

No. 103
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House Chamber, Lansing, Thursday, December 5, 2013.

10:00 a.m.

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

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

Abed—present	Glardon—present	LaVoy—present	Roberts—present
Banks—present	Goike—present	Leonard—present	Robinson—present
Barnett—present	Graves—present	Lipton—present	Rogers—present
Bolger—present	Greimel—present	Lori—present	Rutledge—present
Brinks—present	Haines—present	Lund—present	Santana—present
Brown—present	Haugh—present	Lyons—present	Schmidt—present
Brunner—present	Haveman—present	MacGregor—present	Schor—present
Bumstead—present	Heise—present	MacMaster—present	Segal—present
Callton—present	Hobbs—present	McBroom—present	Shirkey—present
Cavanagh—present	Hooker—present	McCann—present	Singh—present
Clemente—present	Hovey-Wright—present	McCready—present	Slavens—present
Cochran—present	Howrylak—present	McMillin—present	Smiley—present
Cotter—present	Irwin—present	Muxlow—present	Somerville—present
Crawford—present	Jacobsen—present	Nathan—present	Stallworth—present
Daley—present	Jenkins—present	Nesbitt—present	Stamas—present
Darany—present	Johnson—present	O’Brien—present	Stanley—present
Denby—present	Kandrevas—present	Oakes—present	Switalski—present
Dianda—present	Kelly—present	Olumba—present	Talabi—present
Dillon—present	Kesto—present	Outman—present	Tlaib—present
Driskell—present	Kivela—present	Pagel—present	Townsend—present
Durhal—present	Knezek—present	Pettalia—present	VerHeulen—present
Faris—present	Kosowski—present	Phelps—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	Lauwers—present		

e/d/s = entered during session

Pastor Mark Wilson, Pastor of Fowlerville United Brethren Church in Fowlerville, offered the following invocation:

“Our gracious God, Your Glory is in all the world. We recognize that You have given us great gifts as a nation, and as a state. This morning we commend this great state to Your merciful watch and care.

Father we ask for forgiveness where we have wronged You and others. We pray that we will be guided by Your hand of providence, and that we may dwell secure in Your peace. I ask that You would save us from evil and discord that would tear us apart and divide us.

I pray that You would grant wisdom to these leaders who have been elected, and entrusted with the authority to govern and serve this great state. May we put our trust in You in times of testing and even in times of prosperity?

Father, give them wisdom and strength to know and to do Your will. Fill them with the love of truth and righteousness and make them ever mindful of their calling to serve the people of this great state in honor of You.

I ask today that Your grace and goodwill may rest on each one of them and that You would bless them.
Through Jesus Christ our Lord, Amen.”

The Speaker assumed the Chair.

Motions and Resolutions

Reps. Santana, Roberts, Hovey-Wright, Howrylak and Slavens offered the following resolution:

House Resolution No. 274.

A resolution to declare December 7, 2013, as Pearl Harbor Remembrance Day in the state of Michigan.

Whereas, On the morning of December 7, 1941, America was attacked without warning at Pearl Harbor by the air and naval forces of Imperial Japan. More than 2,400 people perished and another 1,100 were wounded, triggering our nation’s entry into World War II; and

Whereas, On December 7, 2013, we honor those who lost their lives 72 years ago and all veterans who have fought to preserve our freedom and democracy; and

Whereas, Today, we also recognize the citizens of Michigan who answered their country’s call to the battlefield, the factory, and the farm. We remember Pearl Harbor through their deeds, their devotion to duty, and their willingness to fight for freedom; and

Whereas, The attack at Pearl Harbor fired the American spirit with a determination that freedom would not fall. The tragedy of December 7, 1941, remains upon the memories of the citizens of the state of Michigan as well as our great nation. May this recollection serve not just as a symbol of American valor, but also as the resolve of all Americans in preserving freedom; now, therefore, be it

Resolved by the House of Representatives, That the members of this legislative body declare December 7, 2013, as Pearl Harbor Remembrance Day in 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.

Third Reading of Bills

Senate Bill No. 434, entitled

A bill to amend 2003 PA 215, entitled “Credit union act,” (MCL 490.101 to 490.601) by adding section 413.

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

Roll Call No. 452

Yeas—101

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

Nays—9

Banks	Olumba	Santana	Stanley
Durhal	Robinson	Stallworth	Talabi
Hobbs			

In The Chair: Walsh

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

“An act to provide for the organization, operation, regulation, and supervision of credit unions; to prescribe the powers and duties of credit unions; to prescribe the powers and duties of certain state agencies and officials; to prescribe penalties, civil sanctions, and 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. 556, entitled

A bill to amend 1939 PA 280, entitled “The social welfare act,” by amending section 57v (MCL 400.57v), as added by 2012 PA 197.

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

Roll Call No. 453

Yeas—100

Abed	Genetski	Lamonte	Price
Barnett	Glardon	Lane	Pscholka

Bolger	Goike	Lauwers	Rendon
Brinks	Graves	LaVoy	Roberts
Brown	Greimel	Leonard	Rogers
Brunner	Haines	Lipton	Rutledge
Bumstead	Haugh	Lori	Schmidt
Callton	Haveman	Lund	Schor
Cavanagh	Heise	Lyons	Segal
Clemente	Hooker	MacGregor	Shirkey
Cochran	Hovey-Wright	MacMaster	Singh
Cotter	Howrylak	McBroom	Slavens
Crawford	Irwin	McCann	Smiley
Daley	Jacobsen	McCready	Somerville
Darany	Jenkins	McMillin	Stamas
Denby	Johnson	Muxlow	Switalski
Dianda	Kandreas	Nesbitt	Tlaib
Dillon	Kelly	O'Brien	Townsend
Driskell	Kesto	Oakes	VerHeulen
Faris	Kivela	Outman	Victory
Farrington	Knezek	Pagel	Walsh
Forlini	Kosowski	Pettalia	Yanez
Foster	Kowall	Phelps	Yonker
Franz	Kurtz	Poleski	Zemke
Geiss	LaFontaine	Potvin	Zorn

Nays—10

Banks	Nathan	Santana	Stanley
Durhal	Olumba	Stallworth	Talabi
Hobbs	Robinson		

In The Chair: Walsh

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

“An act to protect the welfare of the people of this state; to provide general assistance, hospitalization, infirmary and medical care to poor or unfortunate persons; to provide for compliance by this state with the social security act; to provide protection, welfare and services to aged persons, dependent children, the blind, and the permanently and totally disabled; to administer programs and services for the prevention and treatment of delinquency, dependency and neglect of children; to create a state department of social services; to prescribe the powers and duties of the department; to provide for the interstate and intercounty transfer of dependents; to create county and district departments of social services; to create within certain county departments, bureaus of social aid and certain divisions and offices thereunder; to prescribe the powers and duties of the departments, bureaus and officers; to provide for appeals in certain cases; to prescribe the powers and duties of the state department with respect to county and district departments; to prescribe certain duties of certain other state departments, officers, and agencies; to make an appropriation; to prescribe penalties for the violation of the provisions of this act; and to repeal certain parts of this act on specific dates.”

The House agreed to the full title.

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

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

Senate Bill No. 404, entitled

A bill to amend 1994 PA 451, entitled “Natural resources and environmental protection act,” by amending sections 11504, 11523, 11523a, 11525, and 11525b (MCL 324.11504, 324.11523, 324.11523a, 324.11525, and 324.11525b), sections 11504 and 11523 as amended and section 11523a as added by 1996 PA 359, section 11525 as amended by 2003 PA 153, and section 11525b as added by 1996 PA 358; 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. 454**Yeas—110**

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

Nays—0

In The Chair: Walsh

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 protect the people’s right to hunt and fish; 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. Shirkey moved that the bill be given immediate effect.

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

House Bill No. 5121, entitled

A bill to amend 1961 PA 236, entitled “Revised judicature act of 1961,” by amending section 517 (MCL 600.517), as amended by 2009 PA 228.

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

Roll Call No. 455**Yeas—104**

Abed	Genetski	Lane	Rendon
Banks	Glardon	Lauwers	Roberts

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

Nays—6

Geiss	Nathan	Robinson	Stanley
Irwin	Olumba		

In The Chair: Walsh

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.

House Bill No. 5122, entitled

A bill to amend 1961 PA 236, entitled "Revised judicature act of 1961," by amending section 507 (MCL 600.507), as amended by 2009 PA 228.

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

Roll Call No. 456**Yeas—102**

Abed	Glardon	Lauwers	Rendon
Banks	Goike	LaVoy	Roberts
Barnett	Graves	Leonard	Rogers
Bolger	Greimel	Lipton	Rutledge
Brinks	Haines	Lori	Santana
Brown	Haugh	Lund	Schmidt
Brunner	Haveman	Lyons	Schor
Bumstead	Heise	MacGregor	Segal
Callton	Hobbs	MacMaster	Shirkey

Cavanagh	Hooker	McBroom	Singh
Clemente	Hovey-Wright	McCann	Slavens
Cochran	Howrylak	McCready	Smiley
Cotter	Jacobsen	McMillin	Somerville
Crawford	Jenkins	Muxlow	Stamas
Daley	Johnson	Nesbitt	Switalski
Darany	Kandreas	O'Brien	Talabi
Denby	Kelly	Oakes	Tlaib
Dianda	Kesto	Outman	Townsend
Dillon	Kivela	Pagel	VerHeulen
Driskell	Knezek	Pettalia	Victory
Faris	Kosowski	Phelps	Walsh
Farrington	Kowall	Poleski	Yanez
Forlini	Kurtz	Potvin	Yonker
Foster	LaFontaine	Price	Zemke
Franz	Lamonte	Pscholka	Zorn
Genetski	Lane		

Nays—8

Durhal	Irwin	Olumba	Stallworth
Geiss	Nathan	Robinson	Stanley

In The Chair: Walsh

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.

House Bill No. 5123, entitled

A bill to amend 1961 PA 236, entitled "Revised judicature act of 1961," by amending sections 518, 8115, and 8121 (MCL 600.518, 600.8115, and 600.8121), section 518 as amended by 2006 PA 99 and section 8121 as amended by 2012 PA 37.

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

Roll Call No. 457**Yeas—102**

Abed	Genetski	Lauwers	Rendon
Banks	Gardon	LaVoy	Roberts
Barnett	Goike	Leonard	Rogers
Bolger	Graves	Lipton	Rutledge
Brinks	Greimel	Lori	Santana
Brown	Haines	Lund	Schmidt
Brunner	Haugh	Lyons	Schor
Bumstead	Haveman	MacGregor	Segal
Callton	Heise	MacMaster	Shirkey
Cavanagh	Hobbs	McBroom	Singh
Clemente	Hooker	McCann	Slavens
Cochran	Hovey-Wright	McCready	Smiley
Cotter	Howrylak	McMillin	Somerville
Crawford	Irwin	Muxlow	Stamas
Daley	Jacobsen	Nesbitt	Switalski

Darany	Jenkins	O'Brien	Talabi
Denby	Johnson	Oakes	Tlaib
Dianda	Kandrevas	Outman	Townsend
Dillon	Kelly	Pagel	VerHeulen
Driskell	Kesto	Pettalia	Victory
Durhal	Kivela	Phelps	Walsh
Faris	Kowall	Poleski	Yanez
Farrington	Kurtz	Potvin	Yonker
Forlini	LaFontaine	Price	Zemke
Foster	Lamonte	Pscholka	Zorn
Franz	Lane		

Nays—8

Geiss	Kosowski	Olumba	Stallworth
Knezek	Nathan	Robinson	Stanley

In The Chair: Walsh

The question being on agreeing to the title of the bill,

Rep. Stamas moved to amend the title to read as follows:

A bill to amend 1961 PA 236, entitled "Revised judicature act of 1961," by amending sections 518 and 8121 (MCL 600.518 and 600.8121), section 518 as amended by 2006 PA 99 and section 8121 as amended by 2012 PA 37.

The motion prevailed.

The House agreed to the title as amended.

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

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

House Bill No. 5124, entitled

A bill to amend 1961 PA 236, entitled "Revised judicature act of 1961," by amending sections 502, 504, 516, and 8121 (MCL 600.502, 600.504, 600.516, and 600.8121), section 504 as amended by 2011 PA 300 and section 8121 as amended by 2012 PA 37.

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

Roll Call No. 458**Yeas—67**

Abed	Glardon	Lamonte	Pettalia
Bolger	Goike	Lauwers	Poleski
Brinks	Graves	Leonard	Potvin
Brown	Haveman	Lori	Price
Bumstead	Heise	Lund	Pscholka
Callton	Hooker	Lyons	Rendon
Cotter	Howrylak	MacGregor	Robinson
Crawford	Irwin	MacMaster	Rogers
Daley	Jacobsen	McBroom	Schmidt
Denby	Jenkins	McCann	Segal
Dianda	Johnson	McCready	Shirkey
Dillon	Kelly	McMillin	Stamas
Farrington	Kesto	Muxlow	VerHeulen
Forlini	Kivela	Nesbitt	Victory
Foster	Kowall	O'Brien	Yonker
Franz	Kurtz	Outman	Zorn
Genetski	LaFontaine	Pagel	

Nays—42

Banks	Greimel	Nathan	Somerville
Barnett	Haines	Oakes	Stallworth
Brunner	Haugh	Olumba	Stanley
Cavanagh	Hobbs	Phelps	Switalski
Clemente	Hovey-Wright	Roberts	Talabi
Cochran	Kandrevas	Rutledge	Tlaib
Darany	Knezek	Santana	Townsend
Driskell	Kosowski	Schor	Walsh
Durhal	Lane	Singh	Yanez
Faris	LaVoy	Smiley	Zemke
Geiss	Lipton		

In The Chair: Walsh

The question being on agreeing to the title of the bill,

Rep. Stamas moved to amend the title to read as follows:

A bill to amend 1961 PA 236, entitled “Revised judicature act of 1961,” by amending section 504 (MCL 600.504), as amended by 2011 PA 300.

The motion prevailed.

The House agreed to the title as amended.

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

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

Rep. Slavens, under Rule 31, made the following statement:

“Mr. Speaker and members of the House:

I did not vote on Roll Call No. 458 because of a possible conflict of interest.”

Rep. Cavanagh, having reserved the right to explain his protest against the passage of the bill, made the following statement:

“Mr. Speaker and members of the House:

Today I voted NO on House Bill 5124. This bill will eliminate 4 judges from the 3rd Circuit Court, which encompasses Wayne County. The State Court Administrative Office recommended the reduction because of a perceived drop in caseloads. However, any drop in the number of cases does not reflect the true state of crime in Wayne County. I don’t think anyone is under any delusions that Wayne County or Detroit are actually experiencing lower crime rates. In reality, the limited resources provided to the Prosecutor’s office and Detroit Police have resulted in overworked staff, fewer arrests and fewer warrants being processed. When the necessary resources are provided to the police department and the prosecutor’s office the caseload will increase.

I offered two amendments in Judiciary Committee to try to save Wayne County judges, but both were defeated along party lines. When the bill was heard on the House floor, I again offered an amendment to try to save at least one Wayne County judge, but this was also defeated. Therefore, I could not support the bill, and voted NO on HB 5124.”

House Bill No. 5125, entitled

A bill to amend 1961 PA 236, entitled “Revised judicature act of 1961,” by amending sections 8130, 8134, and 8135 (MCL 600.8130, 600.8134, and 600.8135), section 8130 as amended by 1988 PA 135, section 8134 as amended by 2012 PA 16, and section 8135 as amended by 1982 PA 161.

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

Roll Call No. 459**Yeas—75**

Abed	Graves	Lauwers	Poleski
Bolger	Greimel	LaVoy	Potvin
Brinks	Haines	Leonard	Price
Brown	Haveman	Lori	Pscholka
Bumstead	Heise	Lund	Rendon
Callton	Hooker	Lyons	Rogers
Cotter	Howrylak	MacGregor	Schmidt
Crawford	Jacobsen	MacMaster	Segal
Daley	Jenkins	McBroom	Shirkey
Denby	Johnson	McCann	Slavens
Dianda	Kesto	McCready	Smiley
Dillon	Kivela	McMillin	Somerville
Faris	Knezek	Muxlow	Stamas
Farrington	Kosowski	Nesbitt	VerHeulen
Forlini	Kowall	O'Brien	Victory
Foster	Kurtz	Outman	Walsh
Franz	LaFontaine	Pagel	Yonker
Genetski	Lamonte	Pettalia	Zorn
Goike	Lane	Phelps	

Nays—35

Banks	Geiss	Nathan	Stallworth
Barnett	Glardon	Oakes	Stanley
Brunner	Haugh	Olumba	Switalski
Cavanagh	Hobbs	Roberts	Talabi
Clemente	Hovey-Wright	Robinson	Tlaib
Cochran	Irwin	Rutledge	Townsend
Darany	Kandrevas	Santana	Yanez
Driskell	Kelly	Schor	Zemke
Durhal	Lipton	Singh	

In The Chair: Walsh

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.

House Bill No. 4729, entitled

A bill to create an intrastate emergency management assistance agreement; to provide for the coordination of assistance during times of emergencies; and to specify the duties of certain state and local officials and agencies.

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

Roll Call No. 460**Yeas—109**

Abed	Glardon	Lauwers	Rendon
Banks	Goike	LaVoy	Roberts
Barnett	Graves	Leonard	Rogers
Bolger	Greimel	Lipton	Rutledge

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

Nays—1

Robinson

In The Chair: Walsh

The House agreed to the title of the bill.

House Bill No. 4467, entitled

A bill to amend 1956 PA 218, entitled "The insurance code of 1956," (MCL 500.100 to 500.8302) by adding section 125. Was read a third time and passed, a majority of the members serving voting therefor, by yeas and nays, as follows:

Roll Call No. 461**Yeas—108**

Abed	Glardon	Lauwers	Rendon
Banks	Goike	LaVoy	Roberts
Barnett	Graves	Leonard	Rogers
Bolger	Greimel	Lipton	Rutledge
Brinks	Haines	Lori	Santana
Brown	Haugh	Lund	Schmidt
Brunner	Haveman	Lyons	Schor
Bumstead	Heise	MacGregor	Segal
Callton	Hobbs	MacMaster	Shirkey
Cavanagh	Hooker	McBroom	Singh
Clemente	Hovey-Wright	McCann	Slavens
Cochran	Howrylak	McCready	Smiley
Cotter	Irwin	McMillin	Somerville

Faris	Kosowski	Phelps	Victory
Farrington	Kowall	Poleski	Walsh
Forlini	Kurtz	Potvin	Yanez
Foster	LaFontaine	Price	Yonker
Franz	Lamonte	Pscholka	Zemke
Geiss	Lane	Rendon	Zorn
Genetski	Lauwers		

Nays—0

In The Chair: Walsh

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.

The Speaker Pro Tempore called Associate Speaker Pro Tempore Cotter to the Chair.

Second Reading of Bills

House Bill No. 4571, entitled

A bill to amend 1945 PA 327, entitled “Aeronautics code of the state of Michigan,” by amending section 203 (MCL 259.203), as amended by 2008 PA 25.

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 not adopted, a majority of the members serving not voting therefor.

Rep. Schmidt moved to substitute (H-3) the bill.

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

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

The motion prevailed.

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.

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

The substitute (H-3) was not adopted, a majority of the members serving not voting therefor.

Rep. Schmidt moved to substitute (H-4) the bill.

The motion prevailed and the substitute (H-4) 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.

House Bill No. 4572, entitled

A bill to amend 1933 PA 167, entitled “General sales tax act,” (MCL 205.51 to 205.78) by adding section 4ee.

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 not adopted, a majority of the members serving not voting therefor.

Rep. Schmidt moved to substitute (H-3) the bill.

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

Rep. Dianda moved to amend the bill as follows:

1. Amend page 1, line 1, after “4EE.” by inserting “(1)”.

2. Amend page 1, following line 7, by inserting:

“(2) TWO YEARS AFTER THE EFFECTIVE DATE OF THE AMENDATORY ACT THAT ADDED THIS SECTION, THE DEPARTMENT OF TREASURY SHALL PREPARE A REPORT TO THE LEGISLATURE ESTIMATING ANY REVENUE FORGONE AND ANY DECREASE IN FUNDS TRANSFERRED TO THE SCHOOL AID FUND CREATED IN SECTION 11 OF ARTICLE IX OF THE STATE CONSTITUTION OF 1963, AS A RESULT OF THE EXEMPTION UNDER THIS SECTION.”

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

Rep. Schmidt 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

Third Reading of Bills

Rep. Stamas moved that **House Bill No. 4571** be placed on its immediate passage.

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

House Bill No. 4571, entitled

A bill to amend 1945 PA 327, entitled “Aeronautics code of the state of Michigan,” by amending section 203 (MCL 259.203), as amended by 2008 PA 25.

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

Roll Call No. 463

Yeas—84

Bolger	Graves	Lauwers	Price
Brown	Greimel	LaVoy	Pscholka
Bumstead	Haines	Leonard	Rendon
Callton	Haugh	Lori	Roberts
Cavanagh	Haveman	Lund	Rogers
Clemente	Heise	Lyons	Rutledge
Cotter	Hooker	MacGregor	Santana
Crawford	Hovey-Wright	McBroom	Schmidt
Daley	Jacobsen	McCann	Segal
Darany	Jenkins	McCready	Shirkey
Denby	Johnson	McMillin	Singh
Dianda	Kandrevas	Muxlow	Slavens
Dillon	Kelly	Nesbitt	Somerville
Farrington	Kesto	O’Brien	Stallworth
Forlini	Kivela	Olumba	Stamas
Foster	Knezek	Outman	Townsend
Franz	Kosowski	Page	VerHeulen
Geiss	Kowall	Pettalia	Victory
Genetski	Kurtz	Phelps	Walsh
Glardon	LaFontaine	Poleski	Yonker
Goike	Lane	Potvin	Zorn

Nays—26

Abed	Durhal	MacMaster	Stanley
Banks	Faris	Nathan	Switalski

Barnett	Hobbs	Oakes	Talabi
Brinks	Howrylak	Robinson	Tlaib
Brunner	Irwin	Schor	Yanez
Cochran	Lamonte	Smiley	Zemke
Driskell	Lipton		

In The Chair: Cotter

The House agreed to the title of the bill.

Rep. Stamas moved that **House Bill No. 4572** be placed on its immediate passage.
The motion prevailed, a majority of the members serving voting therefor.

House Bill No. 4572, entitled

A bill to amend 1933 PA 167, entitled “General sales tax act,” (MCL 205.51 to 205.78) by adding section 4ee.

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

Roll Call No. 464

Yeas—85

Bolger	Greimel	LaVoy	Price
Brown	Haines	Leonard	Pscholka
Bumstead	Haugh	Lori	Rendon
Callton	Haveman	Lund	Roberts
Cavanagh	Heise	Lyons	Rogers
Clemente	Hooker	MacGregor	Rutledge
Cotter	Hovey-Wright	MacMaster	Santana
Crawford	Jacobsen	McBroom	Schmidt
Daley	Jenkins	McCann	Segal
Darany	Johnson	McCready	Shirkey
Denby	Kandrevas	McMillin	Singh
Dianda	Kelly	Muxlow	Slavens
Dillon	Kesto	Nesbitt	Somerville
Farrington	Kivela	O’Brien	Stallworth
Forlini	Knezek	Olumba	Stamas
Foster	Kosowski	Outman	Townsend
Franz	Kowall	Pagel	VerHeulen
Geiss	Kurtz	Pettalia	Victory
Genetski	LaFontaine	Phelps	Walsh
Gardon	Lane	Poleski	Yonker
Goike	Lauwers	Potvin	Zorn
Graves			

Nays—25

Abed	Durhal	Lipton	Stanley
Banks	Faris	Nathan	Switalski
Barnett	Hobbs	Oakes	Talabi
Brinks	Howrylak	Robinson	Tlaib
Brunner	Irwin	Schor	Yanez

Cochran
Driskell

Lamonte

Smiley

Zemke

In The Chair: Cotter

The House agreed to the title of the bill.

Rep. Rutledge moved that Rep. Nathan be excused temporarily from today's session.
The motion prevailed.

Rep. Stamas moved that **House Bill No. 4677** be placed on its immediate passage.
The motion prevailed, a majority of the members serving voting therefor.

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.

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

Roll Call No. 465

Yeas—106

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

Nays—3

Genetski

Howrylak

Robinson

In The Chair: Cotter

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

Senate Bill No. 94, entitled

A bill to prohibit any agency of this state, any political subdivision of this state, any employee of any agency of this state or any political subdivision of this state, or any member of the Michigan national guard from assisting an agency of the armed forces of the United States in the investigation, prosecution, or detainment of any citizen of the United States under certain circumstances.

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

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

By unanimous consent the House returned to the order of

Motions and Resolutions

Rep. Stamas moved that when the House adjourns today it stand adjourned until Tuesday, December 10, at 10:00 a.m.
The motion prevailed.

Announcement by the Clerk of Printing and Enrollment

The Clerk announced the enrollment printing and presentation to the Governor on Thursday, December 5, for his approval of the following bills:

Enrolled House Bill No. 5002 at 9:47 a.m.

Enrolled House Bill No. 4242 at 9:49 a.m.

The Clerk announced that the following bills and joint resolution had been printed and placed upon the files of the members on Thursday, December 5:

House Bill Nos. 5163 5164 5165 5166 5167 5168 5169 5170 5171 5172 5173 5174 5175 5176

House Joint Resolution AA

Senate Bill Nos. 705 706 707 708 709 710 711 712 713

The Clerk announced that the following Senate bills had been received on Thursday, December 5:

Senate Bill Nos. 101 636 679

Reports of Standing Committees**COMMITTEE ATTENDANCE REPORT**

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

Meeting held on: Thursday, December 5, 2013

Present: Reps. Cotter, Kesto, Heise, Jacobsen, Johnson, LaFontaine, Leonard, Cavanagh, Lipton, Irwin and Clemente

Messages from the Senate**House Bill No. 4858, entitled**

A bill to amend 1999 PA 276, entitled "Banking code of 1999," (MCL 487.11101 to 487.15105) by adding section 4110.

The Senate has passed the bill by a 2/3 vote, 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. 4859, entitled

A bill to amend 1996 PA 354, entitled "Savings bank act," (MCL 487.3101 to 487.3804) by adding section 436.

The Senate has passed the bill by a 2/3 vote, 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. 5014, entitled

A bill to amend 1998 PA 58, entitled "Michigan liquor control code of 1998," (MCL 436.1101 to 436.2303) by adding section 1024.

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. 5015, entitled

A bill to amend 1995 PA 279, entitled "Horse racing law of 1995," (MCL 431.301 to 431.336) by adding section 9b.

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. 5017, entitled

A bill to amend 1893 PA 206, entitled "The general property tax act," by amending section 7ss (MCL 211.7ss), as added by 2012 PA 494.

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. 4064, entitled

A bill to amend 1961 PA 236, entitled "Revised judicature act of 1961," by amending sections 832, 859, 1427, 2137, and 8344 (MCL 600.832, 600.859, 600.1427, 600.2137, and 600.8344), sections 859 and 8344 as amended by 2005 PA 326 and section 2137 as amended by 2009 PA 239, and by adding sections 1426 and 1428; and to repeal acts and parts of acts.

The Senate has substituted (S-3) the bill.

The Senate has passed the bill as substituted (S-3), ordered that it be given immediate effect and amended the title to read as follows:

A bill to amend 1961 PA 236, entitled "An act to revise and consolidate the statutes relating to the organization and jurisdiction of the courts of this state; the powers and duties of the courts, and of the judges and other officers of the courts; the forms and attributes of civil claims and actions; the time within which civil actions and proceedings may be brought in the courts; pleading, evidence, practice, and procedure in civil and criminal actions and proceedings in the courts; to provide for the powers and duties of certain state governmental officers and entities; to provide remedies and penalties for the violation of certain provisions of this act; to repeal all acts and parts of acts inconsistent with or contravening any of the provisions of this act; and to repeal acts and parts of acts," by amending sections 2137 and 8344 (MCL 600.2137 and 600.8344), section 2137 as amended by 2009 PA 239 and section 8344 as amended by 2005 PA 326, and by adding section 1428; and to repeal acts and parts of acts.

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

House Bill No. 4532, entitled

A bill to amend 1961 PA 236, entitled "Revised judicature act of 1961," by amending sections 832, 859, and 1427 (MCL 600.832, 600.859, and 600.1427), section 859 as amended by 2005 PA 326, and by adding sections 1426 and 1428.

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 amended the title to read as follows:

A bill to amend 1961 PA 236, entitled "An act to revise and consolidate the statutes relating to the organization and jurisdiction of the courts of this state; the powers and duties of the courts, and of the judges and other officers of the courts; the forms and attributes of civil claims and actions; the time within which civil actions and proceedings may be brought in the courts; pleading, evidence, practice, and procedure in civil and criminal actions and proceedings in the courts; to provide for the powers and duties of certain state governmental officers and entities; to provide remedies and penalties for the violation of certain provisions of this act; to repeal all acts and parts of acts inconsistent with or contravening any of the provisions of this act; and to repeal acts and parts of acts," by amending sections 832, 859, and 1427 (MCL 600.832, 600.859, and 600.1427), section 859 as amended by 2005 PA 326.

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

The Senate returned, in accordance with the request of the House

Senate Bill No. 174, entitled

A bill to require certain consumer reporting agencies to place security freezes for consumers under certain circumstances; to provide for the removal of those security freezes; to authorize and limit fees; to prescribe the powers and duties of certain state agencies and officials; and to provide remedies.

(The bill was passed on November 14, see House Journal No. 100, p. 1848.)

Senate Bill No. 101, entitled

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," (MCL 257.1 to 257.923) by adding section 811x.

The Senate has passed the bill.

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

Senate Bill No. 679, entitled

A bill to amend 1931 PA 328, entitled "The Michigan penal code," by amending section 356 (MCL 750.356), as amended by 2008 PA 431.

The Senate has passed the bill.

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

Senate Bill No. 636, entitled

A bill to amend 1991 PA 179, entitled "Michigan telecommunications act," by amending sections 103, 304, 310, 313, 317, 320, and 502 (MCL 484.2103, 484.2304, 484.2310, 484.2313, 484.2317, 484.2320, and 484.2502), sections 103, 304, 313, and 502 as amended by 2011 PA 58, section 310 as amended by 2009 PA 182, section 317 as amended by 2005 PA 235, and section 320 as added by 1995 PA 216.

The Senate has passed the bill.

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

Introduction of Bills

Rep. Darany introduced

House Bill No. 5177, entitled

A bill to amend 1978 PA 397, entitled "Bullard-Plawecki employee right to know act," (MCL 423.501 to 423.512) by adding section 2a.

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

Rep. Pettalia introduced

House Bill No. 5178, entitled

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending section 73301 (MCL 324.73301), as amended by 2007 PA 174.

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

Rep. Heise introduced

House Bill No. 5179, entitled

A bill to authorize the state administrative board to convey certain parcels of state-owned property in Wayne county; to prescribe conditions for the conveyance; to provide for certain powers and duties of certain state departments and local units of government in regard to the property; and to provide for disposition of revenue derived from the conveyance.

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

Reps. Johnson, Daley and Lauwers introduced

House Bill No. 5180, entitled

A bill to amend 1975 PA 120, entitled "Michigan commercial feed law," by amending sections 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, and 15 (MCL 287.521, 287.522, 287.523, 287.524, 287.525, 287.526, 287.527, 287.528, 287.529, 287.530, 287.531, 287.532, 287.533, 287.534, and 287.535), sections 3 and 6 as amended by 1980 PA 338, and by adding sections 16, 17, 18, and 19.

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

Reps. Somerville, Heise, Hooker and Walsh introduced

House Bill No. 5181, entitled

A bill to amend 1980 PA 300, entitled "The public school employees retirement act of 1979," by amending section 61 (MCL 38.1361), as amended by 2012 PA 464.

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

Rep. Bumstead moved that the House adjourn.

The motion prevailed, the time being 4:40 p.m.

Associate Speaker Pro Tempore Cotter declared the House adjourned until Tuesday, December 10, at 10:00 a.m.

GARY L. RANDALL
Clerk of the House of Representatives