

No. 68
STATE OF MICHIGAN
JOURNAL
OF THE
House of Representatives
91st Legislature
REGULAR SESSION OF 2002

House Chamber, Lansing, Wednesday, November 13, 2002.

2:00 p.m.

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

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

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

e/d/s = entered during session

Rev. Craig Tatum, Pastor of First Salem Baptist Church in Battle Creek, offered the following invocation:

“Eternal God our Father, we thank You for another expression of Your goodness and grace. We thank You for life, health and strength and as we begin another session today. We pray that You would bless these men and women servants of the community and of this state as they come forth to discuss issues that are pertinent to the life of this state and even our country. We pray that You would give them the wisdom of Solomon as they come together and reason for the betterment and enhancement of this community and our world. We ask it all in Your Son’s name. Amen.”

Rep. Jacobs moved that Reps. Clark, Clarke, Murphy and Schermesser be excused from today’s session. The motion prevailed.

Rep. Vander Roest moved that Reps. Faunce and Hart be excused from today’s session. The motion prevailed.

Reports of Standing Committees

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

House Bill No. 5014, entitled

A bill to amend 1978 PA 368, entitled “Public health code,” by amending sections 16263, 16315, 16335, 17801, 17820, and 17822 (MCL 333.16263, 333.16315, 333.16335, 333.17801, 333.17820, and 333.17822), section 16263 as amended by 2000 PA 11, section 16315 as added by 1993 PA 138, section 16335 as added by 1993 PA 80, and sections 17801 and 17820 as amended and section 17822 as added by 1987 PA 213, and by adding sections 17823 and 17824.

With the recommendation that the substitute (H-5) 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 5014 To Report Out:

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

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

House Bill No. 6333, entitled

A bill to amend 1978 PA 368, entitled “Public health code,” by amending sections 16105, 16106, 16108, 16128, 16163, 16174, 16186, 16261, 16323, and 16608 (MCL 333.16105, 333.16106, 333.16108, 333.16128, 333.16163, 333.16174, 333.16186, 333.16261, 333.16323, and 333.16608), section 16106 as amended by 1997 PA 153, section 16108 as amended and section 16323 as added by 1993 PA 80, section 16174 as amended by 1998 PA 227, section 16186 as amended by 2002 PA 441, and section 16608 as amended by 1990 PA 216.

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 6333 To Report Out:

Yeas: Reps. Ehardt, Bradstreet, George, Ruth Johnson, Vander Veen, Neumann, Adamini, 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, November 12, 2002, at 9:00 a.m.,

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

Absent: Reps. Raczkowski, Rocca, Garza,

Excused: Reps. Raczkowski, Rocca, Garza.

The Committee on Senior Health, Security and Retirement, by Rep. Woronchak, Vice-Chair, reported
House Bill No. 6428, entitled

A bill to amend 1966 PA 28, entitled "An act to authorize the board of trustees of police and firemen or municipal employees retirement systems to increase benefits," by amending the title and sections 1 and 2 (MCL 38.571 and 38.572).

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 6428 To Report Out:

Yeas: Reps. Voorhees, Woronchak, Cassis, Williams, Bovin, Spade, Zelenko,

Nays: None.

COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Wednesday, November 13, 2002, at 10:30 a.m.,

Present: Reps. Voorhees, Woronchak, Cassis, Williams, Bovin, Spade, Zelenko,

Absent: Reps. Kuipers, Vear,

Excused: Reps. Kuipers, Vear.

The Committee on Civil Law and the Judiciary, by Rep. Howell, Chair, reported

House Bill No. 6260, entitled

A bill to amend 1961 PA 236, entitled "Revised judicature act of 1961," by amending sections 601 and 841 (MCL 600.601 and 600.841), section 601 as amended by 1996 PA 388 and section 841 as amended by 2000 PA 56, and by adding chapter 4 and section 8304.

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 6260 To Report Out:

Yeas: Reps. Howell, Hummel, Koetje, Palmer, Richner, Voorhees,

Nays: Reps. Adamini, Waters.

The Committee on Civil Law and the Judiciary, by Rep. Howell, Chair, reported

House Bill No. 6447, entitled

A bill to amend 1961 PA 236, entitled "Revised judicature act of 1961," by amending sections 8001, 8005, and 8011 (MCL 600.8001, 600.8005, and 600.8011), as added by 2001 PA 262.

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 6447 To Report Out:

Yeas: Reps. Howell, Hummel, Koetje, Palmer, Richner, Voorhees, Adamini, Waters,

Nays: None.

The Committee on Civil Law and the Judiciary, by Rep. Howell, Chair, reported

House Bill No. 6498, entitled

A bill to amend 1961 PA 236, entitled "Revised judicature act of 1961," by amending sections 504, 517, and 803 (MCL 600.504, 600.517, and 600.803), section 504 as amended by 2001 PA 254, section 517 as amended by 2001 PA 257, and section 803 as amended by 2001 PA 253.

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 6498 To Report Out:

Yeas: Reps. Howell, Hummel, Koetje, Palmer, Richner, Voorhees,
Nays: Reps. Adamini, Waters.

COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Wednesday, November 13, 2002, at 9:00 a.m.,

Present: Reps. Howell, Hummel, Koetje, Palmer, Richner, Voorhees, Adamini, Waters,

Absent: Reps. Faunce, Lipsey, McConico,

Excused: Reps. Faunce, Lipsey, McConico.

The Committee on Commerce, by Rep. Allen, Chair, reported

House Bill No. 6121, entitled

A bill to prohibit certain lending practices; to require disclosure of certain information for home loans; to prescribe certain duties and obligations of the lender in a home loan transaction; to prescribe the powers and duties of certain state agencies and officials; and to prescribe penalties and provide for remedies.

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 6121 To Report Out:

Yeas: Reps. Allen, Bishop, Bisbee, DeVuyst, Gilbert, Howell, Koetje, Middaugh, Van Woerkom, Vear, Kolb, Zelenko,

Nays: None.

The Committee on Commerce, by Rep. Allen, Chair, reported

House Bill No. 6122, entitled

A bill to amend 1987 PA 173, entitled "Mortgage brokers, lenders, and servicers licensing act," (MCL 445.1651 to 445.1684) by adding section 24a.

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 6122 To Report Out:

Yeas: Reps. Allen, Bishop, Bisbee, DeVuyst, Gilbert, Howell, Koetje, Middaugh, Van Woerkom, Vear, Kolb, Zelenko,

Nays: None.

The Committee on Commerce, by Rep. Allen, Chair, reported

House Bill No. 6123, entitled

A bill to amend 1925 PA 285, entitled "An act to provide for the organization, operation, and supervision of credit unions; to provide for the conversion of a state credit union into a federal credit union or a credit union organized and supervised under the laws of any other state or territory of the United States or any other federally insured depository institution and for the conversion of a federal credit union or a credit union organized and supervised under the laws of any other state or territory of the United States or any other federally insured depository institution into a state credit union; and to provide for the merger of credit unions organized and supervised under the laws of this state, credit unions organized and supervised under the laws of any other state or territory of the United States, and federal credit unions," (MCL 490.1 to 490.31) by adding section 10a.

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 6123 To Report Out:

Yeas: Reps. Allen, Bishop, Bisbee, DeVuyst, Gilbert, Howell, Koetje, Middaugh, Van Woerkom, Vear, Kolb, Zelenko,

Nays: None.

The Committee on Commerce, by Rep. Allen, Chair, reported

House Bill No. 6124, entitled

A bill to amend 1996 PA 354, entitled "Savings bank act," (MCL 487.3101 to 487.3804) by adding section 435.

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 6124 To Report Out:

Yeas: Reps. Allen, Bishop, Bisbee, DeVuyst, Gilbert, Howell, Koetje, Middaugh, Van Woerkom, Vear, Kolb, Zelenko,

Nays: None.

The Committee on Commerce, by Rep. Allen, Chair, reported

House Bill No. 6125, entitled

A bill to amend 1999 PA 276, entitled "Banking code of 1999," (MCL 487.11101 to 487.15105) by adding section 4206.

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 6125 To Report Out:

Yeas: Reps. Allen, Bishop, Bisbee, DeVuyst, Gilbert, Howell, Koetje, Middaugh, Van Woerkom, Vear, Kolb, Zelenko,

Nays: None.

The Committee on Commerce, by Rep. Allen, Chair, reported

House Bill No. 6126, entitled

A bill to amend 1981 PA 125, entitled "The secondary mortgage loan act," (MCL 493.51 to 493.81) by adding section 24a.

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 6126 To Report Out:

Yeas: Reps. Allen, Bishop, Bisbee, DeVuyst, Gilbert, Howell, Koetje, Middaugh, Van Woerkom, Vear, Kolb, Zelenko,

Nays: None.

The Committee on Commerce, by Rep. Allen, Chair, reported

House Bill No. 6127, entitled

A bill to amend 1980 PA 307, entitled "Savings and loan act of 1980," (MCL 491.102 to 491.1202) by adding section 737.

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 6127 To Report Out:

Yeas: Reps. Allen, Bishop, Bisbee, DeVuyst, Gilbert, Howell, Koetje, Middaugh, Van Woerkom, Vear, Kolb, Zelenko,

Nays: None.

COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Wednesday, November 13, 2002, at 10:30 a.m.,

Present: Reps. Allen, Bishop, Bisbee, DeVuyst, Gilbert, Howell, Koetje, Middaugh, Van Woerkom, Vear, Rivet, Kolb, Zelenko,

Absent: Reps. Lemmons, Lipsey, McConico, Waters,

Excused: Reps. Lemmons, Lipsey, McConico, Waters.

The Committee on Conservation and Outdoor Recreation, by Rep. DeVuyst, Chair, reported

House Bill No. 6348, entitled

A bill to repeal certain local acts restricting Sunday hunting.

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 6348 To Report Out:

Yeas: Reps. DeVuyst, Drolet, Kowall, Rocca, Basham, Sheltroun,

Nays: Rep. Tabor.

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, November 13, 2002, at 10:30 a.m.,

Present: Reps. DeVuyst, Tabor, Bradstreet, Drolet, Kowall, Rocca, Voorhees, Basham, Sheltroun,

Absent: Reps. Callahan, Garza,

Excused: Reps. Callahan, Garza.

The Committee on Criminal Justice, by Rep. Kowall, Vice-Chair, reported

House Bill No. 5149, entitled

A bill to amend 1931 PA 328, entitled "The Michigan penal code," by amending section 535 (MCL 750.535), as amended by 1998 PA 311.

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

1. Amend page 4, line 4, after "VEHICLE." by inserting "THIS SUBSECTION DOES NOT PROHIBIT THE PERSON FROM BEING CHARGED, CONVICTED, OR PUNISHED UNDER ANY OTHER APPLICABLE LAW."

2. Amend page 5, following line 10, by inserting:

"Enacting section 1. This amendatory act takes effect April 1, 2003."

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

Favorable Roll Call

HB 5149 To Report Out:

Yeas: Reps. Kowall, Bishop, DeWeese, George, Gosselin, Raczkowski, McConico, O'Neil,

Nays: None.

The Committee on Criminal Justice, by Rep. Kowall, Vice-Chair, reported

House Bill No. 5150, entitled

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

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 5150 To Report Out:

Yeas: Reps. Kowall, Bishop, DeWeese, George, Gosselin, Raczkowski, McConico, O'Neil,

Nays: None.

The Committee on Criminal Justice, by Rep. Kowall, Vice-Chair, reported

House Bill No. 5394, entitled

A bill to amend 1978 PA 368, entitled "Public health code," by amending sections 7401 and 7403 (MCL 333.7401 and 333.7403), as amended by 2000 PA 314.

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 5394 To Report Out:

Yeas: Reps. Kowall, DeWeese, Gosselin, Raczkowski, McConico, Durhal, O'Neil,

Nays: None.

The Committee on Criminal Justice, by Rep. Kowall, Vice-Chair, reported

House Bill No. 5395, entitled

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending section 34 of chapter IX and sections 1 and 2 of chapter XI (MCL 769.34, 771.1, and 771.2), section 34 of chapter IX as amended by 2000 PA 279 and sections 1 and 2 of chapter XI as amended by 1998 PA 520.

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 5395 To Report Out:

Yeas: Reps. Kowall, DeWeese, Gosselin, Raczkowski, McConico, Durhal, O'Neil,

Nays: None.

The Committee on Criminal Justice, by Rep. Kowall, Vice-Chair, reported

House Bill No. 5977, entitled

A bill to improve the training and education of local corrections officers; to provide for the certification of local corrections officers and the development of standards and requirements for local corrections officers; to provide for the creation of a local corrections officers' advisory council; and to prescribe the powers and duties of certain state officers and agencies.

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 5977 To Report Out:

Yeas: Reps. Kowall, Bishop, George, Gosselin, Raczkowski, McConico, O'Neil,

Nays: None.

The Committee on Criminal Justice, by Rep. Kowall, Vice-Chair, reported

House Bill No. 5978, entitled

A bill to amend 1846 RS 171, entitled "Of county jails and the regulation thereof," (MCL 801.1 to 801.27) by adding section 4b.

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 5978 To Report Out:

Yeas: Reps. Kowall, Bishop, George, Gosselin, Raczkowski, McConico, O'Neil,

Nays: None.

The Committee on Criminal Justice, by Rep. Kowall, Vice-Chair, reported

House Bill No. 5979, entitled

A bill to amend 1846 RS 171, entitled "Of county jails and the regulation thereof," (MCL 801.1 to 801.27) by adding section 4a.

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 5979 To Report Out:

Yeas: Reps. Kowall, Bishop, George, Gosselin, Raczkowski, McConico, O'Neil,

Nays: None.

The Committee on Criminal Justice, by Rep. Kowall, Vice-Chair, reported

House Bill No. 6510, entitled

A bill to amend 1953 PA 232, entitled "Corrections code of 1953," by amending section 34 (MCL 791.234), as amended by 1999 PA 191.

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 6510 To Report Out:

Yeas: Reps. Kowall, DeWeese, Gosselin, Raczkowski, McConico, Durhal, O'Neil,

Nays: None.

COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Wednesday, November 13, 2002, at 9:00 a.m.,

Present: Reps. Kowall, Bishop, DeWeese, George, Gosselin, Raczkowski, McConico, Durhal, O'Neil,

Absent: Reps. Faunce, Rison,

Excused: Reps. Faunce, Rison.

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

House Bill No. 6490, entitled

A bill to amend 1961 PA 236, entitled "Revised judicature act of 1961," by amending section 2567a (MCL 600.2567a), as added by 1990 PA 346.

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 6490 To Report Out:

Yeas: Reps. Birkholz, Gilbert, Hummel, Richardville, Jamnick, Minore,

Nays: None.

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

House Bill No. 6496, entitled

A bill to authorize and regulate electronic transactions of public funds involving local units of government; and to provide for powers and duties of certain governmental agencies and officials.

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 6496 To Report Out:

Yeas: Reps. Birkholz, Drolet, Gilbert, Gosselin, Jamnick, Dennis, Hardman, 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: Wednesday, November 13, 2002, at 9:30 a.m.,

Present: Reps. Birkholz, Hager, Drolet, Gilbert, Gosselin, Hummel, Richardville, Jamnick, Dennis, Hardman, Minore.

Messages from the Senate

The Speaker laid before the House

House Bill No. 4647, entitled

A bill to amend 1978 PA 368, entitled "Public health code," by amending sections 16131 and 16263 (MCL 333.16131 and 333.16263), as amended by 2000 PA 11, and by adding section 16338 and part 186.

(The bill was received from the Senate on December 13, 2001, with substitute (S-3), title amendment and immediate effect given by the Senate, consideration of which, under the rules, was postponed until December 21, 2001, see House Journal No. 88, p. 2873.)

The question being on concurring in the substitute (S-3) made to the bill by the Senate,

The substitute (S-3) was concurred in, a majority of the members serving voting therefor, by yeas and nays, as follows:

Roll Call No. 1090**Yeas—101**

Adamini	Garza	Lemmons	Rison
Allen	George	Lipsey	Rivet
Anderson	Gielegem	Lockwood	Rocca
Basham	Gilbert	Mans	Schauer
Bernero	Godchaux	McConico	Shackleton
Birkholz	Gosselin	Mead	Sheltrown
Bisbee	Hager	Meyer	Shulman
Bishop	Hale	Middaugh	Spade
Bogardus	Hansen	Minore	Stamas
Bovin	Hardman	Mortimer	Stewart

Bradstreet	Howell	Neumann	Switalski
Brown, B.	Hummel	Newell	Tabor
Brown, C.	Jacobs	O'Neil	Toy
Brown, R.	Jamnick	Palmer	Van Woerkom
Callahan	Jansen	Pappageorge	Vander Roest
Cassis	Jelinek	Patterson	Vander Veen
Caul	Johnson, Rick	Pestka	Vear
Daniels	Johnson, Ruth	Phillips	Voorhees
Dennis	Julian	Plakas	Waters
DeRossett	Koetje	Pumford	Whitmer
DeVuyst	Kolb	Quarles	Williams
DeWeese	Kooiman	Raczkowski	Wojno
Drolet	Kowall	Reeves	Woodward
Durhal	Kuipers	Richardville	Woronchak
Ehardt	LaSata	Richner	Zelenko
Frank			

Nays—0

In The Chair: Julian

The House agreed to the title as amended.

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

The Speaker laid before the House

House Bill No. 5761, entitled

A bill to amend 1978 PA 368, entitled "Public health code," by amending sections 20145 and 21523 (MCL 333.20145 and 333.21523), section 20145 as amended by 1993 PA 88.

(The bill was received from the Senate on September 24, with substitute (S-1), title amendment and immediate effect given by the Senate, consideration of which, under the rules, was postponed until September 25, see House Journal No. 65, p. 2565.)

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

Rep. Schauer moved to amend the Senate substitute (S-1) as follows:

1. Amend page 6, line 11, after "22203(10)" by inserting "IN A VETERANS HEALTH CARE FACILITY".

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

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

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

The motion prevailed.

Third Reading of Bills

House Bill No. 6162, entitled

A bill to amend 1978 PA 368, entitled "Public health code," (MCL 333.1101 to 333.25211) by adding sections 2862 and 2882a.

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

Roll Call No. 1091

Yeas—98

Adamini	George	Mans	Scranton
Allen	Gielegem	McConico	Shackleton
Anderson	Gilbert	Mead	Sheltrown

Basham	Hager	Meyer	Shulman
Bernero	Hale	Middaugh	Spade
Birkholz	Hansen	Minore	Stallworth
Bisbee	Hardman	Mortimer	Stamas
Bishop	Howell	Neumann	Stewart
Bogardus	Hummel	Newell	Switalski
Bovin	Jacobs	O'Neil	Tabor
Bradstreet	Jamnick	Palmer	Thomas
Brown, B.	Jansen	Pappageorge	Toy
Brown, C.	Jelinek	Patterson	Van Woerkom
Brown, R.	Johnson, Rick	Pestka	Vander Roest
Callahan	Johnson, Ruth	Phillips	Vander Veen
Cassis	Julian	Plakas	Vear
Caul	Koetje	Pumford	Voorhees
Daniels	Kolb	Quarles	Waters
Dennis	Kooiman	Reeves	Whitmer
DeRossett	Kowall	Richardville	Williams
DeVuyst	Kuipers	Richner	Wojno
DeWeese	LaSata	Rivet	Woodward
Durhal	Lemmons	Rocca	Woronchak
Frank	Lipsey	Schauer	Zelenko
Garza	Lockwood		

Nays—4

Drolet	Godchaux	Gosselin	Rackowski
--------	----------	----------	-----------

In The Chair: Julian

The House agreed to the title of the bill.

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

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

House Bill No. 4607, entitled

A bill to amend 1956 PA 218, entitled "The insurance code of 1956," (MCL 500.100 to 500.8302) by adding section 2213c.

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

Roll Call No. 1092**Yeas—98**

Adamini	George	Mans	Schauer
Allen	Gielegem	McConico	Scranton
Anderson	Gilbert	Mead	Shackleton
Basham	Godchaux	Meyer	Sheltrown
Bernero	Gosselin	Middaugh	Shulman
Birkholz	Hager	Mortimer	Spade
Bisbee	Hale	Neumann	Stamas
Bishop	Hansen	Newell	Stewart
Bovin	Hardman	O'Neil	Switalski
Bradstreet	Howell	Palmer	Tabor
Brown, B.	Hummel	Pappageorge	Thomas
Brown, C.	Jacobs	Patterson	Toy

Brown, R.	Jansen	Pestka	Van Woerkom
Callahan	Jelinek	Phillips	Vander Roest
Cassis	Johnson, Rick	Plakas	Vander Veen
Caul	Johnson, Ruth	Pumford	Vear
Daniels	Julian	Quarles	Voorhees
Dennis	Koetje	Raczkowski	Waters
DeRossett	Kolb	Reeves	Whitmer
DeVuyst	Kooiman	Richardville	Williams
DeWeese	Kowall	Richner	Wojno
Durhal	Kuipers	Rison	Woodward
Ehardt	LaSata	Rivet	Woronchak
Frank	Lemmons	Rocca	Zelenko
Garza	Lockwood		

Nays—5

Bogardus	Jamnick	Lipsey	Minore
Drolet			

In The Chair: Julian

The House agreed to the title of the bill.

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

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

House Bill No. 6328, entitled

A bill to amend 1925 PA 285, entitled “An act to provide for the organization, operation, and supervision of credit unions; to provide for the conversion of a state credit union into a federal credit union or a credit union organized and supervised under the laws of any other state or territory of the United States or any other federally insured depository institution and for the conversion of a federal credit union or a credit union organized and supervised under the laws of any other state or territory of the United States or any other federally insured depository institution into a state credit union; and to provide for the merger of credit unions organized and supervised under the laws of this state, credit unions organized and supervised under the laws of any other state or territory of the United States, and federal credit unions,” by amending section 17 (MCL 490.17), as amended by 1992 PA 246.

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

Roll Call No. 1093**Yeas—102**

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

Callahan	Jansen	Patterson	Vander Roest
Cassis	Jelinek	Pestka	Vander Veen
Caul	Johnson, Rick	Phillips	Vear
Daniels	Johnson, Ruth	Plakas	Voorhees
Dennis	Julian	Pumford	Waters
DeRossett	Koetje	Rackowski	Whitmer
DeVuyst	Kolb	Reeves	Williams
DeWeese	Kooiman	Richardville	Wojno
Drolet	Kowall	Richner	Woodward
Durhal	Kuipers	Rison	Woronchak
Ehardt	LaSata	Rivet	Zelenko
Frank	Lemmons		

Nays—0

In The Chair: Julian

The House agreed to the title of the bill.

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

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

House Bill No. 6329, entitled

A bill to amend 1978 PA 232, entitled “An act to permit banks and savings and loan associations to suspend business in the event of an existing or impending emergency; to prescribe the powers and duties of bank and savings and loan association officers and certain state officials; and to declare the legal effect of the suspensions of business authorized by this act,” by amending the title and sections 1, 2, 3, 4, 5, and 6 (MCL 487.941, 487.942, 487.943, 487.944, 487.945, and 487.946).

Was read a third time and passed, 2/3 of the members serving voting therefor, by yeas and nays, as follows:

Roll Call No. 1094**Yeas—104**

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

Drolet	Kowall	Richardville	Wojno
Durhal	Kuipers	Richner	Woodward
Ehardt	LaSata	Rison	Woronchak
Frank	Lemmons	Rivet	Zelenko

Nays—0

In The Chair: Julian

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

House Bill No. 6219, entitled

A bill to amend 1994 PA 451, entitled “Natural resources and environmental protection act,” by amending section 80166 (MCL 324.80166), as added by 1995 PA 58, and by adding section 80166a.

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

Roll Call No. 1095**Yeas—103**

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

Nays—0

In The Chair: Julian

The House agreed to the title of the bill.

House Bill No. 6478, entitled

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

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

Roll Call No. 1096**Yeas—88**

Adamini	George	Lockwood	Scranton
Allen	Gielegem	Mans	Shackleton
Anderson	Gilbert	Mead	Sheltrown
Basham	Godchaux	Meyer	Shulman
Bernero	Hager	Middaugh	Spade
Birkholz	Hale	Minore	Stallworth
Bisbee	Hansen	Mortimer	Stamas
Bogardus	Hardman	Neumann	Stewart
Bovin	Howell	Newell	Tabor
Bradstreet	Hummel	O'Neil	Thomas
Brown, B.	Jacobs	Pappageorge	Toy
Brown, R.	Jamnick	Patterson	Van Woerkom
Callahan	Jansen	Pestka	Vander Veen
Cassis	Jelinek	Phillips	Vear
Caul	Johnson, Rick	Plakas	Voorhees
Dennis	Johnson, Ruth	Pumford	Waters
DeRossett	Julian	Quarles	Whitmer
DeVuyst	Kolb	Reeves	Williams
DeWeese	Kooiman	Richardville	Wojno
Durhal	LaSata	Richner	Woodward
Ehardt	Lemmons	Rison	Woronchak
Garza	Lipsey	Schauer	Zelenko

Nays—13

Bishop	Koetje	Palmer	Rocca
Brown, C.	Kowall	Raczkowski	Switalski
Drolet	Kuipers	Rivet	Vander Roest
Gosselin			

In The Chair: Julian

The House agreed to the title of the bill.

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

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

House Bill No. 6479, entitled

A bill to amend 1967 PA 281, entitled "Income tax act of 1967," by amending section 30 (MCL 206.30), as amended by 2000 PA 400.

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

Roll Call No. 1097**Yeas—91**

Adamini	George	Mans	Scranton
Allen	Gielegem	McConico	Shackleton
Anderson	Gilbert	Mead	Sheltrown
Basham	Godchaux	Meyer	Shulman

Bernero	Hager	Middaugh	Spade
Birkholz	Hale	Minore	Stallworth
Bisbee	Hansen	Mortimer	Stamas
Bogardus	Hardman	Neumann	Stewart
Bovin	Howell	Newell	Tabor
Bradstreet	Hummel	O'Neil	Thomas
Brown, B.	Jacobs	Pappageorge	Toy
Brown, R.	Jamnick	Patterson	Van Woerkom
Callahan	Jansen	Pestka	Vander Veen
Cassis	Jelinek	Phillips	Vear
Caul	Johnson, Rick	Plakas	Voorhees
Daniels	Johnson, Ruth	Pumford	Waters
Dennis	Julian	Quarles	Whitmer
DeRossett	Kolb	Reeves	Williams
DeVuyst	Kooiman	Richardville	Wojno
DeWeese	LaSata	Richner	Woodward
Durhal	Lemmons	Rison	Woronchak
Frank	Lipsey	Rivet	Zelenko
Garza	Lockwood	Schauer	

Nays—13

Bishop	Gosselin	Kuipers	Rocca
Brown, C.	Koetje	Palmer	Switalski
Drolet	Kowall	Raczkowski	Vander Roest
Ehardt			

In The Chair: Julian

The House agreed to the title of the bill.

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

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

House Bill No. 6480, entitled

A bill to amend 1941 PA 122, entitled "An act to establish a revenue division of the department of treasury; to prescribe its powers and duties as the revenue collection agency of the state; to prescribe certain powers and duties of the state treasurer; to regulate the importation, stamping, and disposition of certain tobacco products; to create the position and to define the powers and duties of the state commissioner of revenue; to provide for the transfer of powers and duties now vested in certain other state boards, commissions, departments and offices; to prescribe certain duties of and require certain reports from the department of treasury; to provide procedures for the payment, administration, audit, assessment, levy of interests or penalties on, and appeals of taxes and tax liability; to prescribe its powers and duties if an agreement to act as agent for a city to administer, collect, and enforce the city income tax act on behalf of a city is entered into with any city; to provide an appropriation; to abolish the state board of tax administration; to prescribe penalties and provide remedies; and to declare the effect of this act," by amending section 30c (MCL 205.30c), as amended by 2001 PA 168.

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

Roll Call No. 1098**Yeas—92**

Adamini	Frank	Lipsey	Schauer
Allen	Garza	Lockwood	Scranton
Anderson	George	Mans	Shackleton

Basham	Gielegem	McConico	Sheltrown
Bernero	Gilbert	Mead	Shulman
Birkholz	Godchaux	Middaugh	Spade
Bisbee	Hager	Minore	Stallworth
Bogardus	Hale	Mortimer	Stamas
Bovin	Hansen	Neumann	Stewart
Bradstreet	Hardman	Newell	Tabor
Brown, B.	Howell	O'Neil	Thomas
Brown, C.	Hummel	Pappageorge	Toy
Brown, R.	Jacobs	Patterson	Van Woerkom
Callahan	Jamnick	Pestka	Vander Veen
Cassis	Jansen	Phillips	Vear
Caul	Jelinek	Plakas	Voorhees
Daniels	Johnson, Rick	Pumford	Waters
Dennis	Johnson, Ruth	Quarles	Whitmer
DeRossett	Julian	Reeves	Williams
DeVuyst	Kolb	Richardville	Wojno
DeWeese	Kooiman	Richner	Woodward
Durhal	LaSata	Rison	Woronchak
Ehardt	Lemmons	Rivet	Zelenko

Nays—12

Bishop	Koetje	Meyer	Rocca
Drolet	Kowall	Palmer	Switalski
Gosselin	Kuipers	Rackowski	Vander Roest

In The Chair: Julian

The House agreed to the title of the bill.

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

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

House Bill No. 6481, entitled

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

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

Roll Call No. 1099**Yeas—88**

Adamini	Ehardt	Lemmons	Rison
Allen	Garza	Lipsey	Schauer
Anderson	George	Lockwood	Scranton
Basham	Gielegem	Mans	Shackleton
Bernero	Gilbert	Mead	Sheltrown
Birkholz	Godchaux	Meyer	Shulman
Bisbee	Hager	Middaugh	Spade
Bogardus	Hale	Minore	Stamas
Bovin	Hansen	Mortimer	Stewart
Bradstreet	Hardman	Neumann	Tabor
Brown, B.	Howell	Newell	Thomas
Brown, C.	Hummel	O'Neil	Toy
Brown, R.	Jacobs	Pappageorge	Van Woerkom
Callahan	Jamnick	Patterson	Vander Veen
Cassis	Jansen	Pestka	Vear

Caul	Jelinek	Phillips	Voorhees
Daniels	Johnson, Rick	Plakas	Waters
Dennis	Johnson, Ruth	Pumford	Whitmer
DeRossett	Julian	Quarles	Williams
DeVuyst	Kolb	Reeves	Wojno
DeWeese	Kooiman	Richardville	Woodward
Durhal	LaSata	Richner	Woronchak

Nays—12

Bishop	Koetje	Palmer	Rocca
Drolet	Kowall	Raczkowski	Switalski
Gosselin	Kuipers	Rivet	Vander Roest

In The Chair: Julian

The House agreed to the title of the bill.

Rep. Richardville 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. 5014, entitled

A bill to amend 1978 PA 368, entitled "Public health code," by amending sections 16263, 16315, 16335, 17801, 17820, and 17822 (MCL 333.16263, 333.16315, 333.16335, 333.17801, 333.17820, and 333.17822), section 16263 as amended by 2000 PA 11, section 16315 as added by 1993 PA 138, section 16335 as added by 1993 PA 80, and sections 17801 and 17820 as amended and section 17822 as added by 1987 PA 213, and by adding sections 17823 and 17824.

Was read a second time, and the question being on the adoption of the proposed substitute (H-5) previously recommended by the Committee on Health Policy,

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

Rep. Adamini moved to amend the bill as follows:

1. Amend page 10, following line 18, by inserting:

“(3) EFFECTIVE DECEMBER 31, 2009, AN INDIVIDUAL SEEKING LICENSURE UNDER THIS SECTION TO ENGAGE IN THE PRACTICE OF PHYSICAL THERAPY SHALL HOLD A DOCTORAL LEVEL DEGREE FROM A NATIONALLY ACCREDITED PHYSICAL THERAPY PROGRAM. AS OF DECEMBER 31, 2009, ALL INDIVIDUALS WHO PRESENTLY HOLD A LICENSE UNDER THIS SECTION OR FROM ANOTHER STATE, SHALL BE GRANTED GRANDFATHER STATUS AND SHALL NOT BE REQUIRED TO HOLD A DOCTORAL LEVEL DEGREE FROM A NATIONALLY ACCREDITED PHYSICAL THERAPY PROGRAM.”.

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

Rep. Schauer moved to amend the bill as follows:

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

“(3) A PHYSICAL THERAPIST SHALL REFER A PATIENT TO AN APPROPRIATE HEALTH CARE PRACTITIONER IF THE PHYSICAL THERAPIST HAS REASONABLE CAUSE TO BELIEVE THAT SYMPTOMS OR CONDITIONS ARE PRESENT THAT REQUIRE SERVICES BEYOND THE SCOPE OF PRACTICE OF PHYSICAL THERAPY.”.

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

Rep. Schauer moved to amend the bill as follows:

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

“(4) A PHYSICAL THERAPIST SHALL CONSULT WITH AN APPROPRIATE HEALTH CARE PRACTITIONER IF A PATIENT DOES NOT SHOW REASONABLE RESPONSE TO TREATMENT IN A TIME PERIOD CONSISTENT WITH THE STANDARDS OF PRACTICE ESTABLISHED IN THE RULES PROMULGATED UNDER SUBSECTION (1).”.

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

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

Rep. Rich Brown moved that Rep. Adamini 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. 5014, entitled

A bill to amend 1978 PA 368, entitled “Public health code,” by amending sections 16263, 16315, 16335, 17801, 17820, and 17822 (MCL 333.16263, 333.16315, 333.16335, 333.17801, 333.17820, and 333.17822), section 16263 as amended by 2000 PA 11, section 16315 as added by 1993 PA 138, section 16335 as added by 1993 PA 80, and sections 17801 and 17820 as amended and section 17822 as added by 1987 PA 213, and by adding sections 17823 and 17824.

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

Roll Call No. 1100

Yeas—65

Allen	Hansen	Meyer	Sheltrown
Anderson	Hardman	Mortimer	Spade
Bernero	Howell	Neumann	Stewart
Bovin	Hummel	Newell	Switalski
Bradstreet	Jamnick	O’Neil	Tabor
Brown, R.	Jansen	Palmer	Thomas
Daniels	Johnson, Rick	Pappageorge	Toy
DeRossett	Julian	Pestka	Vander Roest
Drolet	Koetje	Pumford	Vander Veen
Durhal	Kolb	Quarles	Vear
Ehardt	Kooiman	Reeves	Voorhees
Frank	Kowall	Richner	Waters
Garza	Kuipers	Rocca	Whitmer
Gilbert	Lipsey	Schauer	Williams
Godchaux	Mans	Scranton	Woodward
Gosselin	Mead	Shackleton	Woronchak
Hager			

Nays—33

Basham	Caul	Jelinek	Rackowski
Birkholz	Dennis	Johnson, Ruth	Richardville
Bisbee	DeVuyst	LaSata	Shulman
Bishop	DeWeese	Lockwood	Stallworth
Bogardus	George	Middaugh	Stamas
Brown, B.	Gielegem	Minore	Van Woerkom
Brown, C.	Hale	Patterson	Wojno
Callahan	Jacobs	Phillips	Zelenko
Cassis			

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 1978 PA 368, entitled "Public health code," by amending sections 16263, 16315, 16335, 17801, and 17820 (MCL 333.16263, 333.16315, 333.16335, 333.17801, and 333.17820), section 16263 as amended by 2001 PA 139, section 16315 as amended by 2001 PA 232, section 16335 as added by 1993 PA 80, and sections 17801 and 17820 as amended by 1987 PA 213, and by adding sections 17823, 17824, and 17825.

The motion prevailed.

The House agreed to the title as amended.

Rep. Richardville 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. 4857, entitled

A bill to regulate and license certain individuals conducting certain transactions and acting as athlete agents in this state; to regulate certain student-athletes; to regulate certain contracts and agreements; to impose certain fees; to provide for certain powers and duties for certain state departments and agencies; to provide for adoption of rules; to create certain causes of action; and to provide for remedies and penalties.

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

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

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

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

Rep. Richner moved to amend the bill as follows:

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

"(j) "State" means a state of the United States, the District of Columbia, Puerto Rico, the United States Virgin Islands, or any territory or insular possession subject to the jurisdiction of the United States." and relettering the remaining subdivision.

The motion prevailed and the amendment 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.

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

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

Rep. Vander Roest moved that Reps. Pappageorge and Ehardt 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. 4857, entitled

A bill to regulate and license certain individuals conducting certain transactions and acting as athlete agents in this state; to regulate certain student-athletes; to regulate certain contracts and agreements; to impose certain fees; to provide for certain powers and duties for certain state departments and agencies; to provide for adoption of rules; to create certain causes of action; and to provide for remedies and penalties.

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

Roll Call No. 1101

Yeas—98

Adamini
Allen
Anderson

George
Gielegem
Gilbert

Lockwood
Mans
McConico

Rocca
Schauer
Shackleton

Basham	Godchaux	Mead	Sheltrown
Bernero	Hager	Meyer	Shulman
Birkholz	Hale	Middaugh	Spade
Bisbee	Hansen	Minore	Stallworth
Bishop	Hardman	Mortimer	Stamas
Bogardus	Howell	Neumann	Stewart
Bovin	Hummel	Newell	Switalski
Bradstreet	Jacobs	O'Neil	Tabor
Brown, B.	Jamnick	Palmer	Toy
Brown, C.	Jansen	Patterson	Van Woerkom
Brown, R.	Jelinek	Pestka	Vander Roest
Callahan	Johnson, Rick	Phillips	Vander Veen
Cassis	Johnson, Ruth	Plakas	Vear
Caul	Julian	Pumford	Voorhees
Daniels	Koetje	Quarles	Waters
Dennis	Kolb	Raczkowski	Whitmer
DeRossett	Kooiman	Reeves	Williams
DeVuyst	Kowall	Richardville	Wojno
DeWeese	Kuipers	Richner	Woodward
Durhal	LaSata	Rison	Woronchak
Frank	Lemmons	Rivet	Zelenko
Garza	Lipsev		

Nays—2

Drolet

Gosselin

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 regulate certain contracts and transactions and involving athlete agents and student athletes in this state; to require certain disclosures; to create certain causes of action; and to provide for remedies and penalties.

The motion prevailed.

The House agreed to the title as amended.

Rep. Richardville 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. 6501, entitled

A bill to amend 1975 PA 228, entitled "Single business tax act," by amending section 38g (MCL 208.38g), as added by 2000 PA 143.

The bill was read a second time.

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

The motion prevailed.

Rep. Richardville 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. 6501, entitled

A bill to amend 1975 PA 228, entitled "Single business tax act," by amending section 38g (MCL 208.38g), as added by 2000 PA 143.

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

Roll Call No. 1102**Yeas—103**

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

Nays—0

In The Chair: Julian

The House agreed to the title of the bill.

Rep. Richardville 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. 6502, entitled**

A bill to amend 1996 PA 381, entitled "Brownfield redevelopment financing act," by amending sections 13 and 15 (MCL 125.2663 and 125.2665), as amended by 2000 PA 145.

Was read a second time, and the question being on the adoption of the proposed amendment previously recommended by the Committee on Tax Policy (for amendment, see House Journal No. 67, p. 2631),

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

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

The motion prevailed.

Rep. Richardville 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. 6502, entitled**

A bill to amend 1996 PA 381, entitled "Brownfield redevelopment financing act," by amending sections 13 and 15 (MCL 125.2663 and 125.2665), as amended by 2000 PA 145.

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

Roll Call No. 1103**Yeas—104**

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

Nays—0

In The Chair: Julian

The House agreed to the title of the bill.

Rep. Richardville 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. 6327, entitled**

A bill to amend 1956 PA 218, entitled "The insurance code of 1956," by amending sections 2409, 2409a, and 2409c (MCL 500.2409, 500.2409a, and 500.2409c), sections 2409 and 2409a as amended by 1993 PA 200 and section 2409c as added by 1986 PA 318.

The bill was read a second time.

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

The motion prevailed.

Rep. Richardville 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. 6327, entitled**

A bill to amend 1956 PA 218, entitled "The insurance code of 1956," by amending sections 2409, 2409a, and 2409c (MCL 500.2409, 500.2409a, and 500.2409c), sections 2409 and 2409a as amended by 1993 PA 200 and section 2409c as added by 1986 PA 318.

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

Roll Call No. 1104**Yeas—103**

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

Nays—0

In The Chair: Julian

The House agreed to the title of the bill.

Rep. Richardville 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. 6069, entitled**

A bill to amend 1967 PA 281, entitled "Income tax act of 1967," by amending section 512 (MCL 206.512), as amended by 1996 PA 484.

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

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

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

The motion prevailed.

Rep. Patterson 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. 6069, entitled**

A bill to amend 1967 PA 281, entitled "Income tax act of 1967," by amending section 512 (MCL 206.512), 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. 1105**Yeas—104**

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

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.

Rep. Adamini, under Rule 33, made the following statement:

“Mr. Speaker and members of the House:

I was absent from the Chamber when the vote was taken on Roll Call No. 1100. Had I been present, I would have voted ‘yea’.

By unanimous consent the House returned to the order of

Messages from the Senate**Senate Concurrent Resolution No. 74.**

A concurrent resolution prescribing the legislative schedule.

Resolved by the Senate (the House of Representatives concurring), That when the House of Representatives adjourns on Wednesday, November 13, 2002, it stands adjourned until Tuesday, December 3, 2002, at 2:00 p.m.; and be it further

Resolved, That when the Senate adjourns on Thursday, November 14, 2002, it stands adjourned until Tuesday, December 3, 2002, at 10:00 a.m.

The Senate has adopted the concurrent resolution.

Pending the reference of the concurrent resolution to a committee,

Rep. Richardville 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.

By unanimous consent the House returned to the order of

Reports of Standing Committees

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

House Bill No. 5705, entitled

A bill to make, supplement, and adjust appropriations for various state departments and agencies for the fiscal year ending September 30, 2002; and to provide for the expenditure of the appropriations.

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 5705 To Report Out:

Yeas: Reps. Shulman, LaSata, Cameron Brown, Caul, Godchaux, Jansen, Kooiman, Mead, Mortimer, Newell, Pappageorge, Pumford, Shackleton, Stamas, Stewart, Toy, Vander Roest, Frank, Rich Brown, Lockwood, Pestka, Phillips, Plakas, Reeves, Stallworth, Switalski, Whitmer,

Nays: None.

COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Wednesday, November 13, 2002, at 10:00 a.m.,

Present: Reps. Shulman, LaSata, Cameron Brown, Caul, Godchaux, Jansen, Kooiman, Mead, Mortimer, Newell, Pappageorge, Pumford, Shackleton, Stamas, Stewart, Toy, Vander Roest, Frank, Rich Brown, Lockwood, Pestka, Phillips, Plakas, Reeves, Stallworth, Switalski, Whitmer,

Absent: Reps. Jelinek, Clarke,

Excused: Reps. Jelinek, Clarke.

Second Reading of Bills

House Bill No. 5705, entitled

A bill to make, supplement, and adjust appropriations for various state departments and agencies for the fiscal year ending September 30, 2002; and to provide for the expenditure of the appropriations.

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. Stallworth moved to amend the bill as follows:

1. Amend page 17, following line 7, by inserting:

“DEPARTMENT OF MANAGEMENT AND BUDGET

Sec. 1450. (1) From the funds appropriated in section 103(3) of 2000 PA 291 to the department of management and budget, building demolitions, \$2,400,000.00 is re-appropriated as a grant to the City of Detroit.

(2) The funds can only be expended on costs for demolishing tax reverted properties within the City of Detroit and Wayne County.

(3) Not more than \$5,000.00 may be expended on any 1 demolition project.”.

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

Rep. Stallworth moved to amend the bill as follows:

1. Amend page 17, following line 13, by inserting:

“DEPARTMENT OF STATE POLICE

Sec. 1601. It is the intent of the legislature that up to 10% of federal funds received by the state of Michigan for homeland security equipment upgrade grants to local units be allocated for construction of an upgraded Detroit crime lab.”.

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

Rep. Switalski moved to amend the bill as follows:

1. Amend page 14, line 2, after the first “County” by inserting a comma and “Macomb County,”.

2. Amend page 14, line 14, after “Oakland” by inserting a comma and “Macomb,”.

The motion prevailed and the amendments were 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.

Rep. Patterson 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

Rep. Patterson moved that Rule 49 be suspended.

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

House Bill No. 5705, entitled

A bill to make, supplement, and adjust appropriations for various state departments and agencies for the fiscal year ending September 30, 2002; and to provide for the expenditure of the appropriations.

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

Roll Call No. 1106

Yeas—101

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

Nays—3

Cassis

Drolet

Gosselin

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 make, supplement, and adjust appropriations for various state departments and agencies for the fiscal year ending September 30, 2002 and the fiscal year ending September 30, 2003; to provide for the expenditure of the appropriations; and to repeal acts and parts of acts.

The motion prevailed.

The House agreed to the title as amended.

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

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

Rep. Richardville moved that when the House adjourns today it stand adjourned until Tuesday, December 3, at 2:00 p.m. The motion prevailed.

Messages from the Governor

The following message from the Governor was received November 13, 2002 and read:

EXECUTIVE ORDER**No. 2002 - 21****MICHIGAN AQUATIC NUISANCE SPECIES COUNCIL**

**OFFICE OF THE GREAT LAKES
DEPARTMENT OF ENVIRONMENTAL QUALITY
DEPARTMENT OF NATURAL RESOURCES
DEPARTMENT OF AGRICULTURE
DEPARTMENT OF TRANSPORTATION**

WHEREAS, aquatic nuisance species are causing great harm to Michigan's economy and threatening biodiversity, native species and ecosystem health in Michigan; and

WHEREAS, Michigan's waters are at risk for new introductions of aquatic nuisance species entering from adjoining states and from other parts of the world; and

WHEREAS, Michigan has completed Michigan's Aquatic Nuisance Species State Management Plan Update of 2002, as required under authority of Section 1204 of the federal Nonindigenous Aquatic Nuisance Species Prevention and Control Act of 1990; and

WHEREAS, a partnership of the Michigan Departments of Environmental Quality, Natural Resources, Agriculture, and Transportation, as well as other states and federal agencies in the Great Lakes basin, is necessary to prevent and control the damage caused by aquatic nuisance species.

NOW, THEREFORE, I, John Engler, Governor of the State of Michigan pursuant to the powers vested in me by the Constitution of the State of Michigan of 1963 and the laws of the State of Michigan, do hereby order the following:

I. DEFINITIONS

A. "Aquatic nuisance species" means waterborne, non-native organisms that threaten the diversity or abundance of native species, the ecological stability of impacted waters, that threaten a commercial, agricultural, aquacultural, or recreational activity dependent on waters of the state.

B. The “Council” means the Michigan Aquatic Nuisance Species Council established by this Order.

C. The “Department of Agriculture” means the principal department of state government created by Section 175 of Act No. 380 of the Public Acts of 1965, as amended, being Section 16.275 of the Michigan Compiled Laws.

D. The “Department of Environmental Quality” means the principal department of state government created by Executive Order 1995-18, being Section 324.99903 of the Michigan Compiled Laws.

E. The “Department of Natural Resources” means the principal department of state government created by Section 250 of Act No. 380 of the Public Acts of 1965, as amended, being Section 16.350 of the Michigan Compiled Laws.

F. The “Department of Transportation” means the principal department of state government created by Section 350 of Act No. 380 of the Public Acts of 1965, as amended, being Section 16.450 of the Michigan Compiled Laws.

G. The “Great Lakes Panel on Aquatic Nuisance Species” means the regional panel officially convened in 1991 by the Great Lakes Commission in response to Section 1203 of the Nonindigenous Aquatic Nuisance Prevention and Control Act of 1990 (P.L. 101-646), being Title 16 of the United States Code Section 4724.

H. “Michigan’s Aquatic Nuisance Species State Management Plan Update of 2002” means the document titled: “Michigan’s Aquatic Nuisance Species Management Plan Update: Prevention and Control in Michigan Waters” as an update to the original 1996 plan approved under authority of Section 1204 of the federal Nonindigenous Aquatic Nuisance Species Prevention and Control Act of 1990 (P.L. 101-646), being Title 16 of the United States Code Section 4725.

I. The “Office of the Great Lakes” means the office created by Section 32903 of Act No. 451 of the Public Acts of 1994, as amended, being Section 324.32903 of the Michigan Compiled Laws, which was subsequently transferred to the Department of Environmental Quality by Executive Order 1995-18, being Section 324.99903 of the Michigan Compiled Laws.

II. MICHIGAN AQUATIC NUISANCE SPECIES COUNCIL

A. The Aquatic Nuisance Species Council is hereby created within the Office of the Great Lakes as an advisory body to the Office of the Great Lakes and the Departments of Environment Quality, Natural Resources, Agriculture, and Transportation.

B. The members of the Council shall include:

1. The Director of the Office of the Great Lakes, who shall act as the chair of the Council;
2. The Director of the Department of Environmental Quality, or his or her designee;
3. The Director of the Department of Natural Resources, or his or her designee;
4. The Director of the Department of Agriculture, or his or her designee; and
5. The Director of the Department of Transportation, or his or her designee.
6. Four members from the public appointed by the Governor.

a. These four (4) appointees shall hold office for a term of two (2) years. However, of the appointees initially appointed, the Governor shall designate two (2) of the Governor’s appointees to serve a term of one (1) year and two (2) to serve a term of two (2) years.

b. A vacancy on the Council caused by the expiration of a term or by any other cause of termination of membership on the Council shall be filled in the same manner as the original appointment.

c. An appointee appointed to fill a vacancy created other than by expiration of a term shall be appointed for the unexpired term of the appointee who he or she is to succeed in the same manner as the original appointment.

d. An appointee may be re-appointed for additional terms.

III. CHARGE TO THE COUNCIL

The Council shall advise the Office of the Great Lakes and the Departments of Environment Quality, Natural Resources, Agriculture and Transportation on:

A. The implementation of Michigan’s Aquatic Nuisance Species State Management Plan Update of 2002;

B. The state’s efforts to prevent and control aquatic nuisance species introduction and spread within Michigan, in order to minimize the economic and environmental impacts of aquatic nuisance species by maximizing inter-departmental coordination of existing aquatic nuisance species programs;

C. Issues pertaining to preventing and controlling the spread of aquatic nuisance species within the state for new aquatic nuisance species programs;

D. Information/education activities about aquatic nuisance species;

E. The coordination of research and monitoring activities pertaining to aquatic nuisance species; and

F. Revising and updating Michigan’s Aquatic Nuisance Species State Management Plan, as necessary.

IV. OPERATIONS OF THE COUNCIL

A. The Council shall be staffed by personnel within the Office of the Great Lakes, and the chair shall appoint a coordinator for the Council.

B. The Council shall meet at least 2 times per year at the call of the chair. Meetings of the Council may be held at any location within the state of Michigan and may be conducted by conference call or teleconference.

C. A majority of the serving members constitutes a quorum for the transaction of business at a meeting. The Council shall act by a majority vote of its serving members.

D. The Council may adopt procedures, not inconsistent with law and with this Order, governing its organization, operation and procedure.

E. In developing recommendations, the Council may, as appropriate, make inquiries, studies, investigations, hold hearings, and receive comments from the public. The Council may consult with outside experts in order to perform its duties.

F. Members of the Council shall serve without compensation. Members of the Council may receive reimbursement for necessary travel and expenses according to relevant statutes, rules and procedures of the Department of Management and Budget, the Civil Service Commission and the State Court Administrative Office.

G. Members of the Council shall refer all legal, legislative and media contacts to the director of the Office of the Great Lakes.

H. All departments, committees, commissioners, or officers of the state or of any political subdivision thereof shall give to the Council, or to any member or representative thereof, any necessary assistance required by the Council, or any member or representative thereof, in the performance of the duties of the Council so far as is compatible with its, his or her duties. Free access shall also be given to any books, records or documents in its, his or her custody, relating to matters within the scope of inquiry, study or investigation of the Council.

V. MISCELLANEOUS

A. Any suit, action or other proceeding lawfully commenced by, against or before any entity effected by this Order, shall not abate by reason of the taking effect of this Order. Any suit, action or other proceeding may be maintained by, against or before the appropriate successor of any entity affected by this Order.

B. The invalidity of any portion of this Order shall not affect the validity of the remainder thereof.

The provisions of this Executive Order shall become effective upon filing.

[SEAL]

Given under my hand and the Great Seal of the State of Michigan this 13th day of November, in the Year of our Lord, Two Thousand Two.

John Engler

Governor

By the Governor:

Candice S. Miller

Secretary of State

The message was referred to the Clerk.

Communications from State Officers

The following communication from the Secretary of State was received and read:

Notice of Filing Administrative Rules

October 24, 2002

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 2:10 P.M. this date, administrative rule (01-10-05) for the Department of Corrections, entitled "*General Rules*", effective 7 days hereafter.

Sincerely,

Candice S. Miller

Secretary of State

Elena L. Beasley, Manager

Office of the Great Seal

The communication was referred to the Clerk.

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

October 29, 2002

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

Type of Report
Interim Approval
Investigation Report

Facility
Sequoyah Center

Report #

License #
CS470201401

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

The communication was referred to the Clerk.

The following communication from the Auditor General was received and read:

November 5, 2002

Enclosed is a copy of the following audit report and/or executive digest:
Performance Audit of the
Storage Tank Division
Department of Environmental Quality
November 2002

Sincerely,
Thomas H. McTavish, C.P.A.
Auditor General

The communication was referred to the Clerk and the accompanying report referred to the Committee on House Oversight and Operations.

By unanimous consent the House returned to the order of

Motions and Resolutions

The Speaker, on behalf of the entire membership, offered the following resolution:

House Resolution No. 574.

A resolution honoring Ernie Harwell for his invaluable contribution to the citizens of Michigan and the nation as the renowned major league radio broadcaster for the Detroit Tigers.

Whereas, It is with great appreciation for his remarkable contribution to sports as a major league broadcaster that we honor Ernie Harwell upon his retirement from the Detroit Tigers organization. On behalf of his fans, colleagues, and the citizens of Michigan, we offer our sincere gratitude for the time, energy, and talent he so lovingly devoted to promoting major league baseball; and

Whereas, Ernie Harwell gave his final Detroit Tigers broadcast on Sunday, September 29, 2002. A statue was erected in his honor in recognition of his major league broadcasting career which started in 1948 at Ebbets Field in Brooklyn when he made his first major league broadcast with the Brooklyn Dodgers. This was the first coast-to-coast telecast of a major sporting event. After two seasons with the Dodgers, he worked with the Giants and Orioles before coming to Detroit in 1960; and

Whereas, In Ernie Harwell's 55-season major league career he has made a lasting contribution to the standard of excellence in broadcasting through his brilliant play-by-play analysis and the unique timbre of his voice. This is a quality that is synonymous with baseball to sports fans everywhere; and

Whereas, Ernie Harwell's career highlights include the Detroit Tigers' World Series victories in 1968 and 1984, calling the action for Bobby Thompson's historic playoff homer in 1951, being the voice of the first American League Championship Series in 1969 on CBS Radio, and national broadcasts of several World Series and All-Star Games; and

Whereas, Ernie Harwell received the 1981 Ford C. Frick Award presented by the Baseball Hall of Fame for baseball broadcasting excellence. He was named to the National Sportscasters Hall of Fame in 1989 and that same year he was inducted into the Michigan Sports Hall of Fame; and

Whereas, Ernie Harwell is acclaimed as an author of several books on the great game of baseball. In these books he chronicles baseball history and shares his memories. His books include *The Babe Signed My Shoe*, *Baseball as It Was* and *Will Always Be: Tales of the Grande Ole Game*, and his most recent book published in 2002, *My First 60 Years in Baseball*; and

Whereas, His sports broadcasting involvement outside of baseball includes the Master's Golf Tournament in Atlanta and football credits that embody coverage of the New York Giants, Baltimore Colts, and Brooklyn Dodgers pro clubs. He also broadcast for Yale University, Pittsburgh, Boston College, Fordham, Georgia Tech, and Michigan State University on the collegiate level; and

Whereas, Ernie Harwell, at the age of 84, has spent half of his life as a Detroit Tigers announcer and has earned a well-deserved place in history and in our hearts and minds as the most beloved sports broadcaster of all time; now, therefore, be it

Resolved by the House of Representatives, That the members of this legislative body honor Ernie Harwell for his invaluable contribution to the citizens of Michigan and the nation as the renown major league radio broadcaster for the Detroit Tigers. He takes with him into retirement a host of memories, knowledge about the history of baseball, along with the warm wishes of his fans, colleagues, and all of those fortunate enough to have known him. May his future be filled with more time to enjoy his passion for writing and the company of his lovely wife, Lulu, family, and friends; and be it further

Resolved, That a copy of this resolution be transmitted to Ernie Harwell as a token of our deep appreciation and respect.

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. Dennis, Hansen, Spade, Zelenko, Bernero, McConico, Hardman, Waters, Wojno, Anderson, Neumann, Durhal, DeWeese, Minore, Jamnick, Van Woerkom, Woodward, Sheltroun, Rich Brown, Birkholz, Lemmons, DeVuyst, Jacobs, Vander Roest, Pappageorge, Hale, Schauer, Bogardus, Quarles, Ehardt, Kolb, Lipsey and Adamini offered the following resolution:

House Resolution No. 575.

A resolution honoring Dale E. Elliott upon the occasion of his retirement from the Muskegon County Road Commission.

Whereas, It is with deep appreciation for the hard work, dedication, and professionalism that Dale E. Elliott has put forth on behalf of the people of Muskegon County that we offer this expression of our thanks and best wishes in retirement. As the people of Muskegon County 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, Dale E. Elliott worked in law enforcement at the Muskegon County Sheriff's Department. With a personal respect for the law and a strong personal sense of duty, this dedicated professional faced dangers and risks most of us cannot imagine facing. After nearly 30 years, he retired from the Muskegon County Sheriff's Department; and

Whereas, Dale E. Elliott returned from that well-earned retirement to serve four years at the Muskegon County Road Commission. As Dale E. Elliott well knows, financial pressures and changing expectations have combined to make the recent past a challenging time to work in local government. With the personal sense of duty that Dale E. Elliott brought to the Muskegon County Road Commission, he was able to meet this challenge with enthusiasm and a genuine interest in efficiency in public service. This has been deeply appreciated, both by citizens and organizations in Muskegon County that have benefited directly from Dale E. Elliott's work as well as other public servants who have witnessed this fine example. 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 Dale E. Elliott upon the occasion of his retirement from the Muskegon County Road Commission. We offer our best wishes to Dale E. Elliott and his family for the health and happiness he has truly earned; and be it further

Resolved, That a copy of this resolution be transmitted to Dale E. Elliott as a symbol of our respect for his fine service.

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. Dennis, Hansen, Spade, Zelenko, Bernero, McConico, Hardman, Waters, Wojno, Anderson, Neumann, Durhal, DeWeese, Minore, Jamnick, Van Woerkom, Woodward, Sheltroun, Rich Brown, Birkholz, Lemmons, DeVuyst, Jacobs, Vander Roest, Pappageorge, Hale, Schauer, Bogardus, Quarles, Ehardt, Kolb, Lipsey and Adamini offered the following resolution:

House Resolution No. 576.

A resolution honoring Norman H. Erickson upon his retirement from the Muskegon County Road Commission.

Whereas, It is with a strong sense of admiration for all of the sacrifices he has made on behalf of the people of Muskegon County that we salute Norman H. Erickson. His retirement from public office as the Managing Director of the Muskegon County Road Commission marks the end of a well-respected career in public service. We thank this conscientious individual on this occasion with confidence that Muskegon County will long benefit from his work; and

Whereas, In the 27 years since Norman H. Erickson joined the Muskegon County Road Commission, the people of Muskegon County have appreciated the dedication and belief in this community's future that have marked all elements of his work. His ability in dealing with the various township leaders, business leaders, community leaders, and county citizens has helped to further economic development in Muskegon County; and

Whereas, Throughout the years Norman H. Erickson has been at the center of several regional endeavors to improve Muskegon County's infrastructure, such as the Wastewater Treatment Facility, Central Dispatch, Regional Metropolitan Planning Organization, and the West Michigan Shoreline Regional Development Corporation. At a time in our history when local officials face many challenges and changes, Norman H. Erickson has responded with energy and a heartfelt concern for the citizens, businesses, and institutions of Muskegon County; and

Whereas, Norman H. Erickson 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 self-government. With all that he has given to the people of Muskegon County, he can take 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 Norman H. Erickson upon his retirement from the Muskegon County Road Commission. May health and happiness be his now and in the future; and be it further

Resolved, That a copy of this resolution be transmitted to Norman H. Erickson 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. Thomas, Richardville, Dennis, Hansen, Spade, Zelenko, Bernero, McConico, Hardman, Waters, Wojno, Anderson, Neumann, Durhal, DeWeese, Minore, Jammick, Van Woerkom, Woodward, Sheltrown, Rich Brown, Bishop, Birkholz, Lemmons, Garza, DeVuyst, Shulman, Jacobs, Vander Roest, Raczkowski, Pappageorge, Hale, Schauer, Bogardus, Quarles, Ehardt, Kolb, Lipsey and Adamini offered the following resolution:

House Resolution No. 577.

A resolution honoring Hartford Memorial Baptist Church upon its 85th anniversary.

Whereas, We are proud to recognize the 85th anniversary of Hartford Memorial Baptist Church. As the people of this family of believers celebrate their faith and the triumphs they have shared, we are pleased to add our voice of thanks for the many ways in which this church has touched and enriched not only its loyal membership, but also the community-at-large; and

Whereas, Hartford Memorial Baptist Church was founded in 1917. Its origins can be traced to the vision and prayerfulness of a small but fervent group of people who came together with a wish to worship and the desire to share their concern for others. In a spirit of unity that has only grown stronger with the passing of the years, Hartford Memorial Baptist Church has been devoted to carrying out these noble ideals. Milestones like this anniversary, just as a church building itself, stand as symbols of commitment and stewardship; and

Whereas, Since the days when circuit-riding clerics rode through the forests to lead services, Michigan's people have come together to share their deepest emotions through congregations like Hartford Memorial Baptist Church. Whether praying for a good harvest, celebrating love in marriage, or marking the passing of a dear friend and loved one, we all draw great strength from sharing with one another through church. The history of Hartford Memorial Baptist Church provides a wonderful example of how much faith and unselfishness mean to our entire state; now, therefore, be it

Resolved by the House of Representatives, That the members of this legislative body honor Hartford Memorial Baptist Church upon its 85th anniversary. We add our thanks and best wishes on this momentous occasion; and be it further

Resolved, That a copy of this resolution be transmitted to Hartford Memorial Baptist Church 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. Hart, Kooiman, Zelenko, Durhal, Kuipers, Lemmons, Bisbee, DeVuyst, Vander Roest and Ehardt offered the following resolution:

House Resolution No. 578.

A resolution to memorialize the President of the United States to remove the recently imposed tariffs on imported steel.

Whereas, In March 2002, the United States imposed tariffs on imported steel. The tariffs range from 8 to 30 percent and are slated to be in effect over a three-year period. The President imposed the tariffs in an effort to protect the American steel-producing industry from harmful impacts attributed to foreign subsidies; and

Whereas, The tariffs imposed on imported steel have resulted in increased costs for manufacturers who use steel products in their operations. Steel-using industries pass along the higher costs to consumers. The increased costs also harm exporters of American made products. Cumulatively, the tariffs amount to a significant drain on numerous segments of our economy; and

Whereas, In addition to the negative economic impact and the loss of jobs in industries that use steel in their manufacturing, the tariffs present a genuine threat to the delicate balance of free trade. Other nations have reacted to the tariffs with plans for similar protectionist strategies. Apart from the clear problems resulting from retaliation, the actions of the United States to impose tariffs may even jeopardize support other countries are willing to extend in the world's efforts to combat terrorism;

Whereas, Another problem with tariffs is that they will temporarily mask problems that must be solved in order for the American steel industry to thrive again. In the end, our country will be far better off with a domestic steel industry that has addressed its problems directly instead of by using tariffs as a way to avoid problems that must be solved by other means; now, therefore, be it

Resolved by the House of Representatives, That we memorialize the President of the United States to remove the recently imposed tariffs on imported steel; and be it further

Resolved, That copies of this 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 resolution was referred to the Committee on Commerce.

Reps. Lemmons, Dennis, Hansen, Spade, McConico, Hardman, Waters, Wojno, Neumann, Durhal, DeWeese, Minore, Jamnick, Woodward, Sheltrown, Rich Brown, Reeves, Garza, DeVuyst, Jacobs, Pappageorge, Hale, Schauer, Quarles, Ehardt, Kolb, Lipsey and Adamini offered the following resolution:

House Resolution No. 579.

A resolution honoring the life of Violet May Holmes Larry.

Whereas, It is with sincere sadness that we mourn the passing of Violet May Holmes Larry and acknowledge her outstanding leadership which enriched lives throughout the entire community of the city of Detroit. We join with the congregation of the Neopolitan Spiritual Church and her loved ones in giving thanks and blessings to this remarkable woman as she enters her reward and meets the God and Savior she dedicated her life to. The counsel, encouragement, and direction that she has shared in all aspects of her life had a positive influence far beyond the church itself; and

Whereas, Violet May Holmes Larry was born on May 4, 1928, the 22nd child born to Martha Ann Holmes and John Wesley Holmes in the city of Detroit. She attended Detroit Public Schools and furthered her education at Mary Grove College, Wayne State University, and Wayne County Community College. She married Wilson Larry, Sr., on October 30, 1948; and

Whereas, Violet confessed Christ at an early age and joined the Alpha & Omega Spiritual Church under the leadership of Bishop and Zola Robinson. While there, she was on the Usher Board, in the choir, and was a youth worker. Violet May Holmes Larry joined the Neopolitan Spiritual Church in the mid-sixties. With a heartfelt concern for others that was immediately apparent to all who met her, she brought a new era to many individuals and families since that time. While several events and milestones at the Neopolitan Spiritual Church provide obvious evidence of the good works of Violet May Holmes Larry, less tangible but no less important are the gifts of deepened faith and serenity her life and qualities have made possible. At Neopolitan, she served on the Nurses' Guild and was an active member of the Usher Board, giving all of the Usher Board functions, such as The Supreme Tea, The Church Bus, The Children's Corner, The Sorrowful Mother's Shrine Trip, and The Ms. Neopolitan Pageant; and

Whereas, Violet May Holmes Larry was very involved in her community. As the President of the Cadillac Block Club, Violet May Holmes Larry led the Club as it painted curbs, cleaned vacant lots, and involved youth in its wholesome functions. At Pingree Elementary School and Urban Adult Education, Violet May Holmes Larry assisted and benefited students in many capacities. She founded the Kerr-Airs Gospel Group and, with her sister, Onnie Brown, organized the first Holmes/Fitzpatrick Family Reunion. Violet was renowned for her fabulous catering services, community leadership, inspiring ideas, motherly wit, and faith in God; and

Whereas, Violet May Holmes Larry legacy includes her loving husband; her children, Shirley, Wilson, Jr., Pamela, Margaret, Donna, Monique, Marlisa, and Peggy Ann Bland (who preceded her in death); her sister, Onnie Brown; her brother, John Wesley Holmes; three sisters-in-law, Mary Holmes, Mary Hurst, and Marlene Larry; two brothers-in-law, Lonnie Larry and Robert Powell; 21 grandchildren; ten great-grandchildren; two godchildren; a host of nieces and nephews; and everyone who was touched by her good works.; and

Whereas, With the passing of Violet May Holmes Larry, the family of worshipers at the Neopolitan Spiritual Church and all of her loved ones are losing not only a spiritual mentor, but also a friend. With all that they have shared over the years, there can be little doubt that her words and strength will long continue to be of the greatest value in the months and years to come; now, therefore, be it

Resolved by the House of Representatives, That the members of this legislative body honor the life of Violet May Holmes Larry; and be it further

Resolved, That a copy of this resolution be transmitted to the loved ones of Violet May Holmes Larry as a token of our esteem.

The question being on the adoption of the resolution,

The resolution was adopted.

Reps. Lemmons, Dennis, Hansen, Spade, Bernero, McConico, Hardman, Waters, Wojno, Neumann, Durhal, DeWeese, Minore, Jamnick, Woodward, Sheltroun, Rich Brown, Reeves, Garza, Shulman, Jacobs, Pappageorge, Hale, Schauer, Quarles, Ehardt, Kolb, Lipsey and Adamini offered the following resolution:

House Resolution No. 580.

A resolution honoring the hard work and dedication of Maggie DeSantis, Executive Director of Warren/Conner Development Coalition, and expressing appreciation for her valuable contributions in Michigan.

Whereas, We are proud to join with the members, officers, and friends of Warren/Conner Development Coalition in acknowledging the benefits which Maggie DeSantis, Executive Director, has brought to this outstanding group and to the community of the city of Detroit. Ms. DeSantis' dedication and desire to make a difference were profiled on the PBS-TV show, "The Visionaries". This milestone is a reflection of unselfishness and commitment to the common good that is most commendable. While Maggie DeSantis and the other members of this distinguished organization celebrate years of service, we offer our thanks for the gifts they have shared within the city of Detroit and throughout Michigan; and

Whereas, The Warren/Conner Development Coalition can trace its origins to 1984 and the aspirations of its founders. Originally, the organization consisted of a community board, one staff person, and a full-time volunteer acting on a small loan and donated office space from Mercy Hospital. In the years that have followed since they first came together, this organization has adapted to changes in society, membership, and expectations. This ability to grow and change has shown in the belief that members have maintained in their mission of service and the unity of the membership; and

Whereas, The Warren/Conner Development Coalition is dedicated to the city of Detroit's continual self-empowerment and envisions a healthy and diverse Eastside community of individuals, families, businesses, and organizations working together to guide its institutions, influence its development, and control its destiny. As covered on "The Visionaries", one of Warren/Conner's greatest triumphs was the recent 85th anniversary of Hutchinson Elementary School. At a time when white flight from the city of Detroit had caused a decline in population which gave rise to the demolition of many schools, Warren/Conner prevented this fate for Hutchinson Elementary School by organizing parents into a powerful lobbying group for their children's education; and

Whereas, The organization creates community leaders and inspires residents to create their own agenda, and their own vision for the future. Maggie DeSantis exemplifies the dedication to these important goals which has brought so many benefits to the community of the city of Detroit. Ms. DeSantis' mission is to improve the quality of life on Detroit's Eastside and work at rebuilding the soul; and

Whereas, With much pride to celebrate its history, Maggie DeSantis and the other members and officers of Warren/Conner Development Coalition will remember the vision of many people and the hours and years of commitment that have brought the group to this point. Fittingly, as they look to the past, they will also be casting an eye to the future and to the many ways in which Maggie DeSantis and the Warren/Conner Development Coalition will continue to reach out in our state; now, therefore, be it

Resolved by the House of Representatives, That the members of this legislative body honor the hard work and dedication of Maggie DeSantis, Executive Director of Warren/Conner Development Coalition and express appreciation for her valuable contributions in Michigan; and be it further

Resolved, That a copy of this resolution be transmitted to Maggie DeSantis and the Warren/Conner Development Coalition as evidence 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. Lemmons, Dennis, Hansen, Spade, McConico, Hardman, Waters, Wojno, Neumann, Durhal, DeWeese, Minore, Jamnick, Woodward, Sheltroun, Rich Brown, Reeves, Garza, Shulman, Jacobs, Pappageorge, Hale, Schauer, Quarles, Ehardt, Kolb, Lipsey and Adamini offered the following resolution:

House Resolution No. 581.

A resolution honoring the hard work and dedication of Tonya Hartley, Community Empowerment Manager of Warren/Conner Development Coalition, and expressing appreciation for her valuable contributions in Michigan.

Whereas, We are proud to join with the members, officers, and friends of Warren/Conner Development Coalition in acknowledging the benefits which Tonya Hartley, Community Empowerment Manager, has brought to this outstanding group and to the community of the city of Detroit. Ms. Hartley's dedication and desire to make a difference were profiled on the PBS-TV show, "The Visionaries". This milestone is a reflection of unselfishness and commitment to the common good that is most commendable. While Tonya Hartley and the other members of this distinguished organization celebrate years of service, we offer our thanks for the gifts they have shared within the city of Detroit and throughout Michigan; and

Whereas, The Warren/Conner Development Coalition can trace its origins to 1984 and the aspirations of its founders. Originally, the organization consisted of a community board, one staff person, and a full-time volunteer acting on a small loan and donated office space from Mercy Hospital. In the years that have followed since they first came together, this organization has adapted to changes in society, membership, and expectations. This ability to grow and change has shown in the belief that members have maintained in their mission of service and the unity of the membership; and

Whereas, The Warren/Conner Development Coalition is dedicated to the city of Detroit's continual self-empowerment and envisions a healthy and diverse Eastside community of individuals, families, businesses, and organizations working together to guide its institutions, influence its development, and control its destiny. As covered on "The Visionaries", one of Warren/Conner's greatest triumphs was the recent 85th anniversary of Hutchinson Elementary School. At a time when white flight from the city of Detroit had caused a decline in population which gave rise to the demolition of many schools, Warren/Conner prevented this fate for Hutchinson Elementary School by organizing parents into a powerful lobbying group for their children's education; and

Whereas, The organization creates community leaders and inspires residents to create their own agenda, and their own vision for the future. Tonya Hartley exemplifies the dedication to these important goals which has brought so many benefits to the community of the city of Detroit. Ms. Hartley's mission is to make community residents find the power within themselves to make beneficial changes happen; and

Whereas, With much pride to celebrate its history, Tonya Hartley and the other members and officers of Warren/Conner Development Coalition will remember the vision of many people and the hours and years of commitment that have brought the group to this point. Fittingly, as they look to the past, they will also be casting an eye to the future and to the many ways in which Tonya Hartley and the Warren/Conner Development Coalition will continue to reach out in our state; now, therefore, be it

Resolved by the House of Representatives, That the members of this legislative body honor the hard work and dedication of Tonya Hartley, Community Empowerment Manager of Warren/Conner Development Coalition and express appreciation for her valuable contributions in Michigan; and be it further

Resolved, That a copy of this resolution be transmitted to Tonya Hartley and the Warren/Conner Development Coalition as evidence 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. Lemmons, Dennis, Hansen, Spade, McConico, Hardman, Waters, Wojno, Neumann, Durhal, DeWeese, Minore, Jamnick, Woodward, Sheltroun, Rich Brown, Reeves, Garza, Shulman, Jacobs, Pappageorge, Hale, Schauer, Quarles, Ehardt, Kolb, Lipsey and Adamini offered the following resolution:

House Resolution No. 582.

A resolution honoring the hard work and dedication of Willie Mae Gaskin, former board member of the Warren/Conner Development Coalition, and expressing appreciation for her valuable contributions in Michigan.

Whereas, We are proud to join with the members, officers, and friends of Warren/Conner Development Coalition in acknowledging the benefits which Willie Mae Gaskin, former board member of the Warren/Conner Development Coalition has brought to this outstanding group and to the community of the city of Detroit. Ms. Gaskin's dedication and desire to make a difference were profiled on the PBS-TV show, "The Visionaries". This milestone is a reflection of unselfishness and commitment to the common good that is most commendable. While Willie Mae Gaskin and the other members of this distinguished organization celebrate years of service, we offer our thanks for the gifts they have shared within the city of Detroit and throughout Michigan; and

Whereas, The Warren/Conner Development Coalition can trace its origins to 1984 and the aspirations of its founders. Originally, the organization consisted of a community board, one staff person, and a full-time volunteer acting on a small loan and donated office space from Mercy Hospital. In the years that have followed since they first came together, this organization has adapted to changes in society, membership, and expectations. This ability to grow and change has shown in the belief that members have maintained in their mission of service and the unity of the membership; and

Whereas, The Warren/Conner Development Coalition is dedicated to the city of Detroit's continual self-empowerment and envisions a healthy and diverse Eastside community of individuals, families, businesses, and organizations working together to guide its institutions, influence its development, and control its destiny. As covered on "The Visionaries", one of Warren/Conner's greatest triumphs was the recent 85th anniversary of Hutchinson Elementary School. At a time when white flight from the city of Detroit had caused a decline in population which gave rise to the demolition of many schools, Warren/Conner prevented this fate for Hutchinson Elementary School by organizing parents into a powerful lobbying group for their children's education; and

Whereas, The Warren/Conner Development Coalition creates community leaders and inspires residents to create their own agenda, and their own vision for the future. Willie Mae Gaskin exemplifies the dedication to these important goals which has brought so many benefits to the community of the city of Detroit. Ms. Gaskin's mission is to make community residents find the power within themselves to make beneficial changes happen; and

Whereas, With much pride to celebrate its history, Willie Mae Gaskin and the members and officers of Warren/Conner Development Coalition will remember the vision of many people and the hours and years of commitment that have brought the group to this point. Fittingly, as they look to the past, they will also be casting an eye to the future and to the many ways in which Willie Mae Gaskin and the Warren/Conner Development Coalition will continue to reach out in our state; now, therefore, be it

Resolved by the House of Representatives, That the members of this legislative body honor the hard work and dedication of Willie Mae Gaskin, former board member of the Warren/Conner Development Coalition and express appreciation for her valuable contributions in Michigan; and be it further

Resolved, That a copy of this resolution be transmitted to Willie Mae Gaskin and the Warren/Conner Development Coalition as evidence 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. Lemmons, Dennis, Hansen, Spade, McConico, Hardman, Waters, Wojno, Neumann, Durhal, DeWeese, Minore, Jamnick, Woodward, Sheltroun, Rich Brown, Reeves, Garza, Shulman, Jacobs, Pappageorge, Hale, Schauer, Quarles, Ehardt, Kolb, Lipsey and Adamini offered the following resolution:

House Resolution No. 583.

A resolution honoring the hard work and dedication of Mary Smith, project lead graduate of Warren/Conner Development Coalition, and expressing appreciation for her valuable contributions in Michigan.

Whereas, We are proud to join with the members, officers, and friends of Warren/Conner Development Coalition in acknowledging the benefits which Mary Smith, project lead graduate of the Warren/Conner Development Coalition and President of the Hutchinson Parent Committee has brought to this outstanding group and to the community of the city of Detroit. Ms. Smith's dedication and desire to make a difference were profiled on the PBS-TV show, "The Visionaries". This milestone is a reflection of unselfishness and commitment to the common good that is most commendable. While Mary Smith and the other members of this distinguished organization celebrate years of service, we offer our thanks for the gifts they have shared within the city of Detroit and throughout Michigan; and

Whereas, The Warren/Conner Development Coalition can trace its origins to 1984 and the aspirations of its founders. Originally, the organization consisted of a community board, one staff person, and a full-time volunteer acting on a small loan and donated office space from Mercy Hospital. In the years that have followed since they first came together, this organization has adapted to changes in society, membership, and expectations. This ability to grow and change has shown in the belief that members have maintained in their mission of service and the unity of the membership; and

Whereas, The Warren/Conner Development Coalition is dedicated to the city of Detroit's continual self-empowerment and envisions a healthy and diverse Eastside community of individuals, families, businesses, and organizations working together to guide its institutions, influence its development, and control its destiny. As covered on "The Visionaries", one of Warren/Conner's greatest triumphs was the recent 85th anniversary of Hutchinson Elementary School. At a time when white flight from the city of Detroit had caused a decline in population which gave rise to the demolition of many schools, Warren/Conner prevented this fate for Hutchinson Elementary School by organizing parents into a powerful lobbying group for their children's education; and

Whereas, The Warren/Conner Development Coalition creates community leaders and inspires residents to create their own agenda, and their own vision for the future. Mary Smith exemplifies the dedication to these important goals which has brought so many benefits to the community of the city of Detroit. Ms. Smith was empowered by Warren/Conner's Project Lead program and, currently, as President of the Hutchinson Parent Committee, she empowers others; and

Whereas, With much pride to celebrate its history, Mary Smith and the members and officers of Warren/Conner Development Coalition will remember the vision of many people and the hours and years of commitment that have brought the group to this point. Fittingly, as they look to the past, they will also be casting an eye to the future and to the many ways in which Mary Smith and the Warren/Conner Development Coalition will continue to reach out in our state; now, therefore, be it

Resolved by the House of Representatives, That the members of this legislative body honor the hard work and dedication of Mary Smith, project lead graduate of the Warren/Conner Development Coalition and express appreciation for her valuable contributions in Michigan; and be it further

Resolved, That a copy of this resolution be transmitted to Mary Smith and the Warren/Conner Development Coalition as evidence 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. Lemmons, Dennis, Hansen, Spade, McConico, Hardman, Waters, Wojno, Neumann, Durhal, DeWeese, Minore, Jamnick, Woodward, Sheltroun, Rich Brown, Reeves, Garza, Shulman, Jacobs, Pappageorge, Hale, Schauer, Quarles, Ehardt, Kolb, Lipsey and Adamini offered the following resolution:

House Resolution No. 584.

A resolution honoring the hard work and dedication of Rose Chambers, project lead graduate of Warren/Conner Development Coalition, and expressing appreciation for her valuable contributions in Michigan.

Whereas, We are proud to join with the members, officers, and friends of Warren/Conner Development Coalition in acknowledging the benefits which Rose Chambers, project lead graduate and Hutchinson school assistant has brought to this outstanding group and to the community of the city of Detroit. Ms. Chambers's dedication and desire to make a difference were profiled on the PBS-TV show, "The Visionaries". This milestone is a reflection of unselfishness and commitment to the common good that is most commendable. While Rose Chambers and the other members of this distinguished organization celebrate years of service, we offer our thanks for the gifts they have shared within the city of Detroit and throughout Michigan; and

Whereas, The Warren/Conner Development Coalition can trace its origins to 1984 and the aspirations of its founders. Originally, the organization consisted of a community board, one staff person, and a full-time volunteer acting on a small loan and donated office space from Mercy Hospital. In the years that have followed since they first came together, this organization has adapted to changes in society, membership, and expectations. This ability to grow and change has shown in the belief that members have maintained in their mission of service and the unity of the membership; and

Whereas, The Warren/Conner Development Coalition is dedicated to the city of Detroit's continual self-empowerment and envisions a healthy and diverse Eastside community of individuals, families, businesses, and organizations working together to guide its institutions, influence its development, and control its destiny. As covered on "The Visionaries", one of Warren/Conner's greatest triumphs was the recent 85th anniversary of Hutchinson Elementary School. At a time when white flight from the city of Detroit had caused a decline in population which gave rise to the demolition of many schools, Warren/Conner prevented this fate for Hutchinson Elementary School by organizing parents into a powerful lobbying group for their children's education; and

Whereas, The Warren/Conner Development Coalition creates community leaders and inspires residents to create their own agenda, and their own vision for the future. Rose Chambers exemplifies the dedication to these important goals which has brought so many benefits to the community of the city of Detroit. Ms. Chambers was empowered by Warren/Conner's Project Lead program and, now, as Hutchinson school assistant, she empowers others; and

Whereas, With much pride to celebrate its history, Rose Chambers and the members and officers of Warren/Conner Development Coalition will remember the vision of many people and the hours and years of commitment that have brought the group to this point. Fittingly, as they look to the past, they will also be casting an eye to the future and to the many ways in which Rose Chambers and the Warren/Conner Development Coalition will continue to reach out in our state; now, therefore, be it

Resolved by the House of Representatives, That the members of this legislative body honor the hard work and dedication of Rose Chambers, project lead graduate of the Warren/Conner Development Coalition and express appreciation for her valuable contributions in Michigan; and be it further

Resolved, That a copy of this resolution be transmitted to Rose Chambers and the Warren/Conner Development Coalition as evidence 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. Lemmons, Dennis, Hansen, Spade, Bernero, McConico, Hardman, Waters, Wojno, Anderson, Neumann, Durhal, DeWeese, Minore, Jammick, Woodward, Sheltroun, Rich Brown, Reeves, Garza, Shulman, Jacobs, Pappageorge, Hale, Schauer, Quarles, Ehardt, Kolb, Lipsey and Adamini offered the following resolution:

House Resolution No. 585.

A resolution honoring the hard work and dedication of Kathleen Wimsatt, Hutchinson teacher, and expressing appreciation for her valuable contributions in Michigan.

Whereas, We are proud to join with the members, officers, and friends of Warren/Conner Development Coalition in acknowledging the benefits Kathleen Wimsatt, Hutchinson teacher, has brought to this outstanding group and to the community of the city of Detroit. Ms. Wimsatt's dedication and desire to make a difference were profiled on the PBS-TV show, "The Visionaries". This milestone is a reflection of unselfishness and commitment to the common good that is most commendable. While the other members of this distinguished organization celebrate years of service, we offer our thanks for the gifts they have shared within the city of Detroit and throughout Michigan; and

Whereas, The Warren/Conner Development Coalition can trace its origins to 1984 and the aspirations of its founders. Originally, the organization consisted of a community board, one staff person, and a full-time volunteer acting on a small loan and donated office space from Mercy Hospital. In the years that have followed since they first came together, this organization has adapted to changes in society, membership, and expectations. This ability to grow and change has shown in the belief that members have maintained in their mission of service and the unity of the membership; and

Whereas, The Warren/Conner Development Coalition is dedicated to the city of Detroit's continual self-empowerment and envisions a healthy and diverse Eastside community of individuals, families, businesses, and organizations working together to guide its institutions, influence its development, and control its destiny. As covered on "The Visionaries", one of Warren/Conner's greatest triumphs was the recent 85th anniversary of Hutchinson Elementary School. At a time when white flight from the city of Detroit had caused a decline in population which gave rise to the demolition of many schools, Warren/Conner prevented this fate for Hutchinson Elementary School by organizing parents into a powerful lobbying group for their children's education; and

Whereas, The Warren/Conner Development Coalition creates community leaders and inspires residents to create their own agenda, and their own vision for the future. Kathleen Wimsatt exemplifies the dedication to these important goals which has brought so many benefits to the community of the city of Detroit. Ms. Wimsatt was empowered and enriched by the programs at Warren/Conner and now empowers and enriches the lives of her students and their parents, she empowers others; and

Whereas, With much pride to celebrate its history, Kathleen Wimsatt and the members and officers of Warren/Conner Development Coalition will remember the vision of many people and the hours and years of commitment that have brought the group to this point. Fittingly, as they look to the past, they will also be casting an eye to the future and to the many ways in which Kathleen Wimsatt and the Warren/Conner Development Coalition will continue to reach out in our state; now, therefore, be it

Resolved by the House of Representatives, That the members of this legislative body honor the hard work and dedication of Kathleen Wimsatt, Hutchinson teacher, and express appreciation for her valuable contributions in Michigan; and be it further

Resolved, That a copy of this resolution be transmitted to Kathleen Wimsatt and the Warren/Conner Development Coalition as evidence 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.

Announcement by the Clerk of Printing and Enrollment

The Clerk announced that the following bills had been printed and placed upon the files of the members, Thursday, September 26:

Senate Bill Nos. 1439 1440 1441 1442 1443 1444 1445

The Clerk announced that the following bills had been printed and placed upon the files of the members, Friday, September 27:

**Senate Bill Nos. 1448 1449 1450 1451 1452 1453 1454 1455 1456 1457 1458 1459 1460 1461
1462 1463 1464 1465 1466 1467 1468 1469 1470 1471 1472 1473 1474 1475
1476 1477 1478 1479 1480 1481 1482 1483 1484 1485 1486 1487 1488 1489
1490**

The Clerk announced that the following Senate bills had been received on Tuesday, November 12:
Senate Bill Nos. 1164 1250 1251 1356 1436 1446 1447

The Clerk announced that the following Senate bills had been received on Wednesday, November 13:
Senate Bill Nos. 1013 1221 1383 1385 1410 1418 1428 1434

Messages from the Senate

Senate Bill No. 1013, entitled

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending section 2 of chapter XI (MCL 771.2), as amended by 1998 PA 520, and by adding section 4b to chapter XI.

The Senate has passed the bill.

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

Senate Bill No. 1164, entitled

A bill to amend 1956 PA 218, entitled "The insurance code of 1956," by amending sections 3135 and 3163 (MCL 500.3135 and 500.3163), section 3135 as amended by 1995 PA 222.

The Senate has passed the bill.

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

Senate Bill No. 1221, entitled

A bill to amend 1967 PA 150, entitled "Michigan military act," by amending section 302 (MCL 32.702).

The Senate has passed the bill.

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

Senate Bill No. 1250, entitled

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending section 36 of chapter IX and section 14m of chapter XVII (MCL 769.36 and 777.14m), section 36 of chapter IX as added by 2001 PA 246 and section 14m of chapter XVII as added by 2002 PA 29.

The Senate has passed the bill.

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

Senate Bill No. 1251, entitled

A bill to amend 1993 PA 354, entitled "Railroad code of 1993," by amending sections 105, 109, 353, 357, 359, 361, and 365 (MCL 462.105, 462.109, 462.353, 462.357, 462.359, 462.361, and 462.365); and to repeal acts and parts of acts.

The Senate has passed the bill.

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

Senate Bill No. 1356, entitled

A bill to amend 1961 PA 236, entitled "Revised judicature act of 1961," by amending section 2163a (MCL 600.2163a), as amended by 1998 PA 324.

The Senate has passed the bill.

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

Senate Bill No. 1383, entitled

A bill to amend 1990 PA 182, entitled "An act to require counties to redistribute certain payments received from the federal government; and to repeal certain acts and parts of acts," by amending sections 1 and 3 (MCL 141.1301 and 141.1303).

The Senate has passed the bill.

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

Senate Bill No. 1385, entitled

A bill to amend 1956 PA 218, entitled "The insurance code of 1956," by amending sections 2213 and 2213a (MCL 500.2213 and 500.2213a), section 2213 as amended by 2000 PA 252 and section 2213a as added by 1996 PA 517, and by adding section 2213c.

The Senate has passed the bill.

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

Senate Bill No. 1410, entitled

A bill to amend 1969 PA 317, entitled "Worker's disability compensation act of 1969," by amending section 625 (MCL 418.625), as amended by 1995 PA 271.

The Senate has passed the bill.

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

Senate Bill No. 1418, entitled

A bill to amend 1993 PA 23, entitled "Michigan limited liability company act," by amending sections 102, 103, 104, 105, 106, 202, 203, 204, 207, 210, 214, 301, 303, 304, 307, 403, 405, 406, 501, 502, 503, 504, 506, 515, 603, 705a, 801, 804, 909, 1005, and 1101 (MCL 450.4102, 450.4103, 450.4104, 450.4105, 450.4106, 450.4202, 450.4203, 450.4204, 450.4207, 450.4210, 450.4214, 450.4301, 450.4303, 450.4304, 450.4307, 450.4403, 450.4405, 450.4406, 450.4501, 450.4502, 450.4503, 450.4504, 450.4506, 450.4515, 450.4603, 450.4705a, 450.4801, 450.4804, 450.4909, 450.5005, and 450.5101), section 102 as amended by 2000 PA 336 and sections 103, 202, 203, 204, 207, 301, 303, 304, 307, 403, 405, 501, 502, 503, 506, 603, 801, 909, and 1101 as amended and sections 214, 515, and 705a as added by 1997 PA 52, and by adding sections 207a and 215.

The Senate has passed the bill.

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

Senate Bill No. 1428, entitled

A bill to amend 1956 PA 218, entitled "The insurance code of 1956," by amending section 3341 (MCL 500.3341), as added by 2002 PA 251.

The Senate has passed the bill.

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

Senate Bill No. 1434, entitled

A bill to amend 1956 PA 218, entitled "The insurance code of 1956," by amending section 250 (MCL 500.250).

The Senate has passed the bill.

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

Senate Bill No. 1436, entitled

A bill to amend 1978 PA 368, entitled "Public health code," by amending sections 22203, 22205, 22207, 22209, 22211, 22213, 22215, 22221, 22226, 22230, 22231, 22235, 22239, 22241, 22247, 22255, and 22260 (MCL 333.22203, 333.22205, 333.22207, 333.22209, 333.22211, 333.22213, 333.22215, 333.22221, 333.22226, 333.22230, 333.22231, 333.22235, 333.22239, 333.22241, 333.22247, 333.22255, and 333.22260), sections 22203, 22207, 22209, 22213, 22215, 22221, 22231, 22239, 22241, 22247, and 22260 as amended by 1993 PA 88, section 22205 as amended by 2000 PA 253, sections 22211, 22230, 22235, and 22255 as added by 1988 PA 332, and section 22226 as added by 1988 PA 331, and by adding section 22231a; and to repeal acts and parts of acts.

The Senate has passed the bill.

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

Senate Bill No. 1446, entitled

A bill to amend 1941 PA 122, entitled "An act to establish a revenue division of the department of treasury; to prescribe its powers and duties as the revenue collection agency of the state; to prescribe certain powers and duties of the state treasurer; to regulate the importation, stamping, and disposition of certain tobacco products; to create the position and to define the powers and duties of the state commissioner of revenue; to provide for the transfer of powers and duties now vested in certain other state boards, commissions, departments and offices; to prescribe certain duties of and require certain reports from the department of treasury; to provide procedures for the payment, administration, audit, assessment, levy of interests or penalties on, and appeals of taxes and tax liability; to prescribe its powers and duties if an agreement to act as agent for a city to administer, collect, and enforce the city income tax act on behalf of

a city is entered into with any city; to provide an appropriation; to abolish the state board of tax administration; to prescribe penalties and provide remedies; and to declare the effect of this act," by amending the title and sections 1, 3, 4, 12, 19, 21, 24, 25, 26, 27a, 28, 30c, and 31 (MCL 205.1, 205.3, 205.4, 205.12, 205.19, 205.21, 205.24, 205.25, 205.26, 205.27a, 205.28, 205.30c, and 205.31), the title as amended by 1999 PA 182, sections 3, 12, 25, and 26 as amended by 1986 PA 58, section 4 as added and section 27a as amended by 1993 PA 14, section 19 as amended by 1996 PA 479, section 21 as amended by 1993 PA 13, sections 24, 30c, and 31 as amended by 2001 PA 168, and section 28 as amended by 2000 PA 308; and to repeal acts and parts of acts.

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. 1447, entitled

A bill to amend 1939 PA 288, entitled "Probate code of 1939," by amending section 17b of chapter XIIIA (MCL 712A.17b), as amended by 1998 PA 325.

The Senate has passed the bill.

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

Senate Concurrent Resolution No. 73.

A concurrent resolution to waive the legislative notice requirement for increases in rates of compensation for certain employees in the state classified service.

Whereas, The Constitution of the State of Michigan of 1963 provides in Article XI, Section 5:

Increases in rates of compensation authorized by the commission may be effective only at the start of a fiscal year and shall require prior notice to the governor, who shall transmit such increases to the legislature as part of his budget. The legislature may, by a majority vote of the members elected to and serving in each house, waive the notice and permit increases in rates of compensation to be effective at a time other than the start of a fiscal year.

; and

Whereas, As a result of recently completed negotiations and binding arbitration, a settlement has been reached on a three-year contract between the state and the Michigan State Troopers Association regarding compensation and other terms and conditions of employment. This settlement, which will be retroactive to its effective date of October 1, 1999, was reached past the time when the governor could transmit the increase as part of the budget; now, therefore, be it

Resolved by the Senate (the House of Representatives concurring), That, pursuant to Article XI, Section 5 of the Constitution of the State of Michigan of 1963, the Michigan Legislature waives the prior notice requirement to permit increases in rates of compensation for certain members of the Department of State Police as set in the contract settled between the Michigan State Police Troopers Association and the state and the Civil Service Commission; and be it further

Resolved, That copies of this resolution be transmitted to the Civil Service Commission.

The Senate has adopted the concurrent resolution.

Reps. Durhal, DeWeese, Birkholz, Julian, Jacobs, Vander Roest, Raczkowski and Quarles were named as co-sponsors of the concurrent resolution.

The concurrent resolution was referred to the Committee on Appropriations.

Introduction of Bills

Reps. Sheltroun, Scranton and Plakas introduced

House Bill No. 6520, entitled

A bill to amend 1972 PA 239, entitled "McCauley-Traxler-Law-Bowman-McNeely lottery act," by amending the title and sections 3, 11, 23, and 32 (MCL 432.3, 432.11, 432.23, and 432.32), the title as amended by 1996 PA 95, sections 3, 11, and 23 as amended by 1996 PA 167, and section 32 as amended by 1996 PA 13, and by adding article 2.

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

Reps. Bernero, Bogardus, Woodward, Ehardt, Hager, Meyer, Caul, McConico, Wojno, Switalski, Sheltroun, Dennis, Stallworth, O'Neil, Cassis, Clarke, Kowall, Jelinek, Vander Veen, Durhal, Daniels, Spade, Williams and Gielegghem introduced

House Bill No. 6521, entitled

A bill to amend 1976 PA 451, entitled "The revised school code," (MCL 380.1 to 380.1852) by adding section 1271.

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

Rep. Bradstreet introduced

House Bill No. 6522, entitled

A bill to amend 1939 PA 3, entitled "An act to provide for the regulation and control of public utilities and other services affected with a public interest within this state; to provide for alternative energy suppliers; to provide for licensing; to include municipally owned utilities and other providers of energy under certain provisions of this act; to create a public service commission and to prescribe and define its powers and duties; to abolish the Michigan public utilities commission and to confer the powers and duties vested by law on the public service commission; to provide for the continuance, transfer, and completion of certain matters and proceedings; to abolish automatic adjustment clauses; to prohibit certain rate increases without notice and hearing; to qualify residential energy conservation programs permitted under state law for certain federal exemption; to create a fund; to provide for a restructuring of the manner in which energy is provided in this state; to encourage the utilization of resource recovery facilities; to prohibit certain acts and practices of providers of energy; to allow for the securitization of stranded costs; to reduce rates; to provide for appeals; to provide appropriations; to declare the effect and purpose of this act; to prescribe remedies and penalties; and to repeal acts and parts of acts," by amending sections 10 and 10a (MCL 460.10 and 460.10a), as added by 2000 PA 141.

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

Rep. Shackleton introduced

House Bill No. 6523, entitled

A bill to amend 1951 PA 51, entitled "An act to provide for the classification of all public roads, streets, and highways in this state, and for the revision of that classification and for additions to and deletions from each classification; to set up and establish the Michigan transportation fund; to provide for the deposits in the Michigan transportation fund of specific taxes on motor vehicles and motor vehicle fuels; to provide for the allocation of funds from the Michigan transportation fund and the use and administration of the fund for transportation purposes; to set up and establish the truck safety fund; to provide for the allocation of funds from the truck safety fund and administration of the fund for truck safety purposes; to set up and establish the Michigan truck safety commission; to establish certain standards for road contracts for certain businesses; to provide for the continuing review of transportation needs within the state; to authorize the state transportation commission, counties, cities, and villages to borrow money, issue bonds, and make pledges of funds for transportation purposes; to authorize counties to advance funds for the payment of deficiencies necessary for the payment of bonds issued under this act; to provide for the limitations, payment, retirement, and security of the bonds and pledges; to provide for appropriations and tax levies by counties and townships for county roads; to authorize contributions by townships for county roads; to provide for the establishment and administration of the state trunk line fund, critical bridge fund, comprehensive transportation fund, and certain other funds; to provide for the deposits in the state trunk line fund, critical bridge fund, comprehensive transportation fund, and certain other funds of money raised by specific taxes and fees; to provide for definitions of public transportation functions and criteria; to define the purposes for which Michigan transportation funds may be allocated; to provide for Michigan transportation fund grants; to provide for review and approval of transportation programs; to provide for submission of annual legislative requests and reports; to provide for the establishment and functions of certain advisory entities; to provide for conditions for grants; to provide for the issuance of bonds and notes for transportation purposes; to provide for the powers and duties of certain state and local agencies and officials; to provide for the making of loans for transportation purposes by the state transportation department and for the receipt and repayment by local units and agencies of those loans from certain specified sources; and to repeal acts and parts of acts," by amending section 11 (MCL 247.661), as amended by 2002 PA 498.

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

Rep. Hart introduced

House Bill No. 6524, entitled

A bill to amend 1941 PA 207, entitled "Fire prevention code," by amending section 3c (MCL 29.3c), as amended by 1996 PA 152.

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

Rep. Shulman moved that the House adjourn.

The motion prevailed, the time being 5:25 p.m.

Associate Speaker Pro Tempore Julian declared the House adjourned until Tuesday, December 3, at 2:00 p.m.

GARY L. RANDALL
Clerk of the House of Representatives.

