

No. 73  
STATE OF MICHIGAN  
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OF THE  
**House of Representatives**  
96th Legislature  
REGULAR SESSION OF 2011

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House Chamber, Lansing, Thursday, September 22, 2011.

12:00 Noon.

The House was called to order by the Speaker.

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

Agema—present	Gilbert—present	Lindberg—present	Pscholka—present
Ananich—present	Glardon—present	Lipton—present	Rendon—present
Barnett—present	Goike—present	Liss—present	Rogers—present
Bauer—present	Haines—present	Lori—present	Rutledge—present
Bledsoe—present	Hammel—present	Lund—present	Santana—present
Bolger—present	Haugh—present	Lyons—present	Schmidt, R.—present
Brown—present	Haveman—present	MacGregor—present	Schmidt, W.—present
Brunner—present	Heise—present	MacMaster—present	Scott—present
Bumstead—present	Hobbs—present	McBroom—present	Segal—present
Byrum—present	Hooker—present	McCann—present	Shaughnessy—present
Callton—present	Horn—present	McMillin—present	Shirkey—present
Cavanagh—present	Hovey-Wright—present	Meadows—present	Slavens—present
Clemente—present	Howze—present	Moss—present	Smiley—present
Constan—present	Hughes—present	Muxlow—present	Somerville—present
Cotter—present	Huuki—present	Nathan—present	Stallworth—present
Crawford—present	Irwin—present	Nesbitt—present	Stamas—present
Daley—present	Jackson—excused	O’Brien—present	Stanley—present
Damrow—present	Jacobsen—present	Oakes—present	Stapleton—excused
Darany—present	Jenkins—present	Olson—present	Switalski—present
Denby—present	Johnson—present	Olumba—present	Talabi—present
Dillon—present	Kandrevas—present	Opsommer—present	Tlaib—present
Durhal—present	Knollenberg—present	Ouimet—present	Townsend—present
Farrington—present	Kowall—present	Outman—present	Tyler—present
Forlini—present	Kurtz—present	Pettalia—present	Walsh—present
Foster—present	LaFontaine—present	Poleski—present	Womack—present
Franz—present	Lane—present	Potvin—present	Yonker—present
Geiss—present	LeBlanc—present	Price—present	Zorn—present
Genetski—present			

Rep. David E. Rutledge, from the 54th District, offered the following invocation:

“Our Father,  
Thank You for the privilege of life, and if our life has become shallow, help us deepen it.  
If our principles have become shabby, help us repair them.  
If our ideals have become tarnished, help us restore them.  
If our hopes have become faded, help us revive them.  
If our loyalties have grown dim, help us brighten them.  
If our values have become confused, help us clarify them.  
If our purposes have become blurred, help us sharpen them.  
And Lord, if we must face disappointment - and we will, help us learn patience.  
If we must face sorrow - and we will, help us find faith.  
If we must face pain - and we will, help us find strength.  
Whatever our plight in this life, help us confront it honorably and faithfully.  
Amen.”

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

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Rep. Segal moved that Reps. Jackson and Stapleton be excused from today’s session.  
The motion prevailed.

### Motions and Resolutions

Reps. Tyler, Constan, Darany, Durhal, Geiss, Heise, Horn, Knollenberg, Kowall, Kurtz, LeBlanc, Liss, Lori and Poleski offered the following resolution:

**House Resolution No. 133.**

A resolution to declare September 2011 as Preparedness Month in the state of Michigan.

Whereas, This September marks the 10th anniversary of the tragic events of September 11, 2001, which united our country and illuminated the need to prepare for and respond to all types of emergencies, including natural disasters and potential terrorist attacks; and

Whereas, Preparedness is a shared responsibility. Individuals, families, businesses, and communities must collaborate to prepare for emergencies of all kinds; and

Whereas, September serves as a month to educate and empower Americans to develop emergency action plans at home, in the workplace, and in the community; and

Whereas, It’s important to learn what kinds of disasters, both natural and man-made, are most likely to occur in the area, how notifications and warnings will be communicated, and the community’s plans for warning and evacuation; and

Whereas, An emergency supply kit may save lives in the event of an emergency, and should contain: a three-day supply of non-perishable food, water for drinking and sanitation, battery-powered radio, flashlight, first aid kit, whistle, dust mask, can opener, local maps, prescription medications, cash or traveler’s checks, important documents, change of clothing, fire extinguisher, matches, and mess kits; and

Whereas, Families are encouraged to develop and regularly review a family emergency plan to determine how to contact one another, how to get back together, and what to do in different situations; and

Whereas, Employers should develop a plan in case employees cannot go home and make sure appropriate supplies are on hand; and

Whereas, Michigan has weathered many hardships, but in times of need, Michiganders have always pulled together to help our neighbors prepare for, respond to, and recover from extraordinary challenges; now, therefore, be it

Resolved by the House of Representatives, That the members of this legislative body declare September 2011 as Preparedness Month in the state of Michigan. We recognize and honor the achievements of our first responders and emergency personnel and encourage all citizens to educate and prepare themselves for emergencies of all kinds.

The question being on the adoption of the resolution,

The resolution was adopted.

**Third Reading of Bills****House Bill No. 4914, entitled**

A bill to amend 1994 PA 451, entitled “Natural resources and environmental protection act,” by amending the headings of parts 631 and 633 and sections 1301, 9115, 63101, 63103, 63103a, 63103b, 63103c, 63103d, and 63103e (MCL 324.1301, 324.9115, 324.63101, 324.63103, 324.63103a, 324.63103b, 324.63103c, 324.63103d, and 324.63103e), section 1301 as amended by 2009 PA 120, section 9115 as amended by 2000 PA 504, section 63101 as amended by 2004 PA 449, section 63103 as added by 1995 PA 57, sections 63103a and 63103c as amended by 2004 PA 325, and sections 63103b, 63103d, and 63103e as added by 1997 PA 149; and to repeal acts and parts of acts.

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

**Roll Call No. 359****Yeas—70**

Agema	Haugh	Lori	Potvin
Bolger	Haveman	Lund	Price
Bumstead	Heise	Lyons	Pscholka
Callton	Hooker	MacGregor	Rendon
Cotter	Horn	MacMaster	Rogers
Crawford	Hughes	McBroom	Santana
Daley	Huuki	McMillin	Schmidt, R.
Damrow	Jacobsen	Moss	Schmidt, W.
Denby	Jenkins	Muxlow	Scott
Farrington	Johnson	Nesbitt	Shaughnessy
Forlini	Kandrevas	O’Brien	Shirkey
Foster	Knollenberg	Olson	Somerville
Franz	Kowall	Opsommer	Stamas
Genetski	Kurtz	Ouimet	Tyler
Gilbert	LaFontaine	Outman	Walsh
Glardon	Lane	Pettalia	Yonker
Goike	Lindberg	Poleski	Zorn
Haines	Liss		

**Nays—37**

Ananich	Darany	LeBlanc	Slavens
Barnett	Dillon	Lipton	Smiley
Bauer	Durhal	McCann	Stallworth
Bledsoe	Geiss	Meadows	Stanley
Brown	Hammel	Nathan	Switalski
Brunner	Hobbs	Oakes	Talabi
Byrum	Hovey-Wright	Olumba	Tlaib
Cavanagh	Howze	Rutledge	Townsend
Clemente	Irwin	Segal	Womack
Constan			

In The Chair: O’Brien

The House agreed to the title of the bill.

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

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

**Senate Bill No. 507, entitled**

A bill to amend 1994 PA 451, entitled “Natural resources and environmental protection act,” by amending sections 60101, 60102, 60104, 60105, 60106, 60107, and 60108 (MCL 324.60101, 324.60102, 324.60104, 324.60105, 324.60106, 324.60107, and 324.60108), as added by 1995 PA 57; and to repeal acts and parts of acts.

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

**Roll Call No. 360****Yeas—107**

Agema	Genetski	Lindberg	Pscholka
Ananich	Gilbert	Lipton	Rendon
Barnett	Glardon	Liss	Rogers
Bauer	Goike	Lori	Rutledge
Bledsoe	Haines	Lund	Santana
Bolger	Hammel	Lyons	Schmidt, R.
Brown	Haugh	MacGregor	Schmidt, W.
Brunner	Haveman	MacMaster	Scott
Bumstead	Heise	McBroom	Segal
Byrum	Hobbs	McCann	Shaughnessy
Callton	Hooker	McMillin	Shirkey
Cavanagh	Horn	Meadows	Slavens
Clemente	Hovey-Wright	Moss	Smiley
Constan	Howze	Muxlow	Somerville
Cotter	Hughes	Nathan	Stallworth
Crawford	Huuki	Nesbitt	Stamas
Daley	Irwin	O’Brien	Stanley
Damrow	Jacobsen	Oakes	Switalski
Darany	Jenkins	Olson	Talabi
Denby	Johnson	Olumba	Tlaib
Dillon	Kandreas	Opsommer	Townsend
Durhal	Knollenberg	Ouimet	Tyler
Farrington	Kowall	Outman	Walsh
Forlini	Kurtz	Pettalia	Womack
Foster	LaFontaine	Poleski	Yonker
Franz	Lane	Potvin	Zorn
Geiss	LeBlanc	Price	

**Nays—0**

In The Chair: O’Brien

Pursuant to Joint Rule 20, the full title of the act shall be inserted to read as follows:

“An act to protect the environment and natural resources of the state; to codify, revise, consolidate, and classify laws relating to the environment and natural resources of the state; to regulate the discharge of certain substances into the environment; to regulate the use of certain lands, waters, and other natural resources of the state; to prescribe the powers and duties of certain state and local agencies and officials; to provide for certain charges, fees, assessments, and donations; to provide certain appropriations; to prescribe penalties and provide remedies; and to repeal acts and parts of acts,”

The House agreed to the full title.

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

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

**Senate Bill No. 522, entitled**

A bill to amend 1974 PA 163, entitled “C.J.I.S. policy council act,” by amending section 4 (MCL 28.214), as amended by 2005 PA 311.

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

**Roll Call No. 361****Yeas—98**

Agema	Geiss	LeBlanc	Potvin
Barnett	Genetski	Lindberg	Price
Bauer	Gilbert	Liss	Pscholka
Bledsoe	Glardon	Lori	Rendon
Bolger	Goike	Lund	Rogers
Brown	Haines	Lyons	Rutledge
Brunner	Hammel	MacGregor	Santana
Bumstead	Haugh	MacMaster	Schmidt, R.
Byrum	Haveman	McBroom	Schmidt, W.
Callton	Heise	McCann	Scott
Cavanagh	Hooker	McMillin	Segal
Clemente	Horn	Meadows	Shaughnessy
Constan	Hovey-Wright	Moss	Shirkey
Cotter	Howze	Muxlow	Slavens
Crawford	Hughes	Nathan	Smiley
Daley	Huuki	Nesbitt	Somerville
Damrow	Jacobsen	O'Brien	Stallworth
Darany	Jenkins	Oakes	Stamas
Denby	Johnson	Olson	Switalski
Dillon	Kandrevas	Opsommer	Townsend
Durhal	Knollenberg	Ouimet	Tyler
Farrington	Kowall	Outman	Walsh
Forlini	Kurtz	Pettalia	Yonker
Foster	LaFontaine	Poleski	Zorn
Franz	Lane		

**Nays—9**

Ananich	Lipton	Stanley	Tlaib
Hobbs	Olumba	Talabi	Womack
Irwin			

In The Chair: O'Brien

Pursuant to Joint Rule 20, the full title of the act shall be inserted to read as follows:

“An act to provide for the creation of a criminal justice information systems policy council; to provide for the establishment of policy and promulgation of rules governing access, use, and disclosure of information in criminal justice information systems; to provide for the reimbursement of expenses of council members; and to provide for penalties.”

The House agreed to the full title.

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

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

Rep. Tlaib, having reserved the right to explain her protest against the passage of the bill, made the following statement:  
“Mr. Speaker and members of the House:

I voted no on Senate Bill 522 because it exposes and gives access to private information to non-law enforcement employees and departments. The bill will permit the access and usage of the law enforcement information network (LEIN), the automated fingerprint information system, and other databases with private information. I believe the bill violates privacy rights and laws.

The bill would also deny public assistance to individuals who have an outstanding warrant, not a conviction. This will wrongfully deny access to essential human services when the individual may have not committed the crime they were charged with, thus creating a slippery slope and exposing our state to lawsuits. We must allow our criminal justice process to be exhausted before prohibiting access to services.”

**House Bill No. 4915, entitled**

A bill to amend 1994 PA 451, entitled “Natural resources and environmental protection act,” by amending section 5522 (MCL 324.5522), as amended by 2007 PA 75.

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

**Roll Call No. 362**

**Yeas—61**

Agema	Haveman	Lyons	Potvin
Bolger	Heise	MacGregor	Price
Bumstead	Hooker	MacMaster	Pscholka
Callton	Horn	McBroom	Rendon
Cotter	Hughes	McMillin	Rogers
Crawford	Jacobsen	Moss	Schmidt, W.
Daley	Jenkins	Muxlow	Scott
Damrow	Johnson	Nesbitt	Shaughnessy
Denby	Knollenberg	O’Brien	Shirkey
Farrington	Kowall	Olson	Somerville
Forlini	Kurtz	Opsommer	Stamas
Foster	LaFontaine	Ouimet	Tyler
Genetski	Lane	Outman	Walsh
Gilbert	Lori	Pettalia	Yonker
Glardon	Lund	Poleski	Zorn
Haines			

**Nays—44**

Ananich	Dillon	Kandrevas	Schmidt, R.
Barnett	Durhal	LeBlanc	Segal
Bauer	Franz	Lindberg	Slavens
Bledsoe	Geiss	Lipton	Smiley
Brown	Goike	Liss	Stallworth
Brunner	Hammel	McCann	Stanley
Byrum	Hobbs	Meadows	Switalski
Cavanagh	Hovey-Wright	Nathan	Talabi
Clemente	Howze	Oakes	Tlaib
Constan	Huuki	Olumba	Townsend
Darany	Irwin	Rutledge	Womack

In The Chair: O’Brien

The House agreed to the title of the bill.

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

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

Rep. Tlaib, having reserved the right to explain her protest against the passage of the bill, made the following statement:  
 “Mr. Speaker and members of the House:

I voted no on House Bill 4915 because it eliminates a provision requiring a biennial audit of the renewable operating permit program by the Auditor General, including a recommendation regarding the sufficiency of the fees required to meet the minimum requirements of the federal Clean Air Act. This provision allows for the protection of the people of Michigan by ensuring the full implementation of the Clean Air Act, thus I could not support the bill.”

Rep. Stamas moved to reconsider the vote by which the House passed the bill.

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

The question being on the passage of the bill,

The bill was then passed, a majority of the members serving voting therefor, by yeas and nays, as follows:

**Roll Call No. 363****Yeas—63**

Agema	Haugh	Lyons	Price
Bolger	Haveman	MacGregor	Pscholka
Bumstead	Heise	MacMaster	Rendon
Callton	Hooker	McBroom	Rogers
Cotter	Horn	McMillin	Santana
Crawford	Hughes	Moss	Schmidt, W.
Daley	Jacobsen	Muxlow	Scott
Damrow	Jenkins	Nesbitt	Shaughnessy
Denby	Johnson	O’Brien	Shirkey
Farrington	Knollenberg	Olson	Somerville
Forlini	Kowall	Opsommer	Stamas
Foster	Kurtz	Ouimet	Tyler
Genetski	LaFontaine	Outman	Walsh
Gilbert	Lane	Pettalia	Yonker
Glardon	Lori	Poleski	Zorn
Haines	Lund	Potvin	

**Nays—44**

Ananich	Dillon	Kandrevas	Schmidt, R.
Barnett	Durhal	LeBlanc	Segal
Bauer	Franz	Lindberg	Slavens
Bledsoe	Geiss	Lipton	Smiley
Brown	Goike	Liss	Stallworth
Brunner	Hammel	McCann	Stanley
Byrum	Hobbs	Meadows	Switalski
Cavanagh	Hovey-Wright	Nathan	Talabi
Clemente	Howze	Oakes	Tlaib
Constan	Huuki	Olumba	Townsend
Darany	Irwin	Rutledge	Womack

In The Chair: O’Brien

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

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

**House Bill No. 4974, entitled**

A bill to amend 2001 PA 142, entitled “Michigan memorial highway act,” by amending section 1072 (MCL 250.2072), as added by 2011 PA 78.

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

**Roll Call No. 364****Yeas—107**

Agema	Genetski	Lindberg	Pscholka
Ananich	Gilbert	Lipton	Rendon
Barnett	Glardon	Liss	Rogers
Bauer	Goike	Lori	Rutledge
Bledsoe	Haines	Lund	Santana
Bolger	Hammel	Lyons	Schmidt, R.
Brown	Haugh	MacGregor	Schmidt, W.
Brunner	Haveman	MacMaster	Scott
Bumstead	Heise	McBroom	Segal
Byrum	Hobbs	McCann	Shaughnessy
Callton	Hooker	McMillin	Shirkey
Cavanagh	Horn	Meadows	Slavens
Clemente	Hovey-Wright	Moss	Smiley
Constan	Howze	Muxlow	Somerville
Cotter	Hughes	Nathan	Stallworth
Crawford	Huuki	Nesbitt	Stamas
Daley	Irwin	O'Brien	Stanley
Damrow	Jacobsen	Oakes	Switalski
Darany	Jenkins	Olson	Talabi
Denby	Johnson	Olumba	Tlaib
Dillon	Kandrevas	Opsommer	Townsend
Durhal	Knollenberg	Ouimet	Tyler
Farrington	Kowall	Outman	Walsh
Forlini	Kurtz	Pettalia	Womack
Foster	LaFontaine	Poleski	Yonker
Franz	Lane	Potvin	Zorn
Geiss	LeBlanc	Price	

**Nays—0**

In The Chair: O'Brien

The House agreed to the title of the bill.

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

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

**Second Reading of Bills****House Bill No. 4843, entitled**

A bill to amend 2001 PA 142, entitled "Michigan memorial highway act," (MCL 250.1001 to 250.2080) by adding section 70.

The bill was read a second time.

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

The motion prevailed.

**Senate Bill No. 494, entitled**

A bill to amend 1972 PA 222, entitled "An act to provide for an official personal identification card; to provide for its form, issuance and use; to regulate the use and disclosure of information obtained from the card; to prescribe the powers and duties of the secretary of state; to prescribe fees; to prescribe certain penalties for violations; and to provide an appropriation for certain purposes," by amending sections 1, 2, 3, 5, and 7 (MCL 28.291, 28.292, 28.293, 28.295, and



28.297), section 1 as amended by 2008 PA 31, section 2 as amended by 2008 PA 40, section 3 as amended by 1998 PA 2, section 5 as amended by 2004 PA 149, and section 7 as amended by 2009 PA 101.

Was read a second time, and the question being on the adoption of the proposed substitute (H-1) previously recommended by the Committee on Transportation,

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.

#### **Senate Bill No. 495, entitled**

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending sections 57, 208b, 217a, 232, 301, 303, 306, 307, 307a, 312e, 312f, 312h, 314, 319b, 319d, 319f, 319g, 320a, 602b, 605, 732, 801, 801g, 802, 803b, 803r, 804, 806, 809, 811e, 811h, and 907 (MCL 257.57, 257.208b, 257.217a, 257.232, 257.301, 257.303, 257.306, 257.307, 257.307a, 257.312e, 257.312f, 257.312h, 257.314, 257.319b, 257.319d, 257.319f, 257.319g, 257.320a, 257.602b, 257.605, 257.732, 257.801, 257.801g, 257.802, 257.803b, 257.803r, 257.804, 257.806, 257.809, 257.811e, 257.811h, and 257.907), sections 57 and 301 as amended by 1988 PA 346, sections 208b, 217a, 232, 801, 802, 803b, 803r, 804, 806, 809, 811e, and 811h as amended by 2009 PA 99, section 303 as amended by 2010 PA 155, sections 306, 307a, 312e, 312f, 319f, and 319g as amended by 2006 PA 298, section 307 as amended by 2008 PA 36, section 312h as amended by 2003 PA 152, section 314 as amended by 2008 PA 7, section 319b as amended by 2008 PA 463, section 319d as amended by 1996 PA 404, section 320a as amended by 2010 PA 58, section 602b as added by 2010 PA 60, section 605 as amended by 2000 PA 97, sections 732 and 907 as amended by 2010 PA 59, and section 801g as amended by 1992 PA 29, and by adding section 36b.

Was read a second time, and the question being on the adoption of the proposed substitute (H-1) previously recommended by the Committee on Transportation,

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.

#### **Senate Bill No. 496, entitled**

A bill to amend 1963 PA 181, entitled "Motor carrier safety act of 1963," by amending sections 1a, 2d, and 5 (MCL 480.11a, 480.12d, and 480.15), section 1a as amended by 2006 PA 50, section 2d as amended by 2005 PA 177, and section 5 as amended by 2006 PA 595; and to repeal acts and parts of acts.

The bill was read a second time.

Rep. Opsommer 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.

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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 and joint resolution had been printed and placed upon the files of the members on Thursday, September 22:

**House Bill Nos. 4997 4998 4999 5000 5001**

**House Joint Resolution EE**

**Senate Bill No. 691**

The Clerk announced that the following Senate bill had been received on Thursday, September 22:

**Senate Bill No. 237**

### Reports of Standing Committees

The Committee on Transportation, by Rep. Opsommer, Chair, reported

**House Bill No. 4888, entitled**

A bill to amend 2001 PA 142, entitled "Michigan memorial highway act," (MCL 250.1001 to 250.2080) by adding section 70.

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. Opsommer, Glardon, Daley, Huuki, Jacobsen, Muxlow, Olson, Ouimet, Somerville, Geiss, Nathan, Liss, Byrum, Smiley and Roy Schmidt

Nays: None

### COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Wednesday, September 21, 2011

Present: Reps. Opsommer, Glardon, Daley, Wayne Schmidt, Huuki, Jacobsen, Muxlow, Olson, Ouimet, Somerville, Geiss, Talabi, Nathan, Liss, Byrum, Smiley and Roy Schmidt

The Committee on Insurance, by Rep. Lund, Chair, reported

**House Bill No. 4455, entitled**

A bill to amend 1956 PA 218, entitled "The insurance code of 1956," by amending sections 3171, 3172, 3173a, 3174, 3175, 3320, and 3330 (MCL 500.3171, 500.3172, 500.3173a, 500.3174, 500.3175, 500.3320, and 500.3330), sections 3172 and 3175 as amended and section 3173a as added by 1984 PA 426 and section 3320 as amended by 1980 PA 461.

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. Lund, Shaughnessy, Opsommer, Denby, Callton, Glardon, Johnson, LaFontaine, Lyons, O'Brien, Yonker, Kandreas, Roy Schmidt, Segal, Hovey-Wright and Howze

Nays: Rep. Geiss

### COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Thursday, September 22, 2011

Present: Reps. Lund, Shaughnessy, Opsommer, Denby, Callton, Glardon, Johnson, LaFontaine, Lyons, O'Brien, Yonker, Kandreas, Roy Schmidt, Segal, Hovey-Wright, Howze and Geiss

The Committee on Judiciary, by Rep. Walsh, Chair, reported

**House Bill No. 4074, entitled**

A bill to amend 1953 PA 232, entitled "Corrections code of 1953," by amending sections 35, 37, and 67 (MCL 791.235, 791.237, and 791.267), section 35 as amended by 1998 PA 315, section 37 as amended by 1994 PA 217, and section 67 as amended by 1996 PA 565, and by adding section 34b.

With the recommendation that the substitute (H-2) 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. Walsh, Heise, Gilbert, Horn, Scott, Damrow, Muxlow, Jacobsen, Pettalia, Somerville, Meadows, Constan, Irwin, Cavanagh and Olumba

Nays: None

The Committee on Judiciary, by Rep. Walsh, Chair, reported

**House Bill No. 4075, entitled**

A bill to amend 1972 PA 222, entitled "An act to provide for an official personal identification card; to provide for its form, issuance and use; to regulate the use and disclosure of information obtained from the card; to prescribe the powers and duties of the secretary of state; to prescribe fees; to prescribe certain penalties for violations; and to provide an appropriation for certain purposes," by amending section 1 (MCL 28.291), as amended by 2008 PA 31.

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. Walsh, Heise, Gilbert, Horn, Scott, Damrow, Muxlow, Jacobsen, Pettalia, Somerville, Meadows, Constan, Irwin, Cavanagh and Olumba

Nays: None

The Committee on Judiciary, by Rep. Walsh, Chair, reported

**House Bill No. 4076, entitled**

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending section 307 (MCL 257.307), as amended by 2008 PA 36.

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. Walsh, Heise, Gilbert, Horn, Scott, Damrow, Muxlow, Jacobsen, Pettalia, Somerville, Meadows, Constan, Irwin, Cavanagh and Olumba

Nays: None

The Committee on Judiciary, by Rep. Walsh, Chair, reported

**House Bill No. 4077, entitled**

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending section 14 of chapter XI (MCL 771.14), as amended by 2010 PA 247.

With the recommendation that the substitute (H-2) 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. Walsh, Heise, Gilbert, Horn, Scott, Damrow, Muxlow, Jacobsen, Pettalia, Somerville, Meadows, Constan, Irwin, Cavanagh and Olumba

Nays: None

The Committee on Judiciary, by Rep. Walsh, Chair, reported

**House Bill No. 4920, entitled**

A bill to amend 1909 PA 279, entitled "The home rule city act," by amending sections 3 and 4i (MCL 117.3 and 117.4i), section 3 as amended by 2004 PA 541 and section 4i as amended by 1999 PA 55.

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. Walsh, Heise, Gilbert, Horn, Scott, Damrow, Muxlow, Jacobsen, Pettalia, Somerville, Meadows, Constan, Brown, Irwin, Cavanagh and Olumba

Nays: None

The Committee on Judiciary, by Rep. Walsh, Chair, reported

**House Bill No. 4921, entitled**

A bill to amend 1947 PA 359, entitled "The charter township act," by amending section 21 (MCL 42.21), as amended by 1999 PA 58.

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. Walsh, Heise, Gilbert, Horn, Scott, Damrow, Muxlow, Jacobsen, Pettalia, Somerville, Meadows, Constan, Brown, Irwin, Cavanagh and Olumba

Nays: None

The Committee on Judiciary, by Rep. Walsh, Chair, reported

**House Bill No. 4922, entitled**

A bill to amend 1945 PA 246, entitled "An act to authorize township boards to adopt ordinances and regulations to secure the public health, safety and general welfare; to provide for the establishment of a township police department; to provide for policing of townships by certain law enforcement officers and agencies; to provide for the publication of ordinances; to prescribe powers and duties of township boards and certain local and state officers and agencies; to provide sanctions; and to repeal all acts and parts of acts in conflict with the act," by amending sections 1 and 4 (MCL 41.181 and 41.184), as amended by 1999 PA 257.

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. Walsh, Heise, Gilbert, Horn, Scott, Damrow, Muxlow, Jacobsen, Pettalia, Somerville, Meadows, Constan, Brown, Irwin, Cavanagh and Olumba

Nays: None

The Committee on Judiciary, by Rep. Walsh, Chair, reported

**House Bill No. 4923, entitled**

A bill to amend 1895 PA 3, entitled "The general law village act," by amending sections 2 and 4 of chapter VI (MCL 66.2 and 66.4), section 2 as amended by 1999 PA 57 and section 4 as amended by 1999 PA 259.

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. Walsh, Heise, Gilbert, Horn, Scott, Damrow, Muxlow, Jacobsen, Pettalia, Somerville, Meadows, Constan, Brown, Irwin, Cavanagh and Olumba  
Nays: None

The Committee on Judiciary, by Rep. Walsh, Chair, reported

**House Bill No. 4924, entitled**

A bill to amend 1909 PA 278, entitled "The home rule village act," by amending sections 23 and 24 (MCL 78.23 and 78.24), section 23 as amended by 2003 PA 304 and section 24 as amended by 1999 PA 56.

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. Walsh, Heise, Gilbert, Horn, Scott, Damrow, Muxlow, Jacobsen, Pettalia, Somerville, Meadows, Constan, Brown, Irwin, Cavanagh and Olumba  
Nays: None

## COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Thursday, September 22, 2011

Present: Reps. Walsh, Heise, Gilbert, Horn, Scott, Damrow, Muxlow, Jacobsen, Pettalia, Somerville, Meadows, Constan, Brown, Irwin, Cavanagh and Olumba

Absent: Rep. Oakes

Excused: Rep. Oakes

The Committee on Health Policy, by Rep. Haines, Chair, reported

**House Bill No. 4564, entitled**

A bill to amend 1978 PA 368, entitled "Public health code," (MCL 333.1101 to 333.25211) by adding section 7340a.

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. Haines, Callton, Kurtz, Wayne Schmidt, Shirkey, Hooker, Huuki, Muxlow, Yonker, Liss, Stallworth, Darany, Segal, Womack and Hovey-Wright  
Nays: None

The Committee on Health Policy, by Rep. Haines, Chair, reported

**House Bill No. 4893, entitled**

A bill to amend 1978 PA 368, entitled "Public health code," by amending sections 16184 and 16185 (MCL 333.16184 and 333.16185), section 16184 as amended by 2006 PA 591 and section 16185 as amended by 2011 PA 55.

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. Haines, Callton, Kurtz, Wayne Schmidt, Shirkey, Hooker, Huuki, Muxlow, Yonker, Liss, Darany, Segal, Womack and Hovey-Wright

Nays: Rep. Stallworth

The Committee on Health Policy, by Rep. Haines, Chair, reported

**Senate Bill No. 374, entitled**

A bill to amend 1987 PA 230, entitled "Municipal health facilities corporations act," by amending sections 209 and 258 (MCL 331.1209 and 331.1258), section 209 as amended by 1994 PA 398 and section 258 as amended by 1990 PA 273.

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. Haines, Callton, Kurtz, Wayne Schmidt, Shirkey, Hooker, Huuki, Muxlow, Yonker, Liss, Stallworth, Darany, Segal, Womack and Hovey-Wright

Nays: None

## COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Thursday, September 22, 2011

Present: Reps. Haines, Callton, Kurtz, Wayne Schmidt, Shirkey, Hooker, Huuki, Muxlow, Yonker, Liss, Stallworth, Darany, Segal, Womack and Hovey-Wright

Absent: Reps. Opsommer and Scott

Excused: Reps. Opsommer and Scott

## COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Kurtz, Chair, of the Committee on Families, Children, and Seniors, was received and read:

Meeting held on: Thursday, September 22, 2011

Present: Reps. Kurtz, O'Brien, Haines, Hooker, Rendon and Slavens

Absent: Reps. Heise, Lane and Stapleton

Excused: Reps. Heise, Lane and Stapleton

**Messages from the Senate****Senate Bill No. 237, entitled**

A bill to make, supplement, and adjust appropriations for various state departments and agencies for the fiscal year ending September 30, 2011; and to provide for the expenditure of the appropriations.

The Senate has passed the bill.

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

**Introduction of Bills**

Reps. Jacobsen, Bumstead, Jenkins, Damrow, Price, Lund, Agema, Pscholka, Lori, Olson, Shaughnessy, LaFontaine, Muxlow, MacGregor, Rendon and Zorn introduced

**House Bill No. 5002, entitled**

A bill to amend 1969 PA 317, entitled "Worker's disability compensation act of 1969," by amending sections 301, 315, 331, 353, 354, 360, 361, and 801 (MCL 418.301, 418.315, 418.331, 418.353, 418.354, 418.360, 418.361, and 418.801),

sections 301 and 354 as amended by 1987 PA 28, section 315 as amended by 2009 PA 226, sections 331 and 801 as amended by 1994 PA 271, and section 361 as amended by 1985 PA 103, and by adding section 306; and to repeal acts and parts of acts.

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

Reps. Geiss, Goike and Lipton introduced

**House Bill No. 5003, entitled**

A bill to amend 1967 PA 281, entitled "Income tax act of 1967," by amending section 30 (MCL 206.30), as amended by 2011 PA 38.

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

Reps. Kowall, Ananich, Horn, Olson, Liss, Heise, LeBlanc, Foster, Denby, Ouimet, Rogers, Townsend, Crawford, Lipton, Gilbert, Kandrevas, Callton, Hovey-Wright, Switalski and Roy Schmidt introduced

**House Bill No. 5004, entitled**

A bill to amend 1933 PA 167, entitled "General sales tax act," (MCL 205.51 to 205.78) by adding section 2b.

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

Reps. Ananich, Kowall, Liss, Townsend, Hovey-Wright, Switalski, Horn, LeBlanc, Tlaib, Denby, Ouimet, Rogers, Foster, Olson, Heise, Hobbs, Cavanagh, Kandrevas, Smiley, Gilbert, Olumba, Byrum, Barnett, Roy Schmidt and Lipton introduced

**House Bill No. 5005, entitled**

A bill to amend 1937 PA 94, entitled "Use tax act," (MCL 205.91 to 205.111) by adding section 5a.

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

Reps. Rutledge, Liss, Geiss, Slavens, Irwin, Lipton, McCann and Oakes introduced

**House Bill No. 5006, entitled**

A bill to amend 1979 PA 94, entitled "The state school aid act of 1979," by amending section 6 (MCL 388.1606), as amended by 2011 PA 62.

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

Reps. Bledsoe, Slavens, Roy Schmidt, Barnett, Dillon and Oakes introduced

**House Joint Resolution FF, entitled**

A joint resolution proposing an amendment to the state constitution of 1963, by amending section 2 of article VIII, to provide that certain state laws do not apply to certain local school districts.

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

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Rep. Hovey-Wright moved that the House adjourn.

The motion prevailed, the time being 1:15 p.m.

Associate Speaker Pro Tempore O'Brien declared the House adjourned until Tuesday, September 27, at 1:30 p.m.

GARY L. RANDALL  
Clerk of the House of Representatives

