

**No. 37**  
**STATE OF MICHIGAN**  
**JOURNAL**  
**OF THE**  
**House of Representatives**  
**92nd Legislature**  
**REGULAR SESSION OF 2003**

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House Chamber, Lansing, Thursday, May 8, 2003.

10:00 a.m.

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

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

Accavitti—present	Garfield—present	Meisner—present	Sheen—present
Acciavatti—present	Gieleghem—present	Meyer—present	Sheltrown—present
Adamini—present	Gillard—present	Middaugh—present	Shulman—present
Amos—present	Gleason—present	Milosch—present	Smith—present
Anderson—present	Hager—present	Minore—present	Spade—present
Bieda—present	Hardman—present	Moolenaar—present	Stahl—present
Bisbee—present	Hart—present	Murphy—present	Stakoe—present
Bradstreet—present	Hood—present	Newell—present	Stallworth—excused
Brandenburg—present	Hoogendyk—present	Nitz—present	Steil—present
Brown—present	Hopgood—present	Nofs—present	Stewart—present
Byrum—present	Howell—present	O’Neil—present	Tabor—present
Casperson—present	Huizenga—present	Paletko—present	Taub—present
Caswell—present	Hummel—present	Palmer—present	Tobocman—present
Caul—present	Hune—present	Palsrok—present	Vagnozzi—present
Cheeks—present	Hunter—present	Pappageorge—present	Van Regenmorter—present
Clack—present	Jamnick—present	Pastor—present	Vander Veen—present
Condino—present	Johnson, Rick—present	Phillips—present	Voorhees—present
Daniels—present	Johnson, Ruth—present	Plakas—present	Walker—present
Dennis—present	Julian—present	Pumford—present	Ward—present
DeRoche—present	Koetje—present	Reeves—present	Waters—present
DeRossett—present	Kolb—present	Richardville—present	Wenke—present
Drolet—present	Kooiman—present	Rivet—present	Whitmer—present
Ehardt—present	LaJoy—present	Robertson—present	Williams—present
Elkins—present	LaSata—present	Rocca—present	Wojno—present
Emmons—present	Law—present	Sak—present	Woodward—present
Farhat—present	Lipsey—present	Shackleton—present	Woronchak—present
Farrah—present	McConico—present	Shaffer—present	Zelenko—present
Gaffney—present			

e/d/s = entered during session

Rep. Jim Howell, from the 94th District, offered the following invocation:

“Dear Heavenly Father, thank You for bringing us together today to serve. Please bless our troops in Iraq and Afghanistan and the people they are there to protect. We also ask for Your blessings upon our families and friends especially those who are ill and those who are in need of Your salvation. May we keep our faith as we represent our constituencies today. Amen.”

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

### Second Reading of Bills

#### House Bill No. 4603, entitled

A bill to define legal birth and the commencing of legal personhood and rights; and to provide immunity for certain acts.

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

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

Rep. Hardman moved to amend the bill as follows:

1. Amend page 2, line 15, after “to” by inserting “preserve the health of the mother or”.

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

Rep. Hardman demanded the yeas and nays.

The demand was supported.

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

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

#### Roll Call No. 103

#### Yeas—34

Accavitti	Elkins	Kolb	Smith
Adamini	Farrah	Law	Tobocman
Anderson	Gielegem	Lipsey	Vagnozzi
Byrum	Gillard	McConico	Waters
Cheeks	Hardman	Meisner	Whitmer
Clack	Hood	Minore	Williams
Condino	Hopgood	Murphy	Woodward
Daniels	Hunter	Phillips	Zelenko
Dennis	Jamnick		

#### Nays—73

Acciavatti	Hager	Newell	Shaffer
Amos	Hart	Nitz	Sheen
Bieda	Hoogendyk	Nofs	Sheltrown
Bisbee	Howell	O’Neil	Shulman
Bradstreet	Huizenga	Paletko	Spade
Brandenburg	Hummel	Palmer	Stahl
Brown	Hune	Palsrok	Stakoe
Casperson	Johnson, Rick	Pappageorge	Steil
Caswell	Johnson, Ruth	Pastor	Tabor

Caul	Julian	Plakas	Taub
DeRoche	Koetje	Pumford	Van Regenmorter
DeRossett	Kooiman	Reeves	Vander Veen
Drolet	LaJoy	Richardville	Voorhees
Ehardt	LaSata	Rivet	Walker
Emmons	Meyer	Robertson	Ward
Farhat	Middaugh	Rocca	Wenke
Gaffney	Milosch	Sak	Wojno
Garfield	Moolenaar	Shackleton	Woronchak
Gleason			

In The Chair: Julian

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

“Mr. Speaker and members of the House:

I voted no on the Hardman amendment regarding the health of the mother because I believe that the Vander Veen amendment better delineates the situations speaking to the physical health of the mother as well as protecting the unborn child.”

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

“Mr. Speaker and members of the House:

I voted no on the Hardman amendment regarding the health of the mother because I believe that the Vander Veen amendment that better delineates the situations speaking to the physical health of the mother as well as protecting the unborn child.”

Rep. Robertson moved to amend the bill as follows:

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

“(iv) Umbilical cord pulsation.”.

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

Reps. Vander Veen and Tabor moved to amend the bill as follows:

1. Amend page 2, line 13, after “perinate” by striking out the balance of the subsection and inserting “under any of the following circumstances:

(a) If the perinate is being expelled from the mother’s body as a result of a spontaneous abortion.

(b) If in that physician’s reasonable medical judgment and in compliance with the applicable standard of practice and care, the procedure was necessary in either of the following circumstances:

(i) To save the life of the mother and every reasonable effort was made to preserve the life of both the mother and the perinate.

(ii) To avert an imminent threat to the physical health of the mother, and any harm to the perinate was incidental to treating the mother and not a known or intended result of the procedure performed.”.

2. Amend page 2, following line 24, by inserting:

“(b) “Imminent threat to the physical health” means a physical condition that if left untreated would result in substantial and irreversible impairment of a major bodily function.” and relettering the remaining subdivisions.

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

Rep. Robertson 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. 4603, entitled**

A bill to define legal birth and the commencing of legal personhood and rights; and to provide immunity for certain acts. Was read a third time and passed, a majority of the members serving voting therefor, by yeas and nays, as follows:

**Roll Call No. 104****Yeas—74**

Acciavatti	Hager	Newell	Shaffer
Amos	Hart	Nitz	Sheen
Bieda	Hoogendyk	Nofs	Sheltrown
Bisbee	Howell	O'Neil	Shulman
Bradstreet	Huizenga	Paletko	Spade
Brandenburg	Hummel	Palmer	Stahl
Brown	Hune	Palsrok	Stakoe
Casperson	Hunter	Pappageorge	Steil
Caswell	Johnson, Rick	Pastor	Tabor
Caul	Johnson, Ruth	Plakas	Taub
DeRoche	Julian	Pumford	Van Regenmorter
DeRossett	Koetje	Reeves	Vander Veen
Drolet	Kooiman	Richardville	Voorhees
Ehardt	LaJoy	Rivet	Walker
Emmons	LaSata	Robertson	Ward
Farhat	Meyer	Rocca	Wenke
Gaffney	Middaugh	Sak	Wojno
Garfield	Milosch	Shackleton	Woronchak
Gleason	Moolenaar		

**Nays—29**

Accavitti	Elkins	Kolb	Tobocman
Adamini	Farrah	Law	Vagnozzi
Anderson	Gielegem	Lipsey	Waters
Byrum	Gillard	Meisner	Whitmer
Clack	Hardman	Minore	Williams
Condino	Hopgood	Murphy	Woodward
Daniels	Jamnick	Phillips	Zelenko
Dennis			

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.

Reps. Rick Johnson, Tabor, Sheltrown and Huizenga were named co-sponsors of the bill.

Rep. Stewart moved that his name be removed as co-sponsor of the bill.

The motion prevailed.

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Reps. Accavitti, Murphy, Law, Zelenko, Meisner, Adamini, Byrum, Whitmer, Hardman, Minore, Anderson, Williams, Farrah, Dennis, Vagnozzi, Waters, Condino, Elkins, Gillard and Hopgood, having reserved the right to explain their protest against the passage of the bill, made the following statement:

“Mr. Speaker and members of the House:

I voted ‘No’ on House Bill 4603 (H-1) because it threatens women’s health. The Michigan State Medical Society and the Michigan Section of the American College of Obstetricians and Gynecologists oppose this bill because it tries to legislatively define medical practices instead of allowing trained physicians to make medical decisions in the best interest of their patients. This bill could have adverse effects on women suffering miscarriages and women faced with

a non-viable fetus in the late stages of pregnancy by requiring physicians to do everything possible to preserve the life of a 'perinate' without consideration for the health and well-being of the woman. Physicians are supposed to be our trusted confidants and act in the best interest of our health, but with this bill, politics would be put before sound medical decisions. Government does not belong in our medical exam rooms. I also opposed this bill because it again defies consistent United States Supreme Court rulings that when a state restricts access to abortion, a woman's health must be the paramount consideration. This will be the third time that Michigan has tried to pass a bill that does not meet the criteria outlined by previous decisions of the United States Supreme Court that a woman's health must be protected. House Bill 4603 (H-1) is unconstitutional and threatens the health of the mother by trying to legislatively define medical practices as opposed to allowing physicians to practice what is in the best interest of their patients. This bill is just one of the latest examples of divide-and-conquer politics and it is a clear attempt to attack the Governor rather than advancing sound public policy. Women deserve the best medical treatment that they can receive-treatment that is based on their best interest as defined by trained medical professionals and not by politics."

Rep. Kolb, having reserved the right to explain his protest against the passage of the bill, made the following statement:  
"Mr. Speaker and members of the House:

I voted 'No' on House Bill 4603 (H-1) because it threatens women's health. The Michigan State Medical Society and the Michigan Section of the American College of Obstetricians and Gynecologists oppose this bill because it tries to legislatively define medical practices instead of allowing trained physicians to make medical decisions in the best interest of their patients. This bill could have adverse effects on women suffering miscarriages and women faced with a non-viable fetus in the late stages of pregnancy by requiring physicians to do everything possible to preserve the life of a 'perinate' without consideration for the health and well-being of the woman. Physicians are supposed to be our trusted confidants and act in the best interest of our health, but with this bill, politics would be put before sound medical decisions. Government does not belong in our medical exam rooms. I also opposed this bill because it again defies consistent United States Supreme Court rulings that when a state restricts access to abortion, a woman's health must be the paramount consideration. This will be the third time that Michigan has tried to pass a bill that does not meet the criteria outlined by previous decisions of the United States Supreme Court that a woman's health must be protected. House Bill 4603 (H-1) is unconstitutional and threatens the health of the mother by trying to legislatively define medical practices as opposed to allowing physicians to practice what is in the best interest of their patients. Women deserve the best medical treatment that they can receive-treatment that is based on their best interest as defined by trained medical professionals and not by politics. The women of Michigan deserve better than this purely political, divisive and unconstitutional legislation. It is not in the best interest of their health and their rights nor is it in the best interest of the State of Michigan to pass this divisive legislation. This bill is just one of the latest examples of divide-and-conquer politics and it is a clear attempt to attack the Governor, and all those who stand to protect a woman's constitutional right to receive the best medical care for her, rather than advancing sound public policy."

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

"Mr. Speaker and members of the House:

I voted 'No' on House Bill 4603 (H-1) because it threatens women's health. The Michigan State Medical Society and the Michigan Section of the American College of Obstetricians and Gynecologists oppose this bill because it tries to legislatively define medical practices instead of allowing trained physicians to make medical decisions in the best interest of their patients. This bill could have adverse effects on women suffering miscarriages and women faced with a non-viable fetus in the late stages of pregnancy by requiring physicians to do everything possible to preserve the life of a 'perinate' without consideration for the health and well-being of the woman. Physicians are supposed to be our trusted confidants and act in the best interest of our health, but with this bill, politics would be put before sound medical decisions. Government does not belong in our medical exam rooms. I also opposed this bill because it again defies consistent United States Supreme Court rulings that when a state restricts access to abortion, a woman's health must be the paramount consideration. This will be the third time that Michigan has tried to pass a bill that does not meet the criteria outlined by previous decisions of the United States Supreme Court that a woman's health must be protected. House Bill 4603 (H-1) is unconstitutional and threatens the health of the mother by trying to legislatively define medical practices as opposed to allowing physicians to practice what is in the best interest of their patients. This bill is just one of the latest examples of divide-and-conquer politics and it is a clear attempt to attack the Governor rather than advancing sound public policy. It jeopardizes hundreds of thousands of dollars of taxpayer funds due to the inevitable legal fees the State will be assessed after losing in court to those who would rightfully challenge such an unconstitutional act. Women deserve the best medical treatment that they can receive-treatment that is based on their best interest as defined by trained medical professionals and not by politics. Michigan citizens deserve better than to have their tax dollars wasted in legal costs to defend political views that fall outside of what is permitted by the United States Constitution."

### Second Reading of Bills

#### House Bill No. 4025, entitled

A bill to amend 1976 PA 451, entitled "The revised school code," (MCL 380.1 to 380.1852) by adding section 1180. Was read a second time, and the question being on the adoption of the proposed substitute (H-2) previously recommended by the Committee on Education,

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

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

The motion prevailed.

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. 4025, entitled

A bill to amend 1976 PA 451, entitled "The revised school code," (MCL 380.1 to 380.1852) by adding section 1180. Was read a third time and passed, a majority of the members serving voting therefor, by yeas and nays, as follows:

#### Roll Call No. 105

#### Yeas—105

Accavitti	Garfield	McConico	Shaffer
Acciavatti	Gielegem	Meisner	Sheltrown
Amos	Gillard	Meyer	Shulman
Anderson	Gleason	Middaugh	Smith
Bieda	Hager	Milosch	Spade
Bisbee	Hardman	Minore	Stahl
Bradstreet	Hart	Moolenaar	Stakoe
Brandenburg	Hood	Murphy	Steil
Brown	Hoogendyk	Newell	Stewart
Byrum	Hopgood	Nitz	Tabor
Casperson	Howell	O'Neil	Taub
Caswell	Huizenga	Paletko	Tobocman
Caul	Hummel	Palmer	Vagnozzi
Cheeks	Hune	Palsrok	Van Regenmorter
Clack	Hunter	Pappageorge	Vander Veen
Condino	Jamnick	Pastor	Voorhees
Daniels	Johnson, Rick	Phillips	Walker
Dennis	Johnson, Ruth	Plakas	Ward
DeRoche	Julian	Pumford	Waters
DeRossett	Koetje	Reeves	Wenke
Drolet	Kolb	Richardville	Whitmer
Ehardt	Kooiman	Rivet	Williams
Elkins	LaJoy	Robertson	Wojno
Emmons	LaSata	Rocca	Woodward
Farhat	Law	Sak	Woronchak
Farrah	Lipsey	Shackleton	Zelenko
Gaffney			

#### Nays—3

Adamini

Nofs

Sheen

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.

Reps. Hardman, Woronchak, DeRossett, Richardville, Spade, Bisbee, Meyer, Julian, Hummel, Vander Veen, Smith, Pastor, Brandenburg, Clack, Stakoe, Garfield, Gleason, Ward, Sak, Stahl and Moolenaar were named co-sponsors of the bill.

### Second Reading of Bills

#### Senate Bill No. 180, entitled

A bill to amend 1984 PA 431, entitled "The management and budget act," (MCL 18.1101 to 18.1594) by adding section 224.

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

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

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

#### Senate Bill No. 180, entitled

A bill to amend 1984 PA 431, entitled "The management and budget act," (MCL 18.1101 to 18.1594) by adding section 224.

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

### Roll Call No. 106

### Yeas—108

Accavitti	Gaffney	McConico	Shaffer
Acciavatti	Garfield	Meisner	Sheen
Adamini	Gieleghem	Meyer	Sheltrown
Amos	Gillard	Middaugh	Shulman
Anderson	Gleason	Milosch	Smith
Bieda	Hager	Minore	Spade
Bisbee	Hardman	Moolenaar	Stahl
Bradstreet	Hart	Murphy	Stakoe
Brandenburg	Hood	Newell	Steil
Brown	Hoogendyk	Nitz	Stewart
Byrum	Hopgood	Nofs	Tabor
Casperson	Howell	O'Neil	Taub
Caswell	Huizenga	Paletko	Tobocman
Caul	Hummel	Palmer	Vagnozzi
Cheeks	Hune	Palsrok	Van Regenmorter
Clack	Hunter	Pappageorge	Vander Veen
Condino	Jamnick	Pastor	Voorhees
Daniels	Johnson, Rick	Phillips	Walker
Dennis	Johnson, Ruth	Plakas	Ward
DeRoche	Julian	Pumford	Waters
DeRossett	Koetje	Reeves	Wenke
Drolet	Kolb	Richardville	Whitmer
Ehardt	Kooiman	Rivet	Williams
Elkins	LaJoy	Robertson	Wojno

Emmons  
Farhat  
Farrah

LaSata  
Law  
Lipsey

Rocca  
Sak  
Shackleton

Woodward  
Woronchak  
Zelenko

### Nays—0

In The Chair: Julian

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

“An act to prescribe the powers and duties of the department of management and budget; to define the authority and functions of its director and its organizational entities; to authorize the department to issue directives; to provide for the capital outlay program; to provide for the leasing, planning, constructing, maintaining, altering, renovating, demolishing, conveying of lands and facilities; to provide for centralized administrative services such as purchasing, payroll, record retention, data processing, and publishing and for access to certain services; to provide for a system of internal accounting and administrative control for certain principal departments; to provide for an internal auditor in certain principal departments; to provide for certain powers and duties of certain state officers and agencies; to codify, revise, consolidate, classify, and add to the powers, duties, and laws relative to budgeting, accounting, and the regulating of appropriations; to provide for the implementation of certain constitutional provisions; to create funds and accounts; to make appropriations; to prescribe remedies and penalties; to rescind certain executive reorganization orders; to prescribe penalties; and to repeal certain acts and parts of acts.”

The House agreed to the full title.

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. 4218, entitled

A bill to amend 1976 PA 451, entitled “The revised school code,” by amending section 1303 (MCL 380.1303), as amended by 1995 PA 289.

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

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

Rep. Middaugh 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. Waters moved that Rep. Hopgood be excused from the balance of today’s session.

The motion prevailed.

By unanimous consent the House returned to the order of

### Third Reading of Bills

#### House Bill No. 4218, entitled

A bill to amend 1976 PA 451, entitled “The revised school code,” by amending section 1303 (MCL 380.1303), as amended by 1995 PA 289.

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



**Roll Call No. 107****Yeas—107**

Accavitti	Gaffney	Meisner	Sheen
Acciavatti	Garfield	Meyer	Sheltrown
Adamini	Gielegem	Middaugh	Shulman
Amos	Gillard	Milosch	Smith
Anderson	Gleason	Minore	Spade
Bieda	Hager	Moolenaar	Stahl
Bisbee	Hardman	Murphy	Stakoe
Bradstreet	Hart	Newell	Steil
Brandenburg	Hood	Nitz	Stewart
Brown	Hoogendyk	Nofs	Tabor
Byrum	Howell	O'Neil	Taub
Casperson	Huizenga	Paletko	Tobocman
Caswell	Hummel	Palmer	Vagnozzi
Caul	Hune	Palsrok	Van Regenmorter
Cheeks	Hunter	Pappageorge	Vander Veen
Clack	Jamnick	Pastor	Voorhees
Condino	Johnson, Rick	Phillips	Walker
Daniels	Johnson, Ruth	Plakas	Ward
Dennis	Julian	Pumford	Waters
DeRoche	Koetje	Reeves	Wenke
DeRossett	Kolb	Richardville	Whitmer
Drolet	Kooiman	Rivet	Williams
Ehardt	LaJoy	Robertson	Wojno
Elkins	LaSata	Rocca	Woodward
Emmons	Law	Sak	Woronchak
Farhat	Lipsey	Shackleton	Zelenko
Farrah	McConico	Shaffer	

**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. 4606, entitled**

A bill to amend 1976 PA 388, entitled "Michigan campaign finance act," by amending section 6 (MCL 169.206), as amended by 1995 PA 264.

The bill was read a second time.

Rep. Koetje 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. 4606, entitled**

A bill to amend 1976 PA 388, entitled "Michigan campaign finance act," by amending section 6 (MCL 169.206), as amended by 1995 PA 264.

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

**Roll Call No. 108****Yeas—104**

Accavitti	Farrah	McConico	Shaffer
Acciavatti	Gaffney	Meisner	Sheen
Adamini	Garfield	Meyer	Sheltrown
Amos	Gielegem	Middaugh	Shulman
Anderson	Gillard	Milosch	Spade
Bieda	Gleason	Minore	Stahl
Bisbee	Hager	Moolenaar	Stakoe
Bradstreet	Hardman	Murphy	Steil
Brandenburg	Hood	Newell	Stewart
Brown	Hoogendyk	Nitz	Tabor
Byrum	Howell	O'Neil	Taub
Casperson	Huizenga	Paletko	Tobocman
Caswell	Hummel	Palmer	Vagnozzi
Caul	Hune	Palsrok	Van Regenmorter
Cheeks	Hunter	Pappageorge	Vander Veen
Clack	Jamnick	Pastor	Voorhees
Condino	Johnson, Rick	Phillips	Walker
Daniels	Johnson, Ruth	Plakas	Ward
Dennis	Julian	Pumford	Waters
DeRoche	Koetje	Reeves	Wenke
DeRossett	Kolb	Richardville	Whitmer
Drolet	Kooiman	Rivet	Williams
Ehardt	LaJoy	Robertson	Wojno
Elkins	LaSata	Rocca	Woodward
Emmons	Law	Sak	Woronchak
Farhat	Lipsey	Shackleton	Zelenko

**Nays—1**

Nofs

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. 4558, entitled**

A bill to amend 1967 PA 281, entitled "Income tax act of 1967," by amending section 22 (MCL 206.22), as amended by 1996 PA 484.

The bill was read a second time.

Rep. Condino 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.

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Rep. Brown moved that Rep. Whitmer 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. 4558, entitled**

A bill to amend 1967 PA 281, entitled "Income tax act of 1967," by amending section 22 (MCL 206.22), 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. 109**

**Yeas—101**

Accavitti	Gielegem	Meyer	Sheen
Acciavatti	Gillard	Middaugh	Sheltrown
Adamini	Gleason	Milosch	Shulman
Amos	Hager	Minore	Smith
Anderson	Hardman	Moolenaar	Spade
Bieda	Hart	Murphy	Stahl
Bisbee	Hood	Newell	Stakoe
Brandenburg	Hoogendyk	Nitz	Steil
Brown	Howell	Nofs	Stewart
Byrum	Huizenga	O'Neil	Tabor
Casperson	Hummel	Paletko	Taub
Caswell	Hune	Palmer	Tobocman
Caul	Hunter	Palsrok	Vagnozzi
Cheeks	Jamnick	Pappageorge	Van Regenmorter
Clack	Johnson, Rick	Phillips	Vander Veen
Condino	Johnson, Ruth	Plakas	Voorhees
Daniels	Julian	Pumford	Walker
Dennis	Koetje	Reeves	Ward
DeRoche	Kolb	Richardville	Waters
DeRossett	Kooiman	Rivet	Wenke
Ehardt	LaSata	Robertson	Williams
Elkins	Law	Rocca	Wojno
Emmons	Lipsey	Sak	Woodward
Farhat	McConico	Shackleton	Woronchak
Farrah	Meisner	Shaffer	Zelenko
Gaffney			

**Nays—5**

Bradstreet	Garfield	LaJoy	Pastor
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.

**Second Reading of Bills**

**House Bill No. 4559, entitled**

A bill to amend 1967 PA 281, entitled "Income tax act of 1967," by amending section 26 (MCL 206.26).

The bill was read a second time.

Rep. Condino 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. 4559, entitled**

A bill to amend 1967 PA 281, entitled "Income tax act of 1967," by amending section 26 (MCL 206.26).

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

**Roll Call No. 110**

**Yeas—101**

Accavitti	Gielegem	Meisner	Sheltrown
Acciavatti	Gillard	Meyer	Shulman
Adamini	Gleason	Middaugh	Smith
Amos	Hager	Milosch	Spade
Anderson	Hardman	Minore	Stahl
Bieda	Hart	Moolenaar	Stakoe
Bisbee	Hood	Murphy	Steil
Brandenburg	Hoogendyk	Newell	Stewart
Brown	Howell	Nitz	Tabor
Byrum	Huizenga	Nofs	Taub
Casperson	Hummel	O'Neil	Tobocman
Caswell	Hune	Paletko	Vagnozzi
Caul	Hunter	Palmer	Van Regenmorter
Cheeks	Jamnack	Palsrok	Vander Veen
Clack	Johnson, Rick	Pappageorge	Voorhees
Condino	Johnson, Ruth	Phillips	Walker
Daniels	Julian	Pumford	Ward
Dennis	Koetje	Reeves	Waters
DeRoche	Kolb	Richardville	Wenke
DeRossett	Kooiman	Robertson	Whitmer
Ehardt	LaJoy	Rocca	Williams
Elkins	LaSata	Sak	Wojno
Emmons	Law	Shackleton	Woodward
Farhat	Lipsey	Shaffer	Woronchak
Farrah	McConico	Sheen	Zelenko
Gaffney			

**Nays—4**

Bradstreet	Drolet	Garfield	Pastor
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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. 4560, entitled**

A bill to amend 1967 PA 281, entitled "Income tax act of 1967," by amending section 315 (MCL 206.315).

The bill was read a second time.

Rep. Zelenko 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. 4560, entitled**

A bill to amend 1967 PA 281, entitled "Income tax act of 1967," by amending section 315 (MCL 206.315).

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

**Roll Call No. 111**

**Yeas—103**

Accavitti	Farrah	McConico	Sheen
Acciavatti	Gaffney	Meisner	Sheltrown
Adamini	Gielegem	Meyer	Shulman
Amos	Gillard	Middaugh	Smith
Anderson	Gleason	Milosch	Spade
Bieda	Hager	Minore	Stahl
Bisbee	Hardman	Moolenaar	Stakoe
Bradstreet	Hart	Murphy	Steil
Brandenburg	Hood	Newell	Stewart
Brown	Hoogendyk	Nitz	Tabor
Byrum	Howell	Nofs	Taub
Casperson	Huizenga	O'Neil	Tobocman
Caswell	Hummel	Paletko	Vagnozzi
Caul	Hune	Palmer	Van Regenmorter
Cheeks	Hunter	Palsrok	Vander Veen
Clack	Jamnick	Pappageorge	Voorhees
Condino	Johnson, Rick	Phillips	Walker
Daniels	Johnson, Ruth	Plakas	Ward
Dennis	Julian	Pumford	Waters
DeRoche	Koetje	Reeves	Wenke
DeRossett	Kolb	Richardville	Whitmer
Drolet	Kooiman	Robertson	Wojno
Ehardt	LaJoy	Rocca	Woodward
Elkins	LaSata	Sak	Woronchak
Emmons	Law	Shackleton	Zelenko
Farhat	Lipsey	Shaffer	

**Nays—2**

Garfield Pastor

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. 4562, entitled**

A bill to amend 1967 PA 281, entitled "Income tax act of 1967," by amending section 355 (MCL 206.355), as amended by 1991 PA 82.

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

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

Rep. Zelenko 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. 4562, entitled**

A bill to amend 1967 PA 281, entitled "Income tax act of 1967," by amending section 355 (MCL 206.355), as amended by 1991 PA 82.

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

**Roll Call No. 112**

**Yeas—99**

Accavitti	Gielegem	Meyer	Shulman
Acciavatti	Gillard	Middaugh	Smith
Adamini	Gleason	Milosch	Spade
Amos	Hager	Minore	Stahl
Anderson	Hardman	Moolenaar	Stakoe
Bieda	Hart	Murphy	Steil
Bisbee	Hood	Newell	Stewart
Brown	Howell	Nitz	Tabor
Byrum	Huizenga	Nofs	Taub
Casperson	Hummel	O'Neil	Tobocman
Caswell	Hune	Paletko	Vagnozzi
Caul	Hunter	Palmer	Van Regenmorter
Cheeks	Jamnick	Palsrok	Vander Veen
Clack	Johnson, Rick	Pappageorge	Voorhees
Condino	Johnson, Ruth	Phillips	Walker
Daniels	Julian	Plakas	Ward
Dennis	Koetje	Reeves	Waters
DeRoche	Kolb	Richardville	Wenke
DeRossett	Kooiman	Robertson	Whitmer
Ehardt	LaJoy	Rocca	Williams
Elkins	LaSata	Sak	Wojno
Emmons	Law	Shackleton	Woodward
Farhat	Lipsey	Shaffer	Woronchak
Farrah	McConico	Sheen	Zelenko
Gaffney	Meisner	Sheltrown	

**Nays—6**

Bradstreet	Drolet	Hoogendyk	Pastor
Brandenburg	Garfield		

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. 4561, entitled

A bill to amend 1967 PA 281, entitled "Income tax act of 1967," by amending section 351 (MCL 206.351), as amended by 1996 PA 264.

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

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

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

1. Amend page 2, following line 26, by inserting:

**"(5) Every casino licensee or race meeting licensee or track licensee shall report winnings of a resident reportable by the casino licensee or race meeting licensee or track licensee under the internal revenue code to the department in the same manner and format as required under the internal revenue code."** and renumbering the remaining subsections.

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

Rep. O'Neil moved that the bill be placed on the order of Third Reading of Bills.

The motion prevailed.

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. 4561, entitled

A bill to amend 1967 PA 281, entitled "Income tax act of 1967," by amending section 351 (MCL 206.351), as amended by 1996 PA 264.

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

#### Roll Call No. 113

#### Yeas—101

Accavitti	Gielegem	Meisner	Sheen
Acciavatti	Gillard	Meyer	Sheltrown
Adamini	Gleason	Middaugh	Shulman
Amos	Hager	Milosch	Smith
Anderson	Hardman	Minore	Spade
Bieda	Hart	Moolenaar	Stahl
Bisbee	Hood	Murphy	Stakoe
Brandenburg	Hoogendyk	Newell	Steil
Brown	Howell	Nitz	Stewart
Byrum	Huizenga	Nofs	Tabor
Casperson	Hummel	O'Neil	Taub
Caswell	Hune	Paletko	Tobocman
Caul	Hunter	Palmer	Vagnozzi
Cheeks	Jamnick	Palsrok	Van Regenmorter
Clack	Johnson, Rick	Pappageorge	Voorhees
Condino	Johnson, Ruth	Phillips	Walker
Daniels	Julian	Plakas	Ward
Dennis	Koetje	Pumford	Waters
DeRoche	Kolb	Reeves	Wenke
DeRossett	Kooiman	Richardville	Whitmer
Ehardt	LaJoy	Robertson	Williams
Elkins	LaSata	Rocca	Wojno
Emmons	Law	Sak	Woodward
Farhat	Lipsey	Shackleton	Woronchak
Farrah	McConico	Shaffer	Zelenko
Gaffney			

**Nays—4**

Bradstreet

Drolet

Garfield

Pastor

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. 4563, entitled**

A bill to amend 1967 PA 281, entitled "Income tax act of 1967," by amending section 365 (MCL 206.365), as amended by 1996 PA 448.

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

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

Rep. Farrah 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.

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Rep. Waters moved that Rep. Hardman 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. 4563, entitled**

A bill to amend 1967 PA 281, entitled "Income tax act of 1967," by amending section 365 (MCL 206.365), as amended by 1996 PA 448.

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

**Roll Call No. 114****Yeas—99**

Accavitti

Gaffney

Middaugh

Shulman

Acciavatti

Gielegem

Milosch

Smith

Adamini

Gillard

Minore

Spade

Amos

Gleason

Moolenaar

Stahl

Anderson

Hager

Murphy

Stakoe

Bieda

Hart

Newell

Steil

Bisbee

Hood

Nitz

Stewart

Brandenburg

Howell

Nofs

Tabor

Brown

Huizenga

O'Neil

Taub

Byrum

Hummel

Paletko

Tobocman

Casperson

Hune

Palmer

Vagnozzi

Caswell

Hunter

Palsrok

Van Regenmorter



Caul	Jamnick	Pappageorge	Vander Veen
Cheeks	Johnson, Rick	Phillips	Voorhees
Clack	Johnson, Ruth	Plakas	Walker
Condino	Julian	Pumford	Ward
Daniels	Koetje	Richardville	Waters
Dennis	Kolb	Rivet	Wenke
DeRoche	Kooiman	Robertson	Whitmer
DeRossett	LaSata	Rocca	Williams
Ehardt	Law	Sak	Wojno
Elkins	Lipsey	Shackleton	Woodward
Emmons	McConico	Shaffer	Woronchak
Farhat	Meisner	Sheen	Zelenko
Farrah	Meyer	Sheltrown	

**Nays—6**

Bradstreet	Garfield	LaJoy	Pastor
Drolet	Hoogendyk		

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. 4564, entitled**

A bill to amend 1967 PA 281, entitled "Income tax act of 1967," by amending section 451 (MCL 206.451), as amended by 2002 PA 581.

The bill was read a second time.

Rep. Minore 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. 4564, entitled**

A bill to amend 1967 PA 281, entitled "Income tax act of 1967," by amending section 451 (MCL 206.451), as amended by 2002 PA 581.

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

**Roll Call No. 115****Yeas—94**

Accavitti	Gleason	Milosch	Shulman
Adamini	Hager	Minore	Smith
Amos	Hardman	Moolenaar	Spade
Anderson	Hart	Murphy	Stahl
Bieda	Hood	Newell	Stakoe

Bisbee	Howell	Nitz	Steil
Brown	Huizenga	Nofs	Stewart
Byrum	Hummel	O'Neil	Tabor
Casperson	Hune	Paletko	Taub
Caswell	Hunter	Palmer	Tobocman
Caul	Jamnick	Palsrok	Vagnozzi
Cheeks	Johnson, Rick	Pappageorge	Van Regenmorter
Clack	Johnson, Ruth	Phillips	Voorhees
Condino	Julian	Pumford	Walker
Dennis	Koetje	Richardville	Ward
DeRossett	Kolb	Rivet	Waters
Ehardt	Kooiman	Robertson	Wenke
Elkins	LaSata	Rocca	Whitmer
Emmons	Law	Sak	Williams
Farhat	Lipsey	Shackleton	Wojno
Farrah	McConico	Shaffer	Woodward
Gaffney	Meisner	Sheen	Woronchak
Gielegghem	Meyer	Sheltrown	Zelenko
Gillard	Middaugh		

### Nays—9

Acciavatti	DeRoche	Garfield	LaJoy
Bradstreet	Drolet	Hoogendyk	Pastor
Brandenburg			

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. 4565, entitled

A bill to amend 1967 PA 281, entitled "Income tax act of 1967," by amending section 12 (MCL 206.12), as amended by 1996 PA 484.

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

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

Rep. Farrah 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.

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Rep. Middaugh moved that Rep. Woronchak be excused temporarily from today's session.  
 The motion prevailed.

Rep. Zelenko moved that Rep. Daniels be excused temporarily from today’s session.  
The motion prevailed.

Rep. Brown moved that Rep. Adamini be excused temporarily from today’s session.  
The motion prevailed.

Rep. Waters moved that Rep. Plakas 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. 4565, entitled**

A bill to amend 1967 PA 281, entitled “Income tax act of 1967,” by amending section 12 (MCL 206.12), 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. 116**

**Yeas—91**

Accavitti	Hager	Minore	Shulman
Amos	Hardman	Moolenaar	Smith
Anderson	Hart	Murphy	Spade
Bieda	Hood	Newell	Stakoe
Bisbee	Howell	Nitz	Steil
Brown	Huizenga	Nofs	Stewart
Byrum	Hummel	O’Neil	Tabor
Casperson	Hunter	Paletko	Taub
Caswell	Jamnack	Palmer	Tobocman
Cheeks	Johnson, Rick	Palsrok	Vagnozzi
Clack	Johnson, Ruth	Pappageorge	Van Regenmorter
Condino	Julian	Phillips	Vander Veen
Dennis	Koetje	Pumford	Voorhees
DeRossett	Kolb	Reeves	Walker
Ehardt	Kooiman	Richardville	Ward
Elkins	LaSata	Rivet	Waters
Emmons	Law	Robertson	Wenke
Farhat	Lipsey	Rocca	Whitmer
Farrah	McConico	Sak	Williams
Gaffney	Meisner	Shackleton	Wojno
Gielegem	Meyer	Shaffer	Woodward
Gillard	Middaugh	Sheen	Zelenko
Gleason	Milosch	Sheltrown	

**Nays—10**

Acciavatti	DeRoche	Hoogendyk	LaJoy
Bradstreet	Drolet	Hune	Pastor
Brandenburg	Garfield		

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. 4567, entitled

A bill to amend 1941 PA 122, entitled “An act to establish the revenue collection duties 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 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 27a (MCL 205.27a), as amended by 2002 PA 657.

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

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

Rep. Koetje moved to amend the bill as follows:

1. Amend page 5, line 9, after “1.” by striking out the balance of the enacting section and inserting “This amendatory act takes effect for returns and remittances for those returns that are due or filed on or after the effective date of this amendatory act.”.

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

Rep. Condino 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. 4567, entitled

A bill to amend 1941 PA 122, entitled “An act to establish the revenue collection duties 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 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 27a (MCL 205.27a), as amended by 2002 PA 657.

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

#### Roll Call No. 117

Yeas—85

Accavitti	Gieleghem	Meisner	Shulman
Adamini	Gillard	Meyer	Smith
Amos	Gleason	Middaugh	Spade
Anderson	Hager	Milosch	Stahl
Bieda	Hardman	Minore	Stakoe
Bisbee	Hart	Murphy	Steil
Brown	Hood	Nitz	Stewart
Byrum	Howell	Nofs	Tabor
Casperson	Huizenga	O’Neil	Taub
Caul	Hummel	Paletko	Tobocman
Cheeks	Hunter	Pappageorge	Vagnozzi
Clack	Jamnick	Phillips	Vander Veen

Condino	Johnson, Rick	Plakas	Voorhees
Daniels	Julian	Pumford	Walker
Dennis	Koetje	Reeves	Waters
DeRossett	Kolb	Richardville	Wenke
Ehardt	Kooiman	Rivet	Whitmer
Elkins	LaSata	Sak	Williams
Emmons	Law	Shackleton	Wojno
Farhat	Lipsey	Shaffer	Woodward
Farrah	McConico	Sheltrown	Zelenko
Gaffney			

### Nays—21

Acciavatti	Garfield	Moolenaar	Robertson
Bradstreet	Hoogendyk	Newell	Rocca
Brandenburg	Hune	Palmer	Sheen
Caswell	Johnson, Ruth	Palsrok	Van Regenmorter
DeRoche	LaJoy	Pastor	Ward
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.

### Second Reading of Bills

#### House Bill No. 4568, entitled

A bill to amend 1933 PA 167, entitled "General sales tax act," by amending section 15 (MCL 205.65), as amended by 2002 PA 579.

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

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

Rep. Koetje moved to amend the bill as follows:

1. Amend page 2, line 12, after "1." by striking out the balance of the enacting section and inserting "This amendatory act takes effect for returns and remittances for those returns that are due or filed on or after the effective date of this amendatory act."

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

Rep. Zelenko 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. 4568, entitled

A bill to amend 1933 PA 167, entitled "General sales tax act," by amending section 15 (MCL 205.65), as amended by 2002 PA 579.

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

**Roll Call No. 118****Yeas—81**

Accavitti	Gaffney	McConico	Sheltrown
Adamini	Gielegem	Meisner	Shulman
Amos	Gillard	Meyer	Smith
Anderson	Gleason	Middaugh	Spade
Bieda	Hager	Milosch	Stakoe
Bisbee	Hardman	Minore	Steil
Brown	Hart	Murphy	Stewart
Byrum	Hood	Nitz	Tabor
Casperson	Howell	Nofs	Taub
Caul	Huizenga	O'Neil	Tobocman
Cheeks	Hummel	Paletko	Vagnozzi
Clack	Hunter	Phillips	Vander Veen
Condino	Jamnack	Plakas	Walker
Daniels	Johnson, Rick	Pumford	Waters
Dennis	Julian	Reeves	Wenke
DeRossett	Koetje	Richardville	Whitmer
Ehardt	Kolb	Rivet	Williams
Elkins	Kooiman	Sak	Wojno
Emmons	Law	Shackleton	Woodward
Farhat	Lipsey	Shaffer	Zelenko
Farrah			

**Nays—25**

Acciavatti	Hoogendyk	Newell	Rocca
Bradstreet	Hune	Palmer	Sheen
Brandenburg	Johnson, Ruth	Palsrok	Stahl
Caswell	LaJoy	Pappageorge	Van Regenmorter
DeRoche	LaSata	Pastor	Voorhees
Drolet	Moolenaar	Robertson	Ward
Garfield			

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. 4569, entitled**

A bill to amend 1937 PA 94, entitled "Use tax act," by amending section 6 (MCL 205.96), as amended by 1998 PA 266.

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

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

Rep. Koetje moved to amend the bill as follows:

1. Amend page 4, line 6, after "1." by striking out the balance of the enacting section and inserting "This amendatory act takes effect for returns and remittances for those returns that are due or filed on or after the effective date of this amendatory act."

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

Rep. Farrah 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. 4569, entitled**

A bill to amend 1937 PA 94, entitled "Use tax act," by amending section 6 (MCL 205.96), as amended by 1998 PA 266.  
Was read a third time and passed, a majority of the members serving voting therefor, by yeas and nays, as follows:

**Roll Call No. 119**

**Yeas—79**

Accavitti	Gielegem	McConico	Shulman
Anderson	Gillard	Meisner	Smith
Bieda	Gleason	Meyer	Spade
Bisbee	Hager	Middaugh	Stakoe
Brown	Hardman	Minore	Steil
Byrum	Hart	Murphy	Stewart
Casperson	Hood	Nitz	Tabor
Caul	Howell	Nofs	Taub
Cheeks	Huizenga	O'Neil	Tobocman
Clack	Hummel	Paletko	Vagnozzi
Condino	Hunter	Phillips	Walker
Daniels	Jamnack	Plakas	Waters
Dennis	Johnson, Rick	Pumford	Wenke
DeRossett	Julian	Reeves	Whitmer
Ehardt	Koetje	Richardville	Williams
Elkins	Kolb	Rivet	Wojno
Emmons	Kooiman	Sak	Woodward
Farhat	LaSata	Shackleton	Woronchak
Farrah	Law	Shaffer	Zelenko
Gaffney	Lipsey	Sheltrown	

**Nays—27**

Acciavatti	Garfield	Newell	Sheen
Amos	Hoogendyk	Palmer	Stahl
Bradstreet	Hune	Palsrok	Van Regenmorter
Brandenburg	Johnson, Ruth	Pappageorge	Vander Veen
Caswell	LaJoy	Pastor	Voorhees
DeRoche	Milosch	Robertson	Ward
Drolet	Moolenaar	Rocca	

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.

Rep. Woronchak, 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 Nos. 116-118. Had I been present, I would have voted ‘yea’.”

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Rep. Richardville moved that House Committees be given leave to meet during the balance of today’s session. The motion prevailed.

By unanimous consent the House returned to the order of

### **Motions and Resolutions**

Reps. Kooiman, Hart, Voorhees, Sak, Elkins, Accavitti, Acciavatti, Adamini, Bieda, Cheeks, Ehardt, Farhat, Gielegem, Hager, Jamnick, Koetje, Lipsey, Meyer, Minore, Murphy, Paletko, Pappageorge, Pastor, Richardville, Spade, Vagnozzi, Vander Veen, Woodward, Zelenko and Taub offered the following resolution:

#### **House Resolution No. 55.**

A resolution to memorialize the Congress of the United States to restore proposed cuts to the 21<sup>st</sup> Century Community Learning Centers program for after-school programs.

Whereas, The proposed federal budget includes a \$400 million cut in the 21<sup>st</sup> Century Community Learning Centers program for after-school programs; and

Whereas, The proposed cut undermines the goals of the “No Child Left Behind” Act to help children succeed academically and enhance their reading and writing skills; and

Whereas, The proposed cut would directly affect programming for over 20,000 high-risk youth in Michigan, through an estimated \$15,688,256 loss of funding; and

Whereas, Many research studies indicate that children who consistently attend after-school programs have better peer relations, emotional adjustment, conflict resolution skills, grades, and conduct compared to those children not involved in programs; and

Whereas, Juvenile crime soars in the hours immediately after the bell rings, and after-school programs prevent juvenile delinquency and victimization of youth; and

Whereas, 21<sup>st</sup> Century Community Learning Centers actively engage parents as partners in their children’s education and seek to strengthen the bonds between home and school; and

Whereas, 21<sup>st</sup> Century Community Learning Centers in Michigan are successful in reducing school absenteeism, improving reading scores, and providing a safe place for children during peak juvenile crime hours; and

Whereas, 21<sup>st</sup> Century Community Learning Centers align their curriculum with the school day curriculum through fun and experimental learning activities; and

Whereas, The state of Michigan has begun the implementation of the 21<sup>st</sup> Century Community Learning Centers and sees these centers as one of the best sustainable means to offer quality after-school programs to the greatest number of high-risk youth in the state; and

Whereas, On April 10, 2003, the Michigan House of Representatives, knowing the value of after-school programs, passed House Resolution No. 26, on the “Michigan After-School Initiative,” to call for the creation of a task force to assess the status of after-school programming in Michigan and to develop a plan to ensure access to after-school programs for every school-age child in Michigan; and

Whereas, 21<sup>st</sup> Century Community Learning Centers promote an active level of community partnership and collaboration among providers to best serve children; and

Whereas, Polls show that 92% of Americans believe there should be organized activities for children and teens during after-school hours; now, therefore, be it

Resolved by the House of Representatives, That we memorialize the Congress of the United States to restore the proposed \$400 million cut to the 21<sup>st</sup> Century Community Learning Centers program; and be it further

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

The resolution was referred to the Committee on Education.

Rep. Rivet offered the following memorial resolution:

#### **House Resolution No. 56.**

A resolution offered as a memorial for Leonard F. Klida, Jr.

Whereas, The recent passing of Leonard F. Klida, Jr., the Bangor Township Fire Chief, has deeply saddened those whose lives he touched throughout his life. In remembrance of him and as an expression of our condolences to his wife, Dawn, daughters, Marcie, Amanda, and Danielle, his entire family and his brothers-in-service at Bangor Township Fire Department, we join in offering this resolution as a symbol of our respect; and



Whereas, Leonard F. Klida, Jr. was born and lived his entire life in Bay City. He graduated from Bay City All Saints High School and received an Associates Degree in Fire Science from Delta College. Len began his career as a volunteer fire fighter for the Frankenlust Fire Department in 1978. He joined the Bangor Township Fire Department as a full-time firefighter in 1982, becoming Fire Chief in 2001. Len taught officer and firefighter training classes at Delta College and throughout the state and was a state licensed EMT. He was a member of numerous firefighter organizations and was the recipient of the Distinguished Public Service Award for heroism in 1990; and

Whereas, Leonard F. Klida, Jr. was very active in community affairs, belonging to the Muscular Dystrophy Association, John Glenn Booster Club and the Snowmobilers Association. He was a member and lay minister of the Church of St. Boniface. Surely, we all have the desire to be remembered by those we encounter along life's journey, and for Leonard F. Klida, that is exactly the case; and

Whereas, Many considered Leonard F. Klida, Jr. a hero for his chosen profession as a firefighter. He was also a hero when not at work. Len was an example to anyone who strives to be a good family man. He had a deep concern for his community and all its people. His caring manner led to the positive growth of many organizations in Bay County; and

Whereas, Leonard F. Klida, Jr. had an unassuming leadership style and a tremendous positive impact on the lives of all he came in contact with. He was a rare person who you could truly count on. Many hold fond memories of him and admired him for his tireless efforts, his dependability, and commitment to addressing the needs of his community and state. We pay homage to his life and memory and honor those who were closest to him. We wish them comfort in their memories of a fine man, outstanding citizen and public servant; now, therefore, be it

Resolved by the House of Representatives, That the members of this legislative body offer this memorial resolution to the family of Leonard F. Klida, Jr. May they know that the people of the State of Michigan have long held their public servants in the highest esteem. We wish to convey our respect, admiration, and gratitude; and be it

Resolved, That a copy of this resolution be transmitted to the family of Leonard F. Klida, Jr. as evidence of our sincerest condolences.

The question being on the adoption of the resolution,

The resolution was adopted.

### Reports of Standing Committees

The Committee on Criminal Justice, by Rep. Van Regenmorter, Chair, reported

#### **House Bill No. 4515, 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 sheriffs coordinating and training office and a local corrections advisory board; and to prescribe the powers and duties of certain local and state officers and agencies.

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 and laid over one day.

### Favorable Roll Call

To Report Out:

Yeas: Reps. Van Regenmorter, Stakoe, Howell, LaSata, Gaffney, Nofs, Meisner, Condino and Hood

Nays: None

The Committee on Criminal Justice, by Rep. Van Regenmorter, Chair, reported

#### **House Bill No. 4516, entitled**

A bill to amend 1982 PA 415, entitled "Correctional officers' training act of 1982," by amending the title and sections 2, 3, 4, 5, and 15 (MCL 791.502, 791.503, 791.504, 791.505, and 791.515); and to repeal acts and parts of acts.

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

1. Amend page 4, following line 27, by inserting:

"Enacting section 2. This amendatory act takes effect October 1, 2003.

Enacting section 3. This amendatory act does not take effect unless all of the following bills of the 92nd Legislature are enacted into law:

(a) House Bill No. 4515.

(b) House Bill No. 4517."

The bill and amendment were referred to the order of Second Reading of Bills and laid over one day.

## Favorable Roll Call

## To Report Out:

Yeas: Reps. Van Regenmorter, Stakoe, Howell, LaSata, Gaffney, Nofs, Meisner, Condino and Hood  
Nays: None

The Committee on Criminal Justice, by Rep. Van Regenmorter, Chair, reported

**House Bill No. 4517, 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.

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 and laid over one day.

## Favorable Roll Call

## To Report Out:

Yeas: Reps. Van Regenmorter, Stakoe, Howell, LaSata, Gaffney, Nofs, Meisner, Condino and Hood  
Nays: None

The Committee on Criminal Justice, by Rep. Van Regenmorter, Chair, reported

**Senate Bill No. 117, entitled**

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending section 16l of chapter XVII (MCL 777.16l), as amended by 2001 PA 19.

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

1. Amend page 2, following line 38, by inserting:

"Enacting section 1. This amendatory act takes effect September 1, 2003." and renumbering the remaining enacting section.

The bill and amendment were referred to the order of Second Reading of Bills and laid over one day.

## Favorable Roll Call

## To Report Out:

Yeas: Reps. Van Regenmorter, Stakoe, Howell, LaSata, Gaffney, Nofs, Meisner, Condino and Hood  
Nays: None

The Committee on Criminal Justice, by Rep. Van Regenmorter, Chair, reported

**Senate Bill No. 118, entitled**

A bill to amend 1931 PA 328, entitled "The Michigan penal code," by amending section 215 (MCL 750.215), as amended by 2002 PA 672.

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 and laid over one day.

## Favorable Roll Call

## To Report Out:

Yeas: Reps. Van Regenmorter, Stakoe, Howell, LaSata, Gaffney, Nofs, Meisner and Hood  
Nays: None

## COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Wednesday, May 7, 2003, at 10:30 a.m.

Present: Reps. Van Regenmorter, Stakoe, Howell, LaSata, Gaffney, Nofs, Meisner, Condino and Hood

The Committee on Transportation, by Rep. DeRossett, Chair, reported  
**House Resolution No. 38.**

A resolution to recommend the designation of US-23 from Standish to Mackinaw City as a heritage route under the provisions of the Michigan Heritage Routes Act, 1993 PA 69.

(For text of resolution, see House Journal No. 30, p. 380.)

With the recommendation that the resolution be adopted.

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

#### Favorable Roll Call

To Report Out:

Yeas: Reps. DeRossett, Casperson, Hummel, Gaffney, LaJoy, Robertson, Ward, Anderson, Gleason, Tobocman, Adamini, Murphy and Elkins

Nays: None

#### COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Thursday, May 8, 2003, at 9:00 a.m.

Present: Reps. DeRossett, Casperson, Hummel, Gaffney, LaJoy, Robertson, Ward, Anderson, Jamnick, Gleason, Tobocman, Adamini, Murphy and Elkins

Absent: Reps. DeRoche, Hune and Huizenga

Excused: Reps. DeRoche, Hune and Huizenga

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

**House Bill No. 4453, entitled**

A bill to amend 1980 PA 300, entitled "The public school employees retirement act of 1979," by amending section 68 (MCL 38.1368).

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 and laid over one day.

#### Favorable Roll Call

To Report Out:

Yeas: Reps. Woronchak, Pappageorge, Rocca, Tabor, Vander Veen, Vagnozzi and Zelenko

Nays: None

#### COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Thursday, May 8, 2003, at 9:00 a.m.

Present: Reps. Woronchak, Pappageorge, Rocca, Tabor, Vander Veen, Vagnozzi and Zelenko

Absent: Reps. Brandenburg and Stallworth

Excused: Reps. Brandenburg and Stallworth

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

**House Bill No. 4227, entitled**

A bill to amend 1979 PA 94, entitled "The state school aid act of 1979," by amending section 11 (MCL 388.1611), as amended by 2002 PA 521.

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 and laid over one day.

## Favorable Roll Call

## To Report Out:

Yeas: Reps. Shulman, Emmons, Caul, Pumford, Shackleton, Kooiman, Newell, Acciavatti, Amos, Caswell, Farhat, Hoogendyk, Moolenaar, Pastor, Shaffer, Steil, Taub, Walker, Brandenburg, Brown, Plakas, Williams, Cheeks, Hunter and Sak

Nays: Reps. Whitmer, Kolb, Phillips and Paletko

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

**House Bill No. 4393, entitled**

A bill to make appropriations for the department of environmental quality for the fiscal year ending September 30, 2004; to provide for the expenditure of the appropriations; and to provide for the disposition of fees and other income received by the various state agencies.

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 and laid over one day.

## Favorable Roll Call

## To Report Out:

Yeas: Reps. Shulman, Emmons, Caul, Pumford, Shackleton, Kooiman, Newell, Acciavatti, Amos, Caswell, Farhat, Hoogendyk, Moolenaar, Pastor, Shaffer, Steil and Taub

Nays: Reps. Whitmer, Brown, Kolb, Phillips, Plakas, Reeves, Williams, Cheeks, Hunter, Paletko and Sak

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

**House Bill No. 4396, entitled**

A bill to make appropriations for the state institutions of higher education for the fiscal year ending September 30, 2004; and to provide for the expenditures 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 and laid over one day.

## Favorable Roll Call

## To Report Out:

Yeas: Reps. Shulman, Emmons, Caul, Pumford, Shackleton, Kooiman, Newell, Stewart, Acciavatti, Amos, Farhat, Hoogendyk, Moolenaar, Pastor, Shaffer, Steil, Taub, Walker, Brandenburg and Sak

Nays: Rep. Caswell

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

**House Bill No. 4400, entitled**

A bill to make appropriations for the department of natural resources for the fiscal year ending September 30, 2004; to provide for the expenditure of the appropriations; and to provide for the disposition of fees and other income received by the various state agencies.

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 and laid over one day.

## Favorable Roll Call

## To Report Out:

Yeas: Reps. Shulman, Emmons, Caul, Pumford, Shackleton, Kooiman, Newell, Acciavatti, Amos, Caswell, Farhat, Hoogendyk, Moolenaar, Pastor, Shaffer, Steil, Taub, Walker and Brandenburg

Nays: Reps. Whitmer, Brown, Kolb, Phillips, Plakas, Reeves, Williams, Cheeks, Hunter, Paletko and Sak

## COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Thursday, May 8, 2003, at 9:00 a.m.

Present: Reps. Shulman, Emmons, Caul, Pumford, Shackleton, Kooiman, Newell, Stewart, Acciavatti, Amos, Caswell, Farhat, Hoogendyk, Moolenaar, Pastor, Shaffer, Steil, Taub, Walker, Brandenburg, Whitmer, Brown, Kolb, Phillips, Plakas, Reeves, Williams, Cheeks, Hunter, Paletko and Sak

## COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Voorhees, Chair of the Committee on Higher Education, was received and read:

Meeting held on: Thursday, May 8, 2003, at 9:00 a.m.

Present: Reps. Voorhees, Hart, LaSata, Stakoe, Dennis, Hood and Smith

**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 on Thursday, May 8:

**House Bill Nos. 4649 4650 4651 4652 4653 4654 4655 4656 4657 4658**

The Clerk announced that the following Senate bills had been received on Thursday, May 8:

**Senate Bill Nos. 265 277 281 285 289**

By unanimous consent the House returned to the order of

**Messages from the Senate****Senate Bill No. 265, entitled**

A bill to make appropriations for the state transportation department and certain transportation purposes for the fiscal year ending September 30, 2004; to provide for the imposition of fees; to provide for reports; to create certain funds and programs; to prescribe requirements for certain railroad and bus facilities; to prescribe certain powers and duties of certain state departments and officials and local units of government; and to provide for the expenditure of the appropriations.

The Senate has passed the bill.

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

**Senate Bill No. 277, entitled**

A bill to make appropriations for the department of state police and certain other state purposes for the fiscal year ending September 30, 2004; to provide for the expenditure of those appropriations; to provide for certain reports and the consideration of those reports; to provide for the disposition of other income received by the various state agencies; to provide for the testing of certain persons; to provide for certain emergency powers; and to provide for the powers and duties of certain committees, certain state agencies, and certain employees.

The Senate has passed the bill.

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

**Senate Bill No. 281, entitled**

A bill to make appropriations for the judicial branch for the fiscal year ending September 30, 2004; to provide for the expenditure of these appropriations; to place certain restrictions on the expenditure of these appropriations; to prescribe the powers and duties of certain officials and employees; to require certain reports; and to provide for the disposition of fees and other income received by the judicial branch.

The Senate has passed the bill.

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

**Senate Bill No. 285, entitled**

A bill to make appropriations for the department of career development and the Michigan strategic fund and certain other state purposes for the fiscal year ending September 30, 2004; to provide for the expenditure of the appropriations; and to provide for the disposition of fees and other income received by the state agencies.

The Senate has passed the bill.

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

**Senate Bill No. 289, entitled**

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending sections 32701, 32705, 32707, 32708, and 32714 (MCL 324.32701, 324.32705, 324.32707, 324.32708, and 324.32714), sections 32701, 32707, and 32708 as amended and section 32714 as added by 1996 PA 434 and section 32705 as added by 1995 PA 59, and by adding part 328.

The Senate has passed the bill.

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

**Introduction of Bills**

Reps. DeRoche, Hoogendyk, Hune, Bradstreet, Garfield, LaJoy, Moolenaar, Wenke, Pappageorge, Ward, Stakoe, Huizenga, Bisbee, Ehardt, Taub, Palsrok and Pastor introduced

**House Bill No. 4659, entitled**

A bill to amend 1978 PA 368, entitled "Public health code," by amending section 20906 (MCL 333.20906), as amended by 2000 PA 375.

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

Reps. Garfield, Nofs, Casperson, Robertson, LaJoy, Acciavatti, Pastor, Hune, Amos, Spade, Richardville, McConico, Tobocman, Accavitti, Woronchak, Woodward, Middaugh, Ruth Johnson, Pappageorge, Stahl, Milosch, Stakoe, Brandenburg, Nitz, Drolet, Ward, Palsrok, Steil, Elkins, Rivet, Gleason, Sheltroun, Law, Bradstreet, Bisbee and Farhat introduced

**House Bill No. 4660, 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," (MCL 460.1 to 460.10cc) by adding section 9c.

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

Reps. Caswell, Milosch, Drolet, Nitz, Acciavatti, Emmons, Tabor, Casperson, Pastor, LaJoy, Voorhees, Robertson, Hager, Hart, Stahl, Newell, Brandenburg, Hummel, Nofs and Palmer introduced

**House Bill No. 4661, entitled**

A bill to amend 1961 PA 236, entitled "Revised judicature act of 1961," by amending section 8511 (MCL 600.8511), as amended by 1999 PA 75, and by adding section 8511a.

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

Reps. Caswell, Milosch, Drolet, Acciavatti, Emmons, Bradstreet, Tabor, Casperson, Pastor, LaJoy, Voorhees, Hager, Hart, Ruth Johnson, Woronchak, Middaugh, Newell, Brandenburg, Hummel, Nofs and Palmer introduced

**House Bill No. 4662, entitled**

A bill to permit certain individuals to be diverted from the court system having jurisdiction over certain offenses; to establish diversion criteria and procedures; to require certain records to be made and kept; to prescribe certain powers and duties of courts having jurisdiction over certain offenses and of law enforcement agencies; and to prescribe certain remedies.

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

Reps. Caswell, Milosch, Drolet, Acciavatti, Emmons, Bradstreet, Tabor, Casperson, Pastor, LaJoy, Voorhees, Hager, Ruth Johnson, Hart, Middaugh, Woronchak, Newell, Brandenburg, Hummel, Nofs and Palmer introduced

**House Bill No. 4663, entitled**

A bill to amend 1980 PA 299, entitled "Occupational code," by amending section 901 (MCL 339.901), as amended by 1981 PA 83.

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

Reps. Hummel, Palmer, Gaffney, Stahl, Ward, Nofs, Brandenburg, Hoogendyk, Kooiman and Robertson introduced

**House Bill No. 4664, entitled**

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending sections 303, 319, 625, and 625m (MCL 257.303, 257.319, 257.625, and 257.625m), section 303 as amended by 2002 PA 422, section 319 as amended by 2002 PA 534, and sections 625 and 625m as amended by 2000 PA 460.

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

Rep. Bradstreet introduced

**House Bill No. 4665, entitled**

A bill to designate an official language of this state.

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

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Rep. Hood moved that the House adjourn.

The motion prevailed, the time being 4:30 p.m.

The Speaker Pro Tempore declared the House adjourned until Tuesday, May 13, at 1:00 p.m.

GARY L. RANDALL  
Clerk of the House of Representatives

