

No. 18  
STATE OF MICHIGAN  
JOURNAL  
OF THE  
**House of Representatives**  
94th Legislature  
REGULAR SESSION OF 2008

---

---

House Chamber, Lansing, Tuesday, February 26, 2008.

1:30 p.m.

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

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

Accavitti—present	Dillon—present	Lahti—present	Pearce—present
Acciavatti—excused	Donigan—present	LaJoy—present	Polidori—present
Agema—present	Ebli—present	Law, David—present	Proos—present
Amos—present	Elsenheimer—present	Law, Kathleen—excused	Robertson—present
Angerer—present	Emmons—present	LeBlanc—present	Rocca—present
Ball—present	Espinoza—present	Leland—present	Sak—present
Bauer—present	Farrah—present	Lemmons—present	Schuitmaker—present
Bennett—present	Gaffney—present	Lindberg—present	Scott—present
Bieda—present	Garfield—present	Marleau—present	Shaffer—present
Booher—present	Gillard—present	Mayes—present	Sheen—present
Brandenburg—excused	Gonzales—present	McDowell—present	Sheltrown—present
Brown—present	Green—present	Meadows—present	Simpson—present
Byrnes—present	Griffin—present	Meekhof—present	Smith, Alma—present
Byrum—present	Hammel—present	Meisner—present	Smith, Virgil—present
Calley—present	Hammon—present	Melton—present	Spade—present
Casperson—present	Hansen—present	Meltzer—present	Stahl—present
Caswell—present	Hildenbrand—present	Miller—present	Stakoe—excused
Caul—present	Hood—present	Moolenaar—present	Steil—present
Cheeks—present	Hoogendyk—present	Moore—present	Tobocman—present
Clack—present	Hopgood—present	Moss—present	Vagnozzi—present
Clemente—present	Horn—present	Nitz—present	Valentine—present
Condino—present	Huizenga—present	Nofs—present	Walker—present
Constan—present	Hune—present	Opsommer—present	Ward—present
Corriveau—present	Jackson—present	Palmer—present	Warren—present
Coulouris—present	Johnson—present	Palsrok—present	Wenke—present
Cushingberry—present	Jones, Rick—present	Pastor—present	Wojno—present
Dean—present	Jones, Robert—present	Pavlov—present	Young—present
DeRoche—present	Knollenberg—present		

e/d/s = entered during session

Rep. John Proos, from the 79th District, offered the following invocation:

“Heavenly Father, it is with humble and contrite hearts that we stand before You today in Thanksgiving for the many blessings that You have bestowed upon each of us. We are grateful for the love of family, the tenderness of friendship and the breath of life that gives us the opportunity to grow in Your grace each and every day.

Father, You remind us though of our responsibility to care for those in need. Those that do not have the love of family, those who are not aware of Your grace and we are asked to stand as witnesses to Your divine love and inspiration. Give each of us the strength to bring those who bear this burden of uncertainty and fear into the light of Your loving presence.

We ask that You keep the men and women of our Armed Forces serving bravely throughout the world in Your care and grant us the discernment to make decisions that are pleasing to You.

In Your Heavenly Name, We Pray,  
Amen.”

The Speaker Pro Tempore assumed the Chair.

Rep. Booher moved that Reps. Acciavatti, Brandenburg and Stakoe be excused from today’s session.  
The motion prevailed.

Rep. Tobocman moved that Rep. Kathleen Law be excused from today’s session.  
The motion prevailed.

### Motions and Resolutions

Reps. Nitz, Booher, Brown, Garfield, Hammon, Hansen, Rick Jones, Leland, Lemmons, Marleau, Pastor, Polidori, Proos, Sak, Sheltroun, Stahl, Vagnozzi and Valentine offered the following resolution:

#### **House Resolution No. 284.**

A resolution to urge the Congress of the United States to appoint an independent counsel to investigate the Prisoner of War - Missing in Action issue.

Whereas, The Prisoner of War - Missing in Action (POW/MIA) issue has been a national dilemma since the end of World War II; and

Whereas, There is a strong need for an independent investigation into all unresolved matters relating to any United States personnel unaccounted for from the Vietnam War, the Korean conflict, World War II, Cold War missions, or Gulf War, including MIAs and POWs; and

Whereas, It is the responsibility and the duty of the United States government to bring home Americans missing in action from the Vietnam War, the Cold War, the Korean War, World War II, and Desert Storm; and

Whereas, As of July 2005, the Government Accountability Office listed 88,115 service men and women unaccounted for from World War II, Korean/Cold War conflicts, Vietnam War, Gulf War, and other current conflicts; and

Whereas, American POWs and their missing comrades have demonstrated the true spirit of our nation and should never be forgotten; and

Whereas, The families of these inspiring Americans deserve to know what truly happened to their loved ones; and

Whereas, Americans from every generation have answered the call to duty with dedication and valor; these brave Americans deserve the respect and gratitude of our nation and all efforts should be made to resolve the Prisoner of War - Missing in Action issue in their honor; now, therefore, be it

Resolved by the House of Representatives, That we urge the Congress of the United States to appoint an independent counsel to investigate the Prisoner of War - Missing in Action issue; and be it further

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

The resolution was referred to the Committee on Military and Veterans Affairs and Homeland Security.

### Announcement by the Clerk of Printing and Enrollment

The Clerk announced that the following bills had been printed and placed upon the files of the members on Friday, February 22:

**House Bill Nos. 5778 5779 5780 5781 5782 5783 5784 5785 5786 5787 5788 5789 5790 5791 5792**

The Clerk announced the enrollment printing and presentation to the Governor on Friday, February 22, for her approval of the following bills:

**Enrolled House Bill No. 4684 at 9:38 a.m.**

**Enrolled House Bill No. 5032 at 9:40 a.m.**

**Enrolled House Bill No. 5034 at 9:42 a.m.**

**Enrolled House Bill No. 5035 at 9:44 a.m.**

The Clerk announced the enrollment printing and presentation to the Governor on Tuesday, February 26, for her approval of the following bill:

**Enrolled House Bill No. 5021 at 11:53 a.m.**

The Clerk announced that the following Senate bills had been received on Tuesday, February 26:

**Senate Bill Nos. 150 652 836**

### Reports of Standing Committees

The Committee on Education, by Rep. Melton, Chair, reported

**House Bill No. 4886, entitled**

A bill to amend 1976 PA 451, entitled "The revised school code," (MCL 380.1 to 380.1852) by adding section 1164.

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

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

### Favorable Roll Call

To Report Out:

Yeas: Reps. Melton, Valentine, Angerer, Brown, Byrum, Clack, Corriveau, Dean, Hopgood, Lindberg, Meisner, Miller, Polidori, Moolenaar, Emmons, Steil, Pearce, Schuitmaker, Knollenberg and Opsommer

Nays: None

The Committee on Education, by Rep. Melton, Chair, reported

**House Bill No. 4902, entitled**

A bill to amend 1976 PA 451, entitled "The revised school code," (MCL 380.1 to 380.1852) by adding section 1164b.

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

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

### Favorable Roll Call

To Report Out:

Yeas: Reps. Melton, Valentine, Angerer, Brown, Byrum, Clack, Corriveau, Dean, Hopgood, Lindberg, Meisner, Miller, Polidori, Moolenaar, Emmons, Steil, Pearce, Schuitmaker, Knollenberg and Opsommer

Nays: None

### COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Tuesday, February 26, 2008

Present: Reps. Melton, Valentine, Angerer, Brown, Byrum, Clack, Corriveau, Dean, Hopgood, Lindberg, Meisner, Miller, Polidori, Moolenaar, Emmons, Hoogendyk, Steil, Pearce, Schuitmaker, Knollenberg and Opsommer

Absent: Reps. Scott and Hildenbrand

Excused: Reps. Scott and Hildenbrand

The Committee on Senior Health, Security, and Retirement, by Rep. Robert Jones, Chair, reported  
**House Bill No. 5727, entitled**

A bill to amend 1998 PA 386, entitled "Estates and protected individuals code," by amending sections 2802, 2803, and 2804 (MCL 700.2802, 700.2803, and 700.2804).

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

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

#### Favorable Roll Call

To Report Out:

Yeas: Reps. Robert Jones, Constan, Hopgood, Lemmons, Warren, Ball, Green and Stahl

Nays: None

#### COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Robert Jones, Chair, of the Committee on Senior Health, Security, and Retirement, was received and read:

Meeting held on: Tuesday, February 26, 2008

Present: Reps. Robert Jones, Constan, Hopgood, Lemmons, Warren, Ball, Green and Stahl

Absent: Rep. Sheen

Excused: Rep. Sheen

#### COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Tuesday, February 26, 2008

Present: Reps. Miller, Meadows, Bieda, Constan, Hopgood, Lindberg, Wenke, LaJoy, Steil and Rick Jones

Absent: Rep. Farrah

Excused: Rep. Farrah

#### COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Tuesday, February 26, 2008

Present: Reps. Meisner, Robert Jones, Byrum, Clemente, Coulouris, Dean, Griffin, Johnson, Sheltroun, Simpson, Valentine, Hildenbrand, Huizenga, Palsrok, Rick Jones, Knollenberg and Meltzer

Absent: Reps. Accavitti and Stakoe

Excused: Reps. Accavitti and Stakoe

#### COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Sheltroun, Chair, of the Committee on Tourism, Outdoor Recreation and Natural Resources, was received and read:

Meeting held on: Tuesday, February 26, 2008

Present: Reps. Sheltroun, Ebli, Brown, Hammon, Lindberg, Simpson, Casperson, Walker and Horn

Absent: Reps. Kathleen Law and Stakoe

Excused: Reps. Kathleen Law and Stakoe

#### Messages from the Senate

**Senate Bill No. 150, entitled**

A bill to amend 1967 PA 281, entitled "Income tax act of 1967," by amending section 261 (MCL 206.261), as amended by 2007 PA 94.

The Senate has passed the bill.

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

**Senate Bill No. 652, entitled**

A bill to amend 1967 PA 281, entitled "Income tax act of 1967," by amending sections 260, 261, and 269 (MCL 206.260, 206.261, and 206.269), section 260 as amended by 1996 PA 484, section 261 as amended by 2007 PA 94, and section 269 as added by 2004 PA 313.

The Senate has passed the bill.

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

**Senate Bill No. 836, entitled**

A bill to amend 1979 PA 94, entitled "The state school aid act of 1979," by amending section 166b (MCL 388.1766b), as amended by 1999 PA 119.

The Senate has passed the bill.

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

**Explanation of "No" Votes**

Rep. Palmer, having reserved the right to explain his protest against the passage of **House Bill No. 4675**, made the following statement:

"Mr. Speaker and members of the House:

I am voting no on this bill due to the maneuvers the majority party in this chamber have taken to deny a vote on my Amendment No. 1.

Amendment No. 1 tie bars SB 776, the Senate version of my 4613, the Partial Birth Abortion Ban Act, which remains in the House Judiciary Committee as it has since introduction in April of last year.

Just prior to my introduction of the Partial Birth Abortion Ban Act, the recent United States Supreme Court issued a decision that upheld the nationwide ban on partial-birth abortion, which led me to introduce a state version of the same ban. These bills mirror the Federal Partial Birth Abortion Ban Act to ban procedures that involve partially removing a fetus intact from a woman's uterus, then collapsing its skull to abort the child.

Contrary to some perceptions, a Michigan law is necessary to enforce this ban in our own state. The present Federal law can only be enforced on federal property, and with regard to interstate issues.

This procedure is at best barbaric, and at worst infanticide. How many infant lives have been lost to partial birth procedures, even since April of 2007? Even one is too many, and a gruesome tragedy.

The children of Michigan deserve to have a vote on these bills."

**Communications from State Officers**

The following communication from the Secretary of State was received and read:

Notice of Filing  
Administrative Rules

February 19, 2008

In accordance with the provisions of Section 46(1) of Act 306, Public Acts of 1969, as amended, and Executive Order 1995-6 this is to advise you that the Michigan Department of Labor & Economic Growth, State Office of Administrative Hearings and Rules filed at 11:50 a.m. this date, administrative rule (08-02-01) for the Department of Labor and Economic Growth entitled "*Professional Engineers*". These rules become effective immediately upon filing with the Secretary of State unless adopted under sections 33, 44, or 45a(6) of 1969 PA 306. Rules adopted under these sections become effective 7 days after filing with the Secretary of State.

Sincerely,  
Terri Lynn Land  
Secretary of State  
Robin Houston, Office Supervisor  
Office of the Great Seal

The communication was referred to the Clerk.

### Introduction of Bills

Rep. LeBlanc introduced

**House Bill No. 5793, entitled**

A bill to amend 1933 PA 167, entitled "General sales tax act," (MCL 205.51 to 205.78) by adding section 4ff. The bill was read a first time by its title and referred to the Committee on Tax Policy.

Rep. LeBlanc introduced

**House Bill No. 5794, entitled**

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending section 658 (MCL 257.658), as amended by 2002 PA 494.

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

Rep. LeBlanc introduced

**House Bill No. 5795, entitled**

A bill to amend 1954 PA 116, entitled "Michigan election law," by amending sections 758, 759, and 759b (MCL 168.758, 168.759, and 168.759b), section 758 as amended by 1996 PA 207 and section 759 as amended by 1995 PA 261.

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

Rep. LeBlanc introduced

**House Bill No. 5796, entitled**

A bill to amend 1961 PA 236, entitled "Revised judicature act of 1961," (MCL 600.101 to 600.9947) by adding section 2170.

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

Rep. Byrnes introduced

**House Bill No. 5797, entitled**

A bill to amend 2007 PA 36, entitled "Michigan business tax act," by amending sections 111 and 281 (MCL 208.1111 and 208.1281), section 111 as amended by 2007 PA 207 and section 281 as added by 2007 PA 145.

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

Reps. Young and Accavitti introduced

**House Bill No. 5798, entitled**

A bill to amend 1939 PA 3, entitled "An act to provide for the regulation and control of public and certain private utilities and other services affected with a public interest within this state; to provide for alternative energy suppliers; to provide for licensing; to include municipally owned utilities and other providers of energy under certain provisions of this act; to create a public service commission and to prescribe and define its powers and duties; to abolish the Michigan public utilities commission and to confer the powers and duties vested by law on the public service commission; to provide for the continuance, transfer, and completion of certain matters and proceedings; to abolish automatic adjustment clauses; to prohibit certain rate increases without notice and hearing; to qualify residential energy conservation programs permitted under state law for certain federal exemption; to create a fund; to provide for a restructuring of the manner in which energy is provided in this state; to encourage the utilization of resource recovery facilities; to prohibit certain acts and practices of providers of energy; to allow for the securitization of stranded costs; to reduce rates; to provide for appeals; to provide appropriations; to declare the effect and purpose of this act; to prescribe remedies and penalties; and to repeal acts and parts of acts," (MCL 460.1 to 460.10cc) by adding section 6r.

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

Reps. Gillard, Condino, Tobocman, Bieda, Coulouris, Constan, Meadows, Byrnes, Byrum, Simpson, Sak, Sheltroun, Gaffney, Miller, Warren and Dean introduced

**House Bill No. 5799, entitled**

A bill to amend 1976 PA 388, entitled "Michigan campaign finance act," by amending sections 3, 5, 7, 10, and 11 (MCL 169.203, 169.205, 169.207, 169.210, and 169.211), section 3 as amended by 1989 PA 95, section 5 as amended by 1999 PA 237, section 7 as amended by 2001 PA 250, and section 11 as amended by 1996 PA 590, and by adding sections 91, 92, 93, 94, 95, 96, 97, 98, 99, 100, 101, 103, 105, 107, 108, and 109.

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

Rep. Calley introduced

**House Bill No. 5800, entitled**

A bill to amend 1961 PA 236, entitled "Revised judicature act of 1961," by amending section 2913 (MCL 600.2913). The bill was read a first time by its title and referred to the Committee on Judiciary.

Rep. Moolenaar introduced

**House Bill No. 5801, entitled**

A bill to amend 1893 PA 206, entitled "The general property tax act," (211.1 to 211.155) by adding section 7nn. The bill was read a first time by its title and referred to the Committee on Tax Policy.

Rep. Moolenaar introduced

**House Bill No. 5802, entitled**

A bill to amend 1893 PA 206, entitled "The general property tax act," by amending section 34d (MCL 211.34d), as amended by 2005 PA 12.

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

Rep. Hood introduced

**House Bill No. 5803, entitled**

A bill to provide for a capital outlay program; to set forth the provisions for its implementation within the budgetary process; to make appropriations for planning and construction at state institutions and the acquisition of land; to provide for the elimination of fire hazards at the institutions; to provide for certain special maintenance, remodeling, alteration, renovation, or demolition of and additions to projects at state institutions; to provide for elimination of occupational safety and health hazards at state agencies and institutions; to provide for the award of contracts; to provide for expenditures under the supervision of the director of the department of management and budget and the state administrative board; to provide for certain advances from the general fund; to prescribe powers and duties of certain state officers and agencies; to require certain reports, plans, and agreements; to provide for leases; to prescribe standards and conditions relating to the appropriations; to make appropriations for the fiscal year ending September 30, 2009; 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. Vagnozzi introduced

**House Bill No. 5804, entitled**

A bill to make appropriations for the department of history, arts and libraries for the fiscal year ending September 30, 2009; to provide for the expenditure of those appropriations; to provide for the disposition of fees and other income received by the state agencies; to create funds; to provide for the disbursement of certain grants; to provide for reports; and to prescribe powers and duties of certain state departments and certain state and local agencies and officers.

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

Rep. Lahti introduced

**House Bill No. 5805, entitled**

A bill to make appropriations for the department of natural resources for the fiscal year ending September 30, 2009 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 bill was read a first time by its title and referred to the Committee on Appropriations.

Rep. Bennett introduced

**House Bill No. 5806, entitled**

A bill to make appropriations for the department of environmental quality for the fiscal year ending September 30, 2009 to provide for the expenditure of those appropriations; to create certain funds and accounts; to require certain reports; to prescribe the 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 bill was read a first time by its title and referred to the Committee on Appropriations.



Rep. Espinoza introduced

**House Bill No. 5807, entitled**

A bill to make appropriations for the department of agriculture for the fiscal year ending September 30, 2009; to provide for the expenditure of the appropriations; to create funds; to provide for the imposition of fees; to require reports, audits, and plans; to authorize certain transfers by certain state agencies; and to provide for the disposition of fees and other income received by certain state agencies.

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

Rep. Gonzales introduced

**House Bill No. 5808, entitled**

A bill to make appropriations for the state transportation department and certain transportation purposes for the fiscal year ending September 30, 2009; to provide for the imposition of fees; to provide for reports; to create certain funds and programs; to prescribe requirements for certain railroad and bus facilities; to prescribe certain powers and duties of certain state departments and officials and local units of government; 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. Hammel introduced

**House Bill No. 5809, entitled**

A bill to make appropriations for the department of labor and economic growth and certain other state purposes for the fiscal year ending September 30, 2009; to provide for the expenditure of those appropriations; to provide for the imposition of certain fees; to provide for the disposition of fees and other income received by the state agencies; to provide for reports to certain persons; and to prescribe powers and duties of certain state departments and certain state and local agencies and officers.

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

Rep. Gillard introduced

**House Bill No. 5810, entitled**

A bill to make appropriations for the judicial branch for the fiscal year ending September 30, 2009; to provide for the expenditure of these appropriations; to place certain restrictions on the expenditure of these appropriations; to prescribe the powers and duties of certain officials and employees; to require certain reports; and to provide for the disposition of fees and other income received by the judicial branch.

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

Rep. LeBlanc introduced

**House Bill No. 5811, entitled**

A bill to make appropriations for the department of state police and certain other state purposes for the fiscal year ending September 30, 2009; 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 first time by its title and referred to the Committee on Appropriations.

Rep. LeBlanc introduced

**House Bill No. 5812, entitled**

A bill to make appropriations for the department of military and veterans affairs for the fiscal year ending September 30, 2009; to provide for the expenditure of the appropriations; to provide for certain powers and duties of the department of military and veterans affairs, other state agencies, and local units of government related to the appropriations; and to provide for the preparation of certain reports related to the appropriations.

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

Rep. Alma Smith introduced

**House Bill No. 5813, 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, 2009; 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 bill was read a first time by its title and referred to the Committee on Appropriations.

Rep. Spade introduced

**House Bill No. 5814, entitled**

A bill to make appropriations for the department of human services and certain state purposes related to public welfare services for the fiscal year ending September 30, 2009 to provide for the expenditure of the appropriations; to create funds; to provide for the imposition of fees; to provide for reports; to provide for the disposition of fees and other income received by the state agency; and to provide for the powers and duties of certain individuals, local governments, and state departments, agencies, and officers.

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

Rep. McDowell introduced

**House Bill No. 5815, 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, 2009; 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 bill was read a first time by its title and referred to the Committee on Appropriations.

Rep. Cheeks introduced

**House Bill No. 5816, entitled**

A bill to make, appropriations for the departments of attorney general, civil rights, information technology, management and budget, state, and treasury, the executive office, and the legislative branch for the fiscal year ending September 30, 2009; to provide for the expenditure of these appropriations; to provide for the funding of certain work projects; to provide for the imposition of certain fees; to establish or continue certain funds, programs, and categories; to transfer certain funds; to prescribe certain requirements for bidding on state contracts; to provide for disposition of year-end balances; to prescribe the powers and duties of certain principal executive departments and state agencies, officials, and employees; and to provide for the disposition of fees and other income received by the various principal executive departments and state agencies.

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

Rep. Sak introduced

**House Bill No. 5817, entitled**

A bill to make appropriations for community colleges and certain state purposes related to education for the fiscal year ending September 30, 2009; 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 bill was read a first time by its title and referred to the Committee on Appropriations.

Rep. Gillard introduced

**House Bill No. 5818, entitled**

A bill to make appropriations for the department of education and certain other purposes relating to education for the fiscal year ending September 30, 2009; to provide for the expenditure of the appropriations; to prescribe the powers and duties of certain state departments, school districts, and other governmental bodies; and to provide for the disposition of fees and other income received by certain legal entities and state agencies.

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

Rep. Byrnes introduced

**House Bill No. 5819, 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, 2009; 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 bill was read a first time by its title and referred to the Committee on Appropriations.

Rep. Gillard introduced

**House Bill No. 5820, entitled**

A bill to amend 1979 PA 94, entitled "The state school aid act of 1979," by amending sections 3, 4, 6, 11, 11a, 11g, 11j, 11k, 11m, 15, 18b, 19, 20, 20d, 20j, 22a, 22b, 22d, 24, 24a, 24c, 26a, 26b, 29, 31a, 31d, 31f, 32b, 32c, 32d, 32j, 32l, 37, 38, 39, 39a, 41, 51a, 51c, 51d, 53a, 54, 54a, 56, 57, 61a, 62, 64, 65, 74, 81, 94a, 98, 99, 99e, 104, 105, 105c, 107, 147, 151, and 164c (MCL 388.1603, 388.1604, 388.1606, 388.1611, 388.1611a, 388.1611g, 388.1611j, 388.1611k, 388.1611m, 388.1615, 388.1618b, 388.1619, 388.1620, 388.1620d, 388.1620j, 388.1622a, 388.1622b, 388.1622d, 388.1624, 388.1624a, 388.1624c, 388.1626a, 388.1626b, 388.1629, 388.1631a, 388.1631d, 388.1631f, 388.1632b, 388.1632c, 388.1632d, 388.1632j, 388.1632l, 388.1637, 388.1638, 388.1639, 388.1639a, 388.1641, 388.1651a, 388.1651c, 388.1651d, 388.1653a, 388.1654, 388.1654a, 388.1656, 388.1657, 388.1661a, 388.1662, 388.1664, 388.1665, 388.1674, 388.1681, 388.1694a, 388.1698, 388.1699, 388.1699e, 388.1704, 388.1705, 388.1705c, 388.1707, 388.1747, 388.1751, and 388.1764c), sections 3, 6, 11, 11a, 11g, 11j, 11k, 11m, 15, 19, 20, 20j, 22a, 22b, 22d, 24, 24a, 24c, 26a, 26b, 29, 31a, 31d, 31f, 32b, 32c, 32d, 32j, 32l, 37, 39, 39a, 41, 51a, 51c, 51d, 53a, 54, 54a, 56, 57, 61a, 62, 64, 65, 74, 81, 94a, 98, 99, 99e, 104, 107, and 151 as amended by 2007 PA 137, sections 4 and 164c as amended by 2005 PA 155, section 18b as amended by 2000 PA 297, section 20d as amended by 1997 PA 93, section 38 as amended by 2003 PA 158, sections 105 and 105c as amended by 2006 PA 342, and section 147 as amended by 2007 PA 92; and by adding sections 11n, 20h, 32e, 32h and 99h; and to repeal acts and parts of acts.

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

By unanimous consent the House returned to the order of

**Messages from the Senate**

The Speaker laid before the House

**House Bill No. 4650, entitled**

A bill to revise the standards under which courts of this state recognize foreign money judgments; to establish procedures for the recognition of foreign money judgments; to limit the time within which an action to enforce a foreign money judgment may be commenced; to make uniform the law relating to the enforcement of foreign money judgments; and to repeal acts and parts of acts.

(The bill was received from the Senate on February 14, with substitute (S-1), consideration of which, under the rules, was postponed until February 19, see House Journal No. 14, p. 221.)

The question being on concurring in the substitute (S-1) made to the bill by the Senate,

Rep. Condino moved to amend the Senate substitute (S-1) as follows:

1. Amend page 2, line 10, after "means" by striking out "a" and inserting "**THE**".

The motion prevailed and the amendment was adopted, a majority of the members serving voting therefor.

The question being on concurring in the substitute (S-1) made to the bill by the Senate,

The substitute (S-1), as amended, was concurred in, a majority of the members serving voting therefor, by yeas and nays, as follows:

**Roll Call No. 92**

**Yeas—106**

Accavitti	Donigan	Lahti	Pearce
Agema	Ebli	LaJoy	Polidori
Amos	Elsenheimer	Law, David	Proos
Angerer	Emmons	LeBlanc	Robertson
Ball	Espinoza	Leland	Rocca
Bauer	Farrah	Lemmons	Sak
Bennett	Gaffney	Lindberg	Schuitmaker
Bieda	Garfield	Marleau	Scott
Booher	Gillard	Mayes	Shaffer
Brown	Gonzales	McDowell	Sheen
Byrnes	Green	Meadows	Sheltrown
Byrum	Griffin	Meekhof	Simpson
Calley	Hammel	Meisner	Smith, Alma
Casperson	Hammon	Melton	Smith, Virgil
Caswell	Hansen	Meltzer	Spade

Caul	Hildenbrand	Miller	Stahl
Cheeks	Hood	Moolenaar	Steil
Clack	Hoogendyk	Moore	Tobocman
Clemente	Hopgood	Moss	Vagnozzi
Condino	Horn	Nitz	Valentine
Constan	Huizenga	Nofs	Walker
Corriveau	Hune	Opsommer	Ward
Coulouris	Jackson	Palmer	Warren
Cushingberry	Johnson	Palsrok	Wenke
Dean	Jones, Rick	Pastor	Wojno
DeRoche	Jones, Robert	Pavlov	Young
Dillon	Knollenberg		

### Nays—0

In The Chair: Sak

### Second Reading of Bills

#### Senate Bill No. 206, entitled

A bill to codify the laws regarding and to provide for county, township, city, and village planning; to provide for the creation, organization, powers, and duties of local planning commissions; to provide for the powers and duties of certain state and local governmental officers and agencies; to provide for the regulation and subdivision of land; 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-2) previously recommended by the Committee on Intergovernmental, Urban and Regional Affairs,

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

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

The motion prevailed.

Rep. Tobocman 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. 206, entitled

A bill to codify the laws regarding and to provide for county, township, city, and village planning; to provide for the creation, organization, powers, and duties of local planning commissions; to provide for the powers and duties of certain state and local governmental officers and agencies; to provide for the regulation and subdivision of land; 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. 93

### Yeas—105

Accavitti	Donigan	Lahti	Pearce
Agema	Ebli	LaJoy	Polidori
Amos	Elsenheimer	Law, David	Proos
Angerer	Emmons	LeBlanc	Robertson
Ball	Espinoza	Leland	Rocca
Bauer	Farrah	Lemmons	Sak
Bennett	Gaffney	Lindberg	Schuitmaker
Bieda	Gillard	Marleau	Scott

Booher	Gonzales	Mayes	Shaffer
Brown	Green	McDowell	Sheen
Byrnes	Griffin	Meadows	Sheltrown
Byrum	Hammel	Meekhof	Simpson
Calley	Hammon	Meisner	Smith, Alma
Casperson	Hansen	Melton	Smith, Virgil
Caswell	Hildenbrand	Meltzer	Spade
Caul	Hood	Miller	Stahl
Cheeks	Hoogendyk	Moolenaar	Steil
Clack	Hopgood	Moore	Tobocman
Clemente	Horn	Moss	Vagnozzi
Condino	Huizenga	Nitz	Valentine
Constan	Hune	Nofs	Walker
Corriveau	Jackson	Opsommer	Ward
Coulouris	Johnson	Palmer	Warren
Cushingberry	Jones, Rick	Palsrok	Wenke
Dean	Jones, Robert	Pastor	Wojno
DeRoche	Knollenberg	Pavlov	Young
Dillon			

### Nays—1

Garfield

In The Chair: Sak

The House agreed to the title of the bill.

Rep. Tobocman 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. 4416, entitled

A bill to amend 1980 PA 299, entitled "Occupational code," by amending sections 2501 and 2512 (MCL 339.2501 and 339.2512), section 2501 as amended by 2003 PA 196 and section 2512 as amended by 2002 PA 42, and by adding section 2512d.

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

The substitute (H-2) was not adopted, a majority of the members serving not voting therefor.

Rep. Schuitmaker 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. Farrah moved to amend the bill as follows:

1. Amend page 10, line 7, after "(E)" by striking out "FURNISHING, OR CAUSING TO BE FURNISHED, A COMPLETE AND DETAILED CLOSING STATEMENT SIGNED BY THE BROKER OR ASSOCIATE BROKER SHOWING EACH PARTY ALL OF THE RECEIPTS AND DISBURSEMENTS AFFECTING THAT PARTY." and inserting "FOR A BROKER OR ASSOCIATE BROKER WHO IS INVOLVED AT THE CLOSING OF A REAL ESTATE OR BUSINESS OPPORTUNITY TRANSACTION FURNISHING, OR CAUSING TO BE FURNISHED, TO THE BUYER AND SELLER, A COMPLETE AND DETAILED CLOSING STATEMENT SIGNED BY THE BROKER OR ASSOCIATE BROKER SHOWING EACH PARTY ALL RECEIPTS AND DISBURSEMENTS AFFECTING THAT PARTY."

The motion prevailed and the amendment was adopted, a majority of the members serving voting therefor.

Rep. Schuitmaker moved that the bill be placed on the order of Third Reading of Bills.  
The motion prevailed.

Rep. Tobocman 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. 4416, entitled**

A bill to amend 1980 PA 299, entitled "Occupational code," by amending sections 2501 and 2512 (MCL 339.2501 and 339.2512), section 2501 as amended by 2003 PA 196 and section 2512 as amended by 2002 PA 42, and by adding section 2512d.

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

**Roll Call No. 94**

**Yeas—103**

Accavitti	Donigan	Knollenberg	Polidori
Amos	Ebli	LaJoy	Proos
Angerer	Elsenheimer	Law, David	Robertson
Ball	Emmons	LeBlanc	Rocca
Bauer	Espinoza	Leland	Sak
Bennett	Farrah	Lemmons	Schuitmaker
Bieda	Gaffney	Lindberg	Scott
Booher	Garfield	Marleau	Shaffer
Brown	Gillard	Mayer	Sheen
Byrnes	Gonzales	McDowell	Sheltrown
Byrum	Green	Meadows	Simpson
Calley	Griffin	Meekhof	Smith, Alma
Casperson	Hammel	Meisner	Smith, Virgil
Caswell	Hammon	Melton	Spade
Caul	Hansen	Meltzer	Stahl
Cheeks	Hildenbrand	Miller	Steil
Clack	Hood	Moolenaar	Tobocman
Clemente	Hoogendyk	Moore	Vagnozzi
Condino	Hopgood	Moss	Valentine
Constan	Horn	Nitz	Walker
Corriveau	Huizenga	Nofs	Ward
Coulouris	Hune	Opsommer	Warren
Cushingberry	Jackson	Palsrok	Wenke
Dean	Johnson	Pastor	Wojno
DeRoche	Jones, Rick	Pavlov	Young
Dillon	Jones, Robert	Pearce	

**Nays—3**

Agema	Lahti	Palmer
-------	-------	--------

In The Chair: Sak

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

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:  
 This is another unnecessary law that micro manages realtors.”

### Second Reading of Bills

#### House Bill No. 4417, entitled

A bill to amend 1980 PA 299, entitled “Occupational code,” by amending section 2517 (MCL 339.2517), as amended by 2000 PA 436.

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

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

Rep. Farrah 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. Farrah moved to amend the bill as follows:

1. Amend page 4, line 6, after “(E)” by striking out “**FURNISHING, OR CAUSING TO BE FURNISHED, A COMPLETE AND DETAILED CLOSING STATEMENT SIGNED BY THE BROKER OR ASSOCIATE BROKER SHOWING EACH PARTY ALL OF THE RECEIPTS AND DISBURSEMENTS AFFECTING THAT PARTY.**” and inserting “**FOR A BROKER OR ASSOCIATE BROKER WHO IS INVOLVED AT THE CLOSING OF A REAL ESTATE OR BUSINESS OPPORTUNITY TRANSACTION FURNISHING, OR CAUSING TO BE FURNISHED, TO THE BUYER AND SELLER, A COMPLETE AND DETAILED CLOSING STATEMENT SIGNED BY THE BROKER OR ASSOCIATED BROKER SHOWING EACH PARTY ALL RECEIPTS AND DISBURSEMENTS AFFECTING THAT PARTY.**”

The motion prevailed and the amendment was adopted, a majority of the members serving voting therefor.

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

The motion prevailed.

Rep. Tobocman 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. 4417, entitled

A bill to amend 1980 PA 299, entitled “Occupational code,” by amending section 2517 (MCL 339.2517), as amended by 2000 PA 436.

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

#### Roll Call No. 95

#### Yeas—103

Accavitti	Donigan	Knollenberg	Polidori
Amos	Ebli	LaJoy	Proos
Angerer	Elsenheimer	Law, David	Robertson
Ball	Emmons	LeBlanc	Rocca
Bauer	Espinoza	Leland	Sak
Bennett	Farrah	Lemmons	Schuitmaker
Bieda	Gaffney	Lindberg	Scott
Booher	Garfield	Marleau	Shaffer
Brown	Gillard	Mayer	Sheen
Byrnes	Gonzales	McDowell	Sheltrown
Byrum	Green	Meadows	Simpson
Calley	Griffin	Meekhof	Smith, Alma

Casperson	Hammel	Meisner	Smith, Virgil
Caswell	Hammon	Melton	Spade
Caul	Hansen	Meltzer	Stahl
Cheeks	Hildenbrand	Miller	Steil
Clack	Hood	Moolenaar	Tobocman
Clemente	Hoogendyk	Moore	Vagnozzi
Condino	Hopgood	Moss	Valentine
Constan	Horn	Nitz	Walker
Corriveau	Huizenga	Nofs	Ward
Coulouris	Hune	Opsommer	Warren
Cushingberry	Jackson	Palsrok	Wenke
Dean	Johnson	Pastor	Wojno
DeRoche	Jones, Rick	Pavlov	Young
Dillon	Jones, Robert	Pearce	

### Nays—3

Agema	Lahti	Palmer
-------	-------	--------

In The Chair: Sak

The House agreed to the title of the bill.  
Rep. Tobocman 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. 4774, entitled

A bill to amend 1954 PA 116, entitled “Michigan election law,” by amending sections 509v and 509w (MCL 168.509v and 168.509w), as added by 1994 PA 441.

Was read a second time, and the question being on the adoption of the proposed amendment previously recommended by the Committee on Ethics and Elections (for amendment, see House Journal No. 15, p. 236),

The amendment was adopted, a majority of the members serving voting therefor.

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

The motion prevailed.

Rep. Tobocman 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. 4774, entitled

A bill to amend 1954 PA 116, entitled “Michigan election law,” by amending sections 509v and 509w (MCL 168.509v and 168.509w), as added by 1994 PA 441.

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

### Roll Call No. 96

### Yeas—99

Accavitti	Dillon	Jones, Robert	Pearce
Amos	Donigan	Knollenberg	Polidori



Angerer	Ebli	Lahti	Proos
Ball	Elsenheimer	LaJoy	Robertson
Bauer	Emmons	Law, David	Rocca
Bennett	Espinoza	LeBlanc	Sak
Bieda	Farrah	Leland	Schuitmaker
Booher	Gaffney	Lemmons	Scott
Brown	Gillard	Lindberg	Shaffer
Byrnes	Gonzales	Marleau	Sheltrown
Byrum	Green	Mayes	Simpson
Calley	Griffin	McDowell	Smith, Alma
Casperson	Hammel	Meadows	Smith, Virgil
Caswell	Hammon	Meekhof	Spade
Caul	Hansen	Meisner	Steil
Cheeks	Hildenbrand	Melton	Tobocman
Clack	Hood	Miller	Vagnozzi
Clemente	Hoogendyk	Moolenaar	Valentine
Condino	Hopgood	Moore	Walker
Constan	Horn	Moss	Ward
Corriveau	Huizenga	Nitz	Warren
Coulouris	Hune	Nofs	Wenke
Cushingberry	Jackson	Palsrok	Wojno
Dean	Johnson	Pastor	Young
DeRoche	Jones, Rick	Pavlov	

#### Nays—7

Agema	Meltzer	Palmer	Stahl
Garfield	Opsommer	Sheen	

In The Chair: Sak

The House agreed to the title of the bill.

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

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

Reps. Bennett, Bieda, Brown, Clack, Clemente, Condino, Corriveau, Donigan, Espinoza, Farrah, Gonzales, Griffin, Hammel, Hammon, Hopgood, Robert Jones, Leland, Lemmons, Mayes, Miller, Polidori, Sak, Schuitmaker, Scott, Alma Smith, Spade, Tobocman, Valentine and Ward were named co-sponsors of the bill.

#### Second Reading of Bills

##### House Bill No. 5739, entitled

A bill to amend 1954 PA 116, entitled "Michigan election law," by amending section 509t (MCL 168.509t), as amended by 2004 PA 92.

Was read a second time, and the question being on the adoption of the proposed amendments previously recommended by the Committee on Ethics and Elections (for amendments, see House Journal No. 15, p. 236),

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

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

The motion prevailed.

Rep. Tobocman 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. 5739, entitled**

A bill to amend 1954 PA 116, entitled "Michigan election law," by amending section 509t (MCL 168.509t), as amended by 2004 PA 92.

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

**Roll Call No. 97**

**Yeas—101**

Accavitti	Dillon	Jones, Robert	Pavlov
Agema	Donigan	Knollenberg	Pearce
Amos	Ebli	Lahti	Polidori
Angerer	Elsenheimer	LaJoy	Proos
Ball	Emmons	Law, David	Robertson
Bauer	Espinoza	LeBlanc	Rocca
Bennett	Farrah	Leland	Sak
Bieda	Gaffney	Lemmons	Schuitmaker
Booher	Gillard	Lindberg	Scott
Brown	Gonzales	Marleau	Shaffer
Byrnes	Green	Mayes	Sheltrown
Byrum	Griffin	McDowell	Simpson
Calley	Hammel	Meadows	Smith, Alma
Casperson	Hammon	Meekhof	Smith, Virgil
Caswell	Hansen	Meisner	Spade
Caul	Hildenbrand	Melton	Steil
Cheeks	Hood	Meltzer	Tobocman
Clack	Hoogendyk	Miller	Vagnozzi
Clemente	Hopgood	Moolenaar	Valentine
Condino	Horn	Moore	Walker
Constan	Huizenga	Moss	Ward
Corriveau	Hune	Nitz	Warren
Coulouris	Jackson	Nofs	Wenke
Cushingberry	Johnson	Palsrok	Wojno
Dean	Jones, Rick	Pastor	Young
DeRoche			

**Nays—5**

Garfield	Palmer	Sheen	Stahl
Opsommer			

In The Chair: Sak

The House agreed to the title of the bill.

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

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

Reps. Bauer, Bennett, Bieda, Brown, Clack, Clemente, Condino, Constan, Dean, Espinoza, Gonzales, Griffin, Hammel, Hammon, Hildenbrand, Hopgood, Horn, Robert Jones, LeBlanc, Lindberg, Meadows, Melton, Miller, Moolenaar, Schuitmaker, Scott, Shaffer, Simpson, Alma Smith, Tobocman, Vagnozzi and Valentine were named co-sponsors of the bill.

### Second Reading of Bills

#### House Bill No. 4456, entitled

A bill to amend 1931 PA 328, entitled "The Michigan penal code," (MCL 750.1 to 750.568) by adding section 394b. 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,

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

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

The motion prevailed.

Rep. Tobocman 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. 4456, entitled

A bill to amend 1931 PA 328, entitled "The Michigan penal code," (MCL 750.1 to 750.568) by adding section 394b. Was read a third time and passed, a majority of the members serving voting therefor, by yeas and nays, as follows:

#### Roll Call No. 98

#### Yeas—106

Accavitti	Donigan	Lahti	Pearce
Agema	Ebli	LaJoy	Polidori
Amos	Elsenheimer	Law, David	Proos
Angerer	Emmons	LeBlanc	Robertson
Ball	Espinoza	Leland	Rocca
Bauer	Farrah	Lemmons	Sak
Bennett	Gaffney	Lindberg	Schuitmaker
Bieda	Garfield	Marleau	Scott
Booher	Gillard	Mayes	Shaffer
Brown	Gonzales	McDowell	Sheen
Byrnes	Green	Meadows	Sheltrown
Byrum	Griffin	Meekhof	Simpson
Calley	Hammel	Meisner	Smith, Alma
Casperson	Hammon	Melton	Smith, Virgil
Caswell	Hansen	Meltzer	Spade
Caul	Hildenbrand	Miller	Stahl
Cheeks	Hood	Moolenaar	Steil
Clack	Hoogendyk	Moore	Tobocman
Clemente	Hopgood	Moss	Vagnozzi
Condino	Horn	Nitz	Valentine
Constan	Huizenga	Nofs	Walker
Corriveau	Hune	Opsommer	Ward
Coulouris	Jackson	Palmer	Warren
Cushingberry	Johnson	Palsrok	Wenke
Dean	Jones, Rick	Pastor	Wojno
DeRoche	Jones, Robert	Pavlov	Young
Dillon	Knollenberg		

#### Nays—0

The House agreed to the title of the bill.

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

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

Reps. Brown, Clack, Dillon, Garfield, Gonzales, Hammel, Hammon, Hildenbrand, Hopgood, Robert Jones, David Law, Marleau, Moolenaar, Opsommer, Schuitmaker, Scott, Shaffer, Spade, Stahl, Tobocman and Vagnozzi were named co-sponsors of the bill.

### Second Reading of Bills

#### House Bill No. 5663, entitled

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending section 16s of chapter XVII (MCL 777.16s), as amended by 2005 PA 106.

Was read a second time, and the question being on the adoption of the proposed amendment previously recommended by the Committee on Transportation (for amendment, see House Journal No. 17, p. 291),

The amendment was adopted, a majority of the members serving voting therefor.

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

The motion prevailed.

Rep. Tobocman 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. 5663, entitled

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending section 16s of chapter XVII (MCL 777.16s), as amended by 2005 PA 106.

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

#### Roll Call No. 99

#### Yeas—106

Accavitti	Donigan	Lahti	Pearce
Agema	Ebli	LaJoy	Polidori
Amos	Elsenheimer	Law, David	Proos
Angerer	Emmons	LeBlanc	Robertson
Ball	Espinoza	Leland	Rocca
Bauer	Farrah	Lemmons	Sak
Bennett	Gaffney	Lindberg	Schuitmaker
Bieda	Garfield	Marleau	Scott
Booher	Gillard	Mayer	Shaffer
Brown	Gonzales	McDowell	Sheen
Byrnes	Green	Meadows	Sheltrown
Byrum	Griffin	Meekhof	Simpson
Calley	Hammel	Meisner	Smith, Alma
Casperson	Hammon	Melton	Smith, Virgil
Caswell	Hansen	Meltzer	Spade
Caul	Hildenbrand	Miller	Stahl
Cheeks	Hood	Moolenaar	Steil
Clack	Hoogendyk	Moore	Tobocman
Clemente	Hopgood	Moss	Vagnozzi
Condino	Horn	Nitz	Valentine
Constan	Huizenga	Nofs	Walker
Corriveau	Hune	Opsommer	Ward
Coulouris	Jackson	Palmer	Warren
Cushingberry	Johnson	Palsrok	Wenke

Dean  
DeRoche  
Dillon

Jones, Rick  
Jones, Robert  
Knollenberg

Pastor  
Pavlov

Wojno  
Young

**Nays—0**

In The Chair: Sak

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

### **Second Reading of Bills**

Pending the Second Reading of  
**House Bill No. 5453, entitled**

A bill to amend 1956 PA 218, entitled "The insurance code of 1956," by amending sections 3104 and 3107 (MCL 500.3104 and 500.3107), section 3104 as amended by 2002 PA 662 and section 3107 as amended by 1991 PA 191.

Rep. Tobocman moved that the bill be referred to the Committee on Oversight and Investigations.  
The motion prevailed.

---

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

### **Notices**

I hereby give notice that on the next legislative session day I will move to discharge the Committee on Transportation from further consideration of **Senate Bill No. 654**.

Rep. Hopgood

I hereby give notice that on the next legislative session day I will move to discharge the Committee on Transportation from further consideration of **Senate Bill No. 966**.

Rep. Hopgood

---

Rep. Opsommer moved that the House adjourn.  
The motion prevailed, the time being 4:05 p.m.

The Speaker Pro Tempore declared the House adjourned until Wednesday, February 27, at 1:30 p.m.

RICHARD J. BROWN  
Clerk of the House of Representatives