) by adding chapter 50b.

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

Roll Call No. 923**Yeas—102**

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

Nays—0

In The Chair: Scranton

The House agreed to the title of the bill.

Second Reading of Bills**House Bill No. 5821, 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-1) previously recommended by the Committee on Tax Policy,

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

Rep. Cassis 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. 5821, 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 third time and passed, a majority of the members serving voting therefor, by yeas and nays, as follows:

Roll Call No. 924**Yeas—101**

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

Second Reading of Bills**House Bill No. 5996, entitled**

A bill to name a certain portion of highway M-59 the "Korean War 50th Anniversary Memorial Highway"; and to prescribe certain duties of the state transportation department.

The bill was read a second time.

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

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

Rep. Scranton moved to amend the bill as follows:

1. Amend page 1, line 6, after the first "the" by striking out "village" and inserting "township".

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

Rep. Scranton 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. 5996, entitled

A bill to name a certain portion of highway M-59 the “Korean War 50th Anniversary Memorial Highway”; and to prescribe certain duties of the state transportation department.

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

Roll Call No. 925

Yeas—98

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

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 name a certain portion of highway M-59 and a certain portion of highway M-36 the “Korean War 50th Anniversary Memorial Highway”; and to prescribe certain duties of the state transportation department.

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. 5958, entitled

A bill to amend 1980 PA 350, entitled “The nonprofit health care corporation reform act,” by amending section 402c (MCL 550.1402c), as added by 1999 PA 228.

The bill was read a second time.

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

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

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

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

By unanimous consent the House returned to the order of

Third Reading of Bills

House Bill No. 5958, entitled

A bill to amend 1980 PA 350, entitled "The nonprofit health care corporation reform act," by amending section 402c (MCL 550.1402c), as added by 1999 PA 228.

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

Roll Call No. 926

Yeas—100

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

Nays—0

In The Chair: Scranton

The House agreed to the title of the bill.

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

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

Second Reading of Bills

House Bill No. 5959, entitled

A bill to amend 1956 PA 218, entitled "The insurance code of 1956," by amending section 2212b (MCL 500.2212b), as added by 1999 PA 230.

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. Law moved that the bill be placed on the order of Third Reading of Bills.
 The motion prevailed, a majority of the members voting therefor.
 Rep. Raczkowski moved that the bill be placed on its immediate passage.
 The motion prevailed, a majority of the members serving voting therefor.

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

House Bill No. 5959, entitled

A bill to amend 1956 PA 218, entitled “The insurance code of 1956,” by amending section 2212b (MCL 500.2212b), as added by 1999 PA 230.

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

Roll Call No. 927

Yeas—101

Allen	Garcia	Kukuk	Rivet
Baird	Garza	LaForge	Rocca
Basham	Geiger	LaSata	Sanborn
Birkholz	Gielegthem	Law	Schauer
Bisbee	Gilbert	Lemmons	Schermesser
Bishop	Godchaux	Lockwood	Scott
Bovin	Gosselin	Mans	Scranton
Bradstreet	Hager	Martinez	Shackleton
Brater	Hale	Mead	Sheltrown
Brewer	Hanley	Middaugh	Shulman
Brown, B.	Hansen	Minore	Spade
Brown, C.	Hart	Mortimer	Stamas
Byl	Howell	Neumann	Switalski
Callahan	Jacobs	O’Neil	Tabor
Cassis	Jamnack	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	Raczkowski	Vear
DeVuyst	Kilpatrick	Reeves	Voorhees
DeWeese	Koetje	Richardville	Wojno
Ehardt	Kowall	Richner	Woodward
Faunce	Kuipers	Rison	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.

Rep. Vander Roest moved that Rep. Perricone be excused from the balance of today’s session.
 The motion prevailed.

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

By unanimous consent the House considered **House Concurrent Resolution No. 120** out of numerical order.

Reps. Raczkowski and Kilpatrick offered the following concurrent resolution:
House Concurrent Resolution No. 120.

A concurrent resolution prescribing the legislative schedule.

Resolved by the House of Representatives (the Senate concurring), That when the House of Representatives adjourns on Wednesday, October 4, 2000, it stand adjourned until Thursday, November 9, 2000, at 12:00 Noon; and be it further Resolved, That when the Senate adjourns on Thursday, October 5, 2000, it stand adjourned until Thursday, November 9, 2000, at 12:00 Noon.

Pending the reference of the concurrent resolution to a committee,

Rep. Raczkowski moved that Rule 77 be suspended and the concurrent resolution be considered at this time.

The motion prevailed, 3/5 of the members present voting therefor.

The question being on the adoption of the concurrent resolution,

The concurrent resolution was adopted.

Rep. Raczkowski moved that when the House adjourns today it stand adjourned until Thursday, November 9, at 12:00 Noon.

The motion prevailed.

Rep. Raczkowski moved that pursuant to House Rule 20, the Clerk of the House be authorized to enroll House bills while the House is not in session.

The motion prevailed.

Reps. Rocca, Faunce, Wojno, Howell, Mead, DeRossett, Kilpatrick, Spade, Hansen, Ehardt, Vander Roest, Caul, Lemmons, Jamnick, Callahan, Sanborn, Jacobs, Woodward, Cherry, Raczkowski, Koetje, Neumann, Julian, Gosselin, Frank, Birkholz, Prusi, Lockwood, Schermesser, Dennis, Gielegem, Bovin, DeHart, Cassis, Voorhees, Schauer, Bogardus, Hager, Van Woerkom, Garcia, Scranton, Thomas, Scott, Hale, LaSata, Bishop, Toy and Brater offered the following resolution:

House Resolution No. 412.

A resolution congratulating the Henry Ford II Falcon Marching Band upon its participation in the Orange Bowl Parade 2000.

Whereas, It is with great pleasure that we extend congratulations and praise to the Henry Ford II Falcon Marching Band on its participation in the prestigious Orange Bowl Parade on New Years Eve, 2000. Indeed, the young people of this talented group are sterling representatives of the Great Lake State, and we are so proud of their achievement; and

Whereas, The members of Henry Ford II Falcon Marching Band have their sights on attaining national recognition, and are known for their perfection. Their membership is well aware that the true formula for success includes composure and determination to go along with their willingness to work hard. With these skills, they will likely attain success in anything they pursue in the years to come; and

Whereas, The selection of the Henry Ford II Falcon Marching Band is an honor for the band members, the director, Rick Nitterhouse, and the entire community. The combined talents of these young people, coupled with the dynamic leadership and guidance of their director, have earned them a reputation for excellence; and

Whereas, The Falcon Marching Band has a long history of spectacular achievement. The half-time show at the Blue Bonnet Bowl, the Holiday Bowl, and the Hall of Fame Bowl, in addition to the Cotton Bowl Parade, the Holiday Bowl, the Hall of Fame Bowl, the Tournament of Roses Parade, and Michigan's own Thanksgiving Day Parade; and

Whereas, The Falcon Marching Band has performed flawlessly for Presidents Ronald Reagan, George Bush and Bill Clinton. We encourage them to keep up the great work; now, therefore, be it

Resolved by the House of Representatives, That the highest accolade of tribute be hereby bestowed upon the members of the Henry Ford II Falcon Marching Band in honor and recognition of their participation in the Orange Bowl Parade; and be it further

Resolved, That a copy of this document be presented to the band and its director, Rick Nitterhouse, as a token of our esteem.

Pending the reference of the resolution to a committee,

Rep. Raczkowski moved that Rule 77 be suspended and the resolution be considered at this time.

The motion prevailed, 3/5 of the members present voting therefor.

The question being on the adoption of the resolution,

The resolution was adopted.

Reps. Schauer, Howell, Faunce, Kilpatrick, Spade, Hansen, Ehardt, Vander Roest, Caul, Lemmons, Jamnick, Jacobs, Woodward, Cherry, Wojno, Minore, Koetje, Neumann, Julian, Birkholz, Prusi, Lockwood, Schermesser, Dennis, Gielegem, Bovin, DeHart, Hanley, Voorhees, LaForge, Bogardus, Hager, Van Woerkom, Garcia, Rivet, Sheltroun, Scranton, Garza, Thomas, Scott, Hale, Clark, Bishop and Brater offered the following resolution:

House Resolution No. 413.

A resolution to memorialize the Michigan Battle Cats, the Battle Creek-based affiliate of the Houston Astros, on winning the 2000 Midwest League Baseball Title.

Whereas, The Michigan Battle Cats eliminated the Ft. Wayne Wizards and the Dayton Dragons on their way to the championship series against the Beloit (Wisconsin) Snappers; and

Whereas, The Michigan Battle Cats won the Midwest League Crown in convincing fashion with a three game sweep over the Beloit Snappers; and

Whereas, The Michigan Battle Cats finished the season with the league's best second half record of 48-22 and a second-best overall mark of 82-56. Add in a 7-1 playoff record and the team actually won 89 games during the 2000 Midwest League baseball season – a .610 winning percentage; and

Whereas, The Michigan Battle Cats roster consisted of: Manager Al Pedrique; Coach Gregg Langbehn; Pitching Coach Charlie Taylor; Hitting Coach Jayhawk Owens; Trainer Jamey Snodgrass; as well as pitchers Travis Anderson, Ryan Fitzgerald, Mike Gallo, Chris George, Carlos Hernandez, Ryan Jamison, Lescano Lima, Darwin Peguero, Nick Roberts, Rodrigo Rosario, Derek Stanford, Robert Stiehl, Don Thomas, and Luis Vasquez; catchers John Buck, Danny Fatheree, and Brian O'Connor; infielders Luis Dominguez, Jonathan Helquist, Jason Lane, Jason Maule, Johan Maya, Donald Mendez, and Brian Schmitt; and outfielders Michael Hill, Derek Nicholson, Jon Topolski, and Alejandro Vasquez; now, therefore, be it

Resolved by the House of Representatives, That we recognize and congratulate the Michigan Battle Cats for winning the 2000 Midwest League Baseball Championship; and be it further

Resolved, That copies of this resolution be transmitted to the owners, management, coaches, and players on their great accomplishment.

Pending the reference of the resolution to a committee,

Rep. Raczkowski moved that Rule 77 be suspended and the resolution be considered at this time.

The motion prevailed, 3/5 of the members present voting therefor.

The question being on the adoption of the resolution,

The resolution was adopted.

Reps. Brater, Minore, DeHart, Garza, LaForge, Callahan, Martinez, Dennis, Jacobs, Scott, Gielegem, Jamnick, Richner, DeRossett, Hansen, Caul, Lemmons, Woodward, Cherry, Wojno, Neumann, Julian, Hardman, Prusi, Schermesser, Hanley, Schauer, Bogardus, Richardville, Hager, Rivet, Thomas, Hale and Clark offered the following resolution:

House Resolution No. 414.

A resolution to support the United States Environmental Protection Agency recommendations to regulate mercury under the federal Clean Air Act.

Whereas, Over the past several years, the EPA has been studying the issues of coal-fired utility emissions and mercury contamination. The agency has made preliminary determinations that it will soon be recommending that mercury be regulated under the provisions of the federal Clean Air Act. This move reflects the concern of health officials and public and private entities over the threat that mercury exposure represents to air, soil, and water. Michigan's Department of Environmental Quality has urged the EPA to regulate mercury under the Clean Air Act; and

Whereas, As a toxic metal with accumulative properties, mercury is the key factor behind fish consumption advisories throughout the waters of the Great Lakes and many inland lakes and streams. While this material has numerous productive uses, mercury that escapes through wastes and through combustion, especially from the burning of coal, takes a significant toll on our fragile environment and jeopardizes public health; and

Whereas, Michigan has worked hard to minimize the spread of mercury. Our state's largest utilities have made important progress in reducing mercury emissions. However, these efforts are frustrated by inequity in the efforts of other states to reduce mercury. The determination of the EPA to regulate mercury under the Clean Air Act is a much-needed step; now, therefore, be it

Resolved by the House of Representatives, That we support the United States Environmental Protection Agency recommendations to regulate mercury under the federal Clean Air Act; and be it further

Resolved, That copies of this resolution be transmitted to the United States Environmental Protection Agency.
The resolution was referred to the Committee on Conservation and Outdoor Recreation.

Reps. Bob Brown, DeRossett, Kilpatrick, Spade, Hansen, Ehardt, Vander Roest, Caul, Lemmons, Jamnick, Jacobs, Woodward, Cherry, Wojno, Minore, Koetje, Neumann, Tabor, Hardman, Frank, Birkholz, Prusi, Lockwood, Schermesser, Dennis, Gielegem, Bovin, DeHart, Hanley, Cassis, Voorhees, LaForge, Schauer, Bogardus, Richardville, Hager, Van Woerkom, Garcia, Rivet, Sheltroun, Scranton, Thomas, Scott, Martinez, Hale, Clark, Middaugh, LaSata, Bishop, Toy and Brater offered the following resolution:

House Resolution No. 415.

A resolution recognizing October as National Lupus Awareness Month.

Whereas, The Lupus Foundation of America has declared the month of October as National Lupus Awareness Month; and

Whereas, The Lupus Foundation, a voluntary health organization, stands dedicated to improving the quality of life for Lupus patients through educating victims, families of victims, and the general public of the disease's ramifications, services available for patients, and of the need for research to find additional treatments and a cure; and

Whereas, Lupus is an often life-threatening, chronic disorder where the immune system forms antibodies that attack healthy tissues and organs, for which there is not a cure; and

Whereas, Lupus can be difficult to diagnose as the symptoms come and go and mimic many other illnesses; and

Whereas, Lupus is more prevalent than AIDS, sickle-cell anemia, cerebral palsy, multiple sclerosis, and cystic fibrosis combined; and

Whereas, Michigan is home to many citizens afflicted with Lupus, including the second youngest child in the nation to be diagnosed; now, therefore, be it

Resolved by the House of Representatives, That the members of this legislative body do hereby proclaim October as Michigan Lupus Awareness Month in conjunction with National Lupus Awareness Month; and be it further

Resolved, That a copy of this resolution be transmitted to the Lupus foundation as evidence of our esteem.

Pending the reference of the resolution to a committee,

Rep. Raczkowski moved that Rule 77 be suspended and the resolution be considered at this time.

The motion prevailed, 3/5 of the members present voting therefor.

The question being on the adoption of the resolution,

The resolution was adopted.

Reps. Brater, Howell, Mead, DeRossett, Kilpatrick, Spade, Hansen, Ehardt, Vander Roest, Caul, Lemmons, Jamnick, Jacobs, Woodward, Cherry, Wojno, Minore, Koetje, Neumann, Julian, Hardman, Frank, Prusi, Lockwood, Schermesser, Dennis, Gielegem, Bovin, DeHart, Hanley, Cassis, LaForge, Schauer, Bogardus, Richardville, Hager, Van Woerkom, Garcia, Jellema, Rivet, Scranton, Garza, Thomas, Scott, Martinez, Hale, Clark, LaSata, Bishop and Toy offered the following resolution:

House Resolution No. 416.

A resolution honoring the University of Michigan Medical School Sesquicentennial 1850-2000.

Whereas, The University of Michigan Medical School was established in 1848 and graduated its first class of medical students in 1851; and

Whereas, The University of Michigan has made significant contributions to medical education, research, and health care over the past century and a half, including the establishment of the first university owned teaching hospital in 1869, the enrollment of women and African- American medical students in the 1870s, the development of iodized table salt as a goiter preventive, early advances in electrocardiography, the first thoracic surgery section and introduction of thoracoplasty for tuberculosis, the development and progressive application of extracorporeal life support, the discovery of the gene for cystic fibrosis, and the investigation of gene therapies for cardiovascular diseases and muscular dystrophies; and

Whereas, The University of Michigan Medical School designed a clinical teaching program that became a model for medical schools in the United States; and

Whereas, The University of Michigan Medical School faculty and graduates have developed advances that improve the quality of life for residents of Michigan, the nation, and beyond; and

Whereas, The Medical School was the University of Michigan's first professional school and has awarded over 18,000 Doctor of Medical degrees in the past 150 years, as well as educated thousands of medical residents and biomedical researchers; and

Whereas, The University of Michigan Medical School is recognized as a definitive site for state-of-the-art research, innovative medical education, and pioneering clinical care; now, therefore, be it

Resolved by the House of Representatives, That the members of this legislative body congratulate the University of Michigan Medical School upon the occasion of its sesquicentennial; and be it further

Resolved, That a copy of this resolution be transmitted to the University of Michigan Medical School as evidence of our esteem.

Pending the reference of the resolution to a committee,

Rep. Raczkowski moved that Rule 77 be suspended and the resolution be considered at this time.

The motion prevailed, 3/5 of the members present voting therefor.

The question being on the adoption of the resolution,

The resolution was adopted.

Reps. Neumann, Howell, DeRossett, Kilpatrick, Spade, Hansen, Ehardt, Caul, Lemmons, Jammick, Jacobs, Woodward, Cherry, Wojno, Koetje, Frank, Prusi, Lockwood, Schermesser, Dennis, Gielegghem, Bovin, DeHart, Hanley, LaForge, Schauer, Bogardus, Hager, Garcia, Rivet, Sheltroun, Thomas, Scott, Martinez, Hale, Clark and Brater offered the following resolution:

House Resolution No. 417.

A resolution proclaiming the last week of April each year be designated as Springtime Splendor Week in Michigan.

Whereas, This is an appropriate designation, which can be widely promoted to draw attention to the outstanding recreational and tourism opportunities available throughout Michigan during this sometimes overlooked season; and

Whereas, The best fishing in Michigan is generally the spring season in our many streams, rivers, and lakes. In addition, the opening of trout season is the last Saturday in April; and

Whereas, Our beautiful forests are coming to life with new growth of wild flowers, the world famous morel mushrooms, and baby animals reaching maturity with the woodlands. It is an exhilarating season for nature lovers and worth the experience for new guests; and

Whereas, Michigan currently boasts many world-class golf courses. These courses are playable in April and May, complimented by perfect weather, lack of bugs, and available tee times at exceptionally low rates; and

Whereas, Our tourist economy needs help in the spring as many businesses struggle to keep key employees on the payroll. Drawing attention to our many attractions so close to home will educate the cabin fever sufferers and tourists looking for an economical get away for individuals, the entire family, and groups; and

Whereas, Many communities already celebrate festivals and events during the springtime. This resolution will help draw attention to those exciting activities and encourage other communities to initiate festivals and events at a time when volunteer help is more readily available and businesses are in need; now, therefore, be it

Resolved by the House of Representatives, That the last week of April each year be designated Springtime Splendor Week in Michigan.

Pending the reference of the resolution to a committee,

Rep. Raczkowski moved that Rule 77 be suspended and the resolution be considered at this time.

The motion prevailed, 3/5 of the members present voting therefor.

The question being on the adoption of the resolution,

The resolution was adopted.

Reps. DeWeese, Howell, Mead, Faunce, DeRossett, Kilpatrick, Spade, Hansen, Ehardt, Vander Roest, Caul, Lemmons, Jammick, Sanborn, Jacobs, Woodward, Cherry, Wojno, Raczkowski, Koetje, Neumann, Julian, Gosselin, Tabor, Hardman, Frank, Birkholz, Prusi, Lockwood, Schermesser, Gielegghem, Bovin, DeHart, Hanley, Cassis, Voorhees, Schauer, Bogardus, Richardville, Hager, Van Woerkom, Garcia, Jellema, Scranton, Thomas, Scott, Martinez, Hale, LaSata, Bishop, Toy, Brater and Shulman offered the following resolution:

House Resolution No. 418.

A resolution to congratulate Michigan State University for its efforts to increase alcohol education and to challenge the environment of high risk drinking for its student population.

Whereas, The week of October 16-20, 2000 has been declared National Collegiate Alcohol Awareness Week. The Michigan House of Representatives recognizes Michigan State University for its efforts to increase alcohol education and to challenge the environment of high risk drinking for its student population; and

Whereas, Harmful consequences of high risk drinking on college campuses have recently entered into the public spotlight. Michigan State University has been pro-active in developing innovative programs to serve its student population and educate them on the consequences of drug and alcohol use; and

Whereas, Michigan State University has launched an innovative Alcohol Education and Awareness website which was developed through the cooperative efforts of Michigan State University alumni Tim Mather and Dr. Gus Lo, Michigan State University's Office of the Provost, and Olin Health Center's Health Education Services. The website host, Dr. Lo, highlights the medical and physiological facts concerning alcohol, teaches students the importance of reducing alcohol consumption, and allows students to take an Alcohol Abuse self-test; and

Whereas, Michigan State University has worked in a collaborative effort to create the Action Team plan, which initiated the *Challenging the Environment of High Risk Drinking* report. Campus endeavors have included collaborations between Olin Health Center, Office of the Provost, the Athletic Department, the Counseling Center, the Department of Police and Public Safety, Greek Life, Residence Life, and the Department of Student Life. Greater community outreach includes the Responsible Health Council, the B.R.A.D. Foundation, and the Michigan Department of Community Health; and

Whereas, Michigan State University's Action Team has created the following initiatives: a social norming campaign giving students the facts about alcohol, alcohol poisoning awareness cards, the B.R.A.D. Foundation's 21st birthday cards and decision making vignette video guide, and a Campus Center that provides late night and weekend entertainment; now, therefore, be it

Resolved by the House of Representatives, That Michigan State University has made great strides in recent years to increase alcohol awareness and education. We commend the university for its leadership and efforts in this critical area; and be it further

Resolved, That a copy of this resolution be forwarded to Peter McPherson, President of Michigan State University; LouAnn Simon, Provost of Michigan State University and Glynda Moorner, Director of Olin Health Center, as evidence of our acclamation.

Pending the reference of the resolution to a committee,

Rep. Raczkowski moved that Rule 77 be suspended and the resolution be considered at this time.

The motion prevailed, 3/5 of the members present voting therefor.

The question being on the adoption of the resolution,

The resolution was adopted.

Reps. Brater, Minore, DeHart, Schermesser, Garza, LaForge, Callahan, Martinez, Dennis, Jacobs, Scott, Gielegem, Jamnick, Hansen, Caul, Lemmons, Woodward, Cherry, Wojno, Neumann, Julian, Hardman, Prusi, Hanley, Schauer, Bogardus, Richardville, Hager, Thomas, Hale and Clark offered the following concurrent resolution:

House Concurrent Resolution No. 119.

A concurrent resolution to support the United States Environmental Protection Agency recommendations to regulate mercury under the federal Clean Air Act.

Whereas, Over the past several years, the EPA has been studying the issues of coal-fired utility emissions and mercury contamination. The agency has made preliminary determinations that it will soon be recommending that mercury be regulated under the provisions of the federal Clean Air Act. This move reflects the concern of health officials and public and private entities over the threat that mercury exposure represents to air, soil, and water. Michigan's Department of Environmental Quality has urged the EPA to regulate mercury under the Clean Air Act; and

Whereas, As a toxic metal with accumulative properties, mercury is the key factor behind fish consumption advisories throughout the waters of the Great Lakes and many inland lakes and streams. While this material has numerous productive uses, mercury that escapes through wastes and through combustion, especially from the burning of coal, takes a significant toll on our fragile environment and jeopardizes public health; and

Whereas, Michigan has worked hard to minimize the spread of mercury. Our state's largest utilities have made important progress in reducing mercury emissions. However, these efforts are frustrated by inequity in the efforts of other states to reduce mercury. The determination of the EPA to regulate mercury under the Clean Air Act is a much-needed step; now, therefore, be it

Resolved by the House of Representatives (the Senate concurring), That we support the United States Environmental Protection Agency recommendations to regulate mercury under the federal Clean Air Act; and be it further

Resolved, That copies of this concurrent resolution be transmitted to the United States Environmental Protection Agency.

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

Announcement by the Clerk of Printing and Enrollment

The Clerk announced that the following bill had been printed and placed upon the files of the members, Thursday, September 28:

Senate Bill No. 1410

The Clerk announced that the following bill had been printed and placed upon the files of the members, Friday, September 29:

Senate Bill No. 1375

The Clerk announced that the following bills had been printed and placed upon the files of the members, Monday, October 2:

**Senate Bill Nos. 1383 1384 1394 1395 1396 1397 1398 1399 1400 1401 1402 1403 1404 1405
1406 1407 1408 1409**

The Clerk announced that the following bills had been printed and placed upon the files of the members, Wednesday, October 4:

House Bill Nos. 6063 6064

The Clerk announced that the following Senate bills had been received on Wednesday, October 4:

Senate Bill Nos. 1300 1364

By unanimous consent the House returned to the order of

Reports of Standing Committees

The Committee on Insurance and Financial Services, by Rep. Sanborn, Chair, reported

House Bill No. 5907, entitled

A bill to amend 1996 PA 354, entitled "Savings bank act," by amending sections 102 and 103 (MCL 487.3102 and 487.3103).

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 5907 To Report Out:

Yeas: Reps. Sanborn, Bisbee, Ehardt, Hager, Rick Johnson, Julian, Law, Shackleton, Van Woerkom, Wojno, Basham, Bob Brown, Clark, Daniels, Hale, O'Neil, Scott, Thomas,

Nays: None.

The Committee on Insurance and Financial Services, by Rep. Sanborn, Chair, reported

House Bill No. 5908, entitled

A bill to amend 1996 PA 354, entitled "Savings bank act," by amending sections 209, 210, 213, and 214 (MCL 487.3209, 487.3210, 487.3213, and 487.3214).

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 5908 To Report Out:

Yeas: Reps. Sanborn, Bisbee, Ehardt, Hager, Rick Johnson, Julian, Law, Shackleton, Van Woerkom, Wojno, Basham, Bob Brown, Clark, Daniels, Hale, O'Neil, Scott, Thomas,

Nays: None.

The Committee on Insurance and Financial Services, by Rep. Sanborn, Chair, reported

House Bill No. 5909, entitled

A bill to amend 1996 PA 354, entitled "Savings bank act," by amending sections 303, 307, 313, 314, 316, 317, 321, 322, 324, 325, 326, 334, 335, 336, 401, 409, 412, 413, 417, 422, 428, 430, 432, 508, 701, 703, 705, 706, 708, 709, 710, 711, 712, 713, and 804 (MCL 487.3303, 487.3307, 487.3313, 487.3314, 487.3316, 487.3317, 487.3321, 487.3322, 487.3324, 487.3325, 487.3326, 487.3334, 487.3335, 487.3336, 487.3401, 487.3409, 487.3412, 487.3413, 487.3417, 487.3422, 487.3428, 487.3430, 487.3432, 487.3508, 487.3701, 487.3703, 487.3705, 487.3706, 487.3708, 487.3709, 487.3710, 487.3711, 487.3712, 487.3713, and 487.3804), section 401 as amended by 1996 PA 422, section 422 as amended by 2000 PA 63, and section 508 as amended by 1997 PA 50, and by adding sections 330a, 340, 501, 711a, and 712a; and to repeal acts and parts of acts.

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 5909 To Report Out:

Yeas: Reps. Sanborn, Bisbee, Ehardt, Hager, Rick Johnson, Julian, Law, Shackleton, Van Woerkom, Wojno, Basham, Bob Brown, Clark, Daniels, Hale, O'Neil, Scott, Thomas,

Nays: None.

COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Sanborn, Chair of the Committee on Insurance and Financial Services, was received and read:

Meeting held on: Wednesday, October 4, 2000, at 9:00 a.m.,

Present: Reps. Sanborn, Bisbee, Ehardt, Hager, Rick Johnson, Julian, Law, Shackleton, Van Woerkom, Wojno, Basham, Bob Brown, Clark, Daniels, Hale, O'Neil, Scott, Thomas,

Absent: Reps. Bishop, DeVuyst, Richner,

Excused: Reps. Bishop, DeVuyst, Richner.

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

House Bill No. 5940, entitled

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

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 5940 To Report Out:

Yeas: Reps. Rick Johnson, Gilbert, DeVuyst, Garcia, Hart, Ruth Johnson, Middaugh, Patterson, Shackleton, Tabor, Lemmons,

Nays: None.

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

House Bill No. 6031, entitled

A bill to designate highway M-109 located in Leelanau county as the "D.H. Day Highway"; and to prescribe the duties of the state transportation department.

With the recommendation that the bill pass.

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

Favorable Roll Call

HB 6031 To Report Out:

Yeas: Reps. Gilbert, Ruth Johnson, Middaugh, Patterson, Shackleton, Kilpatrick, Brewer, Jamnick, Lemmons,

Nays: None.

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

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).

With the recommendation that the bill pass.

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

Favorable Roll Call

SB 906 To Report Out:

Yeas: Reps. Gilbert, DeVuyst, Ruth Johnson, Middaugh, Patterson, Shackleton, Kilpatrick, Brewer, Jamnick, Lemmons,

Nays: None.

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

Senate Bill No. 1324, entitled

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending section 244 (MCL 257.244), as amended by 1992 PA 306.

With the recommendation that the bill pass.

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

Favorable Roll Call

SB 1324 To Report Out:

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

Nays: None.

COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Wednesday, October 4, 2000, at 9:30 a.m.,

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

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: Tuesday, October 3, 2000, at 8:30 a.m.,

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

Absent: Reps. Kuipers, Richardville,

Excused: Reps. Kuipers, Richardville.

COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Wednesday, October 4, 2000, at 8:00 a.m.,

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

Absent: Rep. Mans,

Excused: Rep. Mans.

Messages from the Senate

House Bill No. 5754, entitled

A bill to amend 1965 PA 314, entitled "Public employee retirement system investment act," by amending sections 12b, 12c, 12d, 13, 13a, 14, 16, 17, 19, 20a, 20c, 20d, and 20e (MCL 38.1132b, 38.1132c, 38.1132d, 38.1133, 38.1133a, 38.1134, 38.1136, 38.1137, 38.1139, 38.1140a, 38.1140c, 38.1140d, and 38.1140e), sections 12b, 12c, and 12d as added and sections 13, 14, 16, 17, 19, 20a, 20d, and 20e as amended by 1996 PA 485, section 13a as added by 1998 PA 343, and section 20c as amended by 1997 PA 42; and to repeal acts and parts of acts.

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. 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 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.

Senate Bill No. 1243, entitled

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 and grant programs; to provide for the appropriation of money for certain grant programs; 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 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 amended the House amendments as follows:

1. Amend House Amendment No. 2, page 2, line 19, after "after" by striking out "'state;" by inserting "EXCEPT FOR A VEHICLE" and inserting "'state" by striking out the semicolon and inserting a comma and "UNLESS THE VEHICLE IS".

2. Amend House Amendment No. 5, page 10, line 10, after "after" by striking out "'state;" by inserting "EXCEPT FOR A VEHICLE" and inserting "'state" by striking out the semicolon and inserting a comma and "UNLESS THE VEHICLE IS".

3. Amend House Amendment No. 7, page 12, line 8, after "inserting" by striking out "a semicolon and "EXCEPT FOR A VEHICLE" and inserting "a comma and "UNLESS THE VEHICLE IS".

The Senate has concurred in the House amendments as amended, ordered that it given immediate effect and agreed to the full title.

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

Senate Bill No. 1300, entitled

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

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. 1364, entitled

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

The Senate has passed the bill.

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

Senate Concurrent Resolution No. 43.

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

Whereas, For more than fifty years, the North Atlantic Treaty Organization (NATO) has played a pivotal role in promoting stability and peace in Europe. This highly successful venture is predicated on the commitment of its member nations to ideals that closely parallel the precepts of democracy, internationally recognized human rights, and civilian control of the military that are fundamental to the United States; and

Whereas, Since its establishment, NATO has gradually expanded its membership to reflect the changing face of Europe. Countries that have joined this alliance have shared the same commitment to the long-term strength and stability of the region that is vital to our nation and the world. The most recent additions have in common the peaceful transition to a free-market economy after long years under the yoke of Communism; and

Whereas, The Baltic nations of Latvia, Estonia, and Lithuania have clearly demonstrated the principles of NATO. These three countries, each with strong dedication to peace and exemplary records of resisting oppression, have a great deal to contribute to the alliance. Latvia, Estonia, and Lithuania have set examples of the ideals of freedom through their institutions and cultures. The addition of these nations to NATO will only make more secure the bonds of peace and democracy; now, therefore, be it

Resolved by the Senate (the House of Representatives concurring), That we memorialize the President and the Congress of the United States to support the addition of Estonia, Latvia, and Lithuania into the North Atlantic Treaty Organization; and be it further

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

The Senate has adopted the concurrent resolution.

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

Notices

I hereby give notice that on the next legislative session day I will move to discharge the Committee on Transportation from further consideration of **House Bill No. 5809**.

Rep. Kelly

I hereby give notice that on the next legislative session day I will move to discharge the Committee on Transportation from further consideration of **House Bill No. 5894**.

Rep. Kelly

Communications from State Officers

The following communications from the Secretary of State were received and read:

Notices of Filing Administrative Rules

September 1, 2000

In accordance with the provisions of Section 46(1) of Act 306, Public Acts of 1969, as amended, and Executive Order 1995-6 this is to advise you that the Office of Regulatory Reform, Legal Division filed at 2:25 P.M. this date, administrative rule (00-09-01) for the Department of Environmental Quality, Waste Management Division, entitled "*Hazardous Waste Management*", effective 7 days hereafter.

September 20, 2000

In accordance with the provisions of Section 46(1) of Act 306, Public Acts of 1969, as amended, and Executive Order 1995-6 this is to advise you that the Office of Regulatory Reform, Legal Division filed at 11:15 A.M. this date, administrative rule (00-09-02) for the Department of Consumer and Industry Services, Division of Child Welfare Licensing, entitled "*Foster Family Homes and Foster Family Group Homes*", effective January 1, 2001

September 20, 2000

In accordance with the provisions of Section 46(1) of Act 306, Public Acts of 1969, as amended, and Executive Order 1995-6 this is to advise you that the Office of Regulatory Reform, Legal Division filed at 11:20 A.M. this date, administrative rule (00-09-03) for the Department of Consumer and Industry Services, Division of Child Welfare Licensing, entitled "*Child Placing Agencies*", effective January 1, 2001.

September 20, 2000

In accordance with the provisions of Section 46(1) of Act 306, Public Acts of 1969, as amended, and Executive Order 1995-6 this is to advise you that the Office of Regulatory Reform, Legal Division filed at 11:25 A.M. this date, administrative rule (00-09-04) for the Department of Consumer and Industry Services, Division of Child Welfare Licensing, entitled “*Children’s and Adult Foster Care Camps*”, effective January 1, 2001.

September 20, 2000

In accordance with the provisions of Section 46(1) of Act 306, Public Acts of 1969, as amended, and Executive Order 1995-6 this is to advise you that the Office of Regulatory Reform, Legal Division filed at 11:30 A.M. this date, administrative rule (00-09-05) for the Department of Consumer and Industry Services, Bureau of Workers’ Disability Compensation, entitled “*Bureau of Workers’ Disability Compensation*”, effective 30 days after filing with the Secretary of State.

September 20, 2000

In accordance with the provisions of Section 46(1) of Act 306, Public Acts of 1969, as amended, and Executive Order 1995-6 this is to advise you that the Office of Regulatory Reform, Legal Division filed at 11:33 A.M. this date, administrative rule (00-09-06) for the Department of Consumer and Industry Services, Director’s Office, entitled “*Personal Protective Equipment*”, effective 7 days after filing with the Secretary of State.

September 20, 2000

In accordance with the provisions of Section 46(1) of Act 306, Public Acts of 1969, as amended, and Executive Order 1995-6 this is to advise you that the Office of Regulatory Reform, Legal Division filed at 11:35 A.M. this date, administrative rule (00-09-07) for the Department of Consumer and Industry Services, Director’s Office, entitled “*Noise Exposure for Construction*”, effective 15 days after filing with the Secretary of State.

September 20, 2000

In accordance with the provisions of Section 46(1) of Act 306, Public Acts of 1969, as amended, and Executive Order 1995-6 this is to advise you that the Office of Regulatory Reform, Legal Division filed at 11:38 A.M. this date, administrative rule (00-09-08) for the Department of Consumer and Industry Services, Director’s Office, entitled “*Powered Industrial Trucks*”, effective 7 days after filing with the Secretary of State.

Sincerely,
Candice S. Miller
Secretary of State
Elena L. Beasley, Supervisor
Office of the Great Seal

The communications were referred to the Clerk.

Introduction of Bills

Reps. DeHart, Scranton, Schermesser and Schauer introduced

House Bill No. 6070, entitled

A bill to amend 1927 PA 175, entitled “The code of criminal procedure,” by amending section 24 of chapter VII (MCL 767.24), as amended by 1987 PA 255.

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

Rep. DeHart introduced

House Bill No. 6071, entitled

A bill to amend 1949 PA 300, entitled “Michigan vehicle code,” by amending section 303 (MCL 257.303), as amended by 1999 PA 73.

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

Rep. Bovin introduced

House Bill No. 6072, entitled

A bill to amend 1949 PA 300, entitled “Michigan vehicle code,” by amending section 801 (MCL 257.801), as amended by 2000 PA 82.

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

Rep. DeWeese introduced

House Bill No. 6073, entitled

A bill to amend 1931 PA 328, entitled "The Michigan penal code," by amending section 231 (MCL 750.231), as amended by 1998 PA 510.

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

Rep. DeWeese introduced

House Bill No. 6074, entitled

A bill to amend 1954 PA 116, entitled "Michigan election law," by amending sections 758, 759, and 759b (MCL 168.758, 168.759, and 168.759b), section 758 as amended by 1996 PA 207 and section 759 as amended by 1995 PA 261.

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

Reps. Woodward, Jacobs, Wojno, Hansen, Switalski, Bogardus, Dennis, Minore, Gielegem, Quarles and Lockwood introduced

House Bill No. 6075, entitled

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

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

Reps. Woodward, Jacobs, Wojno, Hansen, Switalski, Bogardus, Dennis, Minore, Gielegem, Quarles and Lockwood introduced

House Bill No. 6076, entitled

A bill to amend 1976 PA 451, entitled "The revised school code," (MCL 380.1 to 380.1852) by adding section 1315.

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

Reps. Woodward, Jacobs, Wojno, Hansen, Switalski, Bogardus, Dennis, Minore, Gielegem, Quarles and Lockwood introduced

House Bill No. 6077, entitled

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

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

Rep. Woodward introduced

House Bill No. 6078, entitled

A bill to amend 1947 PA 179, entitled "An act to provide for the incorporation of certain municipal authorities for the collection or disposal, or both, of garbage or rubbish, or both, and for the operation of a dog pound; and to prescribe the powers, rights and duties thereof," (MCL 123.301 to 123.310) by adding section 7a.

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

Reps. Raczkowski and Garza introduced

House Bill No. 6079, entitled

A bill to regulate certain forms of unarmed combat; to create certain commissions and to provide certain powers and duties for certain state agencies and departments; to license persons engaged in unarmed combat; to regulate certain persons connected to the business of unarmed combat and persons conducting certain contests and exhibitions; to assess certain fees; to impose a tax on receipts of certain events and enterprises; to create certain funds; to provide for penalties and remedies; and to repeal acts and parts of acts.

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

Reps. Hager, DeRossett, Julian, Tabor, Patterson, Kowall, Gilbert, Koetje, Richardville, Hart and Ehardt introduced

House Bill No. 6080, entitled

A bill to amend 1978 PA 368, entitled "Public health code," by amending section 2888 (MCL 333.2888).

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

Reps. DeRossett, Hager, Julian, Tabor, Gilbert, Patterson, Koetje, Lockwood, Jamnick and Ehardt introduced **House Bill No. 6081, entitled**

A bill to amend 1975 PA 238, entitled "Child protection law," by amending sections 2, 3, and 18 (MCL 722.622, 722.623, and 722.638), section 2 as amended by 2000 PA 45, section 3 as amended by 1994 PA 177, and section 18 as amended by 1998 PA 428, and by adding section 8e.

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

Rep. Lemmons moved that the House adjourn.
The motion prevailed, the time being 7:45 p.m.

Associate Speaker Pro Tempore Scranton declared the House adjourned until Thursday, November 9, at 12:00 Noon.

GARY L. RANDALL
Clerk of the House of Representatives.