

No. 33
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House Chamber, Lansing, Tuesday, April 15, 2008.

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—excused	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—excused	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—e/d/s	Knollenberg—present		

e/d/s = entered during session

Rep. David Palsrok, from the 101st District, offered the following invocation:

“Good God in Heaven, thank You for the blue sky and bright sunshine we are blessed with on this glorious day in the state capitol. Heavenly Father, as we gather in this grand Chamber, we are reminded of the rich history of this special building. Lord, let us not forget the dedication and commitment to good public policy, of all of those who served here in the past. Lord, we pray that You give us the dedication and commitment, as we seek to serve all those who call this great state home. This we pray in the name of Jesus Christ, Amen.”

Rep. Booher moved that Reps. Acciavatti and Brandenburg be excused from today’s session.
The motion prevailed.

Rep. Cushingberry asked and obtained an excuse from tomorrow’s session.

Second Reading of Bills

House Bill No. 5420, entitled

A bill to amend 1956 PA 218, entitled “The insurance code of 1956,” by amending sections 2109, 2115, 2403, and 2603 (MCL 500.2109, 500.2115, 500.2403, and 500.2603), section 2115 as amended by 1980 PA 461 and section 2403 as amended by 1993 PA 200.

The bill was read a second time.

Rep. Cheeks 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

House Bill No. 5420, entitled

A bill to amend 1956 PA 218, entitled “The insurance code of 1956,” by amending sections 2109, 2115, 2403, and 2603 (MCL 500.2109, 500.2115, 500.2403, and 500.2603), section 2115 as amended by 1980 PA 461 and section 2403 as amended by 1993 PA 200.

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

Roll Call No. 264

Yeas—57

Accavitti	Cushingberry	Johnson	Polidori
Angerer	Dean	Jones, Robert	Sak
Bauer	Dillon	Lahti	Scott
Bennett	Donigan	Law, Kathleen	Sheltrown
Bieda	Ebli	LeBlanc	Simpson
Brown	Espinoza	Leland	Smith, Alma
Byrnes	Farrah	Lemmons	Smith, Virgil
Byrum	Gillard	Lindberg	Spade
Cheeks	Gonzales	Mayer	Tobocman
Clack	Hammel	McDowell	Vagnozzi
Clemente	Hammon	Meadows	Valentine
Condino	Hood	Meisner	Warren

Constan
Corriveau
Coulouris

Hopgood
Jackson

Melton
Miller

Wojno
Young

Nays—50

Agema
Amos
Ball
Booher
Calley
Casperson
Caswell
Caul
Elsenheimer
Emmons
Gaffney
Garfield
Green

Griffin
Hansen
Hildenbrand
Hoogendyk
Horn
Huizenga
Hune
Jones, Rick
Knollenberg
LaJoy
Law, David
Marleau
Meekhof

Meltzer
Moolenaar
Moore
Moss
Nitz
Nofs
Opsommer
Palmer
Palsrok
Pastor
Pavlov
Pearce

Proos
Robertson
Rocca
Schuitmaker
Shaffer
Sheen
Stahl
Stakoe
Steil
Walker
Ward
Wenke

In The Chair: Sak

The House agreed to the title of the bill.

Rep. DeRoche entered the House Chambers.

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

The question being on the motion made by Rep. Tobocman,

Rep. Hildenbrand demanded the yeas and nays.

The demand was supported.

The question being on the motion made by Rep. Tobocman,

The motion did not prevail, 2/3 of the members serving not voting therefor, by yeas and nays, as follows:

Roll Call No. 265

Yeas—57

Accavitti
Angerer
Bauer
Bennett
Bieda
Brown
Byrnes
Byrum
Cheeks
Clack
Clemente
Condino

Dean
Dillon
Donigan
Ebli
Espinoza
Farrah
Gillard
Gonzales
Griffin
Hammel
Hammon
Hood

Johnson
Jones, Robert
Lahti
Law, Kathleen
LeBlanc
Leland
Lemmons
Lindberg
Mayes
McDowell
Meadows
Meisner

Polidori
Sak
Scott
Sheltrown
Simpson
Smith, Alma
Smith, Virgil
Spade
Tobocman
Vagnozzi
Valentine
Warren

Constan
Corriveau
Coulouris

Hopgood
Jackson

Melton
Miller

Wojno
Young

Nays—50

Agema
Amos
Ball
Booher
Calley
Casperson
Caswell
Caul
DeRoche
Elsenheimer
Emmons
Gaffney
Garfield

Green
Hansen
Hildenbrand
Hoogendyk
Horn
Huizenga
Hune
Jones, Rick
Knollenberg
LaJoy
Law, David
Marleau
Meekhof

Meltzer
Moolenaar
Moore
Moss
Nitz
Nofs
Opsommer
Palmer
Palsrok
Pastor
Pavlov
Pearce

Proos
Robertson
Rocca
Schuitmaker
Shaffer
Sheen
Stahl
Stakoe
Steil
Walker
Ward
Wenke

In The Chair: Sak

Second Reading of Bills

House Bill No. 5558, entitled

A bill to amend 1956 PA 218, entitled “The insurance code of 1956,” by amending section 2114 (MCL 500.2114).
The bill was read a second time.

Rep. Jackson 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.

Rep. Tobocman moved that Rep. Cushingberry 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. 5558, entitled

A bill to amend 1956 PA 218, entitled “The insurance code of 1956,” by amending section 2114 (MCL 500.2114).
Was read a third time and passed, a majority of the members serving voting therefor, by yeas and nays, as follows:

Roll Call No. 266

Yeas—61

Accavitti
Angerer
Bauer

Dean
Dillon
Donigan

Jones, Robert
Lahti
Law, Kathleen

Polidori
Rocca
Sak

Bennett	Ebli	LeBlanc	Scott
Bieda	Espinoza	Leland	Sheltrown
Brown	Farrah	Lemmons	Simpson
Byrnes	Gaffney	Lindberg	Smith, Alma
Byrum	Gillard	Mayer	Smith, Virgil
Caswell	Gonzales	McDowell	Spade
Cheeks	Hammel	Meadows	Tobocman
Clack	Hammon	Meisner	Vagnozzi
Clemente	Hood	Melton	Valentine
Condino	Hopgood	Miller	Warren
Constan	Jackson	Moore	Wojno
Corriveau	Johnson	Nofs	Young
Coulouris			

Nays—46

Agema	Griffin	Meekhof	Proos
Amos	Hansen	Meltzer	Robertson
Ball	Hildenbrand	Moolenaar	Schuitmaker
Booher	Hoogendyk	Moss	Shaffer
Calley	Horn	Nitz	Sheen
Casperson	Huizenga	Opsommer	Stahl
Caul	Hune	Palmer	Stakoe
DeRoche	Jones, Rick	Palsrok	Steil
Elsenheimer	Knollenberg	Pastor	Walker
Emmons	LaJoy	Pavlov	Ward
Garfield	Law, David	Pearce	Wenke
Green	Marleau		

In The Chair: Sak

The House agreed to the title of the bill.

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

The question being on the motion made by Rep. Tobocman,

Rep. Schuitmaker demanded the yeas and nays.

The demand was supported.

The question being on the motion made by Rep. Tobocman,

The motion did not prevail, 2/3 of the members serving not voting therefor, by yeas and nays, as follows:

Roll Call No. 267**Yeas—62**

Accavitti	Dean	Jones, Robert	Polidori
Angerer	Dillon	Lahti	Rocca
Ball	Donigan	Law, Kathleen	Sak
Bauer	Ebli	LeBlanc	Scott
Bennett	Espinoza	Leland	Sheltrown
Bieda	Farrah	Lemmons	Simpson
Brown	Gaffney	Lindberg	Smith, Alma
Byrnes	Gillard	Mayer	Smith, Virgil
Byrum	Gonzales	McDowell	Spade
Cheeks	Griffin	Meadows	Tobocman
Clack	Hammel	Meisner	Vagnozzi
Clemente	Hammon	Melton	Valentine

Condino	Hood	Miller	Warren
Constan	Hopgood	Moore	Wojno
Corriveau	Jackson	Nofs	Young
Coulouris	Johnson		

Nays—45

Agema	Hansen	Meekhof	Proos
Amos	Hildenbrand	Meltzer	Robertson
Booher	Hoogendyk	Moolenaar	Schuitmaker
Calley	Horn	Moss	Shaffer
Casperson	Huizenga	Nitz	Sheen
Caswell	Hune	Opsommer	Stahl
Caul	Jones, Rick	Palmer	Stakoe
DeRoche	Knollenberg	Palsrok	Steil
Elsenheimer	LaJoy	Pastor	Walker
Emmons	Law, David	Pavlov	Ward
Garfield	Marleau	Pearce	Wenke
Green			

In The Chair: Sak

Second Reading of Bills**House Bill No. 5559, entitled**

A bill to amend 1956 PA 218, entitled "The insurance code of 1956," by amending sections 2418 and 2618 (MCL 500.2418 and 500.2618), section 2418 as amended by 1993 PA 200.

The bill was read a second time.

Rep. Polidori 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.

Rep. Meekhof moved that Rep. Huizenga 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. 5559, entitled**

A bill to amend 1956 PA 218, entitled "The insurance code of 1956," by amending sections 2418 and 2618 (MCL 500.2418 and 500.2618), section 2418 as amended by 1993 PA 200.

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

Roll Call No. 268**Yeas—61**

Accavitti	Dean	Jones, Robert	Polidori
Angerer	Dillon	Lahti	Rocca

Bauer	Donigan	Law, Kathleen	Sak
Bennett	Ebli	LeBlanc	Scott
Bieda	Espinoza	Leland	Sheltrown
Brown	Farrah	Lemmons	Simpson
Byrnes	Gaffney	Lindberg	Smith, Alma
Byrum	Gillard	Mayes	Smith, Virgil
Caswell	Gonzales	McDowell	Spade
Cheeks	Hammel	Meadows	Tobocman
Clack	Hammon	Meisner	Vagnozzi
Clemente	Hood	Melton	Valentine
Condino	Hopgood	Miller	Warren
Constan	Jackson	Moore	Wojno
Corriveau	Johnson	Nofs	Young
Coulouris			

Nays—45

Agema	Griffin	Meekhof	Proos
Amos	Hansen	Meltzer	Robertson
Ball	Hildenbrand	Moolenaar	Schuitmaker
Booher	Hoogendyk	Moss	Shaffer
Calley	Horn	Nitz	Sheen
Casperson	Hune	Opsommer	Stahl
Caul	Jones, Rick	Palmer	Stakoe
DeRoche	Knollenberg	Palsrok	Steil
Elsenheimer	LaJoy	Pastor	Walker
Emmons	Law, David	Pavlov	Ward
Garfield	Marleau	Pearce	Wenke
Green			

In The Chair: Sak

The House agreed to the title of the bill.

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

The question being on the motion made by Rep. Tobocman,

Rep. Schuitmaker demanded the yeas and nays.

The demand was supported.

The question being on the motion made by Rep. Tobocman,

The motion did not prevail, 2/3 of the members serving not voting therefor, by yeas and nays, as follows:

Roll Call No. 269**Yeas—62**

Accavitti	Dean	Jones, Robert	Polidori
Angerer	Dillon	Lahti	Rocca
Ball	Donigan	Law, Kathleen	Sak
Bauer	Ebli	LeBlanc	Scott
Bennett	Espinoza	Leland	Sheltrown
Bieda	Farrah	Lemmons	Simpson
Brown	Gaffney	Lindberg	Smith, Alma
Byrnes	Gillard	Mayes	Smith, Virgil
Byrum	Gonzales	McDowell	Spade

Cheeks	Griffin	Meadows	Tobocman
Clack	Hammel	Meisner	Vagnozzi
Clemente	Hammon	Melton	Valentine
Condino	Hood	Miller	Warren
Constan	Hopgood	Moore	Wojno
Corriveau	Jackson	Nofs	Young
Coulouris	Johnson		

Nays—44

Agema	Green	Meekhof	Proos
Amos	Hansen	Meltzer	Robertson
Booher	Hildenbrand	Moolenaar	Schuitmaker
Calley	Hoogendyk	Moss	Shaffer
Casperson	Horn	Nitz	Sheen
Caswell	Hune	Opsommer	Stahl
Caul	Jones, Rick	Palmer	Stakoe
DeRoche	Knollenberg	Palsrok	Steil
Elsenheimer	LaJoy	Pastor	Walker
Emmons	Law, David	Pavlov	Ward
Garfield	Marleau	Pearce	Wenke

In The Chair: Sak

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

By unanimous consent the House returned to the order of

Motions and Resolutions

Rep. Tobocman moved to vacate the enrollment of **House Bill No. 5600**.

The motion prevailed.

Messages from the Senate

House Bill No. 5600, entitled

A bill to amend 1996 PA 376, entitled “An act to create and expand certain renaissance zones; to foster economic opportunities in this state; to facilitate economic development; to stimulate industrial, commercial, and residential improvements; to prevent physical and infrastructure deterioration of geographic areas in this state; to authorize expenditures; to provide exemptions and credits from certain taxes; to create certain obligations of this state and local governmental units; to require disclosure of certain transactions and gifts; to provide for appropriations; and to prescribe the powers and duties of certain state and local departments, agencies, and officials,” by amending sections 4, 8a, and 12 (MCL 125.2684, 125.2688a, and 125.2692), section 4 as amended by 2006 PA 440, section 8a as amended by 2006 PA 476, and section 12 as amended by 2002 PA 745.

(The bill was enrolled on March 20, see House Journal No. 29, p. 596.)

Rep. Tobocman moved that Rule 63 be suspended.

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

Rep. Tobocman moved to reconsider the vote by which the House concurred in the Senate substitute (S-3). The motion prevailed, a majority of the members serving voting therefor. The question being on concurring in the substitute (S-3) made to the bill by the Senate,

Rep. Meisner moved to amend the Senate substitute (S-3) as follows:

1. Amend page 4, line 5, after “**2008,**” by striking out “**AND**”.
2. Amend page 4, line 6, after “**CREATION**” by inserting a comma and “**AND THE COUNTY IN WHICH THE PORTION OR PORTIONS OF THE RENAISSANCE ZONE ARE LOCATED CONSENTS TO EXTEND THE DURATION OF RENAISSANCE ZONE STATUS**”.
3. Amend page 10, line 5, by striking out all of section 12.

The motion prevailed and the amendments were adopted, a majority of the members serving voting therefor. The question being on concurring in the substitute (S-3) made to the bill by the Senate,

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

Roll Call No. 270

Yeas—105

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

Nays—1

Garfield

In The Chair: Jackson

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 1996 PA 376, entitled “An act to create and expand certain renaissance zones; to foster economic opportunities in this state; to facilitate economic development; to stimulate industrial, commercial, and residential improvements; to prevent physical and infrastructure deterioration of geographic areas in this state; to authorize expenditures; to provide

exemptions and credits from certain taxes; to create certain obligations of this state and local governmental units; to require disclosure of certain transactions and gifts; to provide for appropriations; and to prescribe the powers and duties of certain state and local departments, agencies, and officials,” by amending sections 4 and 8a (MCL 125.2684 and 125.2688a), section 4 as amended by 2006 PA 440 and section 8a as amended by 2006 PA 476.

The motion prevailed.

The House agreed to the title as amended.

The Speaker Pro Tempore resumed the Chair.

Second Reading of Bills

House Bill No. 4817, entitled

A bill to amend 1949 PA 300, entitled “Michigan vehicle code,” by amending sections 675d and 742 (MCL 257.675d and 257.742), section 675d as amended by 2004 PA 49 and section 742 as amended by 2000 PA 268.

Was read a second time, and the question being on the adoption of the proposed amendments previously recommended by the Committee on Transportation (for amendments, see House Journal No. 130 of 2007, p. 2431),

The amendments were not adopted, a majority of the members serving not voting therefor.

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

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

Rep. Green 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

House Bill No. 4817, entitled

A bill to amend 1949 PA 300, entitled “Michigan vehicle code,” by amending sections 675d and 742 (MCL 257.675d and 257.742), section 675d as amended by 2004 PA 49 and section 742 as amended by 2000 PA 268.

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

Roll Call No. 271

Yeas—82

Agema	Dillon	Jones, Robert	Opsommer
Amos	Donigan	Knollenberg	Pavlov
Angerer	Ebli	Lahti	Pearce
Ball	Elsenheimer	LaJoy	Proos
Bauer	Emmons	Law, David	Robertson
Bieda	Espinoza	Law, Kathleen	Sak
Booher	Farrah	LeBlanc	Schuitmaker
Brown	Gaffney	Leland	Scott
Byrnes	Gillard	Lemmons	Shaffer
Byrum	Gonzales	Lindberg	Sheltrown
Calley	Green	Marleau	Simpson
Caul	Griffin	Mayes	Smith, Virgil
Cheeks	Hammel	McDowell	Spade
Clack	Hammon	Meadows	Stahl
Clemente	Hansen	Meekhof	Stakoe
Condino	Hildenbrand	Meisner	Tobocman
Corriveau	Hopgood	Melton	Valentine
Coulouris	Horn	Moss	Walker

Cushingberry	Jackson	Nitz	Wenke
Dean	Johnson	Nofs	Wojno
DeRoche	Jones, Rick		

Nays—25

Accavitti	Hoogendyk	Palmer	Smith, Alma
Bennett	Hune	Palsrok	Steil
Casperson	Meltzer	Pastor	Vagnozzi
Caswell	Miller	Polidori	Ward
Constan	Moolenaar	Rocca	Warren
Garfield	Moore	Sheen	Young
Hood			

In The Chair: Sak

The House agreed to the title of the bill.
 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. Sak, Bauer, Booher, Ball, Bieda, Calley, Caul, Cheeks, Clemente, Condino, Constan, Cushingberry, Dean, Elsenheimer, Garfield, Gonzales, Green, Hammel, Hammon, Hansen, Hildenbrand, Hopgood, Rick Jones, Robert Jones, Lahti, LaJoy, Kathleen Law, Leland, Lemmons, Marleau, Meisner, Miller, Nitz, Palmer, Pearce, Polidori, Proos, Schuitmaker, Shaffer, Simpson, Alma Smith, Spade, Stahl, Steil, Tobocman, Valentine, Warren and Wojno offered the following resolution:

House Resolution No. 325.

A resolution designating April 15, 2008, as Community College Day in the state of Michigan.

Whereas, The first Michigan two-year college, Grand Rapids Junior College, opened in 1914. It provided recent high school graduates with two years of general education classes preparing them for future education or workforce experience; and

Whereas, Twenty-seven additional community colleges have been established throughout Michigan since 1914. The community colleges of Michigan are Alpena Community College, Bay College, Delta College, Glen Oaks Community College, Gogebic Community College, Grand Rapids Community College, Henry Ford Community College, Jackson Community College, Kalamazoo Valley Community College, Kellogg Community College, Kirtland Community College, Lake Michigan College, Lansing Community College, Macomb Community College, Mid Michigan Community College, Monroe County Community College, Montcalm Community College, Mott Community College, Muskegon Community College, North Central Michigan College, Northwestern Michigan College, Oakland Community College, St. Clair County Community College, Schoolcraft College, Southwestern Michigan College, Washtenaw Community College, Wayne County Community College District, and West Shore Community College. These institutions educate nearly a half-million students each year; and

Whereas, Michigan community colleges have developed and evolved their educational offerings to include state-of-the-art technical and vocational programs while maintaining high academic standards; and

Whereas, Our state's community colleges are now recognized as leaders in workforce preparation, training, and retraining as well as offering community services and cultural opportunities to Michigan communities; and

Whereas, Students investing in a Michigan community college education enjoy an attractive 19 percent annual return on that investment; and

Whereas, The role community colleges play in Michigan's economic development continues to be more vital as our state's workforce looks to compete both nationally and globally for the jobs of tomorrow; now, therefore, be it

Resolved in the House of Representatives, That the members of this legislative body recognize April 15, 2008, as Community College Day in the state of Michigan and urge the appropriate observance; and be it further

Resolved, That copies of this resolution be transmitted to the Michigan Community College Association members as a token of our appreciation.

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.

Reps. Warren, Accavitti, Ball, Bauer, Bieda, Cheeks, Condino, Constan, Cushingberry, Dean, Gonzales, Hammel, Hammon, Hansen, Hoppood, Robert Jones, Lahti, Kathleen Law, Leland, Lemmons, Meisner, Miller, Nitz, Pearce, Polidori, Sak, Schuitmaker, Shaffer, Alma Smith, Spade, Stahl, Tobocman, Valentine and Wojno offered the following resolution:

House Resolution No. 326.

A resolution designating April 20-27, 2008, as Land Preservation Week in the state of Michigan.

Whereas, The Michigan Legislature is constitutionally charged with the responsibility to protect and preserve the natural resources of this great state; and

Whereas, The state of Michigan is blessed with an abundance of natural resources: plentiful lakes, rivers, and streams; bountiful wetlands and sand dunes; and precious forests. These resources provide Michigan residents and visitors to this great state a high quality of life; and

Whereas, The Legislature has acknowledged the sensitive nature of these resources through a number of environmental programs designed to keep our resource base healthy, while allowing for wise and continuous use of these natural resources; and

Whereas, Michigan's economic, environmental, and social futures are all dependent on the wise use of the state's 37 million acres; and

Whereas, Twenty-first century prosperity is inextricably linked to the quality of life this or any state provides to its residents, businesses, and entrepreneurs it wishes to attract; and

Whereas, Michigan's land-based industries, including agriculture, tourism, forestry, and mining, currently account for more than \$37.6 billion (17 percent) of Michigan's yearly economic output; and

Whereas, Those same industries contribute immensely to the character of Michigan's landscape, while at the same time supplying the products that sustain and enhance our lives; and

Whereas, In many areas of the state, certain development of open spaces may be altering the character of Michigan's landscapes and threatening those land-based industries; and

Whereas, The ecological services provided by open space, greenways, and other green infrastructure are incalculable; and

Whereas, Through the Michigan Natural Resources Trust Fund, the Farmland and Open Space Preservation Program, and the growth and development of both public and private land preservation programs at the local level, significant landscapes have been protected for future generations; and

Whereas, Through the efforts of Michigan land conservancies, more than 400,000 acres of coastline, forests, unique agricultural lands, and other special lands have been protected for future generations of Michigan citizens; and

Whereas, Land Preservation Week will offer local conservation groups and educators an opportunity to educate students and community members on the necessity of preserving Michigan's land-based natural resources in a sustainable manner to provide enjoyment to both current and future generations; now, therefore, be it

Resolved by the House of Representatives, That the members of this legislative body designate April 20-27, 2008, which is the second annual Conservation Week, as Land Preservation Week in the state of Michigan. We urge the citizens of the state to celebrate and commemorate the heritage of land preservation and its role in maintaining and enhancing the land-based natural resources of the state and preserving the high quality of life available to those who live, work, and recreate in the state; and be it further

Resolved, That copies of this resolution be transmitted to Rebecca Humphries, Director of the Department of Natural Resources; the Natural Resources Commission; Steve Chester, Director of the Department of Environmental Quality; Senator Patricia Birkholz, Chair of the Senate Committee on Natural Resources and the Environment; Representative Joel Sheltrown, Chair of the House Committee on Tourism, Outdoor Recreation and Natural Resources; Senate Majority Leader Mike Bishop; Speaker of the House Andy Dillon; Governor Jennifer Granholm; the Michigan Chapter of The Nature Conservancy, the Heart of the Lakes Nature Conservancy; and all other state and local conservation groups.

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 bill had been printed and placed upon the files of the members on Thursday, April 10:

House Bill No. 5983

The Clerk announced that the following bills and joint resolutions had been printed and placed upon the files of the members on Friday, April 11:

House Bill Nos. **5968 5969 5970 5971 5972 5973 5974 5975 5976 5977 5978 5979 5980 5981**
 5982 5984
House Joint Resolutions **UU VV WW**

The Clerk announced that the following joint resolution had been printed and placed upon the files of the members on Tuesday, April 15:

Senate Joint Resolution **L**

The Clerk announced that the following Senate bill had been received on Tuesday, April 15:

Senate Bill No. **816**

Reports of Standing Committees

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

House Bill No. 4490, entitled

A bill to amend 1927 PA 372, entitled "An act to regulate and license the selling, purchasing, possessing, and carrying of certain firearms and gas ejecting devices; to prohibit the buying, selling, or carrying of certain firearms and gas ejecting devices without a license or other authorization; to provide for the forfeiture of firearms under certain circumstances; to provide for penalties and remedies; to provide immunity from civil liability under certain circumstances; to prescribe the powers and duties of certain state and local agencies; to prohibit certain conduct against individuals who apply for or receive a license to carry a concealed pistol; to make appropriations; to prescribe certain conditions for the appropriations; and to repeal all acts and parts of acts inconsistent with this act," by amending sections 12 and 12b (MCL 28.432 and 28.432b), section 12 as amended by 2006 PA 75 and section 12b as added by 1982 PA 182, and by adding section 9d; and to repeal acts and parts of acts.

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

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

Favorable Roll Call

To Report Out:

Yeas: Reps. Sheltroun, Brown, Hammon, Kathleen Law, 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. 4491, entitled

A bill to amend 1931 PA 328, entitled "The Michigan penal code," by amending sections 224b and 231a (MCL 750.224b and 750.231a), section 231a as amended by 2002 PA 82; and to repeal acts and parts of acts.

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. Sheltroun, Brown, Hammon, Kathleen Law, 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. 5108, entitled

A bill to amend 1927 PA 372, entitled "An act to regulate and license the selling, purchasing, possessing, and carrying of certain firearms and gas ejecting devices; to prohibit the buying, selling, or carrying of certain firearms and gas

ejecting devices without a license or other authorization; to provide for the forfeiture of firearms under certain circumstances; to provide for penalties and remedies; to provide immunity from civil liability under certain circumstances; to prescribe the powers and duties of certain state and local agencies; to prohibit certain conduct against individuals who apply for or receive a license to carry a concealed pistol; to make appropriations; to prescribe certain conditions for the appropriations; and to repeal all acts and parts of acts inconsistent with this act," by amending section 5j (MCL 28.425j), as amended by 2004 PA 254.

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. Sheltroun, Brown, Hammon, Lindberg, Simpson, Casperson, Walker, Stakoe 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, April 15, 2008

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

Absent: Rep. Ebli

Excused: Rep. Ebli

The Committee on Senior Health, Security, and Retirement, by Rep. Robert Jones, Chair, reported
Senate Bill No. 1161, entitled

A bill to amend 1978 PA 368, entitled "Public health code," by amending section 20173a (MCL 333.20173a), as added by 2006 PA 28.

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. Robert Jones, Hopgood, Lemmons, Warren, Ball, Sheen and Stahl

Nays: None

COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Tuesday, April 15, 2008

Present: Reps. Robert Jones, Hopgood, Lemmons, Warren, Ball, Sheen and Stahl

Absent: Reps. Constan and Green

Excused: Reps. Constan and Green

The Committee on Education, by Rep. Melton, Chair, reported
House Bill No. 5411, entitled

A bill to amend 1976 PA 451, entitled "The revised school code," (MCL 380.1 to 380.1852) by adding section 1312a. 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. Melton, Valentine, Angerer, Brown, Byrum, Clack, Corriveau, Dean, Hopgood, Lindberg, Meisner, Miller, Polidori, Scott, Moolenaar, Emmons, Hoogendyk, Steil, Pearce, Schuitmaker, Knollenberg, Opsommer and Pavlov
Nays: None

The Committee on Education, by Rep. Melton, Chair, reported

House Bill No. 5832, entitled

A bill to amend 1976 PA 451, entitled "The revised school code," (MCL 380.1 to 380.1852) by adding section 1312b. 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. Melton, Valentine, Angerer, Brown, Byrum, Clack, Corriveau, Dean, Hopgood, Lindberg, Meisner, Miller, Polidori, Scott, Moolenaar, Emmons, Hoogendyk, Steil, Pearce, Schuitmaker, Knollenberg, Opsommer and Pavlov
Nays: None

COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Tuesday, April 15, 2008

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

COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Tuesday, April 15, 2008

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

Absent: Reps. Accavitti and Stakoe

Excused: Reps. Accavitti and Stakoe

Messages from the Senate**House Bill No. 5344, entitled**

A bill to make, supplement, and adjust appropriations for various state departments and agencies for the fiscal year ending September 30, 2008; to provide for the expenditure of the appropriations; and to repeal acts and parts of acts.

The Senate has appointed Senators Bishop, Jelinek and Switalski as conferees to join with Representatives Cushingberry, Gillard and Acciavatti.

The bill was referred to the Conference Committee.

House Bill No. 5531, entitled

A bill to amend 1979 PA 94, entitled "The state school aid act of 1979," by amending sections 11, 11j, 22a, 22b, 22d, 32b, 32c, 51a, 51c, 99c, and 104 (MCL 388.1611, 388.1611j, 388.1622a, 388.1622b, 388.1622d, 388.1632b, 388.1632c, 388.1651a, 388.1651c, 388.1699c, and 388.1704), as amended by 2007 PA 137, and by adding sections 31h, 32e, 54c, 99h, 99m, 99n, and 99p.

The Senate has appointed Senators Jelinek, Brown and Switalski as conferees to join with Representatives Cushingberry, Gillard and Acciavatti.

The bill was referred to the Conference Committee.

House Bill No. 5607, entitled

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," (MCL 324.101 to 324.90106) by adding section 80114a.

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

The Senate has passed the bill as substituted (S-1), ordered that it be given immediate effect and pursuant to Joint Rule 20, inserted the full title.

The Speaker announced that pursuant to Rule 42, the bill was laid over one day.

Senate Bill No. 1187, entitled

A bill to amend 1995 PA 24, entitled "Michigan economic growth authority act," by amending sections 3 and 5 (MCL 207.803 and 207.805), section 3 as amended by 2007 PA 62 and section 5 as amended by 2003 PA 248.

The Senate has substituted (S-5) the House substitute (H-1).

The Senate has concurred in the House substitute (H-1) as substituted (S-5) and amended the title to read as follows:

A bill to amend 1995 PA 24, entitled "Michigan economic growth authority act," by amending sections 3 and 5 (MCL 207.803 and 207.805), section 3 as amended by 2008 PA 87 and section 5 as amended by 2003 PA 248.

The Speaker announced that pursuant to Rule 42, the bill was laid over one day.

Senate Bill No. 816, entitled

A bill to amend 1986 PA 281, entitled "The local development financing act," by amending section 19 (MCL 125.2169), as amended by 1993 PA 333.

The Senate has passed the bill.

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

Notices

I hereby give notice that on the next legislative session day I will move to discharge the Committee on Tourism, Outdoor Recreation and Natural Resources from further consideration of **Senate Bill No. 1223**.

Rep. Tobocman

I hereby give notice that on the next legislative session day I will move to discharge the Committee on Tourism, Outdoor Recreation and Natural Resources from further consideration of **Senate Bill No. 1224**.

Rep. Tobocman

Introduction of Bills

Reps. Rick Jones, Steil, Stahl, Robertson, Wenke, Hoogendyk, Miller, Opsommer, Calley, Agema, Knollenberg, Casperson, Simpson, Horn and LaJoy introduced

House Bill No. 5985, entitled

A bill to amend 1927 PA 372, entitled "An act to regulate and license the selling, purchasing, possessing, and carrying of certain firearms and gas ejecting devices; to prohibit the buying, selling, or carrying of certain firearms and gas ejecting devices without a license or other authorization; to provide for the forfeiture of firearms under certain circumstances; to provide for penalties and remedies; to provide immunity from civil liability under certain circumstances; to prescribe the powers and duties of certain state and local agencies; to prohibit certain conduct against individuals who apply for or receive a license to carry a concealed pistol; to make appropriations; to prescribe certain conditions for the appropriations; and to repeal all acts and parts of acts inconsistent with this act," by amending section 12 (MCL 28.432), as amended by 2006 PA 75.

The bill was read a first time by its title and referred to the Committee on Tourism, Outdoor Recreation and Natural Resources.

Rep. Sak introduced

House Bill No. 5986, entitled

A bill to create certain property rights in attributes of an individual that have commercial value; to recognize transfer of those rights; to provide exceptions for certain purposes and entities; and to provide remedies.

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

Rep. Hammel introduced

House Bill No. 5987, entitled

A bill to amend 1982 PA 325, entitled "An act to authorize county sheriffs to declare a county jail overcrowding state of emergency; to prescribe the powers and duties of certain judges, county sheriffs, and other county officials; and to provide remedies for a county jail overcrowding state of emergency," by amending section 6 (MCL 801.56), as amended by 1988 PA 399.

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

Rep. Condino introduced

House Bill No. 5988, entitled

A bill to amend 1987 PA 248, entitled "Airport parking tax act," by amending section 3 (MCL 207.373), as amended by 2002 PA 680; and to repeal acts and parts of acts.

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

Reps. Pavlov, Agema, Acciavatti, Meltzer, Rocca, Palmer, Opsommer, Emmons, Nitz, LaJoy, Moss, Stakoe, Hoogendyk, Horn, Knollenberg, Amos, Robertson, Hansen, Booher, Proos, Shaffer, Casperson, David Law, Brandenburg, Pastor, Steil, Caswell, Rick Jones, Stahl, Huizenga, Sheen, Moolenaar, Caul, Nofs, Moore, Hildenbrand, Schuitmaker, Calley, Meekhof, Hune, Walker, Palsrok and DeRoche introduced

House Bill No. 5989, entitled

A bill to amend 1967 PA 281, entitled "Income tax act of 1967," by amending section 51 (MCL 206.51), as amended by 2007 PA 94.

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

Rep. Lindberg moved that the House adjourn.
The motion prevailed, the time being 3:55 p.m.

The Speaker Pro Tempore declared the House adjourned until Wednesday, April 16, at 1:30 p.m.

RICHARD J. BROWN
Clerk of the House of Representatives

