

No. 83
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House Chamber, Lansing, Tuesday, December 4, 2001.

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.

Adamini—present	Garza—present	Lipsey—present	Schauer—present
Allen—present	George—present	Lockwood—present	Schermesser—excused
Anderson—present	Gielegem—present	Mans—present	Scranton—present
Basham—present	Gilbert—present	McConico—present	Shackleton—present
Bernero—present	Godchaux—present	Mead—present	Sheltrown—present
Birkholz—present	Gosselin—present	Meyer—present	Shulman—present
Bisbee—present	Hager—present	Middaugh—present	Spade—present
Bishop—present	Hale—present	Minore—present	Stallworth—present
Bogardus—present	Hansen—present	Mortimer—present	Stamas—present
Bovin—present	Hardman—present	Murphy—present	Stewart—present
Bradstreet—present	Hart—present	Neumann—present	Switalski—present
Brown, Bob—present	Howell—present	Newell—present	Tabor—present
Brown, Cameron—present	Hummel—present	O’Neil—present	Thomas—present
Brown, Rich—present	Jacobs—present	Pappageorge—present	Toy—present
Callahan—present	Jamnack—present	Patterson—present	Vander Roest—present
Cassis—present	Jansen—present	Pestka—present	Vander Veen—excused
Caul—present	Jelinek—present	Phillips—present	Van Woerkom—present
Clark—present	Johnson, Rick—present	Plakas—present	Vear—present
Clarke—present	Johnson, Ruth—present	Pumford—present	Voorhees—present
Daniels—present	Julian—present	Quarles—present	Waters—present
Dennis—present	Kilpatrick—present	Raczkowski—present	Whitmer—present
DeRossett—present	Koetje—present	Reeves—present	Williams—present
DeVuyst—present	Kolb—present	Richardville—present	Wojno—present
DeWeese—present	Kooiman—present	Richner—present	Woodward—present
Drolet—present	Kowall—present	Rison—present	Woronchak—present
Ehardt—present	Kuipers—present	Rivet—present	Zelenko—present
Fauce—present	LaSata—present	Rocca—present	
Frank—present	Lemmons—present		

e/d/s = entered during session

Rev. Greg Finke, Pastor of the Messiah Lutheran Church in Midland, offered the following invocation:

“Dear Father in heaven, Your son Jesus gave a wonderful promise—old and unambiguous: we put Your kingdom, Your rightness and Your righteousness first, so that You will see to the order of all the other things being added to us as well. Lord, we trust that promise today. I pray that You would help me and all those gathered here to truly seek to know You better. In knowing You better, may we be able to put Your priorities as ours and put the things of Your kingdom, Your rightness and Your righteousness before our own. May there indeed be added to us all the necessary things to make this world one of justice for all people. We thank You, Lord, for that promise. We ask You now to enable us to do good, hard, but fruitful work of following You, and doing Your work for the good of those in the state of Michigan. May Your blessing be upon each person gathered here. In Jesus’ name we pray. Amen.”

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

Rep. Vander Roest moved that Rep. Vander Veen be excused from today’s session.
The motion prevailed.

Reports of Standing Committees

The Speaker laid before the House
Senate Concurrent Resolution No. 34.

A concurrent resolution approving the conveyance of property to the State Building Authority and approving a lease between the State of Michigan and the State Building Authority relative to the Department of Corrections Parnall Correctional Facility Additional Housing Unit.

(For text of resolution, see House Journal No. 78, p. 2287.)

(The concurrent resolution was reported by the Committee on Appropriations on November 28, consideration of which, under the rules, was postponed until November 29.)

The question being on the adoption of the concurrent resolution,

The Clerk made the following statement:

“Mr. Speaker and members of the House, the lease and exhibits attached to the resolution are available for review by the membership in the Clerk’s office.”

The question being on the adoption of the concurrent resolution,

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

Roll Call No. 661

Yeas—106

Adamini	Frank	LaSata	Rivet
Allen	Garza	Lipsey	Rocca
Anderson	George	Lockwood	Schauer
Basham	Gielegem	Mans	Scranton
Bernero	Gilbert	McConico	Shackleton
Birkholz	Godchaux	Mead	Sheltrown
Bisbee	Gosselin	Meyer	Shulman
Bishop	Hager	Middaugh	Spade
Bogardus	Hale	Minore	Stallworth
Bovin	Hansen	Mortimer	Stamas
Bradstreet	Hardman	Murphy	Stewart
Brown, B.	Hart	Neumann	Switalski
Brown, C.	Howell	Newell	Tabor
Brown, R.	Hummel	O’Neil	Thomas

Callahan	Jacobs	Pappageorge	Toy
Cassis	Jamnick	Patterson	Van Woerkom
Caul	Jansen	Pestka	Vander Roest
Clark, I.	Jelinek	Phillips	Vear
Clarke, H.	Johnson, Rick	Plakas	Voorhees
Daniels	Johnson, Ruth	Pumford	Waters
Dennis	Julian	Quarles	Whitmer
DeRossett	Kilpatrick	Raczkowski	Williams
DeVuyst	Koetje	Reeves	Wojno
DeWeese	Kolb	Richardville	Woodward
Drolet	Kooiman	Richner	Woronchak
Ehardt	Kowall	Rison	Zelenko
Faunce	Kuipers		

Nays—1

Lemmons

In The Chair: Birkholz

The Speaker laid before the House

Senate Concurrent Resolution No. 35.

A concurrent resolution approving the conveyance of property to the State Building Authority and approving a lease among the State of Michigan, the State Building Authority, and Central Michigan University relative to the Central Michigan University Health Professions Building.

(For text of resolution, see House Journal No. 78, p. 2288.)

(The concurrent resolution was reported by the Committee on Appropriations on November 28, consideration of which, under the rules, was postponed until November 29.)

The question being on the adoption of the concurrent resolution,

The Clerk made the following statement:

“Mr. Speaker and members of the House, the lease and exhibits attached to the resolution are available for review by the membership in the Clerk’s office.”

The question being on the adoption of the concurrent resolution,

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

Roll Call No. 662**Yeas—106**

Adamini	Frank	LaSata	Rison
Allen	Garza	Lemmons	Rivet
Anderson	George	Lipsey	Rocca
Basham	Gielegem	Lockwood	Schauer
Bernero	Gilbert	Mans	Shackleton
Birkholz	Godchaux	McConico	Sheltrown
Bisbee	Gosselin	Mead	Shulman
Bishop	Hager	Meyer	Spade
Bogardus	Hale	Middaugh	Stallworth
Bovin	Hansen	Minore	Stamas
Bradstreet	Hardman	Mortimer	Stewart
Brown, B.	Hart	Murphy	Switalski
Brown, C.	Howell	Neumann	Tabor
Brown, R.	Hummel	Newell	Thomas
Callahan	Jacobs	O’Neil	Toy

Cassis	Jamnick	Pappageorge	Van Woerkom
Caul	Jansen	Patterson	Vander Roest
Clark, I.	Jelinek	Pestka	Vear
Clarke, H.	Johnson, Rick	Phillips	Voorhees
Daniels	Johnson, Ruth	Plakas	Waters
Dennis	Julian	Pumford	Whitmer
DeRossett	Kilpatrick	Quarles	Williams
DeVuyst	Koetje	Raczkowski	Wojno
DeWeese	Kolb	Reeves	Woodward
Drolet	Kooiman	Richardville	Woronchak
Ehardt	Kowall	Richner	Zelenko
Faunce	Kuipers		

Nays—0

In The Chair: Birkholz

The Speaker laid before the House

Senate Concurrent Resolution No. 36.

A concurrent resolution approving the conveyance of property to the State Building Authority and approving a lease among the State of Michigan, the State Building Authority, and Gogebic Community College relative to the Gogebic Community College General Campus Renovations.

(For text of resolution, see House Journal No. 78, p. 2289.)

(The concurrent resolution was reported by the Committee on Appropriations on November 28, consideration of which, under the rules, was postponed until November 29.)

The question being on the adoption of the concurrent resolution,

The Clerk made the following statement:

“Mr. Speaker and members of the House, the lease and exhibits attached to the resolution are available for review by the membership in the Clerk’s office.”

The question being on the adoption of the concurrent resolution,

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

Roll Call No. 663

Yeas—107

Adamini	Frank	LaSata	Rivet
Allen	Garza	Lemmons	Rocca
Anderson	George	Lipsey	Schauer
Basham	Gielegem	Lockwood	Scranton
Bernero	Gilbert	Mans	Shackleton
Birkholz	Godchaux	McConico	Sheltrown
Bisbee	Gosselin	Mead	Shulman
Bishop	Hager	Meyer	Spade
Bogardus	Hale	Middaugh	Stallworth
Bovin	Hansen	Minore	Stamas
Bradstreet	Hardman	Mortimer	Stewart
Brown, B.	Hart	Murphy	Switalski
Brown, C.	Howell	Neumann	Tabor
Brown, R.	Hummel	Newell	Thomas
Callahan	Jacobs	O’Neil	Toy
Cassis	Jamnick	Pappageorge	Van Woerkom
Caul	Jansen	Patterson	Vander Roest
Clark, I.	Jelinek	Pestka	Vear
Clarke, H.	Johnson, Rick	Phillips	Voorhees

Daniels	Johnson, Ruth	Plakas	Waters
Dennis	Julian	Pumford	Whitmer
DeRossett	Kilpatrick	Quarles	Williams
DeVuyst	Koetje	Raczkowski	Wojno
DeWeese	Kolb	Reeves	Woodward
Drolet	Kooiman	Richardville	Woronchak
Ehardt	Kowall	Richner	Zelenko
Faunce	Kuipers	Rison	

Nays—0

In The Chair: Birkholz

The Speaker laid before the House

Senate Concurrent Resolution No. 37.

A concurrent resolution approving the conveyance of property to the State Building Authority and approving a lease among the State of Michigan, the State Building Authority, and Grand Valley State University relative to the Grand Valley State University Health Professions Building.

(For text of resolution, see House Journal No. 78, p. 2290.)

(The concurrent resolution was reported by the Committee on Appropriations on November 28, consideration of which, under the rules, was postponed until November 29.)

The question being on the adoption of the concurrent resolution,

The Clerk made the following statement:

“Mr. Speaker and members of the House, the lease and exhibits attached to the resolution are available for review by the membership in the Clerk’s office.”

The question being on the adoption of the concurrent resolution,

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

Roll Call No. 664**Yeas—105**

Adamini	Frank	Kuipers	Rison
Allen	Garza	LaSata	Rivet
Anderson	George	Lemmons	Rocca
Basham	Gielegem	Lipsey	Schauer
Bernero	Gilbert	Lockwood	Scranton
Birkholz	Godchaux	Mans	Shackleton
Bisbee	Gosselin	McConico	Sheltrown
Bishop	Hager	Mead	Shulman
Bogardus	Hale	Meyer	Spade
Bovin	Hansen	Middaugh	Stallworth
Bradstreet	Hardman	Minore	Stamas
Brown, B.	Hart	Mortimer	Stewart
Brown, C.	Howell	Murphy	Switalski
Brown, R.	Hummel	Neumann	Tabor
Callahan	Jacobs	Newell	Toy
Cassis	Jamnick	Pappageorge	Van Woerkom
Caul	Jansen	Patterson	Vander Roest
Clark, I.	Jelinek	Pestka	Vear
Clarke, H.	Johnson, Rick	Phillips	Voorhees
Daniels	Johnson, Ruth	Plakas	Waters
Dennis	Julian	Pumford	Whitmer
DeRossett	Kilpatrick	Quarles	Williams
DeVuyst	Koetje	Raczkowski	Wojno

DeWeese
Drolet
Ehardt
Faunce

Kolb
Kooiman
Kowall

Reeves
Richardville
Richner

Woodward
Woronchak
Zelenko

Nays—0

In The Chair: Birkholz

The Speaker laid before the House

Senate Concurrent Resolution No. 38.

A concurrent resolution approving the conveyance of property to the State Building Authority and approving a lease among the State of Michigan, the State Building Authority, and the School District of the City of Dearborn relative to the Henry Ford Community College Instructional/Classroom Renovations.

(For text of resolution, see House Journal No. 78, p. 2291.)

(The concurrent resolution was reported by the Committee on Appropriations on November 28, consideration of which, under the rules, was postponed until November 29.)

The question being on the adoption of the concurrent resolution,

The Clerk made the following statement:

“Mr. Speaker and members of the House, the lease and exhibits attached to the resolution are available for review by the membership in the Clerk’s office.”

The question being on the adoption of the concurrent resolution,

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

Roll Call No. 665

Yeas—107

Adamini	Frank	LaSata	Rivet
Allen	Garza	Lemmons	Rocca
Anderson	George	Lipsey	Schauer
Basham	Gielegem	Lockwood	Scranton
Bernero	Gilbert	Mans	Shackleton
Birkholz	Godchaux	McConico	Sheltrown
Bisbee	Gosselin	Mead	Shulman
Bishop	Hager	Meyer	Spade
Bogardus	Hale	Middaugh	Stallworth
Bovin	Hansen	Minore	Stamas
Bradstreet	Hardman	Mortimer	Stewart
Brown, B.	Hart	Murphy	Switalski
Brown, C.	Howell	Neumann	Tabor
Brown, R.	Hummel	Newell	Thomas
Callahan	Jacobs	O’Neil	Toy
Cassis	Jamnack	Pappageorge	Van Woerkom
Caul	Jansen	Patterson	Vander Roest
Clark, I.	Jelinek	Pestka	Vear
Clarke, H.	Johnson, Rick	Phillips	Voorhees
Daniels	Johnson, Ruth	Plakas	Waters
Dennis	Julian	Pumford	Whitmer
DeRossett	Kilpatrick	Quarles	Williams
DeVuyst	Koetje	Rackowski	Wojno
DeWeese	Kolb	Reeves	Woodward
Drolet	Kooiman	Richardville	Woronchak
Ehardt	Kowall	Richner	Zelenko
Faunce	Kuipers	Rison	

Nays—0

In The Chair: Birkholz

The Speaker laid before the House

Senate Concurrent Resolution No. 39.

A concurrent resolution approving the conveyance of property to the State Building Authority and approving a lease among the State of Michigan, the State Building Authority, and Oakland University relative to the Oakland University School of Education and Human Services Building.

(For text of resolution, see House Journal No. 78, p. 2291.)

(The concurrent resolution was reported by the Committee on Appropriations on November 28, consideration of which, under the rules, was postponed until November 29.)

The question being on the adoption of the concurrent resolution,

The Clerk made the following statement:

“Mr. Speaker and members of the House, the lease and exhibits attached to the resolution are available for review by the membership in the Clerk’s office.”

The question being on the adoption of the concurrent resolution,

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

Roll Call No. 666**Yeas—106**

Adamini	Garza	Lemmons	Rivet
Allen	George	Lipsey	Rocca
Anderson	Gielegthem	Lockwood	Schauer
Basham	Gilbert	Mans	Scranton
Bernero	Godchaux	McConico	Shackleton
Birkholz	Gosselin	Mead	Sheltrown
Bisbee	Hager	Meyer	Shulman
Bishop	Hale	Middaugh	Spade
Bogardus	Hansen	Minore	Stallworth
Bovin	Hardman	Mortimer	Stamas
Bradstreet	Hart	Murphy	Stewart
Brown, B.	Howell	Neumann	Switalski
Brown, C.	Hummel	Newell	Tabor
Brown, R.	Jacobs	O’Neil	Thomas
Callahan	Jamnick	Pappageorge	Toy
Cassis	Jansen	Patterson	Van Woerkom
Caul	Jelinek	Pestka	Vander Roest
Clarke, H.	Johnson, Rick	Phillips	Vear
Daniels	Johnson, Ruth	Plakas	Voorhees
Dennis	Julian	Pumford	Waters
DeRossett	Kilpatrick	Quarles	Whitmer
DeVuyst	Koetje	Rackowski	Williams
DeWeese	Kolb	Reeves	Wojno
Drolet	Kooiman	Richardville	Woodward
Ehardt	Kowall	Richner	Woronchak
Faunce	Kuipers	Rison	Zelenko
Frank	LaSata		

Nays—0

In The Chair: Birkholz

The Speaker laid before the House

Senate Concurrent Resolution No. 43.

A concurrent resolution to change the scope of the Computer Technology and Academic Center project at Kellogg Community College.

(For text of resolution, see House Journal No. 78, p. 2295.)

(The concurrent resolution was reported by the Committee on Appropriations on November 28, consideration of which, under the rules, was postponed until November 29.)

The question being on the adoption of the concurrent resolution,

The concurrent resolution was adopted.

Rep. Lipsey moved that Rep. Daniels be excused temporarily from today's session.

The motion prevailed.

Messages from the Senate

The Speaker laid before the House

House Bill No. 4733, entitled

A bill to authorize the board of a school district to award high school diplomas to World War II veterans under certain circumstances; and to prescribe duties and responsibilities of certain state officers and officials.

(The bill was received from the Senate on November 27, with substitute (S-1) and immediate effect given by the Senate, consideration of which, under the rules, was postponed until November 28, see House Journal No. 80, p. 2405.)

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. 667

Yeas—106

Adamini	Garza	Lemmons	Rivet
Allen	George	Lipsey	Rocca
Anderson	Gielegem	Lockwood	Schauer
Basham	Gilbert	Mans	Scranton
Bernero	Godchaux	McConico	Shackleton
Birkholz	Gosselin	Mead	Sheltrown
Bisbee	Hager	Meyer	Shulman
Bishop	Hale	Middaugh	Spade
Bogardus	Hansen	Minore	Stallworth
Bovin	Hardman	Mortimer	Stamas
Bradstreet	Hart	Murphy	Stewart
Brown, B.	Howell	Neumann	Switalski
Brown, C.	Hummel	Newell	Tabor
Brown, R.	Jacobs	O'Neil	Thomas
Callahan	Jamnick	Pappageorge	Toy
Cassis	Jansen	Patterson	Van Woerkom
Caul	Jelinek	Pestka	Vander Roest
Clark, I.	Johnson, Rick	Phillips	Vear
Clarke, H.	Johnson, Ruth	Plakas	Voorhees
Dennis	Julian	Pumford	Waters
DeRossett	Kilpatrick	Quarles	Whitmer
DeVuyst	Koetje	Raczkowski	Williams
DeWeese	Kolb	Reeves	Wojno
Drolet	Kooiman	Richardville	Woodward

Ehardt
Faunce
Frank

Kowall
Kuipers
LaSata

Richner
Rison

Woronchak
Zelenko

Nays—0

In The Chair: Birkholz

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

Third Reading of Bills

House Bill No. 4325, entitled

A bill to amend 1931 PA 328, entitled "The Michigan penal code," by amending section 451 (MCL 750.451).

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

Roll Call No. 668

Yeas—106

Adamini
Allen
Anderson
Basham
Bernero
Birkholz
Bisbee
Bishop
Bogardus
Bovin
Bradstreet
Brown, B.
Brown, C.
Brown, R.
Callahan
Cassis
Caul
Clark, I.
Clarke, H.
Daniels
Dennis
DeRossett
DeVuyst
DeWeese
Ehardt
Faunce
Frank

Garza
George
Gielegem
Gilbert
Godchaux
Gosselin
Hager
Hale
Hansen
Hardman
Hart
Howell
Hummel
Jacobs
Jamnick
Jansen
Jelinek
Johnson, Rick
Johnson, Ruth
Julian
Kilpatrick
Koetje
Kolb
Kooiman
Kowall
Kuipers
LaSata

Lemmons
Lipsey
Lockwood
Mans
McConico
Mead
Meyer
Middaugh
Minore
Mortimer
Murphy
Neumann
Newell
O'Neil
Pappageorge
Patterson
Pestka
Phillips
Plakas
Pumford
Quarles
Rackowski
Reeves
Richardville
Richner
Rison

Rivet
Rocca
Schauer
Scranton
Shackleton
Sheltrown
Shulman
Spade
Stallworth
Stamas
Stewart
Switalski
Tabor
Thomas
Toy
Van Woerkom
Vander Roest
Vear
Voorhees
Waters
Whitmer
Williams
Wojno
Woodward
Woronchak
Zelenko

Nays—1

Drolet

In The Chair: Birkholz

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

Rep. Drolet, 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:

This legislation is connected to a package of bills that will protect children from prostitution. Each of the other bills will provide harsher penalties for adults who engage in prostitution activity with minors. Excepting for this bill, this is a fine package of legislation and it will enhance the legal system’s ability to protect some of our most vulnerable citizens. Unfortunately, this particular proposal is aimed only at adult offenders, rather than those who corrupt children. As such, it enhances an already flawed policy and drains resources away from the legitimate effort to counteract child prostitution.

Absent an explicit financial transaction, sex between consenting adults is not a felony and rarely rises to the level of misdemeanor. We don’t incarcerate people for having sex. But, when a monetary agreement is added to the equation, Michigan law defines it as ‘prostitution’, and we prosecute the participants as criminals. Three offenses can lead to a felony conviction, and a prison sentence. This bill increases the penalties, and makes it easier to justify felony convictions. In effect, it would make prostitution a more serious crime, with more substantial consequences.

Reasonable people can differ about the legality of prostitution. Even within this nation, there are jurisdictions where it is legal and licensed by state governments. Absent draconian measures such as stoning the participants (a tactic preferred by our adversaries in the war on terrorism), a compassionate and civil society will never eradicate the practice of prostitution through legislation and criminal sanction. There are solid historical reasons why it is known as the world’s oldest profession.

What reasonable people cannot differ on is the cost of prosecuting and incarcerating those who engage in these practices. Any dollar that we devote to this endeavor will detract from dollars that can be spent prosecuting drunk drivers, rapists, murderers, and various other violent and property criminals who injure clearly identifiable victims.

Regarding the present matter, stiffer sanctions for consenting adults who engage in prostitution activities will detract from resources that should be devoted toward stiffer sanctions on adults who engage *children* in the act of prostitution. A single prison bunk can hold only one offender, and we should set our priorities accordingly.

I strongly support and will enthusiastically endorse the rest of the bills in this package and will vote in the affirmative. Unfortunately, though doubtlessly well-intentioned, this particular bill undercuts the spirit of the rest, and should be defeated.”

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

House Bill No. 5032, entitled

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

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

Roll Call No. 669

Yeas—106

Adamini	Frank	LaSata	Rivet
Allen	Garza	Lemmons	Rocca
Anderson	George	Lipsey	Schauer
Basham	Gielegem	Lockwood	Scranton
Bernero	Gilbert	Mans	Shackleton
Birkholz	Godchaux	McConico	Sheltrown
Bisbee	Gosselin	Mead	Shulman

Bishop	Hager	Meyer	Spade
Bogardus	Hale	Middaugh	Stallworth
Bovin	Hansen	Minore	Stamas
Bradstreet	Hardman	Mortimer	Stewart
Brown, B.	Hart	Murphy	Switalski
Brown, C.	Howell	Neumann	Tabor
Brown, R.	Hummel	Newell	Thomas
Callahan	Jacobs	O'Neil	Toy
Cassis	Jamnick	Pappageorge	Van Woerkom
Caul	Jansen	Patterson	Vander Roest
Clark, I.	Jelinek	Pestka	Vear
Clarke, H.	Johnson, Rick	Phillips	Voorhees
Daniels	Johnson, Ruth	Plakas	Waters
Dennis	Julian	Pumford	Whitmer
DeRossett	Kilpatrick	Raczkowski	Williams
DeVuyst	Koetje	Reeves	Wojno
DeWeese	Kolb	Richardville	Woodward
Drolet	Kooiman	Richner	Woronchak
Ehardt	Kowall	Rison	Zelenko
Faunce	Kuipers		

Nays—0

In The Chair: Julian

The House agreed to the title of the bill.

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

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

House Bill No. 5033, entitled

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

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

Roll Call No. 670**Yeas—106**

Adamini	Frank	LaSata	Rivet
Allen	Garza	Lemmons	Rocca
Anderson	George	Lipsey	Schauer
Basham	Gielegem	Lockwood	Scranton
Bernero	Gilbert	Mans	Shackleton
Birkholz	Godchaux	McConico	Sheltrown
Bisbee	Gosselin	Mead	Shulman
Bishop	Hager	Meyer	Spade
Bogardus	Hale	Middaugh	Stallworth
Bovin	Hansen	Minore	Stamas
Bradstreet	Hardman	Mortimer	Stewart
Brown, B.	Hart	Murphy	Switalski
Brown, C.	Howell	Neumann	Tabor
Brown, R.	Hummel	Newell	Thomas
Callahan	Jacobs	O'Neil	Toy
Cassis	Jamnick	Pappageorge	Van Woerkom

Caul	Jansen	Patterson	Vander Roest
Clark, I.	Jelinek	Pestka	Vear
Clarke, H.	Johnson, Rick	Phillips	Voorhees
Daniels	Johnson, Ruth	Plakas	Waters
Dennis	Julian	Pumford	Whitmer
DeRossett	Kilpatrick	Raczkowski	Williams
DeVuyst	Koetje	Reeves	Wojno
DeWeese	Kolb	Richardville	Woodward
Drolet	Kooiman	Richner	Woronchak
Ehardt	Kowall	Rison	Zelenko
Faunce	Kuipers		

Nays—0

In The Chair: Julian

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

House Bill No. 5449, entitled

A bill to amend 1931 PA 328, entitled "The Michigan penal code," by amending sections 448, 449, 450, 451, and 462 (MCL 750.448, 750.449, 750.450, 750.451, and 750.462).

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

Roll Call No. 671**Yeas—107**

Adamini	Frank	LaSata	Rivet
Allen	Garza	Lemmons	Rocca
Anderson	George	Lipsey	Schauer
Basham	Gielegem	Lockwood	Scranton
Bernero	Gilbert	Mans	Shackleton
Birkholz	Godchaux	McConico	Sheltrown
Bisbee	Gosselin	Mead	Shulman
Bishop	Hager	Meyer	Spade
Bogardus	Hale	Middaugh	Stallworth
Bovin	Hansen	Minore	Stamas
Bradstreet	Hardman	Mortimer	Stewart
Brown, B.	Hart	Murphy	Switalski
Brown, C.	Howell	Neumann	Tabor
Brown, R.	Hummel	Newell	Thomas
Callahan	Jacobs	O'Neil	Toy
Cassis	Jamnick	Pappageorge	Van Woerkom
Caul	Jansen	Patterson	Vander Roest
Clark, I.	Jelinek	Pestka	Vear
Clarke, H.	Johnson, Rick	Phillips	Voorhees
Daniels	Johnson, Ruth	Plakas	Waters
Dennis	Julian	Pumford	Whitmer
DeRossett	Kilpatrick	Quarles	Williams
DeVuyst	Koetje	Raczkowski	Wojno
DeWeese	Kolb	Reeves	Woodward
Drolet	Kooiman	Richardville	Woronchak
Ehardt	Kowall	Richner	Zelenko
Faunce	Kuipers	Rison	

Nays—0

In The Chair: Julian

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

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

A bill to amend 1931 PA 328, entitled "The Michigan penal code," by amending sections 145b, 448, 449, 450, and 462 (MCL 750.145b, 750.448, 750.449, 750.450, and 750.462).

The motion prevailed.

The House agreed to the title as amended.

Rep. Patterson 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. 5047, entitled**

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," (MCL 760.1 to 777.69) by adding section 12a to chapter V.

The bill was read a second time.

Rep. Anderson moved to amend the bill as follows:

1. Amend page 1, line 5, after "MONEY," by striking out "\$5.00" and inserting "AN AMOUNT NOT MORE THAN \$10.00".

2. Amend page 1, line 7, after "COLLECTING" by striking out "THE ADDITIONAL \$5.00" and inserting "THE AMOUNT OF MONEY".

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

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

The motion prevailed.

House Bill No. 5436, entitled

A bill to authorize the state administrative board to convey certain state owned property in Tuscola county; to prescribe conditions for conveyance; to provide for certain powers and duties of the department of management and budget; and to provide for the disposition of revenue derived from the conveyance.

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

The motion prevailed.

House Bill No. 5216, entitled

A bill to amend 1954 PA 116, entitled "Michigan election law," by amending sections 577, 578, 580, 626, 661, 691, 738, 770, 770a, 771, 772, 773, 776, 781, 786, 789, 790, 791, 792, 793, 795, 795a, 796a, 797, 797a, 798b, 798c, and 799a (MCL 168.577, 168.578, 168.580, 168.626, 168.661, 168.691, 168.738, 168.770, 168.770a, 168.771, 168.772, 168.773, 168.776, 168.781, 168.786, 168.789, 168.790, 168.791, 168.792, 168.793, 168.795, 168.795a, 168.796a, 168.797, 168.797a, 168.798b, 168.798c, and 168.799a), section 580 as amended by 1985 PA 160, sections 626 and 797a as amended by 1996 PA 583, section 661 as amended by 1982 PA 2, sections 738 and 786 as amended by 1996 PA 213, section 795 as amended by 1999 PA 218, sections 795a and 796a as amended by 1998 PA 215, section 797 as amended by 1992 PA 8, sections 798b and 798c as amended by 1990 PA 109, and section 799a as amended by 1997 PA 137, and by adding section 17; 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-3) previously recommended by the Committee on Redistricting and Elections,

The substitute (H-3) 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.

House Bill No. 5335, entitled

A bill to amend 1954 PA 116, entitled "Michigan election law," by amending sections 561 and 696 (MCL 168.561 and 168.696).

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

The substitute (H-2) was 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.

House Bill No. 4759, entitled

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," (MCL 257.1 to 257.923) by adding section 217j.

Was read a second time, and the question being on the adoption of the proposed amendment previously recommended by the Committee on Transportation (for amendment, see House Journal No. 44, p. 671),

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

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

The motion prevailed.

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

The motion prevailed.

By unanimous consent the House returned to the order of

Motions and Resolutions

Reps. Kilpatrick, Callahan, Adamini, Jamnick, Quarles, Bovin, Spade, Hansen, Bernero, Wojno, Stewart, Garza, Richardville, Woodward, Raczkowski, Vander Roest, Julian, DeVuyst, Bishop, Voorhees, Neumann, Anderson, Rivet, Hale, Gielegem, Mead, Ehardt, Koetje, Toy, Gosselin, Caul, Meyer, Faunce, Van Woerkom, Shulman, Kowall, Hager, McConico, Lipsey, Zelenko, Thomas, DeRossett, Kolb, Cassis, Clarke, Lemmons, Basham, Lockwood, Pestka, Jansen, DeWeese, Kuipers, Whitmer, Mans, Stallworth, Vear, Rison, Rich Brown, Dennis, Jacobs, Richner, Schauer, Switalski, Phillips, Minore, Reeves, Bob Brown, Sheltroun, Newell, Bogardus, Frank, Birkholz, Murphy, Scranton, Godchaux, Ruth Johnson and George offered the following resolution:

House Resolution No. 274.

A resolution honoring Dennis W. Archer upon his retirement from public office as the Mayor of Detroit.

Whereas, It is with a strong sense of admiration for all of the sacrifices he has made, on behalf of the people of Detroit, that we salute Dennis W. Archer. His retirement from public office as the Mayor of Detroit marks the end of an era of effectiveness and efficiency in public service. Dennis W. Archer has served as Mayor of Detroit since January 1, 1994. He was elected to his first four-year term in November of 1993 and was re-elected with 83 percent of the vote in November of 1997; and

Whereas, In the eight years since Dennis W. Archer began his responsibilities as the Mayor of Detroit, the people of Detroit have appreciated the dedication and belief in this community's future that have marked all elements of his work. At a time in our history in which local officials face many challenges and changes, Dennis W. Archer has responded with energy and a heartfelt concern for the citizens, businesses, and institutions of Detroit; and

Whereas, Dennis W. Archer is President of the National League of Cities, serves on the Executive Committee of the United States Conference of Mayors, and is President of the National Conference of Democratic Mayors. He is on the Board of Directors of the National Conference of Black Mayors, and a member of the Board of Governors of the American Bar Association. He is also a member of the Advisory Board of the Brookings Institution Center on Urban and Metropolitan Policy; and

Whereas, Dennis W. Archer has received a dozen honorary doctorate degrees from colleges and universities. He was named Public Official of the Year in 2000, received an Award of Excellence, was named 1998 Newsmaker of the Year by Engineering News-Record magazine, named one of the 25 most dynamic mayors in America, and named one of the 100 Most Influential Black Americans by Ebony magazine; and

Whereas, Dennis W. Archer takes with him into retirement many memories of the difficult tasks that have fallen to him and valuable insights into the complexity of our system of government. With all that he has given to the people of Detroit, Michigan, he can also take with him a great deal of personal pride and satisfaction; now, therefore, be it

Resolved by the House of Representatives, That the members of this legislative body honor Dennis W. Archer upon his retirement from public office as the Mayor of Detroit. May health and happiness be his in the future; and be it further

Resolved, That a copy of this resolution be transmitted to Dennis W. Archer and his family as a token of our esteem.

Pending the reference of the resolution to a committee,

Rep. Patterson 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. Kilpatrick, Adamini, Jamnick, Quarles, Bovin, Spade, Hansen, Bernero, Wojno, Stewart, Garza, Woodward, Raczkowski, Vander Roest, Julian, DeVuyst, Bishop, Voorhees, Neumann, Anderson, Rivet, Hale, Gielegem, Mead, Ehardt, Koetje, Toy, Caul, Meyer, Faunce, Van Woerkom, Pappageorge, Shulman, Kowall, Hager, McConico, Lipsey, Zelenko, Thomas, DeRossett, Kolb, Clarke, Lemmons, Lockwood, Pestka, Middaugh, Cassis, Jansen, DeWeese, Kuipers, Whitmer, Stallworth, Vear, Rison, Rich Brown, Dennis, Jacobs, Richner, Schauer, Switalski, Phillips, Minore, Reeves, Sheltroun, Newell, Bogardus, Frank, Birkholz, Murphy, Scranton, Godchaux, Ruth Johnson and George offered the following resolution:

House Resolution No. 275.

A resolution honoring Ms. Donna M. Hardy, upon her selection as the 2001 Taxi Cab Driver of the Year.

Whereas, It is a great honor to join with the Checker Cab Company and the family and friends of Ms. Donna M. Hardy to honor her for being chosen by the Taxi, Limousine & Paratransit Association as its 2001 Taxi Cab Driver of the Year. Donna M. Hardy has been a driver in Detroit for the past 15 years. She is the first driver in Detroit to ever receive this prestigious award from the industry's international trade association; and

Whereas, Ms. Donna M. Hardy has been driving a cab for the Checker Cab Company since 1986. She not only has an impressive driving record, but has also built up a steady and loyal clientele. When Ms. Donna M. Hardy was told that she had received this award, she said, "I am truly honored to receive this award. I work hard and take pride in everything I do and in the city in which I live. I hope that every rider can leave my cab having had a pleasant experience. Every day, I try to be Detroit's concierge. I think this award shows the rest of the country that the bad things they have heard about Detroit are nothing but myths and I hope this might encourage others to visit."; and

Whereas, It is because of the effort that Ms. Donna M. Hardy has put forth on behalf of the people of Detroit, that we offer this expression of our thanks. As the people of Detroit recognize the loyalty and devotion to public service of this conscientious individual, we add our sentiments of gratitude for a job well done; and

Whereas, In her 15 years of service to the people of Detroit, Ms. Donna M. Hardy has been working in the public arena during an era of great change. With the personal sense of duty that Ms. Donna M. Hardy brings to work each day, however, she has been able to meet this challenge with enthusiasm and a genuine interest in efficiency in serving the public. This has been deeply appreciated, both by the citizens and organizations in Detroit that have benefited directly from Ms. Donna M. Hardy's work, as well as, other public servants who have witnessed this fine example; and

Whereas, There can be little doubt that the record that Ms. Donna M. Hardy has compiled in her responsibilities as a taxi cab driver over the past 15 years will continue to reap rewards for the people of Detroit. We offer our thanks on this personal milestone; now, therefore, be it

Resolved by the House of Representatives, That the members of this legislative body honor Ms. Donna M. Hardy, upon her selection as the 2001 Taxi Cab Driver of the Year. May she enjoy the happiest of retirements; and be it further Resolved, That a copy of this resolution be transmitted to Ms. Donna M. Hardy as a token of our esteem.

Pending the reference of the resolution to a committee,

Rep. Patterson 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.

Reports of Standing Committees

The Committee on Employment Relations, Training and Safety, by Rep. Gosselin, Chair, reported

House Bill No. 4329, entitled

A bill to amend 1976 PA 451, entitled "The revised school code," by amending sections 503 and 1311e (MCL 380.503 and 380.1311e), section 503 as amended by 1995 PA 289 and section 1311e as added by 1999 PA 23.

Without amendment and with the recommendation that the bill pass.

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

Favorable Roll Call

HB 4329 To Report Out:

Yeas: Reps. Gosselin, Bisbee, Kuipers, Meyer,
Nays: None.

The Committee on Employment Relations, Training and Safety, by Rep. Gosselin, Chair, reported

House Bill No. 4383, entitled

A bill to amend 1965 PA 166, entitled "An act to require prevailing wages and fringe benefits on state projects; to establish the requirements and responsibilities of contracting agents and bidders; and to prescribe penalties," by amending section 1 (MCL 408.551).

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 4383 To Report Out:

Yeas: Reps. Gosselin, Bisbee, Kuipers, Meyer,
Nays: None.

The Committee on Employment Relations, Training and Safety, by Rep. Gosselin, Chair, reported

House Bill No. 5188, entitled

A bill to amend 1976 PA 451, entitled "The revised school code," by amending section 1267 (MCL 380.1267), as amended by 1995 PA 289.

Without amendment and with the recommendation that the bill pass.

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

Favorable Roll Call

HB 5188 To Report Out:

Yeas: Reps. Gosselin, Bisbee, Kuipers, Meyer,
Nays: None.

COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Gosselin, Chair of the Committee on Employment Relations, Training and Safety, was received and read:

Meeting held on: Tuesday, December 4, 2001, at 9:00 a.m.,

Present: Reps. Gosselin, Bisbee, Kuipers, Meyer, Minore, Bernero,

Absent: Rep. Dennis.

The Committee on Criminal Justice, by Rep. Faunce, Chair, reported

Senate Bill No. 257, entitled

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," (MCL 760.1 to 777.69) by adding section 36 to chapter IX.

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

1. Amend page 1, line 6, after "602A(5)," by striking out "617," and inserting "617(3)."
2. Amend page 2, line 25, after "effect" by striking out the balance of the enacting section and inserting "March 1, 2002."

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

Favorable Roll Call

SB 257 To Report Out:

Yeas: Reps. Faunce, Kowall, Bishop, George, Raczkowski, McConico, Callahan, Rison,
Nays: None.

The Committee on Criminal Justice, by Rep. Faunce, Chair, reported

Senate Bill No. 721, entitled

A bill to amend 1925 PA 289, entitled "An act to create a bureau of criminal identification and records within the department of state police; to require peace officers, persons in charge of certain institutions, and others to make reports respecting juvenile offenses, crimes, and criminals to the state police; to require the fingerprinting of an accused by certain persons; and to provide penalties for violation of this act," by amending sections 2 and 3 (MCL 28.242 and 28.243), section 2 as amended by 1988 PA 40 and section 3 as amended by 1999 PA 266.

Without amendment and with the recommendation that the bill pass.

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

Favorable Roll Call

SB 721 To Report Out:

Yeas: Reps. Faunce, Kowall, Bishop, DeWeese, George, Raczkowski, Callahan,
Nays: None.

The Committee on Criminal Justice, by Rep. Faunce, Chair, reported

Senate Bill No. 722, entitled

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending section 16a of chapter IX (MCL 769.16a), as amended by 2000 PA 220.

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

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

Favorable Roll Call

SB 722 To Report Out:

Yeas: Reps. Faunce, Kowall, Bishop, DeWeese, George, Raczkowski, Callahan,
Nays: None.

The Committee on Criminal Justice, by Rep. Faunce, Chair, reported

Senate Bill No. 723, entitled

A bill to amend 1931 PA 328, entitled "The Michigan penal code," by amending sections 81 and 81a (MCL 750.81 and 750.81a), section 81 as amended by 2000 PA 462 and section 81a as amended by 1999 PA 270.

Without amendment and with the recommendation that the bill pass.

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

Favorable Roll Call

SB 723 To Report Out:

Yeas: Reps. Faunce, Kowall, Bishop, DeWeese, George, Julian, Raczkowski, Callahan,
Nays: None.

The Committee on Criminal Justice, by Rep. Faunce, Chair, reported

Senate Bill No. 725, entitled

A bill to amend 1961 PA 236, entitled "Revised judicature act of 1961," (MCL 600.101 to 600.9948) by adding section 2972.

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

1. Amend page 1, line 2, after "MATTER" by striking out "INVOLVING" and inserting a comma and "IF THE MOTION INVOLVES".

2. Amend page 1, line 4, after "VIOLENCE" by striking out the balance of the subsection and inserting a period.

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

Favorable Roll Call

SB 725 To Report Out:

Yeas: Reps. Faunce, Kowall, Bishop, DeWeese, George, Raczkowski, Callahan,
Nays: None.

The Committee on Criminal Justice, by Rep. Faunce, Chair, reported

Senate Bill No. 729, entitled

A bill to amend 1961 PA 236, entitled "Revised judicature act of 1961," (MCL 600.101 to 600.9948) by adding sections 2950h, 2950i, 2950j, 2950k, and 2950l.

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 729 To Report Out:

Yeas: Reps. Faunce, Kowall, Bishop, DeWeese, George, Raczkowski, Callahan,
Nays: None.

The Committee on Criminal Justice, by Rep. Faunce, Chair, reported

Senate Bill No. 731, entitled

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending section 15c of chapter IV (MCL 764.15c), as amended by 1999 PA 269.

Without amendment and with the recommendation that the bill pass.

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

Favorable Roll Call

SB 731 To Report Out:

Yeas: Reps. Faunce, Kowall, Bishop, DeWeese, George, Raczkowski, Callahan,
Nays: None.

The Committee on Criminal Justice, by Rep. Faunce, Chair, reported

Senate Bill No. 735, entitled

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending sections 9c and 15a of chapter IV, section 4a of chapter IX, and section 9a of chapter X (MCL 764.9c, 764.15a, 769.4a, and 770.9a), section 9c of chapter IV as amended by 1999 PA 76, section 15a of chapter IV as amended by 1999 PA 269, section 4a of chapter IX as amended by 1994 PA 68, and section 9a of chapter X as amended by 1994 PA 195.

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 735 To Report Out:

Yeas: Reps. Faunce, Kowall, Bishop, DeWeese, George, Julian, Raczkowski, Callahan,
Nays: None.

The Committee on Criminal Justice, by Rep. Faunce, Chair, reported

Senate Bill No. 736, entitled

A bill to amend 1982 PA 294, entitled "Friend of the court act," by amending section 19 (MCL 552.519), as amended by 1998 PA 63.

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

1. Amend page 6, following line 3, by inserting:

"Enacting section 1. This amendatory act takes effect October 1, 2002."

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

Favorable Roll Call

SB 736 To Report Out:

Yeas: Reps. Faunce, Kowall, Bishop, DeWeese, George, Raczkowski, McConico, Callahan, Rison,
Nays: None.

The Committee on Criminal Justice, by Rep. Faunce, Chair, reported

Senate Bill No. 753, entitled

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending section 15b of chapter IV (MCL 764.15b), as amended by 1999 PA 269.

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

1. Amend page 7, line 13, by striking out the balance of the enacting section and inserting:

"(a) Senate Bill No. 729.

(b) Senate Bill No. 754.

(c) Senate Bill No. 757.

(d) Senate Bill No. 758.

(e) House Bill No. 5275.

(f) House Bill No. 5299.

(g) House Bill No. 5300.

(h) House Bill No. 5303.

(i) House Bill No. 5304."

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

Favorable Roll Call

SB 753 To Report Out:

Yeas: Reps. Faunce, Kowall, Bishop, DeWeese, George, Raczkowski, Callahan,
Nays: None.

The Committee on Criminal Justice, by Rep. Faunce, Chair, reported

Senate Bill No. 754, entitled

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending section 15c of chapter IV (MCL 764.15c), as amended by 1999 PA 269.

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 754 To Report Out:

Yeas: Reps. Faunce, Kowall, Bishop, DeWeese, George, Raczkowski, Callahan,
Nays: None.

The Committee on Criminal Justice, by Rep. Faunce, Chair, reported

Senate Bill No. 757, entitled

A bill to amend 1939 PA 288, entitled "Probate code of 1939," by amending sections 1, 2, 2c, and 14 of chapter XIII (MCL 712A.1, 712A.2, 712A.2c, and 712A.14), section 1 as amended by 2000 PA 46, section 2 as amended by 2000 PA 55, and sections 2c and 14 as amended by 1998 PA 474.

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

1. Amend page 14, line 8, by striking out the balance of the enacting section and inserting:

"(a) Senate Bill No. 729.

(b) Senate Bill No. 753.

(c) Senate Bill No. 754.

(d) Senate Bill No. 758.

(e) House Bill No. 5275.

(f) House Bill No. 5299.

- (g) House Bill No. 5300.
- (h) House Bill No. 5303.
- (i) House Bill No. 5304.”.

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

Favorable Roll Call

SB 757 To Report Out:

Yeas: Reps. Faunce, Kowall, Bishop, DeWeese, George, Raczkowski, Callahan,
Nays: None.

The Committee on Criminal Justice, by Rep. Faunce, Chair, reported

Senate Bill No. 758, entitled

A bill to amend 1927 PA 175, entitled “The code of criminal procedure,” by amending section 15 of chapter IV (MCL 764.15), as amended by 2000 PA 208.

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

1. Amend page 2, line 17, after “prison,” by striking out the balance of the line through “court,” on line 18.
2. Amend page 2, line 20, after “ORDER” by inserting “OR PROBATION ORDER”.
3. Amend page 5, line 22, by striking out the balance of the enacting section and inserting:
 - “(a) Senate Bill No. 729.
 - (b) Senate Bill No. 753.
 - (c) Senate Bill No. 754.
 - (d) Senate Bill No. 757.
 - (e) House Bill No. 5275.
 - (f) House Bill No. 5299.
 - (g) House Bill No. 5300.
 - (h) House Bill No. 5303.
 - (i) House Bill No. 5304.”.

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

Favorable Roll Call

SB 758 To Report Out:

Yeas: Reps. Faunce, Kowall, Bishop, DeWeese, George, Raczkowski, Callahan,
Nays: None.

COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Tuesday, December 4, 2001, at 10:30 a.m.,

Present: Reps. Faunce, Kowall, Bishop, DeWeese, George, Julian, Raczkowski, McConico, Callahan, Rison,

Absent: Rep. O’Neil,

Excused: Rep. O’Neil.

The Committee on Health Policy, by Rep. Ehardt, Chair, reported

House Bill No. 4537, entitled

A bill to amend 1978 PA 368, entitled “Public health code,” (MCL 333.1101 to 333.25211) by adding section 20188.

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

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

Favorable Roll Call

HB 4537 To Report Out:

Yeas: Reps. Ehardt, Raczkowski, Bradstreet, George, Ruth Johnson, Rocca, Scranton, Woronchak, Neumann, Adamini, Hardman, Schauer, Williams,

Nays: None.

The Committee on Health Policy, by Rep. Ehardt, Chair, reported

House Bill No. 5376, entitled

A bill to amend 1978 PA 368, entitled "Public health code," (MCL 333.1101 to 333.25211) by adding sections 18609 and 18611.

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 5376 To Report Out:

Yeas: Reps. Ehardt, Bradstreet, George, Ruth Johnson, Scranton, Woronchak, Neumann, Adamini, Hardman, Schauer, Williams,

Nays: None.

The Committee on Health Policy, by Rep. Ehardt, Chair, reported

House Bill No. 5377, entitled

A bill to amend 1978 PA 368, entitled "Public health code," (MCL 333.1101 to 333.25211) by adding part 186.

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 5377 To Report Out:

Yeas: Reps. Ehardt, Bradstreet, George, Ruth Johnson, Scranton, Woronchak, Neumann, Adamini, Hardman, Schauer, Williams,

Nays: None.

The Committee on Health Policy, by Rep. Ehardt, Chair, reported

House Bill No. 5378, entitled

A bill to amend 1978 PA 368, entitled "Public health code," (MCL 333.1101 to 333.25211) by adding sections 18605 and 18607.

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 5378 To Report Out:

Yeas: Reps. Ehardt, Raczkowski, Bradstreet, George, Ruth Johnson, Rocca, Scranton, Woronchak, Neumann, Adamini, Hardman, Schauer, Williams,

Nays: None.

The Committee on Health Policy, by Rep. Ehardt, Chair, reported

House Bill No. 5379, entitled

A bill to amend 1978 PA 368, entitled "Public health code," by amending sections 16221 and 16226 (MCL 333.16221 and 333.16226), as amended by 2000 PA 29, and by adding section 18613.

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 5379 To Report Out:

Yeas: Reps. Ehardt, Bradstreet, George, Ruth Johnson, Scranton, Woronchak, Neumann, Adamini, Hardman, Schauer, Williams,

Nays: None.

COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Tuesday, December 4, 2001, at 9:00 a.m.,

Present: Reps. Ehardt, Raczkowski, Bradstreet, George, Ruth Johnson, Rocca, Scranton, Woronchak, Neumann, Adamini, Hardman, Schauer, Williams,

Absent: Reps. Vander Veen, Lemmons,

Excused: Reps. Vander Veen, Lemmons.

COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Tuesday, December 4, 2001, at 9:00 a.m.,

Present: Reps. Hart, Vander Veen, DeWeese, Tabor, Murphy, Bernero, Garza, Rison,

Absent: Rep. Hager.

Messages from the Senate

House Bill No. 5341, entitled

A bill to commission and confer certain police and arrest powers on certain sergeants at arms and assistant sergeants at arms in the legislative branch; to prescribe certain duties and responsibilities of certain state employees; and to repeal acts and parts of acts.

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

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

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

House Bill No. 5342, entitled

A bill to amend 1965 PA 203, entitled "Commission on law enforcement standards act," by amending section 2 (MCL 28.602), as amended by 1998 PA 237.

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.

Announcement by the Clerk of Printing and Enrollment

The Clerk announced that the following bill and joint resolution had been printed and placed upon the files of the members, Wednesday, November 28:

Senate Bill No. 825

Senate Joint Resolution U

The Clerk announced the enrollment printing and presentation to the Governor on Friday, November 30, for his approval of the following bills:

Enrolled House Bill No. 4448 at 11:02 a.m.

Enrolled House Bill No. 4753 at 11:04 a.m.

Enrolled House Bill No. 4995 at 11:06 a.m.

Enrolled House Bill No. 5013 at 11:08 a.m.

Enrolled House Bill No. 5028 at 11:10 a.m.

Enrolled House Bill No. 5029 at 11:12 a.m.

The Clerk announced that the following bills had been printed and placed upon the files of the members, Friday, November 30:

House Bill Nos. 5474 5478

The Clerk announced that the following bills and joint resolutions had been printed and placed upon the files of the members, Monday, December 3:

House Bill Nos. 5461 5462 5463 5464 5465 5466 5467 5468 5469 5470 5471 5472 5473 5475
5476 5477
House Joint Resolutions S T

Messages from the Governor

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

Date: November 29, 2001
Time: 4:30 p.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

Enrolled House Bill No. 4775 (Public Act No. 170 , I.E.), being

An act to amend 1978 PA 390, entitled “An act to regulate the time and manner of payment of wages and fringe benefits to employees; to prescribe rights and responsibilities of employers and employees, and the powers and duties of the department of labor; to require keeping of records; to provide for settlement of disputes regarding wages and fringe benefits; to prohibit certain practices by employers; to prescribe penalties and remedies; and to repeal certain acts and parts of acts,” by amending section 11a (MCL 408.481a), as added by 1996 PA 215.

(Filed with the Secretary of State November 30, 2001, at 10:36 a.m.)

Date: November 29, 2001
Time: 4:20 p.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

Enrolled House Bill No. 5181 (Public Act No. 171, I.E.), being

An act to authorize the state administrative board to convey certain property in Grand Traverse county; to prescribe conditions for the conveyance; and to provide for disposition of the revenue from the conveyance.

(Filed with the Secretary of State November 30, 2001, at 10:38 a.m.)

Communications from State Officers

The following communication from the Department of Consumer and Industry Services were received and read:

November 20, 2001

Pursuant to Section 314 of P.A. 119 of 2001, we are enclosing a copy of the following report:

<u>Type of Report</u>	<u>Facility</u>	<u>Report #</u>	<u>License #</u>
Renewal Approval Report	Park Place Residential Care Ctr.		CS390201357

This report was performed in compliance with the requirements of P.A. 116 of 1973 as amended, and the Administrative Rules for Child Caring Institutions. The report may also be viewed on our web site at the following address: http://www.cis.state.mi.us/fast/leg_rep.htm.

If you have any questions regarding this information, please feel free to contact me at 373-3892.

Sincerely,
John R. Suckow, C.P.A.
Director, Finance and
Administrative Services

Introduction of Bills

Reps. Adamini and Rich Brown introduced

House Bill No. 5479, entitled

A bill to amend 2001 PA 142, entitled "Michigan memorial highway act," (MCL 250.1001 to 250.1100) by adding section 79.

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

Rep. Cameron Brown moved that the House adjourn.

The motion prevailed, the time being 4:00 p.m.

Associate Speaker Pro Tempore Julian declared the House adjourned until Wednesday, December 5, at 2:00 p.m.

GARY L. RANDALL
Clerk of the House of Representatives.