

No. 5
STATE OF MICHIGAN
JOURNAL
OF THE
House of Representatives
95th Legislature
REGULAR SESSION OF 2010

House Chamber, Lansing, Thursday, January 21, 2010.

12:00 Noon.

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

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—e/d/s	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—excused	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
Coulouris—present	Jackson—present	Moore—present	Switalski—present
Crawford—present	Johnson—present	Moss—present	Tlaib—present
Cushingberry—e/d/s	Jones, Rick—present	Nathan—present	Tyler—present
Daley—present	Jones, Robert—present	Nerat—present	Valentine—present
Dean—present	Kandrevas—present	Neumann—present	Walsh—present
Denby—present	Kennedy—excused	Opsommer—present	Warren—present
DeShazor—present	Knollenberg—present	Pavlov—present	Womack—present
Dillon—present	Kowall—present	Pearce—present	Young—present
Donigan—present			

e/d/s = entered during session

Rep. Harold L. Haugh, from the 42nd District, offered the following invocation:

“I gladly welcome each and every one of you in hope and faith. I pray God continues to bless us with the opportunity to represent Michigan to the fullest of our ability.

This prayer is for the people and families of our State, and that the Creator of all things on earth will shed light on our communities and inspire men and women to lend a helping hand. I ask that He embodies us with courage and humility so that we never forget we are truly blessed, and must embrace the opportunity that we have been given to represent our constituents. Amen.”

Rep. Dean moved that Reps. Kennedy and Lipton be excused from today’s session.
The motion prevailed.

Messages from the Senate

The Speaker laid before the House

House Bill No. 5404, 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.

(The bill was received from the Senate on January 20, with substitute (S-1) and immediate effect given by the Senate, consideration of which, under the rules, was postponed until today, see House Journal No. 4, p. 39.)

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

The substitute (S-1) was concurred in, a majority of the members serving voting therefor, by yeas and nays, as follows:

Roll Call No. 10

Yeas—105

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

Nays—0

In The Chair: Jackson

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

Reps. Ball and Cushingberry entered the House Chambers.

Second Reading of Bills**House Bill No. 5495, entitled**

A bill to amend 1992 PA 147, entitled “Neighborhood enterprise zone act,” by amending section 12 (MCL 207.782), as amended by 2006 PA 661.

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

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

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

The motion prevailed.

Rep. Dean 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. 5495, entitled**

A bill to amend 1992 PA 147, entitled “Neighborhood enterprise zone act,” by amending section 12 (MCL 207.782), as amended by 2006 PA 661.

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

Roll Call No. 11**Yeas—95**

Angerer	Durhal	Lahti	Roberts
Ball	Ebli	LeBlanc	Rocca
Barnett	Elsenheimer	Leland	Rogers
Bauer	Espinoza	Lemmons	Schmidt, R.
Bennett	Geiss	Lindberg	Schmidt, W.
Bledsoe	Gonzales	Liss	Scott, B.
Bolger	Gregory	Lori	Scripps
Booher	Griffin	Lund	Segal
Brown, T.	Haase	Marleau	Sheltrown
Byrnes	Haines	Mayes	Slavens
Byrum	Hammel	McDowell	Slezak
Calley	Hansen	Meadows	Smith
Caul	Haugh	Meekhof	Spade
Clemente	Hildenbrand	Melton	Stamas
Constan	Horn	Meltzer	Stanley
Corriveau	Huckleberry	Moore	Switalski

Coulouris	Jackson	Nathan	Tlaib
Crawford	Johnson	Nerat	Tyler
Cushingberry	Jones, Rick	Neumann	Valentine
Dean	Jones, Robert	Opsommer	Walsh
Denby	Kandrevas	Pavlov	Warren
DeShazor	Knollenberg	Pearce	Womack
Dillon	Kowall	Polidori	Young
Donigan	Kurtz	Proos	

Nays—12

Agema	Daley	Haveman	Moss
Amash	Genetski	McMillin	Schuitmaker
Brown, L.	Green	Miller	Scott, P.

In The Chair: Jackson

The House agreed to the title of the bill.

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

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

Second Reading of Bills**House Bill No. 5141, entitled**

A bill to amend 1917 PA 253, entitled “An act to authorize the transfer of moneys from the general fund of counties, in certain instances, to the county road fund of said counties, to be used in the construction, maintenance and repair of highways,” by amending section 1 (MCL 247.121).

The bill was read a second time.

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

The motion prevailed.

Rep. Dean 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. 5141, entitled**

A bill to amend 1917 PA 253, entitled “An act to authorize the transfer of moneys from the general fund of counties, in certain instances, to the county road fund of said counties, to be used in the construction, maintenance and repair of highways,” by amending section 1 (MCL 247.121).

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

Roll Call No. 12**Yeas—106**

Agema	Donigan	Lahti	Proos
Amash	Durhal	LeBlanc	Roberts
Angerer	Ebli	Leland	Rocca
Ball	Elsenheimer	Lemmons	Rogers
Barnett	Espinoza	Lindberg	Schmidt, R.

Bauer	Geiss	Liss	Schmidt, W.
Bennett	Genetski	Lori	Schuitmaker
Bledsoe	Gonzales	Lund	Scott, B.
Bolger	Green	Marleau	Scott, P.
Booher	Gregory	Mayes	Scripps
Brown, L.	Griffin	McDowell	Segal
Brown, T.	Haase	McMillin	Sheltrown
Byrnes	Haines	Meadows	Slavens
Byrum	Hammel	Meekhof	Slezak
Calley	Hansen	Melton	Smith
Caul	Haugh	Meltzer	Spade
Clemente	Haveman	Miller	Stamas
Constan	Hildenbrand	Moore	Stanley
Corriveau	Huckleberry	Moss	Switalski
Coulouris	Jackson	Nathan	Tlaib
Crawford	Johnson	Nerat	Tyler
Cushingberry	Jones, Rick	Neumann	Valentine
Daley	Jones, Robert	Opsommer	Walsh
Dean	Kandrevas	Pavlov	Warren
Denby	Knollenberg	Pearce	Womack
DeShazor	Kowall	Polidori	Young
Dillon	Kurtz		

Nays—1

Horn

In The Chair: Jackson

The House agreed to the title of the bill.
Rep. Dean 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

Rep. Hildenbrand moved that the Committee on Appropriations be discharged from further consideration of **House Bill No. 5379** and motion postponed for the day on September 24, 2009, see House Journal No. 78 of 2009, p. 1671.

(For first notice see House Journal No. 77 of 2009, p. 1610.)

The question being on the motion made previously by Rep. Hildenbrand,
Rep. Hildenbrand withdrew the motion.

The Speaker laid before the House
House Concurrent Resolution No. 32.

A concurrent resolution to disapprove Executive Order No. 2009-45, setting forth changes in the organization of the executive branch.

(For text of concurrent resolution, see House Journal No. 90 of 2009, p. 2127.)

(The concurrent resolution was discharged from the Committee on Government Operations on November 10, 2009.)

The question being on the adoption of the concurrent resolution,

Rep. Dean moved that the concurrent resolution be re-referred to the Committee on Government Operations.
The motion prevailed.

The Speaker laid before the House

House Resolution No. 179.

A resolution to support the Governor's efforts to streamline and consolidate state government through the combination of the Department of Natural Resources and the Department of Environmental Quality into one single department.

(For text of resolution, see House Journal No. 98 of 2009, p. 2259.)

(The resolution was discharged from the Committee on Government Operations on November 10, 2009.)

The question being on the adoption of the resolution,

Rep. Dean moved that the resolution be re-referred to the Committee on Government Operations.

The motion prevailed.

Third Reading of Bills

Senate Bill No. 323, entitled

A bill to amend 1996 PA 381, entitled "Brownfield redevelopment financing act," by amending section 2 (MCL 125.2652), as amended by 2007 PA 204.

(The bill was read a third time and postponed temporarily on December 17, 2009, see House Journal No. 110 of 2009, p. 2566.)

The question being on the passage of the bill,

Rep. Dean moved that the bill be re-referred to the Committee on Commerce.

The motion prevailed.

Second Reading of Bills

Pending the Second Reading of

House Bill No. 4206, entitled

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending section 16s of chapter XVII (MCL 777.16s), as amended by 2008 PA 414.

Rep. Dean moved that the bill be re-referred to the Committee on Transportation.

The motion prevailed.

Pending the Second Reading of

House Bill No. 5017, entitled

A bill to impose a state assessment on persons engaged in the business of leasing or renting a motor vehicle; to provide for the levy, collection, and administration of the state assessment; to provide for the disposition of the proceeds of the state assessment; to prescribe the powers and duties of certain state departments and certain public entities; and to provide for certain exemptions.

Rep. Dean moved that the bill be re-referred to the Committee on Tourism, Outdoor Recreation and Natural Resources.

The motion prevailed.

Pending the Second Reading of

Senate Bill No. 338, entitled

A bill to amend 1939 PA 3, entitled "An act to provide for the regulation and control of public and certain private utilities and other services affected with a public interest within this state; to provide for alternative energy suppliers; to provide for licensing; to include municipally owned utilities and other providers of energy under certain provisions of this act; to create a public service commission and to prescribe and define its powers and duties; to abolish the Michigan public utilities commission and to confer the powers and duties vested by law on the public service commission; to provide for the continuance, transfer, and completion of certain matters and proceedings; to abolish automatic adjustment clauses; to prohibit certain rate increases without notice and hearing; to qualify residential energy conservation programs permitted under state law for certain federal exemption; to create a fund; to provide for a restructuring of the manner in which energy is provided in this state; to encourage the utilization of resource recovery facilities; to prohibit certain acts

and practices of providers of energy; to allow for the securitization of stranded costs; to reduce rates; to provide for appeals; to provide appropriations; to declare the effect and purpose of this act; to prescribe remedies and penalties; and to repeal acts and parts of acts,” (MCL 460.1 to 460.11) by adding section 9s.

Rep. Dean moved that the bill be re-referred to the Committee on Energy and Technology.

The motion prevailed.

Pending the Second Reading of

Senate Bill No. 533, entitled

A bill to amend 1939 PA 3, entitled “An act to provide for the regulation and control of public and certain private utilities and other services affected with a public interest within this state; to provide for alternative energy suppliers; to provide for licensing; to include municipally owned utilities and other providers of energy under certain provisions of this act; to create a public service commission and to prescribe and define its powers and duties; to abolish the Michigan public utilities commission and to confer the powers and duties vested by law on the public service commission; to provide for the continuance, transfer, and completion of certain matters and proceedings; to abolish automatic adjustment clauses; to prohibit certain rate increases without notice and hearing; to qualify residential energy conservation programs permitted under state law for certain federal exemption; to create a fund; to provide for a restructuring of the manner in which energy is provided in this state; to encourage the utilization of resource recovery facilities; to prohibit certain acts and practices of providers of energy; to allow for the securitization of stranded costs; to reduce rates; to provide for appeals; to provide appropriations; to declare the effect and purpose of this act; to prescribe remedies and penalties; and to repeal acts and parts of acts,” (MCL 460.1 to 460.11) by adding section 9o.

Rep. Dean moved that the bill be re-referred to the Committee on Energy and Technology.

The motion prevailed.

Pending the Second Reading of

Senate Bill No. 535, entitled

A bill to amend 1939 PA 3, entitled “An act to provide for the regulation and control of public and certain private utilities and other services affected with a public interest within this state; to provide for alternative energy suppliers; to provide for licensing; to include municipally owned utilities and other providers of energy under certain provisions of this act; to create a public service commission and to prescribe and define its powers and duties; to abolish the Michigan public utilities commission and to confer the powers and duties vested by law on the public service commission; to provide for the continuance, transfer, and completion of certain matters and proceedings; to abolish automatic adjustment clauses; to prohibit certain rate increases without notice and hearing; to qualify residential energy conservation programs permitted under state law for certain federal exemption; to create a fund; to provide for a restructuring of the manner in which energy is provided in this state; to encourage the utilization of resource recovery facilities; to prohibit certain acts and practices of providers of energy; to allow for the securitization of stranded costs; to reduce rates; to provide for appeals; to provide appropriations; to declare the effect and purpose of this act; to prescribe remedies and penalties; and to repeal acts and parts of acts,” (MCL 460.1 to 460.11) by adding section 9t.

Rep. Dean moved that the bill be re-referred to the Committee on Energy and Technology.

The motion prevailed.

Pending the Second Reading of

Senate Bill No. 555, entitled

A bill to amend 1984 PA 34, entitled “Michigan low income heating assistance and shut-off protection act,” (MCL 400.1201 to 400.1217) by adding section 7a.

Rep. Dean moved that the bill be re-referred to the Committee on Energy and Technology.

The motion prevailed.

Pending the Second Reading of

House Bill No. 5512, entitled

A bill to amend 1961 PA 236, entitled “Revised judicature act of 1961,” by amending section 507 (MCL 600.507), as amended by 2006 PA 607.

Rep. Dean moved that the bill be re-referred to the Committee on Judiciary.

The motion prevailed.

Pending the Second Reading of
House Bill No. 5513, entitled

A bill to amend 1961 PA 236, entitled "Revised judicature act of 1961," by amending section 550 (MCL 600.550), as amended by 1990 PA 54.

Rep. Dean moved that the bill be re-referred to the Committee on Judiciary.
The motion prevailed.

Pending the Second Reading of
House Bill No. 5591, entitled

A bill to amend 1978 PA 368, entitled "Public health code," by amending section 5921 (MCL 333.5921), as added by 1987 PA 258; and to repeal acts and parts of acts.

Rep. Dean moved that the bill be re-referred to the Committee on Appropriations.
The motion prevailed.

Pending the Second Reading of
House Bill No. 5623, entitled

A bill to amend 1976 PA 451, entitled "The revised school code," by amending sections 502, 503, 523, 1147, 1246, 1284b, 1311d, 1311e, 1536, and 1561 (MCL 380.502, 380.503, 380.523, 380.1147, 380.1246, 380.1284b, 380.1311d, 380.1311e, 380.1536, and 380.1561), section 502 as amended by 1995 PA 289, section 503 as amended by 2003 PA 299, section 523 as added by 2003 PA 179, section 1246 as amended by 2004 PA 148, section 1284b as amended by 2006 PA 235, sections 1311d and 1311e as added by 1999 PA 23, section 1536 as added by 2006 PA 335, and section 1561 as amended by 1996 PA 339, and by adding sections 1238, 1249, and 1320.

Rep. Dean moved that the bill be re-referred to the Committee on Education.
The motion prevailed.

Pending the Second Reading of
House Bill No. 5636, entitled

A bill to amend 1979 PA 94, entitled "The state school aid act of 1979," by amending sections 6, 20, and 94a (MCL 388.1606, 388.1620, and 388.1694a), as amended by 2009 PA 121.

Rep. Dean moved that the bill be re-referred to the Committee on Education.
The motion prevailed.

Pending the Second Reading of
Senate Bill No. 925, entitled

A bill to amend 1976 PA 451, entitled "The revised school code," by amending sections 5, 6, and 1311 (MCL 380.5, 380.6, and 380.1311), section 5 as amended by 2005 PA 61 and sections 6 and 1311 as amended by 2008 PA 1, and by adding part 6e.

Rep. Dean moved that the bill be re-referred to the Committee on Education.
The motion prevailed.

By unanimous consent the House returned to the order of
Motions and Resolutions

Rep. Dean moved to suspend that portion of Rule 41 requiring bills to be handed to the Clerk three hours prior to calling the House to order.

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

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

Reps. McDowell, Bolger, Booher, Lisa Brown, Caul, Constan, Dean, Denby, DeShazor, Durhal, Espinoza, Geiss, Gregory, Hansen, Huckleberry, Robert Jones, Kurtz, Lahti, LeBlanc, Mayes, Meltzer, Moss, Neumann, Pearce, Polidori, Proos, Roberts, Rogers, Wayne Schmidt, Sheltroun, Slavens, Spade, Stanley, Switalski, Tyler, Valentine, Warren, Barnett, Terry Brown and Gonzales offered the following resolution:

House Resolution No. 202.

A resolution declaring January 2010 as Discover Snow Sports Month in the state of Michigan.

Whereas, Winters in Michigan offer an abundance of enjoyable recreational outdoor activities including: skiing, snowboarding, cross-country skiing, snowshoeing, snowmobiling and ice skating; and

Whereas, The state of Michigan boasts more than 36 ski resorts, giving residents of the state of Michigan a ski area within a two-hour drive. Something no other state can say; and

Whereas, Michigan ski areas boast a combined total of 42 areas with over 200 chairlifts, 840 runs, 40 terrain parks and thousands of kilometers of groomed cross-country trails; and

Whereas, Michigan has a distinguished winter sports history and is the home of the U.S. National Ski and Snowboard Hall of Fame; and

Whereas, The citizens of Michigan work tirelessly to uphold our strong outdoor recreation heritage and winter tourism within our state; and

Whereas, During the month of January, Michigan residents and visitors are encouraged to learn a new snow sport and take advantage of the sports that Michigan winters provide; and

Whereas, 'Pure Michigan' is our state's motto, and there is nothing more 'Pure Michigan' than our driven snow; now, therefore, be it

Resolved by the House of Representatives, That the members of this legislative body proclaim January 2010 as Discover Snow Sports Month in the state of Michigan.

The question being on the adoption of the resolution,

The resolution was adopted.

Announcement by the Clerk of Printing and Enrollment

The Clerk announced that the following bills had been printed and placed upon the files of the members on Thursday, January 21:

House Bill Nos. 5756 5757 5758 5759 5760 5761

The Clerk announced that the following Senate bills had been received on Thursday, January 21:

Senate Bill Nos. 568 569

Reports of Standing Committees

The Committee on Great Lakes and Environment, by Rep. Warren, Chair, reported

House Bill No. 4699, entitled

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending sections 14721 and 14724 (MCL 324.14721 and 324.14724), as added by 2004 PA 526, and by adding section 14723a.

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. Warren, Nerat, Bledsoe, Ebli, Kennedy, Leland, Roberts, Scripps, Meekhof, Haveman, Rick Jones, Pavlov and Wayne Schmidt

Nays: None

The Committee on Great Lakes and Environment, by Rep. Warren, Chair, reported

House Bill No. 5752, entitled

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending sections 2001, 2005, and 2030 (MCL 324.2001, 324.2005, and 324.2030), as added by 2004 PA 587, and by adding sections 1911 and 2045; 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. Warren, Bledsoe, Ebli, Kennedy, Leland, Roberts, Scripps, Meekhof, Haveman, Rick Jones, Pavlov and Wayne Schmidt

Nays: Rep. Nerat

COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Warren, Chair, of the Committee on Great Lakes and Environment, was received and read:

Meeting held on: Thursday, January 21, 2010

Present: Reps. Warren, Nerat, Bledsoe, Ebli, Kennedy, Leland, Roberts, Scripps, Meekhof, Haveman, Rick Jones, Pavlov and Wayne Schmidt

Absent: Reps. Meadows and Daley

Excused: Reps. Meadows and Daley

The Committee on Banking and Financial Services, by Rep. Coulouris, Chair, reported

House Bill No. 5550, entitled

A bill to amend 2001 PA 34, entitled "Revised municipal finance act," by amending section 611 (MCL 141.2611), as amended by 2002 PA 500.

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. Coulouris, Scripps, Clemente, Johnson, Mayes, Nathan, Booher, Kowall and Marleau

Nays: None

The Committee on Banking and Financial Services, by Rep. Coulouris, Chair, reported

House Bill No. 5551, entitled

A bill to amend 2001 PA 34, entitled "Revised municipal finance act," by amending section 305 (MCL 141.2305).

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. Coulouris, Scripps, Clemente, Johnson, Mayes, Nathan, Booher, Kowall and Marleau

Nays: None

The Committee on Banking and Financial Services, by Rep. Coulouris, Chair, reported

House Bill No. 5552, entitled

A bill to amend 1975 PA 197, entitled "An act to provide for the establishment of a downtown development authority; to prescribe its powers and duties; to correct and prevent deterioration in business districts; to encourage historic preservation; to authorize the acquisition and disposal of interests in real and personal property; to authorize the creation and implementation of development plans in the districts; to promote the economic growth of the districts; to create a board; to prescribe its powers and duties; to authorize the levy and collection of taxes; to authorize the issuance of bonds and other evidences of indebtedness; to authorize the use of tax increment financing; to reimburse downtown development authorities for certain losses of tax increment revenues; and to prescribe the powers and duties of certain state officials," by amending section 1 (MCL 125.1651), as amended by 2008 PA 225.

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. Coulouris, Scripps, Clemente, Johnson, Mayes, Nathan, Booher, Kowall and Marleau

Nays: None

The Committee on Banking and Financial Services, by Rep. Coulouris, Chair, reported

House Bill No. 5553, entitled

A bill to amend 1980 PA 450, entitled "The tax increment finance authority act," by amending section 1 (MCL 125.1801), as amended by 2008 PA 453.

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. Coulouris, Scripps, Clemente, Johnson, Mayes, Nathan, Booher, Kowall and Marleau

Nays: None

The Committee on Banking and Financial Services, by Rep. Coulouris, Chair, reported

House Bill No. 5554, entitled

A bill to amend 1986 PA 281, entitled "The local development financing act," by amending section 2 (MCL 125.2152), as amended by 2007 PA 200.

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. Coulouris, Scripps, Clemente, Johnson, Mayes, Nathan, Booher, Kowall and Marleau

Nays: None

COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Coulouris, Chair, of the Committee on Banking and Financial Services, was received and read:

Meeting held on: Thursday, January 21, 2010

Present: Reps. Coulouris, Scripps, Clemente, Johnson, Mayes, Nathan, Booher, Kowall and Marleau

Absent: Rep. Calley

Excused: Rep. Calley

COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Wednesday, January 20, 2010

Present: Reps. Cushingberry, Hammel, Bauer, Bennett, Terry Brown, Dean, Durhal, Espinoza, Gregory, Jackson, Lahti, LeBlanc, McDowell, Miller, Spade, Switalski, Tlaib, Moss, Agema, Booher, Caul, Genetski, Green, Haines, Hildenbrand, Lori, Proos, Rogers and Schuitmaker

Absent: Reps. Gonzales and Smith

Messages from the Senate

Senate Bill No. 568, entitled

A bill to amend 1961 PA 236, entitled "Revised judicature act of 1961," by amending section 5080 (MCL 600.5080), as added by 2000 PA 420.

The Senate has passed the bill.

The bill was read a first time by its title and referred to the Committee on Families and Children's Services.

Senate Bill No. 569, entitled

A bill to amend 1970 PA 91, entitled "Child custody act of 1970," by amending section 4 (MCL 722.24), as amended by 1998 PA 482.

The Senate has passed the bill.

The bill was read a first time by its title and referred to the Committee on Families and Children's Services.

Notices

January 21, 2010

Mr. Richard J. Brown, Clerk
Michigan House of Representatives
State Capitol Building
Lansing, Michigan 48913

Dear Mr. Clerk:

I hereby make the following changes to the House Standing Committees for the 2009-2010 Legislative Session:

Agriculture

Rep. Huckleberry (C), Mayes (Maj. VC), add Rep. Griffin

Government Operations

Add Rep. Angerer

Health Policy

Add Rep. Griffin

Regulatory Reform

Remove Rep. Griffin

Add Rep. Switalski

Tourism, Outdoor Recreation & Natural Resources

Add LeBlanc

Please feel free to contact me should you have any questions regarding this letter.

Regards,
Andy Dillon, Speaker
Michigan House of Representatives

Communications from State Officers

The following communications from the Department of Treasury were received and read:

January 20, 2010

Please find attached one copy of the Principal Residence Exemption Compliance Program Quarterly Report for the period October 1, 2009 - December 31, 2009. The report is required by Public Act 128 of 2009, the General Government Appropriations Act. Section 947 of the Act provides, in part, as follows:

(2) Of the funds appropriated in part 1, \$500,000.00 shall be used for the principal residence exemption compliance program. The department shall submit quarterly progress reports that include the number of exemptions denied and the revenue received under this program. The legislative auditor general shall complete a performance audit of the principal residence exemption compliance program prior to April 1, 2010. Revenue generated to the state from the principal residence exemption compliance program shall be used to reimburse the state general fund for the \$500,000.00 appropriation prior to any other allocation.

January 20, 2010

Please find attached one copy of the Personal Property Audit Quarterly Report for the period October 1, 2009 - December 31, 2009. The report is required by Public Act 128 of 2009, the General Government Appropriations Act. Section 947 of the Act provides, in part, as follows:

Sec. 947. (1) The department of treasury shall submit quarterly progress reports to the senate and house of representatives standing committees on appropriations subcommittees on general government and the senate and house fiscal agencies, regarding personal property tax audits funded under subsection (1). The report shall include the number of audits, revenue generated, and number of complaints received by the department related to the audits.

Frederick Headen, Director
Bureau of Local Government Services

The communications were referred to the Clerk.

Announcements by the Clerk

January 20, 2010

Received from the Auditor General a copy of the following audit report and/or report summary:
Performance audit of Unisys Mainframe General Controls, Michigan Department of Information Technology, January 2010.

Richard J. Brown
Clerk of the House

By unanimous consent the House returned to the order of

Introduction of Bills

Reps. Kandrevas, Meadows and Scripps introduced

House Bill No. 5762, entitled

A bill to amend 1931 PA 328, entitled "The Michigan penal code," (MCL 750.1 to 750.568) by adding section 70a. The bill was read a first time by its title and referred to the Committee on Agriculture.

Reps. Tlaib, Smith, Durhal, Nathan, Jackson, Miller, Cushingberry, Constan, Liss, Kandrevas, Melton, Young, Geiss, Switalski, Lipton, Hammel, Terry Brown, Lindberg, Scripps, Donigan, Robert Jones, Meadows, Johnson and Womack introduced

House Bill No. 5763, entitled

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," (MCL 760.1 to 777.69) by adding sections 7, 8, 9, and 10 to chapter III.

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

Reps. Switalski, Liss, Cushingberry, Tlaib and Haugh introduced

House Bill No. 5764, entitled

A bill to amend 1939 PA 280, entitled "The social welfare act," (MCL 400.1 to 400.119b) by adding section 14k. The bill was read a first time by its title and referred to the Committee on Families and Children's Services.

Reps. Lisa Brown and Corriveau introduced

House Bill No. 5765, entitled

A bill to amend 1978 PA 368, entitled "Public health code," by amending sections 16521, 17025, 17903, and 18705 (MCL 333.16521, 333.17025, 333.17903, and 333.18705), section 16521 as amended by 2006 PA 397, section 17025 as amended by 2006 PA 161, section 17903 as amended by 2006 PA 387, and section 18705 as amended by 2006 PA 407.

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

Rep. Ball moved that the House adjourn.
The motion prevailed, the time being 3:10 p.m.

Associate Speaker Pro Tempore Jackson declared the House adjourned until Tuesday, January 26, at 1:30 p.m.

RICHARD J. BROWN
Clerk of the House of Representatives