

No. 58  
STATE OF MICHIGAN  
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OF THE  
**House of Representatives**  
89th Legislature  
REGULAR SESSION OF 1998

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House Chamber, Lansing, Thursday, June 11, 1998.

10:00 a.m.

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

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

Agee—present	Emerson—present	Kelly—present	Profit—present
Alley—present	Fitzgerald—present	Kilpatrick—present	Prusi—present
Anthony—present	Frank—present	Kukuk—present	Quarles—present
Baade—present	Freeman—present	LaForge—present	Raczkowski—present
Baird—present	Gagliardi—present	Law—present	Rhead—present
Bankes—present	Galloway—present	Leland—present	Richner—present
Basham—present	Geiger—present	LeTarte—present	Rison—present
Birkholz—present	Gernaat—present	Llewellyn—present	Rocca—present
Bobier—present	Gilmer—present	London—present	Sanborn—present
Bodem—present	Gire—present	Lowe—present	Schauer—present
Bogardus—present	Godchaux—present	Mans—present	Schermesser—present
Brackenridge—present	Goschka—present	Martinez—present	Schroer—present
Brater—present	Green—present	Mathieu—present	Scott—present
Brewer—present	Griffin—present	McBryde—present	Scranton—present
Brown—present	Gubow—present	McManus—present	Sikkema—present
Byl—present	Gustafson—present	McNutt—present	Stallworth—excused
Callahan—present	Hale—present	Middaugh—present	Tesanovich—present
Cassis—present	Hammerstrom—present	Middleton—present	Thomas—present
Cherry—present	Hanley—present	Murphy—present	Varga—present
Ciaramitaro—present	Harder—present	Nye—present	Vaughn—present
Crissman—present	Hertel—present	Olshove—present	Voorhees—present
Cropsey—present	Hood—present	Owen—present	Walberg—present
Curtis—present	Horton—present	Oxender—present	Wallace—present
Dalman—present	Jansen—present	Palamara—excused	Wetters—present
DeHart—present	Jelinek—present	Parks—present	Whyman—present
DeVuyst—present	Jellema—present	Perricone—present	Willard—present
Dobb—present	Johnson—present	Price—present	Wojno—present
Dobronski—present	Kaza—present		

e/d/s = entered during session

Rep. Ilona Varga, from the 8th District, offered the following invocation:

“Dear God, be with us today as we deliberate. Give us Your blessings as we rejoice in the knowledge that You are our Savior. And please God, on a personal note, let the Red Wings win today. Amen.”

—

Rep. Dobronski moved that Reps. Stallworth and Palamara be excused from today’s session.  
The motion prevailed.

The Speaker assumed the Chair.

### Notices

June 11, 1998

In accordance with House Rule 10, I hereby designate Representative Michael Hanley, to be the Presiding Officer for all, or part of today’s session.

In accordance with House Rule 10, I hereby designate Representative Eileen DeHart, to be the Presiding Officer for all, or part of today’s session.

Sincerely,  
Curtis Hertel  
Speaker of the House

By unanimous consent the House returned to the order of  
**Second Reading of Bills**

#### **Senate Bill No. 909, 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, 1999; 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.

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. Whyman moved to amend the bill as follows:

1. Amend page 62, following line 12, by inserting:

“Sec. 1113. The department shall charge each prisoner who uses a television, VCR, stereo, or computer a monthly fee of \$3.00 for electricity. The department shall annually collect the fees and forward them to the state treasurer for deposit in the crime victim’s rights fund created under section 4 of 1989 PA 196, MCL 780.904.”

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

Rep. Scranton moved to amend the bill as follows:

1. Amend page 61, line 19, after “shall” by striking out the balance of the section and inserting “prohibit smoking or tobacco use within the perimeter of all correctional facilities and shall prohibit possession of any tobacco product within the perimeter of a correctional facility.”

The question being on the adoption of the amendment offered by Rep. Scranton,

Rep. Scranton demanded the yeas and nays.

The demand was supported.

The question being on the adoption of the amendment offered by Rep. Scranton,

The amendment was not adopted, a majority of the members serving not voting therefor, by yeas and nays, as follows:

**Roll Call No. 600****Yeas—52**

Anthony	Cropsey	Jelinek	Oxender
Baade	Dalman	Jellema	Perricone
Baird	DeVuyst	Johnson	Raczkowski
Bankes	Fitzgerald	Kukuk	Rocca
Basham	Gernaat	Llewellyn	Sanborn
Birkholz	Gilmer	London	Schauer
Bobier	Godchaux	Lowe	Scranton
Bogardus	Goschka	Mathieu	Sikkema
Brackenridge	Gubow	McBryde	Voorhees
Brown	Gustafson	McManus	Walberg
Byl	Hammerstrom	McNutt	Whyman
Callahan	Horton	Middaugh	Willard
Cassis	Jansen	Middleton	Wojno

**Nays—44**

Agee	Freeman	Kaza	Prusi
Bodem	Gagliardi	Kelly	Quarles
Brater	Galloway	Kilpatrick	Rhead
Brewer	Geiger	LaForge	Richner
Cherry	Green	Leland	Schermesser
Ciaramitaro	Griffin	LeTarte	Schroer
Crissman	Hale	Mans	Scott
DeHart	Hanley	Martinez	Tesanovich
Dobb	Harder	Owen	Thomas
Dobronski	Hertel	Parks	Varga
Frank	Hood	Price	Vaughn

In The Chair: Hertel

Rep. Rison moved to amend the bill as follows:

1. Amend page 38, following line 14, by inserting the following:

“Sec. 224. (1) The department shall offer human relations and diversity/sensitivity training to all employees where the need for such training is identified.

(2) The department shall contract with an independent third party for evaluation of human relations and diversity/sensitivity training provided to employees. The evaluation shall examine the impact of the training on department employees with regard to mutual employee cooperation, respect, and ability to work as part of a team. The evaluation required by this section shall be completed and contained in a report provided to the house and senate appropriations subcommittees on corrections by April 1, 1999. By May 1, 1999, the department shall provide to the house and senate appropriations subcommittees on corrections its response to the evaluation report, including its plans for any policy changes based on the evaluation.”

The question being on the adoption of the amendment offered by Rep. Rison,

Rep. Rison moved to amend the Rison amendment as follows:

1. Amend the Rison Amendment, page 38, following line 14, section 224, subsection (2), after the third “by” by striking out “May” and inserting “June”.

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

The question being on the adoption of the amendment offered previously by Rep. Rison,

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

Rep. Gustafson moved to reconsider the vote by which the House did not adopt the amendment offered previously by Rep. Scranton.

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

The question being on the adoption of the amendment offered previously by Rep. Scranton,

Rep. Gustafson demanded the yeas and nays.

The demand was supported.

The question being on the adoption of the amendment offered previously by Rep. Scranton,

The amendment was not adopted, a majority of the members serving not voting therefor, by yeas and nays, as follows:

**Roll Call No. 601****Yeas—43**

Baird	Gilmer	Llewellyn	Rocca
Basham	Godchaux	London	Sanborn
Birkholz	Goschka	Mathieu	Schauer
Bobier	Gubow	McBryde	Scranton
Brown	Gustafson	McManus	Sikkema
Byl	Hammerstrom	Middaugh	Varga
Callahan	Jansen	Middleton	Voorhees
Cassis	Jelinek	Oxender	Whyman
Dalman	Jellema	Perricone	Willard
Fitzgerald	Johnson	Raczkowski	Wojno
Gernaat	Kukuk	Richner	

**Nays—62**

Agee	Dobb	Kaza	Price
Alley	Dobronski	Kelly	Profit
Anthony	Emerson	Kilpatrick	Prusi
Baade	Frank	LaForge	Quarles
Bankes	Freeman	Law	Rhead
Bodem	Gagliardi	Leland	Rison
Bogardus	Galloway	LeTarte	Schermesser
Brackenridge	Geiger	Lowe	Schroer
Brater	Green	Mans	Scott
Brewer	Griffin	Martinez	Tesanovich
Cherry	Hale	McNutt	Thomas
Crissman	Hanley	Murphy	Vaughn
Cropsey	Harder	Nye	Walberg
Curtis	Hertel	Owen	Wallace
DeHart	Hood	Parks	Wetters
DeVuyst	Horton		

In The Chair: Hertel

Rep. Llewellyn moved to amend the bill as follows:

1. Amend page 62, following line 12, following section 1113, by inserting:

“Sec. 1114. It is the intent of the legislature that the department require all able-bodied level 1 prisoners to work a minimum of 50 hours per week performing physical labor. The physical labor may include, but need not be limited to including, working in swamps, clearing roads, environmental resource recovery, forestry operations, and cleaning up beaches. While performing the physical labor required under this section, each prisoner shall be restrained by a security device considered appropriate by the department and prisoners may be chained or otherwise linked together, as the department considers appropriate.”.

The question being on the adoption of the amendment offered by Rep. Llewellyn,

Rep. Llewellyn demanded the yeas and nays.

The demand was supported.

The question being on the adoption of the amendment offered by Rep. Llewellyn,

Rep. Owen moved to amend the Llewellyn amendment as follows:

1. Amend the Llewellyn Amendment, page 62, following line 12, section 1114, after the first “prisoners” by inserting “who have not been convicted of an assaultive crime, including, but not limited to, criminal sexual conduct, murder, assault, kidnaping, and home invasion”.

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

The question being on the adoption of the amendment offered previously by Rep. Llewellyn,

The amendment was adopted, a majority of the members serving voting therefor, by yeas and nays, as follows:

**Roll Call No. 602****Yeas—79**

Alley	Dobb	Jellema	Profit
Anthony	Fitzgerald	Johnson	Prusi
Baade	Frank	Kaza	Rackowski
Basham	Freeman	Kelly	Rhead
Birkholz	Gagliardi	Kukuk	Richner
Bobier	Galloway	Law	Rocca
Bodem	Geiger	LeTarte	Sanborn
Brackenridge	Gernaat	Llewellyn	Schauer
Brewer	Gilmer	London	Schermesser
Brown	Godchaux	Lowe	Scranton
Byl	Goschka	Mans	Sikkema
Callahan	Green	McBryde	Tesanovich
Cassis	Griffin	McManus	Varga
Ciaramitaro	Gustafson	McNutt	Voorhees
Crissman	Hammerstrom	Middaugh	Walberg
Cropsey	Harder	Middleton	Wetters
Curtis	Hertel	Olshove	Whyman
Dalman	Horton	Owen	Willard
DeHart	Jansen	Oxender	Wojno
DeVuyst	Jelinek	Perricone	

**Nays—22**

Agee	Hanley	Murphy	Schroer
Baird	Hood	Parks	Scott
Bankes	Kilpatrick	Price	Thomas
Brater	Leland	Quarles	Vaughn
Dobronski	Martinez	Rison	Wallace
Hale	Mathieu		

In The Chair: Hertel

Rep. Schermesser asked and obtained a temporary excuse from today’s session.

Rep. Cropsey moved to amend the bill as follows:

1. Amend page 62, following line 12, following section 1114, by inserting:

“Sec. 1115. As a condition of the expenditure of funds appropriated under part 1, the department shall require a prisoner convicted of assaulting a department employee, including a corrections officer, or another prisoner or who is determined responsible for that misconduct through departmental proceedings, to be placed in solitary confinement for not less than 60 days or more than 300 days. The solitary confinement shall preclude contact with other prisoners and visitors and shall minimize contact with department employees. The prisoner shall be allowed 1 hour per week out of

his or her confinement for exercise or equivalent activity. The place of the prisoner's confinement area shall contain only prison-issued plumbing fixtures and bedding, and the prisoner shall possess only prison-issued clothing.”.

The question being on the adoption of the amendment offered by Rep. Cropsey,  
Rep. Cropsey demanded the yeas and nays.

The demand was supported.

The question being on the adoption of the amendment offered by Rep. Cropsey,  
Rep. Brater moved to amend the Cropsey amendment as follows:

1. Amend the Cropsey Amendment, page 62, following line 12, section 1115, after “clothing.” by inserting “As used in this section, “assaulting a department employee” means the intentional and knowing commission of a physical assault against an employee or contractual employee of the department.”.

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

The question being on the adoption of the amendment offered previously by Rep. Cropsey,

The amendment was adopted, a majority of the members serving voting therefor, by yeas and nays, as follows:

### Roll Call No. 603

### Yeas—100

Alley	Emerson	Johnson	Parks
Anthony	Fitzgerald	Kaza	Perricone
Baade	Frank	Kelly	Price
Baird	Freeman	Kilpatrick	Profit
Banks	Gagliardi	Kukuk	Prusi
Basham	Galloway	LaForge	Raczkowski
Birkholz	Geiger	Law	Rhead
Bobier	Gernaat	Leland	Richner
Bodem	Gilmer	LeTarte	Rocca
Brackenridge	Gire	Llewellyn	Sanborn
Brater	Godchaux	London	Schauer
Brewer	Goschka	Lowe	Schroer
Brown	Green	Mans	Scott
Byl	Griffin	Martinez	Scranton
Callahan	Gubow	Mathieu	Sikkema
Cassis	Gustafson	McBryde	Tesanovich
Ciaramitaro	Hale	McManus	Thomas
Crissman	Hanley	McNutt	Varga
Cropsey	Harder	Middaugh	Vaughn
Curtis	Hertel	Middleton	Voorhees
Dalman	Hood	Murphy	Walberg
DeHart	Horton	Nye	Wetters
DeVuyst	Jansen	Olshove	Whyman
Dobb	Jelinek	Owen	Willard
Dobronski	Jellema	Oxender	Wojno

### Nays—0

In The Chair: Hertel

Rep. Brater moved to amend the bill as follows:

1. Amend page 59, following line 3, by inserting:

“Sec. 903. The department shall report by April 1, 1999 to the house and senate appropriations subcommittees on corrections, the house and senate standing committees having jurisdiction over corrections issues, and the house and senate fiscal agencies on the numbers of prisoners who are processed through the reception and guidance centers who have a current or prior diagnosis of serious mental illness as defined in section 100d of the mental health code, 1974 PA 258, MCL 330.1100d, or developmental disability as defined in section 100a of the mental health code, 1974 PA 258, MCL 330.1100a.”.

The question being on the adoption of the amendment offered by Rep. Brater,  
Rep. Brater demanded the yeas and nays.

The demand was supported.

The question being on the adoption of the amendment offered by Rep. Brater,

The amendment was adopted, a majority of the members serving voting therefor, by yeas and nays, as follows:

**Roll Call No. 604****Yeas—103**

Agee	Dobronski	Johnson	Perricone
Alley	Emerson	Kaza	Price
Anthony	Fitzgerald	Kelly	Profit
Baade	Frank	Kilpatrick	Prusi
Baird	Freeman	Kukuk	Quarles
Bankes	Gagliardi	LaForge	Raczkowski
Basham	Galloway	Law	Rhead
Birkholz	Geiger	Leland	Richner
Bobier	Gernaat	LeTarte	Rison
Bodem	Gilmer	Llewellyn	Rocca
Bogardus	Gire	London	Sanborn
Brackenridge	Godchaux	Lowe	Schauer
Brater	Goschka	Mans	Schroer
Brewer	Green	Martinez	Scott
Brown	Griffin	Mathieu	Scranton
Byl	Gubow	McBryde	Sikkema
Callahan	Gustafson	McManus	Tesanovich
Cassis	Hale	McNutt	Thomas
Cherry	Hammerstrom	Middaugh	Varga
Crissman	Hanley	Middleton	Vaughn
Cropsey	Harder	Murphy	Voorhees
Curtis	Hertel	Nye	Walberg
Dalman	Horton	Olshove	Wetters
DeHart	Jansen	Owen	Willard
DeVuyst	Jelinek	Oxender	Wojno
Dobb	Jellema	Parks	

**Nays—0**

In The Chair: Hertel

Rep. Cropsey moved to reconsider the vote by which the House adopted the amendment offered previously by Rep. Rison.

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

The question being on the adoption of the amendment offered previously by Rep. Rison,

Rep. Cropsey moved to amend the Rison amendment as follows:

1. Amend the Rison Amendment, page 38, following line 14, section 224, following subsection (2), by inserting:

“(3) Diversity/sensitivity training is developed to get employees to appreciate and be sensitive to cultural, racial, ethnic, and gender differences that impact their understanding of each other and their ability to work as a team.”.

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

The question being on the adoption of the amendment offered previously by Rep. Rison,

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

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

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

Rep. Gagliardi 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**

Rep. Gagliardi moved that Rule 49 be suspended.  
 The motion prevailed, 3/5 of the members present voting therefor.

**Senate Bill No. 909, 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, 1999; 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.

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

**Roll Call No. 605**

**Yeas—100**

Agee	Dobronski	Jellema	Perricone
Alley	Fitzgerald	Johnson	Price
Anthony	Frank	Kelly	Prusi
Baade	Freeman	Kilpatrick	Quarles
Baird	Gagliardi	Kukuk	Raczkowski
Bankes	Galloway	Law	Rhead
Basham	Geiger	Leland	Richner
Birkholz	Gernaat	LeTarte	Rison
Bobier	Gilmer	Llewellyn	Rocca
Bodem	Gire	London	Sanborn
Bogardus	Godchaux	Lowe	Schauer
Brackenridge	Goschka	Mans	Schermesser
Brewer	Green	Martinez	Scott
Brown	Griffin	Mathieu	Sikkema
Byl	Gubow	McBryde	Tesanovich
Callahan	Gustafson	McManus	Thomas
Cassis	Hale	McNutt	Varga
Cherry	Hammerstrom	Middaugh	Vaughn
Crissman	Hanley	Middleton	Voorhees
Cropsey	Harder	Murphy	Walberg
Curtis	Hertel	Nye	Wallace
Dalman	Hood	Olshove	Wetters
DeHart	Horton	Owen	Whyman
DeVuyst	Jansen	Oxender	Willard
Dobb	Jelinek	Parks	Wojno

**Nays—5**

Brater	Profit	Schroer	Scranton
LaForge			

In The Chair: Hertel

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



By unanimous consent the House returned to the order of  
**Messages from the Senate**

The Speaker laid before the House

**House Bill No. 5424, entitled**

A bill to amend 1976 PA 451, entitled "The revised school code," by amending section 1311 (MCL 380.1311), as amended by 1995 PA 250, and by adding section 1311b.

(The bill was received from the Senate on June 9, with substitute (S-1), title amendment and immediate effect given by the Senate, consideration of which, under the rules, was postponed until June 10, see House Journal No. 56, p. 1344.)

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

The substitute (S-1) was not concurred in, a majority of the members serving not voting therefor, by yeas and nays, as follows:

**Roll Call No. 606**

**Yeas—9**

DeVuyst	Llewellyn	McBryde	Rhead
Goschka	London	Perricone	Voorhees
Kaza			

**Nays—97**

Agee	Emerson	Jellema	Profit
Alley	Fitzgerald	Johnson	Prusi
Anthony	Frank	Kelly	Quarles
Baade	Freeman	Kilpatrick	Raczkowski
Baird	Gagliardi	Kukuk	Richner
Bankes	Galloway	LaForge	Rison
Basham	Geiger	Law	Rocca
Birkholz	Gernaat	Leland	Sanborn
Bobier	Gilmer	LeTarte	Schauer
Bodem	Gire	Lowe	Schermesser
Bogardus	Godchaux	Mans	Schroer
Brackenridge	Green	Martinez	Scott
Brater	Griffin	Mathieu	Scranton
Brewer	Gubow	McManus	Sikkema
Brown	Gustafson	McNutt	Tesanovich
Byl	Hale	Middaugh	Thomas
Callahan	Hammerstrom	Middleton	Varga
Cassis	Hanley	Murphy	Vaughn
Cherry	Harder	Nye	Walberg
Crissman	Hertel	Olshove	Wallace
Cropsey	Hood	Owen	Wetters
Curtis	Horton	Oxender	Whyman
Dalman	Jansen	Parks	Willard
DeHart	Jelinek	Price	Wojno
Dobb			

In The Chair: Hertel

The Speaker appointed as conferees, on the part of the House of Representatives, Reps. Gire, Schauer and Dalman.

Rep. Wallace moved that Rep. Dobronski be excused temporarily from today's session.  
 The motion prevailed.

Rep. Gagliardi moved that Rep. Ciaramitaro be excused temporarily from today's session.  
 The motion prevailed.

The Speaker laid before the House

**Senate Bill No. 313, entitled**

A bill to amend 1976 PA 451, entitled "The revised school code," (MCL 380.1 to 380.1852) by adding section 1311a.

(The bill was received from the Senate on June 9, with amendments to the House substitute (H-4) and immediate effect given by the Senate, consideration of which, under the rules, was postponed until June 10, see House Journal No. 56, p. 1355.)

The question being on concurring in the adoption of the amendments to the House substitute (H-4) made to the bill by the Senate,

The amendments were not concurred in, a majority of the members serving not voting therefor, by yeas and nays, as follows:

**Roll Call No. 607**

**Yeas—8**

DeVuyst	Kaza	McBryde	Rhead
Goschka	Llewellyn	Perricone	Voorhees

**Nays—97**

Agee	Emerson	Jellema	Price
Alley	Fitzgerald	Johnson	Profit
Anthony	Frank	Kelly	Prusi
Baade	Freeman	Kilpatrick	Quarles
Baird	Gagliardi	Kukuk	Raczkowski
Bankes	Galloway	LaForge	Richner
Basham	Geiger	Law	Rison
Birkholz	Gernaat	Leland	Rocca
Bobier	Gilmer	LeTarte	Sanborn
Bodem	Gire	London	Schauer
Bogardus	Godchaux	Lowe	Schermesser
Brackenridge	Green	Mans	Schroer
Brater	Griffin	Martinez	Scott
Brewer	Gubow	Mathieu	Scranton
Brown	Gustafson	McManus	Sikkema
Byl	Hale	McNutt	Tesanovich
Callahan	Hammerstrom	Middaugh	Thomas
Cassis	Hanley	Middleton	Varga
Cherry	Harder	Murphy	Vaughn
Crissman	Hertel	Nye	Walberg
Cropsey	Hood	Olshove	Wallace
Curtis	Horton	Owen	Whyman
Dalman	Jansen	Oxender	Willard
DeHart	Jelinek	Parks	Wojno
Dobb			

In The Chair: Hertel

The Speaker appointed as conferees, on the part of the House of Representatives, Reps. Gire, Schauer and Dalman.

—

The Speaker called Acting Speaker Hanley to the Chair.

**House Bill No. 4044, entitled**

A bill to amend 1961 PA 236, entitled "Revised judicature act of 1961," (MCL 600.101 to 600.9948) by adding sections 2964 and 2965.

The Senate has substituted (S-5) the bill.

The Senate has passed the bill as substituted (S-5), ordered that it be given immediate effect and amended the title to read as follows:

A bill to amend 1961 PA 236, entitled "An act to revise and consolidate the statutes relating to the organization and jurisdiction of the courts of this state; the powers and duties of such courts, and of the judges and other officers thereof; the forms and attributes of civil claims and actions; the time within which civil actions and proceedings may be brought in said courts; pleading, evidence, practice and procedure in civil and criminal actions and proceedings in said courts; to provide remedies and penalties for the violation of certain provisions of this act; and to repeal all acts and parts of acts inconsistent with, or contravening any of the provisions of this act," (MCL 600.101 to 600.9948) by adding sections 2965, 2966, and 2967.

The Speaker announced that pursuant to Rule 45, the bill was laid over one day.

Rep. Gagliardi moved that Rule 45 be suspended.

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

The question being on concurring in the adoption of the substitute (S-5) made to the bill by the Senate,

Rep. Mathieu moved that consideration of the bill be postponed temporarily.

The motion prevailed.

### Third Reading of Bills

#### Senate Bill No. 613, entitled

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending sections 217, 222, 698, and 725 (MCL 257.217, 257.222, 257.698, and 257.725), section 217 as amended by 1996 PA 59, section 222 as amended by 1993 PA 300, section 698 as amended by 1997 PA 8, and section 725 as amended by 1997 PA 80.

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

#### Roll Call No. 608

#### Yeas—106

Agee	Fitzgerald	Kelly	Profit
Alley	Frank	Kilpatrick	Prusi
Anthony	Freeman	Kukuk	Quarles
Baade	Gagliardi	LaForge	Raczkowski
Baird	Galloway	Law	Rhead
Bankes	Geiger	Leland	Richner
Basham	Gernaat	LeTarte	Rison
Birkholz	Gilmer	Llewellyn	Rocca
Bobier	Gire	London	Sanborn
Bodem	Godchaux	Lowe	Schauer
Bogardus	Goschka	Mans	Schermesser
Brackenridge	Green	Martinez	Schroer
Brater	Griffin	Mathieu	Scott
Brewer	Gubow	McBryde	Scranton
Brown	Gustafson	McManus	Sikkema
Byl	Hale	McNutt	Tesanovich
Callahan	Hammerstrom	Middaugh	Thomas
Cassis	Hanley	Middleton	Varga
Cherry	Harder	Murphy	Vaughn
Crissman	Hertel	Nye	Voorhees
Cropsey	Hood	Olshove	Walberg
Curtis	Horton	Owen	Wallace
Dalman	Jansen	Oxender	Wetters
DeHart	Jelinek	Parks	Whyman
DeVuyst	Jellema	Perricone	Willard
Dobb	Johnson	Price	Wojno
Emerson	Kaza		

#### Nays—0

In The Chair: Hanley

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

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

A bill to amend 1949 PA 300, entitled "An act to provide for the registration, titling, sale, transfer, and regulation of certain vehicles operated upon the public highways of this state or any other place open to the general public or generally accessible to motor vehicles and distressed vehicles; to provide for the licensing of dealers; to provide for the examination, licensing, and control of operators and chauffeurs; to provide for the giving of proof of financial responsibility and security by owners and operators of vehicles; to provide for the imposition, levy, and collection of specific taxes on vehicles, and the levy and collection of sales and use taxes, license fees, and permit fees; to provide for the regulation and use of streets and highways; to create certain funds; to provide penalties and sanctions for a violation of this act; to provide for civil liability of owners and operators of vehicles and service of process on residents and nonresidents; to provide for the levy of certain assessments; to provide for the enforcement of this act; to provide for the creation of and to prescribe the powers and duties of certain state and local agencies; to repeal all other acts or parts of acts inconsistent with this act or contrary to this act; and to repeal certain parts of this act on a specific date," by amending sections 217, 698, and 725 (MCL 257.217, 257.698, and 257.725), section 217 as amended by 1996 PA 59, section 698 as amended by 1997 PA 8, and section 725 as amended by 1997 PA 80.

The motion prevailed.

The House agreed to the title as amended.

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

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

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Acting Speaker DeHart assumed the Chair.

### Second Reading of Bills

#### House Bill No. 5516, entitled

A bill to amend 1979 PA 94, entitled "The state school aid act of 1979," by amending sections 11, 20, and 51a (MCL 388.1611, 388.1620, and 388.1651a), as amended by 1997 PA 142.

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. Geiger moved to amend the bill as follows:

1. Amend page 3, line 21, by striking out all of section 11i.

The question being on the adoption of the amendment offered by Rep. Geiger,

Rep. Geiger demanded the yeas and nays.

The demand was supported.

The question being on the adoption of the amendment offered by Rep. Geiger,

The amendment was not adopted, a majority of the members serving not voting therefor, by yeas and nays, as follows:

#### Roll Call No. 609

#### Yeas—52

Banks	Fitzgerald	Jellema	Nye
Basham	Galloway	Johnson	Oxender
Birkholz	Geiger	Kaza	Perricone
Bobier	Gernaat	Kukuk	Raczkowski
Bodem	Gilmer	LeTarte	Rhead
Brackenridge	Godchaux	Llewellyn	Richner
Byl	Goschka	London	Rocca
Cassis	Green	Lowe	Sanborn
Crissman	Gustafson	McBryde	Scranton
Cropsey	Hammerstrom	McManus	Sikkema
Dalman	Horton	McNutt	Voorhees
DeVuyst	Jansen	Middaugh	Walberg
Dobb	Jelinek	Middleton	Whyman

**Nays—48**

Agee	DeHart	Kilpatrick	Quarles
Alley	Emerson	LaForge	Rison
Anthony	Frank	Leland	Schauer
Baade	Freeman	Mans	Schermesser
Baird	Gagliardi	Martinez	Schroer
Bogardus	Gire	Mathieu	Scott
Brater	Gubow	Olshove	Tesanovich
Brewer	Hale	Owen	Thomas
Brown	Hanley	Parks	Vaughn
Callahan	Harder	Price	Wallace
Cherry	Hood	Profit	Willard
Curtis	Kelly	Prusi	Wojno

In The Chair: DeHart

Reps. Kelly and Profit moved to amend the bill as follows:

1. Amend page 2, line 5, by striking out "\$9,127,198,400.00" and inserting "\$9,128,798,400.00".
2. Amend page 15, line 6, after "EXCEED" by striking out "\$2,100,000.00" and inserting "\$2,900,000.00".
3. Amend page 15, line 8, after "EXCEED" by striking out "\$2,100,000.00" and inserting "\$2,900,000.00".
4. Amend page 15, line 11, after "2008." by striking out the balance of the line through "(8)," on line 12.
5. Amend page 15, line 20, after "EXCEED" by striking out "\$700,000.00" and inserting "\$900,000.00".
6. Amend page 15, line 21, after "1999." by striking out "SUBJECT TO SUBSECTION (8).".
7. Amend page 16, line 5, after "(3)" by striking out "SUBJECT TO SUBSECTION (8).".
8. Amend page 17, line 19, by striking out all of subsection (8).
9. Amend page 18, line 1, after "EXCEED" by striking out "\$1,400,000.00" and inserting "\$2,000,000.00".
10. Amend page 18, line 3, after "EXCEED" by striking out "\$1,400,000.00" and inserting "\$2,000,000.00".
11. Amend page 18, line 6, after "2008." by striking out the balance of the line through "(6)," on line 7.
12. Amend page 18, line 16, after "(2)" by striking out "SUBJECT TO SUBSECTION (6).".
13. Amend page 18, line 26, after "1999." by striking out "SUBJECT TO SUBSECTION (6).".
14. Amend page 19, line 18, by striking out all of subsection (6).

The question being on the adoption of the amendments offered by Reps. Kelly and Profit,  
Rep. Gilmer demanded the yeas and nays.

The demand was supported.

The question being on the adoption of the amendments offered by Reps. Kelly and Profit,

The amendments were adopted, a majority of the members serving voting therefor, by yeas and nays, as follows:

**Roll Call No. 610****Yeas—64**

Alley	DeHart	Kukuk	Quarles
Anthony	Dobb	LaForge	Raczkowski
Baade	Fitzgerald	Law	Richner
Baird	Frank	Leland	Rison
Bankes	Gagliardi	LeTarte	Rocca
Basham	Galloway	Lowe	Sanborn
Bodem	Gire	Mans	Schermesser
Bogardus	Godchaux	Martinez	Schroer
Brater	Griffin	McNutt	Scott
Brewer	Gubow	Middleton	Scranton
Brown	Hale	Olshove	Sikkema
Callahan	Hammerstrom	Oxender	Varga
Cassis	Harder	Parks	Vaughn
Crissman	Jansen	Price	Wallace
Cropsey	Jelinek	Profit	Willard
Curtis	Kelly	Prusi	Wojno

## Nays—36

Agee	Gernaat	Johnson	Owen
Birkholz	Gilmer	Kaza	Perricone
Bobier	Goschka	Llewellyn	Rhead
Brackenridge	Green	London	Schauer
Cherry	Gustafson	Mathieu	Tesanovich
Dalman	Hanley	McBryde	Thomas
DeVuyst	Hood	McManus	Walberg
Emerson	Horton	Middaugh	Wetters
Geiger	Jellema	Nye	Whyman

In The Chair: DeHart

Rep. Goschka, having reserved the right to explain his nay vote, made the following statement:

“Mr. Speaker and members of the House:

I voted against this amendment because it poses a number of problems for our public schools.

First of all, this House has passed House Bill 5716 which specifically gives an out-of-court settlement to all Section 53 schools and children in the State of Michigan. In so passing, this body has acknowledged that the court erred in its treatment of Section 53 schools and kids, and it is also doing its best to prevent a lawsuit. HB 5716 is still pending before the Senate.

This amendment actually encourages schools to file lawsuits against the state by paying off only those which file suit, whether they are actually Section 53 schools or not! Thus, every school will receive the message to file suit against the state, whether they have a credible claim or not.

This House is now on record as desiring to pay out not once, but twice! The first payout, HB 5716, would settle with all eligible schools and students whether they file suit or not. After all, if they're owed money, let's pay up. The second payout gives money to what ever school sues, regardless of qualifications.

What do we do if both bills pass? Do we do a double payout? Do we ask for one of the bills to come back—after it has left this House?

The sad fact is that if both HB 5716 and this amendment become law, the foundation grant will be greatly reduced. A double payout will actually hurt kids, not help them.

HB 5716 is the right vehicle to settle this issue. This House did the right thing in passing it, and we should all work for it to become law. I'm proud to be on record for supporting the payout, but one payout only is enough!”

Rep. Emerson moved to amend the bill as follows:

1. Amend page 35, line 13, after “THE” by striking out “SCHOOL DISTRICT” and inserting “DISTRICT OR INTERMEDIATE DISTRICT”.

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

Rep. Dalman moved to amend the bill as follows:

1. Amend page 20, line 4, by striking out “\$8,181,433,300.00” and inserting “\$8,180,433,300.00”.

2. Amend page 53, following line 14, by inserting:

“SEC. 95A. (1) FROM THE STATE SCHOOL AID FUND MONEY APPROPRIATED IN SECTION 11, THERE IS ALLOCATED FOR 1998-99 AN AMOUNT NOT TO EXCEED \$1,000,000.00 FOR PAYMENTS TO DISTRICTS TO SUPPORT PROFESSIONAL DEVELOPMENT FOR TEACHERS OF COLLEGE LEVEL EQUIVALENT COURSES. THE AMOUNT OF THE PAYMENT TO EACH DISTRICT SHALL BE AN AMOUNT EQUAL TO \$270.00 MULTIPLIED BY THE NUMBER OF TEACHERS WHO TAUGHT AT LEAST 1 COLLEGE LEVEL EQUIVALENT COURSE AT A HIGH SCHOOL OF THE DISTRICT DURING THE 1997-98 SCHOOL YEAR.

(2) TO RECEIVE FUNDS UNDER THIS SECTION, A DISTRICT SHALL PROVIDE TO THE DEPARTMENT ALL INFORMATION THE DEPARTMENT CONSIDERS NECESSARY TO DETERMINE THE AMOUNT DUE TO THE DISTRICT UNDER THIS SECTION.

(3) AS USED IN THIS SECTION, “COLLEGE LEVEL EQUIVALENT COURSE” MEANS THAT TERM AS DEFINED IN SECTION 1471 OF THE REVISED SCHOOL CODE, MCL 380.1471.”

The question being on the adoption of the amendments offered by Rep. Dalman,

Rep. Dalman demanded the yeas and nays.

The demand was supported.

The question being on the adoption of the amendments offered by Rep. Dalman,

The amendments were not adopted, a majority of the members serving not voting therefor, by yeas and nays, as follows:

**Roll Call No. 611****Yeas—7**

Bankes	Dalman	Godchaux	Law
Bogardus	Galloway	Kukuk	

**Nays—95**

Agee	Fitzgerald	Kilpatrick	Quarles
Alley	Frank	LaForge	Rackowski
Anthony	Freeman	Leland	Rhead
Baade	Gagliardi	LeTarte	Richner
Baird	Geiger	Llewellyn	Rison
Basham	Gernaat	London	Rocca
Birkholz	Gilmer	Lowe	Sanborn
Bobier	Gire	Mans	Schauer
Bodem	Goschka	Martinez	Schermesser
Brackenridge	Green	Mathieu	Schroer
Brater	Griffin	McBryde	Scott
Brewer	Gubow	McManus	Scranton
Brown	Gustafson	McNutt	Sikkema
Byl	Hale	Middaugh	Tesanovich
Callahan	Hammerstrom	Middleton	Thomas
Cassis	Hanley	Nye	Varga
Cherry	Harder	Olshove	Vaughn
Crissman	Hood	Owen	Walberg
Cropsey	Horton	Oxender	Wallace
Curtis	Jansen	Parks	Wetters
DeHart	Jelinek	Perricone	Whyman
DeVuyst	Jellema	Price	Willard
Dobb	Johnson	Profit	Wojno
Emerson	Kaza	Prusi	

In The Chair: DeHart

Rep. Kilpatrick moved to amend the bill as follows:

1. Amend page 20, line 4, by striking out "\$8,181,433,300.00" and inserting "\$8,180,183,300.00".

2. Amend page 37, following line 22, by inserting:

"SEC. 31B. FROM THE STATE SCHOOL AID FUND APPROPRIATION IN SECTION 11, AN AMOUNT NOT TO EXCEED \$1,250,000.00 IS ALLOCATED FOR 1998-99 TO DISTRICTS LOCATED IN CITIES WITH A POPULATION GREATER THAN 100,000 OR IN WHICH AT LEAST 75% OF THE PUPILS IN MEMBERSHIP MET THE INCOME ELIGIBILITY CRITERIA FOR FREE BREAKFAST, LUNCH, OR MILK IN THE IMMEDIATELY PRECEDING STATE FISCAL YEAR, AS DETERMINED AND REPORTED AS DESCRIBED IN SECTION 31A(1), TO BE USED TO EXTEND THE TIME SCHOOLS OF THE DISTRICT ARE OPEN BY AN EXTRA 3 HOURS PER SCHOOL DAY. FUNDS SHALL BE DISTRIBUTED TO ELIGIBLE DISTRICTS ON A PRORATED BASIS, USING TOTAL NUMBER OF PUPILS PER DISTRICT AS THE BASIS FOR THE PRORATION. DURING THE EXTRA 3 HOURS PER SCHOOL DAY, A DISTRICT RECEIVING FUNDS UNDER THIS SECTION SHALL USE THE FUNDS FOR 1 OR MORE OF THE FOLLOWING NONATHLETIC PROGRAM AREAS:

(A) ACADEMIC GAMES.

(B) COMPUTER LITERACY PROGRAMS.

(C) PEER MEDIATION PROGRAMS.

(D) CONFLICT RESOLUTION PROGRAMS.

(E) TUTORIAL PROGRAMS.

(F) LITERACY PROGRAMS."

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

Rep. Wetters asked and obtained a temporary excuse from today's session.

Rep. Oxender moved to amend the bill as follows:

1. Amend page 19, line 26, after "IS" by striking out "\$5,572.00" and inserting "\$5,574.00".
2. Amend page 20, line 4, by striking out "\$8,181,433,300.00" and inserting "\$8,185,583,300.00".
3. Amend page 33, line 12, by striking out all of sections 25, 25A, 31D.
4. Amend page 49, line 8, by striking out all of section 63.

The question being on the adoption of the amendments offered by Rep. Oxender,  
Rep. Oxender demanded the yeas and nays.

The demand was supported.

The question being on the adoption of the amendments offered by Rep. Oxender,

The amendments were not adopted, a majority of the members serving not voting therefor, by yeas and nays, as follows:

### Roll Call No. 612

### Yeas—48

Bankes	Fitzgerald	Jelinek	Nye
Birkholz	Gagliardi	Jellema	Oxender
Bobier	Galloway	Kaza	Perricone
Bodem	Geiger	Kukuk	Raczkowski
Brackenridge	Gernaat	Law	Richner
Cassis	Gilmer	LeTarte	Rocca
Crissman	Godchaux	London	Sanborn
Cropsey	Green	Lowe	Schroer
Curtis	Gustafson	McManus	Sikkema
Dalman	Harder	McNutt	Voorhees
DeVuyst	Horton	Middaugh	Walberg
Dobb	Jansen	Middleton	Whyman

### Nays—49

Agee	Frank	Kilpatrick	Quarles
Alley	Gire	LaForge	Rison
Anthony	Goschka	Leland	Schauer
Baird	Griffin	Llewellyn	Schermesser
Basham	Gubow	Mans	Scott
Bogardus	Hale	Martinez	Tesanovich
Brater	Hammerstrom	Mathieu	Thomas
Brewer	Hanley	McBryde	Varga
Brown	Hertel	Owen	Vaughn
Callahan	Hood	Parks	Wallace
Cherry	Johnson	Price	Willard
DeHart	Kelly	Prusi	Wojno
Emerson			

In The Chair: DeHart

Reps. Bobier, Gilmer and Cropsey moved to amend the bill as follows:

1. Amend page 3, line 21, by striking out all of sections 11i, 11J, 11K, and 11L.
2. Amend page 20, line 4, by striking out "\$8,181,433,300.00" and inserting "\$8,191,133,300.00".
3. Amend page 47, line 7, by striking out all of section 62.

The question being on the adoption of the amendments offered by Reps. Bobier, Gilmer and Cropsey,  
Rep. Cropsey demanded the yeas and nays.

The demand was supported.

The question being on the adoption of the amendments offered by Reps. Bobier, Gilmer and Cropsey,

The amendments were not adopted, a majority of the members serving not voting therefor, by yeas and nays, as follows:



**Roll Call No. 613****Yeas—46**

Alley	Fitzgerald	Jellema	Oxender
Bankes	Galloway	Kaza	Perricone
Birkholz	Geiger	Kukuk	Rhead
Bobier	Gernaat	Law	Richner
Brackenridge	Gilmer	LeTarte	Rocca
Byl	Godchaux	London	Sanborn
Cassis	Green	Lowe	Scranton
Crissman	Gustafson	McManus	Sikkema
Cropsey	Harder	McNutt	Voorhees
Curtis	Horton	Middaugh	Walberg
Dalman	Jansen	Nye	Whyman
DeVuyst	Jelinek		

**Nays—47**

Agee	Frank	Leland	Schauer
Anthony	Gagliardi	Mans	Schermesser
Baade	Gire	Martinez	Scott
Basham	Gubow	Mathieu	Tesanovich
Bogardus	Hale	McBryde	Thomas
Brater	Hammerstrom	Olshove	Varga
Brewer	Hanley	Owen	Vaughn
Brown	Hood	Parks	Wallace
Callahan	Johnson	Price	Wetters
Cherry	Kelly	Prusi	Willard
DeHart	Kilpatrick	Quarles	Wojno
Emerson	LaForge	Rison	

In The Chair: DeHart

Rep. Kaza moved to reconsider the vote by which the House did not adopt the amendments.

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

The question being on the adoption of the amendments offered by Reps. Bobier, Gilmer and Cropsey,

Rep. Gustafson demanded the yeas and nays.

The demand was supported.

The question being on the adoption of the amendments offered by Reps. Bobier, Gilmer and Cropsey,

The amendments were not adopted, a majority of the members serving not voting therefor, by yeas and nays, as follows:

**Roll Call No. 614****Yeas—50**

Alley	Fitzgerald	Kukuk	Perricone
Bankes	Galloway	Law	Profit
Birkholz	Geiger	LeTarte	Rackowski
Bobier	Gernaat	Llewellyn	Rhead
Bodem	Gilmer	London	Richner
Brackenridge	Godchaux	Lowe	Rocca
Byl	Green	McManus	Sanborn
Cassis	Gustafson	McNutt	Scranton
Crissman	Horton	Middaugh	Sikkema
Cropsey	Jansen	Middleton	Voorhees
Curtis	Jelinek	Nye	Walberg
Dalman	Jellema	Oxender	Whyman
Dobb	Kaza		

**Nays—51**

Agee	Freeman	Kilpatrick	Rison
Anthony	Gagliardi	LaForge	Schauer
Baade	Gire	Leland	Schermesser
Baird	Goschka	Mans	Scott
Basham	Griffin	Martinez	Tesanovich
Bogardus	Gubow	Mathieu	Thomas
Brater	Hale	McBryde	Varga
Brewer	Hammerstrom	Olshove	Vaughn
Brown	Hanley	Owen	Wallace
Callahan	Hertel	Parks	Wetters
DeHart	Hood	Price	Willard
Emerson	Johnson	Prusi	Wojno
Frank	Kelly	Quarles	

In The Chair: DeHart

Rep. Goschka, having reserved the right to explain his nay vote, made the following statement:

“Mr. Speaker and members of the House:

I voted against this amendment because it would have unwittingly stripped the bill of the Anti-Gang Violence categorical, one that is desperately needed in these days and times. Some of the categoricals are indeed questionable, but this is one that we must keep. Gang violence is a growing problem in many schools large and small, and we need to acknowledge and address it.

Also, I would have voted against this amendment when it came up for a earlier vote. I was sitting at my desk. However, the rules of the House were not followed so that all could vote, and the voting board was closed early. That is why so many of my colleagues missed that vote. I am pleased that we were given another opportunity to speak up for our constituents and that this vote was not stifled.”

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

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

Rep. Gagliardi 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**

Rep. Gagliardi moved that Rule 49 be suspended.

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

**House Bill No. 5516, entitled**

A bill to amend 1979 PA 94, entitled “The state school aid act of 1979,” by amending sections 11, 20, and 51a (MCL 388.1611, 388.1620, and 388.1651a), as amended by 1997 PA 142.

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

**Roll Call No. 615****Yeas—80**

Agee	Emerson	Kilpatrick	Profit
Alley	Frank	Kukuk	Prusi
Anthony	Gagliardi	LaForge	Quarles
Baade	Galloway	Law	Raczkowski

Baird	Gernaat	Leland	Rhead
Basham	Gire	LeTarte	Rison
Bodem	Goschka	Llewellyn	Rocca
Bogardus	Griffin	Lowe	Schauer
Brater	Gubow	Mans	Schermesser
Brown	Gustafson	Martinez	Schroer
Byl	Hale	Mathieu	Scott
Callahan	Hammerstrom	McBryde	Tesanovich
Cassis	Hanley	McManus	Thomas
Cherry	Harder	McNutt	Varga
Crissman	Hertel	Middaugh	Vaughn
Cropsey	Hood	Middleton	Walberg
Curtis	Jelinek	Olshove	Wallace
DeHart	Jellema	Oxender	Wetters
DeVuyst	Johnson	Parks	Willard
Dobb	Kelly	Price	Wojno

### Nays—21

Birkholz	Gilmer	Kaza	Sanborn
Bobier	Godchaux	London	Scranton
Brackenridge	Green	Nye	Sikkema
Dalman	Horton	Perricone	Voorhees
Fitzgerald	Jansen	Richner	Whyman
Geiger			

In The Chair: DeHart

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

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

A bill to amend 1979 PA 94, entitled "The state school aid act of 1979," by amending sections 11, 11i, 20, 25, 51a, 62, 81, 101, and 166b (MCL 388.1611, 388.1611i, 388.1620, 388.1625, 388.1651a, 388.1662, 388.1681, 388.1701, and 388.1766b), sections 11, 20, 51a, 62, 81, and 101 as amended and section 11i as added by 1997 PA 142, section 25 as amended by 1997 PA 93, and section 166b as amended by 1996 PA 300, and by adding sections 11j, 11k, 11l, 25a, 31b, 31d, and 63.

The motion prevailed.

The House agreed to the title as amended.

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

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

Reps. Anthony, Bodem, Bogardus, Callahan, DeHart, Dobb, Johnson, Law, Middleton, Olshove, Owen, Oxender, Raczkowski, Schermesser, Scott, Varga, Vaughn and Wojno were named co-sponsors of the bill.

Reps. Gilmer, Bobier, Dalman, London, Geiger and Jansen, having reserved the right to explain their protest against the passage of the bill, made the following statement:

"Mr. Speaker and members of the House:

It is unfortunate that this school aid supplemental, crafted with good intentions, should stray so far from the long negotiated intentions of Proposal A. The absolute disregard for the premise of the foundation grant for each pupil is manifest in this bill with the proliferation of categoricals which will, over the long term, erode the state's ability to expand funding for all public school students. Additionally, with the growth in so many categoricals in this bill, we are writing an unfunded check that future Legislatures will have limited ability to pay. Attempts were made to eliminate the categoricals contained in this bill which failed. The categoricals contained in this budget would have provided an additional \$10 per pupil within the foundation grant. It is for these reasons that I voted against this well intentioned but short-sighted budget."

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

“Mr. Speaker and members of the House:

The bill we were asked to vote on today presents two situations that provide for bad legislation and poor policy.

The first is a rather large collection of categoricalals, money targeted to pay for a specific program, singling them out and telling districts how this money must be spent. One of these in fact, will pay schools additional money per student for those students they have expelled from traditional classrooms. This is money that should be in the foundation allowance providing the communities the resources to determine their own solutions. Communities do know best what their problem is and can rally the forces to solve that problem if we just get out of the way and let them.

The second problem with this bill is the rolling of one time savings into an annual liability line. There was money in this bill reallocated because of the new estimates in students and this should be recalculated to increase the foundation. But funds from one time savings placed in an annual liability line creates future problems and is not responsible fiscal policy.

For these two reasons, I am compelled to vote against the bill. This is not an indication of my support for our schools but rather my continued effort to protect local decision making while providing a sound and responsible government.”

### Notices

I hereby give notice that on the next legislative session day I will move to discharge the Committee on Appropriations from further consideration of **Senate Bill No. 1156**.

Rep. Jellema

By unanimous consent the House returned to the order of

### Second Reading of Bills

#### House Bill No. 5795, entitled

A bill to amend 1975 PA 228, entitled “Single business tax act,” by amending sections 23 and 23b (MCL 208.23 and 208.23b), as amended by 1995 PA 282.

The bill was read a second time.

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

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

By unanimous consent the House returned to the order of

### Third Reading of Bills

#### House Bill No. 4304, entitled

A bill to amend 1967 PA 281, entitled “Income tax act of 1967,” (MCL 206.1 to 206.532) by adding section 266. (The bill was read a third time, substitute (H-4) seconded and bill postponed temporarily on June 4, see House Journal No. 55, p. 1292.)

The question being on the adoption of the substitute (H-4) offered previously by Rep. Baird,

The substitute (H-4) was adopted, a majority of the members serving voting therefor, by yeas and nays, as follows:

### Roll Call No. 616

### Yeas—63

Agee	Emerson	Kilpatrick	Quarles
Anthony	Frank	LaForge	Rison
Baade	Freeman	Law	Rocca
Baird	Gagliardi	Leland	Schauer
Bankes	Galloway	LeTarte	Schermesser
Basham	Gilmer	Mans	Schroer
Bobier	Gire	Martinez	Scott
Bogardus	Godchaux	Mathieu	Tesanovich
Brater	Griffin	McNutt	Thomas
Brewer	Gubow	Middleton	Varga
Callahan	Hale	Olshove	Vaughn

Cherry	Hanley	Owen	Wallace
Crissman	Harder	Parks	Wetters
Curtis	Hood	Price	Willard
DeHart	Johnson	Profit	Wojno
Dobb	Kelly	Prusi	

**Nays—40**

Alley	Fitzgerald	Jellema	Oxender
Birkholz	Geiger	Kaza	Perricone
Bodem	Gernaat	Kukuk	Raczkowski
Brackenridge	Goschka	Llewellyn	Rhead
Brown	Green	London	Richner
Byl	Gustafson	Lowe	Sanborn
Cassis	Hammerstrom	McBryde	Scranton
Cropsey	Horton	McManus	Sikkema
Dalman	Jansen	Middaugh	Voorhees
DeVuyst	Jelinek	Nye	Walberg

In The Chair: DeHart

The question being on the passage of the bill,  
Rep. Cropsey moved that consideration of the bill be postponed temporarily.  
The motion prevailed.

**Second Reading of Bills****Senate Bill No. 838, entitled**

A bill to amend 1953 PA 232, entitled "An act to revise, consolidate, and codify the laws relating to probationers and probation officers, to pardons, reprieves, commutations, and paroles, to the administration of correctional institutions, correctional farms, and probation recovery camps, to prisoner labor and correctional industries, and to the supervision and inspection of local jails and houses of correction; to provide for the siting of correctional facilities; to create a state department of corrections, and to prescribe its powers and duties; to provide for the transfer to and vesting in said department of powers and duties vested by law in certain other state boards, commissions, and officers, and to abolish certain boards, commissions, and offices the powers and duties of which are transferred by this act; to allow for the operation of certain facilities by private entities; to prescribe the powers and duties of certain other state departments and agencies; to provide for the creation of a local lockup advisory board; to prescribe penalties for the violation of the provisions of this act; to make certain appropriations; to repeal certain parts of this act on specific dates; and to repeal all acts and parts of acts inconsistent with the provisions of this act," by amending sections 11a, 51, and 56 (MCL 791.211a, 791.251, and 791.256), sections 11a and 56 as added by 1994 PA 93 and section 51 as amended by 1994 PA 217.

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

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

Rep. Freeman moved to amend the bill as follows:

1. Amend page 3, following line 2, by inserting:

"(3) IN CONSIDERING TRANSFERS OF PRISONERS OUT-OF-STATE PURSUANT TO THE INTERSTATE CORRECTIONS COMPACT DUE TO BED SPACE NEEDS THE DEPARTMENT SHALL DO ALL OF THE FOLLOWING:

(A) CONSIDER FIRST PRISONERS WHO VOLUNTEER TO TRANSFER AS LONG AS THEY MEET THE ELIGIBILITY CRITERIA FOR SUCH TRANSFER.

(B) PROVIDE LAW LIBRARY MATERIALS INCLUDING MICHIGAN COMPILED LAWS, MICHIGAN STATE AND FEDERAL CASES, AND U.S. SIXTH CIRCUIT COURT CASES.

(C) NOT TRANSFER A PRISONER WHO HAS A SIGNIFICANT MEDICAL OR MENTAL HEALTH NEED.

(D) USE OBJECTIVE CRITERIA IN DETERMINING WHICH PRISONERS TO TRANSFER.

(4) UNLESS A PRISONER CONSENTS IN WRITING, A PRISONER TRANSFERRED UNDER THE INTERSTATE CORRECTIONS COMPACT DUE TO BED SPACE NEEDS SHALL NOT BE CONFINED IN ANOTHER STATE FOR MORE THAN 1 YEAR.

(5) A PRISONER WHO IS TRANSFERRED TO AN INSTITUTION OF ANOTHER STATE UNDER THIS SECTION SHALL RECEIVE ALL OF THE FOLLOWING WHILE IN THE RECEIVING STATE:

(A) MAIL SERVICES AND ACCESS TO THE COURT.

(B) VISITING AND TELEPHONE PRIVILEGES.

(C) OCCUPATIONAL AND VOCATIONAL PROGRAMS SUCH AS GED-ABE AND APPROPRIATE VOCATIONAL PROGRAMS FOR HIS OR HER LEVEL OF CUSTODY.

(D) PROGRAMS SUCH AS SUBSTANCE ABUSE PROGRAMS, SEX OFFENDER PROGRAMS, AND LIFE SKILLS DEVELOPMENT.

(E) ROUTINE AND EMERGENCY HEALTH CARE, DENTAL CARE, AND MENTAL HEALTH SERVICES.” and renumbering the remaining subsection.

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

Rep. Freeman moved to amend the bill as follows:

1. Amend page 4, line 13, after “(3)” by striking out “EXCEPT AS PROVIDED IN SUBSECTION (4), THE” and inserting “The”.

2. Amend page 4, line 16, by striking out all of subsection (4) and renumbering the remaining subsections.

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

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

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

Rep. Gagliardi 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. 838, entitled**

A bill to amend 1953 PA 232, entitled “An act to revise, consolidate, and codify the laws relating to probationers and probation officers, to pardons, reprieves, commutations, and paroles, to the administration of correctional institutions, correctional farms, and probation recovery camps, to prisoner labor and correctional industries, and to the supervision and inspection of local jails and houses of correction; to provide for the siting of correctional facilities; to create a state department of corrections, and to prescribe its powers and duties; to provide for the transfer to and vesting in said department of powers and duties vested by law in certain other state boards, commissions, and officers, and to abolish certain boards, commissions, and offices the powers and duties of which are transferred by this act; to allow for the operation of certain facilities by private entities; to prescribe the powers and duties of certain other state departments and agencies; to provide for the creation of a local lockup advisory board; to prescribe penalties for the violation of the provisions of this act; to make certain appropriations; to repeal certain parts of this act on specific dates; and to repeal all acts and parts of acts inconsistent with the provisions of this act,” by amending sections 11a, 51, and 56 (MCL 791.211a, 791.251, and 791.256), sections 11a and 56 as added by 1994 PA 93 and section 51 as amended by 1994 PA 217.

The bill was read a third time.

The question being on the passage of the bill,

Rep. Wallace moved that consideration of the bill be postponed temporarily.

The motion prevailed.

The House returned to the consideration of

#### **House Bill No. 4304, entitled**

A bill to amend 1967 PA 281, entitled “Income tax act of 1967,” (MCL 206.1 to 206.532) by adding section 266.

(The bill was considered earlier today, see today’s Journal, p. 1426.)

The question being on the passage of the bill,

Rep. Cropsey moved to amend the bill as follows:

1. Amend page 4, line 23, after “materials,” by inserting “ARTWORK DOES NOT INCLUDE ANY MEDIA OR MATERIAL THAT INVOLVE OR DEPICT HOMOSEXUAL ACTS, SEXUAL INTERCOURSE, UNITED STATES FLAG DESECRATION, RELIGIOUS SYMBOL DESECRATION, OR HUMAN WASTE OR EXCREMENT.”.

The motion was not seconded.

Rep. Gustafson moved to reconsider the vote by which the House did not second the amendment.

The motion did not prevail, a majority of the members present not voting therefor.

The question being on the passage of the bill,

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

**Roll Call No. 617****Yeas—74**

Agee	Curtis	Jelinek	Price
Alley	Dalman	Johnson	Profit
Anthony	DeHart	Kelly	Prusi
Baade	Dobb	Kilpatrick	Quarles
Baird	Fitzgerald	LaForge	Rhead
Bankes	Frank	Law	Rison
Basham	Gagliardi	Leland	Schauer
Bobier	Galloway	LeTarte	Schermesser
Bodem	Gilmer	Llewellyn	Schroer
Bogardus	Gire	London	Scott
Brackenridge	Godchaux	Martinez	Tesanovich
Brater	Griffin	Mathieu	Thomas
Brewer	Gubow	McNutt	Varga
Brown	Gustafson	Middleton	Vaughn
Byl	Hale	Olshove	Wallace
Callahan	Hanley	Owen	Wetters
Cherry	Harder	Oxender	Willard
Ciaramitaro	Hertel	Parks	Wojno
Crissman	Hood		

**Nays—28**

Birkholz	Green	McBryde	Rocca
Cassis	Hammerstrom	McManus	Sanborn
Cropsey	Horton	Middaugh	Scranton
DeVuyst	Jansen	Nye	Sikkema
Geiger	Kaza	Perricone	Voorhees
Gernaat	Kukuk	Raczkowski	Walberg
Goschka	Lowe	Richner	Whyman

In The Chair: DeHart

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

Rep. Gagliardi 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 260 (MCL 206.260), as amended by 1996 PA 484.

The motion prevailed.

The House agreed to the title as amended.

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

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

Reps. Anthony, Bankes, Basham, Brewer, Callahan, Cherry, DeHart, Dobb, Gagliardi, Gilmer, Gire, Gubow, Hale, Johnson, Kelly, Kilpatrick, Middleton, Parks, Prusi, Schauer, Schermesser, Scott, Varga, Vaughn, Wallace and Wetters were named co-sponsors of the bill.

Rep. Cropsey moved that his name be removed as co-sponsor of the bill.

Rep. McBryde, 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 voted 'no' on HB 4304 because the bill strips out all previously approved language that restricts what can be defined as 'art'. With no restrictions on art, desecrations of religious symbols, the American flag as well as various ethnic groups can all be passed off as art. Since we are dealing here with taxpayers dollars. I do believe we should have restrictions on what is considered to be 'art'. For this reason, Mr. Speaker, I voted against HB 4304."

The House returned to the consideration of

**Senate Bill No. 838, entitled**

A bill to amend 1953 PA 232, entitled "An act to revise, consolidate, and codify the laws relating to probationers and probation officers, to pardons, reprieves, commutations, and paroles, to the administration of correctional institutions, correctional farms, and probation recovery camps, to prisoner labor and correctional industries, and to the supervision and inspection of local jails and houses of correction; to provide for the siting of correctional facilities; to create a state department of corrections, and to prescribe its powers and duties; to provide for the transfer to and vesting in said department of powers and duties vested by law in certain other state boards, commissions, and officers, and to abolish certain boards, commissions, and offices the powers and duties of which are transferred by this act; to allow for the operation of certain facilities by private entities; to prescribe the powers and duties of certain other state departments and agencies; to provide for the creation of a local lockup advisory board; to prescribe penalties for the violation of the provisions of this act; to make certain appropriations; to repeal certain parts of this act on specific dates; and to repeal all acts and parts of acts inconsistent with the provisions of this act," by amending sections 11a, 51, and 56 (MCL 791.211a, 791.251, and 791.256), sections 11a and 56 as added by 1994 PA 93 and section 51 as amended by 1994 PA 217.

(The bill was considered earlier today, see today's Journal, p. 1428.)

The question being on the passage of the bill,

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

**Roll Call No. 618**

**Yeas—86**

Agee	DeVuyst	Jelinek	Owen
Alley	Dobb	Jellema	Oxender
Anthony	Fitzgerald	Johnson	Perricone
Baade	Frank	Kaza	Prusi
Bankes	Freeman	Kelly	Raczkowski
Basham	Gagliardi	Kukuk	Rhead
Birkholz	Galloway	Law	Richner
Bobier	Geiger	Leland	Rison
Bodem	Gernaat	LeTarte	Rocca
Bogardus	Gilmer	Llewellyn	Sanborn
Brackenridge	Gire	London	Schauer
Brown	Godchaux	Lowe	Schermesser
Byl	Goschka	Mans	Scranton
Callahan	Green	Mathieu	Sikkema
Cassis	Griffin	McBryde	Tesanovich
Cherry	Gubow	McManus	Thomas
Ciaramitaro	Gustafson	McNutt	Voorhees
Crissman	Hammerstrom	Middaugh	Walberg
Cropsey	Harder	Middleton	Wetters
Curtis	Hertel	Nye	Whyman
Dalman	Horton	Olshove	Willard
DeHart	Jansen		

**Nays—19**

Baird	Hood	Price	Varga
Brater	Kilpatrick	Profit	Vaughn
Brewer	LaForge	Quarles	Wallace
Hale	Martinez	Schroer	Wojno
Hanley	Parks	Scott	

In The Chair: DeHart

The House agreed to the title of the bill.

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

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



Rep. Vaughn, 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 rise to register my opposition to SB 838 and the reason for my no vote.

Michigan has become a penal colony because of the myopic views of the Department of Corrections and other who think jailing someone is better than crime prevention. Our prisons are over crowded because of technical parole violations, too many lifetime sentences for crimes that should be classed as illnesses such as the G 50 lifer law and other short sighted laws and rules.

Many inmates who should be free as a result of the 1980 Aaron decision are still in jail even though their Constitutional rights may have been violated.

Now the Department wants to send prisoners out of state. This is quite similar to the old slave auctions where slaves went to the highest bidders. How sad! The state has already been halted from sending youth prisoners out of state. Now this body wants to make it lawful to do so. It is not right. It is a waste of tax money.

This state is fast becoming the Gulag Archipelago of the old Soviet Union where prisoners were sent away forever. We can do better than that and that is why I oppose this legislation.

Crime is down across the state so the question citizens should ask is why so many people are still going to jail and why so few are released.

The answer must be that prisons are the new industry for the 21st Century. We have given up our manufacturing capacity to foreign countries so the only big money making operation left is prisons.

We’re all in jail when we can’t see the truth of our mistakes.

Only the truth will make us free!”

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

Rep. Gagliardi moved that when the House adjourns today it stand adjourned until Tuesday, June 16, at 10:00 a.m. The motion prevailed.

By unanimous consent the House returned to the order of

#### **Motions and Resolutions**

Reps. Cassis, McBryde, Scranton, Kelly, Thomas, Scott, Dobronski, Anthony, Hale, DeHart, Perricone, Baade, Cherry, Vaughn, Jelinek, Tesanovich, Profit, Goschka, London, Freeman, Bodem, Gernaat, Crissman, Hanley, LaForge, Fitzgerald, Hammerstrom, McNutt, Jellema, Bogardus, Rhead, Voorhees, Gubow, Parks, Horton, Jansen, Green, Dobb and Oxender offered the following resolution:

#### **House Resolution No. 319.**

A resolution commemorating the distinguished career of Wixom Police Chief Lawrence H. Holland upon his retirement.

Whereas, It is with gratitude and admiration that we salute Chief Lawrence H. Holland of the Wixom Police Department upon the occasion of his retirement. As someone who has taken on one of society’s most difficult tasks each day throughout his career, Chief Holland has earned the respect of the entire City of Wixom and all of Michigan; and

Whereas, With over thirty years of law enforcement experience, Chief Holland has been a key contributor to the order and justice that distinguishes our country from most of the world. With a personal respect for the law and a strong personal sense of duty, this dedicated professional has demonstrated profound courage; and

Whereas, Chief Holland is the recipient of: four Departmental Citations from the Detroit Police Department, Meritorious Service Citations, three Chief’s Merit Awards, Detroit Ambassador-Key to the City Award, International Society of Crime Prevention Practitioners Crime Prevention Unit of the Year for 1985 Award, Key Award to Mini-Station Section for the Southeastern Michigan Boys’ and Girls’ Clubs, and International Society of Crime Prevention Practitioners George B. Sunderland Award for Outstanding Practitioner of the Year for 1986. Coupled with many professional associations and volunteer community services, Chief Holland is a proven asset to his community; now, therefore, be it

Resolved by the House of Representatives, That members of this legislative body hereby honor Chief Lawrence H. Holland of the Wixom Police Department as he retires following over thirty years of outstanding service as a law enforcement official. We offer our best wishes to Chief Lawrence H. Holland and his family for the health and happiness he has truly earned; and be it further

Resolved, That a copy of this resolution be transmitted to Chief Holland as a symbol of our respect for his fine service.

Pending the reference of the resolution to a committee,  
 Rep. Gagliardi moved that Rule 77 be suspended and the resolution be considered at this time.  
 The motion prevailed, 3/5 of the members present voting therefor.  
 The question being on the adoption of the resolution,  
 The resolution was adopted, a majority of the members serving voting therefor.

Reps. Middaugh, Birkholz, McBryde, Scranton, Kelly, Thomas, Scott, Dobronski, Anthony, Hale, DeHart, Perricone, Cherry, Vaughn, Kilpatrick, Jelinek, Tesanovich, Profit, Goschka, Brater, London, Freeman, Bodem, Gernaat, Crissman, Hanley, LaForge, Fitzgerald, Hammerstrom, McNutt, Jellema, Bogardus, Rhead, Voorhees, Gubow, Parks, Cassis, Horton, Jansen, Green, Dobb and Oxender offered the following resolution:

**House Resolution No. 320.**

A resolution to recognize Ratcliffe Field as one of the oldest high school athletic fields in the State of Michigan.

Whereas, It is a special privilege to recognize Ratcliffe Field, one of the oldest high school athletic fields in the State of Michigan, dating back to its first use in the spring of 1916; and

Whereas, Ratcliffe Field is named in honor of W.A. Ratcliffe, one of South Haven's Live Wire Public Spirited Business Men. Mr. Ratcliffe embodied the spirit of athletics and served as a fine example for the South Haven community; and

Whereas, The first contests were held on Ratcliffe Field in 1916, which was remodeled in 1930. Arkins Fieldhouse was added in 1950 and the field was updated in 1976. Ratcliffe Field was deeded to the South Haven School System in 1980, providing a unique setting for high school sports; and

Whereas, This milestone offers us an opportunity to acknowledge the tremendous asset of Ratcliffe Field to the people of the South Haven area, both past and present; and

Whereas, The tradition of sports in the development of our youth is notable. Since 1916, Ratcliffe Field has provided an outlet to young people who have, in turn, utilized their athletic training to develop the leadership to better the world around them; now, therefore, be it

Resolved by the House of Representatives, That this resolution be dedicated to recognize Ratcliffe Field as one of the oldest high school athletic fields in the state, dating back to its first use in the spring of 1916. May we congratulate the athletes and the entire community on this milestone.

Pending the reference of the resolution to a committee,  
 Rep. Gagliardi moved that Rule 77 be suspended and the resolution be considered at this time.  
 The motion prevailed, 3/5 of the members present voting therefor.  
 The question being on the adoption of the resolution,  
 The resolution was adopted, a majority of the members serving voting therefor.

Reps. Scott, Kelly, Thomas, Dobronski, Anthony, Hale, DeHart, Baade, Cherry, Vaughn, Kilpatrick, Jelinek, Tesanovich, Profit, Goschka, Brater, London, Freeman, Bodem, Gernaat, Crissman, Hanley, LaForge, Jellema, Bogardus, Voorhees, Gubow, Murphy, Parks, Jansen, Green, Dobb and Oxender offered the following resolution:

**House Resolution No. 321.**

A resolution to honor Reverend George Lee Burton on his 50th pastoral anniversary.

Whereas, It is a pleasure and a privilege to honor Reverend George Lee Burton of Nazarene Missionary Baptist Church in Detroit, Michigan, as he celebrates his 50th pastoral anniversary. Throughout his many years as a reverend, he has been both a spiritual leader and a friend to his parishioners; and

Whereas, Reverend Burton was born in Montgomery, Alabama on July 16, 1910 and ordained in 1946 at the Nazarene Missionary Baptist Church, where he has been shepherd of the flock for 50 years. His faithful commitment to the Nazarene is evident not only by the many positive relationships he has nurtured within the community, but also by the accomplishments he has achieved through capably handling many additional duties and responsibilities, such as: Financial Secretary, Recording Secretary, and Vice President of the Detroit Council of Baptist Pastors, Treasurer of the B.M. & E. State Convention, the Michigan District Women's Auxiliary, and the Michigan District Congress, School Board Member, President of the Fellowship of Baptist Ministers, mentor to many young Michigan ministers and lifetime member of the NAACP; and

Whereas, The initiative with which God has blessed Reverend Burton has not gone untapped. As implementor and benefactor of the Detroit Prison Fellowship Program, the life Choice Program, and the Northend Community Outreach Program, it is well known that the people of his community are important to him. He has addressed their concerns, given wise counsel, and assumed prominent and caring roles for the benefit of all; now, therefore, be it

Resolved by the House of Representatives, That we are indeed grateful to honor Reverend George Lee Burton as he celebrates his 50th pastoral anniversary. Our great state is blessed with his many contributions to its people and we are most pleased that, of all the places in the world, he chose Michigan for his heavenly mission; and be it further

Resolved, That copy of this resolution be transmitted to Reverend Burton as a symbol of our esteem.

Pending the reference of the resolution to a committee,  
Rep. Gagliardi moved that Rule 77 be suspended and the resolution be considered at this time.  
The motion prevailed, 3/5 of the members present voting therefor.  
The question being on the adoption of the resolution,  
The resolution was adopted, a majority of the members serving voting therefor.

Reps. Thomas, Dobb, Scranton, McNutt, Richner, Kelly, Parks, Hale and Kilpatrick offered the following concurrent resolution:

**House Concurrent Resolution No. 110.**

A concurrent resolution to urge the Congress of the United States to consider legislation amending the Social Security Act to authorize issuance of waivers to states allowing design and implementation of alternative retirement plans.

Whereas, Social Security is a federal program that concerns the individual retirement needs of many Americans; and

Whereas, Social Security tax revenues alone will be insufficient to pay current benefits as early as the year 2012; and  
Whereas, The Social Security Trust Fund may be completely exhausted by the year 2029; and

Whereas, The investment return on Social Security contributions made by many workers today is significantly below that available from other sources; and

Whereas, Michigan workers deserve the opportunity to invest more productively for their own retirements; and

Whereas, More retirement investment alternatives might dramatically increase the savings rate of Michigan citizens and retain more young adults who would otherwise leave the state for jobs elsewhere; and

Whereas, The state of Michigan has demonstrated an adept ability to manage successfully the investments of its own retirement systems; and

Whereas, The federal government has recognized Michigan's ability to develop successful alternatives for managing programs at the state level through waivers; and

Whereas, The Clinton administration is considering various innovations to help preserve Social Security; now, therefore, be it

Resolved by the House of Representatives (the Senate concurring), That we urge the Congress of the United States to consider legislation amending the Social Security Act to authorize issuance of waivers to states allowing design and implementation of alternative retirement plans; 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 concurrent resolution was referred to the Committee on Public Retirement.

### Reports of Standing Committees

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

**House Bill No. 5287, entitled**

A bill to amend 1967 PA 281, entitled "Income tax act of 1967," by amending section 30 (MCL 206.30), as amended by 1997 PA 86.

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

**HB 5287** To Report Out:

Yeas: Reps. Profit, Quarles, Freeman, Wetters, Wojno, Perricone, Brackenridge, Dobb, Goschka, Middleton,

Nays: Rep. Agee.

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

**House Bill No. 5801, entitled**

A bill to amend 1893 PA 206, entitled "The general property tax act," by amending section 39 (MCL 211.39).

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

**HB 5801** To Report Out:

Yeas: Reps. Profit, Quarles, Agee, Freeman, Wetters, Wojno, Perricone, Brackenridge, Dobb, Middleton,

Nays: None.

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

**House Bill No. 5892, entitled**

A bill to amend 1975 PA 228, entitled "Single business tax act," by amending section 6 (MCL 208.6) and by adding section 21b.

With the recommendation that the bill pass.

The bill was referred to the order of Second Reading of Bills.

Favorable Roll Call

**HB 5892** To Report Out:

Yeas: Reps. Profit, Quarles, Freeman, Wojno, Perricone, Brackenridge, Cassis, Dobb, Middleton,

Nays: None.

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

**House Bill No. 5909, entitled**

A bill to amend 1941 PA 122, entitled "An act to establish a revenue division of the department of treasury; to prescribe its powers and duties as the revenue collection agency of the state; to prescribe certain powers and duties of the state treasurer; to create the position and to define the powers and duties of the state commissioner of revenue; 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; and to declare the effect of this act," by amending section 27a (MCL 205.27a), as amended by 1993 PA 14.

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

**HB 5909** To Report Out:

Yeas: Reps. Profit, Quarles, Freeman, Wetters, Wojno, Perricone, Brackenridge, Cassis, Dobb, Middleton,

Nays: None.

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

**Senate Bill No. 105, entitled**

A bill to amend 1975 PA 228, entitled "Single business tax act," (MCL 208.1 to 208.145) by adding section 39c.

With the recommendation that the bill pass.

The bill was referred to the order of Second Reading of Bills.

Favorable Roll Call

**SB 105** To Report Out:

Yeas: Reps. Profit, Quarles, Agee, Wojno, Perricone, Brackenridge, Cassis, Dobb, Middleton,

Nays: None.

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

**Senate Bill No. 106, entitled**

A bill to amend 1967 PA 281, entitled "Income tax act of 1967," (MCL 206.1 to 206.532) by adding section 266.

With the recommendation that the bill pass.

The bill was referred to the order of Second Reading of Bills.

Favorable Roll Call

**SB 106** To Report Out:

Yeas: Reps. Profit, Quarles, Agee, Wojno, Perricone, Brackenridge, Cassis, Dobb, Middleton,

Nays: None.

## COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Wednesday, June 10, 1998, at 8:00 a.m.,

Present: Reps. Profit, Quarles, Agee, Freeman, Gubow, Wallace, Wetters, Wojno, Perricone, Brackenridge, Cassis, Dobb, Goschka, Middleton,

Absent: Reps. Hanley, Palamara, Whyman,

Excused: Rep. Hanley.

The Committee on Regulatory Affairs, by Rep. Varga, Chair, reported

**House Bill No. 5831, entitled**

A bill to amend 1978 PA 368, entitled "Public health code," by amending section 2851 (MCL 333.2851), as added by 1996 PA 284.

With the recommendation that the bill pass.

The bill was referred to the order of Second Reading of Bills.

## Favorable Roll Call

**HB 5831** To Report Out:

Yeas: Reps. Varga, Wojno, Anthony, Leland, Olshove, Quarles, Scott, Vaughn, Fitzgerald, Richner, Rocca, Sanborn, Scranton, Voorhees,

Nays: None.

The Committee on Regulatory Affairs, by Rep. Varga, Chair, reported

**House Bill No. 5832, entitled**

A bill to amend 1980 PA 299, entitled "Occupational code," by amending sections 1804, 1809, and 1811 (MCL 339.1804, 339.1809, and 339.1811); 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

**HB 5832** To Report Out:

Yeas: Reps. Varga, Wojno, Leland, Olshove, Profit, Quarles, Vaughn, Fitzgerald, Richner, Rocca, Sanborn, Scranton, Voorhees,

Nays: None.

The Committee on Regulatory Affairs, by Rep. Varga, Chair, reported

**House Bill No. 5833, entitled**

A bill to amend 1968 PA 251, entitled "Cemetery regulation act," by amending sections 2, 9, 12, 12a, 16, 18, and 21 (MCL 456.522, 456.529, 456.532, 456.532a, 456.536, 456.538, and 456.541), as amended by 1982 PA 132, and by adding sections 2b, 2c, 2d, 12b, 16a, 16b, 16c, 16d, 16e, 16f, 16g, 16h, 16i, and 16j.

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

**HB 5833** To Report Out:

Yeas: Reps. Varga, Wojno, Leland, Olshove, Profit, Quarles, Vaughn, Fitzgerald, Richner, Rocca, Sanborn, Scranton, Voorhees,

Nays: None.

The Committee on Regulatory Affairs, by Rep. Varga, Chair, reported

**House Bill No. 5834, entitled**

A bill to amend 1986 PA 255, entitled "Prepaid funeral contract funding act," by amending sections 4, 5, 6, 8, 12, 13, 15, 18, 19, and 24 (MCL 328.214, 328.215, 328.216, 328.218, 328.222, 328.223, 328.225, 328.228, 328.229, and 328.234) and by adding sections 12a, 12b, 12c, 12d, 12e, and 12f.

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

**HB 5834** To Report Out:

Yeas: Reps. Varga, Wojno, Leland, Olshove, Profit, Quarles, Vaughn, Fitzgerald, Richner, Rocca, Sanborn, Scranton, Voorhees,

Nays: None.

The Committee on Regulatory Affairs, by Rep. Varga, Chair, reported

**House Bill No. 5838, entitled**

A bill to amend 1871 PA 164, entitled "An act to provide for vacating cemetery plats and cemetery grounds in the limits of incorporated cities and villages," by amending the title and sections 1 and 3 (MCL 128.41 and 128.43).

With the recommendation that the bill pass.

The bill was referred to the order of Second Reading of Bills.

## Favorable Roll Call

**HB 5838** To Report Out:

Yeas: Reps. Varga, Wojno, Leland, Olshove, Quarles, Scott, Vaughn, Fitzgerald, Richner, Rocca, Sanborn, Scranton, Voorhees,

Nays: None.

The Committee on Regulatory Affairs, by Rep. Varga, Chair, reported

**House Bill No. 5839, entitled**

A bill to amend 1929 PA 297, entitled "An act to provide for vacating private and public cemetery plats and cemetery grounds in the limits of incorporated cities and villages and to provide for the acquisition by said cities and villages of the cemetery grounds and plats vacated hereunder," by amending sections 1, 2, and 5 (MCL 128.51, 128.52, and 128.55).

With the recommendation that the bill pass.

The bill was referred to the order of Second Reading of Bills.

## Favorable Roll Call

**HB 5839** To Report Out:

Yeas: Reps. Varga, Wojno, Leland, Olshove, Quarles, Scott, Vaughn, Fitzgerald, Richner, Rocca, Sanborn, Scranton, Voorhees,

Nays: None.

The Committee on Regulatory Affairs, by Rep. Varga, Chair, reported

**House Bill No. 5887, entitled**

A bill to amend 1982 PA 528, entitled "An act to authorize the department of natural resources to convey certain state owned property in Sanilac county; and to prescribe conditions for the conveyance," by adding section 2a.

With the recommendation that the bill pass.

The bill was referred to the order of Second Reading of Bills.

## Favorable Roll Call

**HB 5887** To Report Out:

Yeas: Reps. Varga, Wojno, Quarles, Scott, Fitzgerald, Richner, Rocca, Sanborn, Voorhees,

Nays: None.

The Committee on Regulatory Affairs, by Rep. Varga, Chair, reported

**House Bill No. 5905, entitled**

A bill to amend 1895 PA 49, entitled "An act to provide for vacating cemeteries in townships," by amending the title and sections 1, 3, and 4 (MCL 128.31, 128.33, and 128.34), sections 1 and 4 as amended by 1980 PA 367.

With the recommendation that the bill pass.

The bill was referred to the order of Second Reading of Bills.

## Favorable Roll Call

**HB 5905** To Report Out:

Yeas: Reps. Varga, Wojno, Leland, Olshove, Quarles, Scott, Vaughn, Fitzgerald, Richner, Rocca, Sanborn, Scranton, Voorhees,

Nays: None.

## COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Varga, Chair of the Committee on Regulatory Affairs, was received and read:  
Meeting held on: Thursday, June 11, 1998, at 8:30 a.m.,

Present: Reps. Varga, Wojno, Anthony, Leland, Olshove, Profit, Quarles, Scott, Vaughn, Fitzgerald, Richner, Rocca, Sanborn, Scranton, Voorhees.

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

**House Bill No. 5894, entitled**

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending section 36111 (MCL 324.36111), as amended by 1996 PA 567, and by adding the part heading to part 362 and sections 36201, 36202, and 36203.

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

**HB 5894** To Report Out:

Yeas: Reps. Wetters, Vaughn, Baade, Bogardus, LaForge, Green, DeVuyst, Gernaat, Horton, Jelinek,

Nays: Rep. Nye.

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

**House Bill No. 5895, entitled**

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," (MCL 324.101 to 324.90106) by adding sections 36204, 36205, 36206, and 36207.

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

**HB 5895** To Report Out:

Yeas: Reps. Wetters, Vaughn, Baade, Bogardus, LaForge, Green, DeVuyst, Gernaat, Horton, Jelinek, Nye,

Nays: None.

## COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Thursday, June 11, 1998, at 8:30 a.m.,

Present: Reps. Wetters, Vaughn, Baade, Bogardus, Brewer, LaForge, Willard, Green, DeVuyst, Gernaat, Horton, Jelinek, Nye.

**Announcement by the Clerk of Printing and Enrollment**

The Clerk announced that the following bill had been printed and placed upon the files of the members, Tuesday, June 9:  
**Senate Bill No. 1175**

The Clerk announced that the following bills had been printed and placed upon the files of the members, Thursday, June 11:  
**House Bill Nos. 5916 5917 5918 5919 5920 5921 5922**

The Clerk announced that the following Senate bills had been received on Thursday, June 11:

**Senate Bill Nos.   649   837   1009   1010   1163   1164   1165   1166   1173   1183   1184   1185   1186   1187**  
**1188   1189   1190   1191   1192   1193   1194   1195**

By unanimous consent the House returned to the order of

**Messages from the Senate**

**House Bill No. 4738, entitled**

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending section 251 (MCL 257.251), as amended by 1993 PA 300.

The Senate has appointed Senators Schuette, Cisky and Peters as conferees to join with Reps. Alley, Griffin and Rhead.

The bill was referred to the Conference Committee on June 11, 1998.

**House Bill No. 4740, entitled**

A bill to amend 1981 PA 118, entitled "An act to regulate motor vehicle manufacturers, distributors, wholesalers, dealers, and their representatives; to regulate dealings between manufacturers and distributors or wholesalers and their dealers; to regulate dealings between manufacturers, distributors, wholesalers, dealers, and consumers; to prohibit unfair practices; to provide remedies and penalties; and to repeal certain acts and parts of acts," by amending sections 2, 3, 5, 13, and 14 (MCL 445.1562, 445.1563, 445.1565, 445.1573, and 445.1574), section 2 as amended by 1983 PA 188, and by adding section 22a.

The Senate has appointed Senators Schuette, Cisky and Peters as conferees to join with Reps. Alley, Griffin and Hale.

The bill was referred to the Conference Committee on June 11, 1998.

**House Bill No. 5593, entitled**

A bill to make appropriations for the department of state police and certain other state purposes for the fiscal year ending September 30, 1999; 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 the testing of certain persons; to provide for certain emergency powers; and to provide for the powers and duties of certain committees, certain state agencies, and certain employees.

The Senate has appointed Senators Cisky, Hoffman and Vaughn as conferees to join with Reps. Schauer, Hale and McBryde.

The bill was referred to the Conference Committee on June 11, 1998.

**House Bill No. 5487, entitled**

A bill to amend 1980 PA 299, entitled "Occupational code," by amending section 2001 (MCL 339.2001), as amended by 1997 PA 122.

The Senate has passed the bill, ordered that it be given immediate effect and pursuant to Joint Rule 20, inserted the full title.

The House agreed to the full title.

The bill was referred to the Clerk for enrollment printing and presentation to the Governor.

**House Bill No. 5580, entitled**

A bill to amend 1941 PA 122, entitled "An act to establish a revenue division of the department of treasury; to prescribe its powers and duties as the revenue collection agency of the state; to prescribe certain powers and duties of the state treasurer; to create the position and to define the powers and duties of the state commissioner of revenue; 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; and to declare the effect of this act," by amending section 28 (MCL 205.28), as amended by 1993 PA 13, and by adding section 30c.

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

The bill was referred to the Clerk for enrollment printing and presentation to the Governor.



**House Bill No. 4328, entitled**

A bill to amend 1976 PA 295, entitled "State transportation preservation act of 1976," by amending sections 3 and 10 (MCL 474.53 and 474.60), section 3 as amended by 1984 PA 210 and section 10 as amended by 1993 PA 28.

The Senate has substituted (S-5) the bill.

The Senate has passed the bill as substituted (S-5), ordered that it be given immediate effect and amended the title to read as follows:

A bill to amend 1976 PA 295, entitled "An act to improve and maintain transportation services in this state; to provide for the acquisition and use of funds; to provide for the acquisition of certain railroad facilities and certain property; to provide for the disposition and use of facilities and property acquired under this act; to provide for financial assistance to certain private transportation services; to prescribe the powers and duties of certain state departments and agencies; to provide for the transfer of certain funds; to provide for the creation of a fund; and to provide for appropriations," by amending sections 2, 10, and 17 (MCL 474.52, 474.60, and 474.67), section 2 as amended by 1984 PA 210, section 10 as amended by 1993 PA 28, and section 17 as amended by 1993 PA 16, and by adding sections 10a, 10b, 10c, 10d, 10e, 10f, and 10g; and to repeal acts and parts of acts.

The Speaker announced that pursuant to Rule 45, the bill was laid over one day.

**House Bill No. 4535, entitled**

A bill to amend 1980 PA 299, entitled "Occupational code," by amending section 601 (MCL 339.601), as amended by 1994 PA 400.

The Senate has substituted (S-1) the bill.

The Senate has passed the bill as substituted (S-1), ordered that it be given immediate effect and amended the title to read as follows:

A bill to amend 1980 PA 299, entitled "An act to revise, consolidate, and classify the laws of this state regarding the regulation of certain occupations; to create a board for each of those occupations; to establish the powers and duties of certain departments and agencies and the boards of each occupation; to provide for the promulgation of rules; to provide for certain fees; to provide for penalties and civil fines; to establish rights, relationships, and remedies of certain persons under certain circumstances; to repeal certain parts of this act on a specific date; and to repeal certain acts and parts of acts," by amending section 601 (MCL 339.601), as amended by 1994 PA 400, and by adding section 601a.

The Speaker announced that pursuant to Rule 45, the bill was laid over one day.

**House Bill No. 4910, entitled**

A bill to amend 1975 PA 228, entitled "Single business tax act," by amending section 52 (MCL 208.52).

The Senate has substituted (S-4) the bill.

The Senate has passed the bill as substituted (S-4), ordered that it be given immediate effect and pursuant to Joint Rule 20, inserted the full title.

The Speaker announced that pursuant to Rule 45, the bill was laid over one day.

**House Bill No. 5114, entitled**

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending sections 30306, 30307, and 30317 (MCL 324.30306, 324.30307, and 324.30317), section 30306 as added by 1995 PA 59, section 30307 as amended by 1995 PA 103, and section 30317 as amended by 1996 PA 530.

The Senate has amended the bill as follows:

1. Amend page 8, following line 5, after "YEAR AND" by inserting "AN EVALUATION OF THE CURRENT STATUTORY AND DEPARTMENT RULES, BULLETINS, AND LETTERS DEFINITION OF A WETLAND AND ANY APPROPRIATE CHANGES TO THAT DEFINITION IN THE FIRST REPORT SUBMITTED TO THE LEGISLATURE UNDER THIS SECTION".

The Senate has passed the bill as amended, ordered that it be given immediate effect and pursuant to Joint Rule 20, inserted the full title.

The Speaker announced that pursuant to Rule 45, the bill was laid over one day.

**House Bill No. 5185, entitled**

A bill to amend 1933 (Ex Sess) PA 8, entitled "The Michigan liquor control act," (MCL 436.1 to 436.58) by adding section 18b.

The Senate has substituted (S-1) the bill.

The Senate has passed the bill as substituted (S-1) and amended the title to read as follows:

A bill to amend 1998 PA 58, entitled "An act to create a commission for the control of the alcoholic beverage traffic within this state, and to prescribe its powers, duties, and limitations; to provide for powers and duties for certain state

departments and agencies; to impose certain taxes for certain purposes; to provide for the control of the alcoholic liquor traffic within this state and to provide for the power to establish state liquor stores; to provide for the care and treatment of alcoholics; to provide for the incorporation of farmer cooperative wineries and the granting of certain rights and privileges to those cooperatives; to provide for the licensing and taxation of activities regulated under this act and the disposition of the money received under this act; to prescribe liability for retail licensees under certain circumstances and to require security for that liability; to provide procedures, defenses, and remedies regarding violations of this act; to provide for the enforcement and to prescribe penalties for violations of this act; to provide for allocation of certain funds for certain purposes; to provide for the confiscation and disposition of property seized under this act; to provide referenda under certain circumstances; and to repeal acts and parts of acts," (MCL 436.1101 to 436.2303) by adding section 1101a.

The Speaker announced that pursuant to Rule 45, the bill was laid over one day.

**House Bill No. 5280, entitled**

A bill to prohibit the switching of a customer's telecommunications provider without the authorization of the customer; to prescribe the powers and duties of certain state agencies and officials; and to provide for penalties.

The Senate has substituted (S-6) the bill.

The Senate has passed the bill as substituted (S-6), ordered that it be given immediate effect and amended the title to read as follows:

A bill to amend 1991 PA 179, entitled "An act to regulate and insure the availability of certain telecommunication services; to prescribe the powers and duties of certain state agencies and officials; to prescribe penalties; to repeal certain acts and parts of acts; and to repeal this act on a specific date," (MCL 484.2101 to 484.2604) by adding section 505.

The Speaker announced that pursuant to Rule 45, the bill was laid over one day.

**House Bill No. 5346, entitled**

A bill to amend 1917 PA 273, entitled "An act to regulate and license pawnbrokers in cities and incorporated villages of this state, having a population of more than 3,000," by amending section 5 (MCL 446.205).

The Senate has substituted (S-1) the bill.

The Senate has passed the bill as substituted (S-1), ordered that it be given immediate effect and amended the title to read as follows:

A bill to amend 1917 PA 273, entitled "An act to regulate and license pawnbrokers in cities and incorporated villages of this state, having a population of more than 3,000," by amending sections 5, 9, 10, 11, and 14 (MCL 446.205, 446.209, 446.210, 446.211, and 446.214); and to repeal acts and parts of acts.

The Speaker announced that pursuant to Rule 45, the bill was laid over one day.

**House Bill No. 5399, entitled**

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending sections 61501, 61524, and 61525 (MCL 324.61501, 324.61524, and 324.61525), as added by 1995 PA 57, and by adding sections 61506a, 61525a, and 61525b.

The Senate has substituted (S-2) the bill.

The Senate has passed the bill as substituted (S-2), ordered that it be given immediate effect and amended the title to read as follows:

A bill to amend 1994 PA 451, entitled "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, and assessments; to provide certain appropriations; to prescribe penalties and provide remedies; to repeal certain parts of this act on a specific date; and to repeal certain acts and parts of acts," by amending sections 61501, 61524, and 61525 (MCL 324.61501, 324.61524, and 324.61525), section 61501 as amended by 1998 PA 115 and sections 61524 and 61525 as added by 1995 PA 57, and by adding sections 61506a, 61525a, and 61525b.

The Speaker announced that pursuant to Rule 45, the bill was laid over one day.

**Senate Bill No. 599, entitled**

A bill to amend 1986 PA 87, entitled "An act regarding warranties on new motor vehicles; to require certain repairs thereto; and to provide remedies for the failure to repair such vehicles," by amending section 1 (MCL 257.1401).

The Senate has passed the bill.

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

**Senate Bill No. 649, entitled**

A bill to amend 1974 PA 258, entitled "Mental health code," (MCL 330.1001 to 330.2106) by adding chapter 10A. The Senate has passed the bill.

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

**Senate Bill No. 767, entitled**

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending sections 43516, 73101, 73102, 73109, and 73110 (MCL 324.43516, 324.73101, 324.73102, 324.73109, and 324.73110), section 43516 as added by 1995 PA 57 and sections 73101, 73102, 73109, and 73110 as added by 1995 PA 58.

The Senate has passed the bill.

The bill was read a first time by its title and referred to the Committee on Conservation, Environment and Recreation.

**Senate Bill No. 768, entitled**

A bill to amend 1961 PA 236, entitled "Revised judicature act of 1961," by amending sections 4701, 8401a, and 8424 (MCL 600.4701, 600.8401a, and 600.8424), section 4701 as amended by 1997 PA 156, section 8401a as added by 1984 PA 278, and section 8424 as amended by 1991 PA 192.

The Senate has passed the bill.

The bill was read a first time by its title and referred to the Committee on Conservation, Environment and Recreation.

**Senate Bill No. 837, entitled**

A bill to amend 1991 PA 179, entitled "Michigan telecommunications act," (MCL 484.2101 to 484.2604) by adding section 506.

The Senate has passed the bill.

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

**Senate Bill No. 860, entitled**

A bill to amend 1939 PA 288, entitled "An act to revise and consolidate the statutes relating to certain aspects of the family division of circuit court, to the jurisdiction, powers, and duties of the family division of circuit court and its judges and other officers, to the change of name of adults and children, and to the adoption of adults and children; to prescribe certain jurisdiction, powers, and duties of the family division of circuit court and its judges and other officers; to prescribe the manner and time within which certain actions and proceedings may be brought in the family division of the circuit court; to prescribe pleading, evidence, practice, and procedure in certain actions and proceedings in the family division of circuit court; to provide for appeals from certain actions in the family division of circuit court; to prescribe the powers and duties of certain state departments, agencies, and officers; and to provide remedies and penalties," by amending sections 27, 27a, 27b, 68, 68a, and 68b of chapter X (MCL 710.27, 710.27a, 710.27b, 710.68, 710.68a, and 710.68b), section 27 as amended and sections 27a and 27b as added by 1994 PA 208 and sections 68, 68a, and 68b as amended by 1994 PA 373.

The Senate has passed the bill.

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

**Senate Bill No. 1009, entitled**

A bill to amend 1986 PA 32, entitled "Emergency telephone service enabling act," by amending sections 401, 403, 404, 405, 406, and 505 (MCL 484.1401, 484.1403, 484.1404, 484.1405, 484.1406, and 484.1505), sections 401, 403, and 405 as amended and section 406 as added by 1994 PA 29.

The Senate has passed the bill.

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

**Senate Bill No. 1010, entitled**

A bill to amend 1986 PA 32, entitled "Emergency telephone service enabling act," by amending sections 102, 303, 316, 601, 602, and 604 (MCL 484.1102, 484.1303, 484.1316, 484.1601, 484.1602, and 484.1604), section 102 as amended by 1996 PA 313, sections 303 and 602 as amended by 1994 PA 29, and section 601 as amended by 1989 PA 36, and by adding section 605.

The Senate has passed the bill.

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

**Senate Bill No. 1030, entitled**

A bill to amend 1998 PA 58, entitled "Michigan liquor control code of 1998," (MCL 436.1101 to 436.2303) by adding section 906.

The Senate has passed the bill.

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

**Senate Bill No. 1054, entitled**

A bill to amend 1893 PA 206, entitled "The general property tax act," by amending section 13 (MCL 211.13) and by adding section 8c.

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. 1057, entitled**

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending section 43534 (MCL 324.43534), as added by 1995 PA 57.

The Senate has passed the bill.

The bill was read a first time by its title and referred to the Committee on Conservation, Environment and Recreation.

**Senate Bill No. 1096, entitled**

A bill to amend 1893 PA 206, entitled "The general property tax act," (MCL 211.1 to 211.157) by adding section 9f.

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. 1136, entitled**

A bill to amend 1989 PA 292, entitled "Metropolitan council act," by amending sections 3, 5, 7, 9, 11, 19, 21, and 33 (MCL 124.653, 124.655, 124.657, 124.659, 124.661, 124.669, 124.671, and 124.683).

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. 1148, entitled**

A bill to amend 1972 PA 239, entitled "McCauley-Traxler-Law-Bowman-McNeely lottery act," by amending section 12 (MCL 432.12), as amended by 1996 PA 167.

The Senate has passed the bill.

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

**Senate Bill No. 1158, entitled**

A bill to amend 1933 PA 167, entitled "General sales tax act," by amending section 4 (MCL 205.54), as amended by 1993 PA 325.

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. 1163, entitled**

A bill to amend 1975 PA 228, entitled "Single business tax act," (MCL 208.1 to 208.145) by adding section 84.

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. 1164, entitled**

A bill to amend 1937 PA 94, entitled "Use tax act," (MCL 205.91 to 205.111) by adding section 3b.

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. 1165, entitled**

A bill to amend 1967 PA 281, entitled "Income tax act of 1967," (MCL 206.1 to 206.532) by adding section 403.

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. 1166, entitled**

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

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. 1173, entitled**

A bill to amend 1939 PA 141, entitled "Grain dealers act," by amending section 7a (MCL 285.67a), as amended by 1992 PA 238.

The Senate has passed the bill.

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

**Senate Bill No. 1181, entitled**

A bill to amend 1971 PA 140, entitled "State revenue sharing act of 1971," by amending sections 11 and 13 (MCL 141.911 and 141.913), section 11 as amended by 1996 PA 468 and section 13 as amended by 1996 PA 342; and to repeal acts and parts of acts.

The Senate has passed the bill.

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

**Senate Bill No. 1183, entitled**

A bill to amend 1939 PA 280, entitled "The social welfare act," by amending sections 55, 115b, 116, 117a, and 117c (MCL 400.55, 400.115b, 400.116, 400.117a, and 400.117c), section 55 as amended by 1987 PA 266, sections 115b and 117a as amended by 1988 PA 75, and section 117c as amended by 1988 PA 223, and by adding sections 115o and 117g.

The Senate has passed the bill.

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

**Senate Bill No. 1184, entitled**

A bill to amend 1974 PA 150, entitled "Youth rehabilitation services act," by amending the title and sections 2, 3, 4, 5, 6, 6a, 7, 7a, and 8 (MCL 803.302, 803.303, 803.304, 803.305, 803.306, 803.306a, 803.307, 803.307a, and 803.308), the title as amended and section 7a as added by 1996 PA 512, sections 2, 5, and 7 as amended by 1996 PA 417, section 4 as amended by 1988 PA 76, and section 6a as added by 1996 PA 481, and by adding section 2a.

The Senate has passed the bill.

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

**Senate Bill No. 1185, entitled**

A bill to allow counties to authorize acceptance of certain juveniles committed to their care and responsibility; to prescribe the procedure and effect of that authorization; and to prescribe powers, duties, and obligations of those counties.

The Senate has passed the bill.

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

**Senate Bill No. 1186, entitled**

A bill to amend 1973 PA 116, entitled "An act to provide for the protection of children through the licensing and regulation of child care organizations; to provide for the establishment of standards of care for child care organizations; to prescribe powers and duties of certain departments of this state and adoption facilitators; to provide penalties; and to repeal acts and parts of acts," by amending section 5 (MCL 722.115), as amended by 1998 PA 34, and by adding section 5b.

The Senate has passed the bill.

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

**Senate Bill No. 1187, entitled**

A bill to amend 1939 PA 288, entitled "An act to revise and consolidate the statutes relating to certain aspects of the family division of circuit court, to the jurisdiction, powers, and duties of the family division of circuit court and its judges and other officers, to the change of name of adults and children, and to the adoption of adults and children; to prescribe certain jurisdiction, powers, and duties of the family division of circuit court and its judges and other officers; to prescribe the manner and time within which certain actions and proceedings may be brought in the family division of the circuit court; to prescribe pleading, evidence, practice, and procedure in certain actions and proceedings in the family division of circuit court; to provide for appeals from certain actions in the family division of circuit court;

to prescribe the powers and duties of certain state departments, agencies, and officers; and to provide remedies and penalties," by amending sections 1, 2, 2d, 8, 16, 18, 18a, 18k, 25, and 28 of chapter XIIA (MCL 712A.1, 712A.2, 712A.2d, 712A.8, 712A.16, 712A.18, 712A.18a, 712A.18k, 712A.25, and 712A.28), sections 1, 2, 8, 16, and 28 as amended by 1996 PA 409, section 2d as added by 1996 PA 244, section 18 as amended by 1997 PA 163, and section 18k as added by 1996 PA 507, and by adding section 2e to chapter XIIA.

The Senate has passed the bill.

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

**Senate Bill No. 1188, entitled**

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending section 1 of chapter I, section 1f of chapter IV, section 14 of chapter VI, sections 1, 1b, and 28 of chapter IX, and sections 1, 2, 2a, 3, 3a, 3c, 4, 5, 7, and 14a of chapter XI, (MCL 761.1, 764.1f, 766.14, 769.1, 769.1b, 769.28, 771.1, 771.2, 771.2a, 771.3, 771.3a, 771.3c, 771.4, 771.5, 771.7, and 771.14a), section 1 of chapter I and section 14 of chapter VI as amended by 1996 PA 418, section 1f of chapter IV as amended by 1996 PA 255, section 1 of chapter IX as amended by 1996 PA 248, section 1b of chapter IX and section 7 of chapter XI as amended by 1996 PA 247, section 28 of chapter IX and sections 3a, 4, and 5 of chapter XI as amended and section 14a of chapter XI as added by 1988 PA 78, sections 1 and 3c of chapter XI as amended by 1993 PA 185, section 2 of chapter XI as amended by 1994 PA 286, section 2a of chapter XI as added by 1992 PA 251, and section 3 of chapter XI as amended by 1994 PA 445.

The Senate has passed the bill.

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

**Senate Bill No. 1189, entitled**

A bill to amend 1988 PA 73, entitled "The juvenile facilities act," by amending the title and sections 2, 3, 4, 5, 5a, and 6 (MCL 803.222, 803.223, 803.224, 803.225, 803.225a, and 803.226), sections 2 and 4 as amended by 1996 PA 416 and section 5a as added by 1996 PA 511.

The Senate has passed the bill.

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

**Senate Bill No. 1190, entitled**

A bill to amend 1990 PA 250, entitled "DNA identification profiling system act," by amending the title and section 3 (MCL 28.173), as amended by 1996 PA 508.

The Senate has passed the bill.

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

**Senate Bill No. 1191, entitled**

A bill to amend 1985 PA 87, entitled "Crime victim's rights act," by amending sections 2, 6, 13a, 20a, 31, 36, 41a, and 48 (MCL 780.752, 780.756, 780.763a, 780.770a, 780.781, 780.786, 780.791a, and 780.798), sections 2, 6, and 36 as amended and sections 13a, 20a, and 41a as added by 1993 PA 341, section 31 as amended by 1996 PA 82, and section 48 as amended by 1996 PA 105.

The Senate has passed the bill.

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

**Senate Bill No. 1192, entitled**

A bill to amend 1974 PA 258, entitled "Mental health code," by amending sections 498c and 498d (MCL 330.1498c and 330.1498d), as amended by 1995 PA 290.

The Senate has passed the bill.

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

**Senate Bill No. 1193, entitled**

A bill to amend 1935 PA 220, entitled "An act to provide family home care for children committed to the care of the state, to create the Michigan children's institute under the control of the Michigan social welfare commission, to prescribe the powers and duties thereof, and to provide penalties for violations of certain provisions of this act," by amending section 7 (MCL 400.207), as amended by 1980 PA 306.

The Senate has passed the bill.

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

**Senate Bill No. 1194, entitled**

A bill to amend 1931 PA 328, entitled "The Michigan penal code," by amending section 186a (MCL 750.186a), as added by 1996 PA 256.

The Senate has passed the bill.

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

**Senate Bill No. 1195, entitled**

A bill to amend 1996 PA 263, entitled "Juvenile boot camp act," by amending sections 2, 3, 4, 5, 6, and 7 (MCL 400.1302, 400.1303, 400.1304, 400.1305, 400.1306, and 400.1307).

The Senate has passed the bill.

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

**Senate Concurrent Resolution No. 90.**

A concurrent resolution to urge the United States Department of Agriculture to expedite the delivery of financial assistance for crop damage in western Michigan.

Whereas, Winds in excess of 100 miles per hour and driving rains in the early morning hours of May 31 devastated several areas of Michigan. In the western portions of the state, especially in the regions with fruit growing operations, as many as 120,000 trees were destroyed or damaged, ruining the hopes of many farmers for this year and much of the next decade; and

Whereas, Steps are being taken to cope with the storm damage to agriculture. The governor has declared several counties as natural disaster areas, and federal officials are evaluating the extent of the destruction. Local units of government and power companies have worked hard to restore essential services; and

Whereas, The damage to crops, especially fruit operations, is extensive, particularly in Ottawa, Kent, and Muskegon Counties. The involvement of the federal government, through the Farm Service Agency of the United States Department of Agriculture, may be the only way to protect resources that are very significant not only to the individual farmers, but also to agriculture in the area; now, therefore, be it

Resolved by the Senate (the House of Representatives concurring), That we urge the United States Department of Agriculture to expedite the delivery of financial assistance for crop damage in western Michigan; and be it further

Resolved, That a copy of this resolution be transmitted to the Farm Service Agency of the United States Department of Agriculture.

The has Senate adopted the concurrent resolution.

The concurrent resolution was referred to the Committee on Agriculture.

**Notices**

The Speaker appointed as conferees, on the part of the House of Representatives for **House Bill No. 5594**, Reps. Harder, Hale, and Jellema.

**Communications from State Officers**

The following communication from the Workforce Development Board of the Northeast Michigan Consortium-Michigan Works! was received and read:

June 8, 1998

The Workforce Development Board of the Northeast Michigan Consortium has prepared the final Welfare to Work Plan for Program Year 1998. The total amount of Program Funds for three program years is \$694,269.00.

A copy of the Plan is available at Northeast Michigan Consortium, P.O. Box 711, Onaway, Michigan 49765. Please address questions or comments to Terry L. Basel, Program Coordinator.

Sincerely,  
Terry L. Basel  
Program Coordinator

The communication was referred to the Clerk.

The following communication from the Auditor General was received and read:

June 10, 1998

Enclosed is a copy of the following audit report and/or executive digest:

Performance Audit of the  
State Administrative Board  
Department of Management and Budget  
June 1998

Sincerely,  
Thomas H. McTavish, C.P.A.  
Auditor General

The communication was referred to the Clerk and the accompanying report referred to the Committee on House Oversight and Ethics.

### Introduction of Bills

Reps. Ciaramitaro, Rison, Emerson, LaForge, Price and Martinez introduced

**House Bill No. 5927, entitled**

A bill to establish a living wage requirement for business entities that receive state funds; to impose certain duties on certain departments and state officers; and to prescribe remedies and penalties.

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

Rep. Ciaramitaro introduced

**House Bill No. 5928, entitled**

A bill to amend 1961 PA 236, entitled "Revised judicature act of 1961," by amending section 8122 (MCL 600.8122), as amended by 1988 PA 135, and by adding section 9938a.

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

Rep. Gubow introduced

**House Bill No. 5929, entitled**

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending section 531 (MCL 257.531).

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

Reps. Kaza and Galloway introduced

**House Bill No. 5930, entitled**

A bill to amend 1985 PA 106, entitled "State convention facility development act," by amending section 4 (MCL 207.624).

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

Rep. Harder introduced

**House Bill No. 5931, entitled**

A bill to amend 1909 PA 279, entitled "The home rule city act," by amending sections 6 and 9b (MCL 117.6 and 117.9b), section 6 as amended by 1984 PA 352 and section 9b as added by 1982 PA 465.

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

Reps. Basham, Hale, Bogardus, Anthony, Kelly, LaForge, Cherry, Scott and Stallworth introduced

**House Bill No. 5932, entitled**

A bill to amend 1956 PA 218, entitled "The insurance code of 1956," (MCL 500.100 to 500.8302) by adding section 2140.

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

Reps. Basham, Anthony, Kelly, Stallworth, LaForge, Parks, Cherry, Scott and Schauer introduced

**House Bill No. 5933, entitled**

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," (MCL 324.101 to 324.90106) by adding section 506a.

The bill was read a first time by its title and referred to the Committee on Conservation, Environment and Recreation.



Reps. Basham, Hale, Anthony, Bogardus, Kelly, Stallworth, LaForge, Parks, Cherry, Scott and Schauer introduced **House Bill No. 5934, entitled**

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," (MCL 324.101 to 324.90106) by adding part 12.

The bill was read a first time by its title and referred to the Committee on Conservation, Environment and Recreation.

Rep. Kukuk introduced

**House Bill No. 5935, entitled**

A bill to amend 1970 PA 74, entitled "Corner recordation act," by amending sections 2, 3, 6, 7, 8, 10, 13, and 14 (MCL 54.202, 54.203, 54.206, 54.207, 54.208, 54.210, 54.210c, and 54.210d), sections 2, 6, 8, 13, and 14 as amended by 1988 PA 26; and to repeal acts and parts of acts.

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

Rep. Kukuk introduced

**House Bill No. 5936, entitled**

A bill to amend 1970 PA 132, entitled "An act to provide for the filing of surveys in the office of the register of deeds relative to land divisions; and to prescribe the conditions of the survey," by amending sections 1, 2, and 3 (MCL 54.211, 54.212, and 54.213), section 2 as amended by 1988 PA 24 and section 3 as amended by 1992 PA 183, and by adding section 1a.

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

Rep. Wallace introduced

**House Bill No. 5937, entitled**

A bill to amend 1961 PA 236, entitled "Revised judicature act of 1961," by amending sections 601, 841, 861, and 1517 (MCL 600.601, 600.841, 600.861, and 600.1517), as amended by 1996 PA 388; and to repeal acts and parts of acts.

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

Rep. Middaugh introduced

**House Bill No. 5938, entitled**

A bill to amend 1980 PA 299, entitled "Occupational code," by amending section 2518 (MCL 339.2518), as amended by 1998 PA 90.

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

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Rep. Geiger moved that the House adjourn.

The motion prevailed, the time being 3:40 p.m.

Acting Speaker DeHart declared the House adjourned until Tuesday, June 16, at 10:00 a.m.

MARY KAY SCULLION  
Clerk of the House of Representatives.

