

No. 75
STATE OF MICHIGAN
JOURNAL
OF THE
House of Representatives
95th Legislature
REGULAR SESSION OF 2009

House Chamber, Lansing, Thursday, September 17, 2009.

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.

Agema—present	Durhal—present	Lahti—present	Proos—present
Amash—present	Ebli—present	LeBlanc—present	Roberts—present
Angerer—present	Elsenheimer—present	Leland—present	Rocca—present
Ball—present	Espinoza—present	Lemmons—present	Rogers—present
Barnett—present	Geiss—present	Lindberg—present	Schmidt, R.—present
Bauer—present	Genetski—present	Lipton—present	Schmidt, W.—present
Bennett—excused	Gonzales—present	Liss—present	Schuitmaker—present
Bledsoe—present	Green—present	Lori—present	Scott, B.—present
Bolger—present	Gregory—present	Lund—present	Scott, P.—present
Booher—present	Griffin—present	Marleau—present	Scripps—present
Brown, L.—present	Haase—present	Mayes—present	Segal—present
Brown, T.—present	Haines—present	McDowell—present	Sheltrown—present
Byrnes—present	Hammel—present	McMillin—present	Simpson—present
Byrum—present	Hansen—present	Meadows—present	Slavens—present
Calley—present	Haugh—present	Meekhof—present	Slezak—present
Caul—present	Haveman—present	Melton—present	Smith—present
Clemente—present	Hildenbrand—present	Meltzer—present	Spade—present
Constan—present	Horn—present	Miller—present	Stamas—present
Corriveau—present	Huckleberry—present	Moore—present	Stanley—present
Coulouris—present	Jackson—present	Moss—present	Switalski—present
Crawford—present	Johnson—present	Nathan—present	Tlaib—present
Cushingberry—present	Jones, Rick—present	Nerat—excused	Tyler—present
Daley—present	Jones, Robert—present	Neumann—present	Valentine—present
Dean—present	Kandrevas—present	Opsommer—present	Walsh—present
Denby—present	Kennedy—present	Pavlov—present	Warren—present
DeShazor—present	Knollenberg—present	Pearce—e/d/s	Womack—present
Dillon—present	Kowall—present	Polidori—present	Young—present
Donigan—present	Kurtz—present		

e/d/s = entered during session

Rep. Dan Scripps, from the 101st District, offered the following invocation:

“Lord, as we gather to deliberate, we ask Your wisdom and Your compassion.

Lord, we seek Your guidance, remembering St. Paul’s instruction to James: ‘Be doers of the word and not hearers only. For if anyone is a hearer of the word and not a doer, he is like a man who looks at his own face in a mirror. He sees himself, then goes off and promptly forgets what he looked like. But the one who peers into the perfect law of freedom and perseveres, and is not a hearer who forgets but a doer who acts, such a one shall be blessed in what he does.’

Lord, we ask that You focus our efforts on serving the people of this great state, aware of Your command that each of us should use whatever gift we have received to serve others, faithfully administering Your grace in its various forms.

And Lord, we ask that in our deliberations we take time to remember the poor, the hungry, the dispossessed - that we remember those too often forgotten, understanding that it is how we treat the least among us that is the truest reflection of our love for You.

Lord, we ask all of this in the name of the Father, the Son, and the Holy Spirit.

Amen.”

Rep. Segal moved that Reps. Bennett and Nerat be excused from today’s session.

The motion prevailed.

Second Reading of Bills

Senate Bill No. 95, entitled

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

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

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

Rep. Agema moved to amend the bill as follows:

1. Amend page 13, following line 19, by inserting:

“HUMAN SERVICES

Sec. 301. The appropriations in part 1 include money appropriated for day care services from Michigan’s allocation of additional child care and development block grant funding provided through the American recovery and reinvestment act of 2009, Public Law 111-5. No funding from this allocation shall be used to make payments to day care providers who have been determined to have received fraudulent payments in the past, and who have not reimbursed the state in full for these fraudulent payments.”.

The motion did not prevail and the amendment was not adopted, a majority of the members serving not voting therefor.

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

The motion prevailed.

Rep. Segal 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. 95, entitled

A bill to make, supplement, and adjust appropriations for various state departments and agencies for the fiscal year ending September 30, 2009; to provide for the expenditure of the appropriations; 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. 446

Yeas—107

Agema
Amash

Durhal
Ebli

Kurtz
Lahti

Roberts
Rocca

Angerer	Elsenheimer	LeBlanc	Rogers
Ball	Espinoza	Leland	Schmidt, R.
Barnett	Geiss	Lemmons	Schmidt, W.
Bauer	Genetski	Lindberg	Schuitmaker
Bledsoe	Gonzales	Lipton	Scott, B.
Bolger	Green	Liss	Scott, P.
Booher	Gregory	Lori	Scripps
Brown, L.	Griffin	Lund	Segal
Brown, T.	Haase	Marleau	Sheltrown
Byrnes	Haines	Mayes	Simpson
Byrum	Hammel	McDowell	Slavens
Calley	Hansen	McMillin	Slezak
Caul	Haugh	Meadows	Smith
Clemente	Haveman	Meekhof	Spade
Constan	Hildenbrand	Melton	Stamas
Corriveau	Horn	Meltzer	Stanley
Coulouris	Huckleberry	Miller	Switalski
Crawford	Jackson	Moore	Tlaib
Cushingberry	Johnson	Moss	Tyler
Daley	Jones, Rick	Nathan	Valentine
Dean	Jones, Robert	Neumann	Walsh
Denby	Kandrevas	Opsommer	Warren
DeShazor	Kennedy	Pavlov	Womack
Dillon	Knollenberg	Polidori	Young
Donigan	Kowall	Proos	

Nays—0

In The Chair: Byrnes

The House agreed to the title of the bill.

Rep. Segal 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. 164, entitled

A bill to amend 1994 PA 451, entitled “Natural resources and environmental protection act,” by amending section 40114 (MCL 324.40114), as amended by 2008 PA 169.

The bill was read a second time.

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

The motion prevailed.

Rep. Segal 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. 164, entitled

A bill to amend 1994 PA 451, entitled “Natural resources and environmental protection act,” by amending section 40114 (MCL 324.40114), as amended by 2008 PA 169.

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

Roll Call No. 447**Yeas—107**

Agema	Durhal	Kurtz	Roberts
Amash	Ebli	Lahti	Rocca
Angerer	Elsenheimer	LeBlanc	Rogers
Ball	Espinoza	Leland	Schmidt, R.
Barnett	Geiss	Lemmons	Schmidt, W.
Bauer	Genetski	Lindberg	Schuitmaker
Bledsoe	Gonzales	Lipton	Scott, B.
Bolger	Green	Liss	Scott, P.
Booher	Gregory	Lori	Scripps
Brown, L.	Griffin	Lund	Segal
Brown, T.	Haase	Marleau	Sheltrown
Byrnes	Haines	Mayes	Simpson
Byrum	Hammel	McDowell	Slavens
Calley	Hansen	McMillin	Slezak
Caul	Haugh	Meadows	Smith
Clemente	Haveman	Meekhof	Spade
Constan	Hildenbrand	Melton	Stamas
Corriveau	Horn	Meltzer	Stanley
Coulouris	Huckleberry	Miller	Switalski
Crawford	Jackson	Moore	Tlaib
Cushingberry	Johnson	Moss	Tyler
Daley	Jones, Rick	Nathan	Valentine
Dean	Jones, Robert	Neumann	Walsh
Denby	Kandreas	Opsommer	Warren
DeShazor	Kennedy	Pavlov	Womack
Dillon	Knollenberg	Polidori	Young
Donigan	Kowall	Proos	

Nays—0

In The Chair: Byrnes

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. Segal 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. 5207, entitled**

A bill to authorize the state administrative board to accept and convey certain real property in Kalamazoo county; to prescribe certain conditions for the acceptance and conveyance; and to provide for disposition of the revenue derived from the conveyance.

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

The substitute (H-1) was not adopted, a majority of the members serving not voting therefor.

Rep. Robert Jones moved to substitute (H-2) the bill.

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

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

The motion prevailed.

Rep. Segal 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

House Bill No. 5207, entitled

A bill to authorize the state administrative board to accept and convey certain real property in Kalamazoo county; to prescribe certain conditions for the acceptance and conveyance; and to provide for disposition of the revenue derived from the conveyance.

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

Roll Call No. 448

Yeas—105

Agema	Ebli	Kurtz	Roberts
Angerer	Elsenheimer	Lahti	Rocca
Ball	Espinoza	LeBlanc	Rogers
Barnett	Geiss	Leland	Schmidt, R.
Bauer	Genetski	Lemmons	Schmidt, W.
Bledsoe	Gonzales	Lindberg	Schuitmaker
Bolger	Green	Lipton	Scott, B.
Booher	Gregory	Liss	Scott, P.
Brown, L.	Griffin	Lori	Scripps
Brown, T.	Haase	Lund	Segal
Byrnes	Haines	Marleau	Sheltrown
Byrum	Hammel	Mayes	Simpson
Calley	Hansen	McDowell	Slavens
Caul	Haugh	Meadows	Slezak
Clemente	Haveman	Meekhof	Smith
Constan	Hildenbrand	Melton	Spade
Corriveau	Horn	Meltzer	Stamas
Coulouris	Huckleberry	Miller	Stanley
Crawford	Jackson	Moore	Switalski
Cushingberry	Johnson	Moss	Tlaib
Daley	Jones, Rick	Nathan	Tyler
Dean	Jones, Robert	Neumann	Valentine
Denby	Kandrevas	Opsommer	Walsh
DeShazor	Kennedy	Pavlov	Warren
Dillon	Knollenberg	Polidori	Womack
Donigan	Kowall	Proos	Young
Durhal			

Nays—2

Amash

McMillin

In The Chair: Byrnes

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

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

A bill to authorize the state administrative board to release, accept, and convey certain interests in property in Kalamazoo county; to prescribe certain conditions for the release, acceptance, and conveyance of those interests; to provide for certain powers and duties of the department of management and budget in implementing certain conveyances; to provide for disposition of certain revenue; and to repeal certain acts and parts of acts.

The motion prevailed.

The House agreed to the title as amended.

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

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

Reps. Ball, Bolger, Corriveau, Durhal, Geiss, Gonzales, Gregory, Griffin, Hildenbrand, Johnson, Lemmons, Opsommer, Proos, Schuitmaker, Scripps, Segal and Stanley were named co-sponsors of the bill.

Rep. McMillin, 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:

If anything, the deed restriction needs to be changed so that WMU can just sell this property so it can be owned privately, pay property taxes and bring in much needed money from the sale to the college, so they can hold down tuition costs to our students.”

Rep. Pearce entered the House Chambers.

By unanimous consent the House returned to the order of

Reports of Standing Committees

The Committee on Commerce, by Rep. Robert Jones, Chair, reported

Senate Bill No. 323, entitled

A bill to amend 1996 PA 381, entitled “Brownfield redevelopment financing act,” by amending section 2 (MCL 125.2652), as amended by 2007 PA 204.

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. Robert Jones, Roy Schmidt, Byrum, Clemente, Haase, Haugh, Huckleberry, Lemmons, Nathan, Sheltroun, Womack, Hansen, DeShazor, Knollenberg, Meltzer, Opsommer and Walsh

Nays: None

COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Robert Jones, Chair, of the Committee on Commerce, was received and read:
Meeting held on: Wednesday, September 16, 2009

Present: Reps. Robert Jones, Roy Schmidt, Byrum, Clemente, Haase, Haugh, Huckleberry, Lemmons, Nathan, Sheltroun, Womack, Hansen, DeShazor, Knollenberg, Meekhof, Meltzer, Opsommer and Walsh

Absent: Rep. Nerat

Excused: Rep. Nerat

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

House Bill No. 4913, entitled

A bill to amend 1973 PA 186, entitled "Tax tribunal act," (MCL 205.701 to 205.779) by adding section 35b.

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. Meadows, Lipton, Lisa Brown, Constan, Corriveau, Kandrevas, Schuitmaker, Amash, Haveman, Rick Jones, Kowall and Rocca

Nays: Rep. Warren

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

House Bill No. 5004, entitled

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending sections 80101, 80171, 80176, 80177, 80178, 80180, 80183, 80184, 80186, 80187, and 80190 (MCL 324.80101, 324.80171, 324.80176, 324.80177, 324.80178, 324.80180, 324.80183, 324.80184, 324.80186, 324.80187, and 324.80190), section 80101 as amended by 2004 PA 547, sections 80171, 80186, and 80190 as added by 1995 PA 58, sections 80176, 80177, and 80178 as amended by 2001 PA 12, section 80180 as amended by 2007 PA 8, and sections 80183, 80184, and 80187 as amended by 1996 PA 174.

Adverse Roll Call

To Report Out:

Yeas: Reps. Schuitmaker, Amash, Haveman, Rick Jones, Kowall and Rocca

Nays: Reps. Meadows, Lipton, Lisa Brown, Constan, Corriveau and Warren

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

House Bill No. 5005, entitled

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending sections 82101, 82127, 82128, 82129, 82136, 82139, 82140, 82142, 82143, 82144, 82146, and 82148 (MCL 324.82101, 324.82127, 324.82128, 324.82129, 324.82136, 324.82139, 324.82140, 324.82142, 324.82143, 324.82144, 324.82146, and 324.82148), section 82101 as amended by 2008 PA 145, section 82127 as amended by 2001 PA 12, sections 82128 and 82129 as amended by 1999 PA 22, sections 82136, 82142, and 82146 as added by 1995 PA 58, sections 82139, 82140, 82143, and 82144 as amended by 1996 PA 183, and section 82148 as amended by 2005 PA 175.

With the recommendation that the bill be referred to the Committee on Tourism, Outdoor Recreation and Natural Resources.

Favorable Roll Call

To Report Out:

Yeas: Reps. Lipton, Lisa Brown, Constan, Corriveau, Kandrevas, Warren, Schuitmaker, Haveman, Rick Jones, Kowall and Rocca

Nays: None

The recommendation was concurred in and the bill was referred to the Committee on Tourism, Outdoor Recreation and Natural Resources.

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

House Bill No. 5006, entitled

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending section 13g of chapter XVII (MCL 777.13g), as amended by 2003 PA 232.

With the recommendation that the bill be referred to the Committee on Tourism, Outdoor Recreation and Natural Resources.

Favorable Roll Call

To Report Out:

Yeas: Reps. Lipton, Lisa Brown, Constan, Corriveau, Kandrevas, Warren, Schuitmaker, Haveman, Rick Jones, Kowall and Rocca

Nays: None

The recommendation was concurred in and the bill was referred to the Committee on Tourism, Outdoor Recreation and Natural Resources.

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

House Bill No. 5007, entitled

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending sections 81101, 81134, 81136, 81137, 81140, 81141, and 81144 (MCL 324.81101, 324.81134, 324.81136, 324.81137, 324.81140, 324.81141, and 324.81144), section 81101 as amended by 2004 PA 587, section 81134 as amended by 2001 PA 12, sections 81136 and 81141 as amended by 1996 PA 175, and sections 81137, 81140, and 81144 as added by 1995 PA 58, and by adding section 81140b; and to repeal acts and parts of acts.

With the recommendation that the bill be referred to the Committee on Tourism, Outdoor Recreation and Natural Resources.

Favorable Roll Call

To Report Out:

Yeas: Reps. Lipton, Lisa Brown, Constan, Corriveau, Kandrevas, Warren, Schuitmaker, Haveman, Rick Jones, Kowall and Rocca

Nays: None

The recommendation was concurred in and the bill was referred to the Committee on Tourism, Outdoor Recreation and Natural Resources.

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

House Bill No. 5008, entitled

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending section 13g of chapter XVII (MCL 777.13g), as amended by 2003 PA 232.

With the recommendation that the bill be referred to the Committee on Tourism, Outdoor Recreation and Natural Resources.

Favorable Roll Call

To Report Out:

Yeas: Reps. Lipton, Lisa Brown, Constan, Corriveau, Kandrevas, Warren, Schuitmaker, Haveman, Rick Jones, Kowall and Rocca

Nays: None

The recommendation was concurred in and the bill was referred to the Committee on Tourism, Outdoor Recreation and Natural Resources.

COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Wednesday, September 16, 2009

Present: Reps. Meadows, Lipton, Lisa Brown, Constan, Corriveau, Kandrevas, Warren, Schuitmaker, Amash, Haveman, Rick Jones, Kowall and Rocca

Absent: Reps. Coulouris and Bettie Scott

Excused: Reps. Coulouris and Bettie Scott

COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Warren, Chair, of the Committee on Great Lakes and Environment, was received and read:

Meeting held on: Thursday, September 17, 2009

Present: Reps. Warren, Bledsoe, Ebli, Kennedy, Leland, Roberts, Scripps, Meekhof, Daley, Haveman, Pavlov and Wayne Schmidt

Absent: Reps. Nerat, Meadows and Rick Jones

Excused: Reps. Nerat, Meadows and Rick Jones

Notices

The Speaker appointed as conferees, on the part of the House of Representatives for **House Bill No. 4435**, Reps. Miller, Bauer and Booher.

The Speaker appointed as conferees, on the part of the House of Representatives for **House Bill No. 4436**, Reps. McDowell, Hammel and Green.

The Speaker appointed as conferees, on the part of the House of Representatives for **House Bill No. 4437**, Reps. Smith, Durhal and Proos.

The Speaker appointed as conferees, on the part of the House of Representatives for **House Bill No. 4438**, Reps. Terry Brown, Cushingberry and Moss.

The bill was referred to the Conference Committee on September 16, 2009.

The Speaker appointed as conferees, on the part of the House of Representatives for **House Bill No. 4441**, Reps. Bauer, Cushingberry and Caul.

The Speaker appointed as conferees, on the part of the House of Representatives for **House Bill No. 4446**, Reps. Lahti, Espinoza and Booher.

The Speaker appointed as conferees, on the part of the House of Representatives for **House Bill No. 4447**, Reps. Terry Brown, Cushingberry and Moss.

The Speaker appointed as conferees, on the part of the House of Representatives for **Senate Bill No. 237**, Reps. Espinoza, McDowell and Lori.

The Speaker appointed as conferees, on the part of the House of Representatives for **Senate Bill No. 243**, Reps. Hammel, Switalski and Rogers.

The Speaker appointed as conferees, on the part of the House of Representatives for **Senate Bill No. 245**, Reps. Durhal, Cushingberry and Rogers.

The Speaker appointed as conferees, on the part of the House of Representatives for **Senate Bill No. 248**, Reps. Spade, Tlaib and Agema.

The Speaker appointed as conferees, on the part of the House of Representatives for **Senate Bill No. 249**, Reps. Tlaib, Terry Brown and Schuitmaker.

The Speaker appointed as conferees, on the part of the House of Representatives for **Senate Bill No. 250**, Reps. LeBlanc, Espinoza and Genetski.

The Speaker appointed as conferees, on the part of the House of Representatives for **Senate Bill No. 254**, Reps. Gonzales, LeBlanc and Agema.

September 16, 2009

Mr. Rich Brown
Clerk of the House
P.O. Box 30014
Lansing, MI 48909

Dear Clerk Brown:

Pursuant to Public Act 549 of 2008 (MCL 390.1665), I hereby appoint Mr. Norman C. Braddock to the Saginaw Promise Zone Authority Board.

Thank you for your kind attention to this matter.

Regards,
Andy Dillon
Speaker of the House
District 17

Announcements by the Clerk

September 15, 2009

Received from the Auditor General a copy of the following audit report and/or report summary:
Performance audit of Substance Abuse Services, Department of Corrections, September 2009.

Richard J. Brown
Clerk of the House

By unanimous consent the House returned to the order of

Motions and Resolutions

Rep. Segal moved that Rule 42 be suspended.
The motion prevailed, 3/5 of the members present voting therefor.

Rep. Segal moved that the Committee on Appropriations be discharged from further consideration of **Senate Bill No. 253**.

The motion prevailed, a majority of the members serving voting therefor.
The bill was placed on the order of Second Reading of Bills.

Second Reading of Bills

Senate Bill No. 253, entitled

A bill to make appropriations for the department of state police and certain other state purposes for the fiscal year ending September 30, 2010; to provide for the expenditure of those appropriations; to provide for certain reports and the consideration of those reports; to provide for the disposition of other income received by the various state agencies; to provide for certain emergency powers; and to provide for the powers and duties of certain committees, certain state agencies, and certain employees.

The bill was read a second time.

Rep. LeBlanc moved to substitute (H-7) the bill.
The motion prevailed and the substitute (H-7) was adopted, a majority of the members serving voting therefor.

Rep. Moss moved to amend the bill as follows:
1. Amend page 27, following line 25, by inserting:

“Sec. 263. From the funds appropriated in part 1, the department shall develop, post, and maintain on a user-friendly and publicly accessible Internet site, all expenditures made by the agency within a fiscal year. The posting must include the purpose for which each expenditure is made. Funds appropriated in part 1 from the American recovery and reinvestment act, Public Law 111-5, shall also be included on a publicly accessible website maintained by the Michigan economic recovery office. The department shall not provide financial information on its website under this section if

doing so would violate a federal or state law, rule, regulation, or guideline that establishes privacy or security standards applicable to that section.”.

The motion did not prevail and the amendment was not adopted, a majority of the members serving not voting therefor.

Rep. Genetski moved to amend the bill as follows:

1. Amend page 27, following line 25, by inserting:

“Sec. 260. (1) It is the intent of the legislature that any federal dollars appropriated in part 1 from the American recovery and reinvestment act of 2009, Public Law 111-5, shall not be included in the base funding for any program but will be maintained in separate line items.

(2) In addition to the funds appropriated in part 1, any additional federal funding awarded to Michigan through recalculation of formulas and under the redistribution provisions of the American recovery and reinvestment act of 2009, Public Law 111-5, shall also be allocated in separate line items and will not be included in base funding for any program.”.

The motion did not prevail and the amendment was not adopted, a majority of the members serving not voting therefor.

Rep. Agema moved to amend the bill as follows:

1. Amend page 27, following line 25, by inserting:

“Sec. 257. Funds appropriated in part 1 shall not be used for travel expenses by the Governor, with the exception of emergency purposes.”.

The motion did not prevail and the amendment was not adopted, a majority of the members serving not voting therefor.

Rep. Gregory moved to amend the bill as follows:

1. Amend page 5, line 27, by striking out “13,034,500” and inserting “13,034,400”.

2. Amend page 6, line 10, by striking out “13,034,500” and inserting “13,034,400” and adjusting the subtotals, totals, and section 201 accordingly.

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

Rep. Byrum moved to amend the bill as follows:

1. Amend page 32, line 26, by striking out all of section 605.

The motion did not prevail and the amendment was not adopted, a majority of the members serving not voting therefor.

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

The motion prevailed.

Rep. Segal 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. 253, entitled

A bill to make appropriations for the department of state police and certain other state purposes for the fiscal year ending September 30, 2010; to provide for the expenditure of those appropriations; to provide for certain reports and the consideration of those reports; to provide for the disposition of other income received by the various state agencies; to provide for certain emergency powers; and to provide for the powers and duties of certain committees, certain state agencies, and certain employees.

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

Roll Call No. 449

Yeas—68

Amash	Ebli	Kandrevas	Polidori
Angerer	Elsenheimer	Kennedy	Rogers
Barnett	Espinoza	Lahti	Schmidt, R.
Bauer	Geiss	LeBlanc	Scott, B.
Booher	Gonzales	Leland	Scripps
Brown, T.	Green	Lemmons	Slezak
Byrnes	Gregory	Lindberg	Smith

Byrum	Griffin	Lipton	Spade
Clemente	Hammel	Mayes	Stamas
Coulouris	Hansen	McDowell	Stanley
Crawford	Haugh	Meadows	Switalski
Cushingberry	Haveman	Meekhof	Tlaib
Dean	Hildenbrand	Melton	Valentine
DeShazor	Horn	Moss	Walsh
Dillon	Jackson	Nathan	Warren
Donigan	Johnson	Neumann	Womack
Durhal	Jones, Robert	Pearce	Young

Nays—39

Agema	Denby	Lori	Rocca
Ball	Genetski	Lund	Schmidt, W.
Bledsoe	Haase	Marleau	Schuitmaker
Bolger	Haines	McMillin	Scott, P.
Brown, L.	Huckleberry	Miller	Segal
Calley	Jones, Rick	Moore	Sheltrown
Caul	Knollenberg	Opsommer	Simpson
Constan	Kowall	Pavlov	Slavens
Corriveau	Kurtz	Proos	Tyler
Daley	Liss	Roberts	

In The Chair: Byrnes

The House agreed to the title of the bill.
 Rep. Segal moved that the bill be given immediate effect.
 The motion prevailed, 2/3 of the members serving voting therefor.

Rep. Meltzer, under Rule 31, made the following statement:
 “Mr. Speaker and members of the House:
 I did not vote on Roll Call No. 449 because of a possible conflict of interest.”

Rep. Genetski, 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:

I respectfully vote against this budget as it did not go through the proper vetting process. The taxpayers of Michigan rightfully so expect budgets to pass through sub-committees, the full appropriations committee and the full House. This budget did not pass through the subcommittee nor the full appropriations committee. Therefore, I must disagree with it.
 Sincerely, Bob Genetski”

Rep. Agema, 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:

Although I support many programs in this budget, I voted against it because it includes funding for a new \$100 million headquarters. I cannot justify spending this amount of money at a time when the state \$1.7 billion budget shortfall and the governor recently laid off 100 state troopers to save money.

In my view, it is extremely irresponsible to spend taxpayer dollars on a new state police headquarters when the governor is letting out prisoners early and just fired 100 state troopers to save money.

Leasing the new headquarters will cost the state more than \$100 million over the next 25 years. The lease on the current MSP headquarters only costs \$1 per year and doesn't expire until 2030.

The current headquarters, while in need of repair, is fully functional and structurally sound. Michigan State University has even considered moving its own police force into the building if the state decides to vacate.

In addition to cost concerns, the site of the new headquarters has also been criticized for being too small. The site does not have room for an emergency operations center, garage space to warehouse vehicles, or a helipad. It is also partially located in a floodplain.

Michigan's attorney general recently ruled that the contract as written allows the state to get out of the lease if the Legislature does not appropriate funding for it.

My goal is to balance the state budget without raising taxes while still providing enough funds to protect essential services. Nowhere in that equation is there room for a new \$100 million building that we do not need and cannot afford.

For these reasons, I cannot support this bill at this time."

By unanimous consent the House returned to the order of

Motions and Resolutions

Rep. Segal moved to suspend that portion of Rule 41 requiring bills to be handed to the Clerk three hours prior to calling the House to order.

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

Rep. Segal moved that House Committees be given leave to meet during the balance of today's session.

The motion prevailed.

Rep. Segal moved that when the House adjourns today it stand adjourned until Tuesday, September 22, at 10:00 a.m.

The motion prevailed.

Reps. Rocca, Marleau, Moss, Rick Jones, Liss, Miller, Bauer, Paul Scott, Donigan, Tlaib, Corriveau, Clemente, Roberts, Haveman, Young, Smith, Pavlov, Lipton, Valentine, Lori, Haugh, Polidori, Switalski, Proos, Schuitmaker, Meltzer, Haines, Knollenberg, Haase, Barnett, Slavens, Lund, Coulouris, Leland, Ebli, Kandrevas, Warren, Espinoza, DeShazor, Kurtz, Gonzales, Cushingberry, Booher, Lisa Brown, Terry Brown, Byrnes, Constan, Crawford, Dean, Durhal, Geiss, Green, Huckleberry, Robert Jones, LeBlanc, Lemmons, Neumann, Rogers, Wayne Schmidt, Scripps, Spade and Stanley offered the following resolution:

House Resolution No. 158.

A resolution to recognize October 2009 as Filipino American Heritage Month in the state of Michigan.

Whereas, We are proud to join with the Philippine American community of Michigan and their families and friends as they celebrate contributions they have made throughout the entire state. This recognition is a reflection of unselfishness and commitment to the common good that is most commendable; and

Whereas, It is with pride and gratitude that we welcome this opportunity to salute the many ways in which the Philippine American community has given its time and energy to help whenever the need arose; and

Whereas, The Philippine American community of Michigan will continue to accomplish its goal to foster understanding through the development, promotion, and preservation of Philippine values, culture, and tradition. These concerned citizens have truly made a difference, and their professional and civic involvement will continue to enrich our state far into the twenty-first century; and

Whereas, The members of the Philippine American community give to the American people, and to the citizens of Michigan a very important gift; a rich culture based on traditional values of family, religion, and a strong work ethic. The American people and Philippine people have had a strong bond for generations. The political, cultural, and economic bond that we have, has been cemented by the mutual respect and admiration we have for one another; and

Whereas, The heritage of the Philippine people enriches our own culture; for America is a melting pot, and America's culture is a rich blend of many cultures. This legislative body welcomes the heritage, culture, and contributions of the Philippine American community to our state and our nation; and

Whereas, Like their counterparts across the country, the Philippine American community in Michigan is committed to strengthening the public institutions that promote the cultural heritage of Filipinos, as well as eliminating prejudices, stereotypes, and ignorance. By promoting awareness of Filipino American contributions to social, economic, cultural, and political life in the United States, everyone can take great pride in their effective community service; now, therefore, be it;

Resolved by the House of Representatives, That the members of this legislative body recognize October 2009 as Filipino American Heritage Month in the state of Michigan. We thank the Philippine American community on behalf of the many people who have benefited from their contributions. We commend everyone who has contributed to its success and thank them for the manner in which their members have strengthened Michigan

The question being on the adoption of the resolution,

The resolution was adopted.

Reps. Gonzales, Espinoza, Tlaib, Robert Jones, Booher, Lisa Brown, Terry Brown, Byrnes, Clemente, Constan, Crawford, Dean, DeShazor, Durhal, Geiss, Green, Gregory, Haines, Haugh, Haveman, Huckleberry, Rick Jones, Kandrevas, Knollenberg, LeBlanc, Leland, Lemmons, Lipton, Liss, Marleau, Meltzer, Neumann, Polidori, Proos, Rogers, Wayne Schmidt, Scripps, Slavens, Spade, Stanley, Valentine and Lori offered the following resolution:

House Resolution No. 159.

A resolution to recognize September 15, 2009, through October 15, 2009, as Hispanic Heritage Month in the state of Michigan.

Whereas, This month represents the anniversary of independence for Chile, Costa Rica, El Salvador, Guatemala, Honduras, Mexico and Nicaragua; and

Whereas, Each year the United States recognizes the economic, cultural and social contributions that Spanish-speaking peoples have brought to our nation including the gifts of law, religion, agriculture, art, music, education, technology, architecture, cuisine, theater and exploration; and

Whereas, Michigan is fortunate to count among its population a large concentration of citizens of Spanish and Latin American descent – including those who have lived in Michigan for generations and those who are new to the Great Lakes State – who contribute to Michigan’s economy and society through their commitment to professions, commerce, family and the arts; and

Whereas, Time and again throughout our nation’s history, Hispanic Americans have faithfully defended the principles of freedom and a representative government; and

Whereas, During the month spanning from September 15 through October 15, Michigan’s Hispanic-American community will celebrate Hispanic Heritage Month through a series of special programs featuring Hispanic history, food, dance and art; now, therefore, be it

Resolved by the House of Representatives, That the members of this legislative body recognize the month of September 15, 2009, through October 15, 2009, as Hispanic Heritage Month in the state of Michigan, and we encourage all citizens to recognize and applaud the many contributions made by these individuals to enhance the quality of life in this state.

The question being on the adoption of the resolution,

The resolution was adopted.

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 Wednesday, September 16:

House Bill Nos.	5375	5376	
Senate Bill Nos.	826	827	828

The Clerk announced that the following bill had been printed and placed upon the files of the members on Thursday, September 17:

Senate Bill No.	831
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The Clerk announced that the following Senate bill had been received on Thursday, September 17:

Senate Bill No.	689
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Messages from the Senate

House Bill No. 4744, entitled

A bill to amend 1913 PA 380, entitled “An act to regulate gifts of real and personal property to cities, villages, townships, and counties, and the use of those gifts and other funds; and to validate all gifts made before the enactment of this act,” by amending section 2 (MCL 123.872), as amended by 2003 PA 122.

The Senate has amended the bill as follows:

1. Amend page 1, line 5, after the first "grant" by striking out "**OR LOAN**" and inserting "**OR A LOAN FROM A FEDERAL AGENCY AS PART OF AN INTERMEDIARY RELENDING PROGRAM**".

2. Amend page 1, line 6, after "**OR**" by striking out "**LOAN**" and inserting "**THE PROCEEDS OF A LOAN FROM A FEDERAL AGENCY AS PART OF AN INTERMEDIARY RELENDING PROGRAM**".

3. Amend page 3, line 23, after "**LOAN**" by inserting "**FROM A FEDERAL AGENCY AS PART OF AN INTERMEDIARY RELENDING PROGRAM**".

The Senate has passed the bill as amended and ordered that it be given immediate effect.

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

House Bill No. 4435, entitled

A bill to make appropriations for community colleges and certain state purposes related to education for the fiscal year ending September 30, 2010; to provide for the expenditure of those appropriations; to establish or continue certain funds, programs, and categories; and to prescribe the powers and duties of certain state departments, institutions, agencies, employees, and officers.

The Senate has appointed Senators Hardiman, Garcia and Clark-Coleman as conferees to join with Representatives Miller, Bauer and Booher.

The bill was referred to the Conference Committee.

House Bill No. 4436, entitled

A bill to make appropriations for the department of community health and certain state purposes related to mental health, public health, and medical services for the fiscal year ending September 30, 2010; to provide for the expenditure of those appropriations; to create funds; to require and provide for reports; to prescribe the powers and duties of certain local and state agencies and departments; and to provide for disposition of fees and other income received by the various state agencies.

The Senate has appointed Senators Kahn, Pappageorge and Cherry as conferees to join with Representatives McDowell, Hammel and Green.

The bill was referred to the Conference Committee.

House Bill No. 4437, entitled

A bill to make appropriations for the department of corrections and certain state purposes related to corrections for the fiscal year ending September 30, 2010; to provide for the expenditure of the appropriations; to provide for reports; to provide for the creation of certain advisory committees and boards; to prescribe certain powers and duties of the department of corrections, certain other state officers and agencies, and certain advisory committees and boards; to provide for the collection of certain funds; and to provide for the disposition of fees and other income received by certain state agencies.

The Senate has appointed Senators Cropsey, Kahn and Brater as conferees to join with Representatives Smith, Durhal and Proos.

The bill was referred to the Conference Committee.

House Bill No. 4441, entitled

A bill to make appropriations for the state institutions of higher education and certain state purposes related to education for the fiscal year ending September 30, 2010; to provide for the expenditures of those appropriations; and to prescribe the powers and duties of certain state departments, institutions, agencies, employees, and officers.

The Senate has appointed Senators Stamas, George and Barcia as conferees to join with Representatives Bauer, Cushingberry and Caul.

The bill was referred to the Conference Committee.

House Bill No. 4446, entitled

A bill to make appropriations for the department of natural resources for the fiscal year ending September 30, 2010; to provide for the expenditure of those appropriations; to create funds and accounts; to require reports; to prescribe certain powers and duties of certain state agencies and officials; to authorize certain transfers by certain state agencies; and to provide for the disposition of fees and other income received by the various state agencies.

The Senate has appointed Senators McManus, Jelinek and Brater as conferees to join with Representatives Lahti, Espinoza and Booher.

The bill was referred to the Conference Committee.

House Bill No. 4447, entitled

A bill to amend 1979 PA 94, entitled "The state school aid act of 1979," by amending sections 3, 6, 8b, 11, 11a, 11g, 11j, 11k, 11m, 11n, 15, 18, 20, 20d, 20j, 22a, 22b, 24, 24a, 24c, 26a, 26b, 29, 31a, 31d, 31f, 32b, 32d, 32l, 32n, 39, 39a, 51a, 51c, 51d, 53a, 54, 54a, 56, 61a, 62, 64, 74, 81, 94a, 98, 99, 101, 104, 107, 147, and 164c (MCL 388.1603, 388.1606, 388.1608b, 388.1611, 388.1611a, 388.1611g, 388.1611j, 388.1611k, 388.1611m, 388.1611n, 388.1615, 388.1618, 388.1620, 388.1620d, 388.1620j, 388.1622a, 388.1622b, 388.1624, 388.1624a, 388.1624c, 388.1626a, 388.1626b, 388.1629, 388.1631a, 388.1631d, 388.1631f, 388.1632b, 388.1632d, 388.1632l, 388.1632n, 388.1639, 388.1639a, 388.1651a, 388.1651c, 388.1651d, 388.1653a, 388.1654, 388.1654a, 388.1656, 388.1661a, 388.1662, 388.1664, 388.1674, 388.1681, 388.1694a, 388.1698, 388.1699, 388.1701, 388.1704, 388.1707, 388.1747, and 388.1764c), sections 3, 6, 11, 11a, 11g, 11j, 11k, 11m, 15, 18, 20, 20d, 20j, 22a, 22b, 24, 24a, 24c, 26a, 26b, 29, 31a, 31d, 31f, 32b, 32d, 32l, 39, 39a, 51a, 51c, 51d, 53a, 54, 54a, 56, 61a, 62, 64, 74, 81, 94a, 98, 99, 104, 107, 147, and 164c as amended and section 11n as added by 2008 PA 268, section 8b as amended by 2007 PA 92, section 32n as added by 2007 PA 137, and section 101 as amended by 2006 PA 342; and to repeal acts and parts of acts.

The Senate has appointed Senators Jelinek, Brown and Switalski as conferees to join with Representatives Terry Brown, Cushingberry and Moss.

The bill was referred to the Conference Committee.

Senate Bill No. 689, entitled

A bill to amend 1978 PA 368, entitled "Public health code," by amending section 7333 (MCL 333.7333), as amended by 2006 PA 451.

The Senate has passed the bill.

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

Senate Concurrent Resolution No. 21.

A concurrent resolution to amend the Joint Rules of the Senate and House of Representatives.

Resolved by the Senate (the House of Representatives concurring), That the Joint Rules of the Senate and the House of Representatives are hereby amended by adding the following rule:

"REVENUE TARGETS.

RULE 29. BY JUNE 1, EACH HOUSE SHALL ADOPT A RESOLUTION OUTLINING ITS REVENUE TARGETS AND THE BUDGET TARGET FOR EACH INDIVIDUAL DEPARTMENT BUDGET AND FOR SCHOOL AID SEPARATED INTO GENERAL FUND AND RESTRICTED FUND REVENUES. IF EITHER HOUSE OF THE LEGISLATURE RELIES ON HIGHER REVENUES THAN THOSE DETERMINED AT THE IMMEDIATELY PRECEDING REVENUE ESTIMATING CONFERENCE, THAT HOUSE'S RESOLUTION SHALL DETAIL HOW THOSE REVENUES WILL BE INCREASED."

The Senate has adopted the concurrent resolution.

The concurrent resolution was referred to the Committee on Appropriations.

Introduction of Bills

Reps. Genetski, Haines, Lund, McMillin, Rick Jones, Agema, Meltzer, Bolger, Tyler, Knollenberg, Pavlov and Haveman introduced

House Bill No. 5377, entitled

A bill to amend 1893 PA 206, entitled "The general property tax act," by amending sections 2, 27, and 27a (MCL 211.2, 211.27, and 211.27a), section 2 as amended by 2002 PA 620, section 27 as amended by 2003 PA 274, and section 27a as amended by 2008 PA 506.

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

Rep. DeShazor introduced

House Bill No. 5378, entitled

A bill to amend 1976 PA 388, entitled "Michigan campaign finance act," (MCL 169.201 to 169.282) by adding section 48.

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

Reps. Meekhof, Elsenheimer, Hildenbrand, Schuitmaker, Genetski, Amash, Kowall, Calley, Crawford, McMillin, Horn, Rogers, Haines, Lori, Pavlov, Green, Hansen, Walsh, Denby, Tyler, Agema, Caul, Rick Jones, Moss, Paul Scott, Opsommer, Wayne Schmidt, Proos, Bolger, Meltzer, DeShazor, Lund, Moore, Stamas, Marleau, Kurtz, Knollenberg, Booher, Haveman, Daley and Ball introduced

House Bill No. 5379, entitled

A bill to make interim general appropriations for various state departments and agencies, capital outlay, the legislative branch, the judicial branch, and certain other purposes for the period of October 1, 2009 to October 31, 2009; to provide for the expenditure of the appropriations; to provide for the disposition of fees and other income received by various state departments and agencies; to provide for the appointment of special committees; and to declare the effect of this act.

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

Reps. Lahti, McDowell and Lindberg introduced

House Bill No. 5380, entitled

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending section 40111a (MCL 324.40111a), as amended by 2004 PA 537.

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

Rep. Schuitmaker introduced

House Bill No. 5381, entitled

A bill to amend 1984 PA 431, entitled "The management and budget act," by amending section 491 (MCL 18.1491).

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

Rep. Stanley introduced

House Bill No. 5382, entitled

A bill to amend 1961 PA 236, entitled "Revised judicature act of 1961," by amending section 4805 (MCL 600.4805), as amended by 2003 PA 178.

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

Reps. Gonzales, Warren, Scripps, Lisa Brown, Roberts, Huckleberry, Slezak, Spade, Donigan, Miller, Valentine, Byrnes, Johnson, Gregory, Lipton, Bledsoe, Kennedy, Constan, Meadows and Leland introduced

House Bill No. 5383, entitled

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," (MCL 324.101 to 324.90106) by adding part 67.

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

Rep. Cushingberry introduced

House Bill No. 5384, entitled

A bill to amend 2007 PA 36, entitled "Michigan business tax act," by amending sections 201, 203, 235, 263, 281, 403, and 405 (MCL 208.1201, 208.1203, 208.1235, 208.1263, 208.1281, 208.1403, and 208.1405), sections 201 and 203 as amended by 2008 PA 168, section 235 as amended by 2008 PA 30, section 281 as added and section 405 as amended by 2007 PA 145, and section 403 as amended by 2008 PA 434.

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

Rep. Cushingberry introduced

House Bill No. 5385, entitled

A bill to amend 1941 PA 122, entitled "An act to establish the revenue collection duties of the department of treasury; to prescribe its powers and duties as the revenue collection agency of this state; to prescribe certain powers and duties of the state treasurer; to establish the collection duties of certain other state departments for money or accounts owed to this state; to regulate the importation, stamping, and disposition of certain tobacco products; to provide for the transfer of powers and duties now vested in certain other state boards, commissions, departments, and offices; to prescribe certain duties of and require certain reports from the department of treasury; to provide procedures for the payment, administration, audit, assessment, levy of interests or penalties on, and appeals of taxes and tax liability; to prescribe its powers and duties if an agreement to act as agent for a city to administer, collect, and enforce the city income tax act on

behalf of a city is entered into with any city; to provide an appropriation; to abolish the state board of tax administration; to prescribe penalties and provide remedies; and to declare the effect of this act,” by amending sections 24, 30c, and 31 (MCL 205.24, 205.30c, and 205.31), section 24 as amended by 2003 PA 201, section 30c as amended by 2007 PA 194, and section 31 as amended by 2002 PA 657.

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

Rep. Cushingberry introduced

House Bill No. 5386, entitled

A bill to amend 1978 PA 368, entitled “Public health code,” (MCL 333.1101 to 333.25211) by amending the title and by adding section 16302.

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

Rep. Smith introduced

House Bill No. 5387, entitled

A bill to levy an excise tax on the wholesale distribution of carbonated soft drinks; to provide for the levy, collection, and administration of the excise tax; to provide certain reporting requirements; and to provide for the distribution of the excise tax.

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

Rep. Cushingberry introduced

House Bill No. 5388, entitled

A bill to levy an excise tax on the wholesale distribution of bottled water; to provide for the levy, collection, and administration of the excise tax; to provide certain reporting requirements; and to provide for the distribution of the excise tax.

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

Rep. Cushingberry introduced

House Bill No. 5389, entitled

A bill to amend 1929 PA 48, entitled “An act levying a specific tax to be known as the severance tax upon all producers engaged in the business of severing oil and gas from the soil; prescribing the method of collecting the tax; requiring all producers of such products or purchasers thereof to make reports; to provide penalties; to provide exemptions and refunds; to prescribe the disposition of the funds so collected; and to exempt those paying such specific tax from certain other taxes,” by amending the title and sections 1, 11, and 12 (MCL 205.301, 205.311, and 205.312), section 11 as amended by 1989 PA 126, by adding a heading for part 1, and by adding part 2.

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

Rep. Cushingberry introduced

House Bill No. 5390, entitled

A bill to amend 1905 PA 282, entitled “An act to provide for the assessment of the property, by whomsoever owned, operated or conducted, of railroad companies, union station and depot companies, telegraph companies, telephone companies, sleeping car companies, express companies, car loaning companies, stock car companies, refrigerator car companies, and fast freight companies, and all other companies owning, leasing, running or operating any freight, stock, refrigerator, or any other cars, not being exclusively the property of any railroad company paying taxes upon its rolling stock under the provisions of this act, over or upon the line or lines of any railroad or railroads in this state, and for the levy of taxes thereon by a state board of assessors, and for the collection of such taxes, and to repeal all acts or parts of acts contravening any of the provisions of this act,” by amending section 13b (MCL 207.13b), as added by 2002 PA 50; and to repeal acts and parts of acts.

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

Rep. Jackson introduced

House Bill No. 5391, entitled

A bill to amend 1937 PA 94, entitled “Use tax act,” by amending section 4k (MCL 205.94k), as amended by 2006 PA 18.

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

Rep. Jackson introduced

House Bill No. 5392, entitled

A bill to amend 2004 PA 175, entitled "Streamlined sales and use tax revenue equalization act," (MCL 205.171 to 205.191) by adding section 10.

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

Rep. Jackson introduced

House Bill No. 5393, entitled

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

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

Rep. Jackson introduced

House Bill No. 5394, entitled

A bill to make, supplement, and adjust appropriations for various state departments and agencies for the fiscal year ending September 30, 2010; and to provide for the expenditure of the appropriations.

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

Rep. Jackson introduced

House Bill No. 5395, entitled

A bill to make, supplement, and adjust appropriations for various state departments and agencies for the fiscal year ending September 30, 2010; and to provide for the expenditure of the appropriations.

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

Rep. Jackson introduced

House Bill No. 5396, entitled

A bill to make, supplement, and adjust appropriations for various state departments and agencies for the fiscal year ending September 30, 2010; and to provide for the expenditure of the appropriations.

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

Rep. Jackson introduced

House Bill No. 5397, entitled

A bill to amend 1979 PA 94, entitled "The state school aid act of 1979," by amending sections 11 and 17b (MCL 388.1611 and 388.1617b), section 11 as amended by 2009 PA 73 and section 17b as amended by 2007 PA 137.

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

Rep. Cushingberry introduced

House Bill No. 5398, entitled

A bill to amend 1941 PA 122, entitled "An act to establish the revenue collection duties of the department of treasury; to prescribe its powers and duties as the revenue collection agency of this state; to prescribe certain powers and duties of the state treasurer; to establish the collection duties of certain other state departments for money or accounts owed to this state; to regulate the importation, stamping, and disposition of certain tobacco products; to provide for the transfer of powers and duties now vested in certain other state boards, commissions, departments, and offices; to prescribe certain duties of and require certain reports from the department of treasury; to provide procedures for the payment, administration, audit, assessment, levy of interests or penalties on, and appeals of taxes and tax liability; to prescribe its powers and duties if an agreement to act as agent for a city to administer, collect, and enforce the city income tax act on behalf of a city is entered into with any city; to provide an appropriation; to abolish the state board of tax administration; to prescribe penalties and provide remedies; and to declare the effect of this act," by amending section 28 (MCL 205.28), as amended by 2003 PA 114, and by adding section 3b.

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

Rep. Cushingberry introduced
House Bill No. 5399, entitled

A bill to amend 1979 PA 94, entitled "The state school aid act of 1979," by amending sections 11 and 17b (MCL 388.1611 and 388.1617b), section 11 as amended by 2009 PA 73 and section 17b as amended by 2007 PA 137.

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

Rep. Cushingberry introduced
House Bill No. 5400, entitled

A bill to amend 1979 PA 94, entitled "The state school aid act of 1979," by amending sections 11 and 17b (MCL 388.1611 and 388.1617b), section 11 as amended by 2009 PA 73 and section 17b as amended by 2007 PA 137.

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

Rep. Cushingberry introduced
House Bill No. 5401, entitled

A bill to make, supplement, and adjust appropriations for various state departments and agencies for an interim period in the fiscal year ending September 30, 2010; and to provide for the expenditure of the appropriations.

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

Rep. Cushingberry introduced
House Bill No. 5402, entitled

A bill to make, supplement, and adjust appropriations for various state departments and agencies for an interim period in the fiscal year ending September 30, 2010; and to provide for the expenditure of the appropriations.

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

Rep. Cushingberry introduced
House Bill No. 5403, entitled

A bill to make, supplement, and adjust appropriations for various state departments and agencies for the fiscal year ending September 30, 2010; and to provide for the expenditure of the appropriations.

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

Rep. Cushingberry introduced
House Bill No. 5404, entitled

A bill to make, supplement, and adjust appropriations for various state departments and agencies for the fiscal year ending September 30, 2010; and to provide for the expenditure of the appropriations.

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

Rep. Cushingberry introduced
House Bill No. 5405, entitled

A bill to make, supplement, and adjust appropriations for various state departments and agencies for the fiscal year ending September 30, 2010; and to provide for the expenditure of the appropriations.

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

Rep. Cushingberry introduced
House Bill No. 5406, entitled

A bill to make, supplement, and adjust appropriations for various state departments and agencies for the fiscal year ending September 30, 2010; and to provide for the expenditure of the appropriations.

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

Rep. Cushingberry introduced
House Bill No. 5407, entitled

A bill to make, supplement, and adjust appropriations for various state departments and agencies for the fiscal year ending September 30, 2010; and to provide for the expenditure of the appropriations.

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

Rep. Cushingberry introduced

House Bill No. 5408, entitled

A bill to make, supplement, and adjust appropriations for various state departments and agencies for the fiscal year ending September 30, 2010; and to provide for the expenditure of the appropriations.

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

Rep. Cushingberry introduced

House Bill No. 5409, entitled

A bill to make, supplement, and adjust appropriations for various state departments and agencies for the fiscal year ending September 30, 2010; and to provide for the expenditure of the appropriations.

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

Reps. Angerer and Slavens introduced

House Bill No. 5410, entitled

A bill to amend 1978 PA 368, entitled "Public health code," by amending section 7333 (MCL 333.7333), as amended by 2006 PA 451.

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

Reps. Agema, Genetski, Rick Jones, Walsh, Kurtz, McMillin, Elsenheimer, Marleau, Calley, Meekhof, Pearce, Knollenberg, DeShazor, Hansen, Lund, Denby, Moss, Opsommer, Haveman, Tyler, Pavlov, Daley, Crawford, Moore, Lori, Stamas and Proos introduced

House Bill No. 5411, entitled

A bill to amend 1978 PA 368, entitled "Public health code," by amending sections 17015 and 17515 (MCL 333.17015 and 333.17515), section 17015 as amended by 2006 PA 77 and section 17515 as added by 1993 PA 133, and by adding section 17015a.

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

Reps. Geiss, Switalski, Tlaib, Durhal, Roberts, Robert Jones, Liss, Kennedy, Nathan and Jackson introduced

House Bill No. 5412, entitled

A bill to amend 2003 PA 215, entitled "Credit union act," (MCL 490.101 to 490.601) by adding sections 388, 389, and 390.

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

Reps. Tlaib, Switalski, Geiss, Durhal, Roberts, Robert Jones, Liss, Kennedy, Nathan and Jackson introduced

House Bill No. 5413, entitled

A bill to amend 1999 PA 276, entitled "Banking code of 1999," (MCL 487.11101 to 487.15105) by adding sections 3914, 3915, and 3916.

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

Reps. DeShazor, Tlaib, Opsommer, Kurtz, Rocca, Moore, Robert Jones, Geiss, Roberts, Kennedy, Nathan and Jackson introduced

House Bill No. 5414, entitled

A bill to amend 1980 PA 307, entitled "Savings and loan act of 1980," (MCL 491.102 to 491.1202) by adding sections 1136, 1137, and 1138.

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

Reps. Switalski, Geiss, Tlaib, Durhal, Roberts, Robert Jones, Liss, Kennedy, Nathan and Jackson introduced

House Bill No. 5415, entitled

A bill to amend 1996 PA 354, entitled "Savings bank act," (MCL 487.3101 to 487.3804) by adding sections 515, 516, and 517.

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

Reps. Lori, Lund, Kurtz, Calley, Opsommer, Pavlov, Daley, Proos, Tyler, Horn, Crawford, Caul, Booher, McMillin, Green, Agema, Marleau, Pearce, Paul Scott, DeShazor, Stamas, Lahti, McDowell, Sheltroun, LeBlanc, Mayes, Terry Brown and Polidori introduced

House Bill No. 5416, entitled

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending section 43526 (MCL 324.43526), as amended by 1996 PA 585.

The bill was read a first time by its title and referred to the Committee on Tourism, Outdoor Recreation and Natural Resources.

Rep. Smith introduced

House Bill No. 5417, entitled

A bill to amend 1937 PA 94, entitled "Use tax act," by amending section 9a (MCL 205.99a), as amended by 2007 PA 104.

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

Rep. Smith introduced

House Bill No. 5418, entitled

A bill to amend 1933 PA 167, entitled "General sales tax act," by amending section 4i (MCL 205.54i), as amended by 2007 PA 105.

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

Rep. Meadows introduced

House Bill No. 5419, entitled

A bill to amend 1937 PA 94, entitled "Use tax act," by amending section 3a (MCL 205.93a), as amended by 2008 PA 439.

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

Rep. Meadows introduced

House Bill No. 5420, entitled

A bill to amend 1967 PA 281, entitled "Income tax act of 1967," by amending section 30 (MCL 206.30), as amended by 2007 PA 154.

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

Rep. Meadows introduced

House Bill No. 5421, entitled

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

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

Rep. Meadows introduced

House Bill No. 5422, entitled

A bill to amend 1937 PA 94, entitled "Use tax act," by amending section 4f (MCL 205.94f), as amended by 2004 PA 172.

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

Rep. Haveman moved that the House adjourn.
The motion prevailed, the time being 5:00 p.m.

The Speaker Pro Tempore declared the House adjourned until Tuesday, September 22, at 10:00 a.m.