

No. 67
STATE OF MICHIGAN
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House of Representatives
94th Legislature
REGULAR SESSION OF 2008

House Chamber, Lansing, Wednesday, July 16, 2008.

10:00 a.m.

The House was called to order by the Speaker Pro Tempore.

The roll was called by the Clerk of the House of Representatives, who announced that a quorum was not present.

Rep. Rick Jones, from the 71st District, offered the following invocation:

“Heavenly Father, we thank You for the privilege of living in the beautiful state of Michigan with the Great Lakes and all of the fresh water resources that we have. We ask, today, that You watch over our men and women in our armed forces serving across the seas and in harm’s way. Amen.”

Announcement by the Clerk of Printing and Enrollment

The Clerk announced the enrollment printing and presentation to the Governor on Monday, June 30, for her approval of the following bill:

Enrolled House Bill No. 5893 at 10:44 a.m.

The Clerk announced that the following bills had been printed and placed upon the files of the members on Monday, June 30:

House Bill Nos.	6290	6291	6292	6293	6294	6295	6296	6297	6298	6299	6300	6301	6302	6303
	6304	6305												

The Clerk announced that the following Senate bills had been received on Monday, June 30:

Senate Bill Nos. 213 1048

The Clerk announced the enrollment printing and presentation to the Governor on Tuesday, July 1, for her approval of the following bills:

Enrolled House Bill No. 4330 at 2:44 p.m.

Enrolled House Bill No. 4343 at 2:46 p.m.

Enrolled House Bill No. 5065 at 2:48 p.m.

Enrolled House Bill No. 5066 at 2:50 p.m.

Enrolled House Bill No. 5067 at 2:52 p.m.

Enrolled House Bill No. 5069 at 2:54 p.m.

Enrolled House Bill No. 5073 at 2:56 p.m.

Enrolled House Bill No. 6014 at 2:58 p.m.
Enrolled House Bill No. 6094 at 3:00 p.m.

The Clerk announced the enrollment printing and presentation to the Governor on Wednesday, July 2, for her approval of the following bills:

Enrolled House Bill No. 5833 at 9:22 a.m.
Enrolled House Bill No. 4453 at 9:24 a.m.

The Clerk announced the enrollment printing and presentation to the Governor on Thursday, July 3, for her approval of the following bills:

Enrolled House Bill No. 4050 at 11:32 a.m.
Enrolled House Bill No. 4065 at 11:34 a.m.
Enrolled House Bill No. 4317 at 11:36 a.m.
Enrolled House Bill No. 4481 at 11:38 a.m.
Enrolled House Bill No. 4490 at 11:40 a.m.
Enrolled House Bill No. 4658 at 11:42 a.m.
Enrolled House Bill No. 4680 at 11:44 a.m.
Enrolled House Bill No. 4903 at 11:46 a.m.
Enrolled House Bill No. 4950 at 11:48 a.m.
Enrolled House Bill No. 5559 at 11:50 a.m.
Enrolled House Bill No. 5925 at 11:52 a.m.

The Clerk announced the enrollment printing and presentation to the Governor on Monday, July 7, for her approval of the following bills:

Enrolled House Bill No. 4323 at 3:44 p.m.
Enrolled House Bill No. 4491 at 3:46 p.m.
Enrolled House Bill No. 4854 at 3:48 p.m.
Enrolled House Bill No. 5151 at 3:50 p.m.
Enrolled House Bill No. 5681 at 3:52 p.m.
Enrolled House Bill No. 5804 at 3:54 p.m.
Enrolled House Bill No. 5807 at 3:56 p.m.
Enrolled House Bill No. 5809 at 3:58 p.m.
Enrolled House Bill No. 5810 at 4:00 p.m.
Enrolled House Bill No. 5811 at 4:02 p.m.
Enrolled House Bill No. 5812 at 4:04 p.m.
Enrolled House Bill No. 5814 at 4:06 p.m.
Enrolled House Bill No. 6208 at 4:08 p.m.
Enrolled House Bill No. 5638 at 4:10 p.m.

Messages from the Senate

House Bill No. 5524, 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," by amending sections 6a, 10, 10a, 10b, 10d, 10g, 10p, 10r, 10x, and 10y (MCL 460.6a, 460.10, 460.10a, 460.10b, 460.10d, 460.10g, 460.10p, 460.10r, 460.10x, and 460.10y), section 6a as amended by 1992 PA 37, sections 10, 10b, 10p, 10r, 10x, and 10y as added by 2000 PA 141, section 10a as amended by 2004 PA 88, section 10d as amended by 2002 PA 609, and section 10g as amended by 2001 PA 48, and by adding sections 4a, 6q, 6r, 10dd, and 11.

The Senate has substituted (S-7) the bill.

The Senate has passed the bill as substituted (S-7) and amended the title to read as follows:

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," by amending sections 6a, 10, 10a, 10b, 10d, 10g, 10p, 10r, 10x, and 10y (MCL 460.6a, 460.10, 460.10a, 460.10b, 460.10d, 460.10g, 460.10p, 460.10r, 460.10x, and 460.10y), section 6a as amended by 1992 PA 37, sections 10, 10b, 10p, 10r, 10x, and 10y as added by 2000 PA 141, section 10a as amended by 2004 PA 88, section 10d as amended by 2002 PA 609, and section 10g as amended by 2001 PA 48, and by adding sections 4a, 6q, 10dd, and 11.

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

Senate Bill No. 213, entitled

A bill to require providers of retail electric service to establish a renewable energy program; to prescribe the powers and duties of certain state agencies and officials; to authorize the creation and implementation of wind energy resource zones; to ensure transmission infrastructure to deliver wind energy; to provide for expedited transmission line siting authority; to provide incentives for establishing wind generation facilities; to provide for condemnation authority; and to provide for sanctions.

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. 1048, entitled

A bill to amend 1967 PA 281, entitled "Income tax act of 1967," (MCL 206.1 to 206.532) by adding section 253.

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.

Messages from the Governor

The following message from the Governor was received July 15, 2008 and read:

EXECUTIVE ORDER

No. 2008 — 17

ABOLISHING THE CRIMINAL JUSTICE INFORMATION SYSTEMS POLICY COUNCIL

DEPARTMENT OF STATE POLICE

EXECUTIVE REORGANIZATION

WHEREAS, Section 1 of Article V of the Michigan Constitution of 1963 vests the executive power of the State of Michigan in the Governor;

WHEREAS, Section 2 of Article V of the Michigan Constitution of 1963 empowers the Governor to make changes in the organization of the executive branch of state government or in the assignment of functions among its units that the Governor considers necessary for efficient administration;

WHEREAS, there is a continuing need to reorganize state functions to assure efficient administration and effectiveness of government;

WHEREAS, abolishing the Criminal Justice Information Systems Policy Council will reduce governmental functions and contribute to a smaller and more efficient state government;

NOW, THEREFORE, I, Jennifer M. Granholm, Governor of the State of Michigan, by virtue of the power and authority vested in the Governor by the Michigan Constitution of 1963 and Michigan law order:

I. DEFINITIONS

As used in this Order:

A. "Criminal Justice Information Systems Policy Council" or "Council" means the council established within the Department of State Police under Executive Order 1998-1, MCL 28.161, and Section 2 of the C.J.I.S. Policy Council Act, 1974 PA 163, MCL 28.211 to 28.215.

B. "Department of State Police" or "Department" means the principal department of state government created under Section 2 of 1935 PA 59, MCL 28.2, and Section 150 of the Executive Organization Act of 1965, 1965 PA 380, MCL 16.250.

C. "State Budget Director" means the individual appointed by the Governor pursuant to Section 321 of The Management and Budget Act, 1984 PA 431, MCL 18.1321.

D. "Type III transfer" means that term as defined under Section 3 of the Executive Organization Act of 1965, 1965 PA 380, MCL 16.103.

II. TRANSFER

A. All of the authority, powers, duties, functions, records, personnel, property, unexpended balances of appropriations, allocations, or other funds of the Criminal Justice Information Systems Policy Council are transferred by Type III transfer to the Department of State Police.

B. The Criminal Justice Information Systems Policy Council is abolished.

III. IMPLEMENTATION OF TRANSFER

A. The Director of the Department shall provide executive direction and supervision for the implementation of the transfer under this Order and shall make internal organizational changes as necessary to complete the transfer.

B. The functions transferred under this Order shall be administered by the Director of the Department in a manner that promotes efficient administration.

C. All records, property, and unexpended balances of appropriations, allocations, and other funds used, held, employed, available, or to be made available to the Council for the activities, powers, duties, functions, and responsibilities transferred under this Order are transferred to the Department.

D. The State Budget Director shall determine and authorize the most efficient manner possible for handling financial transactions and records in the state's financial management system necessary for the implementation of this Order.

IV. MISCELLANEOUS

A. All rules, orders, contracts, and agreements relating to the functions transferred under this Order lawfully adopted prior to the effective date of this Order shall continue to be effective until revised, amended, repealed, or rescinded.

B. This Order shall not abate any suit, action, or other proceeding lawfully commenced by, against, or before any entity affected under this Order. Any suit, action, or other proceeding may be maintained by, against, or before the appropriate successor of any entity affected under this Order.

C. The invalidity of any portion of this Order shall not affect the validity of the remainder of the Order, which may be given effect without any invalid portion. Any portion of this Order found invalid by a court or other entity with proper jurisdiction shall be severable from the remaining portions of this Order.

In fulfillment of the requirements under Section 2 of Article V of the Michigan Constitution of 1963, the provisions of this Order are effective September 21, 2008 at 12:01 a.m.

[SEAL]

Given under my hand and the Great Seal of the State of Michigan this 15th day of July, in the year of our Lord, two thousand eight.

Jennifer M. Granholm
Governor

By the Governor:
Terri L. Land
Secretary of State

The message was referred to the Clerk.

Date: June 30, 2008

Time: 4:15 p.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

Enrolled House Bill No. 5893 (Public Act No. 168, I.E.), being

An act to amend 2007 PA 36, entitled "An act to meet deficiencies in state funds by providing for the imposition, levy, computation, collection, assessment, reporting, payment, and enforcement of taxes on certain commercial, business, and

financial activities; to prescribe the powers and duties of public officers and state departments; to provide for the inspection of certain taxpayer records; to provide for interest and penalties; to provide exemptions, credits, and refunds; to provide for the disposition of funds; to provide for the interrelation of this act with other acts; and to make appropriations,” by amending sections 201 and 203 (MCL 208.1201 and 208.1203), section 201 as amended by 2007 PA 145.

(Filed with the Secretary of State June 30, 2008, at 4:22 p.m.)

Date: July 2, 2008

Time: 3:05 p.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

Enrolled House Bill No. 4817 (Public Act No. 171, I.E.), being

An act to amend 1949 PA 300, entitled “An act to provide for the registration, titling, sale, transfer, and regulation of certain vehicles operated upon the public highways of this state or any other place open to the general public or generally accessible to motor vehicles and distressed vehicles; to provide for the licensing of dealers; to provide for the examination, licensing, and control of operators and chauffeurs; to provide for the giving of proof of financial responsibility and security by owners and operators of vehicles; to provide for the imposition, levy, and collection of specific taxes on vehicles, and the levy and collection of sales and use taxes, license fees, and permit fees; to provide for the regulation and use of streets and highways; to create certain funds; to provide penalties and sanctions for a violation of this act; to provide for civil liability of owners and operators of vehicles and service of process on residents and nonresidents; to provide for the levy of certain assessments; to provide for the enforcement of this act; to provide for the creation of and to prescribe the powers and duties of certain state and local agencies; to impose liability upon the state or local agencies; to provide appropriations for certain purposes; to repeal all other acts or parts of acts inconsistent with this act or contrary to this act; and to repeal certain parts of this act on a specific date,” by amending sections 675d and 742 (MCL 257.675d and 257.742), section 675d as amended by 2004 PA 49 and section 742 as amended by 2000 PA 268.

(Filed with the Secretary of State July 2, 2008, at 3:36 p.m.)

Date: July 2, 2008

Time: 3:07 p.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

Enrolled House Bill No. 6121 (Public Act No. 172, I.E.), being

An act to amend 1955 PA 233, entitled “An act to provide for the incorporation of certain municipal authorities to acquire, own, extend, improve, and operate sewage disposal systems, water supply systems, and solid waste management systems; to prescribe the rights, powers, and duties thereof; to authorize contracts between such authorities and public corporations; to provide for the issuance of bonds to acquire, construct, extend, or improve the systems; and to prescribe penalties and provide remedies,” by amending section 4a (MCL 124.284a), as added by 1985 PA 178.

(Filed with the Secretary of State July 2, 2008, at 3:38 p.m.)

Date: July 2, 2008

Time: 3:11 p.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

Enrolled House Bill No. 4840 (Public Act No. 173, I.E.), being

An act to amend 1978 PA 368, entitled “An act to protect and promote the public health; to codify, revise, consolidate, classify, and add to the laws relating to public health; to provide for the prevention and control of diseases and disabilities; to provide for the classification, administration, regulation, financing, and maintenance of personal, environmental, and other health services and activities; to create or continue, and prescribe the powers and duties of, departments, boards, commissions, councils, committees, task forces, and other agencies; to prescribe the powers and duties of governmental entities and officials; to regulate occupations, facilities, and agencies affecting the public health; to regulate health maintenance organizations and certain third party administrators and insurers; to provide for the imposition of a regulatory fee; to provide for the levy of taxes against certain health facilities or agencies; to promote the efficient and economical delivery of health care services, to provide for the appropriate utilization of health care facilities and services, and to provide for the closure of hospitals or consolidation of hospitals or services; to provide for the collection and use of data and information; to provide for the transfer of property; to provide certain immunity from liability; to regulate and prohibit the sale and offering for sale of drug paraphernalia under certain circumstances; to provide for the

implementation of federal law; to provide for penalties and remedies; to provide for sanctions for violations of this act and local ordinances; to provide for an appropriation and supplements; to repeal certain acts and parts of acts; to repeal certain parts of this act; and to repeal certain parts of this act on specific dates," by amending section 20161 (MCL 333.20161), as amended by 2007 PA 85.

(Filed with the Secretary of State July 2, 2008, at 3:40 p.m.)

Date: July 2, 2008

Time: 3:13 p.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

Enrolled House Bill No. 6094 (Public Act No. 174, I.E.), being

An act to authorize the state administrative board to exchange certain real property in Ingham county; to prescribe conditions for the exchange; and to provide for disposition of revenue derived from the exchange.

(Filed with the Secretary of State July 2, 2008, at 3:42 p.m.)

Date: July 9, 2008

Time: 9:06 a.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

Enrolled House Bill No. 6014 (Public Act No. 178), being

An act to amend 1994 PA 451, entitled "An act to protect the environment and natural resources of the state; to codify, revise, consolidate, and classify laws relating to the environment and natural resources of the state; to regulate the discharge of certain substances into the environment; to regulate the use of certain lands, waters, and other natural resources of the state; to prescribe the powers and duties of certain state and local agencies and officials; to provide for certain charges, fees, assessments, and donations; to provide certain appropriations; to prescribe penalties and provide remedies; and to repeal acts and parts of acts," by amending sections 80205 and 80215 (MCL 324.80205 and 324.80215), section 80205 as amended by 2007 PA 8 and section 80215 as added by 2000 PA 229; and to repeal acts and parts of acts.

(Filed with the Secretary of State July 9, 2008, at 3:16 p.m.)

Date: July 9, 2008

Time: 9:04 a.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

Enrolled House Bill No. 5073 (Public Act No. 179, I.E.), being

An act to amend 1994 PA 451, entitled "An act to protect the environment and natural resources of the state; to codify, revise, consolidate, and classify laws relating to the environment and natural resources of the state; to regulate the discharge of certain substances into the environment; to regulate the use of certain lands, waters, and other natural resources of the state; to prescribe the powers and duties of certain state and local agencies and officials; to provide for certain charges, fees, assessments, and donations; to provide certain appropriations; to prescribe penalties and provide remedies; and to repeal acts and parts of acts," by amending section 32701 (MCL 324.32701), as amended by 2006 PA 33.

(Filed with the Secretary of State July 9, 2008, at 3:18 p.m.)

Date: July 9, 2008

Time: 10:48 a.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

Enrolled House Bill No. 5069 (Public Act No. 180, I.E.), being

An act to amend 1994 PA 451, entitled "An act to protect the environment and natural resources of the state; to codify, revise, consolidate, and classify laws relating to the environment and natural resources of the state; to regulate the discharge of certain substances into the environment; to regulate the use of certain lands, waters, and other natural resources of the state; to prescribe the powers and duties of certain state and local agencies and officials; to provide for certain charges, fees, assessments, and donations; to provide certain appropriations; to prescribe penalties and provide remedies; and to repeal acts and parts of acts," by amending sections 32702, 32703, 32705, 32706, and 32723 (MCL 324.32702, 324.32703, 324.32705, 324.32706, and 324.32723), sections 32702 and 32703 as amended and section 32723 as added by 2006 PA 33, section 32705 as amended by 2006 PA 35, and section 32706 as amended by 1996 PA 434.

(Filed with the Secretary of State July 9, 2008, at 3:20 p.m.)

Date: July 9, 2008
Time: 9:02 a.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

Enrolled House Bill No. 5067 (Public Act No. 181, I.E.), being

An act to amend 1994 PA 451, entitled “An act to protect the environment and natural resources of the state; to codify, revise, consolidate, and classify laws relating to the environment and natural resources of the state; to regulate the discharge of certain substances into the environment; to regulate the use of certain lands, waters, and other natural resources of the state; to prescribe the powers and duties of certain state and local agencies and officials; to provide for certain charges, fees, assessments, and donations; to provide certain appropriations; to prescribe penalties and provide remedies; and to repeal acts and parts of acts,” (MCL 324.101 to 324.90106) by adding sections 32706c and 32706d; and to repeal acts and parts of acts.

(Filed with the Secretary of State July 9, 2008, at 3:22 p.m.)

Date: July 9, 2008
Time: 10:50 a.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

Enrolled House Bill No. 5066 (Public Act No. 182, I.E.), being

An act to amend 1994 PA 451, entitled “An act to protect the environment and natural resources of the state; to codify, revise, consolidate, and classify laws relating to the environment and natural resources of the state; to regulate the discharge of certain substances into the environment; to regulate the use of certain lands, waters, and other natural resources of the state; to prescribe the powers and duties of certain state and local agencies and officials; to provide for certain charges, fees, assessments, and donations; to provide certain appropriations; to prescribe penalties and provide remedies; and to repeal acts and parts of acts,” by amending sections 32707, 32708, 32708a, and 32709 (MCL 324.32707, 324.32708, 324.32708a, and 324.32709), section 32707 as amended by 2006 PA 33, section 32708 as amended and section 32708a as added by 2006 PA 35, and section 32709 as added by 1995 PA 59.

(Filed with the Secretary of State July 9, 2008, at 3:24 p.m.)

Date: July 9, 2008
Time: 9:00 a.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

Enrolled House Bill No. 5065 (Public Act No. 183, I.E.), being

An act to amend 1994 PA 451, entitled “An act to protect the environment and natural resources of the state; to codify, revise, consolidate, and classify laws relating to the environment and natural resources of the state; to regulate the discharge of certain substances into the environment; to regulate the use of certain lands, waters, and other natural resources of the state; to prescribe the powers and duties of certain state and local agencies and officials; to provide for certain charges, fees, assessments, and donations; to provide certain appropriations; to prescribe penalties and provide remedies; and to repeal acts and parts of acts,” by amending sections 32721, 32722, and 32727 (MCL 324.32721, 324.32722, and 324.32727), as added by 2006 PA 33.

(Filed with the Secretary of State July 9, 2008, at 3:26 p.m.)

Date: July 9, 2008
Time: 9:20 a.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

Enrolled House Bill No. 4343 (Public Act No. 184, I.E.), being

An act to amend 1994 PA 451, entitled “An act to protect the environment and natural resources of the state; to codify, revise, consolidate, and classify laws relating to the environment and natural resources of the state; to regulate the discharge of certain substances into the environment; to regulate the use of certain lands, waters, and other natural resources of the state; to prescribe the powers and duties of certain state and local agencies and officials; to provide for certain charges, fees, assessments, and donations; to provide certain appropriations; to prescribe penalties and provide remedies; and to repeal acts and parts of acts,” by amending sections 32710 and 32725 (MCL 324.32710 and 324.32725), section 32710 as added by 1995 PA 59 and section 32725 as added by 2006 PA 36.

(Filed with the Secretary of State July 9, 2008, at 3:28 p.m.)

Date: July 9, 2008
Time: 9:14 a.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

Enrolled House Bill No. 4330 (Public Act No. 191, I.E.), being

An act to amend 1953 PA 232, entitled “An act to revise, consolidate, and codify the laws relating to probationers and probation officers, to pardons, reprieves, commutations, and paroles, to the administration of correctional institutions, correctional farms, and probation recovery camps, to prisoner labor and correctional industries, and to the supervision and inspection of local jails and houses of correction; to provide for the siting of correctional facilities; to create a state department of corrections, and to prescribe its powers and duties; to provide for the transfer to and vesting in said department of powers and duties vested by law in certain other state boards, commissions, and officers, and to abolish certain boards, commissions, and offices the powers and duties of which are transferred by this act; to allow for the operation of certain facilities by private entities; to prescribe the powers and duties of certain other state departments and agencies; to provide for the creation of a local lockup advisory board; to provide for a lifetime electronic monitoring program; to prescribe penalties for the violation of the provisions of this act; to make certain appropriations; to repeal certain parts of this act on specific dates; and to repeal all acts and parts of acts inconsistent with the provisions of this act,” by amending section 36 (MCL 791.236), as amended by 2006 PA 403.

(Filed with the Secretary of State July 10, 2008, at 4:16 p.m.)

Date: July 9, 2008
Time: 9:16 a.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

Enrolled House Bill No. 4453 (Public Act No. 192, I.E.), being

An act to amend 1927 PA 175, entitled “An act to revise, consolidate, and codify the laws relating to criminal procedure and to define the jurisdiction, powers, and duties of courts, judges, and other officers of the court under the provisions of this act; to provide laws relative to the rights of persons accused of criminal offenses and ordinance violations; to provide for the arrest of persons charged with or suspected of criminal offenses and ordinance violations; to provide for bail of persons arrested for or accused of criminal offenses and ordinance violations; to provide for the examination of persons accused of criminal offenses; to regulate the procedure relative to grand juries, indictments, informations, and proceedings before trial; to provide for trials of persons complained of or indicted for criminal offenses and ordinance violations and to provide for the procedure in those trials; to provide for judgments and sentences of persons convicted of criminal offenses and ordinance violations; to establish a sentencing commission and to prescribe its powers and duties; to provide for procedure relating to new trials and appeals in criminal and ordinance violation cases; to provide a uniform system of probation throughout this state and the appointment of probation officers; to prescribe the powers, duties, and compensation of probation officers; to provide penalties for the violation of the duties of probation officers; to provide for procedure governing proceedings to prevent crime and proceedings for the discovery of crime; to provide for fees of officers, witnesses, and others in criminal and ordinance violation cases; to set forth miscellaneous provisions as to criminal procedure in certain cases; to provide penalties for the violation of certain provisions of this act; and to repeal all acts and parts of acts inconsistent with or contravening any of the provisions of this act,” by amending section 6b of chapter V (MCL 765.6b), as amended by 1994 PA 335.

(Filed with the Secretary of State July 10, 2008, at 4:18 p.m.)

Date: July 10, 2008
Time: 8:18 p.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

Enrolled House Bill No. 4490 (Public Act No. 195, I.E.), being

An act to amend 1927 PA 372, entitled “An act to regulate and license the selling, purchasing, possessing, and carrying of certain firearms and gas ejecting devices; to prohibit the buying, selling, or carrying of certain firearms and gas ejecting devices without a license or other authorization; to provide for the forfeiture of firearms under certain circumstances; to provide for penalties and remedies; to provide immunity from civil liability under certain circumstances; to prescribe the powers and duties of certain state and local agencies; to prohibit certain conduct against individuals who apply for or receive a license to carry a concealed pistol; to make appropriations; to prescribe certain conditions for the appropriations; and to repeal all acts and parts of acts inconsistent with this act,” by amending sections 2, 12, and 12b (MCL 28.422, 28.432, and 28.432b), section 2 as amended by 2004 PA 101, section 12 as amended by 2006 PA 75, and section 12b as added by 1982 PA 182; and to repeal acts and parts of acts.

(Filed with the Secretary of State July 11, 2008, at 11:38 a.m.)

Date: July 10, 2008
Time: 8:20 p.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

Enrolled House Bill No. 4491 (Public Act No. 196, I.E.), being

An act to amend 1931 PA 328, entitled “An act to revise, consolidate, codify, and add to the statutes relating to crimes; to define crimes and prescribe the penalties and remedies; to provide for restitution under certain circumstances; to provide for the competency of evidence at the trial of persons accused of crime; to provide immunity from prosecution for certain witnesses appearing at such trials; and to repeal certain acts and parts of acts inconsistent with or contravening any of the provisions of this act,” by amending sections 224b and 231a (MCL 750.224b and 750.231a), section 231a as amended by 2002 PA 82; and to repeal acts and parts of acts.

(Filed with the Secretary of State July 11, 2008, at 11:40 a.m.)

Date: July 10, 2008
Time: 8:22 p.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

Enrolled House Bill No. 5833 (Public Act No. 197, I.E.), being

An act to amend 1961 PA 236, entitled “An act to revise and consolidate the statutes relating to the organization and jurisdiction of the courts of this state; the powers and duties of such courts, and of the judges and other officers thereof; the forms and attributes of civil claims and actions; the time within which civil actions and proceedings may be brought in said courts; pleading, evidence, practice and procedure in civil and criminal actions and proceedings in said courts; to provide remedies and penalties for the violation of certain provisions of this act; to repeal all acts and parts of acts inconsistent with or contravening any of the provisions of this act; and to repeal acts and parts of acts,” by amending section 151d (MCL 600.151d), as amended by 2004 PA 465.

(Filed with the Secretary of State July 11, 2008, at 11:42 a.m.)

Date: July 10, 2008
Time: 9:00 p.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

Enrolled House Bill No. 4065 (Public Act No. 206, I.E.), being

An act to amend 1931 PA 328, entitled “An act to revise, consolidate, codify, and add to the statutes relating to crimes; to define crimes and prescribe the penalties and remedies; to provide for restitution under certain circumstances; to provide for the competency of evidence at the trial of persons accused of crime; to provide immunity from prosecution for certain witnesses appearing at such trials; and to repeal certain acts and parts of acts inconsistent with or contravening any of the provisions of this act,” (MCL 750.1 to 750.568) by adding section 66a.

(Filed with the Secretary of State July 11, 2008, at 12:00 p.m.)

Date: July 10, 2008
Time: 8:02 p.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

Enrolled House Bill No. 4680 (Public Act No. 209, I.E.), being

An act to amend 1976 PA 331, entitled “An act to prohibit certain methods, acts, and practices in trade or commerce; to prescribe certain powers and duties; to provide for certain remedies, damages, and penalties; to provide for the promulgation of rules; to provide for certain investigations; and to prescribe penalties,” (MCL 445.901 to 445.922) by adding section 3g.

(Filed with the Secretary of State July 14, 2008, at 9:32 a.m.)

Date: July 10, 2008
Time: 8:04 p.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

Enrolled House Bill No. 4050 (Public Act No. 210, I.E.), being

An act to amend 1976 PA 331, entitled “An act to prohibit certain methods, acts, and practices in trade or commerce; to prescribe certain powers and duties; to provide for certain remedies, damages, and penalties; to provide for the

promulgation of rules; to provide for certain investigations; and to prescribe penalties,” (MCL 445.901 to 445.922) by adding section 3e.

(Filed with the Secretary of State July 14, 2008, at 9:34 a.m.)

Date: July 10, 2008

Time: 8:12 p.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

Enrolled House Bill No. 4317 (Public Act No. 211, I.E.), being

An act to amend 1976 PA 331, entitled “An act to prohibit certain methods, acts, and practices in trade or commerce; to prescribe certain powers and duties; to provide for certain remedies, damages, and penalties; to provide for the promulgation of rules; to provide for certain investigations; and to prescribe penalties,” by amending section 3 (MCL 445.903), as amended by 2006 PA 508, and by adding section 3f.

(Filed with the Secretary of State July 14, 2008, at 9:36 a.m.)

Communications from State Officers

The following communication from the Department of Community Health was received and read:

June 23, 2008

In accordance with MCL 333.7524a., I am pleased to present to the Michigan Legislature the 16th comprehensive report on asset forfeiture. Michigan’s asset forfeiture program saves taxpayer money and deprives drug criminals of cash and property obtained through illegal activity. Michigan’s law enforcement community has done an outstanding job of stripping drug dealers of illicit gain and utilizing these proceeds to expand and enhance drug enforcement efforts to protect our citizens.

During 2007, over \$27.9 million in cash and assets amassed by drug traffickers was forfeited and placed into the fight against drugs through the use of state and federal forfeiture laws. Extensive multi-agency teamwork is evident in this report. Considerable assets were obtained as the result of joint enforcement involving several agencies at the federal, state and local levels.

Forfeiture funds were used to further enforce drug laws by providing resources for drug enforcement personnel, needed equipment, undercover informant and investigative costs, and matching funds to obtain federal grants. Some of the forfeited assets were also used for drug and gang prevention education programs.

I commend our law enforcement community for the tremendous job they have done and submit this report for your information and review.

Sincerely,

Donald L. Allen, Jr., Director

Office of Drug Control Policy

The communication was referred to the Clerk.

The following communication from the Department of Labor and Economic Growth’s Michigan State Housing Development Authority was received and read:

June 25, 2008

Pursuant to Section 22(b)(4) of PA 346 of 1966, as amended, I hereby am submitting the 2008 Qualified Allocation Plan pursuant to which the Low Income Housing Tax Credit Program in the State of Michigan will be administered.

Keith Molin, Interim Executive Director

Michigan State Housing Development Authority

The communication was referred to the Clerk.

The following communication from the Department of Human Services was received and read:

July 1, 2008

Michigan Department of Human Services announces availability of Fiscal Year 2009 Community Services Block Grant (CSBG) State Plan, Low Income Home Energy Assistance Program (LIHEAP) State Plan, and the Title XX Social Services Block Grant (SSBG) State Plan.

In accordance with federal requirements, the LIHEAP state plan and Title XX report will be available for review and comment at local Department of Human Services offices throughout the state beginning July 14, 2008. The CSBG plan will be available for review at Community Action Agency offices throughout Michigan.

Public hearings will be held as follows:

July 16, 2008 from 10 a.m. -12:00 p.m. at Grand Tower, 235 S. Grand Avenue, Room 1A, Lansing, Michigan.

July 17, 2008 from 10 a.m. -12:00 p.m. at Cadillac Place, Conference Room L150, 3040 W. Grand Blvd., Detroit, Michigan.

Comments on the state plans will be received from July 14, 2008 through July 31, 2008. Written comments may be submitted to: Ismael Ahmed, Director, Michigan Department of Human Services, P.O. Box 30037, Lansing, MI 48909.

Attached please find the 2009 LIHEAP Proposed State Plan and the 2008 Detailed LIHEAP State Plan for reference. We respectfully request that you distribute it to your members.

Sharon K. Reuther
Senior Executive Secretary
Bureau of Adult & Family Services
Income Support Programs

The communication was referred to the Clerk.

The following communication from the Department of State Police was received and read:

July 1, 2008

The 2007 Michigan Annual Drunk Driving Audit provides detailed information concerning traffic fatalities and injuries as well as arrest activities that are part of ongoing efforts to reduce drunk driving in our state. Alcohol and/or drug related fatal crashes remain a significant traffic safety issue, with approximately 35 percent of the total fatal crashes involving alcohol and/or drugs. In 2007, the number of fatal crashes declined to 987 from 1,002 in 2006.

The Michigan Annual Drunk Driving Audit was compiled with information and data provided by the Michigan Department of State Police, the Michigan Department of State, and the Michigan Department of Transportation. We appreciate the teamwork, assistance and dedication of each of these departments in helping to make Michigan's roads safe. We look forward to our continued partnership.

Questions regarding Section I (Traffic Crash and Arrest Data) should be directed to the Michigan Department of State Police, Criminal Justice Information Center, Traffic Crash Reporting Unit at (517) 322-1150. Questions regarding Section II (Conviction Disposition Data) should be directed to the Michigan Department of State at (517) 322-1598.

As you review this report, please feel free to contact the Traffic Crash Reporting Unit at (517) 322-1150 with your suggestions and ideas.

Sincerely,
Col. Peter C. Munoz, Director
Department of State Police

The communication was referred to the Clerk.

The following communications from the Secretary of State were received and read:

Notices of Filing
Administrative Rules

June 27, 2008

In accordance with the provisions of Section 46(1) of Act 306, Public Acts of 1969, as amended, and Executive Order 1995-6 this is to advise you that the Michigan Department of Labor and Economic Growth, State Office of Administrative Hearings and Rules filed at 4:35 p.m. this date, administrative rule (08-06-10) for the Department of Environmental Quality "Liquefied Petroleum Gas (LPG) Code".

These rules take effect 7 days after filing with the Secretary of State.

July 7, 2008

In accordance with the provisions of Section 46(1) of Act 306, Public Acts of 1969, as amended, and Executive Order 1995-6 this is to advise you that the Michigan Department of Labor and Economic Growth, State Office of Administrative Hearings and Rules filed at 1:40 p.m. this date, administrative rule (08-07-01) for the Department of Labor and Economic Growth, Director's Office, Entitled: "Part 511. Temporary Labor Camps".

These rules become effective immediately upon filing with the Secretary of State unless adopted under sections 33, 44, or 45a(6) of 1969 PA 306. Rules adopted under these sections become effective 7 days after filing with the Secretary of State.

Sincerely,
Terri Lynn Land
Secretary of State
Robin Houston, Office Supervisor
Office of the Great Seal

The communications were referred to the Clerk.

Introduction of Bills

Reps. Warren, Farrah, Hune, Alma Smith, Ward, Moolenaar, Wojno, Byrnes, Gaffney and Meadows introduced
House Bill No. 6306, entitled

A bill to amend 1998 PA 58, entitled "Michigan liquor control code of 1998," by amending sections 107, 525, 531, 537, and 1025 (MCL 436.1107, 436.1525, 436.1531, 436.1537, and 436.2025), section 107 as amended by 2001 PA 223, section 525 as amended by 2006 PA 539, section 531 as amended by 2005 PA 97, section 537 as amended by 2005 PA 269, and section 1025 as amended by 2008 PA 11.

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

Reps. Donigan, Polidori, Condino, Alma Smith and Leland introduced

House Bill No. 6307, entitled

A bill to amend 1978 PA 368, entitled "Public health code," (MCL 333.1101 to 333.25211) by adding section 16631. The bill was read a first time by its title and referred to the Committee on Health Policy.

Reps. Simpson, Polidori, Condino, Alma Smith and Leland introduced

House Bill No. 6308, entitled

A bill to amend 2007 PA 36, entitled "Michigan business tax act," (MCL 208.1101 to 208.1601) by adding section 461.

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

Rep. LeBlanc introduced

House Bill No. 6309, entitled

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending section 255 (MCL 257.255), as amended by 2003 PA 9, and by adding sections 224a and 233c.

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

Rep. Cushingberry introduced

House Bill No. 6310, entitled

A bill to make, supplement, and adjust appropriations for various state departments and agencies for the fiscal year ending September 30, 2009; and to provide for the expenditure of the appropriations.

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

Rep. Cushingberry introduced

House Bill No. 6311, entitled

A bill to make, supplement, and adjust appropriations for various state departments and agencies for the fiscal year ending September 30, 2009; and to provide for the expenditure of the appropriations.

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

Rep. Cushingberry introduced

House Bill No. 6312, entitled

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

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

Rep. Cushingberry introduced
House Bill No. 6313, entitled

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

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

Rep. LeBlanc introduced
House Bill No. 6314, entitled

A bill to amend 1967 PA 281, entitled "Income tax act of 1967," by amending section 435 (MCL 206.435), as amended by 2008 PA 162.

The bill was read a first time by its title and referred to the Committee on Military and Veterans Affairs and Homeland Security.

Rep. Meadows introduced
House Joint Resolution EEE, entitled

A joint resolution proposing an amendment to the state constitution of 1963, by amending section 12 of article IV and repealing section 54 of article IV, to reduce salaries of members of the legislature, to prohibit retirement health benefits for members of the legislature, and to repeal term limits for members of the legislature.

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

Announcements by the Clerk

June 27, 2008

Received from the Municipal Employees' Retirement System of Michigan the *Comprehensive Annual Financial Report for the Year Ending December 31, 2007*, pursuant to the requirements of the *MERS Plan Document* and MCL 38.1536(2)(f), which is available on their website at: www.mersofmich.com.

Richard J. Brown
 Clerk of the House

June 27, 2008

Received from the Auditor General a copy of the following audit report and/or report summary:
 Performance audit of Severance and Motor Carrier Fuel Tax Collections, Department of Treasury, June 2008.

June 30, 2008

Received from the Auditor General a copy of the following audit report and/or report summary:
 Financial audit, including the provisions of the Single Audit Act, of the Department of Environmental Quality (DEQ) for the period October 1, 2005 through September 30, 2007.

June 30, 2008

Received from the Auditor General a copy of the following audit report and/or report summary:
 Financial audit, including the provisions of the Single Audit Act, of the Michigan Department of Education (MDE) for the period October 1, 2005 through September 30, 2007.

July 10, 2008

Received from the Auditor General a copy of the following audit report and/or report summary:
 Financial audit, including the provisions of the Single Audit Act, of the Department of Military and Veterans Affairs for the period October 1, 2005 through September 30, 2007.

Richard J. Brown
 Clerk of the House

By unanimous consent the House returned to the order of

Motions and Resolutions

Rep. Sak offered the following resolution:

House Resolution No. 406.

A resolution to memorialize the Congress of the United States to enact the Great Lakes-St. Lawrence River Basin Water Resources Compact.

Whereas, The Great Lakes are truly one of the great natural resources of our nation and the world. The Great Lakes hold nearly 20 percent of the world's and 95 percent of the nation's surface freshwater resources. The entire Great Lakes region depends on these inland seas for drinking water, manufacturing, agriculture, recreation, and shipping. Yet, despite their vast size, the Great Lakes are vulnerable to exploitation through diversions and wasteful use, placing in jeopardy the economy and quality of life of all the people, farms, and businesses that depend on them; and

Whereas, The Great Lakes-St. Lawrence River Basin Water Resources Compact would protect the Great Lakes from diversions and wasteful withdrawals while preserving the reasonable use of Great Lakes water within the region. This historic document represents a hard-fought compromise negotiated over five years by the Great Lakes governors and Canadian premiers with input from thousands of stakeholders and citizens; and

Whereas, All eight of the Great Lakes states—Illinois, Indiana, Michigan, Minnesota, New York, Ohio, Pennsylvania, and Wisconsin—have enacted the compact into state law and committed themselves to manage this critical resource in a consistent and prudent manner. Michigan has already moved forward and passed laws to completely implement the compact and created a comprehensive water withdrawal management program. However, this historic commitment will not be complete until the U.S. Congress gives its blessing and demonstrates its commitment to keeping the Great Lakes great for generations to come; now, therefore, be it

Resolved by the House of Representatives, That we memorialize the Congress of the United States to enact the Great Lakes-St. Lawrence River Basin Water Resources Compact; and be it further

Resolved, That copies of this resolution be transmitted to the President of the United States Senate, the Speaker of the United States House of Representatives, and the members of the Michigan congressional delegation.

The resolution was referred to the Committee on Great Lakes and Environment.

Rep. Sak offered the following concurrent resolution:

House Concurrent Resolution No. 94.

A concurrent resolution to memorialize the Congress of the United States to enact the Great Lakes-St. Lawrence River Basin Water Resources Compact.

Whereas, The Great Lakes are truly one of the great natural resources of our nation and the world. The Great Lakes hold nearly 20 percent of the world's and 95 percent of the nation's surface freshwater resources. The entire Great Lakes region depends on these inland seas for drinking water, manufacturing, agriculture, recreation, and shipping. Yet, despite their vast size, the Great Lakes are vulnerable to exploitation through diversions and wasteful use, placing in jeopardy the economy and quality of life of all the people, farms, and businesses that depend on them; and

Whereas, The Great Lakes-St. Lawrence River Basin Water Resources Compact would protect the Great Lakes from diversions and wasteful withdrawals while preserving the reasonable use of Great Lakes water within the region. This historic document represents a hard-fought compromise negotiated over five years by the Great Lakes governors and Canadian premiers with input from thousands of stakeholders and citizens; and

Whereas, All eight of the Great Lakes states—Illinois, Indiana, Michigan, Minnesota, New York, Ohio, Pennsylvania, and Wisconsin—have enacted the compact into state law and committed themselves to manage this critical resource in a consistent and prudent manner. Michigan has already moved forward and passed laws to completely implement the compact and created a comprehensive water withdrawal management program. However, this historic commitment will not be complete until the U.S. Congress gives its blessing and demonstrates its commitment to keeping the Great Lakes great for generations to come; now, therefore, be it

Resolved by the House of Representatives (the Senate concurring), That we memorialize the Congress of the United States to enact the Great Lakes-St. Lawrence River Basin Water Resources Compact; and be it further

Resolved, That copies of this resolution be transmitted to the President of the United States Senate, the Speaker of the United States House of Representatives, and the members of the Michigan congressional delegation.

The concurrent resolution was referred to the Committee on Great Lakes and Environment.

Messages from the Governor

Date: July 15, 2008

Time: 4:04 p.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

Enrolled House Bill No. 5812 (Public Act No. 214, I.E.), being

An act to make appropriations for the department of military and veterans affairs for the fiscal year ending September 30, 2009; to provide for the expenditure of the appropriations; to provide for certain powers and duties of the department

of military and veterans affairs, other state agencies, and local units of government related to the appropriations; and to provide for the preparation of certain reports related to the appropriations.

(Filed with the Secretary of State July 16, 2008, at 9:49 a.m.)

Date: July 15, 2008

Time: 4:06 p.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

Enrolled House Bill No. 4481 (Public Act No. 215, I.E.), being

An act to establish the foster care independence program; to provide certain services for certain youth in foster care due to child abuse or child neglect; and to prescribe the duties of certain state departments.

(Filed with the Secretary of State July 16, 2008, at 9:51 a.m.)

Date: July 15, 2008

Time: 4:08 p.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

Enrolled House Bill No. 4658 (Public Act No. 216, I.E.), being

An act to amend 1966 PA 346, entitled “An act to create a state housing development authority; to define the powers and duties of the authority; to establish a housing development revolving fund; to establish a land acquisition and development fund; to establish a rehabilitation fund; to establish a conversion condominium fund; to create certain other funds and provide for the expenditure of certain funds; to authorize the making and purchase of loans, deferred payment loans, and grants to qualified developers, sponsors, individuals, mortgage lenders, and municipalities; to establish and provide acceleration and foreclosure procedures; to provide tax exemption; to authorize payments instead of taxes by nonprofit housing corporations, consumer housing cooperatives, limited dividend housing corporations, mobile home park corporations, and mobile home park associations; and to prescribe criminal penalties for violations of this act,” by amending sections 22, 58, 58a, and 58c (MCL 125.1422, 125.1458, 125.1458a, and 125.1458c), section 22 as amended by 2002 PA 385 and sections 58, 58a, and 58c as added by 2004 PA 480.

(Filed with the Secretary of State July 16, 2008, at 9:53 a.m.)

Date: July 15, 2008

Time: 4:10 p.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

Enrolled House Bill No. 4950 (Public Act No. 217, I.E.), being

An act to amend 1996 PA 376, entitled “An act to create and expand certain renaissance zones; to foster economic opportunities in this state; to facilitate economic development; to stimulate industrial, commercial, and residential improvements; to prevent physical and infrastructure deterioration of geographic areas in this state; to authorize expenditures; to provide exemptions and credits from certain taxes; to create certain obligations of this state and local governmental units; to require disclosure of certain transactions and gifts; to provide for appropriations; and to prescribe the powers and duties of certain state and local departments, agencies, and officials,” by amending section 3 (MCL 125.2683), as amended by 2008 PA 117.

(Filed with the Secretary of State July 16, 2008, at 9:55 a.m.)

Date: July 15, 2008

Time: 4:46 p.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

Enrolled House Bill No. 5925 (Public Act No. 218, I.E.), being

An act to amend 1998 PA 58, entitled “An act to create a commission for the control of the alcoholic beverage traffic within this state, and to prescribe its powers, duties, and limitations; to provide for powers and duties for certain state departments and agencies; to impose certain taxes for certain purposes; to provide for the control of the alcoholic liquor traffic within this state and to provide for the power to establish state liquor stores; to prohibit the use of certain devices for the dispensing of alcoholic vapor; to provide for the care and treatment of alcoholics; to provide for the incorporation of farmer cooperative wineries and the granting of certain rights and privileges to those cooperatives; to provide for the

licensing and taxation of activities regulated under this act and the disposition of the money received under this act; to prescribe liability for retail licensees under certain circumstances and to require security for that liability; to provide procedures, defenses, and remedies regarding violations of this act; to provide for the enforcement and to prescribe penalties for violations of this act; to provide for allocation of certain funds for certain purposes; to provide for the confiscation and disposition of property seized under this act; to provide referenda under certain circumstances; and to repeal acts and parts of acts,” by amending sections 111, 525, 537, 603, 607, 906, and 1027 (MCL 436.1111, 436.1525, 436.1537, 436.1603, 436.1607, 436.1906, and 436.2027), section 525 as amended by 2006 PA 539, sections 537 and 607 as amended by 2005 PA 269, section 906 as amended by 2008 PA 11, and section 1027 as amended by 2001 PA 46, and by adding section 534.

(Filed with the Secretary of State July 16, 2008, at 9:57 a.m.)

Date: July 15, 2008

Time: 4:48 p.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

Enrolled House Bill No. 5151 (Public Act No. 221, I.E.), being

An act to amend 1975 PA 228, entitled “An act to provide for the imposition, levy, computation, collection, assessment and enforcement, by lien or otherwise, of taxes on certain commercial, business, and financial activities; to prescribe the manner and times of making certain reports and paying taxes; to prescribe the powers and duties of public officers and state departments; to permit the inspection of records of taxpayers; to provide for interest and penalties on unpaid taxes; to provide exemptions, credits, and refunds; to provide penalties; to provide for the disposition of funds; to provide for the interrelation of this act with other acts; and to provide an appropriation,” by amending section 53 (MCL 208.53).

(Filed with the Secretary of State July 16, 2008, at 10:03 a.m.)

Date: July 15, 2008

Time: 4:50 p.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

Enrolled House Bill No. 5681 (Public Act No. 222, I.E.), being

An act to amend 1982 PA 162, entitled “An act to revise, consolidate, and classify the laws relating to the organization and regulation of certain nonprofit corporations; to prescribe their duties, rights, powers, immunities, and liabilities; to provide for the authorization of foreign nonprofit corporations within this state; to impose certain duties on certain state departments; to prescribe fees; to prescribe penalties for violations of this act; and to repeal certain acts and parts of acts,” by amending sections 106, 404, 505, 548, 611, 901, and 922 (MCL 450.2106, 450.2404, 450.2505, 450.2548, 450.2611, 450.2901, and 450.2922), sections 106, 404, and 901 as amended by 2008 PA 9 and section 611 as amended by 1984 PA 209.

(Filed with the Secretary of State July 16, 2008, at 10:05 a.m.)

Date: July 15, 2008

Time: 4:52 p.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

Enrolled House Bill No. 6208 (Public Act No. 223, I.E.), being

An act to amend 1984 PA 270, entitled “An act relating to the economic development of this state; to create the Michigan strategic fund and to prescribe its powers and duties; to transfer and provide for the acquisition and succession to the rights, properties, obligations, and duties of the job development authority and the Michigan economic development authority to the Michigan strategic fund; to provide for the expenditure of proceeds in certain funds to which the Michigan strategic fund succeeds in ownership; to provide for the issuance of, and terms and conditions for, certain notes and bonds of the Michigan strategic fund; to create certain boards and funds; to create certain permanent funds; to exempt the property, income, and operation of the fund and its bonds and notes, and the interest thereon, from certain taxes; to provide for the creation of certain centers within and for the purposes of the Michigan strategic fund; to provide for the creation and funding of certain accounts for certain purposes; to impose certain powers and duties upon certain officials, departments, and authorities of this state; to make certain loans, grants, and investments; to provide penalties; to make an appropriation; and to repeal acts and parts of acts,” by amending section 88d (MCL 125.2088d), as amended by 2008 PA 80.

(Filed with the Secretary of State July 16, 2008, at 10:07 a.m.)

Date: July 15, 2008
Time: 4:55 p.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

Enrolled House Bill No. 5638 (Public Act No. 224, I.E.), being

An act to amend 1984 PA 270, entitled “An act relating to the economic development of this state; to create the Michigan strategic fund and to prescribe its powers and duties; to transfer and provide for the acquisition and succession to the rights, properties, obligations, and duties of the job development authority and the Michigan economic development authority to the Michigan strategic fund; to provide for the expenditure of proceeds in certain funds to which the Michigan strategic fund succeeds in ownership; to provide for the issuance of, and terms and conditions for, certain notes and bonds of the Michigan strategic fund; to create certain boards and funds; to create certain permanent funds; to exempt the property, income, and operation of the fund and its bonds and notes, and the interest thereon, from certain taxes; to provide for the creation of certain centers within and for the purposes of the Michigan strategic fund; to provide for the creation and funding of certain accounts for certain purposes; to impose certain powers and duties upon certain officials, departments, and authorities of this state; to make certain loans, grants, and investments; to provide penalties; to make an appropriation; and to repeal acts and parts of acts,” by amending section 5 (MCL 125.2005), as amended by 2005 PA 225.

(Filed with the Secretary of State July 16, 2008, at 10:09 a.m.)

Rep. Tobocman announced that pursuant to House Rule 1(2), the House will stand adjourned until Wednesday, July 23, at 10:00 a.m.

The Speaker Pro Tempore declared the House adjourned until Wednesday, July 23, at 10:00 a.m.

RICHARD J. BROWN
Clerk of the House of Representatives

