

No. 1  
STATE OF MICHIGAN  
JOURNAL  
OF THE  
**House of Representatives**  
97th Legislature  
REGULAR SESSION OF 2013

---

---

House Chamber, Lansing, Wednesday, January 9, 2013.

12:00 Noon.

Pursuant to the requirements of the Constitution, the Representatives-elect to the House of Representatives of the State of Michigan for the years 2013 and 2014, assembled in Representative Hall in the Capitol at Lansing on the second Wednesday in January, the 9th of January, 2013 at 12:00 o'clock noon, and in accordance with law, were called to order by Gary L. Randall, Clerk of the preceding House.

Rep. Kenneth Kurtz, from the 58th District, offered the following invocation:

*“Heavenly Father, Your sacred word asks the question, what is mankind that You are mindful of them, human beings that You care for them?”*

You alone are Creator, You alone are the Provider, You alone are our refuge and strength.

May we be mindful that without You, we can do nothing.

May Your care for us be a guide in all endeavors as we serve the people of our great state.

May our deliberations, our actions and our words reflect Your everlasting care.

May we see one another as You would see each of us, a people who at our best, are imperfect, yet good, a people with a past, but still a future, individuals with feelings and needs.

May the time we spend together be a time where we can all grow and mature, where we can accomplish good for our families and all the people we represent.

May our respect for one another reflect Your compassion and care for each member of this legislative body. In Jesus name I pray. Amen.”

**Communications from State Officers**

November 30, 2012

The Honorable Gary Randall  
Clerk of the House of Representatives  
State Capitol Building, Room 70  
Lansing, MI 48909

Dear Mr. Randall:

Enclosed, please find a certified listing of the candidates elected to the office of State Representative at the November 6, 2012 general election. A copy of the official returns certified for the election is also provided for your reference.

Please do not hesitate to contact this office if we can be of any further assistance.

Sincerely,  
Christopher M. Thomas  
Director of Elections

## THE STATE OF MICHIGAN

## DEPARTMENT OF STATE

I, Ruth Johnson, Secretary of State and Custodian of the Great Seal of the State of Michigan, certify that the persons named on the attached listing were duly elected at the November 6, 2012 General Election to the Office of State Representative for a term commencing on January 1, 2013 and ending on January 1, 2015, as shown by the official returns certified for the election and placed on file in this office.

[SEAL]

In witness whereof, I have hereto attached my signature and the Great Seal of the State of Michigan, at Lansing, on November 30, 2012.

Ruth Johnson  
Secretary of State

**State of Michigan**

General Election - November 6, 2012

Representatives Elect

State Legislature

<b>House District</b>	<b>Party</b>	<b>Name</b>	<b>Address</b>
1	DEM	Brian R. Banks	PO Box 15644, Detroit, MI 48215
2	DEM	Alberta Tinsley Talabi	2229 Pennsylvania, Detroit, MI 48214
3	DEM	John Olumba	18410 Wexford, Detroit, MI 48234
4	DEM	Rose Mary C. Robinson	4221 Avery, Detroit, MI 48208
5	DEM	Fred Durhal, Jr.	5085 Underwood, Detroit, MI 48204
6	DEM	Rashida Tlaib	9129 Rathbone, Detroit, MI 48209
7	DEM	Thomas F. Stallworth III	18684 Whitcomb, Detroit, MI 48235
8	DEM	David E. Nathan	14351 Woodmont, Detroit, MI 48227
9	DEM	Harvey Santana	5700 Brace, Detroit, MI 48228
10	DEM	Phil Cavanagh	12126 Centralia, Redford Township, MI 48239
11	DEM	David Knezek	6641 Evangeline, Dearborn Heights, MI 48127
12	DEM	Douglas A. Geiss	24645 Muirfield Dr, Taylor, MI 48180
13	DEM	Andrew J. Kandrevas	13400 Dix Toledo Rd, Southgate, MI 48195
14	DEM	Paul Clemente	2235 Fort Park Blvd, Lincoln Park, MI 48146
15	DEM	George T. Darany	17835 Oakwood Blvd, Dearborn, MI 48124
16	DEM	Robert L. Kosowski	450 N Bryar, Westland, MI 48185
17	DEM	Bill LaVoy	725 Saint Anne Ln, Monroe, MI 48162
18	DEM	Sarah Roberts	22440 Lakeland St, Saint Clair Shores, MI 48081
19	REP	John J. Walsh	35041 Pembroke, Livonia, MI 48152
20	REP	Kurt Heise	9054 Muirland, Plymouth, MI 48170
21	DEM	Dian Slavens	6000 Hidden Ct, Canton, MI 48187
22	DEM	Harold L. Haugh	19464 Candlelight, Roseville, MI 48066
23	REP	Pat Somerville	PO Box 681, New Boston, MI 48164
24	REP	Anthony G. Forlini	39273 Chart, Harrison Township, MI 48045
25	DEM	Henry Yanez	14052 Bery, Sterling Heights, MI 48312
26	DEM	Jim Townsend	PO Box 213, Royal Oak, MI 48068
27	DEM	Ellen Cogen Lipton	26330 Hendric Blvd, Huntington Woods, MI 48070
28	DEM	Jon M. Switalski	31705 Forest Ln, Warren, MI 48093
29	DEM	Tim Greimel	PO Box 431071, Pontiac, MI 483431071
30	REP	Jeff Farrington	8830 Summers Ct, Utica, MI 48317
31	DEM	Marilyn Lane	16558 Woodlane, Fraser, MI 48026
32	REP	Andrea M. LaFontaine	PO Box 6, Memphis, MI 48041
33	REP	Ken Goike	22440 32 Mile Rd, Ray Township, MI 48096
34	DEM	Woodrow Stanley	2211 Brownell Blvd, Flint, MI 48504

35	DEM	Rudy Hobbs	23795 Riverview, Southfield, MI 48034
36	REP	Pete Lund	6881 Muirfield, Shelby Township, MI 48316
37	DEM	Vicki Barnett	29271 Glencastle Ct, Farmington Hills, MI 48336
38	REP	Hugh D. Crawford	PO Box 11, Novi, MI 48376
39	REP	Klint Kesto	4050 Vanstone Dr, Commerce Township, MI 48382
40	REP	Michael D. McCready	1011 S Adams Rd, Birmingham, MI 48009
41	REP	Martin Howrylak	3035 Newport Ct, Troy, MI 48084
42	REP	Bill Rogers	4878 Pine Eagles Ct, Brighton, MI 48116
43	REP	Gail Haines	2384 Lake Angelus Ln, Lake Angelus, MI 48326
44	REP	Eileen Kowall	2333 Cumberland Dr, White Lake, MI 48383
45	REP	Tom McMillin	1261 Oakwood Ct, Rochester Hills, MI 48307
46	REP	Bradford C. Jacobsen	PO Box 250, Oxford, MI 48371
47	REP	Cindy Denby	9787 Amanda Dr, Fowlerville, MI 48836
48	DEM	Pam Faris	4116 Orme Cir, Clio, MI 48420
49	DEM	Jim Ananich	932 Maxine St, Flint, MI 48503
50	DEM	Charles Smiley	2253 McLaren St, Burton, MI 48529
51	REP	Joseph Graves	16316 Knobhill Dr, Linden, MI 48451
52	DEM	Gretchen Driskell	320 N Ann Arbor St, Saline, MI 48176
53	DEM	Jeff Irwin	2542 Bellwood, Ann Arbor, MI 48104
54	DEM	David Rutledge	8585 Durham Ct, Ypsilanti, MI 48198
55	DEM	Adam Zemke	PO Box 8147, Ann Arbor, MI 48107
56	REP	Dale W. Zorn	PO Box 2, Ida, MI 48140
57	REP	Nancy Jenkins	9417 W Carleton Rd, Clayton, MI 49235
58	REP	Kenneth Kurtz	233 W Pearl St, Coldwater, MI 49036
59	REP	Matt Lori	14941 Roberts Shores Dr, Constantine, MI 49042
60	DEM	Sean McCann	PO Box 50811, Kalamazoo, MI 49005
61	REP	Margaret E. O'Brien	1625 Bellaire Ave, Portage, MI 49024
62	DEM	Kate Segal	108 Pinehurst Ln, Battle Creek, MI 49015
63	REP	Jase Bolger	PO Box 638, Marshall, MI 49068
64	REP	Earl Poleski	5354 Reynolds Rd, Jackson, MI 49201
65	REP	Mike Shirkey	11757 Sutfin Rd, Clarklake, MI 49234
66	REP	Aric Nesbitt	PO Box 400, Lawton, MI 49065
67	DEM	Tom Cochran	418 Coppersmith, Mason, MI 48854
68	DEM	Andy Schor	1800 Shubel Ave, Lansing, MI 48910
69	DEM	Sam Singh	PO Box 791, East Lansing, MI 48826
70	REP	Rick Outman	6481 N Miles Rd, Six Lakes, MI 48886
71	DEM	Theresa Abed	605 Schoolcraft, Grand Ledge, MI 48837
72	REP	Ken Yonker	2202 100th St SE, Caledonia, MI 49316
73	REP	Peter MacGregor	8209 Vista Royale Ln NE, Rockford, MI 49341
74	REP	Rob VerHeulen	4167 Imperial Dr NW, Walker, MI 49534
75	DEM	Brandon Dillon	11455 Ball NE, Grand Rapids, MI 49505
76	DEM	Winnie Brinks	2060 Osceola Dr SE, Grand Rapids, MI 49506
77	REP	Tom Hooker	1739 108th St, Byron Center, MI 49315
78	REP	Dave Pagel	3221 E Shawnee Rd, Berrien Springs, MI 49103
79	REP	Al Pscholka	5810 Longhorn Trl, Stevensville, MI 49127
80	REP	Bob Genetski	PO Box 475, Saugatuck, MI 49453
81	REP	Dan Lauwers	12401 Speaker Rd, Brockway, MI 48097
82	REP	Kevin Daley	3387 Daley Rd, Lum, MI 48412
83	REP	Paul Muxlow	PO Box 70, Brown City, MI 48416
84	DEM	Terry L. Brown	107 Clara St, Pigeon, MI 48755
85	REP	Ben Glardon	PO Box 1746, Owosso, MI 48867
86	REP	Lisa Posthumus Lyons	7815 Alden Nash Ave SE, Alto, MI 49302
87	REP	Mike Callton	PO Box 676, Nashville, MI 49073
88	REP	Roger Victory	5214 22nd Ave, Hudsonville, MI 49426
89	REP	Amanda Price	3975 Lakeridge Dr, Holland, MI 49424
90	REP	Joe Haveman	151 Sorrento Dr, Holland, MI 49423
91	DEM	Collene Lamonte	PO Box 6, Montague, MI 49437
92	DEM	Marcia Hovey-Wright	452 W Webster, Muskegon, MI 49440
93	REP	Tom Leonard	14840 Robinwood Dr, Lansing, MI 48906
94	REP	Tim Kelly	25 Benton Rd, Saginaw, MI 48602

95	DEM	Stacy Erwin Oakes	PO Box 1584, Saginaw, MI 48605
96	DEM	Charles M. Brunner	208 Murphy St, Bay City, MI 48706
97	REP	Joel Johnson	PO Box 280, Clare, MI 48617
98	REP	Jim Stamas	PO Box 592, Midland, MI 48640
99	REP	Kevin Cotter	2767 Eland Ct, Mount Pleasant, MI 48858
100	REP	Jon Bumstead	2186 E 72nd, Newaygo, MI 49337
101	REP	Ray Franz	PO Box 25, Onekama, MI 496750025
102	REP	Phil Potvin	PO Box 609, Cadillac, MI 49601
103	REP	Bruce R. Rendon	PO Box 809, Lake City, MI 49651
104	REP	Wayne A. Schmidt	PO Box 25, Traverse City, MI 49685
105	REP	Greg MacMaster	5966 Beaver Creek Trl, Kewadin, MI 49648
106	REP	Peter Pettalia	11617 Bell Bay, Presque Isle, MI 49777
107	REP	Frank Foster	1540 Bear Creek Ln Apt L, Petoskey, MI 49770
108	REP	Ed McBroom	N873 Thaler Dr, Vulcan, MI 49892
109	DEM	John Kivela	PO Box 224, Marquette, MI 49855
110	DEM	Scott Dianda	PO Box 81, Calumet, MI 49913

The roll of the House was called by the Assistant Clerk, who announced that all of the Representatives-elect were present except Reps. Olumba and MacMaster.

### Oath of Office

The Representatives-elect appeared at the Clerk's desk and took and subscribed the constitutional oath of office, which was administered by the Hon. Robert P. Young, Jr., Chief Justice of the Michigan Supreme Court.

Rep. Olumba entered the House Chambers.

Representative-elect Olumba appeared at the Clerk's desk and took and subscribed the constitutional oath of office, which was administered by Gary L. Randall, Clerk of the preceding House.

The Clerk announced that the first business in order was the selection of seats in accordance with the Statute.

The Statute having been read, the members in the order or their total length of service in the House selected seats as their names were called by the Clerk. Michael Oakes, II and Aurora Welling drew numbers for the selection of seats for members as provided, by Statute, all seats being selected as follows:

1—Bob Genetski	56—Rudy Hobbs
2—Greg MacMaster	57—Tim Greimel
3—Aric Nesbitt	58—Fred Durhal, Jr.
4—Al Pscholka	59—Adam Zemke
5—Jase Bolger	60—Thomas F. Stallworth III
6—Jim Stamas	61—David Rutledge
7—Ray Franz	62—Rashida Tlaib
8—Tim Kelly	63—Sarah Roberts
9—Pat Somerville	64—Stacy Erwin Oakes
10—Joe Haveman	65—Jim Townsend
11—Pete Lund	66—Pam Faris
12—John J. Walsh	67—Charles Smiley
13—Lisa Posthumus Lyons	68—Charles M. Brunner
14—Peter Pettalia	69—David E. Nathan
15—Roger Victory	70—Harold L. Haugh
16—Gail Haines	71—Marilyn Lane
17—Tom Leonard	72—Phil Cavanagh
18—Andrea M. LaFontaine	73—Jon M. Switalski
19—Margaret E. O'Brien	74—Henry Yanez
20—Kevin Cotter	75—Jim Ananich

21—Ben Glardon	76—Vicki Barnett
22—Michael D. McCready	77—John Olumba
23—Hugh D. Crawford	78—Ellen Cogen Lipton
24—Peter MacGregor	79—George T. Darany
25—Frank Foster	80—Winnie Brinks
26—Nancy Jenkins	81—Brandon Dillon
27—Mike Shirkey	82—Collene Lamonte
28—Martin Howrylak	83—Sam Singh
29—Tom McMillin	84—Rose Mary C. Robinson
30—Ed McBroom	85—Jeff Irwin
31—Earl Poleski	86—David Knezek
32—Matt Lori	87—John Kivela
33—Bruce R. Rendon	88—Scott Dianda
34—Kenneth Kurtz	89—Gretchen Driskell
35—Jeff Farrington	90—Harvey Santana
36—Klint Kesto	91—Robert L. Kosowski
37—Joel Johnson	92—Alberta Tinsley Talabi
38—Dale W. Zorn	93—Brian R. Banks
39—Amanda Price	94—Andy Schor
40—Dan Lauwers	95—Theresa Abed
41—Kevin Daley	96—Tom Cochran
42—Mike Callton	97—Kurt Heise
43—Ken Yonker	98—Tom Hooker
44—Paul Muxlow	99—Andrew J. Kandrevas
45—Dave Pagel	100—Sean McCann
46—Bradford C. Jacobsen	101—Paul Clemente
47—Anthony G. Forlini	102—Bill LaVoy
48—Eileen Kowall	103—Douglas A. Geiss
49—Ken Goike	104—Jon Bumstead
50—Rob VerHeulen	105—Phil Potvin
51—Rick Outman	106—Marcia Hovey-Wright
52—Bill Rogers	107—Dian Slavens
53—Cindy Denby	108—Kate Segal
54—Joseph Graves	109—Terry L. Brown
55—Wayne A. Schmidt	110—Woodrow Stanley

By unanimous consent the House returned to the order of

### **Motions and Resolutions**

Reps. Stamas and Hobbs offered the following resolution:

#### **House Resolution No. 1.**

A resolution prescribing the Standing Rules of the House of Representatives.

Resolved by the House of Representatives, That the following rules be adopted as the Standing Rules of the House of Representatives:

## **STANDING RULES OF THE HOUSE OF REPRESENTATIVES IN ACCORDANCE WITH THE MICHIGAN CONSTITUTION ARTICLE IV, SECTION 16**

### **CHAPTER I GENERAL PROVISIONS**

#### **Meetings, Officers and Quorum.**

Rule 1. (1) The House shall meet in regular session at the seat of government on the second Wednesday in January of each year at twelve o'clock noon. In each odd-numbered year, it shall proceed with its organization, the election of a Speaker and a Clerk for the ensuing term of the Legislature. All elections shall be by roll call and shall require a majority of the Members voting to elect.

(2) A majority of the Members elected to and serving in the House shall constitute a quorum to do business, but a smaller number may adjourn from day to day and not less than 15 Members voting in favor thereof may compel the attendance of absent Members and prescribe penalties for non-attendance. (See Const 1963, Art 4 §§ 13 and 14)

**Admission to Floor—Defined.**

Rule 2. (1) No person shall be admitted on the floor of the House for a period of 30 minutes immediately preceding the time set for any call to order during any session of the House through adjournment, except as follows:

- (a) Representatives and Senators;
- (b) Former Legislators, unless otherwise restricted;
- (c) Sergeants at arms, pages, Clerk's staff, and legislative staff who are specifically designated and approved by the Majority Floor Leader to be working on the House floor during session;
- (d) Directors of Michigan Departments and the Governor's legislative liaisons shall be admitted to the Thatcher or Document room and may have floor access with the permission of the Majority Floor Leader;
- (e) Immediate family of Representatives who have obtained and are wearing in plain sight appropriate identification passes, issued under guidelines developed by the Majority Floor Leader;
- (f) Media correspondents accredited by the Clerk of the House who are wearing in plain sight appropriate identification passes, issued under guidelines developed by the Clerk. Media correspondents shall not use the center aisle or be at the Members' desks during roll call votes; and
- (g) Such other persons as may be invited by the Speaker or Majority Floor Leader.

(2) No group or individual shall be allowed access to the floor when the House is not in session unless permission is granted by the Majority Floor Leader or Clerk. The Majority Floor Leader and Clerk shall issue guidelines to ensure that guests using the floor are responsible for costs incurred by the House. If permission is given to a Member to bring guests on the floor when the House is not in session, the Member shall accompany the guests.

(3) Only Members shall sit in Members' chairs.

(4) Any person who is a lobbyist or employed by a lobbyist shall not be admitted on the floor of the House at any time, except if admitted under rule 2(1)(d). A former Legislator shall not lobby on the floor, except if they are admitted under rule 2(1)(d). The words "floor of the House," when used in these rules, shall mean the space of the main floor of Representative Hall, together with adjacent rooms on the second floor of the Capitol under the jurisdiction of the Clerk, including the Democrat and Republican caucus rooms and the corridor behind the House rostrum.

(5) Guests may be introduced only by permission of the Presiding Officer. Guests shall not be introduced during a roll call vote. Guests are to use the center aisle only if being escorted by a Member or House staff.

(6) Use of the center aisle should be kept at a minimum.

(7) The Majority Floor Leader must grant approval for the distribution of items on the floor and items must pertain to that day's agenda. All printed material intended for distribution on the floor shall be clearly identified by the Member requesting the distribution.

**Bar of the House.**

Rule 3. (1) Any Member, having answered attendance roll call at the opening of any session, or who enters after attendance roll call, shall be considered present until leave of absence is obtained from the House. Any Member having entered upon the floor of the House after the House has been called to order, shall be considered present if within the bar of the House.

(2) The words "within the bar of the House," when used in these rules, shall mean the space occupied and used by the House or any legislative room or office under the jurisdiction of the Clerk.

(3) Cell phones on the floor shall not ring audibly.

(4) All persons within the bar of the House shall be in acceptable business attire.

**CHAPTER II  
OFFICERS  
SPEAKER**

**Definitions.**

Rule 4. Speaker is any Member elected as Speaker under Rule 1 of these rules.

**Duties as Presiding Officer.**

Rule 5. The Speaker, or the designee of the Speaker, shall take the Chair each day at the hour to which the House shall have adjourned or recessed. The Presiding Officer shall call the House to order and lead the Members in reciting the Pledge of Allegiance and, except in the absence of a quorum, shall proceed to business in the manner prescribed by these rules. In the absence of the Speaker, or the designee of the Speaker, the Clerk or Assistant Clerk may call the House to order.

Rule 6. (1) The Presiding Officer shall preserve order and decorum; may speak to points of order, rising for that purpose; and shall decide questions of order, subject to an appeal to the House. When two or more Members rise at once, the Presiding Officer shall name the Member who is first to speak.

(2) Only the Presiding Officer shall lead the House in observing a moment of silence.

#### **Duties of Speaker as Chief Administrator.**

Rule 7. (1) Payment to all persons, authorized under paragraphs (2), (3), and (4) to expend House funds for transportation, lodging, meals, registration fees and related items, shall be made in accordance with expenditure regulations as predetermined and republished to Members by the Speaker. The regulations shall set forth the guidelines for amounts, methods of payment and time of payment for such items. The Speaker may revise the regulations upon 15-day notice to all Members.

(2) The Speaker may authorize persons to make expenditures from the general funds of the House for administrative purposes. The Speaker may enter into contracts for the purchase and payment of benefits affecting employees, Members of the House, retirees and their successors in interest.

(3) Regular standing committees of the House shall be allotted such funds as the Speaker may authorize. The Speaker may restrict selected expenditures to a lesser number of Members, alternates or substitute Members, than the number of Members of the standing committee. The funds may be expended for items specified in paragraph (1) and for contractual services, publications and supplies. All expenditures under this paragraph shall be approved by the committee Chair and the Speaker and for items specified in paragraph (1) shall be in accordance with the regulations and guidelines provided for by paragraph (1).

(4) Additional committees may be authorized by resolution. The resolutions shall set the maximum budget of such committees. Members, alternates and substitute Members of such additional committees shall be appointed by the Speaker unless otherwise specified in the resolution. The Speaker may restrict selected expenditures to a lesser number of Members, alternates or substitute Members than the number of Members specified in the resolution. Budgeted funds may be expended for items specified in paragraph (1), for contractual services, publications, supplies and any other items specified in the resolution. Payments for contractual services may be authorized by the committee Chair and the Speaker. All expenditures under this paragraph for items specified in paragraph (1) shall be in accordance with the regulations and guidelines provided for by paragraph (1).

#### **Appointments by the Speaker.**

Rule 8. The Speaker shall appoint all committees, except where the House shall otherwise order. If the Speaker makes permanent or temporary additions to or removals from any standing or special committee, the names and the appointments or removals shall take effect when the Clerk and Minority Leader are notified by letter and shall appear in the next House Journal.

#### **Appointment of Employees by Speaker.**

Rule 9. Except as otherwise provided in these rules, the Speaker, or the Speaker's designee, shall appoint all employees of the House. Unless otherwise provided by law, the compensation for all employees and officers of the House shall be fixed by the Speaker, or the Speaker's designee. All employees of the House shall maintain a status as non-tenured, at-will employees. All employees of the House work at the pleasure of the Speaker, or the Speaker's designee, shall be subject to the Speaker's, or the Speaker's designee's, orders, and may be transferred to a different position, demoted, suspended, or summarily removed by the Speaker, or the Speaker's designee.

#### **Naming of Acting Speaker.**

Rule 10. The Speaker, may, by filing a written notice with the Clerk, appoint any Member to perform the duties of the Presiding Officer, but not for a longer time than one day without leave of the House. Such notice shall be spread upon the House Journal.

#### **Voting.**

Rule 11. The Speaker and Presiding Officer may vote on all elections and on all questions.

#### **Putting the Question.**

Rule 12. (1) The Presiding Officer shall pose all questions to the Members. If in doubt the Presiding Officer may order a division of the House. A division of the House may be had on the demand of ten Members. A vote taken by division is not printed in the House Journal. A roll call of the House may be demanded by one-fifth of the Members present (see Const 1963, Art 4 § 18) on any pending question and in such case the record of the votes and names of the voting Members shall be entered in the House Journal.

(2) When a division of the House is ordered, the voting board shall be used, and the Clerk shall announce the vote and the Presiding Officer shall declare the result. On a tie vote the question shall be deemed as lost. A majority of those voting shall decide any question unless otherwise provided.

**Recognition During Roll Call.**

Rule 13. (1) After a question has been stated by the Presiding Officer, and the calling of the roll has been started by the Clerk, the Presiding Officer shall not recognize a Member for any purpose, until after the announcement of the vote by the Clerk except:

- (a) To raise a point of order;
- (b) To request an excuse for another Member;
- (c) To announce intent not to vote for reason of potential conflict of interest; and
- (d) To request that the board be cleared.

(2) The Clerk shall enter upon the House Journal the names of those voting “aye” and the names of those voting “nay”. Roll calls shall be consecutively numbered in the House Journal.

**SPEAKER PRO TEMPORE****Powers and Duties.**

Rule 14. (1) The Speaker, the Speaker Pro Tempore, or an Associate Speaker Pro Tempore shall preside over the House, unless the Speaker has designated another Member to preside.

(2) In the absence of a designated Presiding Officer, the Clerk shall preside and if a quorum is present may designate a temporary Presiding Officer of the same party as the Speaker.

**CLERK****Roll Call.**

Rule 15. The Clerk shall serve as parliamentarian of the House. The Clerk shall take the roll at the opening of each session of the House and announce whether or not a quorum is present. The Clerk shall enter upon the House Journal the names of the Members present for attendance roll call, the names of the Members specifically excused from session, and the names of the Members absent from session. The term “roll call” as used in these rules shall mean a record roll call.

**Conduct of Religious Exercises.**

Rule 16. The Clerk shall arrange for a Member to offer an invocation which will not exceed 2 minutes in length at the opening of each session of the House. This invocation shall be general in nature, may be delivered by the Member or a Member’s guest, and must be submitted to the Clerk electronically 1 day in advance. For special occasions, the Clerk may arrange for religious services as needed.

**Publication and Correction of House Journal.**

Rule 17. (1) The Clerk shall make up and complete the House Journal, supervise its daily publication, and make corrections. The Clerk is authorized to correct totals that may have been affected by amendments made to appropriations bills.

(2) The House Journal is the only official record of the proceedings of the House.

(3) Written or verbal remarks made under the order of business of Comments and Recommendations shall not be printed in the House Journal except for remarks regarding departing Members.

**House Calendar.**

Rule 18. The Clerk shall prepare and make available to each Member each session day a list of the business under each order of business.

**Printing, Announcement of Printing and Enrollment of Bills.**

Rule 19. The Clerk shall ensure the printing or reproduction of all bills, acts or documents ordered printed or reproduced by the House. The Clerk shall announce each day the numbers of all bills and letters of all joint resolutions which have been printed or reproduced and placed upon the files of the Members, and the numbers of House bills which have been enrolled and presented to the Governor.

**Responsibility for Care of Bills; Presentation of Enrolled Bills to Governor.**

Rule 20. The Clerk shall be responsible for the care and preservation of each bill introduced into the House, and for each bill received from the Senate up to the time of its return to that body. This responsibility shall only be relieved by a receipt from a person when the bill passes from his or her possession. The Clerk shall enroll a House bill while the House is not in session if that bill has passed both houses and no action is pending. The Clerk shall notify the House of such action on the next House legislative day. When a House bill has been finally passed by the two houses, the Clerk shall present to the Governor an enrolled copy thereof, taking a receipt showing the day, hour and minute at which such copy was deposited in the executive office.



**Appointment of Assistants.**

Rule 21. The Clerk shall, with the consent of the Speaker, appoint an Assistant Clerk and other assistants. All assistants of the Clerk and employees of the House assigned to the Clerk's office shall maintain a status as non-tenured, at-will employees. All assistants and employees of the House assigned to the Clerk's office work at the pleasure of the Clerk and Speaker, shall be subject to the orders of the Clerk and Speaker, and may be transferred to a different position, demoted, suspended, or summarily removed by the Clerk or Speaker.

**Accreditation of News Media.**

Rule 22. (1) The Clerk shall receive the applications of all members of the news media. Persons desiring to be accredited as official media correspondents at the two-year session shall file a written application with the Clerk. When issuing credentials, the Clerk shall instruct the media person as to conduct on the House floor.

(2) Members of the press corps shall comply with all House rules and guidelines and shall, while on the House floor during session, display credentials at all times.

**Responsibility for Care of House and Televising House Session.**

Rule 23. (1) The Clerk shall exercise supervisory care and control of the Hall of the House of Representatives and all House rooms and equipment assigned to the office of the Clerk. The Clerk shall, upon prior written authorization by the Speaker, provide for repairs and alterations in the House Chambers and the connected rooms and corridors and their furniture and equipment.

(2) The Clerk shall be responsible for televised coverage of House session and committee meetings.

(3) As directed by the Speaker, the Clerk shall enter into contractual agreements for rental of House facilities.

**Incapacity of Clerk.**

Rule 24. In case of the inability of the Clerk to perform the duties of that office, the Assistant Clerk shall be charged with the responsibility of the Clerk and shall perform the Clerk's duties. In case a vacancy exists in the office of Clerk, the Assistant Clerk shall assume the Clerkship and perform the duties of Clerk until a successor has been elected.

**Notices in Cases of Extra Sessions.**

Rule 25. Whenever the Legislature shall be called to meet in extraordinary session or in case of emergency, the Clerk shall notify Members and staff of the date and time of convening.

**SERGEANT AT ARMS****Definitions.**

Rule 26. The Sergeant at Arms shall be the chief police officer of the House and shall be appointed by the Speaker. Under the direction of the Speaker, the Clerk shall supervise and direct the work of the Sergeant at Arms and Assistant Sergeants at Arms, and may commission the Sergeant at Arms and Assistant Sergeants at Arms, who meet the certification requirements of this state, as law enforcement officers with the powers provided under the Legislative Sergeant at Arms Police Powers Act. (See MCL 4.381 - 4.382)

**Powers and Duties.**

Rule 27. The Sergeant at Arms shall have charge, under the direction of the Clerk, of the Assistant Sergeants at Arms, pages, and session interns, and control of all police, safety and security regulations. The Sergeant at Arms shall have authority to serve subpoenas and warrants issued by the House or any duly authorized officer or committee, or cause the same to be done by one of the Assistant Sergeants at Arms, or a duly authorized agent. The Sergeant at Arms shall see that all visitors are seated and at no time are standing on the floor or balconies of the House. The Sergeant at Arms shall ensure that reasonable decorum is maintained in the lobby immediately in front of the entrance to Representative Hall to ensure access for Representatives and to ensure equal treatment for all citizens.

**CHAPTER III  
MEMBERS****Conduct in Debate.**

Rule 28. When any Member is about to speak in debate or present any matter to the House, the Member shall rise and respectfully address the Presiding Officer, confine remarks to the question under debate, and avoid personalities.

**Members Called to Order.**

Rule 29. If any Member in speaking transgresses the rules of the House, the Presiding Officer shall, or any Member may, call the transgressor to order, in which case the Member so called to order shall immediately sit down and shall not rise unless to explain or proceed in order.

## VOTING

### **Voting by the Electronic Roll Call System.**

Rule 30. (1) When taking the roll call on any question, the electronic roll call system may be used, and shall have the same force and effect as a roll call taken as otherwise provided in these rules.

(2) When the House is ready to vote upon any question requiring a roll call, and the vote is to be taken by the electronic roll call system, the Presiding Officer shall state the question to the Members. The Presiding Officer shall inform Members that the board is open to record their votes. When sufficient time has been allowed the Members to vote, the Presiding Officer shall direct the Clerk to close the board. Any Member can vote or change his or her vote after the board has been closed by rising and, when recognized by the Presiding Officer, announcing his or her vote before the result of the vote has been announced by the Clerk. After a sufficient time has passed to allow late voting, the Presiding Officer shall direct the Clerk to tally, display and announce the vote. The Clerk shall record the vote in the House Journal.

(3) No Member shall vote for another Member, nor shall any person not a Member cast a vote for a Member. In addition to such penalties as may be prescribed by law, any Member who shall vote or attempt to vote for another Member may be punished in such manner as the House may determine. A person who votes or attempts to vote for a Member shall be barred from the floor of the House for the remainder of the session and may be further punished in such manner as the House may deem proper.

(4) Any vote shall be taken by the ayes and nays and entered upon the House Journal on request of one-fifth of the Members present. (See Const 1963, Art 4 § 18)

### **Vote Explanations.**

Rule 31. (1) A Member may dissent from and protest against any act, proceeding or resolution which the Member deems injurious to any person or the public, and have the reason for dissent, referred to as a "no vote explanation", printed in the House Journal. (See Const 1963, Art 4 § 18)

(2) If a Member desires to abstain from voting because of a potential conflict of interest, the Member may rise, announce his or her intent not to vote, and reserve the right to explain the abstention. The Member shall be granted the right to have the explanatory statement printed in the House Journal. To be printed in the House Journal, the abstention from voting explanation shall be submitted to the Clerk.

(3) No vote explanations or explanations of abstention from voting shall not be substantively edited by the Clerk before publication in the House Journal.

### **Conduct.**

Rule 32. (1) No person shall pass between the Presiding Officer and a Member who has the floor.

(2) The Members shall keep their seats until the Majority Floor Leader announces that no further voting will occur or the Presiding Officer announces that the House is adjourned.

## CHAPTER IV COMMITTEES STANDING COMMITTEES

### **Names and Number of Members.**

Rule 33. (1) All standing committees shall be appointed by the Speaker, except where the House shall otherwise order.

(2) The standing committees of the House and the number of Members shall be as follows:

- (a) Agriculture (16)
- (b) Appropriations (27)
- (c) Commerce (17)
- (d) Criminal Justice (10)
- (e) Education (15)
- (f) Elections and Ethics (9)
- (g) Energy and Technology (18)
- (h) Families, Children, and Seniors (9)
- (i) Financial Liability Reform (10)
- (j) Financial Services (10)
- (k) Government Operations (5)
- (l) Health Policy (15)
- (m) Insurance (13)
- (n) Judiciary (10)
- (o) Local Government (10)
- (p) Michigan Competitiveness (13)

- (q) Military and Veterans Affairs (13)
- (r) Natural Resources (9)
- (s) Oversight (6)
- (t) Regulatory Reform (13)
- (u) Tax Policy (13)
- (v) Tourism (9)
- (w) Transportation and Infrastructure (14)
- (3) Statutory Standing Committees:
  - (a) Joint Committee on Administrative Rules (5)
  - (b) House Fiscal Agency Governing Committee (6)
  - (c) Legislative Council (6)
  - (d) Michigan Capitol Committee (4)
- (4) The House Journal shall report the roll call on all motions to report bills, resolutions and reorganization orders. (See Const 1963, Art 4 § 17)

(5) Committees shall adopt a meeting schedule at the commencement of each term which shall be printed in the House Journal. Additional meetings may be called by the Chair or by a majority of the Members in writing to the Clerk. The Chair may cancel any scheduled meeting, except one called by a majority of the Members, by notice to the Members.

#### **Uniform Committee Rules.**

Rule 34. (1) The Clerk of the House shall assign committee clerks with the approval of the respective committee Chairs. Duties of committee clerks shall be prescribed by the Clerk.

(2) Special committees shall operate under the same rules as standing committees insofar as practical. Conference committees on House bills shall meet at a place assigned by the Clerk.

(3) All committees will operate under the following rules:

- (a) A quorum of a committee shall consist of a majority of the Members appointed and serving;
- (b) Members of standing committees may not check in for a committee meeting and leave their vote. Members of committees may only cast a vote if they are present at the meeting during the vote;
- (c) It shall require an affirmative vote of a majority of the Members appointed to and serving on a committee in order to:
  - (i) Report a bill or resolution out of committee
  - (ii) Recommend an amendment to a bill or resolution
  - (iii) Reconsider a vote to report a bill or resolution from committee
- (d) Provided a quorum of a committee is present, it shall require an affirmative vote of a majority of the Members voting in order to:
  - (i) Table a bill or resolution
  - (ii) Take a bill or resolution from the table
  - (iii) Reconsider a vote, other than in subdivision (c)(iii)
- (e) It shall require an affirmative vote of a majority of the Members voting in order to:
  - (i) Postpone action on a bill or resolution
  - (ii) Recess
  - (iii) Adjourn a meeting
- (f) The Chair of a standing committee shall determine the agenda for a committee meeting; and
- (g) The Chair of a standing committee may create subcommittees and shall designate what is to be considered by each subcommittee. The Chair of the standing committee shall designate a Chair of the subcommittee and shall appoint Members to each subcommittee.

(4) The Speaker may designate additional Members to serve on any subcommittee of a standing committee as voting members who do not serve on the full committee.

(5) Subcommittees shall follow the same rules as standing committees.

(6) Meetings or public hearings of committees may be scheduled outside of Lansing with prior written approval of the Speaker. Subcommittees must have the prior written approval of the Chair of the standing committee and the Speaker in order to conduct a public hearing or meeting outside of Lansing.

(7) All meetings or public hearings of committees or subcommittees shall comply with the following procedures in order to assure public access (See Const 1963, Art 4 §§ 16 and 17):

- (a) All meetings or public hearings shall be open to the public and accessible;
- (b) The right of any person to attend a meeting or public hearing includes the right to tape-record, videotape, and/or broadcast live;
- (c) The right of any person to attend a meeting or public hearing may not be conditioned on prior approval of, or notice to, the committee or subcommittee;
- (d) All decisions of a committee or subcommittee shall be made at a public meeting;

(e) The right of a person to attend a meeting or public hearing shall not be limited by a requirement that she or he register or otherwise provide her or his name or other identifying information;

(f) A person shall not be excluded from a meeting or public hearing of a committee or subcommittee except for a breach of the peace or in order to protect the health and safety of persons in attendance at the meeting;

(g) A conference committee shall give a 6-hour notice. A second conference committee shall give a 1-hour notice. Notice of a conference committee meeting shall include written notice to each member of the conference committee and the Majority and Minority Leaders of each House indicating the time and place of the meeting; (See Act 267 of 1976, MCL 15.265)

(h) A rescheduled or a special meeting of a committee or subcommittee shall be posted at least 18 hours before the scheduled meeting time. No committee, subcommittee, or conference committee shall remain in session or stand in recess beyond the hour of 12:00 midnight; and

(i) Notice of committee or subcommittee meetings or public hearings shall include notice that individuals needing special services to fully participate in the meeting or public hearing may contact the committee or subcommittee Chair to request the necessary assistance.

(8) Each committee shall have written minutes prepared of each meeting. The minutes shall include the date, time, place, Members present, Members absent, Members excused, and any decisions which were made. The minutes shall also include all roll call votes taken at the meeting. The proposed minutes of a meeting shall be available for inspection by the public within 8 working days of the meeting. Minutes shall be approved by the committee at the next meeting. Approved minutes shall be available for public inspection no later than 5 working days after approval.

(9) Committees may excuse a Member from attending a committee meeting.

(10) Committees shall not meet after a session of the House has been called to order without the consent of the House.

(11) To the extent practical, special committees shall follow the same rules as standing committees of the House.

(12) With approval of a majority of the Members appointed and serving on the committee, a committee may adopt additional rules provided they do not conflict with the Uniform Standing Committee Rules or with the Standing Rules of the House.

(13) A motion for previous question is not in order.

#### **Chair of Committee.**

Rule 35. The first named Member of any committee shall be the Chair, and the second named Member shall be Vice-Chair. In the absence of both the Chair and Vice-Chair the next named Member of the Majority party in attendance shall act as Chair. The Chair or any Member of the committee may place under oath or affirmation any person who appears to testify before the committee.

#### **Oversight Committee and Auditor General Reports.**

Rule 36. Upon receipt of Auditor General reports, the Oversight Committee shall review the reports and, if appropriate, refer the reports to the appropriate standing committee for consideration. Consideration by the standing committee shall not impede or preclude any Member from initiating any action in response to an Auditor General report.

#### **Subpoena Power.**

Rule 37. The right of a special or standing committee to subpoena shall be granted by resolution of the House in accordance with Mason's Manual of Legislative Procedure - current edition. The vote on adoption of a subpoena power resolution shall be by record roll call vote. The votes of a majority of the Members elected and serving shall be required for adoption. The right to subpoena shall not be granted to subcommittees.

#### **Reports of Committees.**

Rule 38. (1) A committee may recommend amendments, a substitute, or referral to another committee, with or without recommendation as to passage or adoption. A substitute is an amendment that replaces all of the language in a bill or resolution.

(2) Substitutes reported by the committee shall include all adopted amendments and shall be prepared by the Legislative Service Bureau. A majority of the Members serving on a committee shall be necessary to report a bill or resolution out of the committee. A majority of the Members appointed to a committee and serving shall constitute a quorum. Minority reports shall not be permitted or received by the House. Bills or resolutions reported without recommendation as to passage or adoption shall lie on the table.

(3) All bills favorably reported back to the House shall be referred to second reading together with amendments recommended by the standing committee. All resolutions reported back to the House shall be referred to reports of standing committees together with amendments recommended by the standing committee. If more than one standing committee has considered a bill, the amendments recommended by each committee shall be considered in the chronological order of committee consideration and the report of the last committee to consider the bill shall contain the amendments recommended by the previous committees.

**Public Hearings.**

Rule 39. A committee may provide for a public hearing. Notice of such hearing, its subject, time and place, shall be given in writing to the Clerk of the House who shall announce the hearing, and publish it in the House Journal prior to the meeting. (See Const 1963, Art 4 § 17)

**CHAPTER V  
TRANSACTION OF BUSINESS****Order of Business.**

Rule 40. (1) The order of business of the House shall be as follows, unless otherwise ordered by the House:

- (a) Motions and Resolutions;
- (b) Announcement by the Clerk of Printing and Enrollment;
- (c) Reports of Select Committees;
- (d) Reports of Standing Committees;
- (e) Messages from the Senate;
- (f) Third Reading;
- (g) Second Reading;
- (h) Notices;
- (i) Messages from the Governor;
- (j) Comments and Recommendations;
- (k) Explanation of "No" Votes;
- (l) Communications from State Officers;
- (m) Introduction of Bills;
- (n) Announcements by the Clerk; and
- (o) Presentation of Petitions.

(2) Routine business on which no vote of the House is required may be disposed of on any day, with or without a quorum present. If a quorum is not present, any item of business becoming the subject of a floor motion shall be postponed to the next legislative day.

(3) The business of the House shall not be delayed or interrupted by speeches by nonmembers, presentations, awards, ceremonies or musical programs. Except for invocations and joint sessions of the House and Senate, nonmembers are not permitted to give speeches on the floor of the House or in the gallery.

**BILLS****Introduction.**

Rule 41. (1) All bills to be introduced shall be approved as to form and numbering of sections by the Legislative Service Bureau and be signed by the Member introducing them. Ten copies of each shall be delivered to the office of the Clerk not later than 3 hours prior to calling the House to order, unless permitted by a simple majority vote of those voting. The Clerk shall number bills in the order of receiving, and present the same to the House at the next session of the House. All bills shall be introduced in typewritten or printed form.

(2) Once a bill has been turned in to the Clerk's office for introduction, up to 3 hours prior to calling the House to order, a Member may add his or her signature as a co-sponsor only with the permission of the sponsor.

(3) No person may add or remove any signature, other than his or her own, from a bill being introduced.

(4) The Speaker shall refer all bills and joint resolutions to a standing committee no later than one House legislative day after being submitted to the Clerk.

(5) The Speaker may change the original referral of a bill or resolution by written communication submitted to the Clerk before the end of session on the next House legislative day following the day of the original referral. Notice of the referral shall be announced by the Clerk and printed in the Journal.

**Order of Consideration.**

Rule 42. (1) The order to be taken by bills introduced in the House shall be as follows:

- (a) Notice of introduction;
- (b) Introduction, first reading of title, order printed or reproduced and reference to a standing committee designated by the Speaker;
- (c) Report by the committee and placing on Second Reading;
- (d) Consideration of Second Reading;
- (e) Third Reading and vote on passage;
- (f) Transmission to Senate if passed;
- (g) Returned by the Senate, and, if not amended by the Senate, reference to the Clerk for enrollment printing; if amended by the Senate, laying over one day, and consideration under the same order of business (Messages from the Senate); and (if amendments are concurred in) reference to the Clerk for enrollment printing; and

(h) Report by Clerk of enrollment printing and presentation to the Governor. Senate bills shall, as far as possible, take the same course as House bills.

(2) All joint resolutions shall take the same course as bills and shall be identified by letter, i.e., "A", "B", "C", etc.

(3) Nothing in these rules shall prevent a majority of the Members elected to and serving in the House from discharging a committee from further consideration of any measure. (See Const 1963, Art 4 § 16) A notice of one session day shall be given of a motion to discharge any such committee, the notice to be in writing and entered upon the House Journal. If a committee of the House is discharged from further consideration of a bill, the bill shall be placed on the order of Second Reading and if a committee of the House is discharged from further consideration of a resolution the resolution shall be placed on the order of Motions and Resolutions.

#### **Reading.**

Rule 43. (1) Every bill shall be read three times in the House before its final passage. (See Const 1963, Art 4 § 26) The first and second readings may be by its title only; the third reading may be by its title unless there is a motion to read the bill in full supported by 1/3 of Members voting.

(2) No bill shall be passed or become a law at any regular session until it has been printed or reproduced and in the possession of the House for at least five days. (See Const 1963, Art 4 § 26)

(3) The Speaker or his or her designee may direct that a bill be printed or reproduced out of order.

#### **Commitment and Amendment.**

Rule 44. No bill shall be referred to a committee until it has been read a first time. No bill shall be altered or amended on its passage through the House so as to change its original purpose as determined by its total content and not alone by its title. (See Const 1963, Art 4 § 24)

#### **Referral to Second Reading.**

Rule 45. All bills reported favorably by any committee of the House shall be referred to the order of Second Reading. Such bills shall be kept on file in the order of referral for consideration, and the file shall be called "Second Reading".

#### **Second Reading.**

Rule 46. When the House is under the order of "Second Reading" it shall consider the bills in such order as may be determined by a majority of those voting. Appropriation bills shall be placed at the head of the calendar for that order each day and shall be given preference in printing and reproduction over other bills.

#### **Second Reading Amendment.**

Rule 47. (1) Under the order of Second Reading, bills shall be read a second time by their title. Committee recommendations, including amendments and substitutes, shall be considered first. Amendments to committee substitutes or committee amendments shall not be considered until such committee substitutes or amendments have been adopted by the House. Amendments offered from the floor shall be submitted to the Clerk and shall be approved as to form by the Clerk before consideration.

(2) When a substitute is offered, amendments to the proposed substitute shall not be considered before the proposed substitute is adopted.

(3) A bill may be advanced to the order of Third Reading by a vote of a majority of the Members voting. Such motion shall take precedence following the motion to amend.

#### **Amendment; Vote.**

Rule 48. No bill shall be amended prior to its Second Reading. Bills which have been considered on Second Reading shall be advanced to the order of Third Reading, either by motion and concurrence of a majority of the Members voting or in the absence of objection. Bills shall be subject to all subsidiary motions on Third Reading. Amendments offered on Third Reading shall not be considered, nor printed in the House Journal, unless seconded by a majority of the Members voting. Amendments on Second or Third Reading shall require a majority of the Members elected and serving for adoption. This requirement shall apply to amendments in the first and second degree and no further degree shall be permitted.

#### **Third Reading.**

Rule 49. (1) Bills may not be considered for final passage without having been considered on Second Reading. Bills considered on Second Reading may be placed on Third Reading for immediate passage by motion and concurrence of a majority of the Members elected and serving.

(2) Bills failing of passage are subject to reconsideration and if reconsidered are subject to consideration on the order of Third Reading.

**Amendment; Co-sponsors.**

Rule 50. After an amendment has been turned into the Clerk, a Member may not add his or her name as a co-sponsor without the approval of the sponsor.

**Majority Vote on Bills.**

Rule 51. (1) No bill shall become a law without the concurrence of a majority of the Members elected to and serving in the House. On the final passage of bills, the votes and names of the Members voting thereon shall be entered in the House Journal. (See Const 1963, Art 4 § 26)

(2) After a House bill has been passed, or upon final action on a House bill returned from the Senate, a Member may add his or her name as a co-sponsor to a bill with the approval of the sponsor.

**Extraordinary Vote Requirements.**

Rule 52. (1) Action by the House on any of the following matters shall require the vote of two-thirds of the Members elected and serving:

- (a) Expulsion of Member (See Const 1963, Art 4 § 16);
- (b) Immediate Effect (See Const 1963, Art 4 § 27);
- (c) Local or Special Act (See Const 1963, Art 4 § 29);
- (d) Private or Local Purpose Appropriation (See Const 1963, Art 4 § 30);
- (e) Overriding Veto or Line Item Veto (See Const 1963, Art 4 § 33);
- (f) Bank and Trust Company Laws (See Const 1963, Art 4 § 43);
- (g) Create Courts of Limited Jurisdiction (See Const 1963, Art 6 § 1);
- (h) Removal of Judges (See Const 1963, Art 6 §25);
- (i) Long Term State Borrowing (See Const 1963, Art 9 § 15);
- (j) State Land Reserve Designation (See Const 1963, Art 10 § 5);
- (k) Rejection or Reduction of Civil Service Pay Increases (See Const 1963, Art 11 § 5);
- (l) Constitutional Amendment (See Const 1963, Art 12 § 1);
- (m) Exceed Revenue Limits (See Const 1963, Art 9 §27); and
- (n) Mackinac Bridge Bonds Refunding (See Const 1963, Schedule § 14).

(2) Action by the House on any of the following matters shall require the vote of three-fourths of the Members elected and serving:

- (a) Any law which increases the February 1, 1994, statutory limits on the maximum amount of ad valorem property taxes that may be levied for school district operating purposes (See Const 1963, Art 9 § 3); and
- (b) Amendment or Repeal of Initiated Law (See Const 1963, Art 2 § 9).

**Title; Object; Reference to Compiler's Sections.**

Rule 53. No bill shall embrace more than one object, which shall be expressed in its title. No bill shall be altered or amended on its passage through the House so as to change its original purpose as determined by its total content and not alone by its title. (See Const 1963, Art 4 § 24) If the bill proposes any amendment to existing laws, the sections of which have been assigned compiler's section numbers in the last general compilation of public acts, the title shall contain also a reference to the compiler's sections.

**MOTIONS AND RESOLUTIONS  
IN GENERAL****Stating Motions.**

Rule 54. When a motion is made, and when necessary under the rules, seconded, it shall be stated by the Presiding Officer. The Presiding Officer may require that a motion be submitted in writing. The motion shall be entered upon the House Journal, together with the name of the Member making it, unless withdrawn upon request of the Member making it and by a majority vote of those voting, or ruled out of order by the Presiding Officer. If in writing, the motion shall be read aloud by the Clerk before being debated.

**Procedural Motions.**

Rule 55. Except as otherwise provided in the rules, all procedural motions, including, for purposes of this rule, those for immediate effect, record roll call, and division, shall be made orally after recognition by the Presiding Officer.

**When in Possession; Withdrawal.**

Rule 56. After a motion has been stated by the Presiding Officer, or read by the Clerk, it shall be deemed to be in the possession of the House, but may be withdrawn at any time before decision or amendment upon request of the Member making it and by a majority vote of those voting.

**Precedence of Motions.**

Rule 57. (1) When a question is under debate, no motion shall be received except:

- (a) To adjourn;
- (b) To take a recess;
- (c) To reconsider;
- (d) To lay on the table;
- (e) For the previous question;
- (f) To postpone to a day certain;
- (g) To commit;
- (h) To amend; and
- (i) To postpone indefinitely.

(2) Such motions shall take precedence in that order, and shall be decided by a majority vote of those Members voting, except the motion to postpone indefinitely and the motion to amend shall be decided by a majority vote of the Members elected and serving. When a recess is taken with a question pending, the consideration of the question shall be resumed upon reassembling unless otherwise determined. No motion to postpone to a day certain, or to commit, being decided shall be again allowed on the same day and at the same stage of the question. A motion to postpone indefinitely having been decided shall not be subject to reconsideration. When a bill is up for consideration at any stage of procedure, and a motion is made to postpone indefinitely, or to strike out all after the style clause, amendments shall be in order before taking a vote on any such motion.

**Always in Order; Not Debatable.**

Rule 58. (1) The following motions are not debatable:

- (a) Adjourn;
- (b) Call of the House;
- (c) Recess;
- (d) Previous Question;
- (e) Table or take from the table; and
- (f) Decision of Presiding Officer unless an appeal is taken.

(2) The following motions are debatable but do not open the main question to debate:

- (a) Commit;
- (b) Discharge a committee;
- (c) Postpone to a time certain; and
- (d) Suspension of the Rules.

**Order of Putting Questions.**

Rule 59. All questions shall be put in the order they were moved, except in the case of privileged questions which take precedence as follows:

- (a) Call of the House when quorum is not present;
- (b) Make or give notice of a motion to reconsider;
- (c) Adjourn;
- (d) Recess;
- (e) Raise a question of privilege.

**Amendments to be Germane.**

Rule 60. No independent or new proposition or new question shall be introduced under color of an amendment. All amendments must be germane to the main question. When the question of germaneness is raised, the Presiding Officer shall rule on the question.

**Division of Question.**

Rule 61. Any Member may call for a division of the question, and if supported by a majority vote of the Members voting, the question shall be divided if its components are so distinct that if one is taken away a substantive proposition shall remain. A motion to strike out and insert shall be deemed indivisible.

**MOTIONS FOR THE PREVIOUS QUESTION****Method of Ordering.**

Rule 62. (1) The method of ordering the previous question shall be as follows: Any Member may move the previous question, and the motion shall apply to the pending question only. If the motion is seconded by at least ten Members, the Presiding Officer shall put the question of whether the main question shall be put. After the seconding of the motion for



the previous question and prior to ordering the same, a Call of the House may be moved and ordered, but after ordering the previous question nothing shall be in order prior to the decision of the pending question, except:

- (a) Demands for the ayes and nays;
- (b) Points of order;
- (c) Appeals from the decision of the Presiding Officer; and
- (d) A motion to adjourn or to take a recess, which shall be decided without debate.

(2) The effect of the previous question shall be to put an end to all debate and bring the House to a direct vote upon the pending question. If the House shall refuse to order the pending question, the consideration on the subject shall be resumed.

## **MOTION TO RECONSIDER**

### **Motions for Reconsideration.**

Rule 63. Any Member may move for a reconsideration of any question on the same or next succeeding legislative session day, if the bill or resolution is still in the possession of the House. Reconsideration of the vote by which a bill passed the House, or any proposition requiring a vote in excess of a majority of Members elected and serving for adoption, shall require a majority of the Members elected and serving. The motion to reconsider shall not be renewed the same day. A motion to reconsider any question shall not be subject to any subsidiary motion except to postpone for the day. The question of passing a bill the objections of the Governor notwithstanding shall not be reconsidered more than twice.

### **Notice of Reconsideration.**

Rule 64. A notice of intention to move for a reconsideration of any bill that is still in the possession of the House may be given by any Member from the floor or in writing to the Clerk, with the support of 1/3 of the Members elected and serving, which shall be immediately announced by the Clerk, spread upon the House Journal, and the bill shall be retained by the Clerk of the House until after the time expires during which under Rule 63 the motion can be made, either by the Member serving such notice or by any other Member. Notice of intention shall not be in order on the day preceding a recess of one week or more or at a time which would prevent passage of the bill. No other Members may move for reconsideration on the same day that notice of intention to move for a reconsideration is given.

## **MOTIONS FOR CALLS OF THE HOUSE**

### **Ordering Calls of the House.**

Rule 65. Calls of the House may be ordered upon motion by a majority of the Members present but the total vote in favor of such Call shall not be less than fifteen in number. A motion for a Call of the House shall not be entertained after the previous question is ordered.

### **Procedure.**

Rule 66. After a Call of the House is ordered, the doors shall be closed and the Members shall not be allowed to leave the floor of the House without permission of the Speaker or the Speaker's designees. The roll of the House shall be called by the Clerk. The Sergeant at Arms may be dispatched after the absentees. In such case a list of the absentees shall be furnished by the Clerk to the Sergeant at Arms, who shall deliver such absentees at the bar of the House with all possible speed. In case the Sergeant at Arms shall require assistance in addition to the regularly appointed Assistant Sergeants at Arms of the House, during an authorized Call of the House, the Speaker or Presiding Officer may, upon motion, deputize any person properly qualified, including any member of the Michigan State Police, as a special assistant Sergeant at Arms. The House may proceed to business under a Call of the House pending the arrival of any absentees.

## **APPEALS**

### **Form of Question.**

Rule 67. On all appeals from the decisions of the Presiding Officer, the question shall be decided by a majority vote of those voting, by a roll call vote. A tie vote sustains the judgment of the Presiding Officer.

### **Tabling Appeals.**

Rule 68. An appeal may be laid on the table but shall not carry with it the subject matter before the House at the time such appeal is taken.

### **Amendment or Suspension of Rules.**

Rule 69. (1) Any rule of the House may be amended by a majority vote of the Members elected and serving. No rule shall be amended unless the amendment is in writing and in possession of the House five days prior to its consideration. A rule may be suspended by a vote of three-fifths of the Members shown to be present by the House Journal entries.

(2) Suspension of the rules as applied to matters pertaining to order of business, schedule of legislative sessions and adjournment may be by a majority vote of the Members elected and serving.

**Practice.**

Rule 70. In all cases not provided by the Constitution, the House Rules, or the Joint Rules of the Senate and House of Representatives, the authority shall be Mason's Manual of Legislative Procedure - most current edition.

**House and Concurrent Resolutions.**

Rule 71. (1) The order to be taken by resolutions introduced in the House and received from the Senate shall be as follows:

(a) Every resolution, both House and Concurrent, shall be read to the House and shall either be referred by the Speaker to a committee or taken up immediately if agreed to by both the Speaker and Minority Leader.

(b) Reported by the committee and placed on reports of standing committees.

(c) Consideration on reports of standing committees unless discharged from further consideration under Rule 42(3) and placed on the order of Motions and Resolutions.

(d) Transmission to Senate if a concurrent resolution is adopted.

(e) Concurrent resolutions returned with amendment, may be taken up or remain on the order of Messages from the Senate.

(2) Resolutions of sorrow may be considered immediately upon presentation.

(3) The adoption of any concurrent resolution approving any intertransfer or transfer of any appropriation shall be by record roll call vote.

**CHAPTER VI  
PUBLIC ACCESS  
FINANCIAL RECORDS**

**Access to Financial Records.**

Rule 72. (1) The financial records of the House of Representatives shall be open for public inspection. Upon a written request which describes the financial record sufficiently to enable the House of Representatives to find the financial record, a person has a right to inspect, copy, or receive copies of that financial record of the House of Representatives. Documents shall be available for inspection during normal business hours.

(2) A copy of the House financial records shall be on file with the House Business Office, which shall have overall authority to administer the House financial records under the direction of the Speaker of the House.

(3) As used in this section, "financial record" means a budget, contract, purchase order, an expenditure authorization, voucher, check, warrant, lease, audit report, balance sheet, travel voucher, or allotment account.

(4) The following information contained in legislative financial records is exempt from disclosure under this rule:

(a) Information of a personal nature contained in financial records where the public disclosure of the information would constitute a clearly unwarranted invasion of an individual's privacy. Such information would include, but not be limited to, the following:

(i) An employee's social security account number, financial institution record, electronic transfer fund number, deferred compensation, savings bonds, W-2 and W-4 forms, and any court-enforced judgments.

(ii) An employee's health care benefit selection.

(iii) Telephone bill detail including the telephone number and name of individual called.

(iv) Unemployment Compensation and Workers' Disability Compensation records.

(b) Records and information specifically described and exempted from disclosure under statute or subject to attorney-client privilege;

(c) A bid or proposal by a person to enter into a contract or agreement, until the time for the public opening of bids or proposals, or if a public opening is not to be conducted, until the time for the receipt of bids or proposals has expired;

(d) Commercial or financial information or trade secrets voluntarily provided to the House of Representatives;

(e) Communications, notes, and electronic data within the House of Representatives or between the Legislature and other public bodies of an advisory nature;

(f) Internet - use records; and

(g) Any other document or record protected from public disclosure by agreement, contract, House rule, or law.

(5) The House of Representatives may charge a reasonable fee for providing a copy of a financial record. The fee shall be limited to actual mailing costs and to the actual incremental cost of duplication or publication including labor, the cost of search, examination, review, and the deletion of exempt from nonexempt information.

(6) The House of Representatives may also charge a reasonable fee for providing for the inspection of financial records. This fee may include the actual incremental cost of supervising the inspection including labor, the cost of search, examination, review, and the deletion of exempt from nonexempt information.

**Televising of House Session.**

Rule 73. (1) Nothing in these rules shall prohibit the televising of sessions or committee meetings of the Michigan House of Representatives.

(2) The televised coverage of sessions and committee meetings of the Michigan House of Representatives by House television shall be made available for dissemination, pursuant to subsection (4).

(3) All televised coverage of House session and committee meetings shall be unedited.

(4) No portion of the coverage (either live or taped) authorized pursuant to subsection (2) may be utilized in any fashion for campaign or political purposes or to promote or oppose a ballot issue or the candidacy of any person for any elective office. Only accredited news organizations, educational institutions, and non-profit public affairs documentary programs may utilize any portion of the House television feed. No part of the House television feed may be used in any paid commercial advertisements.

**CHAPTER VII****Personal Privilege and Conduct.**

Rule 74. (1) Matters involving personal privilege are limited and include only the following:

- (a) Anything tending to subject a Member to ridicule or contempt;
- (b) Charges in news media accounts relating to a Member in his or her representative capacity only;
- (c) News media accounts attributing to a Member remarks he or she has not made;
- (d) Accusation by another Member in debate of intentional misrepresentation;
- (e) Assault on a Member for words spoken in debate; and
- (f) Arrest of a Member except for treason, felony or breach of the peace.

(2) A Member shall not use his or her position in any manner to solicit or obtain anything of value for himself or herself, House employees or any other Member which tends to influence the manner in which the Member performs his or her official duties.

(3) Sexual harassment of Members or House employees is prohibited and will not be tolerated by the House.

(4) A Member shall not convert for personal, business and/or campaign use, unrelated to House business, any supplies, services, facilities, or staff provided by the State of Michigan. This includes, but is not limited to, telephones, telecopy machines, computers, postage, and copy machines.

(5) A Member shall not solicit or accept any type of campaign contribution in any House facility or building.

**Expungement of Records and Petitions.**

Rule 75. (1) Any Member may dissent from and protest against any act, proceeding or resolution which he or she deems injurious to any person or the public and have the reason for such dissent entered in the House Journal. Any matter may be expunged from the record as not being privileged by order of the House by a majority of the Members elected and serving. When any matter is ordered expunged from the record, as above provided, no mention shall be made of the same, nor of the action of the House in ordering such expungement.

(2) No memorial, remonstrance or petition, except recount petitions, shall be printed in the House Journal without having been read to the House and ordered printed in the House Journal by a majority vote.

**QUALIFICATIONS OF MEMBERS****Oath of Office.**

Rule 76. Upon objection by any Representative or Representative-elect, no Representative-elect shall be given the oath of office or be permitted to be seated as a Member if he or she has previously been convicted of any election law violation which contributed to his or her election to the House of Representatives, subversion or has within the preceding 20 years been convicted of a felony involving a breach of public trust. (See Const 1963, Art 4 § 7) Upon a finding by a majority vote of the Members elected and serving in the House that the offense committed by such Representative-elect is within the provisions of this rule, that person shall be declared to be not qualified for membership in the House, and the office shall be declared vacant. The question of a Member's qualifications shall be presented only by a Member.

**CHAPTER VIII****Equally Divided House.**

Rule 77. If at any time during the Ninety-seventh legislative session, there are 55 Members duly elected and serving as Democrats as evidenced by the party he or she represented on the general or special election ballot from which he or she was elected to the Ninety-seventh legislative session, and 55 Members duly elected and serving as Republicans as evidenced by the party he or she represented on the general or special election ballot from which he or she was elected to the Ninety-seventh legislative session, then the House of Representatives shall proceed with the election of a Speaker and other officers provided for in Rule 1 by at least 56 votes.

The question being on the adoption of the resolution,

The resolution was adopted.

The Clerk announced that the next business in order was the election of a Speaker.

Rep. LaFontaine placed in nomination the name of Rep. Bolger.

Rep. Stamas moved that Rule 17 be suspended.  
The motion prevailed, 3/5 of the members present voting therefor.

Rep. Stamas moved that the following remarks be printed in the Journal.  
The motion prevailed.

Rep. LaFontaine:  
“Thank you Mr. Clerk:

Today I have the honor to rise and nominate a fellow colleague, a family man, and a trusted leader to the position of Speaker of the House.

I want to take a moment to reflect on a few statements he made in 2011, in his first address to this chamber after being elected Speaker of the House.

He said, ‘MI is at a historic crossroads.’

He said, ‘I believe in the people of our great state, and I believe in Michigan’s future.’

He later ended his speech by saying ‘Let’s do this together, lets do this for Michigan.’

Those three statements alone reflect truth, humbleness, and passion — three remarkable qualities. But when an individual possesses all three of those qualities, that makes them a remarkable leader.

Speaker Bolger was right — two years ago, Michigan stood at those historic crossroads. Today, thanks to Speaker Bolger’s leadership and the support of a committed and courageous caucus, we are certainly headed in the right direction. We were knocked down, but Michigan is getting back up and continuing to travel on the road to a full recovery.

When you say you believe in this great state, and in Michigan’s future, that means you have faith in the hard-working families and individuals that do not believe in giving up. Our citizens believe in a better Michigan, and they are looking to us as their elected representatives to have the courage necessary to deliver results.

Mr. Clerk, I too believe in this state, and in its future. I know in my heart and in my mind that there is one man who will continue to lead us in that direction. He promised to be bold two years ago, and he kept that promise. I hope he will never shy away from being the bold leader we have all come to know and respect.

On that note, it is with great pleasure Mr. Clerk, that I proudly nominate the Honorable Representative from the 63rd District — Jase Bolger — to the position of ‘Speaker of the House.’”

Rep. Greimel seconded the nomination of Rep. Bolger.

Rep. Greimel:  
“Thank you Mr. Clerk.

I rise today on behalf of the House Democratic Caucus to second the nomination of Representative Jase Bolger to be the Speaker of the House. It’s no secret that Representative Bolger and I have had our differences and that our caucuses have had their differences. I am sure that on many issues moving forward we will continue to have differences, but I have tremendous respect for this institution and for the history of this institution. Most importantly I know that we owe it to the people of this state to work hard to find solutions to very real challenges facing Michigan. We know what the people of Michigan want. They want solutions that improve their kid’s education and that strengthen and benefit middle class families. Today is the first opportunity to move forward and to do what this Legislature owes it to the people of the state of Michigan to do, and that’s to do better than it did last term. I look forward to this new opportunity to work across the aisle with my colleagues, to find opportunities where we can have common ground and enact real solutions that will benefit our great state and its middle class families. I encourage my colleagues on both sides of the aisle to join me today in voting for Representative Bolger to be the next Speaker of this House. Thank you.”

The question being on the election of a Speaker,  
The roll of the House was called by the Assistant Clerk and the members voted as follows:

**Roll Call No. 1**

**Yeas—107**

Abed  
Ananich

Genetski  
Glardon

Lane  
Lauwers

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

### Nays—2

Geiss

Slavens

The Clerk announced that Rep. Bolger, having received a majority vote of the members present and voting, was duly elected Speaker of the House of Representatives.

Rep. Geiss, having reserved the right to explain his nay vote, made the following statement:

“Mr. Speaker and members of the House:

I cast a no vote for Representative Bolger for the position of Speaker today, because I do not believe he is the correct person to lead the Michigan House of Representative. I could have cast a yes vote for any other member of the majority party, other than Representative Bolger. This is my first and only opportunity to weigh in on the actions taken by Representative Bolger during the 96th Legislature. Based on past actions, I cannot see improved working relations or practices taking place under the leadership of Representative Bolger.

First and foremost, the lack of ethics exhibited by Representative Bolger during the last legislature reflects poorly on the institution of the Michigan House of Representatives. While it was political to orchestrate the party switch of Representative Roy Schmidt, it was abhorrent that the then Speaker also worked to have a false Democratic candidate file to run in the same election, in an attempt to keep a real Democrat from filing to run. This is political gamesmanship unprecedented in Michigan history. Not only did Representative Bolger coordinate this abomination of the electoral process, but he lied about his involvement in the process. This cannot be condoned.

Next, the Representative Bolger orchestrated cuts to Michigan’s public schools and taxes on Michigan’s seniors, in order to pay for a \$1.8 Billion tax cut for Michigan’s businesses. While talking about making Michigan more competitive for businesses, Representative Bolger failed to discuss the negative impact of the cuts in school funding on our children and the inability of those living on a fixed income from affording these new taxes. I did not support those actions and am fearful of similar additional burdens on Michigan’s families in the 97th Legislature.

Finally, Representative Bolger rammed through legislation in the lame duck session which concluded the 96th session. In particular, the Freedom to Freeload legislation was introduced and passed through our chamber in less than two session

days of the House of Representatives. There were no committee hearings for this legislation. There was plenty of time to have them. I personally attended numerous meetings of the House Education Committee and the Insurance Committee during November and December, while many of my colleagues were hunting or on break. If this process was correct for deliberation of the EAA legislation and the Blue Cross/Blue Shield legislation, then why was it not proper for the most onerous changes affecting labor in Michigan's history? The reason is that Representative Bolger knew that a majority of Michigan's residents did not support the Freedom to Freeload legislation and that it would not stand the light of day. This is contrary to the true nature of our legislative process, to talk, discuss and ultimately vote on vital issues to the people of the State of Michigan.

If, in the spirit of bipartisanship, my colleagues and I are being asked to forgive and forget these transgressions, then so should my historic no vote for the election of Speaker Bolger be forgiven. This is the cathartic process of stating your opinion for the record, then moving on to new challenges and issues facing the people of the State of Michigan. I look forward to serving the people of Romulus, Taylor and Van Buren Township, and all of Michigan, for the next two years."

---

The Speaker assumed the Chair.

Speaker Bolger:

"Good afternoon and congratulations to all of my colleagues who have just been sworn in to serve in the 97th Legislature! I'd like to recognize my family here today: my Dad, Jim and his wife, Betty.

My bride of 20 years this year — Molly — and our two great kids: Nick & Megan.

Our families are the ones who sacrifice for our attempts to serve the public. They never stop believing in us. They are the support for our efforts and the inspiration for our ideals.

Although serving in the legislature does mean sacrifice for them, let us each be sure we never sacrifice our families. Please join me in thanking our families for their love and support, and for joining us in this service.

Colleagues, friends, and family whom we have lost from this life cannot physically be with us today. But those of you who, like me, are missing someone special, know that their spirit is here.

I am grateful that this year my brother, Eric, is in the United States, having safely returned from Afghanistan, serving with the 82nd Airborne. While we seek to serve and talk of sacrifices, let's remember the great sacrifice being made by our military servicemen and women and their families.

It is an honor and responsibility to serve as Speaker of the House. It is not a position I have taken lightly — nor will I ever take it for granted. It is one I pledge to do my best at, but one I know I cannot promise to do perfectly. I look forward to working with each of you over the next two years as we focus on making Michigan an even greater place for Michiganders to call home.

Two years ago, I stood here and told you I believed in our ability to achieve the goals necessary to allow Michiganders to restore economic prosperity to our state. I believed that — by working together and delivering solutions to our problems — we could turn our state around.

Thanks in part to our efforts — but MAINLY thanks to the grit and determination of the hardworking men and women of Michigan — our state is finally turning the corner toward prosperity.

More and more Michiganders now agree: Michigan's brightest days are ahead of us.

Our state has made significant improvement in past two years.

Unemployment is down because job opportunities are up. For the first time in 7 years, Michigan's population has grown. But beyond numbers, families are returning to our great state. Moms and dads are working hard inside and outside their home, and grandparents are being reunited with their grandkids.

We could look back to the past session and get lost in a focus on individual recalls and personal attacks, rough political campaigns and tough legislative arguments. But the hardworking men and women of Michigan will not accept excuses and they deserve results. They deserve our working hard together to support their hard work.

The faith they placed in electing us is based on our working to represent them, not political parties. In Capitols from Lansing to Washington, people tire of Republicans and Democrats fighting about the past and demand we focus on the future.

As I look ahead to 2013, I believe the state House has a clear set of challenges facing us that allow many opportunities to work together to deliver results.

Job number one remains more jobs and better careers. Michigan workers are the hardest workers in the world. They get up every day to literally make, build, and grow our state.

We must continue to make Michigan a better place to provide a job so workers can grow their careers right here.

In part, that means we need to focus on applying common sense to regulations. We must ask of each regulation: Does it protect our citizens or our natural resources? If so, we should ask if we can make it more efficient and effective. If it does not protect our citizens or our natural resources, common sense says we should eliminate it.

Regulations that do not serve our citizens only serve as red tape stopping families from living their lives and workers from finding jobs.

As we all were united in the shock, disbelief and horror of the massacre of innocent kids and adults in Connecticut, we should also be united in raising the value of life in our society by ensuring a bright future for all of our children.

We should celebrate and improve adoption and pre-natal care for women and children.

We should ensure every child in Michigan gets a quality education, regardless of their ZIP code.

We must work with parents and teachers to ensure our schools are delivering results for our kids in safe environments that encourage creativity and problem solving.

We must move past instant gratification and a focus on the next election to be willing to tackle challenges today that may take many tomorrows to show results.

And we should expand early childhood education opportunities as investments to help kids succeed. Those investments also will provide savings to our schools and communities years later as those students learn — and a decade later as they find success through working and don't enter our criminal justice system.

For those who choose to earn higher degrees, we must provide support for high-quality colleges and universities. That means demanding accountability and results by providing support that allows us to educate and keep our kids here in Michigan.

We also must ensure that the talent developed in Michigan helps continue to transform Michigan. And we should see to it that university research and ideas are turned into jobs and opportunities here.

Not everyone wants to get a college degree, so making sure those who don't are well prepared for successful careers is vital. We should work to develop a trained and ready workforce. We can expand the skilled training opportunities for our students to become our workers — the kind of workers who earn an honorable living by working with their hands each and every day.

We need to ensure training exists to meet the needs of advanced manufacturing, and that our existing programs are coordinated to be efficient and effective.

As we look to move Michigan forward, we will need a solid infrastructure on which to do so. That's why we must finally answer the billion-dollar question of how to provide quality roads to Michigan's drivers and a high-quality infrastructure for Michigan's job creators.

We should ensure existing resources are maximized before we consider additional revenue from our hardworking taxpayers. Too often, the first question asked is how much money can we raise? But first we must demonstrate that we appreciate that every dollar state government spends is a dollar a Michigan taxpayer first worked hard to earn.

If we can find the money from existing resources, we must do so. But, if we cannot, we must convince road users how and when we will pay for this vital service.

With so much at stake, we must work together to finally solve this problem.

Speaking of our taxpayers and key services, we must remain committed to continuing to deliver fiscal accountability. We will complete a balanced budget by June 1st. While a mere two years ago nobody believed the budget could be done by early June, we will now do so for the third year in a row. That means we can change this date from being considered 'getting our job done early' to being considered 'the normal way we get our job done.'

Even more important than timing is quality. We can come together through priorities on public safety, education, and infrastructure. We will ensure the budget is structurally balanced and continues to pay down debt from the past so our kids are not forced to pay for the excesses of their parents. We also must continue to work with the governor and state agencies to review how mental health services are delivered.

Throughout all the work awaiting us this session, we should seek to build and rebuild relationships.

The past year has strained relationships. However, we can and should leave that past behind us. We should each work with anyone who will also set aside politics to work for the hardworking men and women of Michigan, the future of our kids, and the security of our parents and grandparents.

To those who claim bipartisanship cannot exist we must reject their efforts to divide us. Those who seek political gain from partisan division do not have the authority to rewrite history. Let us not grant them the power to falsely sell that we cannot achieve success for Michigan because we cannot work together.

In the past two years, Republicans and Democrats HAVE worked together to achieve difficult change. There were amendments and votes to alter bills and reform teacher tenure in Michigan that came from Republicans and Democrats.

Last session, Republicans and Democrats worked together to unanimously accomplish what many told us was impossible for 30 years: amend PA 312, binding arbitration for police and fire.

Last session, Republicans and Democrats came together to help stop bullying in our schools and we offered help to parents with autistic children.

And even in the midst of our most heated time, members with courage delivered results by working together. Republicans and Democrats working together achieved a solution to turn the lights on for the people of Detroit.

Disagreeing with someone on a single issue should not taint the discussion of the next issue, or the resolve to deliver results for Michigan. We must seek compromise and improve working relationships with people who disagree on issues or who belong to different political parties.

While none of what we do as public servants should be in the name of our own legacies, we do play a role in the history of our state and the legacy of this legislative body.

The history of this legislature has not yet been written. Each of us, by working together, can have a positive impact on what happens for the next two years and well into the future.

The hopes, the realization of dreams, and a brighter future for the people of Michigan are before us. That is our collective goal — so, let's get to it.

Thank you and may God bless you, this House and the great state of Michigan!"

Reps. Stamas and Hobbs offered the following resolution:

**House Resolution No. 2.**

A resolution to provide for officers of the House of Representatives for the Ninety-seventh Legislature.

Resolved by the House of Representatives, That the following members are elected to the following offices of the House of Representatives for the Ninety-seventh Legislature:

John Walsh—Speaker Pro Tempore

Margaret O'Brien—Associate Speaker Pro Tempore

Kevin Cotter—Associate Speaker Pro Tempore

The question being on the adoption of the resolution,

The resolution was adopted, a majority of the members present voting therefor, by yeas and nays, as follows:

**Roll Call No. 2**

**Yeas—109**

Abed	Genetski	Lane	Roberts
Ananich	Gardon	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	Oakes	Talabi
Dianda	Kelly	Olumba	Tlaib
Dillon	Kesto	Outman	Townsend
Driskell	Kivela	Page	VerHeulen
Durhal	Knezek	Pettalia	Victory
Faris	Kosowski	Poleski	Walsh
Farrington	Kowall	Potvin	Yanez
Forlini	Kurtz	Price	Yonker
Foster	LaFontaine	Pscholka	Zemke
Franz	Lamonte	Rendon	Zorn
Geiss			

**Nays—0**



Reps. Stamas and Hobbs offered the following resolution:

**House Resolution No. 3.**

A resolution to provide for the Clerk of the House of Representatives for the Ninety-seventh Legislature.

Resolved by the House of Representatives, That Gary L. Randall is elected to the office of Clerk of the House of Representatives for the Ninety-seventh Legislature.

The question being on the adoption of the resolution,

The resolution was adopted, a majority of the members present voting therefor, by yeas and nays, as follows:

**Roll Call No. 3**

**Yeas—108**

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

**Nays—1**

Irwin

In The Chair: Bolger

Rep. Irwin, having reserved the right to explain his nay vote, made the following statement:

“Mr. Speaker and members of the House:

I voted against the selection of Gary Randall for Clerk because of his repeated failures to recognize the rights of members to require a roll call vote as provided in article 4, section 18 of the Michigan Constitution.”

Reps. Stamas and Hobbs offered the following resolution:

**House Resolution No. 4.**

A resolution fixing the hour for daily sessions.

Resolved, That unless otherwise ordered, the daily sessions of the House of Representatives commence on Tuesday and Wednesday at 1:30 p.m. and on Thursday at 12:00 noon.

The question being on the adoption of the resolution,

The resolution was adopted.

Reps. Stamas and Hobbs offered the following resolution:

**House Resolution No. 5.**

A resolution directing the Clerk to notify the Governor that the House of Representatives has assembled and is ready to proceed with the business of the session.

Resolved, That the Clerk of the House is hereby directed to notify the Governor that the House of Representatives has convened pursuant to the requirements of the Constitution and is ready to proceed with the business of the session.

The question being on the adoption of the resolution,

The resolution was adopted.

Reps. Stamas and Hobbs offered the following resolution:

**House Resolution No. 6.**

A resolution directing the Clerk to notify the Senate that the House of Representatives has assembled and is ready to proceed with the business of the session.

Resolved, That the Clerk of the House is hereby directed to notify the Senate that the House of Representatives has convened pursuant to the requirements of the Constitution and is ready to proceed with the business of the session.

The question being on the adoption of the resolution,

The resolution was adopted.

### Messages from the Senate

January 9, 2013

The Honorable Jase Bolger  
Speaker of the House of Representatives  
Capitol Building  
Lansing, Michigan 48913

Dear Mr. Speaker:

By direction of the Senate, I hereby notify you that a quorum of the Senate has assembled and is ready to proceed with the business of the session.

Very respectfully,  
Carol Morey Viventi, J.D.  
Secretary of the Senate

**Senate Concurrent Resolution No. 1.**

A concurrent resolution granting authority for adjournment for more than 2 days.

Resolved by the Senate (the House of Representatives concurring), That each house hereby grants unto the other permission to adjourn for not more than 15 intervening calendar days at such times as each house shall determine at any time during the 2013 and 2014 regular sessions.

The Senate has adopted the concurrent resolution.

The question being on the adoption of the concurrent resolution,

The concurrent resolution was adopted.

**Senate Concurrent Resolution No. 2.**

A concurrent resolution prescribing the Joint Convention Rules for the Legislature.

Resolved by the Senate (the House of Representatives concurring), That the following be and are hereby adopted as the Joint Convention Rules of the Senate and House of Representatives:

**JOINT CONVENTION RULES OF THE  
SENATE AND HOUSE OF REPRESENTATIVES**

**Held in Hall of House.**

Rule 1. Joint conventions shall be held in the Hall of the House of Representatives, or such other location as may be agreed to by the Speaker of the House of Representatives and the Majority Leader of the Senate. The President of the Senate or, in the absence of the President of the Senate, the Speaker of the House shall preside. Before the two houses shall meet in joint convention, a concurrent resolution shall be introduced in one house setting forth the date and hour at which the joint convention shall meet, which, if adopted, shall be transmitted to the other house for concurrence.

**Secretaries-Journals.**

Rule 2. The Secretary of the Senate and Clerk of the House of Representatives shall be the secretaries of the joint convention. The proceedings of the joint convention shall be published with the Journals of the House, and the final result, as announced by the President on the return of the Senate to its chamber, shall be entered on the Journals of the Senate.

**Rules of House to Govern.**

Rule 3. The rules of the House of Representatives, so far as the same may be applicable, shall govern the proceedings in joint convention.

**President pro tempore of Convention.**

Rule 4. Whenever the Speaker of the House presides, he or she shall be entitled to vote on all occasions, and in case of a tie, the question shall be declared lost.

**Power to Compel Attendance.**

Rule 5. Joint conventions shall have the power to compel the attendance of absent members in the mode and under the penalties prescribed in the rules of the house to which such members respectively belong, and for that purpose the Sergeant at Arms of each house shall attend.

**May Adjourn from Time to Time.**

Rule 6. Joint conventions may adjourn from time to time, as may be found necessary, and it shall be the duty of the House of Representatives to prepare to receive the Senate, and of the Senate to proceed to the joint convention, at the time fixed by law or resolution, or to which the joint convention may have adjourned.

The Senate has adopted the concurrent resolution.

The question being on the adoption of the concurrent resolution,

The concurrent resolution was adopted.

**Senate Concurrent Resolution No. 3.**

A concurrent resolution providing for a joint convention of the Senate and House of Representatives.

Resolved by the Senate (the House of Representatives concurring), That the Senate and House of Representatives meet in joint convention in the Hall of the House of Representatives, Wednesday, January 16, 2013, at 6:30 p.m. to receive the message of Governor Rick Snyder.

The Senate has adopted the concurrent resolution.

The question being on the adoption of the concurrent resolution,

The concurrent resolution was adopted.

By unanimous consent the House returned to the order of

**Motions and Resolutions**

Rep. Stamas moved that when the House adjourns today it stand adjourned until Wednesday, January 16, at 6:00 p.m. The motion prevailed.

**Introduction of Bills**

Rep. Shirkey introduced

**House Bill No. 4001, entitled**

A bill to amend 1976 PA 442, entitled "Freedom of information act," by amending sections 4, 5, and 10 (MCL 15.234, 15.235, and 15.240), as amended by 1996 PA 553.

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

Rep. Shirkey introduced

**House Bill No. 4002, entitled**

A bill to amend 1941 PA 122, entitled "An act to establish the revenue collection duties of the department of treasury; to prescribe its powers and duties as the revenue collection agency of this state; to prescribe certain powers and duties of the state treasurer; to establish the collection duties of certain other state departments for money or accounts owed to this state; to regulate the importation, stamping, and disposition of certain tobacco products; to provide for the transfer of powers and duties now vested in certain other state boards, commissions, departments, and offices; to prescribe certain duties of and require certain reports from the department of treasury; to provide procedures for the payment, administration, audit, assessment, levy of interests or penalties on, and appeals of taxes and tax liability; to prescribe its powers and duties if an agreement to act as agent for a city to administer, collect, and enforce the city income tax act on behalf of a city is entered into with any city; to provide an appropriation; to abolish the state board of tax administration; to prescribe penalties and provide remedies; and to declare the effect of this act," by amending section 30 (MCL 205.30), as amended by 1993 PA 14.

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

Rep. Walsh introduced

**House Bill No. 4003, entitled**

A bill to amend 1941 PA 122, entitled "An act to establish the revenue collection duties of the department of treasury; to prescribe its powers and duties as the revenue collection agency of this state; to prescribe certain powers and duties of the state treasurer; to establish the collection duties of certain other state departments for money or accounts owed to this state; to regulate the importation, stamping, and disposition of certain tobacco products; to provide for the transfer of powers and duties now vested in certain other state boards, commissions, departments, and offices; to prescribe certain duties of and require certain reports from the department of treasury; to provide procedures for the payment, administration, audit, assessment, levy of interests or penalties on, and appeals of taxes and tax liability; to prescribe its powers and duties if an agreement to act as agent for a city to administer, collect, and enforce the city income tax act on behalf of a city is entered into with any city; to provide an appropriation; to abolish the state board of tax administration; to prescribe penalties and provide remedies; and to declare the effect of this act," by amending section 28 (MCL 205.28), as amended by 2010 PA 313, and by adding section 23a.

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

Rep. Slavens introduced

**House Bill No. 4004, entitled**

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," (MCL 257.1 to 257.923) by adding section 811v.  
The bill was read a first time by its title and referred to the Committee on Transportation and Infrastructure.

Rep. Slavens introduced

**House Bill No. 4005, entitled**

A bill to amend 1967 PA 281, entitled "Income tax act of 1967," (MCL 206.1 to 206.713) by adding section 272a.  
The bill was read a first time by its title and referred to the Committee on Tax Policy.

Rep. Slavens introduced

**House Bill No. 4006, entitled**

A bill to amend 1967 PA 281, entitled "Income tax act of 1967," (MCL 206.1 to 206.713) by adding section 279.  
The bill was read a first time by its title and referred to the Committee on Tax Policy.

Rep. Slavens introduced

**House Bill No. 4007, entitled**

A bill to designate the official fruit of this state.

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

Rep. Shirkey introduced

**House Joint Resolution A, entitled**

A joint resolution proposing an amendment to the state constitution of 1963, by amending section 12 of article IV and by adding section 55 to article IV, to provide that the state officers compensation commission's determination of certain

salaries shall not exceed the increase in the consumer price index or the average increase in state employee pay and to reduce compensation of state legislators who are absent from legislative session or if the legislature does not present certain budget bills to the governor on or before a certain date and to set state-paid health care benefits for legislators.

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

#### **Announcements by the Clerk**

January 3, 2013

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

Performance audit of the Maintenance Services Section, Michigan Department of Transportation, January 2013.

January 3, 2013

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

Performance audit of Durable Medical Equipment, Prosthetics, Orthotics, and Supplies, Department of Community Health, January 2013.

Gary L. Randall  
Clerk of the House

---

Rep. Zorn moved that the House adjourn.  
The motion prevailed, the time being 1:55 p.m.

The Speaker declared the House adjourned until Wednesday, January 16, at 6:00 p.m.

GARY L. RANDALL  
Clerk of the House of Representatives

