

No. 10
JOURNAL OF THE HOUSE

House Chamber, Lansing, Thursday, February 13, 1997.

10:00 a.m.

The House was called to order by the Speaker.

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

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

e/d/s = entered during session

The Rev. Terry Alverson, Pastor, DeWitt Community Church, DeWitt, offered the following invocation:

"I would like to ask you, if you would, put your hand over your heart as if you were pledging allegiance to the flag. In Proverbs 21:1, it says that 'The heart of the king is in the hand of God.' This morning, Father, we want to sense that Your hand is on our hearts and that Your touch is giving us strength, courage, peace and direction for the puzzled times. Father, we want to be honest this morning and even as King David said, 'You will not despise a pure heart.' His prayer was to create in us a clean and a pure heart and Samuel said, 'You look on our hearts, not on outward appearance.' So, this morning, Father, we pray that You will just—in a wonderful way—touch all of our hearts. Lift us up, inwardly, and keep us, O God, pure before Thee. Help us to sense that You are with us and Your presence will give us power in Christ's name, I pray. Amen."

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

Rep. Hammerstrom moved that Rep. Whyman be excused from today's session.
The motion prevailed.

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

Second Reading of Bills

House Bill No. 4226, entitled

A bill to amend 1954 PA 116, entitled "Michigan election law," by amending section 523 (MCL 168.523), as amended by 1996 PA 583.

The bill was read a second time.

Rep. Birkholz moved to amend the bill as follows:

1. Amend page 1, line 3, after "by" by inserting "presenting an official state identification card issued to that individual pursuant to ~~Act No. 222 of the Public Acts of 1972, being sections 28.291 to 28.295 of the Michigan Compiled Laws 1972~~ PA 222, MCL 28.291 TO 28.295, an operator's or chauffeur's license issued to that individual pursuant to the Michigan vehicle code, ~~Act No. 300 of the Public Acts of 1949, being sections 257.1 to 257.923 of the Michigan Compiled Laws 1949~~ PA 300, MCL 257.1 TO 257.923, or other generally recognized picture identification card and by".

2. Amend page 2, line 23, after "list." by inserting "~~IF~~ EXCEPT AS OTHERWISE PROVIDED IN THIS SUBSECTION, IF the elector does not have an official state identification card, operator's or chauffeur's license, ~~as required in this subsection,~~ or other generally recognized picture identification card AS REQUIRED IN THIS SUBSECTION, the individual shall sign an affidavit to that effect before an election inspector and be allowed to vote as otherwise provided in this act. However, an elector being allowed to vote without the identification required under ~~this subsection~~ THE PREVIOUS SENTENCE is subject to challenge as provided in section 727. IF THE SIGNATURE OF THE APPLICANT CAN BE COMPARED TO A SPECIMEN OF THAT INDIVIDUAL'S SIGNATURE KEPT ON FILE AT THE POLLING PLACE BY THE ELECTION OFFICIAL, AND IT IS FOUND THAT THE APPLICANT IS ENTITLED TO VOTE, THE ELECTION OFFICIAL SHALL APPROVE THE APPLICATION AS PRESCRIBED IN THIS SUBSECTION AND THE ELECTOR SHALL BE ALLOWED TO VOTE WITHOUT SIGNING AN AFFIDAVIT."

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

Rep. Birkholz demanded the yeas and nays.

The demand was supported.

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

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

Roll Call No. 29

Yeas—48

Bankes
Birkholz
Bobier

Fitzgerald
Galloway
Geiger

Jellema
Johnson
Kukuk

Middleton
Nye
Oxender

Bodem	Gernaat	Law	Perricone
Brackenridge	Godchaux	LeTarte	Raczkowski
Byl	Goschka	Llewellyn	Rhead
Cassis	Green	London	Richner
Crissman	Gustafson	Lowe	Rocca
Cropsey	Hammerstrom	McBryde	Scranton
Dalman	Jansen	McManus	Sikkema
DeVuyst	Jaye	McNutt	Voorhees
Dobb	Jelinek	Middaugh	Walberg

Nays—57

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

In The Chair: Gire

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

“Mr. Speaker and members of the House:

The administration of justice is one of the fundamental purposes of government. Our nation rests on the principle that it is government’s role to provide a system of justice, including law enforcement and a court system.

The U.S. Justice Department and the Federal Bureau of Investigation (FBI) have a record of investigating and prosecuting vote fraud, when it occurs, and those criminal elements in our society who would deny U.S. citizens of their constitutional right to vote.

Perhaps some in this chamber have forgotten that criminal elements have, from time to time, attempted to prevent U.S. citizens from exercising their constitutional right to vote.

The U.S. Justice Department and the FBI fought a literal war in the 1960s in the state of Mississippi against domestic terrorists intent on preventing U.S. citizens from exercising their constitutional right to vote.

Whose side are you on?

The side of those who would use coercion, intimidation and even violence to prevent U.S. citizens from exercising their constitutional right to vote?

Or the side of the justice system, and those who have fought, and continue to fight, for U.S. citizens constitutional right to vote?

Prior to the 1996 general election, Mr. Saul Green, the U.S. Attorney for Southeast Michigan and an employee of the U.S. Justice Department, made public statements encouraging citizens to report incidents of vote fraud, if they occurred.

The FBI, Mr. Green said, would investigate. If substantiated, the Justice Department would prosecute. Mr. Green’s statements were publicized prior to the 1996 general election.

I submit to you that if vote fraud had occurred during the 1996 general election the U.S. Justice Department and FBI would have responded. To suggest otherwise is to question the integrity of those institutions and their record of responding to criminal elements who would interfere with our voting system.

In fact, the Michigan Attorney General (a Democrat) and Michigan Secretary of State (a Republican) stated subsequent to the 1996 general election that there was no evidence of vote fraud. If the opponents of this bill have evidence of vote fraud they should take their proof to the authorities so that those responsible can be held accountable.

The administration of justice is one of the fundamental purposes of government. It is unfortunate that the opponents of this bill have failed today to grasp that point."

Rep. Brackenridge moved to amend the bill as follows:

1. Amend page 3, following line 20, by inserting:

"Enacting section 1. This amendatory act does not take effect if within 30 days after its enactment the secretary of state certifies that individuals shall be issued official state identification cards for voting purposes without charge or any other fee pursuant to 1972 PA 222, MCL 28.291 to 28.295. The secretary of state shall file a certification described in this enacting section with the office of the great seal in the department of state."

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

Rep. Brackenridge demanded the yeas and nays.

The demand was supported.

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

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

Roll Call No. 30

Yeas—49

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

Nays—57

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

In The Chair: Gire

Rep. Jansen moved to amend the bill as follows:

1. Amend page 2, line 17, after "elector." by inserting "IF THE VOTE OF THE PERSON IS CHALLENGED, THE PERSON SHALL PRESENT AN OFFICIAL STATE IDENTIFICATION CARD ISSUED TO THAT PERSON PURSUANT TO 1972 PA 222, MCL 28.291 TO 28.295, AN OPERATOR'S OR CHAUFFEUR'S LICENSE ISSUED TO THAT PERSON PURSUANT TO THE MICHIGAN VEHICLE CODE, 1949 PA 300, MCL 257.1 TO 257.923, OR OTHER GENERALLY RECOGNIZED PICTURE IDENTIFICATION CARD. IF THE CHALLENGED PERSON DOES NOT HAVE AN OFFICIAL STATE IDENTIFICATION CARD, OPERATOR'S OR CHAUFFEUR'S LICENSE, OR OTHER GENERALLY RECOGNIZED PICTURE IDENTIFICATION CARD AS REQUIRED IN THIS SUBSECTION, THE PERSON SHALL SIGN AN AFFIDAVIT TO THAT EFFECT BEFORE AN ELECTION INSPECTOR AND BE ALLOWED TO VOTE AS OTHERWISE PROVIDED IN THIS ACT.".

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

Rep. Brackenridge demanded the yeas and nays.

The demand was supported.

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

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

Roll Call No. 31

Yeas—48

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

Nays—58

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

In The Chair: Gire

Rep. Hammerstrom moved to substitute (H-1) the bill.

The question being on the adoption of the substitute (H-1) offered by Rep. Hammerstrom,

Rep. Crissman demanded the yeas and nays.

The demand was supported.

The question being on the adoption of the substitute (H-1) offered by Rep. Hammerstrom,

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

Roll Call No. 32

Yeas—47

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

Nays—57

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

In The Chair: Gire

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

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The administration of justice is one of the fundamental purposes of government. Our nation rests on the principle that it is government’s role to provide a system of justice, including law enforcement and a court system.

The U.S. Justice Department and the Federal Bureau of Investigation (FBI) have a record of investigating and prosecuting vote fraud, when it occurs, and those criminal elements in our society who would deny U.S. citizens of their constitutional right to vote.

Perhaps some in this chamber have forgotten that criminal elements have, from time to time, attempted to prevent U.S. citizens from exercising their constitutional right to vote.

The U.S. Justice Department and the FBI fought a literal war in the 1960s in the state of Mississippi against domestic terrorists intent on preventing U.S. citizens from exercising their constitutional right to vote.

Whose side are you on?

The side of those who would use coercion, intimidation and even violence to prevent U.S. citizens from exercising their constitutional right to vote?

Or the side of the justice system, and those who have fought, and continue to fight, for U.S. citizens constitutional right to vote?

Prior to the 1996 general election, Mr. Saul Green, the U.S. Attorney for Southeast Michigan and an employee of the U.S. Justice Department, made public statements encouraging citizens to report incidents of vote fraud, if they occurred.

The FBI, Mr. Green said, would investigate. If substantiated, the Justice Department would prosecute. Mr. Green's statements were publicized prior to the 1996 general election.

I submit to you that if vote fraud had occurred during the 1996 general election the U.S. Justice Department and FBI would have responded. To suggest otherwise is to question the integrity of those institutions and their record of responding to criminal elements who would interfere with our voting system.

In fact, the Michigan Attorney General (a Democrat) and Michigan Secretary of State (a Republican) stated subsequent to the 1996 general election that there was no evidence of vote fraud. If the opponents of this bill have evidence of vote fraud they should take their proof to the authorities so that those responsible can be held accountable.

The administration of justice is one of the fundamental purposes of government. It is unfortunate that the opponents of this bill have failed today to grasp that point."

Rep. Schauer 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

House Bill No. 4226, entitled

A bill to amend 1954 PA 116, entitled "Michigan election law," by amending section 523 (MCL 168.523), as amended by 1996 PA 583.

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

Roll Call No. 33

Yeas—66

Agee	Emerson	Law	Quarles
Alley	Frank	Leland	Rison
Anthony	Freeman	Mans	Rocca
Baade	Gagliardi	Martinez	Schauer
Baird	Gire	Mathieu	Schermesser
Bogardus	Godchaux	McNutt	Schroer
Brater	Griffin	Murphy	Scott
Brewer	Gubow	Nye	Stallworth
Brown	Hale	Olshove	Tesanovich
Callahan	Hanley	Owen	Thomas
Cassis	Harder	Oxender	Varga
Cherry	Hertel	Palamara	Vaughn
Ciaramitaro	Hood	Parks	Wallace
Crissman	Kaza	Price	Wetters
Curtis	Kelly	Profit	Willard
DeHart	Kilpatrick	Prusi	Wojno
Dobronski	LaForge		

Nays—40

Banks	Fitzgerald	Jaye	McManus
Birkholz	Galloway	Jelinek	Middaugh
Bobier	Geiger	Jellema	Middleton
Bodem	Gernaat	Johnson	Perricone
Brackenridge	Goschka	Kukuk	Rackowski
Byl	Green	LeTarte	Rhead
Cropsey	Gustafson	Llewellyn	Richner

Dalman
DeVuyst
Dobb

Hammerstrom
Horton
Jansen

London
Lowe
McBryde

Sikkema
Voorhees
Walberg

In The Chair: Gire

The House agreed to the title of the bill.

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

The motion prevailed, two-thirds of the members serving voting therefor.

Reps. Agee, Brater, Curtis, Gagliardi, Gubow, Hood, Kelly, Leland, Mans, Murphy, Palamara, Parks, Price, Profit, Schroer, Scott, Stallworth, Tesanovich, Vaughn and Willard were named co-sponsors of the bill.

By unanimous consent the House returned to the order of

Motions and Resolutions

Rep. Gagliardi moved that when the House adjourns today it stand adjourned until Tuesday, February 18, at 2:00 p.m.

The motion prevailed.

Rep. Gubow asked and obtained an excuse from next Tuesday's, Wednesday's and Thursday's sessions.

Reps. Fitzgerald, Freeman, Birkholz, McBryde, Dobronski, Mans, Gernaat, Geiger, Bobier, Callahan, Kaza, Brater, Brackenridge, Dobb, Jellema, Crissman, Schauer, Anthony, Hammerstrom, Lowe, Wetters, Cassis, Goschka, Richner, Jelinek, London, Byl, Jansen, LeTarte, Godchaux, Green, Bodem, Oxender, McNutt, Sikkema, McManus, Raczkowski, Llewellyn, Rhead, Perricone, Kelly, Middaugh, Martinez, Law, Harder, Curtis, Baird, Johnson, Profit, Kukuk, LaForge, Schroer, Dalman, Scott, Middleton and Bogardus offered the following concurrent resolution:

House Concurrent Resolution No. 10.

A concurrent resolution to establish a commission on campaign finance reform.

Whereas, With the every-increasing costs of campaigns for elective office, many people have expressed a strong desire for campaign finance reform in Michigan. While the Michigan Legislature has addressed this need with certain enactments, a more comprehensive, unified look at campaign finance issues is necessary; and

Whereas, A cornerstone of our system of self-government is public belief in the integrity of our elections process. Ideas, and men and women committed to our future should drive campaigns, not the size of campaign accounts. Public cynicism toward candidates and issues erodes the effectiveness of all offices and levels of government; and

Whereas, The most meaningful insights on campaign finance reform will likely come from a combination of people who are within the elections system and citizens who are not. The normal committee process of the legislature makes tackling this issue more difficult; and

Whereas, It is essential that a comprehensive look at campaign finance reform take place as far removed from the next election cycle as is possible. We have an opportunity now to make changes that can help Michigan far into the future; now, therefore, be it

Resolved by the House of Representatives (the Senate concurring), That a commission on campaign finance reform is established. The commission shall consist of eight members, with the Speaker and the Minority Leader of the House each selecting one member of their caucus and one member of the public and the Majority Leader and the Minority Leader of the Senate each selecting one member of their caucus and one member of the public. The commission on campaign finance reform shall make recommendations to the legislature by September 1, 1997.

The concurrent resolution was referred to the Committee on House Oversight and Ethics.

Reports of Standing Committees

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

House Bill No. 4219, entitled

A bill to amend 1980 PA 299, entitled "Occupational code," by amending sections 1201, 1204, 1205, 1206, 1207, 1208, 1209, 1210, 1211, 1214, 1217, and 1218 (MCL 339.1201, 339.1204, 339.1205, 339.1206, 339.1207, 339.1208, 339.1209, 339.1210, 339.1211, 339.1214, 339.1217, and 339.1218), sections 1204, 1205, 1207, 1208, 1209, 1211, and 1214 as amended by 1988 PA 463, and by adding sections 1203a and 1203b; and to repeal acts and parts of acts.

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

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

Favorable Roll Call

HB 4219 To Report Out:

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

Nays: None.

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

House Bill No. 4220, entitled

A bill to amend 1979 PA 152, entitled "State license fee act," by amending section 25 (MCL 338.2225), as amended by 1988 PA 461.

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 4220 To Report Out:

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

Nays: None.

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

House Bill No. 4238, entitled

A bill to amend 1980 PA 299, entitled "Occupational code," (MCL 339.101 to 339.2721) by adding sections 720, 721, 722, 723, 724, 725, 726, 727, 728, 729, 730, 731, 732, 733, 734, and 735; and to repeal acts and parts of acts.

With the recommendation that the following amendments be adopted and that the bill then pass.

1. Amend page 10, line 11, after "OF" by striking out "SUBDIVISION" and inserting "SUBSECTION".

2. Amend page 10, line 17, by striking out "SUBDIVISION" and inserting "SUBSECTION".

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

Favorable Roll Call

HB 4238 To Report Out:

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

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, February 13, 1997, at 8:30 a.m.,

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

Absent: Rep. Voorhees,

Excused: Rep. Voorhees.

COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Wednesday, February 12, 1997, at 4:14 p.m.,

Present: Reps. Leland, Schermesser, Baade, Brown, Curtis, Olshove, Schauer, Scott, Wojno, London, Birkholz, Byl, Galloway, Gernaat, Green, Middleton,

Absent: Rep. Mans.

COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Brewer, Chair of the Committee on Advanced Technology and Computer Development, was received and read:

Meeting held on: Wednesday, February 12, 1997, at 4:15 p.m.,

Present: Reps. Brewer, Brown, Baird, Quarles, Kaza, Hammerstrom, Walberg,

Absent: Reps. Anthony, Whyman,

Excused: Reps. Anthony, Whyman.

COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Thursday, February 13, 1997, at 8:30 a.m.,

Present: Reps. Freeman, Mans, Agee, Baird, Callahan, Galloway, Jaye, Nye, Perricone.

Announcement by the Clerk of Printing and Enrollment

The Clerk announced that the following Senate bills had been received on Thursday, February 13:

Senate Bill Nos. 101 118 119 120

By unanimous consent the House returned to the order of

Messages from the Senate**Senate Bill No. 101, entitled**

A bill to amend 1993 PA 327, entitled "Tobacco products tax act," by amending the title and sections 2, 5, 6, 7, 8, 9, and 12 (MCL 205.422, 205.425, 205.426, 205.427, 205.428, 205.429, and 205.432), section 9 as amended by 1995 PA 118, and by adding sections 5a, 5b, 6a, 6b, and 7a.

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. 118, entitled

A bill to amend 1984 PA 192, entitled "Forbes mechanical contractors act," by amending section 10 (MCL 338.980), as amended by 1989 PA 105.

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. 119, entitled

A bill to amend 1956 PA 217, entitled "Electrical administrative act," by amending section 3 (MCL 338.883), as amended by 1992 PA 130.

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. 120, entitled

A bill to amend 1929 PA 266, entitled "An act to protect the health, and promote the safety and welfare of the people, by regulating the installation, alteration, maintenance, improvement and inspection of plumbing; to define plumbing and the classification of plumbers; to provide for the issuing of licenses and permits pertaining thereto and the disposition of moneys derived therefrom; to create a plumbing board, and to prescribe its powers and duties; to authorize cities, villages and townships to adopt and enforce certain standards; to establish remedies and fix penalties for violation of the provisions of this act," by amending section 8 (MCL 338.908), as amended by 1989 PA 106.

The Senate has passed the bill.

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

Communications from State Officers

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

February 12, 1997

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

Financial Audit of the Liquor Control Commission
Department of Consumer and Industry Services
October 1, 1993 through September 30, 1995

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. Harder, Anthony, Rocca, Bogardus, Hanley, Hale, Green, Schauer, DeHart, Baade, Martinez, Leland, Cropsey, Brewer, Curtis, Cherry, Willard, Gire, Olshove, Goschka and Wetters introduced

House Bill No. 4322, entitled

A bill to amend 1967 PA 281, entitled "Income tax act of 1967," by amending section 273 (MCL 206.273), as added by 1988 PA 516.

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

Reps. Harder, Anthony, Rocca, Bogardus, Hanley, Hale, Green, Schauer, DeHart, Baade, Martinez, Leland, Cropsey, Brewer, Curtis, Cherry, Willard, Gire, Olshove, Goschka and Wetters introduced

House Bill No. 4323, entitled

A bill to amend 1981 PA 180, entitled "Older Michiganians act," (MCL 400.581 to 400.594) by adding section 6/.

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

Reps. Harder, Bogardus, Hanley, Hale, Green, DeHart, Baade, Cropsey, Leland, Brewer, Curtis, Cherry, Willard, Gire, Olshove and Wetters introduced

House Bill No. 4324, entitled

A bill to amend 1978 PA 325, entitled "An act to provide for a suggestion awards program; and to prescribe the duties of the department of civil service," by amending sections 1, 2, 3, and 4 (MCL 38.1161, 38.1162, 38.1163, and 38.1164).

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

Reps. LaForge, Mans, Martinez, Willard, Leland and Callahan introduced

House Bill No. 4325, entitled

A bill to provide for the regulation of certain vacant buildings; to authorize certain local ordinances; to prescribe powers and duties of certain state and local agencies; and to provide remedies and prescribe penalties.

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

Reps. LaForge, Mans, Willard, Gubow, Leland, Anthony and Callahan introduced

House Bill No. 4326, entitled

A bill to amend 1965 PA 290, entitled "Boiler act of 1965," by amending the title and sections 2, 4, 4a, 12, 14, and 24 (MCL 408.752, 408.754, 408.754a, 408.762, 408.764, and 408.774), sections 2 and 4a as amended by 1986 PA 277 and section 4 as amended by 1980 PA 274, and by adding sections 13a, 13b, 13c, and 13d.

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

Reps. Anthony, Leland, Schauer, Kelly, Martinez, Willard, Mans, Kilpatrick, Gire, Lowe, Ciaramitaro, Scott and Goschka introduced

House Bill No. 4327, entitled

A bill to amend 1975 PA 228, entitled "Single business tax act," (MCL 208.1 to 208.145) by adding section 38e.

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

Reps. Gernaat, Harder, Green, Cropsey, Llewellyn, Jellema, Bobier, McManus, DeVuyst, Baade, London, Curtis, McBryde, Goschka, Middleton, Wetters, Rhead, McNutt, Bodem, Lowe, Hammerstrom, Kukuk, Frank, Bogardus, Sikkema, Tesanovich, Prusi, Gagliardi, Anthony, Raczkowski and Galloway introduced

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, and by adding section 10a.

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

Reps. Gire, Freeman, Bogardus, Baade, LaForge, Kelly, Law, Callahan, Schauer, Prusi, Goschka, Tesanovich, Martinez, Oxender, Brater, Ciaramitaro, Hale and Schermesser introduced

House Bill No. 4329, entitled

A bill to amend 1976 PA 451, entitled "The revised school code," by amending section 1284 (MCL 380.1284), as amended by 1995 PA 289.

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

Reps. Varga, Fitzgerald, Anthony, Law, Scott, Profit and Agee introduced

House Bill No. 4330, entitled

A bill to license and regulate the conducting of bingo and certain forms of gambling; to provide for the conducting of charity games and numeral games; to impose certain duties and authority upon certain state departments, agencies, and officers; to provide a tax exemption; to provide for remedies and penalties; and to repeal acts and parts of acts.

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

Reps. Bodem, Horton, Lowe, McBryde, Goschka, Gernaat and Prusi introduced

House Bill No. 4331, entitled

A bill to amend 1893 PA 206, entitled "The general property tax act," by amending section 34d (MCL 211.34d), as amended by 1996 PA 476.

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

Reps. Bodem, McBryde, Gilmer, Gernaat and Prusi introduced

House Bill No. 4332, entitled

A bill to amend 1933 (Ex Sess) PA 8, entitled "The Michigan liquor control act," by amending section 19c (MCL 436.19c), as amended by 1996 PA 379.

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

Reps. Bodem, Bobier, Lowe, Crissman, Goschka, Gernaat and Prusi introduced

House Bill No. 4333, entitled

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending section 2132 (MCL 324.2132), as amended by 1995 PA 60 and adding section 2132a.

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

Reps. Bodem, Bobier, Lowe, Crissman, Gernaat, Wetters and Prusi introduced

House Bill No. 4334, entitled

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," (MCL 324.101 to 324.90106) by adding section 61506a.

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

Reps. Bodem, McBryde, Brackenridge, Jellema, Goschka, Dalman, Curtis and LeTarte introduced

House Bill No. 4335, entitled

A bill to allow state public universities to accept certain revenue from the secretary of state and to provide for expenditure of that revenue.

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

Reps. Bodem, Brackenridge, Jellema, McBryde, Goschka, Dalman, Curtis and LeTarte introduced

House Bill No. 4336, entitled

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," (MCL 257.1 to 257.923) by adding sections 811d, 811e, and 811f.

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

Rep. Profit moved that the House adjourn.

The motion prevailed, the time being 12:35 p.m.

The Associate Speaker Pro Tempore declared the House adjourned until Tuesday, February 18, at 2:00 p.m.

MARY KAY SCULLION
Clerk of the House of Representatives.

