

**No. 44**  
**JOURNAL OF THE HOUSE**

---

House Chamber, Lansing, Tuesday, May 20, 1997.

2:00 p.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—excused       |
| Alley—present        | Frank—present       | Kelly—present      | Profit—present      |
| Anthony—present      | Freeman—present     | Kilpatrick—excused | Prusi—present       |
| Baade—present        | Gagliardi—present   | Kukuk—present      | Quarles—excused     |
| 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—present      | 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—excused  |
| 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—present      |
| 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. David Breen, Pastor, Fair Haven Ministries, Hudsonville, offered the following invocation:

“Loving God, We give You thanks for the joy of service for Your people. Today, open our eyes to the wonder of Your world with all of its springtime beauty and to the infinite wisdom of Your design and creation. Then, give us eyes and hearts also for the wonder of Your design in people—the people that we can see and the people who are here unseen. We pray for a special wisdom for those who will make decisions—sometimes difficult decisions—that will call for integrity, compassion, justice and truth. And, we also pray for those whom they love, their families and their circle of friends. We ask that all will be joined together in a network of those who care so that Your people—both here and far from here—will know of Your love and care and that they will be provided for and will be given a good path for their life. Thank You for these moments and give us eyes for wonder and joy in the work that is before us. In Your name we pray, Amen.”

---

Rep. Dobronski moved that Reps. Price, Kilpatrick, Stallworth and Quarles be excused from today’s session. The motion prevailed.

The Speaker called the Speaker Pro Tempore to the Chair.

### Reports of Standing Committees

The Speaker laid before the House

#### **House Resolution No. 39.**

A resolution to memorialize the Congress of the United States and the Environmental Protection Agency not to restrict the use of barbecue grills.

(For text of resolution, see House Journal No. 34, p. 690.)

(The resolution was reported by the Committee on Conservation, Environment and Recreation on May 14, consideration of which was postponed until May 15 under the rules.)

The question being on the adoption of the resolution,

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

Reps. Alley, Bodem, Brewer, Brown, Byl, Callahan, Cherry, Crissman, Cropsey, DeVuyst, Dobb, Frank, Jelinek, Jellema, Kukuk, Law, McNutt, Middaugh, Murphy, Palamara, Profit, Rocca, Schauer, Scott, Vaughn, Voorhees and Wetters were named co-sponsors of the resolution.

The Speaker laid before the House

#### **House Concurrent Resolution No. 37.**

A concurrent resolution to memorialize the Congress of the United States and the Environmental Protection Agency not to restrict the use of barbecue grills.

(For text of resolution, see House Journal No. 34, p. 690.)

(The concurrent resolution was reported by the Committee on Conservation, Environment and Recreation on May 14, consideration of which was postponed until May 15 under the rules.)

The question being on the adoption of the concurrent resolution,

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

Reps. Alley, Bodem, Brewer, Brown, Byl, Callahan, Cherry, Crissman, Cropsey, DeVuyst, Dobb, Frank, Jaye, Jelinek, Jellema, Kukuk, Law, McNutt, Middaugh, Murphy, Palamara, Profit, Rocca, Schauer, Scott, Vaughn, Voorhees and Wetters were named co-sponsors of the concurrent resolution.

### Second Reading of Bills

#### **House Bill No. 4456, 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 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,” (MCL 791.201 to 791.283) by adding section 68.

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

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

Rep. Freeman moved to amend the bill as follows:

1. Amend page 2, line 1, after “(1)” by striking out the balance of the line through “RULE,” on line 2.

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

Rep. Prusi moved to amend the bill as follows:

1. Amend page 2, line 12, after “(A)” by inserting “THE MINOR IS THE PRISONER’S CHILD OR STEPCHILD, AND”.

2. Amend page 2, line 12, after “CHILD” by inserting “OR STEPCHILD”.

3. Amend page 2, line 14, after “CHILD” by inserting “OR STEPCHILD”.

4. Amend page 2, line 17, by striking out “CHILD” and inserting “MINOR”.

5. Amend page 2, line 20, after the first “THE” by striking out “CHILD” and inserting “MINOR”.

6. Amend page 2, line 20, after the second “THE” by striking out “CHILD” and inserting “MINOR”.

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

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

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

#### **House Bill No. 4458, entitled**

A bill to amend 1846 RS 171, entitled “Of county jails and the regulation thereof,” (MCL 801.1 to 801.27) by adding section 7a.

Was read a second time, and the question being on the adoption of the proposed amendment previously recommended by the Committee on Corrections (for amendment, see House Journal No. 38, p. 765),

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

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

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

#### **House Bill No. 4635, entitled**

A bill to amend 1972 PA 222, entitled “An act to provide for an official personal identification card; to provide for its form, issuance and use; to provide for certain duties of the secretary of state; and to prescribe certain penalties for violations,” by amending sections 2 and 3 (MCL 28.292 and 28.293), section 2 as amended by 1996 PA 204.

The bill was read a second time.

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

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

#### **House Bill No. 4728, entitled**

A bill to amend 1931 PA 328, entitled “The Michigan penal code,” by amending sections 263 and 264 (MCL 750.263 and 750.264); and to repeal acts and parts of acts.

Was read a second time, and the question being on the adoption of the proposed amendment previously recommended by the Committee on Commerce (for amendment, see House Journal No. 39, p. 796),

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

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.

#### **House Bill No. 4729, entitled**

A bill to amend 1961 PA 236, entitled “Revised judicature act of 1961,” by amending section 4701 (MCL 600.4701), as amended by 1996 PA 327.

Was read a second time, and the question being on the adoption of the proposed amendment previously recommended by the Committee on Commerce (for amendment, see House Journal No. 39, p. 797),

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

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.

---

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

By unanimous consent the House returned to the order of

### **Motions and Resolutions**

Reps. Gustafson, Dobronski, DeHart, Green, Horton, Bobier, Goschka, Dalman, Gernaat, Schroer, McBryde, Birkholz, Jelinek, Dobb, Bodem, Richner, Harder, Varga, Perricone, Galloway, Profit, Leland, Scranton, Oxender, Cherry, McNutt, Hanley and Vaughn offered the following resolution:

#### **House Resolution No. 60.**

A resolution to honor Gerald R. Ferguson, affectionately known as "Jerry the phone guy".

Whereas, It is with great appreciation for his talents and professionalism that the members of this legislative body commend Gerald R. Ferguson upon the occasion of his retirement from his responsibilities with the Legislative Service Bureau's telecommunications unit. His technical expertise has played a key role in how the legislative branch of government conducts its business. We are proud to thank a gentleman known affectionately to many around the Capitol as "the phone guy"; and

Whereas, Jerry Ferguson's career in telecommunications spans an era of remarkable change. He began with Michigan Bell Telephone in 1955 testing local phone lines. In 1986, he brought his experience to the Legislative Service Bureau. Since that time, his technical know-how has been invaluable, not only in helping the Legislature assume responsibilities for its own phone network, but also in adapting to increasing use of computer technology. Jerry has been at the heart of telecommunications, both in handling phone lines, cables, and equipment, and in troubleshooting; and

Whereas, As anyone who knows Jerry Ferguson can attest, however, communications is much more to him than wires and relays. Jerry's warmth has never failed to bring calm and reassurance to those around him. His ready smile, unselfishness, and genuine respect for others have earned him many admirers. We join them in wishing Jerry and his wife of nearly forty years nothing but health and happiness in the years to come; now, therefore, be it

Resolved by the House of Representatives, That we offer this expression of gratitude and admiration to Gerald R. Ferguson as he brings to a close eleven years of hard work with the Legislative Service Bureau and forty-two years serving the people in this state in the field of telecommunications; and be it further

Resolved, That copies of this resolution be transmitted to Jerry and June Ferguson and their family.

Pending the reference of the resolution to a committee,

Rep. Gustafson 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. Leland, Dobronski, DeHart, Green, Horton, Scott, Dalman, Murphy, Jelinek, Bodem, Varga, Kukuk, Hale, Profit, Thomas, Martinez, Scranton, Wetters, McNutt, Hanley and Vaughn offered the following resolution:

#### **House Resolution No. 61.**

A resolution to express support for the agreement between CSX Corporation and Norfolk Southern Corporation on the acquisition of Conrail assets.

Whereas, Over the past few years, CSX Corporation and Norfolk Southern Corporation have engaged in intense negotiations in seeking to acquire the routes and assets of Conrail, Inc. These merger proposals, involving the most important rail systems in the eastern United States, have taken various turns during this time; and

Whereas, Private and public observers have followed the offers and counteroffers with great interest, as the move to acquire Conrail will have a profound impact on transportation to most of the country's largest markets. Michigan will be strongly affected by the results of the deal; and

Whereas, Recently, CSX and Norfolk Southern announced an agreement on the acquisition of Conrail. In essence, the two corporations will split the routes and other assets of Conrail. Each of the railroads will acquire certain trackage and equipment, and they will share certain other assets and routes; and

Whereas, The joint agreement offers numerous direct benefits to Michigan. Instead of a single railroad dominating the nation's northeast, there will be two variable, strong companies anchoring rail transportation for the region. Michigan's links to major cities in North America are strengthened considerably. Our state's exporters and importers will be able to speed up transit and handling times for our most important goods. The cornerstones of Michigan's economy, automotive manufacturing, agriculture, mining, and chemicals, will all reap benefits from the establishment of rail transportation services made possible by the competition of two strong, balanced, and highly regarded railroads; now, therefore, be it

Resolved by the House of Representatives, That we express support for the agreement between CSX Corporation and Norfolk Southern Corporation on the acquisition of Conrail assets; and be it further

Resolved, That copies of this resolution be transmitted to federal transportation authorities, including the Surface Transportation Board.

The resolution was referred to the Committee on Transportation.

### Reports of Standing Committees

The Committee on Forestry and Mineral Rights, by Rep. Anthony, Chair, reported

#### **House Bill No. 4382, entitled**

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending section 8905a (MCL 324.8905a), as added by 1995 PA 111; and to repeal acts and parts of acts.

With the recommendation that the bill pass.

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

### Favorable Roll Call

#### **HB 4382 To Report Out:**

Yeas: Reps. Anthony, Callahan, Bogardus, Brater, Middleton, DeVuyst, Gernaat, Lowe,

Nays: None.

### COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Anthony, Chair of the Committee on Forestry and Mineral Rights, was received and read:

Meeting held on: Tuesday, May 20, 1997, at 10:30 a.m.,

Present: Reps. Anthony, Callahan, Alley, Bogardus, Brater, Middleton, DeVuyst, Gernaat, Lowe.

### COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Gagliardi, Chair of the Committee on House Oversight and Ethics, was received and read:

Meeting held on: Thursday, May 15, 1997, at 2:00 p.m.,

Present: Reps. Gagliardi, Cherry, Brewer, DeHart, Varga, Wallace, Wojno, Gustafson, DeVuyst, Fitzgerald, Goschka, Perricone, Richner, Voorhees,

Absent: Reps. Agee, Hanley, Kilpatrick,

Excused: Reps. Agee, Hanley, Kilpatrick.

### COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Gagliardi, Chair of the Committee on House Oversight and Ethics, was received and read:

Meeting held on: Monday, May 19, 1997, at 2:00 p.m.,

Present: Reps. Gagliardi, Cherry, Agee, Brewer, DeHart, Hanley, Varga, Wallace, Gustafson, DeVuyst, Fitzgerald, Goschka, Perricone, Richner, Voorhees,

Absent: Reps. Kilpatrick, Wojno,

Excused: Reps. Kilpatrick, Wojno.

### COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Hood, Chair of the Committee on Appropriations, was received and read:  
Meeting held on: Tuesday, May 20, 1997, at 1:00 p.m.,

Present: Reps. Hood, Mathieu, Ciaramitaro, Emerson, Frank, Hale, Harder, Kelly, Martinez, Owen, Parks, Prusi, Rison, Schroer, Tesanovich, Gilmer, Bankes, Bobier, Geiger, Godchaux, Jansen, Johnson, McBryde, Oxender,

Absent: Reps. Price, Stallworth, Jellema,

Excused: Reps. Price, Stallworth.

### Messages from the Senate

#### House Bill No. 4093, 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 section 65a (MCL 791.265a), as amended by 1994 PA 217.

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. 4436, entitled

A bill to co-designate a part of Michigan state highway M-85 as Matt McNeely boulevard; and to prescribe the duties of the state transportation department.

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.

### Announcement by the Clerk of Printing and Enrollment

The Clerk announced the enrollment printing and presentation to the Governor on Monday, May 19, for his approval of the following bills:

**Enrolled House Bill No. 4202 at 2:43 p.m.**

**Enrolled House Bill No. 4352 at 2:45 p.m.**

The Clerk announced that the following bills and joint resolution had been printed and placed upon the files of the members, Monday, May 19:

|                        |             |             |             |             |             |             |             |             |             |             |             |             |             |             |
|------------------------|-------------|-------------|-------------|-------------|-------------|-------------|-------------|-------------|-------------|-------------|-------------|-------------|-------------|-------------|
| <b>House Bill Nos.</b> | <b>4772</b> | <b>4775</b> | <b>4776</b> | <b>4777</b> | <b>4778</b> | <b>4779</b> | <b>4780</b> | <b>4781</b> | <b>4782</b> | <b>4783</b> | <b>4784</b> | <b>4785</b> | <b>4786</b> | <b>4787</b> |
|                        | <b>4788</b> | <b>4789</b> | <b>4790</b> | <b>4791</b> | <b>4792</b> | <b>4793</b> |             |             |             |             |             |             |             |             |

**House Joint Resolution V**

The Clerk announced that the following Senate bill had been received on Tuesday, May 20:

**Senate Bill No. 413**

### Messages from the Governor

The following messages from the Governor, approving and signing the following bills at the times designated below, were received and read:

Date: May 15, 1997

Time: 8:20 a.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

**Enrolled House Bill No. 4339 (Public Act No. 6, I.E.), being**

An act to amend 1976 PA 442, entitled "An act to provide for public access to certain public records of public bodies; to permit certain fees; to prescribe the powers and duties of certain public officers and public bodies; to provide

remedies and penalties; and to repeal certain acts and parts of acts,” by amending section 1 (MCL 15.231), as amended by 1996 PA 553.

(Filed with the Secretary of State May 16, 1997, at 10:10 a.m.)

Date: May 15, 1997

Time: 10:00 a.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

**Enrolled House Bill No. 4239 (Public Act No. 7, I.E.), being**

An act to amend 1969 PA 287, entitled “An act to regulate pet shops, dog pounds and animal shelters,” by amending the title and sections 1, 6, 7, 8, and 9 (MCL 287.331, 287.336, 287.337, 287.338, and 287.339), section 1 as amended by 1980 PA 214, and by adding sections 8a, 9a, and 9b.

(Filed with the Secretary of State May 16, 1997, at 10:12 a.m.)

Date: May 15, 1997

Time: 10:02 a.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

**Enrolled House Bill No. 4017 (Public Act No. 8, I.E.), being**

An act 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 2 and 698 (MCL 257.2 and 257.698), section 698 as amended by 1994 PA 101.

(Filed with the Secretary of State May 16, 1997, at 10:14 a.m.)

Date: May 15, 1997

Time: 10:05 a.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

**Enrolled House Bill No. 4076 (Public Act No. 9, I.E.), being**

An act to amend 1974 PA 300, entitled “An act to regulate the practice of servicing and repairing motor vehicles; to proscribe unfair and deceptive practices; to provide for training and certification of mechanics; to provide for the registration of motor vehicle repair facilities; to provide for enforcement; and to prescribe penalties,” (MCL 257.1301 to 257.1340) by adding section 18a.

(Filed with the Secretary of State May 16, 1997, at 10:16 a.m.)

Date: May 15, 1997

Time: 1:35 p.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

**Enrolled House Bill No. 4238 (Public Act No. 10, I.E.), being**

An act 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,” (MCL 339.101 to 339.2721) by adding sections 720, 721, 722, 723, 724, 725, 726, 727, 728, 729, 730, 731, 732, 733, 734, 735, and 736; and to repeal acts and parts of acts.

(Filed with the Secretary of State May 16, 1997, at 10:18 a.m.)

### Communications from State Officers

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

May 19, 1997

Enclosed is a copy of the audit report of the Community Colleges Activities Classification Structure (ACS) for the colleges' fiscal year 1995-96 (July 1, 1995 through June 30, 1996).

This report is being distributed to all community colleges. In compliance with the annual appropriations act, those colleges for which ACS data was subject to audit are required to submit a plan to address the audit recommendations. The act requires each college to submit its plan to the Senate and House Appropriations Committees, the Senate and House Fiscal Agencies, the Departments of Education and Management and Budget, and the Office of the Auditor General within sixty days after release of the audit report.

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

Rep. Brown introduced

**House Bill No. 4794, entitled**

A bill to amend 1993 PA 92, entitled "Seller disclosure act," by amending section 7 (MCL 565.957), as amended by 1996 PA 92.

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

Reps. Schermesser, Harder, Hanley, Bogardus, Quarles, Kelly, Wojno, Willard, Hale, Goschka, Scott, Profit, DeHart, Prusi and Parks introduced

**House Bill No. 4795, entitled**

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," (MCL 257.1 to 257.923) by adding section 803q.

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

Reps. Jaye, Goschka, Llewellyn, Whyman, McBryde, Cropsey, Kaza, Green, Gernaat, Law, Jelinek, Geiger, Galloway, Rhead and Perricone introduced

**House Bill No. 4796, 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 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 section 33 (MCL 791.233), as amended by 1994 PA 217.

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

Reps. Jaye, Whyman, Kaza, Goschka, Horton, Green, Cropsey, Kukuk, Law, Gernaat, Bodem, Frank, Callahan, Olshove, Richner, Jelinek, Baade, Rhead, Galloway and Perricone introduced

**House Bill No. 4797, entitled**

A bill to amend 1964 PA 284, entitled "City income tax act," by amending section 32 of chapter 2 (MCL 141.632).

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



Reps. Jaye, Goschka, Green, Palamara, Olshove and Perricone introduced

**House Bill No. 4798, entitled**

A bill to amend 1893 PA 206, entitled "The general property tax act," (MCL 211.1 to 211.157) by adding section 7gg. The bill was read a first time by its title and referred to the Committee on Tax Policy.

Reps. Jaye, Whyman, Kaza, Willard, Palamara, Profit, Law, Bodem, Olshove, Gire, Baade, Dobronski, Geiger, Rhead, Alley, LaForge, Scranton and Galloway introduced

**House Bill No. 4799, entitled**

A bill to amend 1931 PA 328, entitled "The Michigan penal code," by amending section 310a (MCL 750.310a), as added by 1996 PA 539.

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

Reps. Jaye, Whyman, Lowe, Kaza, Dobb, Goschka, Willard, Green, Llewellyn, Palamara, Cropsey, Kukuk, Gernaat, Bodem, Olshove, Richner, Raczkowski, Baade, Dobronski, Geiger, Rhead, Jellema, Alley, Cassis and Perricone introduced

**House Bill No. 4800, entitled**

A bill to amend 1893 PA 206, entitled "The general property tax act," by amending section 7cc (MCL 211.7cc), 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. Anthony, Schermesser, Quarles, Bogardus, Rison, Leland, Oxender, McBryde, Goschka, Martinez, Hale, Tesanovich, Callahan, Prusi, Schauer, Brackenridge and Jaye introduced

**House Bill No. 4801, entitled**

A bill to amend 1976 PA 451, entitled "The revised school code," by amending section 1230b (MCL 380.1230b), as added by 1996 PA 189.

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

Reps. Vaughn, Price, Martinez, Parks, Leland, Harder, Scott, Murphy, LaForge, DeHart, Hale, Gubow, Wallace, Agee, Cropsey, Walberg, Voorhees, Baade, Profit, Hanley, Kukuk, Kilpatrick, Stallworth, Hood and Willard introduced

**House Bill No. 4802, entitled**

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," (MCL 760.1 to 776.22) by adding section 13 to chapter X.

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

Reps. Quarles, Wallace, DeHart, Thomas, Rison, Martinez, Anthony, Voorhees, Kaza, Hale, Leland, Baird, Goschka, Bogardus, Griffin, Freeman, LaForge, Kelly, Hanley, Profit, Gubow and Wetters introduced

**House Bill No. 4803, entitled**

A bill to amend 1954 PA 116, entitled "Michigan election law," by amending section 509t (MCL 168.509t), as added by 1994 PA 441.

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

Reps. Wetters, Freeman, McNutt, Llewellyn, Goschka, DeHart, Schauer, Fitzgerald, McBryde, Walberg and Mans introduced

**House Bill No. 4804, entitled**

A bill to amend 1931 PA 328, entitled "The Michigan penal code," by amending sections 222 and 224a (MCL 750.222 and 750.224a), section 222 as amended by 1992 PA 217.

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

Reps. Crissman, Goschka, Middleton, Bodem, Hammerstrom, Gilmer, Richner and Birkholz introduced

**House Bill No. 4805, entitled**

A bill to designate an official fungus of this state.

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

Reps. Thomas, Freeman, Bogardus, Murphy, Anthony, Kelly, Martinez, Tesanovich, Willard, Schermesser, Wojno, LaForge, Whyman, Raczkowski, Hale, Goschka, Scott, DeHart, Hanley, Leland, Prusi, Harder, Varga, Vaughn, Wallace, Gire, McNutt, Ciaramitaro, Brewer, Parks, Dobronski, McBryde, Griffin, Olshove, Mathieu, Hood, Stallworth, Wetters, Galloway, Schauer, Frank and Perricone introduced

**House Bill No. 4806, entitled**

A bill to amend 1956 PA 218, entitled "The insurance code of 1956," (MCL 500.100 to 500.8302) by adding section 3406j.

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

Reps. Thomas, Wallace, Bogardus, Murphy, Anthony, Kelly, Martinez, Tesanovich, Willard, Schermesser, Wojno, LaForge, Whyman, Raczkowski, Hale, Goschka, Scott, DeHart, Hanley, Leland, Prusi, Harder, Varga, Vaughn, Gire, McNutt, Ciaramitaro, Brewer, Parks, Dobronski, McBryde, Griffin, Olshove, Mathieu, Freeman, Galloway, Schauer, Hood, Stallworth, Wetters, Frank and Perricone introduced

**House Bill No. 4807, entitled**

A bill to amend 1980 PA 350, entitled "The nonprofit health care corporation reform act," (MCL 550.1101 to 550.1704) by adding section 416b.

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

Reps. Thomas, Wallace, Bogardus, Murphy, Anthony, Cherry, Mans, Kelly, Martinez, Tesanovich, Willard, Schermesser, Wojno, LaForge, Whyman, Raczkowski, Hale, Goschka, Scott, DeHart, Hanley, Leland, Varga, Vaughn, Harder, Gire, McNutt, Ciaramitaro, Brewer, Parks, Dobronski, McBryde, Griffin, Olshove, Mathieu, Hood, Freeman, Galloway, Prusi, Schauer, Stallworth, Wetters, Frank and Perricone introduced

**House Bill No. 4808, entitled**

A bill to amend 1978 PA 368, entitled "Public health code," (MCL 333.1101 to 333.25211) by adding section 21053d.

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

Reps. Jaye, Whyman, Kaza, Goschka, Horton, Crissman, McManus, Green, Cropsey, Kukuk, Law, Gernaat, Bodem, Raczkowski, Jelinek, Geiger, Rhead, Jellema, Galloway and Perricone introduced

**House Joint Resolution W, entitled**

A joint resolution proposing an amendment to the state constitution of 1963, by amending section 2 of article I, section 29 of article V, section 2 of article VIII, and section 5 of article XI and adding sections 25 and 26 to article I, to prohibit discrimination based on sex or ethnicity and to prohibit the state, a political subdivision of the state, an institution of higher education funded wholly or partially by the state, or an employer receiving a state grant, tax abatement, or tax subsidy from using religion, race, sex, color, ethnicity, or national origin as a criterion for either discriminating against, or granting preferential treatment to, an individual or group in employment, public education, or public contracting.

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

---

Rep. Dobb moved that the House adjourn.

The motion prevailed, the time being 3:15 p.m.

The Speaker Pro Tempore declared the House adjourned until Wednesday, May 21, at 2:00 p.m.

MARY KAY SCULLION  
Clerk of the House of Representatives.