

**No. 26**  
**STATE OF MICHIGAN**  
**JOURNAL**  
**OF THE**  
**House of Representatives**  
**90th Legislature**  
**REGULAR SESSION OF 1999**

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House Chamber, Lansing, Tuesday, March 23, 1999.

12:00 Noon.

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

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

Allen—present	Frank—present	Kuipers—present	Rison—present
Baird—present	Garcia—present	Kukuk—present	Rivet—present
Basham—present	Garza—present	LaForge—present	Rocca—present
Birkholz—present	Geiger—present	LaSata—present	Sanborn—present
Bisbee—present	Gielegem—present	Law—present	Schauer—present
Bishop—present	Gilbert—present	Lemmons—present	Schermesser—present
Bogardus—present	Godchaux—present	Lockwood—present	Scott—present
Bovin—present	Gosselin—present	Mans—present	Scranton—present
Bradstreet—present	Green—present	Martinez—present	Shackleton—present
Brater—present	Hager—present	Mead—present	Sheltrown—present
Brewer—present	Hale—present	Middaugh—present	Shulman—present
Brown, Bob—present	Hanley—present	Minore—present	Spade—present
Brown, Cameron—present	Hansen—present	Mortimer—present	Stallworth—present
Byl—present	Hardman—present	Neumann—present	Stamas—present
Callahan—present	Hart—present	O’Neil—present	Switalski—present
Cassis—present	Howell—present	Pappageorge—present	Tabor—present
Caul—present	Jacobs—present	Patterson—present	Tesanovich—present
Cherry—present	Jamnick—present	Perricone—present	Thomas—present
Clark—present	Jansen—present	Pestka—present	Toy—present
Clarke—present	Jelinek—present	Price—present	Vander Roest—present
Daniels—present	Jellema—present	Prusi—present	Van Woerkom—present
DeHart—present	Johnson, Rick—present	Pumford—present	Vaughn—present
Dennis—present	Johnson, Ruth—present	Quarles—present	Vear—present
DeRossett—present	Julian—present	Raczkowski—present	Voorhees—present
DeVuyst—present	Kelly—present	Reeves—present	Wojno—present
DeWeese—present	Kilpatrick—present	Richardville—present	Woodward—present
Ehardt—present	Koetje—present	Richner—present	Woronchak—present
Faunce—present	Kowall—present		

e/d/s = entered during session

Reverend A. Chandler Hadley, Pastor of the First Congregational Church in Rochester, offered the following invocation:

“Almighty and Most Gracious God, who calls the world into being and creates persons in Your own image, we praise and give thanks to You this day for the beauty and bounty of our state. For the rich diversity of persons who are our neighbors. For the intellect, talent, energy, knowledge and wisdom with which You endow us. For the privilege and responsibility of our democracy and for the specific opportunities and challenges which confront this legislative session. Compassionate God, we lift up to You the needs of each person gathered here this day, and of those whose needs rest urgently upon their hearts. Minister unto us and to them as we silently express our heartfelt concerns. Guide and inspire each person’s thoughts, words, decisions and actions that in our public and private endeavors we may more nearly do justice, love kindness and walk humbly one with another and with You. Amen.”

Rep. Green moved that Rep. Scranton be excused temporarily from today’s session.  
The motion prevailed.

### Second Reading of Bills

#### House Bill No. 4300, 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, 2000; 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. Brater moved to amend the bill as follows:

1. Amend page 40, following line 24, by inserting:

“Sec. 311. The department shall provide an annual report to the legislature regarding the number of prisoners with severe mental illnesses. The report shall include, but not be limited to, the level of treatment, staffing ratio’s in mental health treatment units any diagnoses of substance abuse, and the number of inmates with a history of hospitalization or out-patient treatment for severe mental illness.”.

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

#### Roll Call No. 155

#### Yeas—50

Baird	Frank	Lockwood	Schauer
Basham	Garza	Mans	Schermesser
Bogardus	Gielegem	Martinez	Scott
Bovin	Hale	Minore	Sheltrown
Brater	Hanley	Neumann	Spade
Brown, B.	Hansen	O’Neil	Stallworth
Callahan	Hardman	Pestka	Switalski
Cherry	Jacobs	Price	Tesanovich
Clark	Jamnack	Prusi	Thomas
Clarke	Kelly	Reeves	Vaughn
Daniels	Kilpatrick	Rison	Wojno
DeHart	LaForge	Rivet	Woodward
Dennis	Lemmons		

Nays—57

Allen	Geiger	Koetje	Richardville
Birkholz	Gilbert	Kowall	Richner
Bisbee	Godchaux	Kuipers	Rocca
Bishop	Gosselin	Kukuk	Sanborn
Bradstreet	Green	LaSata	Shackleton
Brown, C.	Hager	Law	Shulman
Byl	Hart	Mead	Stamas
Cassis	Howell	Middaugh	Tabor
Caul	Jansen	Mortimer	Toy
DeRossett	Jelinek	Pappageorge	Van Woerkom
DeVuyst	Jellema	Patterson	Vander Roest
DeWeese	Johnson, Rick	Perricone	Vear
Ehardt	Johnson, Ruth	Pumford	Voorhees
Faunce	Julian	Rackowski	Woronchak
Garcia			

In The Chair: Patterson

Rep. Minore moved to amend the bill as follows:

- 1. Amend page 7, following line 14, by inserting:

“Regional jail program..... 100”

and adjusting the subtotals, totals, and section 201 accordingly.

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

Rep. Gilbert moved to amend the bill as follows:

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

“Sec. 1117. 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.”.

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

Rep. Perricone demanded the yeas and nays.

The demand was supported.

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

After debate,

Rep. Green demanded the previous question.

The demand was supported.

The question being, “Shall the main question now be put?”

The previous question was ordered.

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

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

Roll Call No. 156

Yeas—46

Birkholz	Faunce	Law	Sanborn
Bishop	Frank	Middaugh	Schermesser
Bradstreet	Garcia	Mortimer	Scranton
Brown, B.	Gielegem	Neumann	Sheltrown
Callahan	Gilbert	O’Neil	Spade
Cassis	Green	Pappageorge	Stamas
Caul	Hager	Rackowski	Switalski

DeHart	Howell	Richardville	Tabor
DeRossett	Johnson, Ruth	Richner	Vander Roest
DeVuyst	Julian	Rivet	Wojno
DeWeese	Kowall	Rocca	Woronchak
Ehardt	Kukuk		

**Nays—63**

Allen	Geiger	Koetje	Reeves
Baird	Godchaux	Kuipers	Rison
Basham	Gosselin	LaForge	Schauer
Bisbee	Hale	LaSata	Scott
Bogardus	Hanley	Lemmons	Shackleton
Bovin	Hansen	Lockwood	Shulman
Brater	Hardman	Martinez	Stallworth
Brewer	Hart	Mead	Tesanovich
Brown, C.	Jacobs	Minore	Thomas
Byl	Jamnick	Patterson	Toy
Cherry	Jansen	Perricone	Van Woerkom
Clark	Jelinek	Pestka	Vaughn
Clarke	Jellema	Price	Vear
Daniels	Johnson, Rick	Prusi	Voorhees
Dennis	Kelly	Pumford	Woodward
Garza	Kilpatrick	Quarles	

In The Chair: Patterson

Rep. Bisbee moved to amend the bill as follows:

1. Amend page 57, line 27, after “children” by inserting a comma and “except for the families of prisoners who have been convicted of a crime involving criminal sexual conduct”.

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

Rep. Bisbee demanded the yeas and nays.

The demand was supported.

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

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

**Roll Call No. 157****Yeas—105**

Allen	Frank	Kuipers	Rivet
Basham	Garcia	Kukuk	Rocca
Birkholz	Garza	LaForge	Sanborn
Bisbee	Geiger	LaSata	Schauer
Bishop	Gielegem	Law	Schermesser
Bogardus	Gilbert	Lemmons	Scott
Bovin	Godchaux	Lockwood	Scranton
Bradstreet	Gosselin	Mead	Shackleton
Brater	Green	Middaugh	Sheltrown
Brewer	Hager	Minore	Shulman
Brown, B.	Hale	Mortimer	Spade
Brown, C.	Hansen	Neumann	Stallworth
Byl	Hardman	O’Neil	Stamas
Callahan	Hart	Pappageorge	Switalski
Cassis	Howell	Patterson	Tabor
Caul	Jacobs	Perricone	Tesanovich
Cherry	Jamnick	Pestka	Thomas

Clark	Jansen	Price	Toy
Clarke	Jelinek	Prusi	Van Woerkom
Daniels	Jellema	Pumford	Vander Roest
DeHart	Johnson, Rick	Quarles	Vaughn
Dennis	Johnson, Ruth	Raczkowski	Vear
DeRossett	Julian	Reeves	Voorhees
DeVuyst	Kelly	Richardville	Wojno
DeWeese	Koetje	Richner	Woodward
Ehardt	Kowall	Rison	Woronchak
Faunce			

**Nays—0**

In The Chair: Patterson

Rep. LaSata 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. Raczkowski 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. 4300, 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, 2000; 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. 158****Yeas—81**

Allen	Frank	Kowall	Rivet
Basham	Garcia	Kuipers	Rocca
Birkholz	Geiger	Kukuk	Sanborn
Bisbee	Gielegem	LaSata	Schauer
Bishop	Gilbert	Law	Schermesser
Bogardus	Godchaux	Lockwood	Scranton
Bovin	Green	Mead	Shackleton
Bradstreet	Hager	Middaugh	Shulman
Brown, B.	Hanley	Minore	Spade
Brown, C.	Hansen	Mortimer	Stamas
Byl	Hart	Neumann	Switalski
Callahan	Howell	O'Neil	Tabor
Cassis	Jamnack	Pappageorge	Tesanovich
Caul	Jansen	Patterson	Toy
Cherry	Jelinek	Perricone	Van Woerkom
DeHart	Jellema	Pestka	Vander Roest
DeRossett	Johnson, Rick	Prusi	Vear
DeVuyst	Johnson, Ruth	Pumford	Voorhees
DeWeese	Julian	Raczkowski	Wojno
Ehardt	Koetje	Richner	Woronchak
Faunce			

**Nays—28**

Baird	Garza	LaForge	Rison
Brater	Gosselin	Lemmons	Scott
Brewer	Hale	Martinez	Sheltrown
Clark	Hardman	Price	Stallworth
Clarke	Jacobs	Quarles	Thomas
Daniels	Kelly	Reeves	Vaughn
Dennis	Kilpatrick	Richardville	Woodward

In The Chair: Patterson

The House agreed to the title of the bill.

Rep. Gosselin, 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 vote ‘no’ on this budget because I was elected on a promise to shrink government, not grow it. The increase in the general purpose/general fund portion of this budget, the portion of the budget which comes from state taxes, exceeds the rate of inflation for the past year. If the goal is to lock up more prisoners for a longer time, then the department needs to take a more aggressive role in reducing costs by privatizing services and seeking other efficiencies. If to reduce costs it is necessary to make life harder for prisoners, so be it. For these reasons, I must vote ‘no’ on this budget.”

Rep. Jacobs, 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:

This bill, which increases the corrections budget by 8.6 %, does not adequately address Michigan’s mental health and substance abuse problems. No other budget, including education, is increased by this extraordinary percentage.

Statistics show that 60-70% of all people incarcerated have mental illness and/or substance abuse problems.

Our budget approach continues to create more prison beds, but does little to increase the funding to treat mental illness and treat and prevent substance abuse.”

Rep. Lemmons, 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 oppose HB 4300, the corrections budget, for the following reasons: I believe that there are elements in this bill that will put the public safety at risk. Secondly, I believe this bill is fiscally irresponsible with over a one hundred million dollar increase to the corrections budget. Finally, there are no rehabilitative components, programs or policies contained in this bill.”

Rep. Richardville, 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:

House Bill 4300 closes a number of correctional centers throughout the state. One of these centers is located in my district, the Monroe Correctional Facility. Recovery at the Monroe center is excellent and this particular center has been very successful at preventing habitual-offenders from committing crimes again.

Make no mistake, Mr. Speaker and House colleagues, I am very much in favor of putting criminals away and keeping them there. However, I am committed to ensuring that all the residents of Monroe County are safe and secure in their homes. Parents must be able to feel safe about raising their children in Monroe County and the elimination of this center provides no benefits to the citizens of Monroe County.”

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

The question being on the motion made by Rep. Raczkowski,

Rep. Kilpatrick demanded the yeas and nays.

The demand was supported.

The question being on the motion made by Rep. Raczkowski,  
The motion did not prevail, 2/3 of the members serving not voting therefor, by yeas and nays, as follows:

**Roll Call No. 159****Yeas—62**

Allen	Gilbert	LaSata	Rocca
Birkholz	Godchaux	Law	Sanborn
Bisbee	Green	Mead	Schermesser
Bishop	Hager	Middaugh	Scranton
Bradstreet	Hart	Mortimer	Shackleton
Brown, C.	Howell	Neumann	Shulman
Cassis	Jansen	Pappageorge	Spade
Caul	Jelinek	Patterson	Stamas
DeRossett	Jellema	Perricone	Tabor
DeVuyst	Johnson, Rick	Pestka	Toy
DeWeese	Johnson, Ruth	Prusi	Van Woerkom
Ehardt	Julian	Pumford	Vander Roest
Faunce	Koetje	Raczkowski	Vear
Frank	Kowall	Richardville	Voorhees
Garcia	Kuipers	Richner	Woronchak
Geiger	Kukuk		

**Nays—46**

Baird	DeHart	Kilpatrick	Rivet
Basham	Dennis	LaForge	Schauer
Bogardus	Garza	Lemmons	Scott
Bovin	Gielegem	Lockwood	Sheltrown
Brater	Gosselin	Martinez	Stallworth
Brewer	Hale	Minore	Switalski
Brown, B.	Hanley	O'Neil	Tesanovich
Callahan	Hansen	Price	Thomas
Cherry	Hardman	Quarles	Vaughn
Clark	Jacobs	Reeves	Wojno
Clarke	Jamnick	Rison	Woodward
Daniels	Kelly		

In The Chair: Patterson

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Associate Speaker Pro Tempore Scranton assumed the Chair.

**Second Reading of Bills****House Bill No. 4301, entitled**

A bill to make appropriations for the department of education and certain other purposes relating to education for the fiscal year ending September 30, 2000; to provide for the expenditure of the appropriations; to prescribe the powers and duties of certain state departments, school districts, and other governmental bodies; and to provide for the disposition of fees and other income received by certain legal entities and state agencies.

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. Prusi moved to amend the bill as follows:

1. Amend page 3, line 11, by striking out all of line 11.
2. Amend page 3, line 14, by striking out “37,867,000” and inserting “50,867,000”.
3. Amend page 6, line 22, by striking out all of line 22.
4. Amend page 6, line 23, by striking out “2,767,500” and inserting “15,767,500” and adjusting the subtotals, totals, and section 201 accordingly.

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

Rep. Prusi demanded the yeas and nays.

The demand was supported.

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

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

### Roll Call No. 160

### Yeas—51

Baird	Dennis	Lemmons	Schauer
Basham	Frank	Lockwood	Schermesser
Bogardus	Garza	Martinez	Scott
Bovin	Gielegem	Minore	Sheltrown
Brater	Hale	Neumann	Spade
Brewer	Hanley	O’Neil	Stallworth
Brown, B.	Hansen	Pestka	Switalski
Callahan	Hardman	Price	Tesanovich
Cherry	Jacobs	Prusi	Thomas
Clark	Jamnack	Quarles	Vaughn
Clarke	Kelly	Reeves	Wojno
Daniels	Kilpatrick	Rison	Woodward
DeHart	LaForge	Rivet	

### Nays—57

Allen	Geiger	Koetje	Richner
Birkholz	Gilbert	Kowall	Rocca
Bisbee	Godchaux	Kuipers	Sanborn
Bishop	Gosselin	Kukuk	Scranton
Bradstreet	Green	LaSata	Shackleton
Brown, C.	Hager	Mead	Shulman
Byl	Hart	Middaugh	Stamas
Cassis	Howell	Mortimer	Tabor
Caul	Jansen	Pappageorge	Toy
DeRossett	Jelinek	Patterson	Van Woerkom
DeVuyst	Jellema	Perricone	Vander Roest
DeWeese	Johnson, Rick	Pumford	Vear
Ehardt	Johnson, Ruth	Raczkowski	Voorhees
Faunce	Julian	Richardville	Woronchak
Garcia			

In The Chair: Scranton

Reps. Price and Geiger moved to amend the bill as follows:

1. Amend page 19, following line 22, by inserting:

“Sec. 214a. The department shall provide a report prepared by the department’s internal auditor on the activities of the internal auditor for the prior fiscal year. This report shall include a listing of each audit or investigation performed by the internal auditor pursuant to sections 486(4) and 487 of the management and budget act, 1984 PA 431,

MCL 18.1486 and 18.1487. The report shall identify the proportion of time spent on each of the statutory responsibilities listed in sections 485(4), 486(4), and 487, of the management and budget act, 1984 PA 431, MCL 18.1485, 18.1486, and 18.1487, and the time spent on all other activities performed in the internal audit function. The first report shall be due on March 1, 2000 and biennially thereafter beginning on May 1, 2001 and shall be submitted to the governor, auditor general, the senate and house appropriations committees, the senate and house fiscal agencies, and the director.”.

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

Rep. Jelinek moved to amend the bill as follows:

1. Amend page 20, line 8, after “part 1” by striking out the comma and inserting “for drug-free schools grants, \$200,000.00 shall fund 2.0 FTEs and”.
2. Amend page 20, line 11, after the first “and” by striking out the balance of the line through “agencies” on line 12 and inserting “the office of drug control policy”.
3. Amend page 21, line 5, by striking out all of subdivision (c) and relettering the remaining subdivisions.
4. Amend page 21, line 19, by striking out all of line 19 through the balance of the section.

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

Rep. Gieleghem moved to amend the bill as follows:

1. Amend page 36, following line 14, by inserting:

“Sec. 808. With the advice and consent of the state board of education, the department shall establish a parent involvement and community empowerment initiative. The parent involvement and community empowerment initiative shall focus on the following:

- (a) Providing assistance to school districts, intermediate school districts, and individual schools in their efforts to enhance parent and family involvement in education.
- (b) Encouragement of voluntary parenting education programs.
- (c) Promoting adult and family literacy, which contributes to the overall improvement of educational and workplace skills for children and families.
- (d) Planning with other public, community, civic, and business organizations to foster successful transitions from school-to-work or other post-secondary options.
- (e) Identification of policies that enable local communities to coordinate resources that serve the needs of students and families.”.

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

Rep. Schermesser moved that Rep. Mans be excused temporarily from today’s session.  
The motion prevailed.

Rep. Stallworth moved to amend the bill as follows:

1. Amend page 36, following line 14, by inserting:

“Sec. 810. The department shall disburse \$15,000,000.00 to the Detroit public schools to fund K-12 educational service delivery.”.

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

Rep. Stallworth demanded the yeas and nays.

The demand was supported.

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

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

**Roll Call No. 161**

**Yeas—24**

Baird	Daniels	Kilpatrick	Reeves
Brater	Garza	LaForge	Scott
Brewer	Hale	Lemmons	Stallworth
Cherry	Hansen	Martinez	Tesanovich
Clark	Hardman	Minore	Thomas
Clarke	Jacobs	Price	Vaughn

**Nays—80**

Allen	Faunce	Kowall	Rocca
Basham	Frank	Kuipers	Sanborn
Birkholz	Garcia	Kukuk	Schauer
Bisbee	Geiger	LaSata	Schermesser
Bishop	Gielegthem	Law	Scranton
Bogardus	Gilbert	Lockwood	Shackleton
Bovin	Godchaux	Mead	Sheltrown
Bradstreet	Gosselin	Middaugh	Shulman
Brown, B.	Green	Mortimer	Spade
Brown, C.	Hager	Neumann	Stamas
Byl	Hart	O'Neil	Switalski
Callahan	Howell	Pappageorge	Tabor
Cassis	Jamnick	Patterson	Toy
Caul	Jansen	Perricone	Van Woerkom
DeHart	Jelinek	Pestka	Vander Roest
Dennis	Jellema	Pumford	Vear
DeRossett	Johnson, Rick	Rackowski	Voorhees
DeVuyst	Johnson, Ruth	Richardville	Wojno
DeWeese	Julian	Richner	Woodward
Ehardt	Koetje	Rivet	Woronchak

**In The Chair: Scranton**

Rep. Bovin moved to amend the bill as follows:

1. Amend page 3, following line 12, by inserting:

“Tobacco litigation fund..... 100,000,000”

and adjusting the subtotals, totals, and section 201 accordingly.

2. Amend page 36, following line 14, by inserting:

“Sec. 809. From the amount appropriated in Part 1, \$100,000,000.00 shall be appropriated to the state school aid fund to be used for K-12 education.”.

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

Rep. Bovin demanded the yeas and nays.

The demand was supported.

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

After debate,

Rep. Green demanded the previous question.

The demand was supported.

The question being, “Shall the main question now be put?”

The previous question was ordered.

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

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

**Roll Call No. 162**

**Yeas—49**

Baird	Dennis	Lockwood	Schauer
Basham	Frank	Martinez	Schermesser
Bogardus	Garza	Minore	Scott
Bovin	Gielegthem	Neumann	Sheltrown
Brater	Hale	O'Neil	Spade
Brewer	Hansen	Pestka	Stallworth
Brown, B.	Hardman	Price	Switalski
Callahan	Jacobs	Prusi	Tesanovich
Cherry	Jamnick	Quarles	Thomas

Clark  
Clarke  
Daniels  
DeHart

Kilpatrick  
LaForge  
Lemmons

Reeves  
Rison  
Rivet

Vaughn  
Wojno  
Woodward

### Nays—58

Allen  
Birkholz  
Bisbee  
Bishop  
Bradstreet  
Brown, C.  
Byl  
Cassis  
Caul  
DeRossett  
DeVuyst  
DeWeese  
Ehardt  
Faunce  
Garcia

Geiger  
Gilbert  
Godchaux  
Gosselin  
Green  
Hager  
Hart  
Howell  
Jansen  
Jelinek  
Jellema  
Johnson, Rick  
Johnson, Ruth  
Julian  
Koetje

Kowall  
Kuipers  
Kukuk  
LaSata  
Law  
Mead  
Middaugh  
Mortimer  
Pappageorge  
Patterson  
Perricone  
Pumford  
Raczkowski  
Richardville

Richner  
Rocca  
Sanborn  
Scranton  
Shackleton  
Shulman  
Stamas  
Tabor  
Toy  
Van Woerkom  
Vander Roest  
Vear  
Voorhees  
Woronchak

In The Chair: Scranton

Reps. Howell and Caul, having reserved the right to explain their nay vote, made the following statement:

“Mr. Speaker and members of the House:

Education of our children is my top priority. However, to anticipate receipt of tobacco settlement monies when we do not know the amount or the timing, is to me irresponsible. I favor using a substantial portion of these funds for educational purposes when they are received. Again, to appropriate nonexistent money to education does our children no good, and is just an attempt to politicize the process.”

Reps. Pumford, Mead, Bishop, Vander Roest and Ehardt, having reserved the right to explain their nay vote, made the following statement:

“Mr. Speaker and members of the House:

We agree with the concept and need for continued educational support but tobacco money placement should not be part of this bill. The timing is wrong. We will revisit this issue at a more appropriate time.”

Reps. Shackleton, Bisbee and Gilbert, having reserved the right to explain their nay vote, made the following statement:

“Mr. Speaker and members of the House:

I am proud to support public education. I voted against amendment #8 because I believe that this amendment would seriously jeopardize the establishment of a merit scholarship program. Additionally, this bill is spending money that has not and may not be received.”

Reps. Middaugh and Birkholz, having reserved the right to explain their nay vote, made the following statement:

“Mr. Speaker and members of the House:

I am uncomfortable spending one-third of the projected amount to be received from the Tobacco Settlement to be placed in the School Aid Fund. No additional funds would necessarily be made available to local school districts. This amendment provides no additional funding for schools and could supplant existing funding for the School Aid Fund. We don't need another lottery sham.”

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

“Mr. Speaker and members of the House:

I am uncomfortable spending one-third of the projected amount to be received from the Tobacco Settlement to be placed in the School Aid Fund. No additional funds would necessarily be made available to local school districts. This amendment provides no additional funding for schools and could supplant existing funding for the School Aid Fund.”

Reps. Richardville, Hager, Shulman, Faunce, Woronchak, Kowall, Van Woerkom, Voorhees, DeRossett, Gosselin and Vear, having reserved the right to explain their nay vote, made the following statement:

“Mr. Speaker and members of the House:

This amendment was an irresponsible and reckless proposal with our children’s future. There was no indication on what services the funding would provide; nor was there any time line for this line item appropriation. Was this to be a yearly item or a one-time item? This was a purely political amendment with no consideration given to the best interests of our schools and our children.

We haven’t even received one penny of the tobacco settlement and the minority party in this Chamber has already spent the money, ten times over. This is careless and thoughtless governing at its best.

Our children deserve better. They deserve the best schools possible, year in and year out. Parents must be able to feel safe when they drop their children off at the school doors. This proposal does not hire teachers, build and improve school buildings, or get new textbooks in the classrooms. This was a political proposal without the best interests of our children in mind.”

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

“Mr. Speaker and member of the House:

I fully support additional education funding, however, to designate funding from the tobacco settlement would jeopardize the merit scholarship program. This would also budget money that we do not have and may not receive.”

Rep. Jelinek 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. Raczkowski 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. 4301, entitled

A bill to make appropriations for the department of education and certain other purposes relating to education for the fiscal year ending September 30, 2000; to provide for the expenditure of the appropriations; to prescribe the powers and duties of certain state departments, school districts, and other governmental bodies; and to provide for the disposition of fees and other income received by certain legal entities and state agencies.

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

#### Roll Call No. 163

#### Yeas—98

Allen	Faunce	Koetje	Richardville
Baird	Frank	Kowall	Richner
Basham	Garcia	Kuipers	Rison
Birkholz	Garza	Kukuk	Rivet
Bisbee	Geiger	LaSata	Rocca
Bogardus	Gielegem	Law	Sanborn
Bovin	Gilbert	Lemmons	Schauer
Brater	Godchaux	Lockwood	Schermesser
Brewer	Green	Martinez	Scranton
Brown, B.	Hager	Mead	Shackleton
Brown, C.	Hale	Middaugh	Sheltrown
Byl	Hansen	Mortimer	Shulman
Callahan	Hardman	Neumann	Spade
Cassis	Hart	O’Neil	Stamas
Caul	Howell	Pappageorge	Switalski
Cherry	Jacobs	Patterson	Tabor
Clark	Jamnick	Perricone	Tesanovich
Clarke	Jansen	Pestka	Thomas
Daniels	Jelinek	Price	Toy

DeHart	Jellema	Prusi	Van Woerkom
Dennis	Johnson, Rick	Pumford	Vear
DeRossett	Johnson, Ruth	Quarles	Wojno
DeVuyst	Julian	Raczkowski	Woodward
DeWeese	Kelly	Reeves	Woronchak
Ehardt	Kilpatrick		

**Nays—10**

Bishop	LaForge	Stallworth	Vaughn
Bradstreet	Minore	Vander Roest	Voorhees
Gosselin	Scott		

In The Chair: Scranton

The House agreed to the title of the bill.

Rep. Minore, 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:

Although supporting the essence of this budget appropriation, and fully in support of the good work of the Department of Education; I voted no for the following reason:

The budget actually reduced the GF/GP allocation, replacing the money with tobacco settlement dollars which are not yet in hand and which we may receive with restrictions to their use. I believe that the General Fund/General Purpose dollars should have been used and that appropriation of the tobacco settlement dollars should occur in a supplemental appropriation at the time of their availability.”

Reps. Gosselin and Voorhees, 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:

I vote ‘no’ on this budget because the Department of Education continues to promulgate a model curriculum framework which is fuzzy, imprecise, and does not challenge teachers and students. In fact, in a survey of the citizens of the 42nd district, 83 percent said they want the department to adopt a ‘more rigorous, detailed, and traditional model.’ Also, the department is spending taxpayer dollars promoting the federal ‘Goals 2000’ program, which is contrary to the traditional academic education model which the citizens of the 42nd district have told me they want.”

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

“Mr. Speaker and Members of the House:

This bill might better be described by the title ‘Outside Interference In Education Act.’ Perhaps nothing in the history of Michigan schools has been a greater detriment to local K-12 education than the social engineering and experimentation coming from Washington and Lansing. Roughly 93% of this bill’s budget is from Washington which Washington dictates. It’s time to send Washington back its money with a “No Thanks.” We need to drop the Goals 2000 and MEAP test and once again let local school boards run local schools.”

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

The question being on the motion made by Rep. Raczkowski,

Rep. Kilpatrick demanded the yeas and nays.

The demand was supported.

The question being on the motion made by Rep. Raczkowski,

The motion did not prevail, 2/3 of the members serving not voting therefor, by yeas and nays, as follows:

**Roll Call No. 164****Yeas—57**

Allen	Gilbert	Kuipers	Richner
Birkholz	Godchaux	Kukuk	Rocca
Bisbee	Green	LaSata	Sanborn
Brown, C.	Hager	Law	Scranton
Byl	Hart	Mead	Shackleton
Cassis	Howell	Middaugh	Sheltrown
Caul	Jansen	Mortimer	Shulman
DeRossett	Jelinek	Neumann	Spade
DeVuyst	Jellema	Pappageorge	Stamas
DeWeese	Johnson, Rick	Patterson	Tabor
Ehardt	Johnson, Ruth	Perricone	Toy
Faunce	Julian	Pestka	Van Woerkom
Frank	Koetje	Pumford	Vear
Garcia	Kowall	Raczkowski	Woronchak
Geiger			

**Nays—51**

Baird	Daniels	Kilpatrick	Schauer
Basham	DeHart	LaForge	Schermesser
Bishop	Dennis	Lemmons	Scott
Bogardus	Garza	Lockwood	Stallworth
Bovin	Gielegem	Martinez	Switalski
Bradstreet	Gosselin	Minore	Tesanovich
Brater	Hale	O'Neil	Thomas
Brewer	Hanley	Price	Vander Roest
Brown, B.	Hansen	Prusi	Vaughn
Callahan	Hardman	Quarles	Voorhees
Cherry	Jacobs	Reeves	Wojno
Clark	Jamnick	Rison	Woodward
Clarke	Kelly	Rivet	

In The Chair: Scranton

By unanimous consent the House returned to the order of  
**Reports of Standing Committees**

The Speaker laid before the House  
**House Concurrent Resolution No. 16.**

A concurrent resolution approving the conveyance of property to the State Building Authority and approving a lease among the State of Michigan, the State Building Authority, and Lake Superior State University relative to the Lake Superior State University Crawford Hall Addition and Remodeling.

(For text of resolution, see House Journal No. 21, p. 299.)

(The concurrent resolution was reported by the Committee on Appropriations on March 18, consideration of which was postponed until today under the rules.)

The question being on the adoption of the concurrent resolution,

The Clerk made the following statement:

“Mr. Speaker and members of the House, the lease and exhibits attached to the resolution are available for review by the membership in the Clerk’s office.”

The question being on the adoption of the concurrent resolution,

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

**Roll Call No. 165****Yeas—107**

Allen	Faunce	Koetje	Rison
Baird	Frank	Kowall	Rivet
Basham	Garcia	Kuipers	Rocca
Birkholz	Garza	Kukuk	Sanborn
Bisbee	Geiger	LaForge	Schauer
Bishop	Gielegem	LaSata	Schermesser
Bogardus	Gilbert	Law	Scott
Bovin	Godchaux	Lemmons	Scranton
Bradstreet	Gosselin	Lockwood	Shackleton
Brater	Green	Martinez	Sheltrown
Brewer	Hager	Mead	Spade
Brown, B.	Hale	Middaugh	Stallworth
Brown, C.	Hanley	Minore	Stamas
Byl	Hansen	Mortimer	Switalski
Callahan	Hardman	Neumann	Tabor
Cassis	Hart	O'Neil	Tesanovich
Caul	Howell	Pappageorge	Thomas
Cherry	Jacobs	Patterson	Toy
Clark	Jamnick	Pestka	Van Woerkom
Clarke	Jansen	Price	Vander Roest
Daniels	Jelinek	Prusi	Vaughn
DeHart	Jellema	Pumford	Vear
Dennis	Johnson, Rick	Quarles	Voorhees
DeRossett	Johnson, Ruth	Raczkowski	Wojno
DeVuyst	Julian	Reeves	Woodward
DeWeese	Kelly	Richardville	Woronchak
Ehardt	Kilpatrick	Richner	

**Nays—0**

In The Chair: Scranton

The Speaker laid before the House

**House Concurrent Resolution No. 17.**

A concurrent resolution approving the conveyance of property to the State Building Authority and approving a lease among the State of Michigan, the State Building Authority, and Montcalm Community College relative to the Montcalm Community College Vocational/Technical Facility.

(For text of resolution, see House Journal No. 21, p. 300.)

(The concurrent resolution was reported by the Committee on Appropriations on March 18, consideration of which was postponed until today under the rules.)

The question being on the adoption of the concurrent resolution,

The Clerk made the following statement:

“Mr. Speaker and members of the House, the lease and exhibits attached to the resolution are available for review by the membership in the Clerk’s office.”

The question being on the adoption of the concurrent resolution,

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

**Roll Call No. 166****Yeas—108**

Allen	Faunce	Koetje	Richner
Baird	Frank	Kowall	Rison
Basham	Garcia	Kuipers	Rivet
Birkholz	Garza	Kukuk	Rocca

Bisbee	Geiger	LaForge	Sanborn
Bishop	Gielegem	LaSata	Schauer
Bogardus	Gilbert	Law	Schermesser
Bovin	Godchaux	Lemmons	Scott
Bradstreet	Gosselin	Lockwood	Scranton
Brater	Green	Martinez	Shackleton
Brewer	Hager	Mead	Sheltrown
Brown, B.	Hale	Middaugh	Shulman
Brown, C.	Hanley	Minore	Spade
Byl	Hansen	Mortimer	Stallworth
Callahan	Hardman	Neumann	Stamas
Cassis	Hart	O'Neil	Switalski
Caul	Howell	Pappageorge	Tabor
Cherry	Jacobs	Patterson	Tesanovich
Clark	Jamnick	Perricone	Thomas
Clarke	Jansen	Pestka	Toy
Daniels	Jelinek	Price	Van Woerkom
DeHart	Jellema	Prusi	Vander Roest
Dennis	Johnson, Rick	Pumford	Vaughn
DeRossett	Johnson, Ruth	Quarles	Vear
DeVuyst	Julian	Rackowski	Voorhees
DeWeese	Kelly	Reeves	Wojno
Ehardt	Kilpatrick	Richardville	Woronchak

**Nays—0**

In The Chair: Scranton

The Speaker laid before the House

**House Concurrent Resolution No. 18.**

A concurrent resolution approving the conveyance of property to the State Building Authority and approving a lease between the State of Michigan and the State Building Authority relative to the Department of Education, Michigan School for the Deaf and Blind Residential Facilities.

(For text of resolution, see House Journal No. 21, p. 301.)

(The concurrent resolution was reported by the Committee on Appropriations on March 18, consideration of which was postponed until today under the rules.)

The question being on the adoption of the concurrent resolution,

The Clerk made the following statement:

“Mr. Speaker and members of the House, the lease and exhibits attached to the resolution are available for review by the membership in the Clerk’s office.”

The question being on the adoption of the concurrent resolution,

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

**Roll Call No. 167****Yeas—109**

Allen	Frank	Kowall	Rison
Baird	Garcia	Kuipers	Rivet
Basham	Garza	Kukuk	Rocca
Birkholz	Geiger	LaForge	Sanborn
Bisbee	Gielegem	LaSata	Schauer
Bishop	Gilbert	Law	Schermesser
Bogardus	Godchaux	Lemmons	Scott
Bovin	Gosselin	Lockwood	Scranton
Bradstreet	Green	Martinez	Shackleton
Brater	Hager	Mead	Sheltrown
Brewer	Hale	Middaugh	Shulman

Brown, B.	Hanley	Minore	Spade
Brown, C.	Hansen	Mortimer	Stallworth
Byl	Hardman	Neumann	Stamas
Callahan	Hart	O'Neil	Switalski
Cassis	Howell	Pappageorge	Tabor
Caul	Jacobs	Patterson	Tesanovich
Cherry	Jamnick	Perricone	Thomas
Clark	Jansen	Pestka	Toy
Clarke	Jelinek	Price	Van Woerkom
Daniels	Jellema	Prusi	Vander Roest
DeHart	Johnson, Rick	Pumford	Vaughn
Dennis	Johnson, Ruth	Quarles	Vear
DeRossett	Julian	Raczkowski	Voorhees
DeVuyst	Kelly	Reeves	Wojno
DeWeese	Kilpatrick	Richardville	Woodward
Ehardt	Koetje	Richner	Woronchak
Faunce			

### Nays—0

In The Chair: Scranton

The Speaker laid before the House

#### House Concurrent Resolution No. 19.

A concurrent resolution to change the scope of the Department of Corrections Secure Level I Correctional Facility at St. Louis, the nine 240 Open Bay Level I and II housing units at existing facilities, and the three 120 Closed Cell Level IV housing units at existing facilities projects.

(For text of resolution, see House Journal No. 21, p. 302.)

(The concurrent resolution was reported by the Committee on Appropriations on March 18, consideration of which was postponed until today under the rules.)

The question being on the adoption of the concurrent resolution,

The concurrent resolution was adopted.

The Speaker laid before the House

#### House Concurrent Resolution No. 21.

A concurrent resolution approving the conveyance of property to the State Building Authority and approving a lease among the State of Michigan, the State Building Authority, and Michigan Technological University relative to the Michigan Technological University Performing Arts and Education Center.

(For text of resolution, see House Journal No. 21, p. 303.)

(The concurrent resolution was reported by the Committee on Appropriations on March 18, consideration of which was postponed until today under the rules.)

The question being on the adoption of the concurrent resolution,

The Clerk made the following statement:

“Mr. Speaker and members of the House, the lease and exhibits attached to the resolution are available for review by the membership in the Clerk’s office.”

The question being on the adoption of the concurrent resolution,

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

### Roll Call No. 168

### Yeas—105

Allen	Garcia	Kuipers	Rivet
Baird	Garza	Kukuk	Rocca
Basham	Gielegem	LaForge	Sanborn
Birkholz	Gilbert	LaSata	Schauer
Bisbee	Godchaux	Law	Schermesser

Bishop	Gosselin	Lemmons	Scott
Bogardus	Green	Lockwood	Scranton
Bovin	Hager	Martinez	Shackleton
Bradstreet	Hale	Mead	Sheltrown
Brater	Hanley	Middaugh	Shulman
Brown, B.	Hansen	Minore	Spade
Brown, C.	Hardman	Mortimer	Stallworth
Byl	Hart	Neumann	Stamas
Callahan	Howell	O'Neil	Switalski
Cassis	Jacobs	Pappageorge	Tabor
Caul	Jamnack	Patterson	Tesanovich
Cherry	Jansen	Perricone	Thomas
Clark	Jelinek	Pestka	Toy
Clarke	Jellema	Price	Van Woerkom
Daniels	Johnson, Rick	Prusi	Vander Roest
DeHart	Johnson, Ruth	Pumford	Vaughn
Dennis	Julian	Quarles	Vear
DeVuyst	Kelly	Raczkowski	Voorhees
DeWeese	Kilpatrick	Reeves	Wojno
Ehardt	Koetje	Richner	Woodward
Faunce	Kowall	Rison	Woronchak
Frank			

**Nays—0**

In The Chair: Scranton

The Speaker laid before the House

**House Concurrent Resolution No. 22.**

A concurrent resolution approving the conveyance of property to the State Building Authority and approving a lease among the State of Michigan, the State Building Authority, and Kirtland Community College relative to the Kirtland Community College Academic Building, Art/Maintenance Building, and Administration Building Remodeling and Additions.

(For text of resolution, see House Journal No. 21, p. 304.)

(The concurrent resolution was reported by the Committee on Appropriations on March 18, consideration of which was postponed until today under the rules.)

The question being on the adoption of the concurrent resolution,

The Clerk made the following statement:

“Mr. Speaker and members of the House, the lease and exhibits attached to the resolution are available for review by the membership in the Clerk’s office.”

The question being on the adoption of the concurrent resolution,

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

**Roll Call No. 169****Yeas—108**

Allen	Faunce	Kowall	Rison
Baird	Frank	Kuipers	Rivet
Basham	Garcia	Kukuk	Rocca
Birkholz	Garza	LaForge	Sanborn
Bisbee	Gielegthem	LaSata	Schauer
Bishop	Gilbert	Law	Schermesser
Bogardus	Godchaux	Lemmons	Scott
Bovin	Gosselin	Lockwood	Scranton
Bradstreet	Green	Martinez	Shackleton

Brater	Hager	Mead	Sheltrown
Brewer	Hale	Middaugh	Shulman
Brown, B.	Hanley	Minore	Spade
Brown, C.	Hansen	Mortimer	Stallworth
Byl	Hardman	Neumann	Stamas
Callahan	Hart	O'Neil	Switalski
Cassis	Howell	Pappageorge	Tabor
Caul	Jacobs	Patterson	Tesanovich
Cherry	Jamnack	Perricone	Thomas
Clark	Jansen	Pestka	Toy
Clarke	Jelinek	Price	Van Woerkom
Daniels	Jellema	Prusi	Vander Roest
DeHart	Johnson, Rick	Pumford	Vaughn
Dennis	Johnson, Ruth	Quarles	Vear
DeRossett	Julian	Raczkowski	Voorhees
DeVuyst	Kelly	Reeves	Wojno
DeWeese	Kilpatrick	Richardville	Woodward
Ehardt	Koetje	Richner	Woronchak

### Nays—0

In The Chair: Scranton

The Speaker laid before the House

#### **House Concurrent Resolution No. 9.**

A concurrent resolution to memorialize the Congress of the United States and the Veterans Affairs Administration to prevent the reduction of hospital bed capacity at the Iron Mountain Veterans Administration Medical Care Facility. (For text of resolution, see House Journal No. 8, p. 141.)

(The concurrent resolution was reported by the Committee on Veterans Affairs on March 4, consideration of which was postponed until March 9 under the rules.)

The question being on the adoption of the concurrent resolution,

The concurrent resolution was adopted.

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

The motion prevailed.

Rep. Raczkowski moved that when the House adjourns today it stand adjourned until Wednesday, March 24, at 12:00 Noon.

The motion prevailed.

By unanimous consent the House returned to the order of

### **Motions and Resolutions**

Reps. Tabor, LaForge, DeHart, Cassis, Rocca, Spade, Jelinek, Tesanovich, Green, Scott, Prusi, Kelly, Jamnick, Gosselin, Kukuk, DeRossett, Van Woerkom, Kowall, Vear, DeVuyst, Perricone, Voorhees, Bogardus, Dennis, Wojno, Woronchak, Hale, Hager, Koetje, Toy, Julian, Richner, Caul, Allen, Birkholz, Faunce, Scranton, Howell and Vander Roest offered the following resolution:

#### **House Resolution No. 43.**

A resolution commemorating May 1999 as Motorcycle Safety Awareness Month.

Whereas, The coming of Spring marks the return of motorcycle enthusiasts and it is most appropriate to join with the members of the Gold Wing Touring Association in commemorating May 1999 as Motorcycle Safety Awareness

Month. This worthwhile observance provides all Michigan motorists with an opportunity to rededicate themselves to the highest standards of highway safety; and

Whereas, The Gold Wing Touring Association, an international association of motorcycle operators with nearly 300 members in Michigan, has been at the forefront of efforts promoting intelligent use of motorcycles. Indeed, the disproportionate number of motorcycle fatalities in comparison with those of other modes of travel, signifies the importance of educating motorcyclists in the safest of practices and precautions; and

Whereas, Motorcycle Safety Awareness Month encourages motorcycle operators to be properly outfitted with crash helmets and other protective gear, to keep their motorcycles in good operating condition, to adhere to all laws of the road, and to adopt driving techniques which provide an extra measure of safety. In addition, car and truck drivers are reminded of the seasonal return of motorcyclists to our roads and highways and are encouraged to practice attentiveness. It is a pleasure to take this opportunity to remind all those who share our roads and highways that safety is every driver's responsibility; now, therefore, be it

Resolved by the House of Representatives, That we commemorate May 1999 as Motorcycle Safety Awareness Month; and be it further

Resolved, That a copy of this resolution be transmitted to the Gold Wing Touring Association as evidence of support for this praiseworthy endeavor.

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

Reps. Kowall, Gosselin, Kuipers, DeRossett and Hager offered the following resolution:

**House Resolution No. 44.**

A resolution of tribute to Mr. Samuel W. Kreis.

Whereas, In recognition of his many contributions to education, the advancement of the building industry, and the citizens of the State of Michigan, we honor Sam Kreis for his indefatigable energy, positive spirit, and excellent service—all delivered with style and humor.

Whereas, Sam Kreis was born in Chicago and raised in Florida, where he graduated from the University of Miami with a degree in business administration. He received his master's degree in management from the University of Michigan and attended law school at the Detroit College of Law; and

Whereas, In addition to his numerous activities with the building industry, Sam has established himself as a pillar in the mortgage banking business; and

Whereas, Sam has been a member of the Building Industry Association (BIA) since 1970. He has admirably demonstrated his leadership qualities as chairman for seven years of the Associates Council and as chairman of the Building Industry Association B-PAC. He currently serves as chairman of the Board of Trustees of the Building Industry Association's Housing Fund, which raises funds for scholarships for needy students entering the building trades. He has helped form four student chapters at Macomb Community College, Lawrence Technological University, William B. Ford Vocational School and, by next spring, the University of Detroit. Sam serves on the Advisory Board for the student chapters as part of the Homebuilder Institute for the National Association of Home Builders; and

Whereas, On the state level, Sam is a state director of the Michigan Association of Home Builders and past chairman of the State Associates Council. He received the State Associate of the Year award from the Michigan Association of Home Builders. Sam has been an active associate member from Michigan on the National Association of Home Builders, Associates Council and Membership Committee; and

Whereas, His love of people, his desire to stay as active as possible, and his belief that one should give back to the community, find him giving countless volunteer hours to worthy causes. He serves on the Wayne-Metro Community Service Agency, which sponsors soup kitchens and raises funds for the homeless. Sam is also active with Lighthouse in Pontiac; and

Whereas, Sam and Marilyn Kreis have three grown children: Debra Ann, David Alan, and Dana Adrienne. Sam, a devoted husband and father, a successful business leader, and a great golfer, has proven to be a good friend to all the citizens of Michigan. Certainly, his contributions to the building industry, education, and the Oak Park community have been of the highest order; and

Whereas, Most importantly, Sam has lent to the community his tremendous leadership, his integrity, and his vision, and it is with great pride in all that he has accomplished that we commend him today; now, therefore, be it

Resolved by the House of Representatives, That the members of this legislative body hereby unite in extending a unanimous accolade of tribute to Mr. Samuel W. Kreis; and be it further

Resolved, That a copy of this resolution be transmitted to Mr. Kreis, his family, and to the BIA as evidence of our highest regard for his many accomplishments.

Pending the reference of the resolution to a committee,

Rep. Raczkowski 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.

Reps. Tabor, LaForge, DeHart, Cassis, Martinez, Baird, Spade, Pappageorge, Jellema, Scott, Schauer, Prusi, Kelly, Jamnick, Callahan, Kukuk, DeRossett, Van Woerkom, Kowall, Vear, DeVuyst, Perricone, Voorhees, Bogardus, Sheltroun, Dennis, Wojno, Gielegem, Bovin, Woronchak, Hale, Hager, Koetje, Toy, Julian, Ehardt, Richner, Rick Johnson, Caul, Allen, Birkholz, Faunce, Lockwood, Howell and Vander Roest offered the following resolution:

**House Resolution No. 45.**

A resolution honoring Tom Izzo, *Basketball Times* 1999 Coach of the Year.

Whereas, It is with great pride that we honor Michigan State University Basketball Coach Tom Izzo upon the occasion of being named *Basketball Times* 1999 Coach of the Year. We recognize with celebration the accomplishments of Coach Izzo and the 1999 Spartan Men's Basketball Team; and

Whereas, Tom Izzo's passionate pursuit of his dream to serve as coach of the Spartans provides an inspirational example of determination to us all. It was determination that brought Tom Izzo to the MSU coaching staff, and that same quality which has allowed him and his team to harvest tremendous success; and

Whereas, We congratulate Coach Izzo and his team for amazing achievements this year, including: finishing atop the Big Ten for the second straight year, winning the Big Ten Tournament, continued success in the NCAA Tournament, and several awards won by individual members. However, the Spartans have indeed shown us that the greatest achievements are obtained through teamwork; and

Whereas, We applaud Coach Izzo for his dedication, and for using his energy and skills to teach young men important lessons, which will prove to be valuable resources for the rest of their lives; now, therefore, be it

Resolved by the House of Representatives, That the members of this legislative body commend MSU Basketball Coach Tom Izzo upon meriting the award of *Basketball Times* 1999 Coach of the Year, and wish him and his Spartans enduring success; and be it further

Resolved, That a copy of this resolution be transmitted to Coach Izzo as a token of our esteem.

Pending the reference of the resolution to a committee,

Rep. Raczkowski 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.

Reps. Scranton, LaForge, DeHart, Cassis, Martinez, Baird, Spade, Raczkowski, Jelinek, Tesanovich, Green, Pappageorge, Jellema, Scott, Prusi, Kelly, Jamnick, Kukuk, DeRossett, Van Woerkom, Kowall, Vear, DeVuyst, Perricone, Voorhees, Bogardus, Dennis, Wojno, Hansen, Gielegem, Bovin, Woronchak, Hale, Hager, Koetje, Toy, Julian, Ehardt, Richner, Caul, Allen, Birkholz, Faunce, Howell and Vander Roest offered the following resolution:

**House Resolution No. 46.**

A resolution honoring Elizabeth Larwa on her selection as the state of Michigan's 1999 Elementary Science Teacher of the Year.

Whereas, It is a distinct pleasure to offer congratulations to Elizabeth Larwa upon her selection as Michigan's 1999 Elementary Science Teacher of the Year. Her record as a talented and energetic teacher is illustrated by this most fitting award and symbol of excellence. We commend her upon her outstanding efforts and the success she has achieved through the education of our young people; and

Whereas, Michigan has a long tradition of belief in the value of education. Each year the Michigan Association of Science Teachers selects one elementary science teacher who has made a remarkable difference in the classroom. The association strives to select a teacher whose enthusiasm and commitment is demonstrated each day to students, parents, and peers. Elizabeth Larwa is one of the most gifted elementary science teachers in Michigan. She teaches all fourth grade science classes at Spencer Elementary in Brighton, Michigan. In addition, she instructs in-service workshops and seminars on science as well as participates in the Livingston and Washtenaw Math and Science Teachers Consortium. She has been a teacher for 23 years. Mrs. Larwa believes in what she is doing and feels a responsibility to promote science education; and

Whereas, Professionally, Elizabeth Larwa shares her talents, knowledge, and insights with her students and colleagues. She is creative in finding ways to further her students academically and socially. She passionately promotes new concepts and strategies to her peers in a way that results in acceptance and participation. Elizabeth trains and prepares her colleagues for special projects; and

Whereas, As the 1999 recipient of the Elementary Science Teacher of the Year, Elizabeth Larwa is being acknowledged for her efforts in several areas. In addition to specific innovations in the classroom, study units, and programs, she is being honored for success in the most fundamental component of learning—motivating young people. We applaud the dedication she has consistently displayed and offer our thanks for the manner in which both students and other educators benefit from all of this hard work; now, therefore, be it

Resolved by the House of Representatives, That the members of this legislative body join in honoring Elizabeth Larwa upon her selection as Michigan's 1999 Elementary Science Teacher of the Year; and be it further

Resolved, That a copy of this resolution be transmitted to Elizabeth Larwa as evidence of our respect for her fine, exemplary work.

Pending the reference of the resolution to a committee,  
 Rep. Raczkowski 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.

### Reports of Select Committees

#### Joint Committee on Administrative Rules

##### Certificates of Approval

Date: March 11, 1999  
 Subject: Trans. No. 99-03

I hereby certify that the Joint Committee on Administrative Rules approved the administrative rules from the Department of Community Health pertaining to General Rules—Enforcement Systems for Long-Term Care Facilities (Part 11) dated December 21, 1998.

Date: March 11, 1999  
 Subject: Trans. No. 99-07

I hereby certify that the Joint Committee on Administrative Rules approved the administrative rules from the Department of Consumer and Industry Services pertaining to Day Care Centers and Nursery Schools—Inspection and Licensing (Part 3) dated December 14, 1998.

Date: March 11, 1999  
 Subject: Trans. No. 99-08

I hereby certify that the Joint Committee on Administrative Rules approved the administrative rules from the Department of Environmental Quality pertaining to Surface Water Quality Division—Water Resources Protection—Water Quality Standards (Part 4) dated December 18, 1998.

Date: March 11, 1999  
 Subject: Trans. No. 99-10

I hereby certify that the Joint Committee on Administrative Rules approved the administrative rules from the Department of Environmental Quality pertaining to Water Resources Protection—Water Quality Standards (Part 4) (Rule 43) dated June 25, 1998.

Sincerely,  
 Representative Marc Shulman  
 Chair

March 11, 1999

Russell J. Harding, Director  
 Department of Environmental Quality  
 Lansing, Michigan  
 Dear Mr. Harding:

Pursuant to the authority granted in subsection (3) of section 45 of the Administrative Procedures Act, being 24.245 of the Michigan Compiled Laws, the Committee by majority vote extended the time for consideration of Trans. No. 99-01, submitted by the Department of Environmental Quality, Waste Management Division, pertaining to Solid Waste Management.

March 11, 1999

Lt. John Wynalda  
 Regulatory Affairs Officer  
 Department of Natural Resources  
 Lansing, Michigan  
 Dear Mr. Wynalda:

Pursuant to the authority granted in subsection (3) of section 45 of the Administrative Procedures Act, being 24.245 of the Michigan Compiled Laws, the Committee by majority vote extended the time for consideration of Trans. No. 99-02, submitted by the Department of Natural Resources, Wildlife and Fisheries Division pertaining to Endangered and Threatened Species.

March 11, 1999

Russell Harding, Director  
Department of Environmental Quality  
Lansing, Michigan  
Dear Mr. Harding:

Pursuant to the authority granted in subsection (3) of section 45 of the Administrative Procedures Act, being 24.245 of the Michigan Compiled Laws, the Committee by majority vote extended the time for consideration of Trans. No. 99-04, submitted by the Department of Environmental Quality, Air Quality Division pertaining to Air Pollution Control—Emission Averaging and Emission Reduction Credit Trading.

March 11, 1999

Tom Martin  
Regulatory Affairs Officer  
Department of Consumer and Industry Services  
Lansing, Michigan  
Dear Mr. Martin:

Pursuant to the authority granted in subsection (3) of section 45 of the Administrative Procedures Act, being 24.245 of the Michigan Compiled Laws, the Committee by majority vote extended the time for consideration of Trans. No. 99-05, submitted by the Department of Consumer and Industry Services, Director's Office, pertaining to Construction Code—Mobile Home Code (Part 6) (Rescission).

March 11, 1999

F/LT. Brian Ray, Commander  
Regulatory Affairs Officer  
Department of State Police  
Lansing, Michigan  
Dear Mr. Ray:

Pursuant to the authority granted in subsection (3) of section 45 of the Administrative Procedures Act, being 24.245 of the Michigan Compiled Laws, the Committee by majority vote extended the time for consideration of Trans. No. 99-06, submitted by the Department of State Police, Traffic Services Section pertaining to Motorcycle Helmets.

March 11, 1999

Anne Corgan  
Regulatory Affairs Officer  
Department of State  
Lansing, Michigan  
Dear Ms. Corgan:

Pursuant to the authority granted in subsection (3) of section 45 of the Administrative Procedures Act, being 24.245 of the Michigan Compiled Laws, the Committee by majority vote extended the time for consideration of Trans. No. 99-09, submitted by the Department of State, Bureau of Elections, pertaining to Casino Interest Registration.

March 11, 1999

Tom Martin  
Regulatory Affairs Officer  
Department of Consumer and Industry Services  
Lansing, Michigan  
Dear Mr. Martin:

Pursuant to the authority granted in subsection (3) of section 45 of the Administrative Procedures Act, being 24.245 of the Michigan Compiled Laws, the Committee by majority vote extended the time for consideration of Trans. No. 99-11, submitted by the Department of Consumer and Industry Services, Bureau of Workers' Disability Compensation, pertaining to General Rules.

Sincerely,  
Representative Marc Shulman  
Chair

### Notices

The Speaker appointed as conferees, on the part of the House of Representatives, for **House Bill No. 4090**, Reps. Hart, Hager and LaForge.

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

The Clerk announced that the following bills and joint resolution had been printed and placed upon the files of the members, Monday, March 22:

**House Bill Nos. 4414 4415 4416 4417 4418 4419 4420 4421 4422 4423 4424 4425 4426**  
**House Joint Resolution G**

The Clerk announced that the following Senate bills had been received on Tuesday, March 23:

**Senate Bill Nos. 306 311**

By unanimous consent the House returned to the order of

**Messages from the Senate****House Bill No. 4090, entitled**

A bill to amend 1939 PA 280, entitled "The social welfare act," (MCL 400.1 to 400.119b) by adding section 57I.

The Senate has appointed Senators Hammerstrom, Gougeon and Young as conferees to join with Reps. Hart, Hager and LaForge.

The bill was referred to Conference Committee on March 23, 1999.

**Senate Bill No. 297, entitled**

A bill to amend 1976 PA 451, entitled "An act to provide a system of public instruction and elementary and secondary schools; to revise, consolidate, and clarify the laws relating to elementary and secondary education; to provide for the organization, regulation, and maintenance of schools, school districts, public school academies, and intermediate school districts; to prescribe rights, powers, duties, and privileges of schools, school districts, public school academies, and intermediate school districts; to provide for the regulation of school teachers and certain other school employees; to provide for school elections and to prescribe powers and duties with respect thereto; to provide for the levy and collection of taxes; to provide for the borrowing of money and issuance of bonds and other evidences of indebtedness; to establish a fund and provide for expenditures from that fund; to provide for and prescribe the powers and duties of certain state departments, the state board of education, and certain other boards and officials; to provide for licensure of boarding schools; to prescribe penalties; and to repeal acts and parts of acts," by amending sections 402 and 471a (MCL 380.402 and 380.471a), section 471a as amended by 1982 PA 71, and by adding part 5A and section 449.

The Senate has substituted (S-3) the House substitute (H-8).

The Senate has concurred in the House substitute (H-8) as substituted (S-3), ordered that it be given immediate effect and agreed to the full title.

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

**Senate Bill No. 49, entitled**

A bill to amend 1943 PA 183, entitled "County zoning act," (MCL 125.201 to 125.240) by adding section 1b.

The Senate has passed the bill.

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

**Senate Bill No. 260, 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 Senate has passed the bill.

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

**Senate Bill No. 261, entitled**

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

The Senate has passed the bill.

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

**Senate Bill No. 262, entitled**

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

The Senate has passed the bill.

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

**Senate Bill No. 303, entitled**

A bill to amend 1986 PA 268, entitled "Legislative council act," by amending section 203 (MCL 4.1203).

The Senate has passed the bill.

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

**Senate Bill No. 306, entitled**

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending sections 307, 315, and 319 (MCL 257.307, 257.315, and 257.319), section 307 as amended by 1998 PA 330 and section 319 as amended by 1998 PA 347, and by adding section 50a.

The Senate has passed the bill.

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

**Senate Bill No. 311, entitled**

A bill to amend 1933 PA 167, entitled "General sales tax act," (MCL 205.51 to 205.78) by adding section 4h.

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. 319, entitled**

A bill to amend 1961 PA 236, entitled "Revised judicature act of 1961," by amending section 6304 (MCL 600.6304), as amended by 1995 PA 249, and by adding section 1484.

The Senate has passed the bill.

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

**Senate Bill No. 320, entitled**

A bill to create the model law enforcement vehicle pursuit and response policy advisory panel within the commission on law enforcement standards; to prescribe its membership, powers, and duties; to prescribe the powers and duties of certain state and local agencies and departments; to provide for the development of law enforcement vehicle pursuit and response policies; 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 Family and Civil Law.

**Senate Bill No. 335, entitled**

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending sections 710d and 710e (MCL 257.710d and 257.710e), section 710d as amended by 1990 PA 90 and section 710e as amended by 1991 PA 25.

The Senate has passed the bill.

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

**Senate Bill No. 395, entitled**

A bill to amend 1943 PA 184, entitled "Township zoning act," (MCL 125.271 to 125.310) by adding section 1b.

The Senate has passed the bill.

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

**Senate Bill No. 414, entitled**

A bill to amend 1984 PA 218, entitled "Third party administrator act," (MCL 550.901 to 550.962) by adding section 33.

The Senate has passed the bill.

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

### Messages from the Governor

The following message from the Governor, approving and signing the following bill at the time designated below, was received and read:

Date: March 18, 1999  
Time: 5:10 p.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

**Enrolled House Bill No. 4091 (Public Act No. 9), being**

An act to amend 1939 PA 280, entitled “An act to protect the welfare of the people of this state; to provide general assistance, hospitalization, infirmary and medical care to poor or unfortunate persons; to provide for compliance by this state with the social security act; to provide protection, welfare and services to aged persons, dependent children, the blind, and the permanently and totally disabled; to administer programs and services for the prevention and treatment of delinquency, dependency and neglect of children; to create a state department of social services; to prescribe the powers and duties of the department; to provide for the interstate and intercounty transfer of dependents; to create county and district departments of social services; to create within certain county departments, bureaus of social aid and certain divisions and offices thereunder; to prescribe the powers and duties of the departments, bureaus and officers; to provide for appeals in certain cases; to prescribe the powers and duties of the state department with respect to county and district departments; to prescribe certain duties of certain other state departments, officers, and agencies; to make an appropriation; to prescribe penalties for the violation of the provisions of this act; and to repeal certain parts of this act on specific dates,” by amending section 57b (MCL 400.57b), as added by 1995 PA 223.

(Filed with the Secretary of State March 22, 1999, at 10:12 a.m.)

### Communications from State Officers

The following communications from the Secretary of State were received and read:

Notices of Filing  
Administrative Rules

February 23, 1999

In accordance with the provisions of Section 46(1) of Act 306, Public Acts of 1969, as amended, and Executive Order 1995-6 this is to advise you that the Office of Regulatory Reform, Legal Division filed at 11:27 A.M. this date, administrative rule (99-02-6) for the Department of Environmental Quality, Environmental Response Division, entitled “*Baseline Environmental Assessments*”, effective 15 days hereafter.

February 23, 1999

In accordance with the provisions of Section 46(1) of Act 306, Public Acts of 1969, as amended, and Executive Order 1995-6 this is to advise you that the Office of Regulatory Reform, Legal Division filed at 11:29 A.M. this date, administrative rule (99-02-7) for the Department of Environmental Quality, Environmental Response Division, entitled “*Environmental Contamination Response Activity*”, effective 15 days hereafter.

Sincerely,  
Candice S. Miller  
Secretary of State  
Helen Kruger, Supervisor  
Office of the Great Seal

The communications were referred to the Clerk.

### Introduction of Bills

Reps. Green, Sheltroun, Julian, Scranton and Rick Johnson introduced

**House Bill No. 4427, entitled**

A bill to define, develop, and regulate captive cervidae as an agricultural enterprise in this state; to provide powers and duties of certain state agencies and departments; and to provide for certain penalties and remedies.

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

Reps. Green, Sheltroun, Julian, Scranton and Rick Johnson introduced

**House Bill No. 4428, entitled**

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending sections 40103, 40106, 40107, 40109, and 41102 (MCL 324.40103, 324.40106, 324.40107, 324.40109, and 324.41102), sections 40103 and 40107 as amended by 1998 PA 86 and sections 40106, 40109, and 41102 as added by 1995 PA 57.

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

Reps. Green, Julian, Scranton, Rick Johnson and Hale introduced

**House Bill No. 4429, entitled**

A bill to amend 1952 PA 228, entitled "Michigan comminuted meat law," by amending section 1 (MCL 289.581), as amended by 1992 PA 231.

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

Reps. Frank, Pestka, Neumann, Spade, Lemmons, Gielegem, Switalski, Schermesser, O'Neil, Lockwood, Cherry, Schauer, Bogardus, Minore, Hansen, Wojno, Dennis, Woodward, Rivet, Bob Brown, Brewer, Callahan, Kelly, Hale, Daniels, Hardman, Reeves, Prusi, Scott, Martinez, Vaughn, Price, Tesanovich, Brater, Sheltroun, Jamnick, Basham, Clark, Garza, LaForge, Bovin and Jacobs introduced

**House Bill No. 4430, entitled**

A bill to amend 1967 PA 281, entitled "Income tax act of 1967," by amending section 274 (MCL 206.274), as amended by 1997 PA 82.

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

Rep. Kukuk introduced

**House Bill No. 4431, entitled**

A bill to amend 1927 PA 372, entitled "An act to regulate and license the selling, purchasing, possessing, and carrying of certain firearms and gas ejecting devices; to prohibit the buying, selling, or carrying of certain firearms and gas ejecting devices without a license; to provide for the forfeiture of firearms possessed in violation of this act; to provide immunity from civil liability under certain circumstances; to prescribe the powers and duties of certain state and local agencies; and to repeal all acts and parts of acts inconsistent with the provisions of this act," by amending sections 1, 2, and 9 (MCL 28.421, 28.422, and 28.429), section 1 as amended by 1992 PA 219, section 2 as amended by 1994 PA 338, and section 9 as amended by 1996 PA 169.

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

Rep. Kukuk introduced

**House Bill No. 4432, entitled**

A bill to amend 1970 PA 202, entitled "Explosives act of 1970," by amending section 3 (MCL 29.43).

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

Rep. Jamnick introduced

**House Bill No. 4433, entitled**

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending section 628 (MCL 257.628), as amended by 1996 PA 320.

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

Reps. Gosselin, Garcia and Kukuk introduced

**House Bill No. 4434, entitled**

A bill to amend 1976 PA 451, entitled "The revised school code," by amending section 1278 (MCL 380.1278), as amended by 1995 PA 289.

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

Reps. Jelinek, DeRossett, Woronchak, Rick Johnson, DeHart, Birkholz, LaSata, Bovin and Ehardt introduced

**House Bill No. 4435, entitled**

A bill to amend 1979 PA 94, entitled "The state school aid act of 1979," by amending section 101 (MCL 388.1701), as amended by 1998 PA 339.

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

Reps. Spade, Wojno, Sheltroun, Minore, Jacobs, Hale, Brater, Price, Lemmons and Switalski introduced  
**House Bill No. 4436, 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; and to repeal acts and parts of acts.

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

Reps. Ehardt, Pappageorge, Vear, Garcia, Mortimer, Richner, Schauer, Allen and Rick Johnson introduced  
**House Bill No. 4437, entitled**

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending section 803e (MCL 257.803e), as amended by 1998 PA 68.

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

Reps. Julian, Stamas, Gosselin, Sheltroun, Howell, Pappageorge, Ehardt, Faunce, Van Woerkom, Gilbert, Tabor, Toy, Law and Vear introduced

**House Bill No. 4438, entitled**

A bill to amend 1931 PA 328, entitled "The Michigan penal code," by amending section 520m (MCL 750.520m), as amended by 1996 PA 510.

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

Reps. Julian, Stamas, Gosselin, Sheltroun, Howell, Pappageorge, Ehardt, Faunce, Van Woerkom, Gilbert, Tabor, Toy, Law and Vear introduced

**House Bill No. 4439, entitled**

A bill to amend 1939 PA 288, entitled "Probate code of 1939," by amending section 18k of chapter XIIA (MCL 712A.18k), as amended by 1998 PA 478.

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

Reps. Julian, Stamas, Gosselin, Sheltroun, Howell, Pappageorge, Faunce, Van Woerkom, Gilbert, Tabor, Toy, Law and Vear introduced

**House Bill No. 4440, entitled**

A bill to amend 1990 PA 250, entitled "DNA identification profiling system act," by amending section 6 (MCL 28.176), as amended by 1996 PA 508.

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

By unanimous consent the House returned to the order of

### **Reports of Standing Committees**

The Committee on Appropriations, by Rep. Geiger, Chair, reported

**House Bill No. 4299, entitled**

A bill to make appropriations for the department of community health and certain state purposes related to aging, mental health, public health, and medical services for the fiscal year ending September 30, 2000; to provide for the expenditure of such appropriations; to create funds; to provide for reports; to prescribe the powers and duties of certain local and state agencies and departments; and to provide for disposition of fees and other income received by the various state agencies.

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 4299** To Report Out:

Yeas: Reps. Geiger, Jellema, Cameron Brown, Byl, Caul, Godchaux, Jansen, Jelinek, Kukuk, LaSata, Mead, Mortimer, Pappageorge, Pumford, Scranton, Stamas,

Nays: Reps. Price, Cherry, Clarke, Frank, Martinez, Prusi, Stallworth, Tesanovich.

## COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Geiger, Chair of the Committee on Appropriations, was received and read:  
Meeting held on: Friday, March 19, 1999, at 9:00 a.m.,

Present: Reps. Geiger, Jellema, Cameron Brown, Byl, Caul, Godchaux, Jansen, Jelinek, Kukuk, LaSata, Mead, Mortimer, Pappageorge, Pumford, Scranton, Stamas, Toy, Price, Cherry, Clarke, Frank, Kelly, Martinez, Pestka, Prusi, Stallworth, Tesanovich.

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

**House Resolution No. 24.**

A resolution encouraging schools to develop "Experience Corps" to help to promote literacy and foster a desire for reading.

(For text of resolution, see House Journal No. 17, p. 244.)

With the recommendation that the resolution be adopted.

The Speaker announced that under Rule 77 the resolution would lie over one day.

## Favorable Roll Call

**HR 24** To Report Out:

Yeas: Reps. Allen, Ruth Johnson, Bradstreet, DeWeese, Hager, Hart, Rick Johnson, Kuipers, Van Woerkom, Voorhees, Bogardus, Clark, Gielegem, Hansen,

Nays: None.

## COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Tuesday, March 23, 1999, at 10:30 a.m.,

Present: Reps. Allen, Ruth Johnson, Bradstreet, DeWeese, Hager, Hart, Rick Johnson, Kuipers, Van Woerkom, Voorhees, Bogardus, Clark, Gielegem, Hansen,

Absent: Reps. Daniels, Scott, Spade,

Excused: Reps. Daniels, Scott, Spade.

The Committee on House Oversight and Operations, by Rep. Raczowski, Chair, reported

**Senate Bill No. 58, entitled**

A bill to amend 1968 PA 173, entitled "An act naming certain state buildings," by amending section 1 (MCL 19.131), as amended by 1982 PA 229.

With the recommendation that the bill pass.

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

## Favorable Roll Call

**SB 58** To Report Out:

Yeas: Reps. Raczowski, Howell, Richardville, Shackleton, Rivet, DeHart,

Nays: None.

The Committee on House Oversight and Operations, by Rep. Raczowski, Chair, reported

**House Concurrent Resolution No. 14.**

A concurrent resolution to memorialize the Congress and the President of the United States to enact legislation that preserves the health and stability of the Social Security system.

(For text of resolution, see House Journal No. 21, p. 299.)

With the recommendation that the following substitute (H-2) be adopted and that the resolution then be adopted.

**Substitute for House Concurrent Resolution No. 14.**

A concurrent resolution to memorialize the Congress and the President of the United States to enact legislation that preserves the health and stability of the Social Security system and Medicare and to urge that Congress use the federal budget surplus for this purpose, with any remaining funds to be used for tax cuts.

Whereas, For more than sixty years, Social Security has provided a safety net for American workers. Evolving over the years and reflecting changes in our population and expectations, Social Security is a defining component of our society. It affects every household in the country; and

Whereas, In the well-publicized discussion of how to fix the financial framework of the system to safeguard its solvency in perpetuity, many suggestions have been made. The reactions to some of the ideas put forth makes it clear that it is too easy for talks to deteriorate to political gamesmanship rather than honest, fact-based exchanges of proposals. It is important for all Americans that talks on Social Security and Medicare not be sidetracked to other matters. Social Security and Medicare are far too important to our common future to have the true goals obscured; and

Whereas, History shows that there is no limit to what can be accomplished when people work together honestly and cohesively to solve problems. The solvency of Social Security and Medicare is an issue that demands the focused attention of our nation and our elected officials; now, therefore, be it

Resolved by the House of Representatives (the Senate concurring), That we memorialize the Congress and the President of the United States to enact legislation that preserves the health and stability of the Social Security system and Medicare; and be it further

Resolved, That we memorialize Congress to consider using the federal budget surplus to fund Social Security and Medicare, with any remaining funds going for tax cuts; and be it further

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

The Speaker announced that under Rule 77 the resolution would lie over one day.

#### Favorable Roll Call

#### **HCR 14** To Report Out:

Yeas: Reps. Raczkowski, Howell, Richardville, Shackleton, Rivet, DeHart,

Nays: None.

#### COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Tuesday, March 23, 1999, at 10:30 a.m.,

Present: Reps. Raczkowski, Howell, Richardville, Shackleton, Rivet, DeHart,

Absent: Rep. Brewer,

Excused: Rep. Brewer.

The Committee on Appropriations, by Rep. Geiger, Chair, reported

#### **House Bill No. 4302, entitled**

A bill to make appropriations for the state institutions of higher education and certain state purposes related to education for the fiscal year ending September 30, 2000; to provide for the expenditures of those appropriations; and to prescribe the powers and duties of certain state departments, institutions, agencies, employees and officers.

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 4302** To Report Out:

Yeas: Reps. Geiger, Jellema, Cameron Brown, Byl, Caul, Godchaux, Jansen, Jelinek, Kukuk, LaSata, Mead, Mortimer, Pappageorge, Pumford, Scranton, Stamas, Toy, Pestka,

Nays: Reps. Price, Cherry, Clarke, Frank, Kelly, Martinez, Prusi, Stallworth, Tesanovich.

#### COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Tuesday, March 23, 1999, at 9:00 a.m.,

Present: Reps. Geiger, Jellema, Cameron Brown, Byl, Caul, Godchaux, Jansen, Jelinek, Kukuk, LaSata, Mead, Mortimer, Pappageorge, Pumford, Scranton, Stamas, Toy, Price, Cherry, Clarke, Frank, Kelly, Martinez, Pestka, Prusi, Stallworth, Tesanovich.

## COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Tuesday, March 23, 1999, at 9:00 a.m.,

Present: Reps. Green, Julian, Bradstreet, DeRossett, DeVuyst, Ehardt, Howell, Rick Johnson, Koetje, Vear, Brater, Bogardus, Hansen, LaForge, Rivet, Sheltroun,

Absent: Rep. Spade,

Excused: Rep. Spade.

## COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Garcia, Chair of the Committee on Economic Development, was received and read:

Meeting held on: Tuesday, March 23, 1999, at 9:00 a.m.,

Present: Reps. Garcia, Kowall, Bisbee, Richardville, Van Woerkom, Bob Brown, Lockwood, Mans, Vaughn.

## COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Tuesday, March 23, 1999, at 9:00 a.m.,

Present: Reps. Cassis, Woronchak, Allen, Faunce, Gilbert, Gosselin, Koetje, Patterson, Vander Roest, Vear, Quarles, Basham, Garza, Jammick, Minore, O'Neil, Switalski.

## COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Tuesday, March 23, 1999, at 10:30 a.m.,

Present: Reps. Faunce, Howell, Bishop, Julian, Richner, Sanborn, Shulman, Baird, Callahan, Jacobs, O'Neil.

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Rep. Patterson moved that the House adjourn.

The motion prevailed, the time being 8:25 p.m.

Associate Speaker Pro Tempore Scranton declared the House adjourned until Wednesday, March 24, at 12:00 Noon.

GARY L. RANDALL  
Clerk of the House of Representatives.

