

No. 52
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House of Representatives
95th Legislature
REGULAR SESSION OF 2010

House Chamber, Lansing, Wednesday, May 26, 2010.

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.

Agema—present	Durhal—present	Kurtz—present	Polidori—present
Amash—present	Ebli—present	Lahti—present	Proos—present
Angerer—present	Elsenheimer—present	LeBlanc—present	Roberts—present
Ball—present	Espinoza—present	Leland—present	Rocca—present
Barnett—present	Geiss—present	Lemmons—present	Rogers—present
Bauer—present	Genetski—present	Lindberg—present	Schmidt, R.—present
Bennett—present	Gonzales—present	Lipton—present	Schmidt, W.—present
Bledsoe—present	Green—present	Liss—present	Schuitmaker—present
Bolger—present	Gregory—present	Lori—present	Scott, B.—present
Booher—present	Griffin—present	Lund—present	Scott, P.—present
Brown, L.—present	Haase—present	Marleau—present	Scripps—present
Brown, T.—present	Haines—present	Mayes—present	Segal—present
Byrnes—present	Hammel—present	McDowell—present	Sheltrown—present
Byrum—present	Hansen—present	McMillin—present	Slavens—present
Calley—present	Haugh—present	Meadows—present	Slezak—present
Caul—present	Haveman—present	Meekhof—present	Smith—present
Clemente—present	Hildenbrand—present	Melton—present	Spade—present
Constan—present	Horn—present	Meltzer—present	Stamas—present
Corriveau—present	Huckleberry—present	Miller—present	Stanley—present
Crawford—present	Jackson—present	Moore—present	Switalski—present
Cushingberry—e/d/s	Jackson—present	Moss—present	Tlaib—present
Daley—present	Johnson—present	Nathan—present	Tyler—present
Dean—present	Jones, Rick—present	Nerat—present	Valentine—present
Denby—present	Jones, Robert—present	Neumann—present	Walsh—present
DeShazor—present	Kandrevas—present	Opsommer—present	Warren—present
Dillon—present	Kennedy—present	Pavlov—present	Womack—present
Donigan—present	Knollenberg—present	Pearce—present	Young—present
	Kowall—present		

e/d/s = entered during session

Rep. Shanelle Jackson, from the 9th District, offered the following invocation:

“Father God we come before Your throne humbly giving You glory, honor and praise. We worship You Lord, and thank You for Your love. The word of God says You are Jehovah God El Shaddai, the God of everything. There is nothing heavenly Father, that is in this earth that You don’t know how to deal with. I thank You, Lord God, for just bringing Your peace into this experience, into this legislative body. Show us, guide us, heavenly Father in the direction and in the way that You would have us go. Anoint our thoughts, anoint our actions, anoint our decisions, heavenly Father. I thank You, Lord God, that our spirits are open, that we listen to You, that we yield to You as we go forward to make the decisions that will shape the course of our state. Father, I thank You for courage. You give us strength, heavenly Father. I thank You that people have strength, will and desire, heavenly Father and are not moved to the left or right, but focused on You. I thank You that as Your word says in Psalms 1:1: ‘We are as a tree planted by the river, we will produce.’ I thank You that in the state of Michigan, heavenly Father, we are going to produce. There is a life here. We are going to do great things again, heavenly Father, and we will not forget to give You and You alone, glory, honor and praise. I thank You that these things are done.

In Jesus name, Amen.”

Second Reading of Bills

Senate Bill No. 1161, entitled

A bill to make appropriations for the department of natural resources and environment for the fiscal year ending September 30, 2011; to provide for the expenditure of those appropriations; to create funds and accounts; to require reports; to prescribe certain powers and duties of certain state agencies and officials; to authorize certain transfers by certain state agencies; and to provide for the disposition of fees and other income received by the various state agencies.

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. Rogers moved to amend the bill as follows:

- 1. Amend page 28, by striking out all of line 16 and inserting:

“State employee-related salary savings (762,800)”

and adjusting the subtotals, totals, and section 201 accordingly.

- 2. Amend page 41, line 25, after “for” by striking out “budgetary savings” and inserting “state employee-related salary savings”.

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

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

The motion prevailed.

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

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



Rep. Hildenbrand moved that Rep. Calley be excused temporarily from today’s session.

The motion prevailed.

By unanimous consent the House returned to the order of

Third Reading of Bills

Senate Bill No. 1161, entitled

A bill to make appropriations for the department of natural resources and environment for the fiscal year ending September 30, 2011; to provide for the expenditure of those appropriations; to create funds and accounts; to require reports; to prescribe certain powers and duties of certain state agencies and officials; to authorize certain transfers by certain state agencies; and to provide for the disposition of fees and other income received by the various state agencies.

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

Roll Call No. 218**Yeas—56**

Angerer	Donigan	Kandrevas	Neumann
Ball	Durhal	Lahti	Polidori
Barnett	Ebli	LeBlanc	Schmidt, R.
Bauer	Espinoza	Leland	Scott, B.
Bennett	Geiss	Lemmons	Sheltrown
Bledsoe	Gonzales	Lindberg	Slavens
Booher	Gregory	Liss	Slezak
Brown, T.	Griffin	Mayes	Smith
Byrum	Hammel	McDowell	Spade
Clemente	Haugh	Meadows	Stanley
Constan	Huckleberry	Melton	Switalski
Corriveau	Jackson	Miller	Tlaib
Dean	Johnson	Nathan	Valentine
Dillon	Jones, Robert	Nerat	Womack

Nays—50

Agema	Haase	Lund	Rocca
Amash	Haines	Marleau	Rogers
Bolger	Hansen	McMillin	Schmidt, W.
Brown, L.	Haveman	Meekhof	Schuitmaker
Byrnes	Hildenbrand	Meltzer	Scott, P.
Caul	Horn	Moore	Scripps
Crawford	Jones, Rick	Moss	Segal
Daley	Kennedy	Opsommer	Stamas
Denby	Knollenberg	Pavlov	Tyler
DeShazor	Kowall	Pearce	Walsh
Elsenheimer	Kurtz	Proos	Warren
Genetski	Lipton	Roberts	Young
Green	Lori		

In The Chair: Byrnes

The House agreed to the title of the bill.

Rep. Angerer 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. 1151, entitled**

A bill to make appropriations for community colleges and certain state purposes related to education for the fiscal year ending September 30, 2011; to provide for the expenditure of those appropriations; to establish or continue certain funds, programs, and categories; and to prescribe the powers and duties of certain state departments, institutions, agencies, employees, and officers.

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. McMillin moved to amend the bill as follows:

1. Amend page 9, following line 12, by inserting:

“Sec. 254. (a) A community college receiving an appropriation in part 1 shall develop, post, and maintain a user-friendly and publicly accessible Internet site, with all expenditures made by the college within a fiscal year. The posting must

include the purpose for which each expenditure is made. The colleges may use, as a model for such reporting, the college portrait web reporting template in an effort to better improve university transparency and to further identify effective educational practices.

(b) Before November 15, 2010, a community college receiving an appropriation in part 1 shall submit to the senate and house appropriations subcommittees on community colleges, the senate and house fiscal agencies, the department of energy, labor, and economic growth, and the state budget director, a copy of the college's approved budget for the college's 2010-11 fiscal year. A college shall also submit any budget amendment within 45 days of being approved by the board of trustees."

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

Rep. Booher moved to amend the bill as follows:

1. Amend page 9, following line 12, by inserting:

"Sec. 252. A community college receiving an appropriation in part 1 shall develop a spending reduction plan for the 2011-2012 fiscal year that incorporates a 5% reduction in operation grants appropriated in section 102 in order to mitigate the base funding disparity that may be created by the maintenance of effort requirements imposed under division A, title XIV of the American recovery and reinvestment act of 2009, Public Law 111-5. The college shall provide the senate and house appropriations subcommittees on community colleges, the senate and house fiscal agencies, and the state budget director with the list of reforms and reductions sufficient to meet a 5% reduction in operation costs prior to June 30, 2011."

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

Rep. Booher moved to amend the bill as follows:

1. Amend page 9, line 6, by striking out all of section 250.

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

Rep. Miller moved to amend the bill as follows:

1. Amend page 9, following line 12, by inserting:

"Sec. 254. In an effort to better improve transparency and to further identify effective educational practices, it is the intent of the legislature that a community college receiving an appropriation in part 1 shall develop, post, and maintain a user-friendly and publicly accessible Internet site, with all expenditures made by the college within a fiscal year. The posting must include the purpose for which the expenditure is made. A community college shall not provide financial information on its website under this section if doing so would violate a federal or state law, rule, regulation, or guideline that establishes privacy or security standards applicable to that section. A community college shall not expend more than \$100.00 from the appropriations in part 1 to implement the requirements of this section."

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

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

The motion prevailed.

Rep. Angerer 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. 1151, entitled

A bill to make appropriations for community colleges and certain state purposes related to education for the fiscal year ending September 30, 2011; to provide for the expenditure of those appropriations; to establish or continue certain funds, programs, and categories; and to prescribe the powers and duties of certain state departments, institutions, agencies, employees, and officers.

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

Roll Call No. 219

Yeas—64

Angerer
Bauer
Bennett
Bledsoe

Espinoza
Geiss
Gonzales
Gregory

Leland
Lemmons
Lindberg
Lipton

Schmidt, R.
Scott, B.
Scripps
Segal

Brown, L.	Griffin	Liss	Sheltrown
Brown, T.	Haase	Mayes	Slavens
Byrnes	Hammel	McDowell	Slezak
Byrum	Haugh	Meadows	Smith
Clemente	Huckleberry	Melton	Spade
Constan	Jackson	Miller	Stanley
Corriveau	Johnson	Nathan	Switalski
Dean	Jones, Robert	Nerat	Tlaib
Dillon	Kandrevas	Neumann	Valentine
Donigan	Kennedy	Polidori	Warren
Durhal	Lahti	Roberts	Womack
Ebli	LeBlanc	Rocca	Young

Nays—42

Agema	Elsenheimer	Kurtz	Pavlov
Amash	Genetski	Lori	Pearce
Ball	Green	Lund	Proos
Barnett	Haines	Marleau	Rogers
Bolger	Hansen	McMillin	Schmidt, W.
Booher	Haveman	Meekhof	Schuitmaker
Caul	Hildenbrand	Meltzer	Scott, P.
Crawford	Horn	Moore	Stamas
Daley	Jones, Rick	Moss	Tyler
Denby	Knollenberg	Opsommer	Walsh
DeShazor	Kowall		

In The Chair: Byrnes

The House agreed to the title of the bill.

Rep. Angerer 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. 928, entitled

A bill to make, supplement, and adjust appropriations for various state departments and agencies for the fiscal year ending September 30, 2010; and to provide for the expenditure of the appropriations.

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

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

Rep. Donigan moved to amend the bill as follows:

1. Amend page 11, following line 6, by inserting:

“DEPARTMENT OF TRANSPORTATION

Sec. 401. The department shall report by March 1 of each year to the house and senate appropriations subcommittees on transportation and the house and senate fiscal agencies on the uses of funds appropriated in part 1 from the American recovery and reinvestment act of 2009, Public Law 111-5. The report shall include a description of funds expended by expenditure object, including expenditure detail of sub-recipients, for the preceding fiscal year. The report shall also indicate the balance of funds appropriated but not yet expended as of the end of the preceding fiscal year.”.

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

Rep. Moss moved to amend the bill as follows:

1. Amend page 5, line 26, by striking out all of subsection (3) and adjusting the subtotals, totals, and section 201 accordingly.

2. Amend page 10, line 22, by striking out “**DEPARTMENT OF HUMAN SERVICES**”.

3. Amend page 10, line 23, by striking out all of section 301.

The motion did not prevail and the amendments were not adopted, a majority of the members serving not voting therefor. Rep. Angerer moved that the bill be placed on the order of Third Reading of Bills.

The motion prevailed.

Rep. Angerer 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. 928, entitled

A bill to make, supplement, and adjust appropriations for various state departments and agencies for the fiscal year ending September 30, 2010; and to provide for the expenditure of the appropriations.

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

Roll Call No. 220

Yeas—64

Angerer	Ebli	LeBlanc	Schmidt, R.
Barnett	Espinoza	Leland	Scott, B.
Bauer	Geiss	Lemmons	Scripps
Bennett	Gonzales	Lindberg	Segal
Bledsoe	Gregory	Lipton	Sheltrown
Brown, L.	Griffin	Liss	Slavens
Brown, T.	Haase	Mayes	Slezak
Byrnes	Hammel	McDowell	Smith
Byrum	Haugh	Meadows	Spade
Clemente	Huckleberry	Melton	Stanley
Constan	Jackson	Miller	Switalski
Corriveau	Johnson	Nathan	Tlaib
Dean	Jones, Robert	Nerat	Valentine
Dillon	Kandrevas	Neumann	Warren
Donigan	Kennedy	Polidori	Womack
Durhal	Lahti	Roberts	Young

Nays—42

Agema	Genetski	Lori	Pearce
Amash	Green	Lund	Proos
Ball	Haines	Marleau	Rocca
Bolger	Hansen	McMillin	Rogers
Booher	Haveman	Meekhof	Schmidt, W.
Caul	Hildenbrand	Meltzer	Schuitmaker
Crawford	Horn	Moore	Scott, P.
Daley	Jones, Rick	Moss	Stamas
Denby	Knollenberg	Opsommer	Tyler
DeShazor	Kowall	Pavlov	Walsh
Elsenheimer	Kurtz		

In The Chair: Byrnes

The House agreed to the title of the bill.

Rep. Angerer 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. 1163, entitled

A bill to amend 1979 PA 94, entitled "The state school aid act of 1979," by amending sections 3, 6, 11, 11a, 11d, 11g, 11j, 11k, 11m, 15, 18, 19, 20, 20d, 20j, 22a, 22b, 22d, 22e, 24, 24a, 24c, 26a, 26b, 31a, 31d, 31f, 32b, 32d, 32j, 32l, 39a, 41, 51a, 51c, 51d, 53a, 54, 56, 61a, 62, 64, 65, 74, 81, 94a, 98, 99, 99i, 101, 104, 107, 147, 166b, and 166c (MCL 388.1603, 388.1606, 388.1611, 388.1611a, 388.1611d, 388.1611g, 388.1611j, 388.1611k, 388.1611m, 388.1615, 388.1618, 388.1619, 388.1620, 388.1620d, 388.1620j, 388.1622a, 388.1622b, 388.1622d, 388.1622e, 388.1624, 388.1624a, 388.1624c, 388.1626a, 388.1626b, 388.1631a, 388.1631d, 388.1631f, 388.1632b, 388.1632d, 388.1632j, 388.1632l, 388.1639a, 388.1641, 388.1651a, 388.1651c, 388.1651d, 388.1653a, 388.1654, 388.1656, 388.1661a, 388.1662, 388.1664, 388.1665, 388.1674, 388.1681, 388.1694a, 388.1698, 388.1699, 388.1699i, 388.1701, 388.1704, 388.1707, 388.1747, 388.1766b, and 388.1766c), sections 3, 11a, 11g, 11j, 11k, 11m, 15, 18, 19, 20, 20d, 22a, 22b, 22d, 22e, 24, 24a, 24c, 26a, 26b, 31a, 31d, 31f, 32b, 32d, 32j, 32l, 39a, 41, 51a, 51c, 51d, 53a, 54, 56, 61a, 62, 64, 65, 74, 81, 98, 99, 99i, 104, 107, and 147 as amended and section 11d as added by 2009 PA 121, sections 6, 11, 94a, and 101 as amended and section 166c as added by 2009 PA 203, section 20j as amended by 2008 PA 561, and section 166b as amended by 2008 PA 219, and by adding section 92; and to repeal acts and parts of acts.

The bill was read a second time.

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

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

Rep. Lisa Brown moved to amend the bill as follows:

1. Amend page 63, following line 18, by inserting:

"Sec. 20j. (1) Foundation allowance supplemental payments for ~~2008-2009~~**2010-2011** to districts that in the 1994-95 state fiscal year had a foundation allowance greater than \$6,500.00 shall be calculated under this section.

(2) The per pupil allocation to each district under this section shall be the difference between the basic foundation allowance for the 1998-99 state fiscal year and \$7,204.00 less \$271.00 minus the dollar amount of the adjustment from the 1998-99 state fiscal year to 2007-2008 in the district's foundation allowance.

(3) If a district's local revenue per pupil does not exceed the sum of its foundation allowance under section 20 plus the per pupil allocation under subsection (2), the total payment to the district calculated under this section shall be the product of the per pupil allocation under subsection (2) multiplied by the district's membership excluding special education pupils. If a district's local revenue per pupil exceeds the **DISTRICT'S** foundation allowance under section 20 but does not exceed the sum of the **DISTRICT'S** foundation allowance under section 20 plus the per pupil allocation under subsection (2), the total payment to the district calculated under this section shall be the product of the difference between the sum of the **DISTRICT'S** foundation allowance under section 20 plus the per pupil allocation under subsection (2) minus the local revenue per pupil multiplied by the district's membership excluding special education pupils. If a district's local revenue per pupil exceeds the sum of the **DISTRICT'S** foundation allowance under section 20 plus the per pupil allocation under subsection (2), there is no payment calculated under this section for the district.

(4) Payments to districts shall not be made under this section. Rather, the calculations under this section shall be made and used to determine the amount of state payments under section 22b."

2. Amend page 69, line 17, after "**EXCEED**" by striking out "**\$3,578,600,000.00**" and inserting "**\$3,619,800,000.00**" and adjusting the totals in section 11 and enacting section 1 accordingly.

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

Rep. Melton moved to amend the bill as follows:

1. Amend page 75, line 19, after "2009-2010" by striking out "**AND FOR 2010-2011**".

2. Amend page 75, line 21, after "amount" by striking out "**EACH FISCAL YEAR**".

3. Amend page 75, line 22, after "\$1,300,000.00." by inserting "**FOR 2010-2011, THERE IS ALLOCATED FOR THIS PURPOSE FROM THE APPROPRIATION IN SECTION 11 AN AMOUNT NOT TO EXCEED \$2,000,000.00.**" and adjusting the totals in section 11 and enacting section 1 accordingly.

4. Amend page 76, following line 17, by inserting:

"(D) BEGINNING WITH 2010-2011, THE DISTRICT RECEIVED FUNDING UNDER THIS SECTION FOR THE FIRST TIME IN EITHER 2008-2009 OR 2009-2010."

5. Amend page 77, line 6, by striking out all of subsection (4) and inserting:

"(4) BEGINNING WITH 2010-2011, THE AMOUNT OF THE ADDITIONAL FUNDING TO AN ELIGIBLE DISTRICT UNDER THIS SECTION FOR A FISCAL YEAR IS AS FOLLOWS:

(A) IF THE DISTRICT FIRST RECEIVED FUNDING UNDER THIS SECTION FOR 2008-2009, AN AMOUNT EQUAL TO THE AMOUNT THE DISTRICT ACTUALLY RECEIVED UNDER THIS SECTION FOR 2008-2009.

(B) IF THE DISTRICT FIRST RECEIVED FUNDING UNDER THIS SECTION FOR 2009-2010, AN AMOUNT EQUAL TO THE AMOUNT THE DISTRICT ACTUALLY RECEIVED UNDER THIS SECTION FOR 2009-2010.”

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

Rep. Melton moved to amend the bill as follows:

1. Amend page 153, line 13, by striking out “\$1,687,500.00” and inserting “**\$1,437,500.00**” and adjusting the totals in section 11 and enacting section 1 accordingly.

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

Rep. Kurtz moved to amend the bill as follows:

1. Amend page 138, line 25, after “exceed” by striking out “**\$2,078,600.00**” and inserting “**\$3,028,500.00**” and adjusting the totals in section 11 and enacting section 1 accordingly.

2. Amend page 139, line 22, by striking out all of subsection (4) and inserting:

“(4) FROM THE FUNDS ALLOCATED IN SUBSECTION (1), THERE IS ALLOCATED AN AMOUNT NOT TO EXCEED \$1,403,500.00 FOR 2010-2011 FOR REIMBURSEMENT TO DISTRICTS AND INTERMEDIATE DISTRICTS FOR COSTS ASSOCIATED WITH THE INSPECTION OF SCHOOL BUSES AND PUPIL TRANSPORTATION VEHICLES BY THE DEPARTMENT OF STATE POLICE AS REQUIRED UNDER SECTION 715A OF THE MICHIGAN VEHICLE CODE, 1949 PA 300, MCL 257.715A, AND SECTION 39 OF THE PUPIL TRANSPORTATION ACT, 1990 PA 187, MCL 257.1839. THE DEPARTMENT OF STATE POLICE SHALL PREPARE A STATEMENT OF COSTS ATTRIBUTABLE TO EACH DISTRICT FOR WHICH BUS INSPECTIONS ARE PROVIDED AND SUBMIT IT TO THE DEPARTMENT AND TO EACH AFFECTED DISTRICT IN A TIME AND MANNER DETERMINED JOINTLY BY THE DEPARTMENT AND THE DEPARTMENT OF STATE POLICE. THE DEPARTMENT SHALL REIMBURSE EACH DISTRICT AND INTERMEDIATE DISTRICT FOR COSTS DETAILED ON THE STATEMENT WITHIN 30 DAYS AFTER RECEIPT OF THE STATEMENT. DISTRICTS FOR WHICH SERVICES ARE PROVIDED SHALL MAKE PAYMENT IN THE AMOUNT SPECIFIED ON THE STATEMENT TO THE DEPARTMENT OF STATE POLICE WITHIN 45 DAYS AFTER RECEIPT OF THE STATEMENT. THE TOTAL REIMBURSEMENT OF COSTS UNDER THIS SUBSECTION SHALL NOT EXCEED THE AMOUNT ALLOCATED UNDER THIS SUBSECTION. NOTWITHSTANDING SECTION 17B, PAYMENTS TO ELIGIBLE ENTITIES UNDER THIS SUBSECTION SHALL BE PAID ON A SCHEDULE PRESCRIBED BY THE DEPARTMENT.”

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

Rep. McMillin moved to amend the bill as follows:

1. Amend page 34, line 15, by striking out all of line 15 through “**REVISIONS**” on line 16 and inserting “all of the following”.

2. Amend page 34, line 19, after “department” by striking out the period and inserting a colon and:

“(a) The annual operating budget and subsequent budget revisions.

(b) Using data that have already been collected and submitted to the department, a summary of district or intermediate district expenditures for the most recent fiscal year for which they are available, expressed in the following 2 pie charts:

(i) A chart of personnel expenditures, broken into the following subcategories:

(A) Salaries and wages.

(B) Employee benefit costs, including, but not limited to, medical, dental, vision, life, disability, and long-term care benefits.

(C) Retirement benefit costs.

(D) All other personnel costs.

(ii) A chart of all district expenditures, broken into the following subcategories:

(A) Instruction.

(B) Support services.

(C) Business and administration.

(D) Operations and maintenance.

(c) Links to all of the following:

(i) The current collective bargaining agreement for each bargaining unit.

(ii) Each health care benefits plan, including, but not limited to, medical, dental, vision, disability, long-term care, or any other type of benefits that would constitute health care services, offered to any bargaining unit or employee in the district.

(iii) The audit report of the audit conducted under subsection (3) for the most recent fiscal year for which it is available.

(d) The total salary and a description and cost of each fringe benefit included in the compensation package for the superintendent of the district or intermediate district and for each employee of the district or intermediate district whose salary exceeds ~~\$100,000.00~~ **\$90,000.00**.

(e) The annual amount spent on dues paid to associations.

(f) The annual amount spent on lobbying or lobbying services. As used in this subdivision, "lobbying" means that term as defined in section 5 of 1978 PA 472, MCL 4.415."

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

Rep. Terry Brown moved to substitute (H-4) the bill.

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

Rep. Melton moved to amend the bill as follows:

1. Amend page 153, line 13, by striking out "\$1,687,500.00" and inserting "**\$1,437,500.00**" and adjusting the totals in section 11 and enacting section 1 accordingly.

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

Rep. Melton moved to amend the bill as follows:

1. Amend page 75, line 19, after "2009-2010" by striking out "**AND FOR 2010-2011**".

2. Amend page 75, line 21, after "amount" by striking out "**EACH FISCAL YEAR**".

3. Amend page 75, line 22, after "\$1,300,000.00." by inserting "**FOR 2010-2011, THERE IS ALLOCATED FOR THIS PURPOSE FROM THE APPROPRIATION IN SECTION 11 AN AMOUNT NOT TO EXCEED \$2,000,000.00.**" and adjusting the totals in section 11 and enacting section 1 accordingly.

4. Amend page 76, following line 17, by inserting:

"(D) BEGINNING WITH 2010-2011, THE DISTRICT RECEIVED FUNDING UNDER THIS SECTION FOR THE FIRST TIME IN EITHER 2008-2009 OR 2009-2010."

5. Amend page 77, line 6, by striking out all of subsection (4) and inserting:

"(4) BEGINNING WITH 2010-2011, THE AMOUNT OF THE ADDITIONAL FUNDING TO AN ELIGIBLE DISTRICT UNDER THIS SECTION FOR A FISCAL YEAR IS AS FOLLOWS:

(A) IF THE DISTRICT FIRST RECEIVED FUNDING UNDER THIS SECTION FOR 2008-2009, AN AMOUNT EQUAL TO THE AMOUNT THE DISTRICT ACTUALLY RECEIVED UNDER THIS SECTION FOR 2008-2009.

(B) IF THE DISTRICT FIRST RECEIVED FUNDING UNDER THIS SECTION FOR 2009-2010, AN AMOUNT EQUAL TO THE AMOUNT THE DISTRICT ACTUALLY RECEIVED UNDER THIS SECTION FOR 2009-2010."

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

Rep. McMillin moved to amend the bill as follows:

1. Amend page 34, line 15, by striking out all of line 15 through "**REVISIONS**" on line 16 and inserting "all of the following".

2. Amend page 34, line 19, after "department" by striking out the period and inserting a colon and:

"(a) The annual operating budget and subsequent budget revisions.

(b) Using data that have already been collected and submitted to the department, a summary of district or intermediate district expenditures for the most recent fiscal year for which they are available, expressed in the following 2 pie charts:

(i) A chart of personnel expenditures, broken into the following subcategories:

(A) Salaries and wages.

(B) Employee benefit costs, including, but not limited to, medical, dental, vision, life, disability, and long-term care benefits.

(C) Retirement benefit costs.

(D) All other personnel costs.

(ii) A chart of all district expenditures, broken into the following subcategories:

(A) Instruction.

(B) Support services.

(C) Business and administration.

(D) Operations and maintenance.

(c) Links to all of the following:

(i) The current collective bargaining agreement for each bargaining unit.

(ii) Each health care benefits plan, including, but not limited to, medical, dental, vision, disability, long-term care, or any other type of benefits that would constitute health care services, offered to any bargaining unit or employee in the district.

(iii) The audit report of the audit conducted under subsection (3) for the most recent fiscal year for which it is available.

(d) The total salary and a description and cost of each fringe benefit included in the compensation package for the superintendent of the district or intermediate district and for each employee of the district or intermediate district whose salary exceeds ~~\$100,000.00~~ **\$90,000.00**.

(e) The annual amount spent on dues paid to associations.

(f) The annual amount spent on lobbying or lobbying services. As used in this subdivision, "lobbying" means that term as defined in section 5 of 1978 PA 472, MCL 4.415."

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

Rep. Kurtz moved to amend the bill as follows:

1. Amend page 138, line 25, after "exceed" by striking out "**\$2,078,600.00**" and inserting "**\$3,028,500.00**" and adjusting the totals in section 11 and enacting section 1 accordingly.

2. Amend page 139, line 22, by striking out all of subsection (4) and inserting:

"(4) FROM THE FUNDS ALLOCATED IN SUBSECTION (1), THERE IS ALLOCATED AN AMOUNT NOT TO EXCEED \$1,403,500.00 FOR 2010-2011 FOR REIMBURSEMENT TO DISTRICTS AND INTERMEDIATE DISTRICTS FOR COSTS ASSOCIATED WITH THE INSPECTION OF SCHOOL BUSES AND PUPIL TRANSPORTATION VEHICLES BY THE DEPARTMENT OF STATE POLICE AS REQUIRED UNDER SECTION 715A OF THE MICHIGAN VEHICLE CODE, 1949 PA 300, MCL 257.715A, AND SECTION 39 OF THE PUPIL TRANSPORTATION ACT, 1990 PA 187, MCL 257.1839. THE DEPARTMENT OF STATE POLICE SHALL PREPARE A STATEMENT OF COSTS ATTRIBUTABLE TO EACH DISTRICT FOR WHICH BUS INSPECTIONS ARE PROVIDED AND SUBMIT IT TO THE DEPARTMENT AND TO EACH AFFECTED DISTRICT IN A TIME AND MANNER DETERMINED JOINTLY BY THE DEPARTMENT AND THE DEPARTMENT OF STATE POLICE. THE DEPARTMENT SHALL REIMBURSE EACH DISTRICT AND INTERMEDIATE DISTRICT FOR COSTS DETAILED ON THE STATEMENT WITHIN 30 DAYS AFTER RECEIPT OF THE STATEMENT. DISTRICTS FOR WHICH SERVICES ARE PROVIDED SHALL MAKE PAYMENT IN THE AMOUNT SPECIFIED ON THE STATEMENT TO THE DEPARTMENT OF STATE POLICE WITHIN 45 DAYS AFTER RECEIPT OF THE STATEMENT. THE TOTAL REIMBURSEMENT OF COSTS UNDER THIS SUBSECTION SHALL NOT EXCEED THE AMOUNT ALLOCATED UNDER THIS SUBSECTION. NOTWITHSTANDING SECTION 17B, PAYMENTS TO ELIGIBLE ENTITIES UNDER THIS SUBSECTION SHALL BE PAID ON A SCHEDULE PRESCRIBED BY THE DEPARTMENT."

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

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

The motion prevailed.

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

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

Rep. Cushingberry entered the House Chambers.

Rep. Opsommer moved that Rep. Moore be excused temporarily from today's session.

The motion prevailed.

By unanimous consent the House returned to the order of

Third Reading of Bills

Senate Bill No. 1163, entitled

A bill to amend 1979 PA 94, entitled "The state school aid act of 1979," by amending sections 3, 6, 11, 11a, 11d, 11g, 11j, 11k, 11m, 15, 18, 19, 20, 20d, 20j, 22a, 22b, 22d, 22e, 24, 24a, 24c, 26a, 26b, 31a, 31d, 31f, 32b, 32d, 32j, 32l, 39a, 41, 51a, 51c, 51d, 53a, 54, 56, 61a, 62, 64, 65, 74, 81, 94a, 98, 99, 99i, 101, 104, 107, 147, 166b, and 166c (MCL 388.1603, 388.1606, 388.1611, 388.1611a, 388.1611d, 388.1611g, 388.1611j, 388.1611k, 388.1611m, 388.1615, 388.1618, 388.1619, 388.1620, 388.1620d, 388.1620j, 388.1622a, 388.1622b, 388.1622d, 388.1622e, 388.1624,

388.1624a, 388.1624c, 388.1626a, 388.1626b, 388.1631a, 388.1631d, 388.1631f, 388.1632b, 388.1632d, 388.1632j, 388.1632l, 388.1639a, 388.1641, 388.1651a, 388.1651c, 388.1651d, 388.1653a, 388.1654, 388.1656, 388.1661a, 388.1662, 388.1664, 388.1665, 388.1674, 388.1681, 388.1694a, 388.1698, 388.1699, 388.1699i, 388.1701, 388.1704, 388.1707, 388.1747, 388.1766b, and 388.1766c), sections 3, 11a, 11g, 11j, 11k, 11m, 15, 18, 19, 20, 20d, 22a, 22b, 22d, 22e, 24, 24a, 24c, 26a, 26b, 31a, 31d, 31f, 32b, 32d, 32j, 32l, 39a, 41, 51a, 51c, 51d, 53a, 54, 56, 61a, 62, 64, 65, 74, 81, 98, 99, 99i, 104, 107, and 147 as amended and section 11d as added by 2009 PA 121, sections 6, 11, 94a, and 101 as amended and section 166c as added by 2009 PA 203, section 20j as amended by 2008 PA 561, and section 166b as amended by 2008 PA 219, and by adding section 92; and to repeal acts and parts of 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. 221**Yeas—64**

Angerer	Geiss	LeBlanc	Rocca
Ball	Gonzales	Leland	Schmidt, R.
Bauer	Gregory	Lemmons	Scripps
Bennett	Griffin	Lindberg	Segal
Brown, T.	Haase	Liss	Sheltrown
Byrnes	Hammel	Mayes	Slavens
Byrum	Hansen	McDowell	Slezak
Clemente	Haugh	Meadows	Smith
Constan	Huckleberry	Melton	Spade
Corriveau	Jackson	Miller	Stanley
Cushingberry	Johnson	Nathan	Switalski
Dean	Jones, Robert	Nerat	Tlaib
Dillon	Kandrevas	Neumann	Valentine
Donigan	Kennedy	Pearce	Warren
Durhal	Kurtz	Polidori	Womack
Espinoza	Lahti	Roberts	Young

Nays—42

Agema	DeShazor	Kowall	Pavlov
Amash	Ebli	Lipton	Proos
Barnett	Elsenheimer	Lori	Rogers
Bledsoe	Genetski	Lund	Schmidt, W.
Bolger	Green	Marleau	Schuitmaker
Booher	Haines	McMillin	Scott, B.
Brown, L.	Haveman	Meekhof	Scott, P.
Caul	Hildenbrand	Meltzer	Stamas
Crawford	Horn	Moss	Tyler
Daley	Jones, Rick	Opsommer	Walsh
Denby	Knollenberg		

In The Chair: Byrnes

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

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

A bill to amend 1979 PA 94, entitled "An act to make appropriations to aid in the support of the public schools and the intermediate school districts of the state; to make appropriations for certain other purposes relating to education; to provide for the disbursement of the appropriations; to supplement the school aid fund by the levy and collection of certain taxes; to authorize the issuance of certain bonds and provide for the security of those bonds; to prescribe the powers and duties of certain state departments, the state board of education, and certain other boards and officials; to create certain funds and provide for their expenditure; to prescribe penalties; and to repeal acts and parts of acts," by amending sections 6, 11, 11a, 11d, 11g, 11j, 11k, 11m, 15, 18, 19, 20, 20d, 22a, 22b, 22d, 22e, 24, 24a, 24c, 26a, 26b, 29, 31a, 31d,

31f, 32b, 32c, 32d, 32j, 32l, 39a, 41, 51a, 51c, 51d, 53a, 54, 56, 61a, 62, 64, 65, 74, 81, 94a, 98, 99, 99i, 99p, 101, 104, 107, and 147 (MCL 388.1606, 388.1611, 388.1611a, 388.1611d, 388.1611g, 388.1611j, 388.1611k, 388.1611m, 388.1615, 388.1618, 388.1619, 388.1620, 388.1620d, 388.1622a, 388.1622b, 388.1622d, 388.1622e, 388.1624, 388.1624a, 388.1624c, 388.1626a, 388.1626b, 388.1629, 388.1631a, 388.1631d, 388.1631f, 388.1632b, 388.1632c, 388.1632d, 388.1632j, 388.1632l, 388.1639a, 388.1641, 388.1651a, 388.1651c, 388.1651d, 388.1653a, 388.1654, 388.1656, 388.1661a, 388.1662, 388.1664, 388.1665, 388.1674, 388.1681, 388.1694a, 388.1698, 388.1699, 388.1699i, 388.1699p, 388.1701, 388.1704, 388.1707, and 388.1747), sections 6, 11, 94a, and 101 as amended by 2009 PA 203, sections 11a, 11g, 11j, 11k, 11m, 15, 18, 19, 20, 20d, 22a, 22b, 22d, 22e, 24, 24a, 24c, 26a, 26b, 29, 31a, 31d, 31f, 32b, 32d, 32j, 32l, 39a, 41, 51a, 51c, 51d, 53a, 54, 56, 61a, 62, 64, 65, 74, 81, 98, 99, 99i, 104, 107, and 147 as amended and section 11d as added by 2009 PA 121, and sections 32c and 99p as amended by 2008 PA 268, and by adding sections 92, 93, 98d, and 166d; and to repeal acts and parts of acts.

The motion prevailed.

The House agreed to the title as amended.

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

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

—————

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

“Mr. Speaker and members of the House:

This bill spends money the state does not even have yet - it is a projected surplus.

Not planning ahead and spending every penny we had as soon as we got it is what got us into budget problems in the first place. The stimulus money is fooling a lot of people into thinking we have more money than we actually do. We need to save this apparent “surplus” for when the stimulus funds run out.

We are already at the end of the school year and school districts have already budgeted and planned accordingly, so it doesn't make a lot of sense to spend the money now. Instead, we should prudently save the surplus for the future in case the budget picture changes again and the money is needed to avoid further cuts.

For these reasons, I cannot support this bill at this time.”

Second Reading of Bills

House Bill No. 4961, entitled

A bill to amend 1964 PA 286, entitled “An act to provide for the organization, powers, and duties of the state transportation commission and the state transportation department; to provide for the appointment, powers, and duties of the state transportation director; to abolish the office of state highway commissioner and the commissioner's advisory board and to transfer their powers and duties; to provide for penalties and remedies; and to repeal certain acts and parts of acts,” by amending the title and sections 1, 6a, 7, 7a, and 10 (MCL 247.801, 247.806a, 247.807, 247.807a, and 247.810), the title as amended by 1984 PA 398 and section 7a as amended by 1981 PA 122, and by adding sections 7b, 7c, 7d, 7e, 7f, and 7g.

Was read a second time, and the question being on the adoption of the proposed substitute (H-3) previously recommended by the Committee on Transportation,

The substitute (H-3) was not adopted, a majority of the members serving not voting therefor.

Rep. Opsommer moved to substitute (H-5) the bill.

The motion did not prevail and the substitute (H-5) was not adopted, a majority of the members serving not voting therefor.

Rep. Gonzales moved to substitute (H-6) the bill.

The motion prevailed and the substitute (H-6) was adopted, a majority of the members serving voting therefor.

Rep. Gonzales moved to amend the bill as follows:

1. Amend page 11, line 22, after “(6)” by inserting “**THIS STATE, INCLUDING, BUT NOT LIMITED TO,**”.
2. Amend page 11, line 22, after “**DEPARTMENT**” by striking out “**OR OTHER INSTRUMENTALITY OF GOVERNMENT**” and inserting a comma.

3. Amend page 13, line 19, after “**AGREEMENT**” by inserting “**FOR ANY SUCH INTERNATIONAL BRIDGE CROSSING**”.

4. Amend page 13, line 20, after “**CONCESSIONAIRE**” by inserting “**AND EACH INSTRUMENTALITY OF GOVERNMENT THAT IS PARTY TO THE PUBLIC-PRIVATE AGREEMENT**”.

5. Amend page 13, line 22, after “**TO**” by inserting “**CONSTRUCTION**”.

6. Amend page 13, line 22, after “**APPLICABLE,**” by inserting “**TOLL**”.

7. Amend page 13, line 22, after “**SHORTFALLS.**” by inserting “**BEFORE APPROVING AND ENTERING A PUBLIC-PRIVATE AGREEMENT FOR ANY INTERNATIONAL BRIDGE THAT DOES NOT EXIST AS OF THE EFFECTIVE DATE OF THE AMENDATORY ACT THAT ADDED THIS SECTION, THE DEPARTMENT SHALL ENSURE THESE RISK ALLOCATION PROVISIONS PROVIDE FOR THE MOST ECONOMICALLY BENEFICIAL WAY FOR THIS STATE TO PERFORM THE PROJECT, WHILE MINIMIZING LIABILITY FOR CONSTRUCTION COST OVERRUNS AND TOLL REVENUE SHORTFALLS FOR WHICH THIS STATE COULD BE HELD LIABLE, AND THE DEPARTMENT SHALL SUBMIT A REPORT TO THE GOVERNOR EXPLAINING HOW THIS MANDATE WAS FULFILLED.**”.

8. Amend page 19, line 25, after “**FACILITY,**” by inserting “**THIS STATE,**”.

9. Amend page 19, line 25, after “**DEPARTMENT,**” by striking out the balance of the line through “**CONCESSIONAIRE**” on line 26 and inserting “**THE CONCESSIONAIRE, OR, TO THE EXTENT PERMITTED BY LAW, AN INSTRUMENTALITY OF GOVERNMENT**”.

10. Amend page 21, line 15, after “**STATE**” by inserting “**WITHIN THE MEANING OR APPLICATION OF ANY CONSTITUTIONAL PROVISION OR LIMITATION**”.

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

Reps. Cushingberry and Opsommer moved to amend the bill as follows:

1. Amend page 13, following line 22, by inserting:

“(15) THIS ACT DOES NOT AUTHORIZE A PUBLIC AGENCY TO ENTER INTO AN AGREEMENT TO CONSTRUCT A NEW INTERNATIONAL BRIDGE BETWEEN WAYNE COUNTY, MICHIGAN, AND WINDSOR, ONTARIO. A NEW INTERNATIONAL BRIDGE BETWEEN WAYNE COUNTY, MICHIGAN, AND WINDSOR, ONTARIO, IS NOT A TRANSPORTATION FACILITY UNDER THIS ACT.”.

The question being on the adoption of the amendment offered by Reps. Cushingberry and Opsommer,

Rep. Cushingberry demanded the yeas and nays.

The demand was supported.

The question being on the adoption of the amendment offered by Reps. Cushingberry and Opsommer,

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

Roll Call No. 222

Yeas—48

Agema	Denby	Knollenberg	Pavlov
Amash	DeShazor	Kowall	Pearce
Ball	Durhal	Kurtz	Proos
Bledsoe	Elsenheimer	Lemmons	Rocca
Bolger	Genetski	Liss	Rogers
Booher	Green	Lori	Schmidt, W.
Calley	Haines	Lund	Schuitmaker
Caul	Haveman	McMillin	Scott, P.
Crawford	Hildenbrand	Meekhof	Sheltrown
Cushingberry	Horn	Meltzer	Stamas
Daley	Jackson	Moss	Stanley
Dean	Jones, Rick	Opsommer	Tyler

Nays—54

Barnett	Geiss	Lindberg	Scripps
Bauer	Gonzales	Lipton	Segal
Bennett	Gregory	Mayes	Slavens
Brown, L.	Griffin	McDowell	Slezak

Brown, T.	Haase	Meadows	Smith
Byrnes	Hammel	Melton	Spade
Byrum	Haugh	Miller	Switalski
Clemente	Huckleberry	Nathan	Tlaib
Constan	Jones, Robert	Nerat	Valentine
Corriveau	Kandrevas	Polidori	Walsh
Dillon	Kennedy	Roberts	Warren
Donigan	Lahti	Schmidt, R.	Womack
Ebli	LeBlanc	Scott, B.	Young
Espinoza	Leland		

In The Chair: Byrnes

Rep. Opsommer moved to amend the bill as follows:

1. Amend page 18, line 20, after “(3)” by inserting “**EXCEPT AS OTHERWISE PROVIDED IN THIS SUBSECTION AND**”.

2. Amend page 18, line 24, after “**FACILITY.**” by inserting:

“IF A PUBLIC-PRIVATE AGREEMENT WOULD IMPOSE TOLLS, USER FEES, AVAILABILITY PAYMENTS, OR DRIVER RESTRICTIONS ON DRIVERS OF MOTOR VEHICLES USING HIGHWAYS, ROADS, LANES, BRIDGES, TUNNELS, OVERPASSES, HIGHWAY RAMPS, OR VEHICLE TRANSPORTATION FACILITIES, THE DEPARTMENT SHALL OBTAIN LEGISLATIVE APPROVAL FOR SUCH A PROJECT BEFORE ENTERING INTO THE PUBLIC-PRIVATE AGREEMENT.”.

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

Rep. Opsommer moved to amend the bill as follows:

1. Amend page 9, line 3, after “(2)” by striking out the balance of the line through “**COMMISSION.**” on line 16 and inserting “**A PUBLIC-PRIVATE AGREEMENT SHALL PROVIDE FOR THE TERMS OF THE USE AND OPERATION OF A PUBLIC TRANSPORTATION FACILITY BY A CONCESSIONAIRE, PRIVATE PARTNER, OR ITS AGENTS FOR A PERIOD DETERMINED NECESSARY FOR THE ECONOMIC VIABILITY OF THE ARRANGEMENT AND IN THE BEST INTERESTS OF THE PUBLIC OF THIS STATE, NOT TO EXCEED 50 YEARS.**”.

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

Rep. Agema moved to amend the bill as follows:

1. Amend page 24, line 24, after “**ACT.**” by inserting “**NO FURTHER ACTIVITIES SHALL TAKE PLACE AND NO FUNDS SHALL BE ALLOCATED TO ANY FURTHER SPENDING ON THE DETROIT RIVER INTERNATIONAL CROSSING UNTIL ALL OBSTACLES HAVE BEEN REMOVED FROM THE PROPOSED SECOND SPAN PROJECT OF THE AMBASSADOR BRIDGE TO ENSURE ADDITIONAL BORDER FACILITIES.**”.

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

Rep. Agema demanded the yeas and nays.

The demand was not supported.

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

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

Rep. Pearce moved to amend the bill as follows:

1. Amend page 18, line 20, after “(3)” by inserting “**EXCEPT AS OTHERWISE PROVIDED IN THIS SUBSECTION AND**”.

2. Amend page 18, line 24, after “**FACILITY.**” by inserting “**IF A PUBLIC-PRIVATE AGREEMENT HAS AN ESTIMATED TOTAL COST OF \$100,000,000.00 OR MORE, THE DEPARTMENT SHALL OBTAIN APPROVAL FROM THE LEGISLATURE BEFORE ENTERING INTO THE PUBLIC-PRIVATE AGREEMENT.**”.

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

Rep. Opsommer moved to amend the bill as follows:

1. Amend page 25, following line 7, by inserting:

“Enacting section 1. This amendatory act does not take effect unless House Joint Resolution FFF of the 95th Legislature becomes a part of the state constitution of 1963 as provided in section 1 of article XII of the state constitution of 1963.”.

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

Rep. Opsommer moved to amend the bill as follows:

1. Amend page 25, following line 7, by inserting:

“Enacting section 1. This amendatory act does not take effect unless House Joint Resolution Y of the 95th Legislature becomes a part of the state constitution of 1963 as provided in section 1 of article XII of the state constitution of 1963.”.

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

Rep. Opsommer moved to amend the bill as follows:

1. Amend page 10, line 2, after “**AGREEMENT.**” by striking out the balance of the subsection and inserting **“NOTHING IN A PUBLIC-PRIVATE AGREEMENT SHALL FINANCIALLY OBLIGATE OR PENALIZE ANY COUNTY, MUNICIPALITY, OR OTHER LOCAL AGENCY. NOTHING IN A PUBLIC-PRIVATE AGREEMENT SHALL PROHIBIT ANY COUNTY, MUNICIPALITY, OR OTHER LOCAL AGENCY FROM CONSTRUCTING, OPERATING, AND MAINTAINING ANY TRANSPORTATION PROJECT OR FACILITY. ANY PUBLIC-PRIVATE AGREEMENT SHALL EXPLICITLY DETAIL THE FULL NATURE OF NONCOMPETE CLAUSES THAT EXIST WITHIN THE AGREEMENT, IF ANY. A PUBLIC-PRIVATE AGREEMENT SHALL NOT CAUSE THE DEPARTMENT OR AN INSTRUMENTALITY OF GOVERNMENT TO INCUR A FINANCIAL OBLIGATION AS A RESULT OF ANY OF THE ACTIONS LISTED IN SUBDIVISIONS (A) THROUGH (E). A PUBLIC-PRIVATE AGREEMENT SHALL NOT PROHIBIT OR PENALIZE THE DEPARTMENT OR AN INSTRUMENTALITY OF GOVERNMENT AS A RESULT OF ANY OF THE FOLLOWING:**

(A) OPERATING, MAINTAINING, OR ADDING CAPACITY TO ANY EXISTING PROJECT OR FACILITY.

(B) CONSTRUCTING, OPERATING, OR MAINTAINING ANY NEW TRANSPORTATION PROJECT OR FACILITY THAT IS NOT OF A SIMILAR NATURE TO THE PROJECT OR FACILITY IN THE AGREEMENT.

(C) CONSTRUCTING, OPERATING, OR MAINTAINING ANY NEW TRANSPORTATION PROJECT OR FACILITY THAT IS OF A SIMILAR NATURE TO THE PROJECT OR FACILITY THAT IS THE SUBJECT OF THE AGREEMENT IF THE PROHIBITION, PENALTY, OR FINANCIAL OBLIGATION IS THE RESULT OF ACTION TAKEN MORE THAN 30 YEARS FROM THE EXECUTION OF THE INITIAL PUBLIC-PRIVATE PARTNERSHIP AGREEMENT.

(D) CONSTRUCTING, OPERATING, OR MAINTAINING A PROJECT OR FACILITY, OR WAIVING USER FEE REQUIREMENTS OR RESTRICTIONS, IF THE CONSTRUCTION, OPERATION, MAINTENANCE, OR WAIVER IS IN TEMPORARY RESPONSE TO A NATURAL DISASTER OR EMERGENCY OR IS AN ISSUE OF PUBLIC SAFETY OR SECURITY.

(E) ANY TEMPORARY ACTION TAKEN AS A RESULT OF THE MAINTENANCE OF ANOTHER TRANSPORTATION PROJECT OR FACILITY.”.

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

Rep. Knollenberg moved to amend the bill as follows:

1. Amend page 13, following line 22, by inserting:

“(15) AVAILABILITY PAYMENTS SHALL NOT BE USED FOR FUNDING ANY PROJECT ARISING OUT OF A PUBLIC-PRIVATE AGREEMENT.”.

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

Rep. Knollenberg moved to amend the bill as follows:

1. Amend page 2, line 25, by striking out all of subdivision (E) and inserting:

“(E) “INSTRUMENTALITY OF GOVERNMENT” MEANS A LEGAL PUBLIC ENTITY THAT IS NOT A PRIVATE CORPORATION OR ENTITY AND THAT IS CREATED OR EMPOWERED TO CARRY OUT FUNCTIONS COMMONLY CARRIED OUT BY UNITS OF GOVERNMENT. FOR PURPOSES OF THIS ACT, AN INSTRUMENTALITY OF GOVERNMENT DOES NOT INCLUDE AUTHORITIES OR OTHER ENTITIES OR THEIR REPRESENTATIVES FROM FOREIGN COUNTRIES OR OTHER STATES.”.

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

Rep. Opsommer moved to amend the bill as follows:

1. Amend page 15, line 5, after “**SUBSECTION (5).**” by inserting “**NEITHER AN EMPLOYEE OF THE DEPARTMENT NOR A DIRECTOR OF THE DEPARTMENT SHALL RECEIVE ANYTHING OF MONETARY VALUE FROM ANY CONCESSIONAIRE OR POTENTIAL CONCESSIONAIRE WHO MAKES A PROPOSAL OR IS OTHERWISE POTENTIALLY INVOLVED IN A PROJECT RELATED TO A PUBLIC-PRIVATE PARTNERSHIP. NO EMPLOYEE OF THIS STATE SHALL ACCEPT ANY ITEM OF MONETARY VALUE FROM A CONCESSIONAIRE OR POTENTIAL CONCESSIONAIRE IF ACCEPTANCE OF THE ITEM OF MONETARY VALUE WOULD PRESENT A CONFLICT OF INTEREST.**”.

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

Rep. Agema moved to amend the bill as follows:

1. Amend page 12, line 26, after “**AGREEMENT.**” by inserting “**NO EMPLOYEE OF THE DEPARTMENT OR THIS STATE WHO IS AN EXECUTIVE-1 LEVEL EMPLOYEE SHALL ACCEPT A POSITION WITH A PARTY TO A PUBLIC-PRIVATE AGREEMENT FOR AT LEAST 10 YEARS AFTER THE EMPLOYEE TERMINATES EMPLOYMENT WITH THIS STATE.**”.

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

Rep. McMillin moved to amend the bill as follows:

1. Amend page 13, following line 22, by inserting:

“(15) A PUBLIC-PRIVATE AGREEMENT SHALL CONTAIN A CLAUSE THAT INDICATES THAT ANY INSTRUMENTALITY OF GOVERNMENT OR OTHER PARTY THAT IS A PARTY TO THE PUBLIC-PRIVATE AGREEMENT AGREES TO BE SUBJECT TO THE FREEDOM OF INFORMATION ACT, 1976 PA 442, MCL 15.231 TO 15.246, AND THE OPEN MEETINGS ACT, 1976 PA 267, MCL 15.261 TO 15.275.”.

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

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

The motion prevailed.

Rep. Angerer 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. 4961, entitled

A bill to amend 1964 PA 286, entitled “An act to provide for the organization, powers, and duties of the state transportation commission and the state transportation department; to provide for the appointment, powers, and duties of the state transportation director; to abolish the office of state highway commissioner and the commissioner’s advisory board and to transfer their powers and duties; to provide for penalties and remedies; and to repeal certain acts and parts of acts.” by amending the title and sections 1, 6a, 7, 7a, and 10 (MCL 247.801, 247.806a, 247.807, 247.807a, and 247.810), the title as amended by 1984 PA 398 and section 7a as amended by 1981 PA 122, and by adding sections 7b, 7c, 7d, 7e, 7f, and 7g.

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

Roll Call No. 223

Yeas—56

Angerer	Geiss	LeBlanc	Scripps
Barnett	Gonzales	Leland	Segal
Bauer	Gregory	Lindberg	Sheltrown
Bennett	Griffin	Lipton	Slavens
Brown, L.	Haase	McDowell	Slezak
Byrnes	Hammel	Meadows	Smith
Byrum	Haugh	Melton	Spade
Clemente	Huckleberry	Miller	Stanley
Constan	Jackson	Nathan	Switalski
Corriveau	Johnson	Nerat	Tlaib
Dillon	Jones, Robert	Polidori	Valentine
Donigan	Kandrevas	Roberts	Warren

Ebli
Espinoza

Kennedy
Lahti

Schmidt, R.
Scott, B.

Womack
Young

Nays—51

Agema
Amash
Ball
Bledsoe
Bolger
Booher
Brown, T.
Calley
Caul
Crawford
Cushingberry
Daley
Dean

Denby
DeShazor
Durhal
Elsenheimer
Genetski
Green
Haines
Hansen
Haveman
Hildenbrand
Horn
Jones, Rick
Knollenberg

Kowall
Kurtz
Lemmons
Liss
Lori
Lund
Marleau
Mayes
McMillin
Meekhof
Meltzer
Moss
Neumann

Opsommer
Pavlov
Pearce
Proos
Rocca
Rogers
Schmidt, W.
Schuitmaker
Scott, P.
Stamas
Tyler
Walsh

In The Chair: Byrnes

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

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

A bill to amend 1964 PA 286, entitled “An act to provide for the organization, powers, and duties of the state transportation commission and the state transportation department; to provide for the appointment, powers, and duties of the state transportation director; to abolish the office of state highway commissioner and the commissioner’s advisory board and to transfer their powers and duties; to provide for penalties and remedies; and to repeal certain acts and parts of acts,” by amending the title and sections 1, 6a, 7, 7a, and 10 (MCL 247.801, 247.806a, 247.807, 247.807a, and 247.810), the title as amended by 1984 PA 398 and section 7a as amended by 1981 PA 122, and by adding sections 7b, 7c, 7d, 7e, 7f, 7g, 7h, and 7i.

The motion prevailed.

The House agreed to the title as amended.

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

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

Notices

I hereby give notice that on the next legislative session day I will move to reconsider the vote by which the House passed **House Bill No. 4961**.

Rep. Cushingberry

The question being on the support of the notice made by Rep. Cushingberry,
The notice was not supported.

By unanimous consent the House returned to the order of

Second Reading of Bills

House Bill No. 6128, entitled

A bill to amend 1964 PA 286, entitled “An act to provide for the organization, powers, and duties of the state transportation commission and the state transportation department; to provide for the appointment, powers, and duties of the state transportation director; to abolish the office of state highway commissioner and the commissioner’s advisory board and to transfer their powers and duties; to provide for penalties and remedies; and to repeal certain acts and parts of acts,” (MCL 247.801 to 247.816) by adding section 6c.

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

The substitute (H-2) was not adopted, a majority of the members serving not voting therefor.

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

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

Rep. Tlaib moved to amend the bill as follows:

1. Amend page 3, following line 25, by inserting:

“Enacting section 1. This amendatory act does not take effect unless House Bill No. 4961 of the 95th Legislature is enacted into law.”.

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

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

The motion prevailed.

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

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

Rep. Angerer 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. 6128, entitled

A bill to amend 1964 PA 286, entitled “An act to provide for the organization, powers, and duties of the state transportation commission and the state transportation department; to provide for the appointment, powers, and duties of the state transportation director; to abolish the office of state highway commissioner and the commissioner’s advisory board and to transfer their powers and duties; to provide for penalties and remedies; and to repeal certain acts and parts of acts,” (MCL 247.801 to 247.816) by adding section 6c.

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

Roll Call No. 224

Yeas—55

Angerer	Ebli	Leland	Scripps
Barnett	Espinoza	Lemmons	Segal
Bauer	Geiss	Lindberg	Sheltrown
Bennett	Gonzales	Lipton	Slavens
Bledsoe	Gregory	Liss	Slezak
Brown, L.	Haase	Meadows	Smith
Brown, T.	Hammel	Melton	Stanley
Byrnes	Haugh	Miller	Switalski
Clemente	Huckleberry	Nathan	Tlaib
Constan	Jackson	Nerat	Valentine
Corriveau	Johnson	Polidori	Warren
Dillon	Jones, Robert	Roberts	Womack
Donigan	Kandrevas	Schmidt, R.	Young
Durhal	Kennedy	Scott, B.	

Nays—51

Agema	Elsenheimer	Lahti	Pavlov
Amash	Genetski	LeBlanc	Pearce

Ball	Green	Lori	Proos
Bolger	Griffin	Lund	Rocca
Booher	Haines	Marleau	Rogers
Byrum	Hansen	Mayer	Schmidt, W.
Calley	Haveman	McDowell	Schuitmaker
Caul	Hildenbrand	McMillin	Scott, P.
Crawford	Horn	Meekhof	Spade
Daley	Jones, Rick	Meltzer	Stamas
Dean	Knollenberg	Moss	Tyler
Denby	Kowall	Neumann	Walsh
DeShazor	Kurtz	Opsommer	

In The Chair: Byrnes

The House agreed to the title of the bill.

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

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

Rep. Angerer 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. Tlaib, Miller and Smith offered the following resolution:

House Resolution No. 291.

A resolution to urge Michigan businesses and public and private organizations to refrain from doing business with or in the state of Arizona as an expression of protest over recently enacted Senate Bill 1070, to urge repeal of Arizona's Senate Bill 1070, to call on the United States Department of Justice to vigorously investigate potential civil rights violations related to the implementation of the law, and to investigate the possibility and impacts of cutting the state of Michigan's economic ties with Arizona.

Whereas, Arizona's Governor Jan Brewer recently signed Senate Bill 1070 into law. This enactment requires law enforcement personnel to take actions to ascertain the immigration status of any person for whom there is a "reasonable suspicion" that the person may be in the country without status. The statute makes no detailed explanation for what may constitute a "reasonable suspicion"; and

Whereas, Reaction to the Arizona law has included serious concerns as to the constitutionality of a state determining policies that are clearly federal in nature, as well as deep fears that the law may, in practice, encourage racial profiling; and

Whereas, Many Arizona law enforcement professionals have expressed opposition to the measure. These professionals include the Arizona Association of Chiefs of Police, and the Coconino and Pima county sheriffs. This opposition stems from both concerns over racial profiling as well as the diversion of scarce police resources from priorities directly related to public safety. Additionally, the law opens police and local governments to lawsuits from individuals who do not believe it has been enforced aggressively enough. This takes law enforcement priorities out of the hands of public safety officials and opens governments to frivolous lawsuits; and

Whereas, The enactment of Senate Bill 1070 has sparked a national boycott of Arizona. This has led to the cancellation of at least thirty conventions, and according to estimates by the City of Phoenix, the loss of nearly \$100 million in economic activity; and

Whereas, Numerous cities have passed resolutions in opposition to Senate Bill 1070, including Cleveland, Los Angeles, San Francisco, Boston, Seattle, and Washington, DC. Cities such as Columbus, St. Paul, and Boulder have banned travel by city employees to Arizona; and

Whereas, The constitutionality of Senate Bill 1070 is currently being challenged in federal court by a coalition of civil rights and labor groups, including the American Civil Liberties Union, the Mexican-American Legal Defense and

Education Fund, the National Immigration Law Center, the National Association for the Advancement of Colored People, National Day Laborer Organizing Network, the Asian Pacific American Legal Center, Service Employees International Union (SEIU), the Asian Chamber of Commerce of Arizona, and the Muslim American Society; and

Whereas, Senate Bill 1070 does nothing to fix our broken immigration system. Instead, this law preys on society's fears and stands in the way of the very reforms that are needed to bring fairness, effectiveness, and far-reaching results to immigration policies. Clearly, Congress and the President must act to reform the broken immigration system to solve the problem long-term; now, therefore, be it

Resolved by the House of Representatives, That we urge Michigan businesses and public and private organizations to refrain from doing business with or in the state of Arizona as an expression of protest against Senate Bill 1070; and be it further

Resolved, That we urge repeal of Arizona's Senate Bill 1070; and be it further

Resolved, That we call on the United States Department of Justice to vigorously investigate potential civil rights violations related to the implementation of the law; and be it further

Resolved, That the House of Representatives investigate the possibility and impacts of cutting the state of Michigan's economic ties with Arizona, including cutting state contracts with Arizona-based businesses in favor of Michigan-based businesses, banning official state travel to Arizona, or divesting from any investments in Arizona-based companies or municipal bonds; and be it further

Resolved, That copies of this resolution be transmitted to Governor of Arizona Jan Brewer, members of the Michigan congressional delegation, President Barack Obama, and Attorney General Eric Holder.

The resolution was referred to the Committee on Government Operations.

THIS RESOLUTION IS OFFERED TO COMPLY WITH MCL §§ 830.415 AND 830.417 AND REQUIRES A RECORD ROLL CALL VOTE.

Reps. Stamas, Horn and Mayes offered the following concurrent resolution:

House Concurrent Resolution No. 58.

A concurrent resolution approving the conveyance of property to the State Building Authority and approving a lease among the State of Michigan, the State Building Authority, and the Board of Control of Saginaw Valley State University relative to the Saginaw Valley State University Health Sciences Facility.

Whereas, Section 5 of 1964 PA 183, as amended, being MCL § 830.415, requires the approval of the Board of Control of Saginaw Valley State University (the "Educational Institution"), the State Administrative Board, and the Michigan Legislature by concurrent resolution concurred in by a majority of the members elected to and serving in each house, with the votes and names of the members voting thereon entered in the journal, before land owned by the Educational Institution may be conveyed to the State Building Authority (the "Authority"); and

Whereas, The site for the Health Sciences Facility (the "Facility") is currently owned by the Educational Institution; and

Whereas, Section 7 of 1964 PA 183, as amended, being MCL § 830.417, requires the approval of the State Administrative Board and the Michigan Legislature by concurrent resolution concurred in by a majority of the members elected to and serving in each house, with the votes and names of the members voting thereon entered in the journal, before the State of Michigan (the "State") may enter into a lease with the Authority upon a showing of a public purpose; and

Whereas, Providing additional space to be used by the Educational Institution pursuant to the lease for the Facility is a recognized public purpose; and

Whereas, A lease among the Authority, the State, and the Educational Institution has been prepared providing for the leasing of the Facility by the Authority to the State and the Educational Institution (the "Lease"); and

Whereas, The Executive Director of the Authority has furnished the Joint Capital Outlay Subcommittee of the Legislature with information and documents relative to the Lease; now, therefore, be it

Resolved by the House of Representatives (the Senate concurring), That the Total Facility Cost for the Saginaw Valley State University Health Sciences Facility shall not exceed \$28,000,000 (the Authority share is \$20,999,900, the State General Fund/General Purpose share is \$100, and the Educational Institution share is \$7,000,000), plus interest charges on monies advanced by the State to meet the construction cash flow requirements of the Facility, if any, of which not more than \$20,999,900, plus interest charges on monies advanced by the State to meet the construction cash flow requirements of the Facility, if any, shall be financed from bonds issued by the Authority, exclusive of amounts necessary for reserves, interest, or other nonconstruction costs; and be it further

Resolved, That the Legislature hereby approves the necessary conveyances of property to the Authority as more particularly described in the Lease and attachments thereto; and be it further

Resolved, That the Legislature hereby approves the Authority acquiring the Facility and leasing it to the State and the Educational Institution and hereby determines that the leasing of the Facility from the Authority is for a public purpose as authorized by 1964 PA 183, as amended; and be it further

Resolved, That the annual amounts of "True Rental" for the Facility shall be within or below the range of \$1,440,000 and \$1,883,000, as shall reflect variations that may occur in the components upon which the appraisal of True Rental was

based, which amounts shall be certified by the appraiser and thereafter approved by the State Administrative Board and the Authority as authorized by 1964 PA 183, as amended; and be it further

Resolved, That the Lease is hereby approved by this concurrent resolution, and the Governor and the Secretary of State are authorized and directed to execute the Lease for and on behalf of the State; and be it further

Resolved, That, by hereby approving the Lease among the State, the Educational Institution, and the Authority, the Legislature agrees to appropriate annually sufficient amounts to pay the rent as obligated pursuant to the Lease; and be it further

Resolved, That copies of this concurrent resolution be transmitted to the Governor, the Secretary of State, the Authority, the Board of Control of Saginaw Valley State University, and the State Budget Director.

The concurrent resolution was referred to the Committee on Appropriations.

Announcement by the Clerk of Printing and Enrollment

The Clerk announced the enrollment printing and presentation to the Governor on Tuesday, May 25, for her approval of the following bills:

Enrolled House Bill No. 5406 at 3:31 p.m.

Enrolled House Bill No. 5749 at 3:33 p.m.

The Clerk announced that the following bills had been printed and placed upon the files of the members on Wednesday, May 26:

House Bill Nos. 6203 6204 6205 6206 6207 6208

Senate Bill Nos. 1344 1345 1346 1347 1348 1349

Reports of Standing Committees

The Committee on New Economy and Quality of Life, by Rep. Clemente, Chair, reported

House Bill No. 6203, entitled

A bill to amend 2000 PA 146, entitled "Obsolete property rehabilitation act," by amending sections 2 and 16 (MCL 125.2782 and 125.2796), section 2 as amended by 2006 PA 70.

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. Clemente, Stanley, Byrnes, Geiss, Griffin, Leland, Segal, Knollenberg, Denby and Tyler

Nays: Rep. Bolger

COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Clemente, Chair, of the Committee on New Economy and Quality of Life, was received and read:

Meeting held on: Wednesday, May 26, 2010

Present: Reps. Clemente, Stanley, Byrnes, Geiss, Griffin, Leland, Segal, Knollenberg, Bolger, Denby and Tyler

The Committee on Judiciary, by Rep. Meadows, Chair, reported

House Bill No. 6168, entitled

A bill to amend 1961 PA 236, entitled "Revised judicature act of 1961," by amending section 9928 (MCL 600.9928).

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. Meadows, Lipton, Lisa Brown, Byrnes, Constan, Kandrevas, Bettie Scott, Warren, Schuitmaker, Amash, Haveman, Kowall and Rocca

Nays: None

The Committee on Judiciary, by Rep. Meadows, Chair, reported

House Bill No. 6169, entitled

A bill to amend 1956 PA 5, entitled "Michigan uniform municipal court act," (MCL 730.501 to 730.534) by adding section 8a.

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. Meadows, Lipton, Lisa Brown, Byrnes, Constan, Kandrevas, Bettie Scott, Warren, Schuitmaker, Amash, Haveman, Kowall and Rocca

Nays: None

The Committee on Judiciary, by Rep. Meadows, Chair, reported

House Bill No. 6170, entitled

A bill to amend 1954 PA 116, entitled "Michigan election law," by amending sections 10, 11, and 492 (MCL 168.10, 168.11, and 168.492), section 492 as amended by 1989 PA 142.

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. Meadows, Lipton, Lisa Brown, Byrnes, Constan, Kandrevas, Bettie Scott, Warren, Schuitmaker, Amash, Haveman, Kowall and Rocca

Nays: None

The Committee on Judiciary, by Rep. Meadows, Chair, reported

House Bill No. 6197, entitled

A bill to amend 1998 PA 386, entitled "Estates and protected individuals code," by amending section 1213 (MCL 700.1213), as amended by 2000 PA 54, and by adding section 2723.

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. Meadows, Lipton, Lisa Brown, Byrnes, Constan, Kandrevas, Bettie Scott, Warren, Schuitmaker, Haveman, Kowall and Rocca

Nays: None

COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Wednesday, May 26, 2010

Present: Reps. Meadows, Lipton, Lisa Brown, Byrnes, Constan, Corriveau, Kandrevas, Bettie Scott, Warren, Schuitmaker, Amash, Haveman, Rick Jones, Kowall and Rocca

The Committee on Families and Children's Services, by Rep. Valentine, Chair, reported
House Bill No. 4312, entitled

A bill to amend 1978 PA 390, entitled "An act to regulate the time and manner of payment of wages and fringe benefits to employees; to prescribe rights and responsibilities of employers and employees, and the powers and duties of the department of labor; to require keeping of records; to provide for settlement of disputes regarding wages and fringe benefits; to prohibit certain practices by employers; to prescribe penalties and remedies; and to repeal certain acts and parts of acts," by amending section 3 (MCL 408.473).

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. Valentine, Womack, Liss, Slavens, Kurtz, McMillin and Pavlov

Nays: None

The Committee on Families and Children's Services, by Rep. Valentine, Chair, reported

House Bill No. 5895, entitled

A bill to amend 1939 PA 280, entitled "The social welfare act," (MCL 400.1 to 400.119b) by adding section 57v.

With the recommendation that the bill be referred to the Committee on Judiciary.

Favorable Roll Call

To Report Out:

Yeas: Reps. Valentine, Womack, Liss, Slavens, Kurtz, McMillin and Pavlov

Nays: None

The recommendation was concurred in and the bill was referred to the Committee on Judiciary.

COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Valentine, Chair, of the Committee on Families and Children's Services, was received and read:

Meeting held on: Wednesday, May 26, 2010

Present: Reps. Valentine, Womack, Liss, Slavens, Kurtz, McMillin and Pavlov

Absent: Reps. Neumann and Moore

Excused: Reps. Neumann and Moore

The Committee on Labor, by Rep. Lindberg, Chair, reported

House Resolution No. 171.

A resolution to memorialize Congress to enact the FAA Reauthorization Act of 2009 with language that treats all employees of the express carrier industry equally under federal labor laws.

(For text of resolution, see House Journal No. 90 of 2009, p. 2126.)

With the recommendation that the resolution be adopted.

Favorable Roll Call

To Report Out:

Yeas: Reps. Lindberg, Kennedy, Kandrevas, Liss, Bettie Scott, Slezak and Young

Nays: Reps. Amash, Daley, Haveman and McMillin

COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Wednesday, May 26, 2010

Present: Reps. Lindberg, Kennedy, Kandrevas, Liss, Bettie Scott, Slezak, Young, Amash, Daley, Haveman and McMillin

The Committee on Regulatory Reform, by Rep. Johnson, Chair, reported
House Bill No. 6195, entitled

A bill to create the Michigan quality community care council; to prescribe the powers and duties of the council; to prescribe the powers and duties of certain state departments; and to provide for the transfer of programs, employees, and funds.

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. Johnson, Haugh, Byrnes, Melton, Stanley, Switalski and Rocca

Nays: Reps. Crawford, Rick Jones and Stamas

The Committee on Regulatory Reform, by Rep. Johnson, Chair, reported
Senate Bill No. 610, entitled

A bill to create a lien against real property for unpaid commercial real estate broker's commissions and services; and to provide remedies.

Without amendment and with the recommendation that the bill pass.

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

Favorable Roll Call

To Report Out:

Yeas: Reps. Johnson, Haugh, Byrnes, Melton, Stanley, Switalski, Rocca, Crawford, Rick Jones and Stamas

Nays: None

COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Wednesday, May 26, 2010

Present: Reps. Johnson, Haugh, Byrnes, Melton, Bettie Scott, Stanley, Switalski, Rocca, Crawford, Rick Jones and Stamas

COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Angerer, Chair, of the Committee on Ethics and Elections, was received and read:

Meeting held on: Wednesday, May 26, 2010

Present: Reps. Angerer, Haase, Lisa Brown, Donigan, Scripps, Slavens, Meltzer, Kurtz and Pearce

Messages from the Senate

House Bill No. 5313, entitled

A bill to amend 1980 PA 299, entitled "Occupational code," by amending section 2603 (MCL 339.2603), as amended by 1999 PA 170.

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.

House Concurrent Resolution No. 57.

A concurrent resolution to memorialize the President, the Congress, and the Federal Communications Commission of the United States to refrain from regulating Internet broadband services as common carrier services under Title II of the Communications Act of 1934.

(For text of resolution, see House Journal No. 47, p. 742.)

The Senate has adopted the concurrent resolution and named Senators Anderson, Barcia, Cherry, Jacobs, Nofs, Pappageorge, Prusi and Richardville as co-sponsors.

The concurrent resolution was referred to the Clerk for record.

Introduction of Bills

Rep. Meltzer introduced

House Bill No. 6209, entitled

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending section 8901 (MCL 324.8901), as amended by 2004 PA 494.

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

Reps. Paul Scott, Opsommer and Amash introduced

House Bill No. 6210, entitled

A bill to prohibit the inclusion of certain facilitative technology devices in driver licenses; and to disallow state participation in certain programs, compacts, or other agreements.

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

Reps. Durhal, Calley, Melton, Johnson, Constan, Huckleberry, Nathan, Slavens, Liss, Young, Womack, Kennedy, Haugh, Terry Brown, Stanley, Sheltroun, Geiss, Bledsoe, Smith, Roberts, Leland, Donigan, Barnett, Hammel, Lemmons, Slezak, Dean, Meadows, Nerat, Cushingberry, Gonzales, Neumann, Spade, Walsh, Valentine, Jackson and Stamas introduced

House Bill No. 6211, 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 this state; to prescribe certain powers and duties of the state treasurer; to establish the collection duties of certain other state departments for money or accounts owed to this state; 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 sections 24 and 31 (MCL 205.24 and 205.31), section 24 as amended by 2003 PA 201 and section 31 as amended by 2002 PA 657.

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

Rep. Corriveau introduced

House Bill No. 6212, entitled

A bill to amend 1976 PA 451, entitled "The revised school code," by amending section 1211 (MCL 380.1211), as amended by 2008 PA 455.

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

Rep. Corriveau introduced

House Bill No. 6213, entitled

A bill to amend 1979 PA 94, entitled "The state school aid act of 1979," by amending section 20 (MCL 388.1620), as amended by 2009 PA 121.

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

Rep. Marleau moved that the House adjourn.
The motion prevailed, the time being 6:15 p.m.

The Speaker Pro Tempore declared the House adjourned until Thursday, May 27, at 12:00 Noon.

RICHARD J. BROWN
Clerk of the House of Representatives