

No. 56
STATE OF MICHIGAN
JOURNAL
OF THE
House of Representatives
94th Legislature
REGULAR SESSION OF 2007

House Chamber, Lansing, Tuesday, June 5, 2007.

1:30 p.m.

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

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

Accavitti—present	Dillon—present	Lahti—present	Pearce—present
Acciavatti—present	Donigan—present	LaJoy—present	Polidori—present
Agema—present	Ebli—present	Law, David—present	Proos—present
Amos—present	Elsenheimer—present	Law, Kathleen—present	Robertson—present
Angerer—present	Emmons—present	LeBlanc—present	Rocca—present
Ball—present	Espinoza—present	Leland—present	Sak—present
Bauer—present	Farrah—present	Lemmons—present	Schuitmaker—present
Bennett—present	Gaffney—present	Lindberg—present	Scott—present
Bieda—present	Garfield—present	Marleau—present	Shaffer—present
Booher—present	Gillard—present	Mayes—present	Sheen—present
Brandenburg—present	Gonzales—present	McDowell—present	Sheltrown—present
Brown—present	Green—present	Meadows—present	Simpson—present
Byrnes—present	Griffin—present	Meekhof—present	Smith, Alma—present
Byrum—present	Hammel—present	Meisner—present	Smith, Virgil—present
Calley—present	Hammon—present	Melton—present	Spade—present
Casperson—present	Hansen—present	Meltzer—present	Stahl—present
Caswell—present	Hildenbrand—present	Miller—present	Stakoe—present
Caul—present	Hood—present	Moolenaar—present	Steil—present
Cheeks—present	Hoogendyk—present	Moore—present	Tobocman—present
Clack—present	Hopgood—present	Moss—present	Vagnozzi—present
Clemente—present	Horn—present	Nitz—present	Valentine—present
Condino—present	Huizenga—present	Nofs—present	Walker—present
Constan—present	Hune—present	Opsommer—present	Ward—present
Corriveau—present	Jackson—present	Palmer—present	Warren—present
Coulouris—present	Johnson—present	Palsrok—present	Wenke—present
Cushingberry—present	Jones, Rick—present	Pastor—present	Wojno—present
Dean—present	Jones, Robert—present	Pavlov—present	Young—present
DeRoche—present	Knollenberg—present		

e/d/s = entered during session

Rep. Jeff Mayes, from the 96th District, offered the following invocation:

“Dear Heavenly Father, as we gather today, we pray that You grant us the wisdom to always act in ways that benefit *all* the people of Michigan.

We strive for the public good – and through Your grace, we ask that You grant us the ability to work together toward the common goal of creating a better life for every man, woman and child in our great state.

Please help guide us to always make the right decisions for the future of our state – especially when those decisions may be difficult ones to make right now.

We give thanks to You that we have been given the opportunity to serve the public.

We will strive to overcome our differences and work as one, and we ask that You bless this chamber and the public servants assembled here today.

In Your name, we offer this prayer. Amen.”

Third Reading of Bills

Senate Bill No. 360, 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, local 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 sections 11e and 11f (MCL 247.661e and 247.661f), section 11e as amended by 2006 PA 141 and section 11f as added by 2006 PA 140.

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

Roll Call No. 189

Yeas—109

Accavitti	Donigan	Lahti	Pearce
Acciavatti	Ebli	LaJoy	Polidori
Agema	Elsenheimer	Law, David	Proos
Amos	Emmons	Law, Kathleen	Robertson
Angerer	Espinoza	LeBlanc	Rocca
Ball	Farrah	Leland	Sak
Bauer	Gaffney	Lemmons	Schuitmaker
Bennett	Garfield	Lindberg	Scott
Bieda	Gillard	Marleau	Shaffer
Booher	Gonzales	Mayes	Sheen
Brandenburg	Green	McDowell	Sheltrown

Brown	Griffin	Meadows	Simpson
Byrnes	Hammel	Meekhof	Smith, Alma
Byrum	Hammon	Meisner	Smith, Virgil
Calley	Hansen	Melton	Spade
Casperson	Hildenbrand	Meltzer	Stahl
Caul	Hood	Miller	Stakoe
Cheeks	Hoogendyk	Moolenaar	Steil
Clack	Hopgood	Moore	Tobocman
Clemente	Horn	Moss	Vagnozzi
Condino	Huizenga	Nitz	Valentine
Constan	Hune	Nofs	Walker
Corriveau	Jackson	Opsommer	Ward
Coulouris	Johnson	Palmer	Warren
Cushingberry	Jones, Rick	Palsrok	Wenke
Dean	Jones, Robert	Pastor	Wojno
DeRoche	Knollenberg	Pavlov	Young
Dillon			

Nays—1

Caswell

In The Chair: Sak

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

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

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, local 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 11e (MCL 247.661e), as amended by 2006 PA 141.

The motion prevailed.

The House agreed to the title as amended.

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

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

Second Reading of Bills

Senate Bill No. 194, entitled

A bill to amend 1976 PA 451, entitled "The revised school code," by amending section 1311g (MCL 380.1311g), as amended by 2005 PA 28.

The bill was read a second time.

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

The motion prevailed.

Senate Bill No. 210, entitled

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending section 806 (MCL 257.806), as amended by 2006 PA 526.

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

The motion prevailed.

Pending the Second Reading of

Senate Bill No. 211, entitled

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending section 809 (MCL 257.809), as amended by 2005 PA 141.

Rep. Tobocman moved that the bill be re-referred to the Committee on Appropriations.

The motion prevailed.

House Bill No. 4275, entitled

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending section 809 (MCL 257.809), as amended by 2005 PA 141.

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

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

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

The motion prevailed.

Senate Bill No. 25, entitled

A bill to amend 1982 PA 204, entitled "Deaf persons' interpreters act," by amending the title and sections 4, 5, 6, 7, and 8 (MCL 393.504, 393.505, 393.506, 393.507, and 393.508), section 8 as amended by 1988 PA 435, and by adding sections 8a, 8b, 8c, 8d, and 8e.

The bill was read a second time.

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

The motion prevailed.

Rep. Tobocman 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. 25, entitled

A bill to amend 1982 PA 204, entitled "Deaf persons' interpreters act," by amending the title and sections 4, 5, 6, 7, and 8 (MCL 393.504, 393.505, 393.506, 393.507, and 393.508), section 8 as amended by 1988 PA 435, and by adding sections 8a, 8b, 8c, 8d, and 8e.

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

Roll Call No. 190**Yeas—110**

Accavitti	Dillon	Lahti	Pearce
Acciavatti	Donigan	LaJoy	Polidori
Agema	Ebli	Law, David	Proos
Amos	Elsenheimer	Law, Kathleen	Robertson
Angerer	Emmons	LeBlanc	Rocca
Ball	Espinoza	Leland	Sak
Bauer	Farrah	Lemmons	Schuitmaker
Bennett	Gaffney	Lindberg	Scott
Bieda	Garfield	Marleau	Shaffer
Booher	Gillard	Mayes	Sheen
Brandenburg	Gonzales	McDowell	Sheltrown
Brown	Green	Meadows	Simpson
Byrnes	Griffin	Meekhof	Smith, Alma
Byrum	Hammel	Meisner	Smith, Virgil
Calley	Hammon	Melton	Spade
Casperson	Hansen	Meltzer	Stahl
Caswell	Hildenbrand	Miller	Stakoe
Caul	Hood	Moolenaar	Steil
Cheeks	Hoogendyk	Moore	Tobocman
Clack	Hopgood	Moss	Vagnozzi
Clemente	Horn	Nitz	Valentine
Condino	Huizenga	Nofs	Walker
Constan	Hune	Opsommer	Ward
Corriveau	Jackson	Palmer	Warren
Coulouris	Johnson	Palsrok	Wenke
Cushingberry	Jones, Rick	Pastor	Wojno
Dean	Jones, Robert	Pavlov	Young
DeRoche	Knollenberg		

Nays—0

In The Chair: Sak

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

“An act to provide for and regulate the use of interpreters in administrative and judicial proceedings and in certain other instances; to establish standards for interpreters; and to provide compensation for interpreters, and to provide for the promulgation of rules,”

The House agreed to the full title.

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

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

By unanimous consent the House returned to the order of

Motions and Resolutions

Reps. Griffin, Simpson, Accavitti, Bauer, Bieda, Brown, Byrnes, Caswell, Caul, Clack, Condino, Constan, Cushingberry, Donigan, Espinoza, Farrah, Garfield, Gillard, Gonzales, Hammel, Hildenbrand, Hopgood, Rick Jones, Robert Jones, Kathleen Law, LeBlanc, Lemmons, Marleau, Mayes, McDowell, Meisner, Pastor, Polidori, Proos, Scott, Spade, Stakoe, Tobocman, Vagnozzi, Valentine, Wojno and Young offered the following resolution:

House Resolution No. 128.

A resolution to commemorate June 2007 as Michigan Horse Racing Month in the state of Michigan.

Whereas, Michigan horse racing, with pari-mutuel wagering, is a 74-year-old tradition that began in Detroit at the Michigan State Fairgrounds. That is also where and when the famous race horse, Seabiscuit, experienced his comeback; and

Whereas, Today, there are six pari-mutuel race tracks in Michigan. Harness tracks are located in Hazel Park, Northville, Swartz Creek, and Jackson. There is also a thoroughbred track in Muskegon and a mixed-breed track in Mt. Pleasant; and

Whereas, During 2006, Michigan horse race-tracks presented a combined 1,909 days of live and simulcast pari-mutuel racing that attracted over 1.1 million fans. Those fans wagered \$281.2 million and generated over \$9 million in state tax revenue; and

Whereas, Horse racing in Michigan is an essential component to our state's agri-business, offering \$1.2 billion and 26,200 jobs; and

Whereas, Horse racing in Michigan offers exciting entertainment and a thrilling experience; now, therefore, be it

Resolved by the House of Representatives, That the members of this legislative body commemorate June 2007 as Michigan Horse Racing Month in the state of Michigan and look forward to many years of horse racing in Michigan; and be it further

Resolved, That a copy of this resolution be transmitted to the Office of Racing Commissioner.

Pending the reference of the resolution to a committee,

Rep. Tobocman moved that Rule 71 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 on Wednesday, May 30:

Senate Bill Nos. 556 557

House Bill Nos. 4867 4868 4869 4870 4871

The Clerk announced that the following bills had been printed and placed upon the files of the members on Friday, June 1:

Senate Bill Nos. 558 559 560 561 562 563 564

The Clerk announced that the following bills had been printed and placed upon the files of the members on Tuesday, June 6:

Senate Bill Nos. 565 566 567

Reports of Standing Committees

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

House Bill No. 4673, entitled

A bill to amend 1961 PA 39, entitled "An act to regulate insurance, bankruptcy, mortgage, insolvent, assignee's, executor's, administrator's, receiver's, trustee's removal and closing out sales, and sales of goods, wares and merchandise damaged by fire, smoke, water or otherwise; to provide penalties for the violation hereof; and to repeal certain acts and parts of acts," by amending section 6 (MCL 442.216).

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

To Report Out:

Yeas: Reps. Meisner, Robert Jones, Byrum, Coulouris, Griffin, Johnson, Sheltrown, Simpson, Valentine, Hildenbrand, Stakoe, Rick Jones and Meltzer

Nays: None

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

Senate Bill No. 266, entitled

A bill to amend 1933 PA 254, entitled "The motor carrier act," by amending section 1 of article I, sections 5, 6, 7, and 10 of article II, section 6 of article III, and section 2 of article V (MCL 475.1, 476.5, 476.6, 476.7, 476.10, 477.6,

and 479.2), section 1 of article I, sections 5 and 7 of article II, and section 6 of article III as amended by 1993 PA 352, sections 6 and 10 of article II as amended by 1982 PA 399, and section 2 of article V as amended by 1996 PA 76, and by adding section 7 to article V.

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

To Report Out:

Yeas: Reps. Meisner, Robert Jones, Byrum, Coulouris, Griffin, Johnson, Sheltroun, Simpson, Valentine, Hildenbrand, Huizenga, Stakoe, Rick Jones and Meltzer

Nays: None

COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Tuesday, June 5, 2007

Present: Reps. Meisner, Robert Jones, Byrum, Coulouris, Griffin, Johnson, Sheltroun, Simpson, Valentine, Hildenbrand, Huizenga, Stakoe, Rick Jones and Meltzer

Absent: Reps. Accavitti, Clemente, Dean, Palsrok and Knollenberg

Excused: Reps. Accavitti, Clemente, Dean, Palsrok and Knollenberg

The Committee on Tourism, Outdoor Recreation and Natural Resources, by Rep. Sheltroun, Chair, reported

House Bill No. 4471, entitled

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending section 40102 (MCL 324.40102), as amended by 2000 PA 347.

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

To Report Out:

Yeas: Reps. Sheltroun, Ebli, Brown, Hammon, Lindberg, Simpson, Casperson, Walker and Horn

Nays: None

The Committee on Tourism, Outdoor Recreation and Natural Resources, by Rep. Sheltroun, Chair, reported

House Bill No. 4614, entitled

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," (MCL 324.101 to 324.90106) by adding sections 40107c and 40107d.

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

To Report Out:

Yeas: Reps. Sheltroun, Ebli, Brown, Hammon, Lindberg, Simpson, Casperson, Walker and Horn

Nays: None

The Committee on Tourism, Outdoor Recreation and Natural Resources, by Rep. Sheltroun, Chair, reported

Senate Bill No. 354, entitled

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," (MCL 324.101 to 324.90106) by adding section 40107c.

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

To Report Out:

Yeas: Reps. Sheltroun, Ebli, Brown, Hammon, Lindberg, Simpson, Casperson, Walker and Horn
 Nays: None

COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Sheltroun, Chair, of the Committee on Tourism, Outdoor Recreation and Natural Resources, was received and read:

Meeting held on: Tuesday, June 5, 2007

Present: Reps. Sheltroun, Ebli, Brown, Hammon, Kathleen Law, Lindberg, Simpson, Casperson, Walker, Stakoe and Horn

The Committee on Regulatory Reform, by Rep. Farrah, Chair, reported

House Bill No. 4869, entitled

A bill to amend 2004 PA 403, entitled "Michigan boxing regulatory act," by amending sections 1, 10, 11, 20, 21, 22, 31, 32, 33, 34, 35, 47, 48, 51, 53, 54, 55, 56, 57, and 58 (MCL 338.3601, 338.3610, 338.3611, 338.3620, 338.3621, 338.3622, 338.3631, 338.3632, 338.3633, 338.3634, 338.3635, 338.3647, 338.3648, 338.3651, 338.3653, 338.3654, 338.3655, 338.3656, 338.3657, and 338.3658), sections 11, 31, 33, 34, 47, 48, and 54 as amended by 2005 PA 49.

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

To Report Out:

Yeas: Reps. Farrah, Scott, Virgil Smith, Wojno, Marleau, Palsrok, Gaffney and Ward
 Nays: None

The Committee on Regulatory Reform, by Rep. Farrah, Chair, reported

House Bill No. 4870, entitled

A bill to amend 1931 PA 328, entitled "The Michigan penal code," by amending section 447 (MCL 750.447), as amended by 2004 PA 404.

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

To Report Out:

Yeas: Reps. Farrah, Scott, Virgil Smith, Wojno, Marleau, Palsrok, Gaffney and Ward
 Nays: None

COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Farrah, Chair, of the Committee on Regulatory Reform, was received and read:

Meeting held on: Tuesday, June 5, 2007

Present: Reps. Farrah, Scott, Meadows, Virgil Smith, Wojno, Marleau, Palsrok, Gaffney and Ward

COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Tuesday, June 5, 2007

Present: Reps. Melton, Valentine, Angerer, Brown, Byrum, Clack, Corriveau, Hopgood, Lindberg, Meisner, Miller, Polidori, Scott, Moolenaar, Emmons, Hoogendyk, Steil, Hildenbrand, Schuitmaker, Knollenberg and Opsommer

Absent: Reps. Dean and Pearce

Excused: Reps. Dean and Pearce

Messages from the Senate

House Bill No. 4207, entitled

A bill to amend 1978 PA 368, entitled "Public health code," (MCL 333.1101 to 333.25211) by adding section 17213. The Senate has passed the bill, ordered that it be given immediate effect and pursuant to Joint Rule 20, inserted the full title.

The House agreed to the full title.

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

Senate Concurrent Resolution No. 10.

A concurrent resolution to memorialize the Congress of the United States to provide funding for the Saginaw Bay Coastal Initiative.

Whereas, Communities surrounding Saginaw Bay face significant environmental and economic challenges. Saginaw Bay is one of the most polluted areas in the Great Lakes. Historic and ongoing inputs of excessive nutrients, toxic contaminants, and overabundant sediments exacerbated by low water levels have led to the proliferation of undesirable nuisance plants and algae, degradation of shoreline areas, loss of fishery habitat, and impairment of fish and wildlife populations; and

Whereas, Saginaw Bay remains a vital resource for about 500,000 residents who use its waters and shoreline for recreation, drinking water, and other activities. The public health and safety of these residents and the economic vitality of local communities are threatened by the ongoing environmental problems facing Saginaw Bay. Increased coordination and partnerships with local leaders and citizens directly affected by Saginaw Bay's health are needed to restore the bay and realize its full potential as a vibrant coastal area; and

Whereas, The Saginaw Bay Coastal Initiative (SBCI) will support innovative regional approaches for enhancing resource protection, improving environmental quality, and expanding local tourism and economic development within the Saginaw Bay coastal area. With appropriate funding, the initiative will create new partnerships among federal, state, and local groups and enhance local participation and responsibility in resolving environmental and economic challenges and determining the future of Saginaw Bay; now, therefore, be it

Resolved by the Senate (the House of Representatives concurring), That we memorialize the Congress of the United States to provide funding for the Saginaw Bay Coastal Initiative; 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 Senate has adopted the concurrent resolution.

Reps. Bauer, Bieda, Brown, Byrnes, Caul, Clack, Cushingberry, Dean, Donigan, Espinoza, Farrah, Garfield, Gillard, Gonzales, Hammel, Hammon, Hopgood, Rick Jones, Robert Jones, LeBlanc, Lemmons, Marleau, Mayes, McDowell, Palmer, Pastor, Rocca, Sak, Spade, Tobocman, Vagnozzi, Valentine, Wojno and Young were named co-sponsors of the concurrent resolution.

The concurrent resolution was referred to the Committee on Great Lakes and Environment.

Senate Concurrent Resolution No. 12.

A concurrent resolution to urge Michigan's congressional delegation to secure supplemental funding to control the spread of viral hemorrhagic septicemia in fish populations.

Whereas, Viral hemorrhagic septicemia (VHS) is a nonnative fish disease, potentially affecting at least 37 fish species living in the Great Lakes region. Introduced to the Great Lakes in the last five years, VHS causes often fatal internal and external hemorrhaging in fish, including trout, salmon, and other important species. Beginning in 2005, large fish kills in Lake St. Clair, the St. Clair River, the Detroit River, Lake Erie, Lake Ontario, and the St. Lawrence River have been attributed to VHS; and

Whereas, VHS threatens Michigan's vibrant recreational and commercial fishery. Michigan's fishery is a \$4.5 billion industry. Each year, nearly 1.4 million people fish in Michigan, including nearly 400,000 nonresidents, contributing more than \$800 million directly to Michigan's economy. VHS could undermine this fishery by reducing the available catch as well as scaring away anglers even though infected fish are safe to eat; and

Whereas, Immediate funding is needed to help federal and state officials take appropriate actions to slow the spread and limit the impact of VHS to the Great Lakes fishery. Funding to support surveillance, enforcement, outreach, research, and other activities is vital to contain VHS and give time for Michigan and the other Great Lakes states and provinces to develop effective management strategies; now, therefore, be it

Resolved by the Senate (the House of Representatives concurring), That we urge Michigan's congressional delegation to secure supplemental funding to control the spread of viral hemorrhagic septicemia within the Great Lakes and prevent its spread to Michigan's inland lakes, rivers, and aquaculture facilities; and be it further

Resolved, That copies of this resolution be transmitted to the members of the Michigan congressional delegation. The Senate has adopted the concurrent resolution.

Reps. Ball, Bauer, Bieda, Brown, Byrnes, Caul, Clack, Constan, Cushingberry, Dean, Donigan, Espinoza, Farrah, Garfield, Gillard, Gonzales, Hammel, Hammon, Hildenbrand, Hopgood, Huizenga, Rick Jones, Robert Jones, Lahti, LeBlanc, Lemmons, Marleau, Mayes, McDowell, Meekhof, Palsrok, Pastor, Pavlov, Proos, Rocca, Sak, Schuitmaker, Scott, Spade, Stakoe, Tobocman, Walker, Warren, Wojno and Young were named co-sponsors of the concurrent resolution.

The concurrent resolution was referred to the Committee on Tourism, Outdoor Recreation and Natural Resources.

Messages from the Governor

Date: May 29, 2007

Time: 4:10 p.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

Enrolled House Bill No. 4629 (Public Act No. 13, I.E.), being

An act to amend 1974 PA 198, entitled “An act to provide for the establishment of plant rehabilitation districts and industrial development districts in local governmental units; to provide for the exemption from certain taxes; to levy and collect a specific tax upon the owners of certain facilities; to impose and provide for the disposition of an administrative fee; to provide for the disposition of the tax; to provide for the obtaining and transferring of an exemption certificate and to prescribe the contents of those certificates; to prescribe the powers and duties of the state tax commission and certain officers of local governmental units; and to provide penalties,” by amending section 3 (MCL 207.553), as amended by 1996 PA 1.

(Filed with the Secretary of State May 29, 2007, at 4:42 p.m.)

Date: May 29, 2007

Time: 4:20 p.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

Enrolled House Bill No. 4721 (Public Act No. 14, I.E.), being

An act to amend 1994 PA 451, entitled “An act to protect the environment and natural resources of the state; to codify, revise, consolidate, and classify laws relating to the environment and natural resources of the state; to regulate the discharge of certain substances into the environment; to regulate the use of certain lands, waters, and other natural resources of the state; to prescribe the powers and duties of certain state and local agencies and officials; to provide for certain charges, fees, assessments, and donations; to provide certain appropriations; to prescribe penalties and provide remedies; and to repeal acts and parts of acts,” by amending section 20129a (MCL 324.20129a), as amended by 2005 PA 42.

(Filed with the Secretary of State May 29, 2007, at 4:44 p.m.)

Communications from State Officers

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

Notices of Filing
Administrative Rules

May 24, 2007

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 Michigan Department of Labor & Economic Growth, State Office of Administrative Hearings and Rules filed at 3:35 P.M. this date, administrative rule (07-05-04) for the Department of Labor and Economic Growth, Director’s Office, Entitled “*Part 526. Dipping and Coating Operations*” These rules become effective immediately upon filing with the Secretary of State unless adopted under sections 33, 44, or 45a(6) of 1969 PA 306. Rules adopted under these sections become effective 7 days after filing with the Secretary of State.

May 24, 2007

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 Michigan Department of Labor & Economic Growth, State Office of Administrative Hearings and Rules filed at 3:37 P.M. this date, administrative rule (07-05-05) for the Department of Labor and Economic Growth, Director's Office, Entitled "*Part 76. Spray Finishing Using Flammable and Combustible Materials*" These rules become effective immediately upon filing with the Secretary of State unless adopted under sections 33, 44, or 45a(6) of 1969 PA 306. Rules adopted under these sections become effective 7 days after filing with the Secretary of State.

May 24, 2007

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 Michigan Department of Labor & Economic Growth, State Office of Administrative Hearings and Rules filed at 3:39 P.M. this date, administrative rule (07-05-06) for the Department of Military and Veteran Affairs, Board of Managers, Entitled "*State Homes for Veterans*" These rules become effective immediately upon filing with the Secretary of State unless adopted under sections 33, 44, or 45a(6) of 1969 PA 306. Rules adopted under these sections become effective 7 days after filing with the Secretary of State.

Sincerely,
Terri Lynn Land
Secretary of State
Robin Houston, Office Supervisor
Office of the Great Seal

The communications were referred to the Clerk.

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

May 31, 2007

Enclosed is a copy of the following audit report and/or report summary:
Financial audit, including the provisions of the Single Audit Act, of the
Department of Civil Rights,
for the period October 1, 2004 through September 30, 2006

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 Government Operations.

Introduction of Bills

Reps. Meadows, Constan, Robert Jones, Scott, Vagnozzi, Bauer, Johnson, Meisner, Young, Coulouris, Warren, Cheeks, Simpson, Brown, Lemmons, Ebli, Lahti, Donigan, Lindberg, Corriveau, LeBlanc, Wojno, Mayes, Miller, Hoogendyk, Nitz, Moore, Dean, Hammon, Clack, Condino, Bieda, McDowell, Byrum, Alma Smith, Hammel, Virgil Smith, Jackson, Angerer, Amos, Meekhof, Opsommer, David Law, Shaffer, Marleau, Emmons, Rocca, Moss, Walker, Booher, Robertson, Gaffney, Nofs, Hune, Rick Jones, Palsrok, Stahl, Steil, Pearce, Wenke, LaJoy, Brandenburg, Horn, Casperson, Green, Pastor, Sheen, Caul and Knollenberg introduced

House Bill No. 4872, entitled

A bill to amend 1931 PA 328, entitled "The Michigan penal code," (MCL 750.1 to 750.568) by adding section 135a. The bill was read a first time by its title and referred to the Committee on Judiciary.

Reps. Amos, Constan, Robert Jones, Scott, Vagnozzi, Bauer, Johnson, Meisner, Young, Coulouris, Warren, Cheeks, Hammon, Simpson, Brown, Lemmons, Ebli, Lahti, Donigan, Lindberg, LeBlanc, Wojno, Mayes, Miller, Hoogendyk, Nitz, Moore, Dean, Clack, Bieda, Corriveau, McDowell, Byrum, Alma Smith, Hammel, Virgil Smith, Jackson, Angerer, Meekhof, Opsommer, David Law, Shaffer, Marleau, Emmons, Rocca, Meltzer, Moss, Walker, Booher, Robertson, Gaffney, Nofs, Rick Jones, Hune, Palsrok, Stahl, Steil, Pearce, Wenke, LaJoy, Brandenburg, Horn, Casperson, Green, Pastor, Sheen, Caul and Knollenberg introduced

House Bill No. 4873, entitled

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending section 16g of chapter XVII (MCL 777.16g), as amended by 2002 PA 630.

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

Rep. Amos introduced

House Bill No. 4874, entitled

A bill to amend 1978 PA 59, entitled "Condominium act," by amending sections 8, 37, and 69 (MCL 559.108, 559.137, and 559.169), section 8 as amended by 1982 PA 538 and section 69 as amended by 2002 PA 283.

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

Rep. Shaffer introduced

House Bill No. 4875, entitled

A bill to amend 1996 PA 160, entitled "Postsecondary enrollment options act," by amending section 7 (MCL 388.517).

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

Rep. Calley introduced

House Bill No. 4876, entitled

A bill to amend 1945 PA 282, entitled "An act to provide for county planning; the creation, organization, powers and duties of county planning commissions," by amending section 2 (MCL 125.102), as amended by 2004 PA 307.

The bill was read a first time by its title and referred to the Committee on Intergovernmental, Urban and Regional Affairs.

Rep. Knollenberg moved that the House adjourn.

The motion prevailed, the time being 2:30 p.m.

The Speaker Pro Tempore declared the House adjourned until Wednesday, June 6, at 1:30 p.m.

RICHARD J. BROWN
Clerk of the House of Representatives