No. 39 STATE OF MICHIGAN

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House of Representatives

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House Chamber, Lansing, Tuesday, May 7, 2024.

1:30 p.m.

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.

Aiyash—present Alexander—present Andrews-present Aragona—present Arbit—present Beeler-present BeGole-present Beson-present Bezotte—present Bierlein—present Bollin—present Borton-present Brabec—present Breen-present Brixie-present Bruck—present Byrnes—present Carra—present Carter, B.—present Carter, T .- present Cavitt-present Churches—present Coffia—present Conlin-present DeBoer—present DeBoyer-present DeSana—present Dievendorf—present

Edwards—present Farhat—present Filler—present Fink—present Fitzgerald—present Fox—present Friske—present Glanville—present Grant—present Green, P.—present Greene, J.—present Haadsma—present Hall—present Harris—excused Herzberg-present Hill—present Hoadley—present Hood—present Hope-present Hoskins-present Johnsen-present Koleszar—present Kuhn—present Kunse—present Liberati—present Lightner—present MacDonell—present Maddock—present

Markkanen—present Martin-present Martus-present McFall-present McKinney—present Meerman—present Mentzer-present Miller-present Morgan-present Morse—present Mueller—present Neeley-present Neyer—present O'Neal-present Outman-present Paiz—present Paquette—present Pohutsky-present Posthumus-present Prestin-present Price-present Puri-present Rheingans—present Rigas—present Rogers—present Roth-present Schmaltz—present

Schriver—present Schuette-excused Scott-present Shannon—present Skaggs—present Slagh-present Smit-present Snyder-present St. Germaine—present Steckloff—present Steele—present Tate-present Thompson—present Tisdel-present Tsernoglou-present VanderWall—present VanWoerkom—present Wegela—present Weiss-present Wendzel-present Whitsett-excused Wilson-present Witwer-present Wozniak—present Xiong—present Young-present Zorn-present

e/d/s = entered during session

Dcn. Curtis Chambers, Deacon of Cheboygan, Pellston, and Riggsville Catholic Parishes in Cheboygan, offered the following invocation:

"God is love. In the desire to make us share in this love, He sent His son into the world to come to our aid and in gentle kindness to help those who were weak, sick, or unfortunate. In His great love for all of us, Christ said that whatever we do for the least among us we do for Him. He called those who show Mercy, 'blessed of his Father,' and promise them eternal life. Let us then pray for the Lord's richest blessings on the members of this house, who are devoted to helping their brothers and sisters indeed all the citizens of Michigan.

Almighty and eternal God, You have revealed Your glory to all nations. God of power and might, wisdom and justice, through You Authority is rightly administered, laws are enacted, and judgment is decreed.

We pray for (Gretchen Whitmer) the governor of this great state, for the members of the legislature, for judges, elected civil officials, and all others who are entrusted to guard our political welfare. May they be enabled by Your powerful protection to discharge their duties with honesty, integrity, and ability.

We likewise commend to Your unbounded mercy all citizens of the state of Michigan that we may be blessed in the knowledge and Sanctified in the observance of Your Holy Law. May we be preserved in union and that peace which the world cannot give; and, after enjoying the blessings of this life, be admitted to those which are eternal.

We pray to You, Who are Lord and God, forever and ever. Amen."

The Speaker called the Speaker Pro Tempore to the Chair.

Rep. Aiyash moved that Reps. Harris, Schuette and Whitsett be excused from today's session. The motion prevailed.

Third Reading of Bills

House Bill No. 5434, entitled

A bill to amend 2001 PA 142, entitled "Michigan memorial highway act," (MCL 250.1001 to 250.2092) by adding section 114.

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

Rogers Scott Shannon Skaggs Snyder Steckloff Tate Tsernoglou Wegela Weiss Wilson

Roll Call No. 54 Yeas—56

Aiyash Andrews Arbit Brabec Breen Brixie Byrnes Carter, B. Carter, T. Churches	Farhat Fitzgerald Glanville Grant Haadsma Herzberg Hill Hood Hope Hoskins	McFall McKinney Mentzer Miller Morgan Morse Neeley O'Neal Paiz Paquette
Churches Coffia	Hoskins Koleszar	Paquette Pohutsky

ConlinLiberatiPriceWitwerDievendorfMacDonellPuriXiongEdwardsMartusRheingansYoung

Nays-1

Wendzel

In The Chair: Pohutsky

The House agreed to the title of the bill.

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

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

House Bill No. 5127, entitled

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending section 803f (MCL 257.803f), as amended by 2022 PA 143.

The bill was read a third time and not passed, a majority of the members serving not voting therefor, by yeas and nays, as follows:

Roll Call No. 55

Yeas-55

Aiyash	Farhat	McFall	Scott
Andrews	Fitzgerald	McKinney	Shannon
Arbit	Glanville	Mentzer	Skaggs
Brabec	Grant	Miller	Snyder
Breen	Haadsma	Morgan	Steckloff
Brixie	Herzberg	Morse	Tate
Byrnes	Hill	Neeley	Tsernoglou
Carter, B.	Hood	O'Neal	Wegela
Carter, T.	Hope	Paiz	Weiss
Churches	Hoskins	Pohutsky	Wilson
Coffia	Koleszar	Price	Witwer
Conlin	Liberati	Puri	Xiong
Dievendorf	MacDonell	Rheingans	Young
Edwards	Martus	Rogers	

Nays-6

Carra Friske Schriver Zorn DeSana Maddock

In The Chair: Pohutsky

Rep. Aiyash moved to reconsider the vote by which the House did not pass the bill.

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

The question being on the passage of the bill,

Rep. Aiyash moved that consideration of the bill be postponed temporarily. The motion prevailed.

By unanimous consent the House returned to the order of

Motions and Resolutions

Rep. Aiyash moved that Rule 71 be suspended and the resolution be considered at this time.

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

Reps. Byrnes, Miller, Aiyash, Breen, Jaime Greene, Haadsma, Hill, Liberati, MacDonell, Paiz and Rheingans offered the following resolution:

House Resolution No. 249.

A resolution to declare May 2024 as Huntington's Disease Awareness Month in the state of Michigan.

Whereas, Huntington's disease is a progressive degenerative neurological disease affecting 41,000 Americans while another 200,000 are genetically at risk of inheriting the expanded gene responsible for causing the disease; and

Whereas, Each child of a parent with Huntington's disease has a 50 percent chance of inheriting the Huntington's disease gene; and

Whereas, Huntington's disease typically occurs in mid-life, between the ages of 30 and 50, though onset has been known to occur in children as young as 2 years of age; and

Whereas, The average lifespan after onset of Huntington's disease is 10-20 years, and the younger the age of onset, the more rapid the progression of the disease, resulting in children who develop the juvenile form of the disease rarely living to adulthood; and

Whereas, Since the discovery of the gene that causes Huntington's disease in 1993, the pace of HD research has accelerated. Scientists across the nation are conducting important research into Huntington's Disease, which at present has no effective treatment or cure; and

Whereas, It is critical to the success of research and support services to raise awareness in the general public and the medical community about Huntington's disease; now, therefore, be it

Resolved by the House of Representatives, That the members of this legislative body declare May 2024 as Huntington's Disease Awareness Month in the state of Michigan. We encourage all citizens to join in the observance.

The question being on the adoption of the resolution,

The resolution was adopted.

Messages from the Senate

The Senate requested the return of

House Bill No. 4331, entitled

A bill to amend 1956 PA 218, entitled "The insurance code of 1956," by amending section 2227 (MCL 500.2227), as amended by 2014 PA 509.

(The bill was received from the Senate on May 1, with substitute (S-1) and full title inserted, consideration of which, under the rules, was postponed until today, see House Journal No. 37, p. 357.)

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

Rep. Aiyash moved that the request of the Senate be granted.

The motion prevailed.

The Senate requested the return of

House Bill No. 4332, entitled

A bill to amend 1909 PA 279, entitled "The home rule city act," by amending section 4q (MCL 117.4q), as amended by 2013 PA 188.

(The bill was received from the Senate on May 1, with substitute (S-1) and full title inserted, consideration of which, under the rules, was postponed until today, see House Journal No. 37, p. 357.)

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

Rep. Aiyash moved that the request of the Senate be granted.

The motion prevailed.

Rep. Aiyash 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. Steele moved that the Committee on Government Operations be discharged from further consideration of **House Resolution No. 247**.

(For first notice see House Journal No. 38, p. 369.)

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

The motion did not prevail, a majority of the members serving not voting therefor.

Rep. Aiyash moved that when the House adjourns today it stand adjourned until Wednesday, May 8, at 12:00 Noon.

The motion prevailed.

Announcement by the Clerk of Printing and Enrollment

The Clerk announced that the following bills had been reproduced and made available electronically on Tuesday, May 7:

Senate Bill Nos. 860 861 862 863 864 865 866

The Clerk announced that the following Senate bills had been received on Thursday, May 2:

Senate Bill Nos. 758 759 764 765 817

Messages from the Senate

House Bill No. 4360, entitled

A bill to amend 1988 PA 57, entitled "An act to provide for the incorporation by 2 or more municipalities of certain authorities for the purpose of providing emergency services to municipalities; to provide for the powers and duties of authorities and of certain state and local agencies and officers; to provide for certain condemnation proceedings; to provide for fees; to provide for the levy of property taxes for certain purposes; to authorize the issuance of bonds, notes, and other evidences of indebtedness; and to prescribe penalties and provide remedies," by amending section 2 (MCL 124.602).

The Senate has amended the bill as follows:

- 1. Amend page 3, following line 12, by inserting:
- "(5) Notwithstanding section 13, if an incorporated municipality or a municipality otherwise granted taxing authority under state law is a member of an authority to provide emergency services under this section and the territory under the authority's jurisdiction does not include all taxable property within the municipality, the municipality shall not tax the property owners that are not within the territory under the jurisdiction of the authority to fulfill the municipality's obligation to the authority. The property owners that are not within the territory under the jurisdiction of the authority are not subject to assessments by the municipality to pay for the obligations of the authority."

The Senate has passed the bill as amended.

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

Senate Bill No. 758, entitled

A bill to make appropriations for the department of agriculture and rural development for the fiscal year ending September 30, 2025; and to provide for the expenditure of the appropriations.

The Senate has passed the bill.

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

Senate Bill No. 759, entitled

A bill to make, supplement, adjust, and consolidate appropriations for the department of natural resources for the fiscal year ending September 30, 2025; to provide for certain conditions on appropriations; and to provide for the expenditure of the appropriations.

The Senate has passed the bill.

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

Senate Bill No. 764, entitled

A bill to make appropriations for the department of licensing and regulatory affairs for the fiscal year ending September 30, 2025; and to provide for the expenditure of the appropriations.

The Senate has passed the bill.

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

Senate Bill No. 765, entitled

A bill to make appropriations for the department of insurance and financial services for the fiscal year ending September 30, 2025; and to provide for the expenditure of the appropriations.

The Senate has passed the bill.

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

Senate Bill No. 817, entitled

A bill to make, supplement, and adjust appropriations for certain capital outlay projects and the department of natural resources for the fiscal year ending September 30, 2024; to provide for expenditure of the appropriations; and to prescribe certain conditions for the appropriations.

The Senate has passed the bill.

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

Notices

I hereby give notice that on the next legislative session day I will move to discharge the Committee on Appropriations from further consideration of **Senate Bill No. 817**.

Rep. Aiyash

Introduction of Bills

Reps. Beeler, Bezotte, Rigas and DeBoyer introduced

House Bill No. 5704, entitled

A bill to amend 1931 PA 328, entitled "The Michigan penal code," by amending sections 81, 81a, 81d, 82, 83, 84, 85, 86, 87, 88, 89, 91, 110a, 111, 122, 136b, 145a, 145c, 159j, 174, 174a, 193, 195, 197c, 207, 213, 218, 224f, 227b, 234a, 317, 317a, 321, 349, 349b, 356, 356a, 356c, 356d, 357, 357b, 360, 362, 377a, 377b, 380, 383a, 411h, 411i, 411u, 451, 459, 479, 479a, 479b, 483a, 520b, 520c, 520d, 520e, 520g, 529, 529a, 530, 531, and 553 (MCL 750.81, 750.81a, 750.81d, 750.82, 750.83, 750.84, 750.85, 750.86, 750.87, 750.88, 750.89, 750.91, 750.110a, 750.111, 750.122, 750.136b, 750.145a, 750.145c, 750.159j, 750.174, 750.174a, 750.193, 750.195, 750.197c, 750.207, 750.213, 750.218, 750.224f, 750.227b, 750.234a, 750.317, 750.317a, 750.321, 750.349, 750.349b, 750.356, 750.356a, 750.356c, 750.356d, 750.357, 750.357b, 750.360, 750.362, 750.377a, 750.377b, 750.380, 750.383a, 750.411h, 750.411i, 750.411u, 750.451, 750.459, 750.479, 750.479a, 750.479b, 750.483a, 750.520b, 750.520c, 750.520d, 750.520e, 750.520g, 750.529a, 750.529a, 750.530, 750.531, and 750.553), sections 81 and 81a as amended by 2023 PA 271, section 81d as amended by 2006 PA 517, section 82 as amended by 2023 PA 272, section 84 as amended by 2012 PA 367, section 85 as added by 2005 PA 335, section 110a as amended by 1999 PA 44, section 111 as amended by 2008 PA 10, section 122 as added by 2000 PA 452, section 136b as amended by 2020 PA 49, section 145a as amended by 2002 PA 45, section 145c as amended by 2018 PA 373, section 159j as amended by 2006 PA 129, section 174 as amended by 2019 PA 173, section 174a as amended by 2013 PA 34, section 193 as amended by 1998 PA 510, section 195 as amended by 1987 PA 212, section 197c as amended by 2006 PA 535, sections 207 and 520b as amended by 2014 PA 23, section 218 as amended by 2011 PA 201, section 224f as amended by 2023 PA 201, section 227b as amended by 2015 PA 26, section 234a as amended by 2014 PA 191, section 317a as added by 2005 PA 167, section 349 as amended by 2014 PA 330, section 349b as added by 2006 PA 160, section 356 as amended by 2013 PA 217, section 356a as amended by 2008 PA 476, sections 356c and 356d as amended by 1998 PA 311, section 357b as added by 1990 PA 321, sections 377a, 380, and 411h as amended by 2023 PA 199, section 383a as amended by 2008 PA 413, section 411i as amended by 1997 PA 65, section 411u as added by 2008 PA 564, section 451 as amended by 2016 PA 338, section 459 as amended by 2016 PA 485, section 479 as amended by 2002 PA 270, section 479a as amended by 2012 PA 60, section 479b as added by 1994 PA 33, section 483a as amended by 2023 PA 49, section 520c as amended by 2012 PA 372, sections 520d and 520e as amended by 2023 PA 26, section 529 as amended by 2020 PA 313, sections 529a and 530 as amended by 2004 PA 128, and section 553 as added by 2014 PA 224; and to repeal acts and parts of acts.

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

Reps. Friske, Rigas, Bezotte, DeBoyer and Beeler introduced

House Bill No. 5705, entitled

A bill to amend 1909 PA 17, entitled "An act to prohibit or limit the access by prisoners and by employees of correctional facilities to certain weapons and wireless communication devices and to alcoholic liquor, drugs, medicines, poisons, and controlled substances in, on, or outside of correctional facilities; to prohibit or limit the bringing into or onto certain facilities and real property, and the disposition of, certain weapons, substances, and wireless communication devices; to prohibit or limit the selling, giving, or furnishing of certain weapons, substances, and wireless communication devices to prisoners; to prohibit the control or possession of certain weapons, substances, and wireless communication devices by prisoners; and to prescribe penalties," by amending sections 1, 3, aa, and 5 (MCL 800.281, 800.283, 800.283a, and 800.285), sections 1, 3, and 5 as amended by 1982 PA 343 and section 3a as amended by 2012 PA 255.

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

Reps. DeBoyer, Friske, Rigas, Bezotte and Beeler introduced

House Bill No. 5706, entitled

A bill to amend 1981 PA 7, entitled "An act to prohibit without authorization the bringing into jails and other specified areas any alcoholic liquor, controlled substances, weapons, and certain other items; the selling or furnishing to prisoners, and the improper disposal of any alcoholic liquor, controlled substances, weapons, and certain other items; the possession or control by prisoners of any alcoholic liquor, controlled substances, weapons, and certain other items; to prescribe a penalty; and to repeal certain acts and parts of acts," by amending sections 2, 2a, 3, and 5 (MCL 801.262, 801.262a, 801.263, and 801.265), section 2a as added by 2012 PA 256 and section 5 as amended by 1999 PA 28.

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

Reps. Borton, Friske, Rigas, Bezotte and Beeler introduced

House Bill No. 5707, entitled

A bill to amend 2004 PA 452, entitled "Identity theft protection act," by amending section 9 (MCL 445.69), as amended by 2010 PA 318.

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

Reps. Hoadley, Friske, Rigas, Bezotte, DeBoyer and Beeler introduced

House Bill No. 5708, entitled

A bill to amend 1968 PA 302, entitled "An act to define and prescribe the penalties for the crime of rioting and related crimes; and to repeal certain acts and parts of acts," by amending section 4 (MCL 752.544), as amended by 1988 PA 393.

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

Reps. Beeler, Friske, Rigas, Bezotte and DeBoyer introduced

House Bill No. 5709, entitled

A bill to amend 1939 PA 280, entitled "The social welfare act," by amending section 60 (MCL 400.60), as amended by 1999 PA 194.

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

Reps. Bruck, Friske, Rigas, Bezotte, DeBoyer and Beeler introduced

House Bill No. 5710, entitled

A bill to amend 1978 PA 368, entitled "Public health code," by amending sections 7340c, 7401, 7401c, 7402, 7403, 7404, 7405, 7406, 7410, and 17766c (MCL 333.7340c, 333.7401, 333.7401c, 333.7402, 333.7403, 333.7404, 333.7405, 333.7406, 333.7410, and 333.17766c), section 7340c as amended by 2016 PA 125, section 7401 as amended by 2016 PA 548, section 7401c as amended by 2003 PA 310, section 7402 as amended by 2012 PA 183, section 7403 as amended by 2016 PA 307, section 7404 as amended by 2016 PA 308, section 7405 as amended by 2016 PA 49, section 7410 as amended by 2016 PA 128, and section 17766c as amended by 2014 PA 216.

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

Reps. DeBoyer, Friske, Rigas, Bezotte and Beeler introduced

House Bill No. 5711, entitled

A bill to amend 1977 PA 72, entitled "The medicaid false claim act," by amending section 6 (MCL 400.606), as amended by 1984 PA 333.

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

Reps. Rigas, Friske, Bezotte, DeBoyer and Beeler introduced

House Bill No. 5712, entitled

A bill to amend 1961 PA 236, entitled "Revised judicature act of 1961," by amending section 2950 (MCL 600.2950), as amended by 2018 PA 146.

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

Reps. Bezotte, Friske, Rigas, DeBoyer and Beeler introduced

House Bill No. 5713, entitled

A bill to amend 1994 PA 295, entitled "Sex offenders registration act," by amending section 9 (MCL 28.729), as amended by 2020 PA 295.

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

Reps. Thompson, Friske, Rigas, Bezotte, DeBoyer and Beeler introduced

House Bill No. 5714, entitled

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending sections 601b, 602a, 617, and 625 (MCL 257.601b, 257.602a, 257.617, and 257.625), section 601b as amended by 2011 PA 60, section 602a as amended by 1999 PA 73, section 617 as amended by 2005 PA 3, and section 625 as amended by 2021 PA 85.

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

Reps. Beeler, Rigas and DeBoyer introduced

House Bill No. 5715, entitled

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending sections 11b, 12e, 12f, 13m, 13n, 14a, 14h, 15d, 16d, 16f, 16g, 16i, 16j, 16k, 16l, 16m, 16p, 16q, 16r, 16s, 16t, 16w, 16x, 16y, 16bb, 17b, and 17g of chapter XVII (MCL 777.11b, 777.12e, 777.12f, 777.13m, 777.13n, 777.14a, 777.14h, 777.15d, 777.16d, 777.16f, 777.16g, 777.16i, 777.16j, 777.16k, 777.16l, 777.16m, 777.16p, 777.16q, 777.16r, 777.16s, 777.16t, 777.16w, 777.16x, 777.16bb, 777.17b, and 777.17g), section 11b as amended by 2023 PA 22, section 12e as amended by 2011 PA 59, section 12f as amended by 2016 PA 34, section 13m as amended by 2016 PA 549, section 13n as amended by 2023 PA 63, section 14a as amended by 2010 PA 378, section 14h as amended by 2021 PA 141, section 15d as added by 2002 PA 206, sections 16d and 16p as amended by 2023 PA 208, section 16f as amended by 2000 PA 498, section 16g as amended by 2023 PA 278, section 16i as amended by 2012 PA 169, section 16j as amended by 2006 PA 536, section 16k as amended by 2018 PA 30, section 16l as amended by 2016 PA 150, section 16m as amended by 2023 PA 200, section 16q as amended by 2006 PA 164, section 16r as amended by 2002 PA 279, section 16s as amended by 2008 PA 414, section 16t as amended by 2018 PA 528, section 16w as amended by 2016 PA 486, section 16x as amended by 2012 PA 323, section 16y as amended by 2006 PA 655, section 16bb as amended by 2014 PA 225, section 17b as added by 2002 PA 28, and section 17g as amended by 2013 PA 124.

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

Reps. Farhat, Aiyash, Puri, MacDonell, Byrnes and Arbit introduced

House Bill No. 5716, entitled

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," (MCL 760.1 to 777.69) by adding section 25c to chapter IV.

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

Reps. O'Neal, McFall, Fitzgerald, Young, Bierlein, Schuette, Beson, Tyrone Carter, Haadsma, Brenda Carter, Rheingans, Neeley, Brabec and Glanville introduced

House Bill No. 5717, entitled

A bill to amend 2001 PA 142, entitled "Michigan memorial highway act," (MCL 250.1001 to 250.2092) by adding section 105a.

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

Announcements by the Clerk

The Clerk received the following dissent on House Bill No. 5434, from Rep. Zorn:

"I've never missed a vote in my career as a public official. I believe it is my duty as a representative of my constituents to express their voice every time I am called to vote on legislation.

Unfortunately, the presiding officer rushed the vote today and I was not given ample time to vote. I am disappointed as I was present here today and wanted the opportunity to vote in support of this measure."

Rep. Arbit moved that the House adjourn. The motion prevailed, the time being 3:45 p.m.

The Speaker Pro Tempore declared the House adjourned until Wednesday, May 8, at 12:00 Noon.

RICHARD J. BROWN Clerk of the House of Representatives