

No. 48
STATE OF MICHIGAN
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House of Representatives
97th Legislature
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House Chamber, Lansing, Tuesday, May 21, 2013.

1:30 p.m.

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

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

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

e/d/s = entered during session

Rep. Stacy Erwin Oakes, from the 95th District, offered the following invocation:

“Please bow your head and pray to the deity of your own faith
Lead us, Father, to recognize You in the person beside us right now.

Lord, we ask You to open our eyes
that we may value and appreciate all people,
recognizing what we have in common
rather than focusing
on what our differences might be.

Inspire us to distinguish
between what is important
and what is not,
and open our minds and hearts
that we may always be people of good will
who bring life and joy to others.

Help us always to be positive
as we entrust the past to Your mercy
the present to Your love,
and the future to Your providence.

Please help me, Lord, in all I do To act and think with motives true; And by Your love reveal to me those sins that only You can see. Amen.”

The Speaker assumed the Chair.

Motions and Resolutions

Reps. Foster, Brown, Darany, Denby, Durhal, Geiss, Haines, Heise, Howrylak, Kelly, Price, Slavens and Talabi offered the following resolution:

House Resolution No. 148.

A resolution to declare July 2013 as Professional Pest Management Month in the state of Michigan.

Whereas, Effective pest management in homes, businesses, and public places throughout our state is an important factor in maintaining the health and well-being of all Michiganders; and

Whereas, Pest management professionals help protect Michigan’s food supply, homes, and the environment from disease and pest-related illnesses by practicing environmentally friendly pest-control methods; and

Whereas, The Michigan Pest Management Association provides networking and leadership opportunities for Michigan’s pest management professionals and is recognized for its efforts to protect our environment as well as to ensure the safe and effective use of pest management materials; and

Whereas, The National Pest Management Association is committed to educating the public about the dangers posed by pests and the damage they can cause through its website, www.pestworld.org; and

Whereas, Pest Management Month offers all Michiganders an opportunity to understand and appreciate the important role that pest management providers play in ensuring the health and well-being of Michiganders; now, therefore, be it

Resolved by the House of Representatives, That the members of this legislative body declare July 2013 as Professional Pest Management Month in the state of Michigan. We call this observance to the attention of all our citizens.

The question being on the adoption of the resolution,

The resolution was adopted.

Reps. Leonard, Rogers, Lyons, Genetski, Jacobsen, O’Brien, McBroom, VerHeulen, MacGregor, Kelly, Somerville, Haveman, McCready, Pscholka, Lund, Jenkins, Rendon, Lauwers, Daley, Walsh, Price, Graves, Bumstead, Pagel, Denby, MacMaster, Outman, Johnson, Callton, Yonker, Muxlow, Hooker, Schmidt, Franz, Pettalia, Glardon, Goike, Victory, Cotter, McMillin, Nesbitt, Shirkey, Barnett, Crawford, Haines, Heise, Howrylak and Kowall offered the following resolution:

House Resolution No. 149.

A resolution to memorialize Congress to investigate actions taken by the Internal Revenue Service and its agents that targeted and scrutinized specific organizations seeking tax-exempt status.

Whereas, The Internal Revenue Service is organized for the purpose of and authorized to carry out the responsibilities of the Secretary of the Treasury to administer and enforce the revenue laws of the United States of America; and

Whereas, In order to most efficiently execute its duties, as well as retain the public trust of American taxpayers and the positive reputation needed to unquestionably administer the law of the land, it is necessary for the Internal Revenue Service and its agents to perform their duties fairly—without regard to political ideologies—with professional integrity as rational agents of the law. To do otherwise would call into question the authority and legitimacy of the agency; and

Whereas, The Internal Revenue Service released on May 10th an internal audit detailing an 18-month policy establishing criteria to flag the applications of certain organizations seeking non-profit status. The policy instructed agents to review and pursue burdensome scrutinization for organizations based on their name and policy positions rather than their potential political campaign activities. Furthermore, the names and policy positions flagged were from organizations whose political ideologies are contrary to those of the governing executive administration; and

Whereas, When governing practices are established that unfairly target specific organizations based on an apparent political agenda, it is necessary for the retention of public trust and legitimacy of the agency's administrative authority to determine the rationale behind these policies, persons involved, and what corrective actions are necessary to prevent a future occurrence; now, therefore, be it

Resolved by the House of Representatives, That we memorialize Congress to investigate actions taken by the Internal Revenue Service and its agents that targeted and scrutinized specific organizations seeking tax-exempt status; and be it further

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

The resolution was referred to the Committee on Government Operations.

Reps. Haugh, Barnett, Brown, Crawford, Darany, Denby, Durhal, Geiss, Haines, Heise, Howrylak, Kelly, Kowall, O'Brien, Slavens and Talabi offered the following resolution:

House Resolution No. 150.

A resolution to declare May 24, 2013, as Public Service Chaplains Appreciation Day in the state of Michigan.

Whereas, Public service chaplains play an essential role with prayer, spirituality, positivity, resources, assistance and support in public safety, critical incidents, national, state or local emergencies, and disaster response. They serve in faith-based organizations, businesses, government, civic, and community organizations, educational institutions, and other organizations; and

Whereas, The service and assistance of public service chaplains today requires advanced knowledge, experience, training, and expertise in public safety, critical incident stress management, post-traumatic stress disorder, governmental procedures, spiritual-based operations, conflict resolution, cultural diversity, organizational structure, protocol, procedures, and etiquette, inter-personal communications, counseling, and business; and

Whereas, All workplaces, government public safety departments, businesses, organizations, and institutions around the world are encouraged to recognize the important contributions of public service chaplains; and

Whereas, The theme of the celebration is "This year, celebrate, appreciate, and recognize all public service chaplains". This reflects their professionalism, dedication, inspiration, experience, and support as a whole through an unselfish commitment to their chaplain careers while improving and expanding their skills and knowledge has, is, and will continue to be a vital asset to any and all organizations; now, therefore, be it

Resolved by the House of Representatives, That the members of this legislative body declare May 24, 2013, as Public Service Chaplains Appreciation Day in the state of Michigan. We call on all employers, organizations, and institutions to support continued opportunities, training, and development, resources, finances and encouragement for their prospective chaplains. We recognize that a well-trained, well-supported and well-financed chaplain force is essential for success in today's workplaces.

The question being on the adoption of the resolution,

The resolution was adopted.

Reps. Townsend, Kowall, Barnett, Brown, Darany, Durhal, Geiss, Heise, Howrylak, Kelly, O'Brien, Price, Slavens and Talabi offered the following resolution:

House Resolution No. 151.

A resolution to declare May 2013 as Lupus Awareness Month in the state of Michigan.

Whereas, Each year, the Lupus Agencies of Michigan designate May as Lupus Awareness Month to show support for the 1.5 million Americans and 5 million people worldwide who suffer from the often debilitating effects of lupus, a chronic autoimmune disease that can cause severe damage to the tissue and organs in the body and in some cases, death; and

Whereas, Each year thousands of people are newly diagnosed with lupus, the great majority of whom are young people in the prime of their lives and 90 percent of whom are women; and

Whereas, Lupus is most prevalent among African-Americans, Hispanics, Native Americans, and Asians. Tragically, thousands of people die from lupus each year because a cure remains elusive; and

Whereas, There is a continued need for increased public and professional awareness of Lupus; and

Whereas, Medical research efforts into lupus and the discovery of safer, more effective treatments for lupus patients are underfunded in comparison with diseases of comparable magnitude and severity; and

Whereas, Increasing community awareness and focusing public attention on lupus and its devastating impact on patients' lives will provide hope for a better future for those affected; and

Whereas, The Lupus Agencies of Michigan are dedicated to "improving the quality of life for individuals with lupus and their loved ones by providing education, support and outreach services, and promoting programs of awareness, advocacy, and research"; and

Whereas, This legislative body recognizes the needs of those chronically ill people who are living with lupus and urges all citizens to support the search for a cure and assist those individuals and families who deal with this devastating disease on a daily basis; now, therefore, be it

Resolved by the House of Representatives, That the members of this legislative body declare May 2013 as Lupus Awareness Month in the state of Michigan; and be it further

Resolved, That copies of this resolution be transmitted to Governor Rick Snyder, the Michigan Department of Community Health and the Lupus Agencies of Michigan.

The question being on the adoption of the resolution,

The resolution was adopted.

Reps. Jacobsen, Kowall, Pagel, Price, Denby, Santana, LaVoy, Slavens, Banks, Hovey-Wright, Brinks, Darany, LaFontaine, Goike, MacGregor, Barnett, Brown, Durhal, Geiss, Haines, Heise, Howrylak, Kelly, O'Brien and Talabi offered the following resolution:

House Resolution No. 152.

A resolution to declare June 9, 2013, as Flower Planting Day in the state of Michigan.

Whereas, Agriculture is the second largest industry in the state of Michigan and floriculture is the fourth largest commodity and the largest specialty crop; and

Whereas, Michigan is a national leader in the production of floriculture products, only behind California and Florida; and

Whereas, Michigan has over 700 commercial growers who distribute a wholesale value of over \$390 million; and

Whereas, Michigan's floriculture industry employs over 14,000 workers in the industry; and

Whereas, Michigan's floriculture industry has continued to increase annual farm-gate value of \$397.4 million; and

Whereas, Michigan's floriculture industry ranks number one nationally in sales of impatiens, begonias, geraniums, petunias, potted vegetable plants, and potted hostas, and second nationally in sales of pansies, chrysanthemums, Easter lilies, and flowering bulbs; and

Whereas, The Michigan Floriculture Growers Council represents the collective business interests of the floriculture sector of Michigan's economy; now, therefore, be it

Resolved by the House of Representatives, That the members of this legislative body declare June 9, 2013, as Flower Planting Day in the state of Michigan. We recognize this date as a day when residents who have yet to beautify their yards and patios with flowers are encouraged to do so. This not only improves the great appearance of our state and the quality of life for gardeners and their neighbors, but also supports Michigan's vibrant floriculture industry.

The question being on the adoption of the resolution,

The resolution was adopted.

Reps. Darany, Barnett, Brown, Durhal, Geiss, Haines, Slavens and Talabi offered the following resolution:

House Resolution No. 153.

A resolution to declare July 27-28, 2013, as Maker Faire Detroit Weekend in the state of Michigan.

Whereas, Maker Faire Detroit will be held on July 27-28 on the Natural Historic Landmark campus of The Henry Ford in Dearborn, Michigan; and

Whereas, The Henry Ford is a multi-day, multi-venue American history destination that presents and celebrates the stories of American innovation, ingenuity and resourcefulness, past, present, and future; and

Whereas, Maker Faire Detroit, being one of just three major Maker Faires in the country, will attract tourism to Metro-Detroit from around the country; and

Whereas, Maker Faire Detroit will inspire the creative, innovative, maker spirit of the visiting public through a variety of compelling and engaging interactive demonstrations; and

Whereas, Maker Faire Detroit will host more than 400 makers, visionaries, techies, inventors, entrepreneurs, and other creative craftsmen who will take new approaches to science, technology, engineering and math with the intent to entertain, inform, connect and inspire; and

Whereas, Maker Faire Detroit will offer the opportunity for the public, and especially youth, to interact with the makers and engage in hands-on workshops and demonstrations; and

Whereas, Maker Faire Detroit will offer an array of engaging experiences in such areas as electronics, robotics, transportation, alternative energy, and sustainable agriculture; and

Whereas, Maker Faire Detroit will create an environment that will inspire, not only invention and innovation, but also a positive “can-do” attitude and culture; and

Whereas, These attitudes and experiences can develop into life-long habits and generate opportunities for individual and community prosperity; and

Whereas, The event will inspire the future inventors, innovators, and entrepreneurs of Michigan; and

Whereas, The innovative spirit will come alive at The Henry Ford in the form of Maker Faire Detroit, in a two-day celebration of curiosity, wonderment, exploration, inventiveness, and hands-on making of a new generation of inventors; now, therefore, be it

Resolved by the House of Representatives, That the members of this legislative body declare July 27-28, 2013, as Maker Faire Detroit Weekend in the state of Michigan. We acknowledge the contributions that Maker Faire Detroit makes to the state of Michigan.

The question being on the adoption of the resolution,

The resolution was adopted.

The Speaker called the Speaker Pro Tempore to the Chair.

Rep. Stamas moved that Rule 42 be suspended.

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

Rep. Stamas moved that the Committee on Appropriations be discharged from further consideration of **Senate Bill No. 198**.

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

The bill was placed on the order of Second Reading of Bills.

Reports of Standing Committees

The Speaker laid before the House

House Resolution No. 135.

A resolution to urge the other Great Lakes states and Canada to adopt ballast water standards equivalent to U.S. federal requirements.

(For text of resolution, see House Journal No. 44, p. 657.)

(The resolution was reported by the Committee on Natural Resources on May 14, with substitute (H-1).)

(For substitute, see House Journal No. 45, p. 683.)

The question being on the adoption of the proposed substitute (H-1) recommended by the Committee,

The substitute (H-1) was adopted, a majority of the members present voting therefor.

The question being on the adoption of the resolution,

The resolution was adopted.

The Speaker laid before the House

House Concurrent Resolution No. 6.

A concurrent resolution to urge the other Great Lakes states and Canada to adopt ballast water standards equivalent to U.S. federal requirements.

(For text of concurrent resolution, see House Journal No. 44, p. 657.)

(The concurrent resolution was reported by the Committee on Natural Resources on May 14, with substitute (H-1).)

(For substitute, see House Journal No. 45, p. 684.)

The question being on the adoption of the proposed substitute (H-1) recommended by the Committee,

The substitute (H-1) was adopted, a majority of the members present voting therefor.

The question being on the adoption of the concurrent resolution,

The concurrent resolution was adopted.

Second Reading of Bills

Senate Bill No. 198, entitled

A bill to make appropriations for the department of community health for the fiscal year ending September 30, 2014; and to provide for the expenditure of the appropriations.

The bill was read a second time.

Rep. Haveman moved to substitute (H-1) the bill.

The motion prevailed and the substitute (H-1) was adopted, a majority of the members serving voting therefor.

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

The motion prevailed.

Rep. Stamas moved that the bill be placed on its immediate passage.

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

By unanimous consent the House returned to the order of

Third Reading of Bills

Senate Bill No. 198, entitled

A bill to make appropriations for the department of community health for the fiscal year ending September 30, 2014; and to provide for the expenditure of the appropriations.

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

Roll Call No. 154

Yeas—59

Bolger	Haines	Lori	Potvin
Bumstead	Haveman	Lund	Price
Callton	Heise	Lyons	Pscholka
Cotter	Hooker	MacGregor	Rendon
Crawford	Howrylak	MacMaster	Rogers
Daley	Jacobsen	McBroom	Schmidt
Denby	Jenkins	McCready	Shirkey
Farrington	Johnson	McMillin	Somerville
Forlini	Kelly	Muxlow	Stamas
Foster	Kesto	Nesbitt	VerHeulen
Franz	Kowall	O'Brien	Victory
Genetski	Kurtz	Outman	Walsh
Gardon	LaFontaine	Pagel	Yonker
Goike	Lauwers	Pettalia	Zorn
Graves	Leonard	Poleski	

Nays—49

Abed	Durhal	Lamonte	Segal
Banks	Faris	Lane	Singh
Barnett	Geiss	LaVoy	Slavens
Brinks	Greimel	Lipton	Smiley
Brown	Haugh	McCann	Stallworth
Brunner	Hobbs	Nathan	Stanley
Cavanagh	Hovey-Wright	Oakes	Switalski
Clemente	Irwin	Roberts	Talabi
Cochran	Kandreas	Robinson	Tlaib
Darany	Kivela	Rutledge	Townsend
Dianda	Knezek	Santana	Yanez

Dillon
Driskell

Kosowski

Schor

Zemke

In The Chair: Walsh

The House agreed to the title of the bill.

Second Reading of Bills

House Bill No. 4284, entitled

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending sections 81131 and 81133 (MCL 324.81131 and 324.81133), section 81131 as amended by 2011 PA 107 and section 81133 as amended by 2012 PA 340.

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

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

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

The motion prevailed.

House Bill No. 4299, entitled

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending section 81131 (MCL 324.81131), as amended by 2011 PA 107.

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

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

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

The motion prevailed.

House Bill No. 4310, entitled

A bill to amend 1980 PA 299, entitled "Occupational code," by amending sections 1204 and 1205 (MCL 339.1204 and 339.1205), section 1204 as amended by 2003 PA 57 and section 1205 as amended by 1997 PA 97.

The bill was read a second time.

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

The motion prevailed.

House Bill No. 4156, entitled

A bill to amend 1978 PA 368, entitled "Public health code," by amending sections 16184 and 16185 (MCL 333.16184 and 333.16185), as amended by 2012 PA 4.

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

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

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

The motion prevailed.

Senate Bill No. 165, entitled

A bill to amend 1978 PA 368, entitled "Public health code," (MCL 333.1101 to 333.25211) by adding part 204.

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

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

Rep. Haines moved to amend the bill as follows:

1. Amend page 2, line 2, after “**MINOR**” by inserting “**OR WARD**”.
2. Amend page 2, line 2, after “**SHALL**” by inserting “**UPON REQUEST**”.

The motion prevailed and the amendments were adopted, a majority of the members serving voting therefor.

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

The motion prevailed.

House Bill No. 4089, entitled

A bill to amend 2001 PA 142, entitled “Michigan memorial highway act,” (MCL 250.1001 to 250.2080) by adding section 1077.

The bill was read a second time.

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

The motion prevailed.

House Bill No. 4204, entitled

A bill to amend 2001 PA 142, entitled “Michigan memorial highway act,” (MCL 250.1001 to 250.2080) by adding sections 2a and 76.

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

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

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

The motion prevailed.

House Bill No. 4289, entitled

A bill to amend 1995 PA 29, entitled “Uniform unclaimed property act,” by amending section 31 (MCL 567.251), as amended by 1997 PA 195.

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

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

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

The motion prevailed.

By unanimous consent the House returned to the order of

Reports of Standing Committees

The Committee on Energy and Technology, by Rep. Nesbitt, Chair, reported

House Bill No. 4591, entitled

A bill to amend 1956 PA 217, entitled “Electrical administrative act,” by amending sections 6 and 7 (MCL 338.886 and 338.887), section 6 as amended by 1992 PA 130 and section 7 as amended by 2002 PA 205.

With the recommendation that the substitute (H-3) be adopted and that the bill then pass.

The bill and substitute were referred to the order of Second Reading of Bills.

Favorable Roll Call

To Report Out:

Yeas: Reps. Nesbitt, Shirkey, Farrington, Franz, Jacobsen, Outman, Pettalia, Price, Schmidt, Zorn, Graves, Lauwers, Stallworth, LaVoy, Lane, Brunner, Yanez and Lamonte

Nays: None

The Committee on Energy and Technology, by Rep. Nesbitt, Chair, reported

House Bill No. 4592, entitled

A bill to amend 1984 PA 192, entitled “Forbes mechanical contractors act,” by amending sections 7 and 9 (MCL 338.977 and 338.979), section 7 as amended by 1998 PA 300.

Without amendment and with the recommendation that the bill pass.

The bill was referred to the order of Second Reading of Bills.

Favorable Roll Call

To Report Out:

Yeas: Reps. Nesbitt, Shirkey, Farrington, Franz, Jacobsen, Outman, Pettalia, Price, Schmidt, Zorn, Graves, Lauwers, Stallworth, LaVoy, Lane, Brunner, Yanez and Lamonte

Nays: None

The Committee on Energy and Technology, by Rep. Nesbitt, Chair, reported

House Bill No. 4737, entitled

A bill to amend 1972 PA 230, entitled "Stille-DeRossett-Hale single state construction code act," (MCL 125.1501 to 125.1531) by adding section 28a.

Without amendment and with the recommendation that the bill pass.

The bill was referred to the order of Second Reading of Bills.

Favorable Roll Call

To Report Out:

Yeas: Reps. Nesbitt, Shirkey, Farrington, Franz, Jacobsen, Outman, Pettalia, Price, Schmidt, Zorn, Graves, Lauwers, Stallworth, LaVoy, Lane, Brunner, Yanez and Lamonte

Nays: None

COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Nesbitt, Chair, of the Committee on Energy and Technology, was received and read:

Meeting held on: Tuesday, May 21, 2013

Present: Reps. Nesbitt, Shirkey, Farrington, Franz, Jacobsen, Outman, Pettalia, Price, Schmidt, Zorn, Graves, Lauwers, Stallworth, Hobbs, Nathan, LaVoy, Lane, Brunner, Yanez and Lamonte

Second Reading of Bills**House Bill No. 4591, entitled**

A bill to amend 1956 PA 217, entitled "Electrical administrative act," by amending sections 6 and 7 (MCL 338.886 and 338.887), section 6 as amended by 1992 PA 130 and section 7 as amended by 2002 PA 205.

Was read a second time, and the question being on the adoption of the proposed substitute (H-3) previously recommended by the Committee on Energy and Technology,

The substitute (H-3) was adopted, a majority of the members serving voting therefor.

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

The motion prevailed.

House Bill No. 4592, entitled

A bill to amend 1984 PA 192, entitled "Forbes mechanical contractors act," by amending sections 7 and 9 (MCL 338.977 and 338.979), section 7 as amended by 1998 PA 300.

The bill was read a second time.

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

The motion prevailed.

House Bill No. 4737, entitled

A bill to amend 1972 PA 230, entitled "Stille-DeRossett-Hale single state construction code act," (MCL 125.1501 to 125.1531) by adding section 28a.

The bill was read a second time.

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

The motion prevailed.

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

By unanimous consent the House returned to the order of

Announcement by the Clerk of Printing and Enrollment

The Clerk announced that the following bills had been printed and placed upon the files of the members on Friday, May 17:

House Bill Nos. 4740 4741 4742 4743 4744
Senate Bill Nos. 362 363 364

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

Senate Bill Nos. 365 366 367 368 369 370 371 372 373 374

The Clerk announced that the following Senate bills had been received on Tuesday, May 21:

Senate Bill Nos. 209 308

Reports of Standing Committees

The Committee on Regulatory Reform, by Rep. Crawford, Chair, reported

House Bill No. 4681, entitled

A bill to amend 1980 PA 299, entitled "Occupational code," by amending section 303a (MCL 339.303a), as amended by 2006 PA 489; and to repeal acts and parts of acts.

Without amendment and with the recommendation that the bill pass.

The bill was referred to the order of Second Reading of Bills.

Favorable Roll Call

To Report Out:

Yeas: Reps. Crawford, McBroom, Denby, McMillin, LaFontaine, Rendon, Yonker, Kelly, Kesto, Haugh, Dianda, Nathan and Schor

Nays: Rep. Abed

The Committee on Regulatory Reform, by Rep. Crawford, Chair, reported

House Bill No. 4682, entitled

A bill to amend 1979 PA 152, entitled "State license fee act," by repealing section 28 (MCL 338.2228).

Without amendment and with the recommendation that the bill pass.

The bill was referred to the order of Second Reading of Bills.

Favorable Roll Call

To Report Out:

Yeas: Reps. Crawford, McBroom, Denby, McMillin, LaFontaine, Rendon, Yonker, Kelly, Kesto, Haugh, Dianda, Nathan and Schor

Nays: Rep. Abed

The Committee on Regulatory Reform, by Rep. Crawford, Chair, reported

House Bill No. 4683, entitled

A bill to amend 1998 PA 58, entitled "Michigan liquor control code of 1998," by amending section 1031 (MCL 436.2031), as added by 2010 PA 175.

Without amendment and with the recommendation that the bill pass.

The bill was referred to the order of Second Reading of Bills.

Favorable Roll Call

To Report Out:

Yeas: Reps. Crawford, McBroom, Denby, McMillin, LaFontaine, Rendon, Yonker, Kelly, Kesto, Haugh, Dianda, Nathan and Schor

Nays: None

The Committee on Regulatory Reform, by Rep. Crawford, Chair, reported

House Bill No. 4684, entitled

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending section 82101 (MCL 324.82101), as amended by 2010 PA 371.

Without amendment and with the recommendation that the bill pass.

The bill was referred to the order of Second Reading of Bills.

Favorable Roll Call

To Report Out:

Yeas: Reps. Crawford, McBroom, Denby, McMillin, LaFontaine, Rendon, Yonker, Kelly, Kesto, Haugh, Dianda, Nathan and Schor

Nays: None

The Committee on Regulatory Reform, by Rep. Crawford, Chair, reported

House Bill No. 4691, entitled

A bill to amend 1966 PA 225, entitled "Carnival-amusement safety act of 1966," by amending the title and sections 6, 7, 10, 11, 13, 14, and 15 (MCL 408.656, 408.657, 408.660, 408.661, 408.663, 408.664, and 408.665), the title and sections 7 and 11 as amended by 1982 PA 35; and to repeal acts and parts of acts.

Without amendment and with the recommendation that the bill pass.

The bill was referred to the order of Second Reading of Bills.

Favorable Roll Call

To Report Out:

Yeas: Reps. Crawford, McBroom, Denby, McMillin, LaFontaine, Rendon, Yonker, Kesto and Haugh

Nays: Reps. Kelly, Abed, Dianda, Nathan and Schor

The Committee on Regulatory Reform, by Rep. Crawford, Chair, reported

House Bill No. 4743, entitled

A bill to amend 2011 PA 256, entitled "Michigan fireworks safety act," by amending sections 4, 5, 7, 12, and 18a (MCL 28.454, 28.455, 28.457, 28.462, and 28.468a), sections 4 and 12 as amended and section 18a as added by 2012 PA 257.

With the recommendation that the substitute (H-1) be adopted and that the bill then pass.

The bill and substitute were referred to the order of Second Reading of Bills.

Favorable Roll Call

To Report Out:

Yeas: Reps. Crawford, McBroom, Denby, LaFontaine, Rendon, Yonker, Kelly, Kesto, Haugh, Abed, Dianda, Nathan and Schor

Nays: None

The Committee on Regulatory Reform, by Rep. Crawford, Chair, reported

Senate Bill No. 27, entitled

A bill to amend 1998 PA 58, entitled "Michigan liquor control code of 1998," by amending section 537 (MCL 436.1537), as amended by 2011 PA 298.

Without amendment and with the recommendation that the bill pass.

The bill was referred to the order of Second Reading of Bills.

Favorable Roll Call

To Report Out:

Yeas: Reps. Crawford, Denby, McMillin, LaFontaine, Rendon, Yonker, Kelly, Kesto, Haugh, Abed, Dianda and Schor
Nays: Rep. McBroom

The Committee on Regulatory Reform, by Rep. Crawford, Chair, reported

Senate Bill No. 79, entitled

A bill to amend 1998 PA 58, entitled "Michigan liquor control code of 1998," (MCL 436.1101 to 436.2303) by adding section 415.

Without amendment and with the recommendation that the bill pass.

The bill was referred to the order of Second Reading of Bills.

Favorable Roll Call

To Report Out:

Yeas: Reps. Crawford, Denby, McMillin, LaFontaine, Rendon, Yonker, Kelly, Kesto, Haugh, Abed, Dianda and Schor
Nays: None

The Committee on Regulatory Reform, by Rep. Crawford, Chair, reported

Senate Bill No. 279, entitled

A bill to amend 1998 PA 58, entitled "Michigan liquor control code of 1998," by amending section 537 (MCL 436.1537), as amended by 2011 PA 298.

Without amendment and with the recommendation that the bill pass.

The bill was referred to the order of Second Reading of Bills.

Favorable Roll Call

To Report Out:

Yeas: Reps. Crawford, Denby, McMillin, LaFontaine, Rendon, Yonker, Kelly, Kesto, Haugh, Abed, Dianda and Schor
Nays: None

COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Crawford, Chair, of the Committee on Regulatory Reform, was received and read:

Meeting held on: Tuesday, May 21, 2013

Present: Reps. Crawford, McBroom, Denby, McMillin, LaFontaine, Rendon, Yonker, Kelly, Kesto, Haugh, Abed, Dianda, Nathan and Schor

Absent: Rep. Stanley

Excused: Rep. Stanley

The Committee on Transportation and Infrastructure, by Rep. Schmidt, Chair, reported

House Bill No. 4677, entitled

A bill to amend 1933 PA 167, entitled "General sales tax act," by amending section 25 (MCL 205.75), as amended by 2012 PA 226.

With the recommendation that the substitute (H-3) be adopted and that the bill then pass.

The bill and substitute were referred to the order of Second Reading of Bills.

Favorable Roll Call

To Report Out:

Yeas: Reps. Schmidt, Glardon, Daley, Heise, Jacobsen, O'Brien, Pettalia, Lauwers and McCready
Nays: None

COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Schmidt, Chair, of the Committee on Transportation and Infrastructure, was received and read:

Meeting held on: Tuesday, May 21, 2013

Present: Reps. Schmidt, Glardon, Daley, Heise, Jacobsen, O'Brien, Pettalia, Lauwers, McCready, Lane, Dianda, Rutledge, Driskell, Cochran and Smiley

The Committee on Elections and Ethics, by Rep. Lyons, Chair, reported

House Bill No. 4478, entitled

A bill to amend 1954 PA 116, entitled "Michigan election law," by amending sections 500 and 501 (MCL 168.500 and 168.501), section 501 as amended by 2005 PA 71, and by adding sections 19 and 755a.

Without amendment and with the recommendation that the bill pass.

The bill was referred to the order of Second Reading of Bills.

Favorable Roll Call

To Report Out:

Yeas: Reps. Lyons, Cotter, Heise, Callton, Outman, Yonker, Haugh, Lane and Schor

Nays: None

COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Lyons, Chair, of the Committee on Elections and Ethics, was received and read:

Meeting held on: Tuesday, May 21, 2013

Present: Reps. Lyons, Cotter, Heise, Callton, Outman, Yonker, Haugh, Lane and Schor

COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Shirkey, Chair, of the Committee on Michigan Competitiveness, was received and read:

Meeting held on: Thursday, May 16, 2013

Present: Reps. Shirkey, Yonker, Haines, Cotter, Foster, Franz, Goike, Lauwers, Leonard, Pagel, Clemente, Townsend, Schor, Santana and Segal

COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Haines, Chair, of the Committee on Health Policy, was received and read:

Meeting held on: Tuesday, May 21, 2013

Present: Reps. Haines, Callton, Crawford, Genetski, Shirkey, Foster, Hooker, Yonker, Zorn, Graves, Kesto, Darany, Knezek, Segal, Stallworth and Brinks

COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Tuesday, May 21, 2013

Present: Reps. McMillin, Kelly, Leonard and Townsend

Absent: Reps. O'Brien and Robinson

Excused: Reps. O'Brien and Robinson

COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. LaFontaine, Chair, of the Committee on Natural Resources, was received and read:
Meeting held on: Tuesday, May 21, 2013
Present: Reps. LaFontaine, Rendon, Goike, Johnson, McBroom, Victory, Smiley, Dianda and Kivela

Messages from the Senate**House Bill No. 4042, entitled**

A bill to amend 1939 PA 280, entitled "The social welfare act," (MCL 400.1 to 400.119b) by adding section 10f; and to repeal acts and parts of acts.

The Senate has passed the bill, ordered that it be given immediate effect and pursuant to Joint Rule 20, inserted the full title.

The House agreed to the full title.

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

House Bill No. 4050, entitled

A bill to amend 1994 PA 204, entitled "The children's ombudsman act," by amending sections 5a, 6, 7, 8, and 9 (MCL 722.925a, 722.926, 722.927, 722.928, and 722.929), section 5a as added and sections 6, 7, 8, and 9 as amended by 2004 PA 560; and to repeal acts and parts of acts.

The Senate has passed the bill, ordered that it be given immediate effect and pursuant to Joint Rule 20, inserted the full title.

The House agreed to the full title.

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

House Bill No. 4177, entitled

A bill to amend 1931 PA 328, entitled "The Michigan penal code," by amending section 316 (MCL 750.316), as amended by 2006 PA 415.

The Senate has passed the bill, ordered that it be given immediate effect and pursuant to Joint Rule 20, inserted the full title.

The House agreed to the full title.

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

House Bill No. 4127, entitled

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending section 6b (MCL 765.6b), as amended by 2008 PA 192.

The Senate has substituted (S-1) the bill.

The Senate has passed the bill as substituted (S-1), ordered that it be given immediate effect and pursuant to Joint Rule 20, inserted the full title.

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

Senate Bill No. 209, entitled

A bill to amend 1933 PA 167, entitled "General sales tax act," by amending section 4o (MCL 205.54o), as amended by 2004 PA 173.

The Senate has passed the bill.

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

Senate Bill No. 308, entitled

A bill to amend 2000 PA 146, entitled "Obsolete property rehabilitation act," by amending section 8 (MCL 125.2788), as amended by 2008 PA 504.

The Senate has passed the bill.

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

Notices

May 16, 2013

Mr. Gary L. Randall, Clerk
Michigan House of Representatives
P.O. Box 30014
Lansing, MI 48909

Dear Mr. Clerk:

Pursuant to Public Act 224 of 2004 (MCL 600.108), I am making the following appointment to the State Drug Treatment Court Advisory Committee:

- Mr. Jesse Billings of Troy, an individual who has successfully completed a juvenile drug treatment court program, for a term from today's date to 6/13/15.

Respectfully,
Jase Bolger
Speaker of the House

Messages from the Governor

The following message from the Governor was received May 20, 2013 and read:

**EXECUTIVE ORDER
No. 2013 – 8**

EXECUTIVE REORGANIZATION

**STATE LAND BANK FAST TRACK AUTHORITY
MICHIGAN STATE HOUSING DEVELOPMENT AUTHORITY**

**STATE BUILDING AUTHORITY
DEPARTMENT OF TREASURY**

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

WHEREAS, Section 2 of Article V of the Michigan Constitution of 1963 empowers the Governor to make changes in the organization of the Executive Branch or in the assignment of functions among its units which he considers necessary for efficient administration; and

WHEREAS, there is a continued need to reorganize the functions among state departments for efficient administration; and

WHEREAS, programs, agencies, and commissions should be placed among the principal departments on a consistent logical basis in order to ensure the most efficient use of public dollars and more streamlined services;

NOW, THEREFORE, I, Richard D. Snyder, Governor of the state of Michigan, pursuant to the powers vested in me by the Constitution of the state of Michigan of 1963 and the laws of the state of Michigan, order the following:

I. DEFINITIONS

As used in this Order:

A. "Department of Technology, Management, and Budget" means the principal department of state government created as the Department of Management and Budget under Section 121 of The Management and Budget Act, 1984 PA 431, MCL 18.1121, and renamed under Executive Order 2009-55, MCL 18.441.

B. "Department of Treasury" means the principal department of state government created under Section 75 of 1965 PA 380, MCL 16.175.

C. "Michigan State Housing Development Authority" means the public body corporate and politic created under Section 21 of the State Housing Development Authority Act of 1966, 1966 PA 346, MCL 124.1421.

D. "State Building Authority" means the body corporate created under Section 2 of 1964 PA 183, MCL 830.412.

E. "State Land Bank Fast Track Authority" means the public body corporate and politic created under Section 15 of the Land Bank Fast Track Act, 2003 PA 258, MCL 124.765.

II. TRANSFER OF THE STATE LAND BANK FAST TRACK AUTHORITY TO THE MICHIGAN STATE HOUSING DEVELOPMENT AUTHORITY

A. The State Land Bank Fast Track Authority, a public body corporate and politic, is transferred intact from the Michigan Strategic Fund to the Michigan State Housing Development Authority.

B. The State Land Bank Fast Track Authority shall exercise its prescribed statutory powers, duties, and functions independent of the Michigan State Housing Development Authority.

C. Any authority, powers, duties, functions, and responsibilities relative to the Land Bank Fast Track Act, 2003 PA 258, performed by the Michigan Strategic Fund under Executive Order 2011-4 are transferred from the Michigan Strategic Fund to the Michigan State Housing Development Authority.

D. The budgeting, procurement, and related administrative or management functions of the State Land Bank Fast Track Authority shall be performed under the direction and supervision of the Michigan State Housing Development Authority Executive Director. When directing and supervising the budgeting, procurement, and related administrative or management functions of the State Land Bank Fast Track Authority, the Michigan State Housing Development Authority Executive Director shall remain cognizant of the rights of holders of State Land Bank Fast Track Authority bonds or notes.

E. The transfer of the authority, powers, duties, functions, responsibilities, records, personnel, property, and unexpended balances of appropriations, allocations, or other funds of the State Land Bank Fast Track Authority with respect to issuance of bonds or notes to the Michigan Finance Authority pursuant to Section IV.L.1. of Executive Order 2010-2 is ratified and confirmed.

F. Nothing in this Order shall be construed to affect the status of moneys of the State Land Bank Fast Track Authority or the State Land Bank Authority Fund created under Section 18 of the Land Bank Fast Track Act, 2003 PA 258, MCL 124.768. Funds of the State Land Bank Fast Track Authority remain funds of the State Land Bank Fast Track Authority.

G. Nothing in this Order shall be construed to affect the status of moneys of the Michigan State Housing Development Authority. Moneys of the Michigan State Housing Development Authority are not moneys of this state and shall continue to be non-state funds. State funds appropriated to the Michigan State Housing Development Authority lose their identity as state funds upon payment to the Michigan State Housing Development Authority and become public funds of the Michigan State Housing Development Authority under the control of the Michigan State Housing Development Authority. Funds established by or within the Michigan State Housing Development Authority are public trust funds administered by the Michigan State Housing Development Authority. The exercise of any authority, powers, duties, functions, and responsibilities relative to the Land Bank Fast Track Act, 2003 PA 258, transferred to the Michigan State Housing Development Authority under this Order that involves the expenditure of moneys of the Michigan State Housing Development Authority shall be subject to the approval of the Michigan State Housing Development Authority.

H. Nothing in this Order shall be construed to impair the obligation of any bond or note issued by or on behalf of the Michigan State Housing Development Authority. Bonds and notes issued by or on behalf of the Michigan State Housing Development Authority are obligations of the Michigan State Housing Development Authority and not obligations of this state.

I. The position on the State Land Bank Fast Track Authority designated for the director of the department under Section 16(1)(a) of the Land Bank Fast Track Act, 2003 PA 258, MCL 124.766(1)(a), is transferred to the State Treasurer or his or her designee.

J. Implementation of Transfers to the Michigan State Housing Development Authority

1. All records, personnel, property, unexpended balances of appropriations, allocations, or other funds used, held, employed, available, or to be made available to the Michigan Strategic Fund for the activities, powers, duties, functions, and responsibilities transferred under this Order are transferred to the Michigan State Housing Development Authority to be used or held on behalf of the State Land Bank Fast Track Authority and to be held and accounted for separately and apart from funds of the Michigan State Housing Development Authority.

2. The Michigan State Housing Development Authority, after consultation with the President of the Michigan Strategic Fund and the Department of Treasury, shall provide executive direction and supervision for the implementation of the transfers. The assigned functions shall be administered under the direction and supervision of the Executive Director of the Michigan State Housing Development Authority.

3. The President of the Michigan Strategic Fund and the Executive Director of the Michigan State Housing Development Authority shall immediately initiate coordination to facilitate the transfers contemplated by this Order and shall develop a memorandum of record identifying any pending settlements, issues of compliance with applicable federal and state laws and regulations, or other obligations to be resolved by the Michigan State Housing Development Authority.

4. The Michigan State Housing Development Authority Executive Director shall administer any functions assigned or subsequently transferred in such ways as to promote efficient administration and shall make internal organizational changes as may be administratively necessary to complete the realignment of responsibilities required or permitted under this Order.

III. STATE BUILDING AUTHORITY

A. The State Building Authority is transferred intact from the Department of Technology, Management, and Budget to the Department of Treasury.

B. The State Building Authority shall exercise its prescribed statutory powers, duties, and functions independent of the Department of Treasury. The State Building Authority shall retain all of its statutory authority, powers, duties, functions, responsibilities, records, personnel, property, and unexpended balances of appropriations. The State Building Authority shall also retain control of all monies and funds, including but not limited to, grants, bonds, notes, reserves, and trust funds, subject to any agreements of the State Building Authority with note and bond holders.

C. The budgeting, procurement, and related management functions of the State Building Authority shall be performed under the direction and supervision of the State Treasurer. When directing and supervising the budgeting, procurement, and related management functions of the State Building Authority, the State Treasurer shall remain cognizant of the rights of the holders of State bonds and notes and State Building Authority bonds and notes.

D. The Director of the Department of Technology, Management, and Budget, the Executive Director of the State Building Authority, and the State Treasurer shall immediately initiate coordination to facilitate the transfers contemplated by this Section and shall develop a memorandum of record identifying any pending settlements, issues of compliance with applicable federal and state laws and regulations, or other obligations to be resolved by the Department of Treasury.

E. The State Treasurer, in consultation with the Director of the Department of Technology, Management, and Budget, and the Executive Director of the State Building Authority, shall identify the positions to be transferred under this Section.

IV. MISCELLANEOUS

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

B. All rules, orders, contracts, plans, and agreements relating to the functions transferred to the Michigan State Housing Development Authority and to the Department of Treasury by this Order lawfully adopted prior to the effective date of this Order shall continue to be effective until revised, amended, or rescinded.

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

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

In fulfillment of the requirements of Section 2 of Article V of the Michigan Constitution of 1963, the provisions of this Order shall be effective 60 days after the filing of this Order.

[SEAL]

Given under my hand and the Great Seal of the state of Michigan this 20th day of May in the Year of our Lord, two thousand thirteen

RICHARD D. SNYDER
GOVERNOR

BY THE GOVERNOR:

RUTH A. JOHNSON
SECRETARY OF STATE

The message was referred to the Clerk.

Date: May 21, 2013

Time: 11:58 a.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

Enrolled House Bill No. 4264 (Public Act No. 34, I.E.), being

An act to amend 1931 PA 328, entitled “An act to revise, consolidate, codify, and add to the statutes relating to crimes; to define crimes and prescribe the penalties and remedies; to provide for restitution under certain circumstances; to provide for the competency of evidence at the trial of persons accused of crime; to provide immunity from prosecution for certain witnesses appearing at criminal trials; to provide for liability for damages; and to repeal certain acts and parts of acts inconsistent with or contravening any of the provisions of this act,” by amending section 174a (MCL 750.174a), as amended by 2012 PA 172.

(Filed with the Secretary of State May 21, 2013, at 1:12 p.m.)

Date: May 21, 2013

Time: 10:00 a.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

Enrolled House Bill No. 4254 (Public Act No. 36, I.E.), being

An act to amend 1949 PA 300, entitled “An act to provide for the registration, titling, sale, transfer, and regulation of certain vehicles operated upon the public highways of this state or any other place open to the general public or generally

accessible to motor vehicles and distressed vehicles; to provide for the licensing of dealers; to provide for the examination, licensing, and control of operators and chauffeurs; to provide for the giving of proof of financial responsibility and security by owners and operators of vehicles; to provide for the imposition, levy, and collection of specific taxes on vehicles, and the levy and collection of sales and use taxes, license fees, and permit fees; to provide for the regulation and use of streets and highways; to create certain funds; to provide penalties and sanctions for a violation of this act; to provide for civil liability of owners and operators of vehicles and service of process on residents and nonresidents; to regulate the introduction and use of certain evidence; to provide for the levy of certain assessments; to provide for the enforcement of this act; to provide for the creation of and to prescribe the powers and duties of certain state and local agencies; to impose liability upon the state or local agencies; to provide appropriations for certain purposes; to repeal all other acts or parts of acts inconsistent with this act or contrary to this act; and to repeal certain parts of this act on a specific date,” by amending sections 33 and 602b (MCL 257.33 and 257.602b), section 33 as amended by 2002 PA 494 and section 602b as amended by 2012 PA 498, and by adding section 13d.

(Filed with the Secretary of State May 21, 2013, at 1:16 p.m.)

Introduction of Bills

Rep. Lund introduced

House Bill No. 4745, entitled

A bill to amend 1956 PA 218, entitled “The insurance code of 1956,” by amending sections 102, 208, 814a, 1031, 1242, 1246, 1505, 2080, 2110b, 2153, 3010, 3580, 3926a, 3935, 4424, 4501, 4601, 4603, 4609, 4625, 4673, 4701, 4705, 4713, 4715, 4733, 4734, and 8111 (MCL 500.102, 500.208, 500.814a, 500.1031, 500.1242, 500.1246, 500.1505, 500.2080, 500.2110b, 500.2153, 500.3010, 500.3580, 500.3926a, 500.3935, 500.4424, 500.4501, 500.4601, 500.4603, 500.4609, 500.4625, 500.4673, 500.4701, 500.4705, 500.4713, 500.4715, 500.4733, 500.4734, and 500.8111), section 102 as amended by 2000 PA 252, section 208 as amended by 2002 PA 105, section 814a as added by 2009 PA 198, section 1031 as added by 2008 PA 342, section 1242 as amended by 2002 PA 32, section 1246 as added by 2001 PA 228, section 1505 as amended by 2011 PA 75, section 2080 as amended by 2008 PA 513, section 2110b as added by 2004 PA 190, section 2153 as added by 2012 PA 206, section 3010 as amended by 2006 PA 208, section 3580 as added by 2000 PA 249, section 3935 as amended and section 3926a as added by 2006 PA 442, section 4424 as amended by 2008 PA 497, section 4501 as amended by 2012 PA 39, sections 4601, 4603, 4609, 4625, 4673, 4701, 4705, 4713, 4715, 4733, and 4734 as added by 2008 PA 29, and section 8111 as amended by 2006 PA 358.

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

Reps. Zorn, Potvin, Muxlow and Jenkins introduced

House Bill No. 4746, entitled

A bill to amend 1931 PA 328, entitled “The Michigan penal code,” (MCL 750.1 to 750.568) by adding section 411x. The bill was read a first time by its title and referred to the Committee on Judiciary.

Rep. Somerville introduced

House Bill No. 4747, entitled

A bill to designate an official state amphibian.

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

Reps. MacGregor, Shirkey, Poleski, McMillin, Genetski, Pscholka, Lyons, Foster and Jacobsen introduced

House Bill No. 4748, entitled

A bill to amend 1984 PA 431, entitled “The management and budget act,” by amending section 367b (MCL 18.1367b), as amended by 2011 PA 47.

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

Reps. McBroom, Heise, Cavanagh, Schmidt, Shirkey, Bumstead, Rendon, MacGregor, Johnson, Dianda, Irwin, Foster, Darany, O’Brien, Stallworth, Olumba, Yonker, LaFontaine, Tlaib, Muxlow, Hooker, Jenkins, Daley, Franz, Walsh and Kandrevas introduced

House Bill No. 4749, entitled

A bill to amend 1978 PA 368, entitled “Public health code,” (MCL 333.1101 to 333.25211) by adding sections 16326 and part 171.

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

Reps. Price, Shirkey and Lane introduced

House Bill No. 4750, entitled

A bill to amend 1939 PA 3, entitled "An act to provide for the regulation and control of public and certain private utilities and other services affected with a public interest within this state; to provide for alternative energy suppliers; to provide for licensing; to include municipally owned utilities and other providers of energy under certain provisions of this act; to create a public service commission and to prescribe and define its powers and duties; to abolish the Michigan public utilities commission and to confer the powers and duties vested by law on the public service commission; to provide for the continuance, transfer, and completion of certain matters and proceedings; to abolish automatic adjustment clauses; to prohibit certain rate increases without notice and hearing; to qualify residential energy conservation programs permitted under state law for certain federal exemption; to create a fund; to provide for a restructuring of the manner in which energy is provided in this state; to encourage the utilization of resource recovery facilities; to prohibit certain acts and practices of providers of energy; to allow for the securitization of stranded costs; to reduce rates; to provide for appeals; to provide appropriations; to declare the effect and purpose of this act; to prescribe remedies and penalties; and to repeal acts and parts of acts," by amending sections 10h and 10i (MCL 460.10h and 460.10i), as added by 2000 PA 142.

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

Rep. Haines introduced

House Bill No. 4751, entitled

A bill to amend 1956 PA 218, entitled "The insurance code of 1956," (MCL 500.100 to 500.8302) by adding section 3406t. The bill was read a first time by its title and referred to the Committee on Health Policy.

Rep. Kosowski introduced

House Bill No. 4752, entitled

A bill to amend 1965 PA 290, entitled "Boiler act of 1965," by amending sections 2 and 13d (MCL 408.752 and 408.763d), section 2 as amended and section 13d as added by 2008 PA 159.

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

Reps. Outman, Potvin and Daley introduced

House Bill No. 4753, entitled

A bill to create the Michigan student safety act; to provide for confidential reports of dangerous or criminal activities; to establish a reporting hotline; and to prescribe the duties of certain state officials and departments.

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

Rep. Darany introduced

House Bill No. 4754, entitled

A bill to amend 1984 PA 192, entitled "Forbes mechanical contractors act," by amending section 6 (MCL 338.976), as amended by 2010 PA 149.

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

Rep. Santana introduced

House Bill No. 4755, entitled

A bill to amend 1931 PA 328, entitled "The Michigan penal code," by amending sections 49, 50, and 50b (MCL 750.49, 750.50, and 750.50b), section 49 as amended by 2006 PA 129, section 50 as amended by 2007 PA 152, and section 50b as amended by 2008 PA 339.

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

Rep. Rendon introduced

House Bill No. 4756, entitled

A bill to amend 1980 PA 299, entitled "Occupational code," by amending section 2404b (MCL 339.2404b), as added by 2007 PA 157.

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

Announcements by the Clerk

May 17, 2013

Received from the Auditor General a copy of the following audit report and/or report summary:
Performance audit of Refined Petroleum Fund Expenditures, Department of Environmental Quality, Michigan Department of Agriculture and Rural Development, and Department of Treasury, May 2013.

Gary L. Randall
Clerk of the House

Rep. Lipton moved that the House adjourn.
The motion prevailed, the time being 4:10 p.m.

The Speaker Pro Tempore declared the House adjourned until Wednesday, May 22, at 1:30 p.m.

GARY L. RANDALL
Clerk of the House of Representatives