

No. 5
STATE OF MICHIGAN
JOURNAL
OF THE
House of Representatives
94th Legislature
REGULAR SESSION OF 2008

House Chamber, Lansing, Wednesday, January 23, 2008.

1:30 p.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.

Accavitti—present	Dillon—present	Lahti—present	Pearce—present
Acciavatti—present	Donigan—present	LaJoy—present	Polidori—present
Agema—present	Ebli—present	Law, David—present	Proos—present
Amos—present	Elsenheimer—present	Law, Kathleen—present	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—present	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—excused	Palsrok—present	Wenke—present
Cushingberry—excused	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. Tim Melton, from the 29th District, offered the following invocation:

“Father God, we thank You, we give You glory, we give You honor, we give You praise.

We pray that we lean not to our own understanding and that we continually acknowledge You in all our ways, that You may direct our paths, for we know the steps of good men/women are directed of You.

Thank You for giving us strength, wisdom, understanding, guidance and faith to complete the assignments You have given each and everyone of us. Lord we pray that You bless our families, our community, our schools and this great state that we serve.

For we are blessed coming in and blessed going out, and that we shall prosper and be in good health even as our souls prosper. Lord we thank You for Your presence today for we know in Your presence is the fullness of joy and the joy of the Lord is our strength, and we thank You for the victory in our lives.

In Jesus name! Amen.”

Rep. Booher moved that Rep. Stakoe be excused from today’s session.
The motion prevailed.

Rep. Miller moved that Reps. Cushingberry and Johnson be excused from today’s session.
The motion prevailed.

Second Reading of Bills

House Bill No. 4064, entitled

A bill to establish the state home heating credit fund in the department of treasury; and to provide certain powers and duties of the department of treasury with respect to the home heating credit fund.

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

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

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

The motion prevailed and the substitute (H-4) was adopted, a majority of the members serving voting therefor.

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

The motion prevailed.

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

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

Rep. Hansen moved that Rep. Huizenga be excused temporarily from today’s session.
The motion prevailed.

Rep. Proos moved that Rep. Acciavatti be excused temporarily from today’s session.
The motion prevailed.

By unanimous consent the House returned to the order of

Third Reading of Bills

House Bill No. 4064, entitled

A bill to establish the state home heating credit fund in the department of treasury; and to provide certain powers and duties of the department of treasury with respect to the home heating credit fund.

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

Roll Call No. 6**Yeas—105**

Accavitti	Donigan	LaJoy	Pearce
Agema	Ebli	Law, David	Polidori
Amos	Elsenheimer	Law, Kathleen	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
Brandenburg	Gonzales	McDowell	Sheen
Brown	Green	Meadows	Sheltrown
Byrnes	Griffin	Meekhof	Simpson
Byrum	Hammel	Meisner	Smith, Alma
Calley	Hammon	Melton	Smith, Virgil
Casperson	Hansen	Meltzer	Spade
Caswell	Hildenbrand	Miller	Stahl
Caul	Hood	Moolenaar	Steil
Cheeks	Hoogendyk	Moore	Tobocman
Clack	Hopgood	Moss	Vagnozzi
Clemente	Horn	Nitz	Valentine
Condino	Hune	Nofs	Walker
Constan	Jackson	Opsommer	Ward
Corriveau	Jones, Rick	Palmer	Warren
Coulouris	Jones, Robert	Palsrok	Wenke
Dean	Knollenberg	Pastor	Wojno
DeRoche	Lahti	Pavlov	Young
Dillon			

Nays—0

In The Chair: Sak

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

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

A bill to establish the home heating credit fund in the department of treasury; to provide for the distribution of the money from the fund; to prescribe the powers and duties of certain agencies and officials; and to provide for appropriations.

The motion prevailed.

The House agreed to the title as amended.

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

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

Reps. Agema, Angerer, Ball, Bauer, Bieda, Booher, Brandenburg, Brown, Byrnes, Calley, Casperson, Caswell, Caul, Constan, Corriveau, Ebli, Farrah, Gaffney, Garfield, Gillard, Gonzales, Griffin, Hammel, Hammon, Hansen, Hildenbrand, Hopgood, Horn, Hune, Jackson, Robert Jones, Knollenberg, Lahti, David Law, Kathleen Law, LeBlanc, Lemmons, Lindberg, Marleau, Mayes, Meekhof, Meisner, Melton, Meltzer, Moore, Moss, Nitz, Opsommer, Palmer, Palsrok, Pearce, Polidori, Proos, Rocca, Sak, Schuitmaker, Scott, Sheltrown, Simpson, Alma Smith, Spade, Stahl, Steil, Tobocman, Vagnozzi, Valentine and Wojno were named co-sponsors of the bill.

Second Reading of Bills**House Bill No. 4280, entitled**

A bill to amend 1967 PA 281, entitled "Income tax act of 1967," (MCL 206.1 to 206.532) by adding section 436.

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

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

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

The motion prevailed.

Rep. Angerer 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. 4280, entitled

A bill to amend 1967 PA 281, entitled "Income tax act of 1967," (MCL 206.1 to 206.532) by adding section 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. 7

Yeas—106

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

Nays—0

In The Chair: Sak

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

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

A bill to amend 1967 PA 281, entitled "Income tax act of 1967," by amending section 435 (MCL 206.435), as added by 2007 PA 133.

The motion prevailed.

The House agreed to the title as amended.

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

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

Reps. Acciavatti, Agema, Amos, Angerer, Ball, Bauer, Bieda, Booher, Brandenburg, Brown, Byrnes, Calley, Caswell, Caul, Clack, Clemente, Constan, Corriveau, Dean, Ebli, Emmons, Espinoza, Farrah, Gaffney, Garfield, Gonzales, Griffin, Hammel, Hammon, Hansen, Hildenbrand, Hopgood, Horn, Hune, Jackson, Rick Jones, Robert Jones, Knollenberg, LaJoy, David Law, LeBlanc, Leland, Lemmons, Lindberg, Marleau, Mayes, Meadows, Meekhof, Melton, Meltzer, Moolenaar, Moore, Nitz, Nofs, Opsommer, Palmer, Palsrok, Pearce, Polidori, Proos, Rocca, Sak, Schuitmaker, Scott, Shaffer, Sheltroun, Simpson, Alma Smith, Spade, Stahl, Steil, Tobocman, Vagnozzi, Warren, Wenke and Wojno were named co-sponsors of the bill.

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

The motion prevailed.

By unanimous consent the House returned to the order of

Motions and Resolutions

Reps. Caswell, Shaffer, Stahl, Booher, Sheen, Griffin, Brown, Green, Ball, Bieda, Clack, Dean, Espinoza, Gonzales, Hammel, Hansen, Horn, Rick Jones, LaJoy, LeBlanc, Lemmons, Marleau, Moss, Nitz, Opsommer, Pearce, Proos, Rocca, Sak, Schuitmaker, Sheltroun, Alma Smith, Steil, Vagnozzi, Valentine and Wojno offered the following resolution:

House Resolution No. 254.

A resolution to urge the United States President, Congress, and Environmental Protection Agency to study and fund compact fluorescent lamp recycling and disposal programs to prevent mercury pollution.

Whereas, In December, 2007, the United States President and Congress enacted H.R. 6, the Energy Independence and Security Act of 2007, to reduce the country's energy consumption. Under the law, the use of energy-draining incandescent light bulbs will be phased out beginning in 2012. Incandescent light bulbs, which are the standard in homes throughout the country, require relatively large amounts of electricity to produce light, generate a substantial amount of heat that wastes energy, and require frequent replacement; and

Whereas, Energy-efficient compact fluorescent lamps (CFLs) are the likely replacement for incandescent bulbs. CFLs produce light using one quarter of the energy of an incandescent bulb, while wasting less energy through heat loss. CFLs also last about 5 to 15 times longer than incandescent bulbs. As CFL use increases, the country will save energy and avoid emissions from fossil fuel-fired electric power plants; and

Whereas, The energy savings of CFLs are indisputable. But, CFLs are not environmentally benign. Mercury is an essential component of CFLs and the reason the bulb is an efficient light source. Each CFL contains about 5 milligrams of mercury sealed in the glass tube. The mercury in individual CFLs does not pose a significant health risk; and

Whereas, However, CFLs that are not recycled or properly disposed of will accumulate in landfills throughout the country. Landfills provide optimal conditions for the mercury in mercury-containing products to leech out and potentially contaminate soil and water. Mercury in water bodies poses a health risk to humans and wildlife; and

Whereas, Clearly, The country must reduce its energy consumption. Replacing energy-wasting incandescent bulbs with CFLs is prudent. However, the government must devote adequate resources to develop effective CFL recycling options and disposal methods to prevent the mercury in CFLs from polluting the nation's soil and water; now, therefore, be it

Resolved by the House of Representatives, That we urge the United States President, Congress, and Environmental Protection Agency to study and fund compact fluorescent lamp recycling and disposal programs to prevent mercury pollution; and be it further

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

The resolution was referred to the Committee on Great Lakes and Environment.

Reps. David Law, LaJoy, Brandenburg, Rocca, Amos, Rick Jones, Meltzer, Nitz, Schuitmaker, Moss, Gaffney, Meekhof, Palsrok, Ball, Bieda, Booher, Brown, Calley, Casperson, Constan, Dean, Espinoza, Hammel, Hansen, Horn, LeBlanc, Lemmons, Marleau, Opsommer, Pastor, Pearce, Proos, Sak, Scott, Shaffer, Sheltroun, Stahl, Steil, Vagnozzi, Valentine, Walker and Wojno offered the following resolution:

House Resolution No. 255.

A resolution to encourage the other Great Lakes states and the province of Ontario to enact legislation similar to 2005 PA 33 regulating ballast water discharges into the Great Lakes by oceangoing vessels.

House Joint Resolutions	LL	MM												
Senate Bill Nos.	1020	1021	1022	1023	1024	1025	1026	1027	1028	1029	1030	1031	1032	1033
	1034	1035	1036	1037	1038	1039	1040	1041	1042	1043	1044	1045	1046	1047
	1048	1051	1052	1053	1054	1055	1056							

The Clerk announced that the following Senate bill had been received on Wednesday, January 23:

Senate Bill No. 968

Reports of Standing Committees

The Committee on Agriculture, by Rep. Mayes, Chair, reported

House Bill No. 5584, entitled

A bill to amend 2001 PA 266, entitled "Grade A milk law of 2001," by amending sections 2, 3, 4, 5, 6, 7, 20, 30, 31, 33a, 41, 44, 50, 53, 60, 61, 62, 63, 68, and 69 (MCL 288.472, 288.473, 288.474, 288.475, 288.476, 288.477, 288.490, 288.500, 288.501, 288.503a, 288.511, 288.514, 288.520, 288.523, 288.530, 288.531, 288.532, 288.533, 288.538, and 288.539), section 33a as added by 2004 PA 277.

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. Mayes, Byrum, Angerer, Brown, Kathleen Law, Leland, Sheltroun, Ball, Nitz and Walker

Nays: None

The Committee on Agriculture, by Rep. Mayes, Chair, reported

House Bill No. 5585, entitled

A bill to amend 2001 PA 267, entitled "Manufacturing milk law of 2001," by amending sections 10, 11, 12, 13, 15, 16, 17, 70, 90, 110, 110a, 111, 113, 114, 115, 116, 119, 125, 130, 131, 136, 137, 139, 140, 141, 142, 143, 152, and 159 (MCL 288.570, 288.571, 288.572, 288.573, 288.575, 288.576, 288.577, 288.630, 288.650, 288.670, 288.670a, 288.671, 288.673, 288.674, 288.675, 288.676, 288.679, 288.685, 288.690, 288.691, 288.696, 288.697, 288.699, 288.700, 288.701, 288.702, 288.703, 288.712, and 288.719), section 110a as added by 2004 PA 282.

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. Mayes, Byrum, Angerer, Brown, Kathleen Law, Leland, Sheltroun, Ball, Nitz and Walker

Nays: None

COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Wednesday, January 23, 2008

Present: Reps. Mayes, Byrum, Angerer, Brown, Kathleen Law, Leland, Sheltroun, Ball, Nitz and Walker

Absent: Rep. Meekhof

Excused: Rep. Meekhof

The Committee on Tax Policy, by Rep. Bieda, Chair, reported

House Bill No. 4257, entitled

A bill to amend 1893 PA 206, entitled "The general property tax act," by amending section 59 (MCL 211.59), as amended by 2006 PA 626.

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. Bieda, Condino, Farrah, Robert Jones, Meisner, Melton, Sheltroun, Young, Meltzer, Sheen, Steil, Pastor, Wenke and Calley

Nays: None

The Committee on Tax Policy, by Rep. Bieda, Chair, reported

House Bill No. 5554, entitled

A bill to amend 2004 PA 174, entitled "Streamlined sales and use tax administration act," by amending section 25 (MCL 205.825).

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. Bieda, Farrah, Robert Jones, Meisner, Melton, Young, Meltzer, Sheen, Steil, Pastor, Wenke and Calley

Nays: None

The Committee on Tax Policy, by Rep. Bieda, Chair, reported

House Bill No. 5555, entitled

A bill to amend 1933 PA 167, entitled "General sales tax act," by amending sections 1, 1a, 4g, 4k, 4bb, 12, 18, and 21 (MCL 205.51, 205.51a, 205.54g, 205.54k, 205.54bb, 205.62, 205.68, and 205.71), sections 1, 4g, and 4k as amended by and sections 12, 18, and 21 as added by 2004 PA 173, section 1a as amended by 2006 PA 434, and section 4bb as added by 2004 PA 301; and to repeal acts and parts of acts.

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. Bieda, Condino, Farrah, Robert Jones, Meisner, Melton, Sheltroun, Young, Meltzer, Sheen, Steil, Pastor, Wenke and Calley

Nays: None

The Committee on Tax Policy, by Rep. Bieda, Chair, reported

House Bill No. 5556, entitled

A bill to amend 1937 PA 94, entitled "Use tax act," by amending sections 2, 2b, 3a, 3b, 3c, 4d, 4i, 7, 13, 14a, and 14b (MCL 205.92, 205.92b, 205.93a, 205.93b, 205.93c, 205.94d, 205.94i, 205.97, 205.103, 205.104a, and 205.104b), sections 2 and 7 as amended by 2007 PA 103, section 2b as amended by 2006 PA 428, section 3a as amended by 2007 PA 93, section 3b as added by 2002 PA 456, sections 3c, 13, 14a, and 14b as added and section 4d as amended by 2004 PA 172, and section 4i as added by 1986 PA 41; and to repeal acts and parts of acts.

With the recommendation that the substitute (H-2) be adopted and that the bill then pass.

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

Favorable Roll Call

To Report Out:

Yeas: Reps. Bieda, Condino, Farrah, Robert Jones, Meisner, Melton, Sheltroun, Young, Meltzer, Sheen, Steil, Pastor, Wenke and Calley

Nays: None

COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Bieda, Chair, of the Committee on Tax Policy, was received and read:
Meeting held on: Wednesday, January 23, 2008

Present: Reps. Bieda, Condino, Farrah, Robert Jones, Meisner, Melton, Sheltroun, Young, Meltzer, Sheen, Steil, Pastor, Wenke and Calley

Absent: Reps. Mayes, Warren and Palmer

Excused: Reps. Mayes, Warren and Palmer

The Committee on Military and Veterans Affairs and Homeland Security, by Rep. Polidori, Chair, reported

House Bill No. 5174, entitled

A bill to allow certain active duty service members to terminate motor vehicle leases; to provide for the rights and responsibilities of the lessees and lessors to those terminated motor vehicle leases; to provide for the powers and duties of certain state officials; to prescribe civil sanctions and provide penalties; and to provide for the disposition of civil fines.

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. Polidori, Brown, Dean, Lemmons, Sheltroun, Emmons, Garfield and Pastor

Nays: None

The Committee on Military and Veterans Affairs and Homeland Security, by Rep. Polidori, Chair, reported

House Bill No. 5338, entitled

A bill to amend 1991 PA 179, entitled "Michigan telecommunications act," (MCL 484.2101 to 484.2604) by adding section 304c.

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. Polidori, Brown, Dean, Lemmons, Sheltroun, Emmons, Garfield and Pastor

Nays: None

The Committee on Military and Veterans Affairs and Homeland Security, by Rep. Polidori, Chair, reported

Senate Bill No. 731, entitled

A bill to amend 1967 PA 150, entitled "Michigan military act," (MCL 32.501 to 32.851) by adding section 236.

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. Polidori, Brown, Dean, Lemmons, Sheltroun, Emmons, Garfield, Pastor and Horn

Nays: None

COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Polidori, Chair, of the Committee on Military and Veterans Affairs and Homeland Security, was received and read:

Meeting held on: Wednesday, January 23, 2008

Present: Reps. Polidori, Brown, Dean, Lemmons, Sheltroun, Emmons, Garfield, Pastor and Horn

The Committee on Intergovernmental, Urban and Regional Affairs, by Rep. Byrum, Chair, reported

House Bill No. 5543, entitled

A bill to authorize local units of government to fingerprint applicants or licensees in certain occupations for the purpose of receiving criminal history record information from the department of state police and the federal bureau of investigation; to prescribe the powers and duties of certain state departments and officers; and to provide for the collection of fees.

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. Byrum, Coulouris, Farrah, Meadows, Pavlov and Nitz

Nays: Rep. Opsommer

The Committee on Intergovernmental, Urban and Regional Affairs, by Rep. Byrum, Chair, reported

House Bill No. 5634, entitled

A bill to amend 1975 PA 197, entitled "An act to provide for the establishment of a downtown development authority; to prescribe its powers and duties; to correct and prevent deterioration in business districts; to encourage historic preservation; to authorize the acquisition and disposal of interests in real and personal property; to authorize the creation and implementation of development plans in the districts; to promote the economic growth of the districts; to create a board; to prescribe its powers and duties; to authorize the levy and collection of taxes; to authorize the issuance of bonds and other evidences of indebtedness; to authorize the use of tax increment financing; to reimburse downtown development authorities for certain losses of tax increment revenues; and to prescribe the powers and duties of certain state officials," by amending section 1 (MCL 125.1651), as amended by 2006 PA 659.

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. Byrum, Young, Farrah, Meadows, Pavlov, Nitz and Opsommer

Nays: None

COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Byrum, Chair, of the Committee on Intergovernmental, Urban and Regional Affairs, was received and read:

Meeting held on: Wednesday, January 23, 2008

Present: Reps. Byrum, Young, Coulouris, Farrah, Meadows, Pavlov, Nitz and Opsommer

Absent: Reps. Johnson, Tobocman and Meekhof

Excused: Reps. Johnson, Tobocman and Meekhof

The Committee on Commerce, by Rep. Meisner, Chair, reported

House Bill No. 5638, entitled

A bill to amend 1984 PA 270, entitled "Michigan strategic fund act," by amending section 5 (MCL 125.2005), as amended by 2005 PA 225.

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. Meisner, Robert Jones, Accavitti, Byrum, Clemente, Coulouris, Griffin, Sheltrown, Simpson, Valentine, Hildenbrand, Huizenga, Palsrok and Knollenberg

Nays: None

COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Wednesday, January 23, 2008

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

Absent: Reps. Dean, Johnson, Stakoe, Rick Jones and Meltzer

Excused: Reps. Dean, Johnson, Stakoe, Rick Jones and Meltzer

COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Wednesday, January 23, 2008

Present: Reps. Condino, Coulouris, Bieda, Corriveau, Meadows, Meisner, Scott, Virgil Smith, Warren, Schuitmaker, Elsenheimer, Rick Jones and Rocca

Absent: Reps. David Law and Stakoe

Excused: Reps. David Law and Stakoe

COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Wednesday, January 23, 2008

Present: Reps. Cushingberry, Gillard, Bauer, Bennett, Byrnes, Cheeks, Espinoza, Gonzales, Hammel, Hood, Jackson, Lahti, LeBlanc, McDowell, Sak, Alma Smith, Spade, Vagnozzi, Acciavatti, Caswell, Shaffer, Brandenburg, Amos, Booher, Caul, Hansen, Proos, Agema, Moss and Nofs

Messages from the Senate**Senate Bill No. 968, entitled**

A bill to authorize local units of government to fingerprint certain individuals for the purpose of receiving criminal history record information from the department of state police or other law enforcement consortium and the federal bureau of investigation; to prescribe the powers and duties of certain state departments and officers; and to provide for the collection of fees.

The Senate has passed the bill.

The bill was read a first time by its title and referred to the Committee on Intergovernmental, Urban and Regional Affairs.

Notices

January 23, 2008

Mr. Richard J. Brown, Clerk
Michigan House of Representatives
State Capitol Building
Lansing, Michigan 48913

Dear Mr. Clerk:

I hereby make the following changes to the membership for the subcommittees of the Appropriations Committee for the 2007-2008 Legislative Session:

Community Health

Rep. Agema to replace Rep. Walker

Higher Education

Rep. Agema to replace Rep. Walker

Transportation

Rep. Agema to replace Rep. Walker

Sincerely,
George Cushingberry, Chair
Appropriations Committee

Communications from State Officers

The following communication from the Department of Labor and Economic Growth was received and read:

January 22, 2008

As required by Section 220 (7) and Section 315 of Act 135, P.A. of 1986, as amended, the Michigan Department of Labor and Economic Growth is submitting the enclosed 2006-2007 annual report that addresses the status of licensing of asbestos abatement contractors, the amount of money generated by fees, the number of asbestos abatement projects inspected, the number of citations issued for violations of this act, and other applicable laws, rules, and regulations in the State of Michigan.

Copies of this annual report have been forwarded to the state capitol mail room for distribution to each member of the House of Representatives.

Questions regarding this report or the Asbestos Abatement Contractors Licensing Program may be directed to Douglas Kalinowski, Director, Michigan Occupational Safety and Health Administration, at 517.322.1817.

Sincerely,
Keith W. Cooley
Director

The communication was referred to the Clerk.

Introduction of Bills

Reps. Donigan, Brown, Rick Jones, Mayes, Farrah and Pearce introduced

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.

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

Reps. Palmer, Green, Agema, Shaffer, Stahl, Spade, Sheltroun, Moss, Garfield, Knollenberg, LaJoy, Huizenga and Brandenburg introduced

House Bill No. 5664, entitled

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending section 16d of chapter XVII (MCL 777.16d), as amended by 2005 PA 336.

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

Reps. Stahl, Sheen, Steil, Moore, Gaffney, Hune, Sheltroun, Rick Jones, Elsenheimer, Hoogendyk, Stakoe, Pearce, Garfield, Brandenburg, LaJoy, David Law, Knollenberg, Casperson, Meekhof, Meltzer, Nitz, Agema, Acciavatti, Palmer, Marleau, Rocca, Accavitti, Booher, Opsommer, Caul, Young, Farrah, Green, Hildenbrand, Ward, DeRoche, Mayes, Dean, Calley, Moolenaar, Spade, Schuitmaker, Caswell, Robertson, Pavlov, LeBlanc, Kathleen Law, Hansen, Huizenga, Amos, Emmons, Palsrok, Walker, Espinoza, Gonzales, Wenke, Polidori, Scott, Brown, Leland, McDowell, Wojno, Hammon, Shaffer, Hopgood, Lahti, Coulouris, Jackson, Pastor, Nofs, Horn, Proos, Angerer, Johnson, Lemmons, Ball, Cushingberry, Constan, Clemente and Moss introduced

House Joint Resolution NN, entitled

A joint resolution proposing an amendment to the state constitution of 1963, by adding section 27 to article I, to declare the fundamental right of parents and legal guardians to direct the care, upbringing, and education of their children.

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

Rep. Sheen moved that the House adjourn.
The motion prevailed, the time being 5:10 p.m.

The Speaker Pro Tempore declared the House adjourned until Thursday, January 24, at 12:00 Noon.

RICHARD J. BROWN
Clerk of the House of Representatives