

No. 75  
STATE OF MICHIGAN  
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OF THE  
**House of Representatives**  
97th Legislature  
REGULAR SESSION OF 2014

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House Chamber, Lansing, Thursday, November 6, 2014.

12:00 Noon.

The House was called to order by the Speaker.

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

Abed—present	Glaridon—present	LaVoy—present	Roberts—present
Banks—present	Goike—present	Leonard—present	Robinson—present
Barnett—present	Graves—present	Lipton—present	Rogers—present
Bolger—present	Greimel—present	Lori—present	Rutledge—present
Brinks—present	Haines—present	Lund—present	Santana—present
Brown—present	Haugh—present	Lyons—present	Schmidt—present
Brunner—present	Haveman—present	MacGregor—present	Schor—present
Bumstead—present	Heise—present	MacMaster—excused	Segal—present
Callton—present	Hobbs—present	McBroom—present	Shirkey—present
Cavanagh—present	Hooker—present	McCann—present	Singh—present
Clemente—present	Hovey-Wright—present	McCready—present	Slavens—present
Cochran—present	Howrylak—present	McMillin—present	Smiley—present
Cotter—present	Irwin—present	Muxlow—present	Somerville—present
Crawford—present	Jacobsen—present	Nathan—present	Stallworth—present
Daley—present	Jenkins—present	Nesbitt—present	Stamas—present
Darany—present	Johnson—present	O’Brien—present	Stanley—present
Denby—present	Kandrevas—present	Oakes—excused	Switalski—present
Dianda—present	Kelly—present	Olumba—excused	Talabi—present
Dillon—present	Kesto—present	Outman—present	Tlaib—present
Driskell—present	Kivela—present	Pagel—present	Townsend—present
Durhal—present	Knezek—present	Pettalia—present	VerHeulen—present
Faris—present	Kosowski—present	Phelps—present	Victory—present
Farrington—present	Kowall—present	Poleski—present	Walsh—present
Forlini—present	Kurtz—present	Potvin—present	Yanez—present
Foster—excused	LaFontaine—present	Price—present	Yonker—present
Franz—present	Lamonte—present	Pscholka—present	Zemke—present
Geiss—present	Lane—present	Rendon—present	Zorn—present
Genetski—present	Lauwers—present		

e/d/s = entered during session

Rep. Terry L. Brown, from the 84th District, offered the following invocation:

“Our God and Creator,

As we gather again this day. We seek Your divine presence. Let Your light shine on this body, so that each one knows that they are loved beyond measure and that they are called to see the divine in others, loved and unloved, friend and foe. Allow each to see one another as brother and sister.

Forgive us for our self-absorbed nature. Humble us to recognize that we are one of many in this state who seek to be heard. Let us not be consumed with tally sheets, with wins and losses, but with a passion to learn Your will, to represent our constituents as we ourselves would want to be treated.

Lord, on this day we seek blessings upon all those elected in our communities, our state, and our nation to make decisions that are based on the common-good. Empower this body to defend the rights of those who agree and disagree with us. May our decisions be thoughtful and respectful. May we find reverence, not in power or privilege, but in service to our God and fellow human.

Remind us of what we have accomplished. Humble us as we acknowledge being recipients of such kindness and trust.

Beginning this hour, may we strive to act justly and to love mercy and to walk humbly with our God with the all the power of dedication, zeal, and vigor You have bestowed on us, citizen and office holder alike.

Amen.”

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Rep. Lyons moved that Reps. Foster, MacMaster, Oakes and Olumba be excused from today’s session. The motion prevailed.

### Motions and Resolutions

Reps. Kivela, McBroom, Crawford, Darany, Dianda, Franz, Geiss, Lyons, O’Brien, Potvin, Tlaib and Yanez offered the following resolution:

#### **House Resolution No. 430.**

A resolution to urge the Federal Energy Regulatory Commission to reverse its recent acceptance of the Midcontinent Independent System Operator’s proposed system support resource cost allocation tariff that would allocate approximately 99.5 percent of costs to utility customers in Michigan’s Upper Peninsula and to divide the costs in a more equitable manner.

Whereas, Several years ago, the American Transmission Company (ATC), which owns electric transmission facilities in Michigan’s Upper Peninsula as well as parts of Wisconsin, Illinois, and Minnesota, agreed on a cost allocation methodology for system support resource (SSR) payments and included this methodology in the tariff with the Midcontinent Independent System Operator (MISO), the regional operator of the transmission grid. The tariff provided that the costs associated with running an electric generating power plant subject to an SSR agreement would be allocated to all electric utilities within the ATC’s footprint on a pro-rata basis; and

Whereas, Early in 2014, partly because of burdensome Environmental Protection Agency regulations and costs, Wisconsin Electric Power Company (WEPCo) stated its renewed intention to close the Presque Isle Power Plant (PIPP), a coal-fired power plant with a capacity of over 400 megawatts located on Lake Superior in Marquette, Michigan. However, as the PIPP is the most significant source of generation left in the Upper Peninsula and critical to providing regional grid reliability, MISO has determined that WEPCo must continue to run the PIPP. Consequently, the PIPP is subject to an SSR agreement between WEPCo and MISO; and

Whereas, The Wisconsin Public Service Commission filed a complaint with the Federal Energy Regulatory Commission (FERC) claiming that the SSR cost methodology contained in the ATC tariff was unlawful. In July 2014, in response to the complaint, FERC required MISO to submit a revised SSR cost methodology that placed most of the SSR costs onto Upper Peninsula ratepayers; and

Whereas, A recent FERC order requires payments of an estimated \$100 million annually to keep the PIPP operational, a figure that both Wisconsin’s and Michigan’s public service commissions have said represents unreasonable recoveries for the utility; and

Whereas, While these actions were occurring, WEPCo also sought the creation of a new local balancing authority (LBA), which resulted in pushing more SSR costs onto Michigan rate payers. The creation of this new LBA would mean that approximately 99.5 percent of the costs of keeping the PIPP operational are borne by the Upper Peninsula, making electric utility customers in the Upper Peninsula alone responsible for at least \$99.5 million annually just for plant operations; and

Whereas, FERC’s ruling, MISO’s revised SSR cost methodology, and WEPCo’s creation of a new LBA will cause an increase in electric rates that will almost certainly devastate seniors, small businesses, and families across the Upper Peninsula.

MISO's proposed cost allocation tariff, coupled with the creation of a new LBA, not only ignores the historical division of these costs and has nothing to do with reliability, which heretofore served as the basis for allocating such costs, but is unreasonable, unfair, and unjust; now, therefore, be it

Resolved by the House of Representatives, That we urge the Federal Energy Regulatory Commission to reverse its recent acceptance of the Midcontinent Independent System Operator's proposed system support resource cost allocation tariff that would allocate approximately 99.5 percent of costs to utility customers in Michigan's Upper Peninsula; and be it further

Resolved, That we urge the Federal Energy Regulatory Commission to instead divide the costs in a more equitable manner and one mindful of historical context and the American Transmission Company's cost allocation agreement; and be it further

Resolved, That copies of this resolution be transmitted to the Chairman of the Federal Energy Regulatory Commission, the Governor of Michigan, the Governor of Wisconsin, the members of the Michigan congressional delegation, and the members of the Wisconsin congressional delegation.

The question being on the adoption of the resolution,

The resolution was adopted.

Reps. McBroom, Crawford, Daley, Darany, Dianda, Forlini, Franz, Geiss, Graves, Haines, Hooker, Jacobsen, Kivela, Kosowski, Kowall, Kurtz, Lauwers, Lyons, Outman, Pettalia, Potvin, Price, Pscholka, Rendon, Singh, Victory, Yanez and Yonker offered the following concurrent resolution:

**House Concurrent Resolution No. 37.**

A concurrent resolution to urge the Federal Energy Regulatory Commission to reverse its recent acceptance of the Midcontinent Independent System Operator's proposed system support resource cost allocation tariff that would allocate approximately 99.5 percent of costs to utility customers in Michigan's Upper Peninsula and to divide the costs in a more equitable manner.

Whereas, Several years ago, the American Transmission Company (ATC), which owns electric transmission facilities in Michigan's Upper Peninsula as well as parts of Wisconsin, Illinois, and Minnesota, agreed on a cost allocation methodology for system support resource (SSR) payments and included this methodology in the tariff with the Midcontinent Independent System Operator (MISO), the regional operator of the transmission grid. The tariff provided that the costs associated with running an electric generating power plant subject to an SSR agreement would be allocated to all electric utilities within the ATC's footprint on a pro-rata basis; and

Whereas, Early in 2014, partly because of burdensome Environmental Protection Agency regulations and costs, Wisconsin Electric Power Company (WEPCo) stated its renewed intention to close the Presque Isle Power Plant (PIPP), a coal-fired power plant with a capacity of over 400 megawatts located on Lake Superior in Marquette, Michigan. However, as the PIPP is the most significant source of generation left in the Upper Peninsula and critical to providing regional grid reliability, MISO has determined that WEPCo must continue to run the PIPP. Consequently, the PIPP is subject to an SSR agreement between WEPCo and MISO; and

Whereas, The Wisconsin Public Service Commission filed a complaint with the Federal Energy Regulatory Commission (FERC) claiming that the SSR cost methodology contained in the ATC tariff was unlawful. In July 2014, in response to the complaint, FERC required MISO to submit a revised SSR cost methodology that placed most of the SSR costs onto Upper Peninsula ratepayers; and

Whereas, A recent FERC order requires payments of an estimated \$100 million annually to keep the PIPP operational, a figure that both Wisconsin's and Michigan's public service commissions have said represents unreasonable recoveries for the utility; and

Whereas, While these actions were occurring, WEPCo also sought the creation of a new local balancing authority (LBA), which resulted in pushing more SSR costs onto Michigan rate payers. The creation of this new LBA would mean that approximately 99.5 percent of the costs of keeping the PIPP operational are borne by the Upper Peninsula, making electric utility customers in the Upper Peninsula alone responsible for at least \$99.5 million annually just for plant operations; and

Whereas, FERC's ruling, MISO's revised SSR cost methodology, and WEPCo's creation of a new LBA will cause an increase in electric rates that will almost certainly devastate seniors, small businesses, and families across the Upper Peninsula. MISO's proposed cost allocation tariff, coupled with the creation of a new LBA, not only ignores the historical division of these costs and has nothing to do with reliability, which heretofore served as the basis for allocating such costs, but is unreasonable, unfair, and unjust; now, therefore, be it

Resolved by the House of Representatives (the Senate concurring), That we urge the Federal Energy Regulatory Commission to reverse its recent acceptance of the Midcontinent Independent System Operator's proposed system support resource cost allocation tariff that would allocate approximately 99.5 percent of costs to utility customers in Michigan's Upper Peninsula; and be it further

Resolved, That we urge the Federal Energy Regulatory Commission to instead divide the costs in a more equitable manner and one mindful of historical context and the American Transmission Company's cost allocation agreement; and be it further

Resolved, That copies of this resolution be transmitted to the Chairman of the Federal Energy Regulatory Commission, the Governor of Michigan, the Governor of Wisconsin, the members of the Michigan congressional delegation, and the members of the Wisconsin congressional delegation.

The question being on the adoption of the concurrent resolution,  
The concurrent resolution was adopted.

The Speaker called Associate Speaker Pro Tempore O'Brien to the Chair.

### Third Reading of Bills

#### House Bill No. 5035, entitled

A bill to amend 1966 PA 331, entitled "Community college act of 1966," (MCL 389.1 to 389.195) by adding section 123a. Was read a third time and passed, a majority of the members serving voting therefor, by yeas and nays, as follows:

#### Roll Call No. 562

#### Yeas—106

Abed	Glardon	Lauwers	Robinson
Banks	Goike	LaVoy	Rogers
Barnett	Graves	Leonard	Rutledge
Bolger	Greimel	Lipton	Santana
Brinks	Haines	Lori	Schmidt
Brown	Haugh	Lund	Schor
Brunner	Haveman	Lyons	Segal
Bumstead	Heise	MacGregor	Shirkey
Callton	Hobbs	McBroom	Singh
Cavanagh	Hooker	McCann	Slavens
Clemente	Hovey-Wright	McCready	Smiley
Cochran	Howrylak	McMillin	Somerville
Cotter	Irwin	Muxlow	Stallworth
Crawford	Jacobsen	Nathan	Stamas
Daley	Jenkins	Nesbitt	Stanley
Darany	Johnson	O'Brien	Switalski
Denby	Kandrevas	Outman	Talabi
Dianda	Kelly	Pagel	Tlaib
Dillon	Kesto	Pettalia	Townsend
Driskell	Kivela	Phelps	VerHeulen
Durhal	Knezek	Poleski	Victory
Faris	Kosowski	Potvin	Walsh
Farrington	Kowall	Price	Yanez
Forlini	Kurtz	Pscholka	Yonker
Franz	LaFontaine	Rendon	Zemke
Geiss	Lamonte	Roberts	Zorn
Genetski	Lane		

Nays—0

The House agreed to the title of the bill.  
Rep. Lyons moved that the bill be given immediate effect.  
The motion prevailed, 2/3 of the members serving voting therefor.

**House Bill No. 5036, entitled**

A bill to amend 1966 PA 331, entitled "Community college act of 1966," (MCL 389.1 to 389.195) by adding section 123a.  
Was read a third time and passed, a majority of the members serving voting therefor, by yeas and nays, as follows:

**Roll Call No. 563**

**Yeas—106**

Abed	Glardon	Lauwers	Robinson
Banks	Goike	LaVoy	Rogers
Barnett	Graves	Leonard	Rutledge
Bolger	Greimel	Lipton	Santana
Brinks	Haines	Lori	Schmidt
Brown	Haugh	Lund	Schor
Brunner	Haveman	Lyons	Segal
Bumstead	Heise	MacGregor	Shirkey
Callton	Hobbs	McBroom	Singh
Cavanagh	Hooker	McCann	Slavens
Clemente	Hovey-Wright	McCready	Smiley
Cochran	Howrylak	McMillin	Somerville
Cotter	Irwin	Muxlow	Stallworth
Crawford	Jacobsen	Nathan	Stamas
Daley	Jenkins	Nesbitt	Stanley
Darany	Johnson	O'Brien	Switalski
Denby	Kandrevas	Outman	Talabi
Dianda	Kelly	Pagel	Tlaib
Dillon	Kesto	Pettalia	Townsend
Driskell	Kivela	Phelps	VerHeulen
Durhal	Knezek	Poleski	Victory
Faris	Kosowski	Potvin	Walsh
Farrington	Kowall	Price	Yanez
Forlini	Kurtz	Pscholka	Yonker
Franz	LaFontaine	Rendon	Zemke
Geiss	Lamonte	Roberts	Zorn
Genetski	Lane		

**Nays—0**

In The Chair: O'Brien

The House agreed to the title of the bill.  
Rep. Lyons moved that the bill be given immediate effect.  
The motion prevailed, 2/3 of the members serving voting therefor.

**House Bill No. 5751, entitled**

A bill to amend 1965 PA 290, entitled "Boiler act of 1965," by amending sections 2 and 13d (MCL 408.752 and 408.763d), as amended by 2013 PA 167.

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

**Roll Call No. 564****Yeas—106**

Abed	Glardon	Lauwers	Robinson
Banks	Goike	LaVoy	Rogers
Barnett	Graves	Leonard	Rutledge
Bolger	Greimel	Lipton	Santana
Brinks	Haines	Lori	Schmidt
Brown	Haugh	Lund	Schor
Brunner	Haveman	Lyons	Segal
Bumstead	Heise	MacGregor	Shirkey
Callton	Hobbs	McBroom	Singh
Cavanagh	Hooker	McCann	Slavens
Clemente	Hovey-Wright	McCready	Smiley
Cochran	Howrylak	McMillin	Somerville
Cotter	Irwin	Muxlow	Stallworth
Crawford	Jacobsen	Nathan	Stamas
Daley	Jenkins	Nesbitt	Stanley
Darany	Johnson	O'Brien	Switalski
Denby	Kandrevas	Outman	Talabi
Dianda	Kelly	Pagel	Tlaib
Dillon	Kesto	Pettalia	Townsend
Driskell	Kivela	Phelps	VerHeulen
Durhal	Knezek	Poleski	Victory
Faris	Kosowski	Potvin	Walsh
Farrington	Kowall	Price	Yanez
Forlini	Kurtz	Pscholka	Yonker
Franz	LaFontaine	Rendon	Zemke
Geiss	Lamonte	Roberts	Zorn
Genetski	Lane		

**Nays—0**

In The Chair: O'Brien

The House agreed to the title of the bill.  
Rep. Lyons moved that the bill be given immediate effect.  
The motion prevailed, 2/3 of the members serving voting therefor.

**House Bill No. 5794, entitled**

A bill to amend 1961 PA 236, entitled "Revised judicature act of 1961," by amending sections 3238 and 3241a (MCL 600.3238 and 600.3241a), section 3238 as added by 2014 PA 125 and section 3241a as amended by 2006 PA 579.

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

**Roll Call No. 565****Yeas—106**

Abed	Glardon	Lauwers	Robinson
Banks	Goike	LaVoy	Rogers
Barnett	Graves	Leonard	Rutledge
Bolger	Greimel	Lipton	Santana
Brinks	Haines	Lori	Schmidt
Brown	Haugh	Lund	Schor
Brunner	Haveman	Lyons	Segal

Bumstead	Heise	MacGregor	Shirkey
Callton	Hobbs	McBroom	Singh
Cavanagh	Hooker	McCann	Slavens
Clemente	Hovey-Wright	McCready	Smiley
Cochran	Howrylak	McMillin	Somerville
Cotter	Irwin	Muxlow	Stallworth
Crawford	Jacobsen	Nathan	Stamas
Daley	Jenkins	Nesbitt	Stanley
Darany	Johnson	O'Brien	Switalski
Denby	Kandrevas	Outman	Talabi
Dianda	Kelly	Pagel	Tlaib
Dillon	Kesto	Pettalia	Townsend
Driskell	Kivela	Phelps	VerHeulen
Durhal	Knezek	Poleski	Victory
Faris	Kosowski	Potvin	Walsh
Farrington	Kowall	Price	Yanez
Forlini	Kurtz	Pscholka	Yonker
Franz	LaFontaine	Rendon	Zemke
Geiss	Lamonte	Roberts	Zorn
Genetski	Lane		

### Nays—0

In The Chair: O'Brien

The House agreed to the title of the bill.

Rep. Lyons 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. 5812, entitled

A bill to amend 2010 PA 123, entitled "Uniform real property electronic recording act," by amending section 5 (MCL 565.845).

The bill was read a second time.

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

The motion prevailed.

#### House Bill No. 5450, entitled

A bill to amend 1927 PA 372, entitled "An act to regulate and license the selling, purchasing, possessing, and carrying of certain firearms, gas ejecting devices, and electro-muscular disruption devices; to prohibit the buying, selling, or carrying of certain firearms, gas ejecting devices, and electro-muscular disruption devices without a license or other authorization; to provide for the forfeiture of firearms and electro-muscular disruption devices under certain circumstances; to provide for penalties and remedies; to provide immunity from civil liability under certain circumstances; to prescribe the powers and duties of certain state and local agencies; to prohibit certain conduct against individuals who apply for or receive a license to carry a concealed pistol; to make appropriations; to prescribe certain conditions for the appropriations; and to repeal all acts and parts of acts inconsistent with this act," by amending section 1 (MCL 28.421), as amended by 2012 PA 243.

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

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

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

The motion prevailed.

**House Bill No. 5748, entitled**

A bill to amend 1927 PA 372, entitled “An act to regulate and license the selling, purchasing, possessing, and carrying of certain firearms, gas ejecting devices, and electro-muscular disruption devices; to prohibit the buying, selling, or carrying of certain firearms, gas ejecting devices, and electro-muscular disruption devices without a license or other authorization; to provide for the forfeiture of firearms and electro-muscular disruption devices under certain circumstances; to provide for penalties and remedies; to provide immunity from civil liability under certain circumstances; to prescribe the powers and duties of certain state and local agencies; to prohibit certain conduct against individuals who apply for or receive a license to carry a concealed pistol; to make appropriations; to prescribe certain conditions for the appropriations; and to repeal all acts and parts of acts inconsistent with this act,” by amending section 2 (MCL 28.422), as amended by 2014 PA 201.

The bill was read a second time.

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

The motion prevailed.

**House Bill No. 5749, entitled**

A bill to repeal 1959 PA 186, entitled “An act to regulate the use of certain spring, gas or air operated handguns and to provide a penalty for violation of this act,” (MCL 752.891 to 752.892).

The bill was read a second time.

Rep. Pettalia moved to amend the bill as follows:

1. Amend page 1, line 2, after “repealed” by inserting “effective January 1, 2015”.

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

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

The motion prevailed.

**House Bill No. 5750, entitled**

A bill to amend 1952 PA 10, entitled “An act to define the duties of any person who discharges a firearm and thereby injures any person; and to prescribe penalties for violations of the provisions of this act,” by amending section 1 (MCL 752.841).

The bill was read a second time.

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

The motion prevailed.

By unanimous consent the House returned to the order of

**Third Reading of Bills****House Bill No. 5795, entitled**

A bill to amend 1961 PA 236, entitled “Revised judicature act of 1961,” by amending section 3140 (MCL 600.3140), as amended by 2004 PA 538.

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

**Roll Call No. 566****Yeas—106**

Abed	Glardon	Lauwers	Robinson
Banks	Goike	LaVoy	Rogers
Barnett	Graves	Leonard	Rutledge
Bolger	Greimel	Lipton	Santana
Brinks	Haines	Lori	Schmidt
Brown	Haugh	Lund	Schor
Brunner	Haveman	Lyons	Segal
Bumstead	Heise	MacGregor	Shirkey
Callton	Hobbs	McBroom	Singh
Cavanagh	Hooker	McCann	Slavens



Clemente	Hovey-Wright	McCready	Smiley
Cochran	Howrylak	McMillin	Somerville
Cotter	Irwin	Muxlow	Stallworth
Crawford	Jacobsen	Nathan	Stamas
Daley	Jenkins	Nesbitt	Stanley
Darany	Johnson	O'Brien	Switalski
Denby	Kandrevas	Outman	Talabi
Dianda	Kelly	Pagel	Tlaib
Dillon	Kesto	Pettalia	Townsend
Driskell	Kivela	Phelps	VerHeulen
Durhal	Knezek	Poleski	Victory
Faris	Kosowski	Potvin	Walsh
Farrington	Kowall	Price	Yanez
Forlini	Kurtz	Pscholka	Yonker
Franz	LaFontaine	Rendon	Zemke
Geiss	Lamonte	Roberts	Zorn
Genetski	Lane		

Nays—0

In The Chair: O'Brien

The House agreed to the title of the bill.  
Rep. Lyons moved that the bill be given immediate effect.  
The motion prevailed, 2/3 of the members serving voting therefor.

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Rep. Lyons 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

Rep. Lyons moved that when the House adjourns today it stand adjourned until Wednesday, November 12, at 1:30 p.m.  
The motion prevailed.

#### Announcement by the Clerk of Printing and Enrollment

The Clerk announced that the following Senate bills had been received on Wednesday, October 22:  
**Senate Bill Nos. 493 738 1092 1103**

The Clerk announced that the following bills had been printed and placed upon the files of the members on Thursday, October 23:  
**Senate Bill Nos. 1109 1110 1111 1112 1113 1114 1115 1116 1117 1118 1119 1120 1121 1122  
1123 1124 1125 1126 1127 1128 1129 1130**

The Clerk announced that the following Senate bills had been received on Thursday, November 6:  
**Senate Bill Nos. 93 637 638 639 1022 1033 1055 1082 1099**

### Introduction of Bills

Rep. Faris introduced

**House Bill No. 5889, entitled**

A bill to amend 1984 PA 431, entitled "The management and budget act," (MCL 18.1101 to 18.1594) by adding section 280.

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

Rep. Hovey-Wright introduced

**House Bill No. 5890, entitled**

A bill to amend 1984 PA 431, entitled "The management and budget act," (MCL 18.1101 to 18.1594) by adding section 282.

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

Rep. Kivela introduced

**House Bill No. 5891, entitled**

A bill to amend 1984 PA 431, entitled "The management and budget act," (MCL 18.1101 to 18.1594) by adding section 280.

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

Rep. Kandrevas introduced

**House Bill No. 5892, entitled**

A bill to amend 1984 PA 431, entitled "The management and budget act," by amending section 470 (MCL 18.1470), as added by 2012 PA 230.

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

Rep. Durhal introduced

**House Bill No. 5893, entitled**

A bill to amend 1984 PA 431, entitled "The management and budget act," by amending section 448 (MCL 18.1448), as added by 2012 PA 381.

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

Rep. Stanley introduced

**House Bill No. 5894, entitled**

A bill to amend 1984 PA 431, entitled "The management and budget act," (MCL 18.1101 to 18.1594) by adding section 280b.

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

Rep. Singh introduced

**House Bill No. 5895, entitled**

A bill to amend 1984 PA 431, entitled "The management and budget act," by amending section 264 (MCL 18.1264), as added by 1988 PA 504.

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

Rep. Tlaib introduced

**House Bill No. 5896, entitled**

A bill to provide for access to certain multiple-dwelling complexes by cable communications systems; to provide for reimbursement to property owners for costs incurred and diminution in property value in connection with providing such access; to require installation of cable communications equipment with sufficient capacity for other providers of television and radio services; to provide for shared use of cable communications equipment; and to provide remedies.

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

Rep. Tlaib introduced

**House Bill No. 5897, entitled**

A bill to amend 1972 PA 227, entitled "An act to provide financial assistance, advisory services and reimbursement of certain expenses to persons displaced from real property or deprived of certain rights in real property; and to repeal certain acts and parts of act," by amending section 11 (MCL 213.331).

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

Reps. Driskell, Faris, Irwin, Barnett, Dianda and Hovey-Wright introduced

**House Bill No. 5898, entitled**

A bill to amend 2006 PA 110, entitled "Michigan zoning enabling act," by amending section 205 (MCL 125.3205), as amended by 2012 PA 389.

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

Rep. Shirkey introduced

**House Bill No. 5899, entitled**

A bill to amend 1987 PA 173, entitled "Mortgage brokers, lenders, and servicers licensing act," by amending section 22 (MCL 445.1672), as amended by 2002 PA 391.

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

Reps. Singh, Zemke, McCann, Kandrevas, Faris, Slavens, Lane, Dianda, Irwin and Cavanagh introduced

**House Bill No. 5900, entitled**

A bill to amend 1979 PA 94, entitled "The state school aid act of 1979," (MCL 388.1601 to 388.1896) by adding section 236d.

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

Reps. Singh, Zemke, McCann, Kandrevas, Faris, Slavens, Lane, Dianda, Irwin and Cavanagh introduced

**House Bill No. 5901, entitled**

A bill to amend 1979 PA 94, entitled "The state school aid act of 1979," (MCL 388.1601 to 388.1896) by adding section 236e.

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

Reps. Townsend, Durhal and Switalski introduced

**House Bill No. 5902, entitled**

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending sections 5301 and 5303 (MCL 324.5301 and 324.5303), as amended by 2012 PA 560.

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

Rep. McMillin introduced

**House Bill No. 5903, entitled**

A bill to make, supplement, and adjust appropriations for various state departments and agencies for the fiscal year ending September 30, 2015; to provide for the expenditure of the appropriations; and to repeal acts and parts of acts.

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

Reps. Price, Lyons, Zemke, Lane, Dianda, Schor, Lamonte, Yonker and Crawford introduced

**House Bill No. 5904, entitled**

A bill to amend 1976 PA 451, entitled "The revised school code," (MCL 380.1 to 380.1852) by adding section 1278d. The bill was read a first time by its title and referred to the Committee on Education.

Reps. Price, Lyons, Zemke, Lane, Dianda, Schor, Lamonte, Yonker and Crawford introduced

**House Bill No. 5905, entitled**

A bill to amend 1976 PA 451, entitled "The revised school code," (MCL 380.1 to 380.1852) by adding section 1278e. The bill was read a first time by its title and referred to the Committee on Education.

Rep. Rogers introduced

**House Bill No. 5906, entitled**

A bill to amend 1976 PA 451, entitled "The revised school code," by amending sections 1531 and 1531i (MCL 380.1531 and 380.1531i), section 1531 as amended by 2007 PA 32 and section 1531i as added by 2009 PA 202.

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

Rep. Crawford introduced

**House Bill No. 5907, entitled**

A bill to amend 1976 PA 267, entitled "Open meetings act," by amending section 8 (MCL 15.268), as amended by 1996 PA 464.

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

Rep. Kelly introduced

**House Bill No. 5908, entitled**

A bill to amend 1982 PA 432, entitled "Motor bus transportation act," by amending the title and sections 1, 3, 4, 5, 7, 9, 15, 16, 17, 23, 27, 29, 32, 33, 34, 35, and 39 (MCL 474.101, 474.103, 474.104, 474.105, 474.107, 474.109, 474.115, 474.116, 474.117, 474.123, 474.127, 474.129, 474.132, 474.133, 474.134, 474.135, and 474.139), sections 3, 4, 5, 7, 17, 23, 27, 29, 33, 34, 35, and 39 as amended and section 32 as added by 1989 PA 233, section 9 as amended by 2012 PA 570, and section 16 as amended by 1996 PA 421, and by adding sections 10 and 38; and to repeal acts and parts of acts.

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

Rep. Kosowski introduced

**House Bill No. 5909, entitled**

A bill to amend 1967 PA 204, entitled "Metropolitan transportation authorities act of 1967," by amending section 9 (MCL 124.409), as amended by 1988 PA 481.

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

Rep. Pettalia introduced

**House Bill No. 5910, entitled**

A bill to amend 2012 PA 387, entitled "Regional transit authority act," by amending section 14 (MCL 124.554).

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

Rep. Franz introduced

**House Bill No. 5911, entitled**

A bill to amend 1980 PA 119, entitled "Motor carrier fuel tax act," by amending section 1 (MCL 207.211), as amended by 2002 PA 667.

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

Rep. Lauwers introduced

**House Bill No. 5912, entitled**

A bill to amend 1990 PA 187, entitled "The pupil transportation act," by amending sections 5, 10a, and 33 (MCL 257.1805, 257.1810a, and 257.1833), as amended by 2006 PA 107.

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

Rep. Kivela introduced

**House Bill No. 5913, entitled**

A bill to amend 2012 PA 341, entitled "An act to authorize transit service providers to fingerprint certain individuals for the purpose of receiving criminal history record information from the department of state police and the federal bureau of investigation; to prescribe the powers and duties of certain state departments and officers; and to provide for the collection of fees," by amending section 1 (MCL 474.31).

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

Rep. Dianda introduced

**House Bill No. 5914, entitled**

A bill to amend 1963 PA 181, entitled “Motor carrier safety act of 1963,” by amending section 5 (MCL 480.15), as amended by 2013 PA 263.

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

Reps. Lipton, Roberts, Brunner, Nathan and Irwin introduced

**House Bill No. 5915, entitled**

A bill to amend 1979 PA 94, entitled “The state school aid act of 1979,” by amending section 18 (MCL 388.1618), as amended by 2014 PA 196.

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

Reps. Roberts, Brunner, Nathan, Irwin and Lipton introduced

**House Bill No. 5916, entitled**

A bill to amend 1976 PA 451, entitled “The revised school code,” by amending sections 503c, 504a, 523c, 525, 553c, 557, and 1311h (MCL 380.503c, 380.504a, 380.523c, 380.525, 380.553c, 380.557, and 380.1311h), sections 503c, 523c, and 553c as added by 2011 PA 277, section 504a as amended and section 525 as added by 2003 PA 179, section 557 as added by 2009 PA 205, and section 1311h as amended by 2012 PA 620.

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

Reps. Irwin, Roberts, Brunner, Nathan and Lipton introduced

**House Bill No. 5917, entitled**

A bill to amend 1976 PA 451, entitled “The revised school code,” by amending sections 502, 503, 507, 522, 523, 528, 552, 553, and 561 (MCL 380.502, 380.503, 380.507, 380.522, 380.523, 380.528, 380.552, 380.553, and 380.561), sections 502, 503, 507, 522, 523, 528, 553, and 561 as amended by 2011 PA 277 and section 552 as amended by 2012 PA 129.

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

Reps. Nathan, Roberts, Brunner, Irwin and Lipton introduced

**House Bill No. 5918, entitled**

A bill to amend 1976 PA 451, entitled “The revised school code,” by amending sections 502, 522, 552, and 1311d (MCL 380.502, 380.522, 380.552, and 380.1311d), sections 502 and 522 as amended by 2011 PA 277, section 552 as amended by 2012 PA 129, and section 1311d as added by 1999 PA 23.

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

Rep. Irwin introduced

**House Bill No. 5919, entitled**

A bill to amend 1954 PA 116, entitled “Michigan election law,” by amending sections 303, 386, 482, 544c, 590h, 685, 957, and 958 (MCL 168.303, 168.386, 168.482, 168.544c, 168.590h, 168.685, 168.957, and 168.958), section 303 as amended by 2012 PA 276, sections 386 and 544c as amended by 2014 PA 94, section 482 as amended by 1998 PA 142, section 590h as amended by 2002 PA 431, and section 685 as amended by 2002 PA 399, and by adding sections 482a and 547; and to repeal acts and parts of acts.

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

Rep. Schor introduced

**House Bill No. 5920, entitled**

A bill to amend 1984 PA 270, entitled “Michigan strategic fund act,” by amending section 7 (MCL 125.2007), as amended by 2005 PA 225.

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

Rep. Shirkey introduced

**House Bill No. 5921, entitled**

A bill to amend 1949 PA 300, entitled “Michigan vehicle code,” by amending section 320a (MCL 257.320a), as amended by 2012 PA 592, and by adding section 751.

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

Rep. Jenkins introduced

**House Bill No. 5922, entitled**

A bill to amend 1965 PA 314, entitled "Public employee retirement system investment act," by amending section 20a (MCL 38.1140a), as amended by 2000 PA 307.

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

Rep. McCann introduced

**House Bill No. 5923, entitled**

A bill to amend 2004 PA 452, entitled "Identity theft protection act," by amending section 11 (MCL 445.71), as amended by 2010 PA 315, and by adding section 11a.

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

Rep. Daley introduced

**House Bill No. 5924, entitled**

A bill to amend 1972 PA 239, entitled "McCauley-Traxler-Law-Bowman-McNeely lottery act," (MCL 432.1 to 432.47) by adding section 32b.

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

Reps. Hovey-Wright and Roberts introduced

**House Bill No. 5925, entitled**

A bill to amend 2013 PA 182, entitled "Abortion Insurance Opt-Out Act," by amending section 11 (MCL 550.551).

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

Reps. Driskell, Roberts, Irwin, Nathan and Lipton introduced

**House Bill No. 5926, entitled**

A bill to amend 2013 PA 182, entitled "Abortion Insurance Opt-Out Act," by amending section 11 (MCL 550.551).

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

Rep. Farrington introduced

**House Bill No. 5927, entitled**

A bill to amend 1987 PA 248, entitled "Airport parking tax act," by amending sections 3 and 7a (MCL 207.373 and 207.377a), section 3 as amended by 2002 PA 680 and section 7a as amended by 2006 PA 135.

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

Rep. Haveman introduced

**House Bill No. 5928, entitled**

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending sections 1a, 1l, 34, and 35 of chapter IX (MCL 769.1a, 769.1l, 769.34, and 769.35), section 1a as amended by 2009 PA 27, section 1l as added by 2005 PA 325, section 34 as amended by 2002 PA 666, and section 35 as added by 1998 PA 317, and by adding sections 32a and 33a to chapter IX.

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

Rep. Haveman introduced

**House Bill No. 5929, entitled**

A bill to amend 1988 PA 511, entitled "Community corrections act," by amending sections 2, 3, 4, 5, 7, 8, and 11 (MCL 791.402, 791.403, 791.404, 791.405, 791.407, 791.408, and 791.411).

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

Rep. Haveman introduced

**House Bill No. 5930, entitled**

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending sections 2, 4, and 14 of chapter XI and sections 2, 3, and 5 of chapter XIA (MCL 771.2, 771.4, 771.14, 771A.2, 771A.3, and 771A.5), section 2

of chapter XI as amended by 2010 PA 351, section 4 of chapter XI as amended by 1998 PA 520, section 14 of chapter XI as amended by 2012 PA 27, and sections 2, 3, and 5 of chapter XIA as added by 2012 PA 616.

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

Rep. Haveman introduced

**House Bill No. 5931, entitled**

A bill to amend 1953 PA 232, entitled "Corrections code of 1953," by amending sections 11a, 20g, 33, 33e, 35, 39a, and 40a (MCL 791.211a, 791.220g, 791.233, 791.233e, 791.235, 791.239a, and 791.240a), section 11a as amended by 1998 PA 204, section 20g as amended by 2000 PA 211, section 33 as amended by 1998 PA 320, section 33e as added by 1992 PA 181, section 35 as amended by 2012 PA 24, section 39a as added by 1982 PA 314, and section 40a as amended by 2006 PA 532.

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

Rep. Lund introduced

**House Bill No. 5932, entitled**

A bill to amend 1956 PA 218, entitled "The insurance code of 1956," by amending sections 102, 830, 830a, 834, 836, 838, 3930, 4060, and 4061 (MCL 500.102, 500.830, 500.830a, 500.834, 500.836, 500.838, 500.3930, 500.4060, and 500.4061), section 102 as amended by 2000 PA 252, section 830 as amended by 1994 PA 228, section 830a as added by 1994 PA 226, sections 834 and 4060 as amended and section 838 as added by 2004 PA 236, section 836 as amended by 1986 PA 12, section 3930 as added by 1992 PA 84, and section 4061 as added by 1993 PA 349, and by adding sections 836a and 836b.

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

Reps. Townsend, Lane, Durhal and Switalski introduced

**House Joint Resolution QQ, entitled**

A joint resolution proposing an amendment to the state constitution of 1963, by amending section 9 of article IX, to require 10% of the specific taxes imposed on motor fuel and registered motor vehicles to be used for comprehensive transportation purposes.

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

### Announcements by the Clerk

October 21, 2014

Received from the Auditor General a copy of the following audit report and/or report summary:

Performance audit of the Statewide Cost Allocation Plan and Interagency Billing Processes, Department of Technology, Management, and Budget, October 2014.

October 31, 2014

Received from the Auditor General a copy of the following audit report and/or report summary:

Performance audit of Vehicle and Travel Services, Department of Technology, Management, and Budget, October 2014.

Gary L. Randall  
Clerk of the House

October 31, 2014

Received from the Michigan Economic Development Corporation the approved proposal to amend program requirements for the Michigan Supplier Diversification Fund (MSDF), the Michigan Business Growth Fund (MBGF) and two programs under MSDF and MBGF, the Loan Participation Program and the Collateral Support Program, pursuant to the Michigan Strategic Fund Act, Act 270 of 1984.

Gary L. Randall  
Clerk of the House

By unanimous consent the House returned to the order of

**Reports of Standing Committees**

COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Thursday, November 6, 2014

Present: Reps. Lund, Leonard, Denby, Cotter, Glardon, Goike, LaFontaine, Lyons, Nesbitt, O'Brien, Segal, Lipton, Abed, Cochran and Hovey-Wright

**Messages from the Senate**

**Senate Bill No. 93, entitled**

A bill to amend 2001 PA 142, entitled "Michigan memorial highway act," (MCL 250.1001 to 250.2080) by adding section 1076.

The Senate has passed the bill.

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

**Senate Bill No. 493, entitled**

A bill to amend 2006 PA 110, entitled "Michigan zoning enabling act," (MCL 125.3101 to 125.3702) by adding section 205a.

The Senate has passed the bill.

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

**Senate Bill No. 637, entitled**

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending sections 20d, 212, 304, 319, 625k, and 625l (MCL 257.20d, 257.212, 257.304, 257.319, 257.625k, and 257.625l), section 20d as added by 2008 PA 462, section 212 as amended by 2002 PA 534, section 304 as amended by 2013 PA 226, section 319 as amended by 2012 PA 306, and sections 625k and 625l as amended by 2008 PA 461.

The Senate has passed the bill.

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

**Senate Bill No. 638, entitled**

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending section 12f of chapter XVII (MCL 777.12f), as amended by 2014 PA 220.

The Senate has passed the bill.

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

**Senate Bill No. 639, entitled**

A bill to amend 1974 PA 300, entitled "Motor vehicle service and repair act," by amending section 2 (MCL 257.1302), as amended by 1988 PA 254.

The Senate has passed the bill.

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

**Senate Bill No. 738, entitled**

A bill to amend 1956 PA 218, entitled "The insurance code of 1956," by amending section 3101a (MCL 500.3101a), as amended by 2011 PA 91.

The Senate has passed the bill.

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



**Senate Bill No. 1022, entitled**

A bill to amend 2001 PA 142, entitled "Michigan memorial highway act," (MCL 250.1001 to 250.2080) by adding section 1064.

The Senate has passed the bill.

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

**Senate Bill No. 1033, entitled**

A bill to amend 1956 PA 218, entitled "The insurance code of 1956," (MCL 500.100 to 500.8302) by adding section 129.

The Senate has passed the bill.

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

**Senate Bill No. 1055, entitled**

A bill to amend 1937 PA 153, entitled "An act relative to printing for this state; to establish the requirements of responsible bidders; to provide exemptions from this act; to prescribe penalties for the violation of the provisions of this act; and to repeal all acts and parts of acts inconsistent with the provisions of this act," by amending section 1 (MCL 24.61).

The Senate has passed the bill.

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

**Senate Bill No. 1082, entitled**

A bill to amend 1956 PA 40, entitled "The drain code of 1956," (MCL 280.1 to 280.630) by adding section 196a.

The Senate has passed the bill.

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

**Senate Bill No. 1092, entitled**

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending section 612 (MCL 257.612), as amended by 2006 PA 339.

The Senate has passed the bill.

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

**Senate Bill No. 1099, entitled**

A bill to amend 2001 PA 142, entitled "Michigan memorial highway act," (MCL 250.1001 to 250.2080) by adding section 94.

The Senate has passed the bill.

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

**Senate Bill No. 1103, entitled**

A bill to amend 1984 PA 270, entitled "Michigan strategic fund act," by amending section 29h (MCL 125.2029h), as added by 2011 PA 291.

The Senate has passed the bill.

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

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Rep. Kandrevas moved that the House adjourn.

The motion prevailed, the time being 2:05 p.m.

Associate Speaker Pro Tempore O'Brien declared the House adjourned until Wednesday, November 12, at 1:30 p.m.

