

No. 41
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House of Representatives
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House Chamber, Lansing, Tuesday, May 9, 2000.

2:00 p.m.

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

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

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	Gielegghem—present	Law—excused	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	Jamnack—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		

Rev. Michael Arbanas, from St. Clement Orthodox Church in Dearborn, offered the following invocation:

“O Lord our God, when the newly-crowned King Solomon humbly prayed for an understanding mind, in order that he might discern between good and evil and rule Your people with justice and mercy, You gave him wisdom and understanding beyond measure. Grant now, Lord, wisdom and discernment to the members of this chamber as they undertake the work before them. We pray that their deliberations and their decisions might reflect Your justice, Your mercy, and above all, Your love for all humankind, always, now and ever, and unto the ages of ages. Amen.”

Rep. DeWeese moved that Rep. Law be excused from today’s session.
The motion prevailed.

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

Messages from the Senate

The Speaker laid before the House

House Bill No. 4684, entitled

A bill to amend 1961 PA 236, entitled “Revised judicature act of 1961,” by amending section 2162 (MCL 600.2162), as amended by 1994 PA 67.

(The bill was received from the Senate on May 4 with amendment and immediate effect given by the Senate, consideration of which, under the rules, was postponed until today, see House Journal No. 40, p. 878.)

The question being on concurring in the amendment made to the bill by the Senate,

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

Roll Call No. 348

Yeas—86

Allen	Faunce	Kowall	Rocca
Baird	Frank	Kuipers	Sanborn
Basham	Garcia	LaSata	Schauer
Birkholz	Geiger	Lockwood	Schermesser
Bisbee	Gielegthem	Mans	Shackleton
Bishop	Gilbert	Mead	Shulman
Bogardus	Godchaux	Middaugh	Spade
Bovin	Gosselin	Mortimer	Stallworth
Bradstreet	Green	Neumann	Stamas
Brewer	Hager	O’Neil	Switalski
Brown, B.	Hanley	Pappageorge	Tabor
Brown, C.	Hart	Patterson	Tesanovich
Byl	Howell	Perricone	Thomas
Cassis	Jacobs	Pestka	Toy
Caul	Jamnick	Prusi	Van Woerkom
Clarke, H.	Jansen	Pumford	Vander Roest
DeHart	Jelinek	Rackzkowski	Vear
Dennis	Jellema	Reeves	Voorhees
DeRossett	Johnson, Rick	Richardville	Wojno
DeVuyst	Johnson, Ruth	Richner	Woodward
DeWeese	Julian	Rivet	Woronchak
Ehardt	Koetje		

Nays—20

Brater	Garza	Kilpatrick	Minore
Callahan	Hale	Kukuk	Price
Cherry	Hansen	LaForge	Scott
Clark, I.	Hardman	Lemmons	Sheltrown
Daniels	Kelly	Martinez	Vaughn

In The Chair: Birkholz

The House agreed to the full title of the bill.

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

Second Reading of Bills**House Bill No. 5638, entitled**

A bill to designate December 7 of each year as Pearl Harbor day in the state of Michigan.

The bill was read a second time.

Rep. Kukuk 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. 5638, entitled**

A bill to designate December 7 of each year as Pearl Harbor day in the state of Michigan.

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

Roll Call No. 349**Yeas—106**

Allen	Frank	Kowall	Rison
Baird	Garcia	Kuipers	Rivet
Basham	Garza	Kukuk	Rocca
Birkholz	Geiger	LaForge	Sanborn
Bisbee	Gielegghem	LaSata	Schauer
Bishop	Gilbert	Lemmons	Schermesser
Bogardus	Godchaux	Lockwood	Scott
Bovin	Gosselin	Mans	Shackleton
Bradstreet	Green	Martinez	Sheltrown
Brater	Hager	Mead	Shulman
Brewer	Hale	Middaugh	Spade
Brown, B.	Hanley	Minore	Stallworth
Brown, C.	Hansen	Mortimer	Stamas
Byl	Hardman	Neumann	Switalski
Callahan	Hart	O'Neil	Tabor
Cassis	Howell	Pappageorge	Tesanovich
Caul	Jacobs	Patterson	Thomas
Cherry	Jamnick	Pestka	Toy
Clark, I.	Jansen	Price	Van Woerkom
Clarke, H.	Jelinek	Prusi	Vander Roest
Daniels	Jellema	Pumford	Vaughn
DeHart	Johnson, Rick	Quarles	Vear

Dennis
DeRossett
DeWeese
Ehardt
Faunce

Johnson, Ruth
Julian
Kelly
Kilpatrick
Koetje

Raczkowski
Reeves
Richardville
Richner

Voorhees
Wojno
Woodward
Woronchak

Nays—0

In The Chair: Birkholz

The House agreed to the title of the bill.

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

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

Reps. Baird, Bishop, Bogardus, Bovin, Brater, Bob Brown, Callahan, Cherry, Clark, Clarke, Daniels, DeHart, DeRossett, Ehardt, Garza, Gielegghem, Hale, Hanley, Hardman, Hart, Jacobs, Jamnick, Jelinek, Jellema, Rick Johnson, Julian, Kelly, Kilpatrick, Lemmons, Lockwood, Martinez, Mead, Mortimer, Neumann, O'Neil, Pestka, Price, Prusi, Pumford, Raczkowski, Rivet, Schauer, Schermesser, Scott, Sheltroun, Shulman, Spade, Stallworth, Tabor, Thomas, Vander Roest, Vaughn, Vear, Wojno and Woodward were named co-sponsors of the bill.

Second Reading of Bills

House Bill No. 5520, entitled

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending section 80113 (MCL 324.80113), as added by 1995 PA 58.

The bill was read a second time.

Rep. Kowall 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. 5520, entitled

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending section 80113 (MCL 324.80113), as added by 1995 PA 58.

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

Roll Call No. 350

Yeas—107

Allen
Baird
Basham
Birkholz
Bisbee
Bishop
Bogardus
Bovin
Bradstreet
Brater
Brewer
Brown, B.
Brown, C.
Byl

Faunce
Frank
Garcia
Garza
Geiger
Gielegghem
Gilbert
Godchaux
Gosselin
Green
Hager
Hale
Hanley
Hansen

Koetje
Kowall
Kuipers
Kukuk
LaForge
LaSata
Lemmons
Lockwood
Mans
Martinez
Mead
Middaugh
Minore
Mortimer

Rison
Rivet
Rocca
Sanborn
Schauer
Schermesser
Scott
Shackleton
Sheltroun
Shulman
Spade
Stallworth
Stamas
Switalski

Callahan	Hardman	Neumann	Tabor
Cassis	Hart	O'Neil	Tesanovich
Caul	Howell	Pappageorge	Thomas
Cherry	Jacobs	Patterson	Toy
Clark, I.	Jamnick	Pestka	Van Woerkom
Clarke, H.	Jansen	Price	Vander Roest
Daniels	Jelinek	Prusi	Vaughn
DeHart	Jellema	Pumford	Vear
Dennis	Johnson, Rick	Quarles	Voorhees
DeRossett	Johnson, Ruth	Rackowski	Wojno
DeVuyst	Julian	Reeves	Woodward
DeWeese	Kelly	Richardville	Woronchak
Ehardt	Kilpatrick	Richner	

Nays—0

In The Chair: Birkholz

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

Rep. Frank asked and obtained an excuse from tomorrow's session.

Second Reading of Bills

House Bill No. 5521, entitled

A bill to amend 1969 PA 306, entitled "Administrative procedures act of 1969," by amending section 7 (MCL 24.207), as amended by 1999 PA 262.

The bill was read a second time.

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

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

Rep. Vander Roest moved that Reps. Bisbee and Perricone be excused temporarily from today's session.
 The motion prevailed.

By unanimous consent the House returned to the order of

Third Reading of Bills

House Bill No. 5521, entitled

A bill to amend 1969 PA 306, entitled "Administrative procedures act of 1969," by amending section 7 (MCL 24.207), as amended by 1999 PA 262.

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

Roll Call No. 351**Yeas—106**

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

Nays—0

In The Chair: Birkholz

The House agreed to the title of the bill.

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

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

Second Reading of Bills**House Bill No. 5595, entitled**

A bill to repeal 1921 PA 350, entitled "An act to authorize and direct the state highway commissioner to lay out and establish a trunk line highway from a point on the boundary line between the states of Michigan and Indiana southwest to Mottville on the Elkhart road to Port Sanilac in Sanilac county, and from New Buffalo in Berrien county, through Buchanan, Niles, Cassopolis, Vandalia, Fabius, Three Rivers, Fishers' Lake, Mendon, Leonidas, Union City, Burlington, Tekonsha, Homer, Concord, Spring Arbor, to Jackson in Jackson county, passing through certain intermediate towns, villages and cities, to be known and designated as the Colgrove highway," (MCL 250.171).

The bill was read a second time.

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. 5595, entitled

A bill to repeal 1921 PA 350, entitled “An act to authorize and direct the state highway commissioner to lay out and establish a trunk line highway from a point on the boundary line between the states of Michigan and Indiana southwest to Mottville on the Elkhart road to Port Sanilac in Sanilac county, and from New Buffalo in Berrien county, through Buchanan, Niles, Cassopolis, Vandalia, Fabius, Three Rivers, Fishers’ Lake, Mendon, Leonidas, Union City, Burlington, Tekonsha, Homer, Concord, Spring Arbor, to Jackson in Jackson county, passing through certain intermediate towns, villages and cities, to be known and designated as the Colgrove highway,” (MCL 250.171).

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

Roll Call No. 352

Yeas—105

Allen	Garcia	Kowall	Rison
Baird	Garza	Kuipers	Rivet
Basham	Geiger	Kukuk	Rocca
Birkholz	Gielegthem	LaForge	Sanborn
Bishop	Gilbert	LaSata	Schauer
Bogardus	Godchaux	Lemmons	Schermesser
Bovin	Gosselin	Lockwood	Scott
Bradstreet	Green	Mans	Shackleton
Brater	Hager	Martinez	Sheltrown
Brewer	Hale	Mead	Shulman
Brown, B.	Hanley	Middaugh	Spade
Brown, C.	Hansen	Minore	Stallworth
Byl	Hardman	Mortimer	Stamas
Callahan	Hart	Neumann	Switalski
Cassis	Howell	O’Neil	Tabor
Caul	Jacobs	Pappageorge	Tesanovich
Cherry	Jamnick	Patterson	Thomas
Clark, I.	Jansen	Pestka	Toy
Clarke, H.	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: Birkholz

The House agreed to the title of the bill.

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

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

Second Reading of Bills

House Bill No. 5596, entitled

A bill to repeal 1919 PA 36, entitled “An act to regulate the planting of ornamental, nut bearing or other food producing trees along the highways of the state of Michigan, or in public places, and for the maintenance, protection and care of such trees and to provide a penalty for injury thereof, or for stealing the products thereof,” (MCL 247.231 to 247.235).

The bill was read a second time.

Rep. Vear 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.

Rep. Vander Roest moved that Rep. Cassis be excused from today's session.

The motion prevailed.

By unanimous consent the House returned to the order of

Third Reading of Bills

House Bill No. 5596, entitled

A bill to repeal 1919 PA 36, entitled "An act to regulate the planting of ornamental, nut bearing or other food producing trees along the highways of the state of Michigan, or in public places, and for the maintenance, protection and care of such trees and to provide a penalty for injury thereof, or for stealing the products thereof," (MCL 247.231 to 247.235).

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

Roll Call No. 353

Yeas—96

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

Nays—9

Baird	Cherry	Lemmons	Switalski
Bogardus	Jacobs	Martinez	Tesanovich
Brater			

In The Chair: Birkholz

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

Second Reading of Bills

House Bill No. 5597, entitled

A bill to amend 1949 PA 300, entitled “Michigan vehicle code,” by repealing sections 663, 664, 665, and 666 (MCL 257.663, 257.664, 257.665, and 257.666).

The bill was read a second time.

Rep. Voorhees 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. 5597, entitled

A bill to amend 1949 PA 300, entitled “Michigan vehicle code,” by repealing sections 663, 664, 665, and 666 (MCL 257.663, 257.664, 257.665, and 257.666).

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

Roll Call No. 354

Yeas—104

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

Nays—0

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

Second Reading of Bills

House Bill No. 5602, entitled

A bill to repeal 1921 PA 324, entitled “An act to authorize and direct the state highway commissioner to lay out and establish a trunk line highway commencing at the section corner common to sections 15, 16, 21 and 22, town 14 north, range 7 west, Wheatland township, Mecosta county, thence running due north through the village of Barryton, Mecosta county, and the village of Marion, Osceola county, to the city of McBain in Missaukee county, thence due north on the township line between town 21 north, range 7 west, and 21 north, range 8 west, to the southwest corner to section 25, town 22 north, range 8 west,” (MCL 250.151).

The bill was read a second time.

Rep. Pumford 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. 5602, entitled

A bill to repeal 1921 PA 324, entitled “An act to authorize and direct the state highway commissioner to lay out and establish a trunk line highway commencing at the section corner common to sections 15, 16, 21 and 22, town 14 north, range 7 west, Wheatland township, Mecosta county, thence running due north through the village of Barryton, Mecosta county, and the village of Marion, Osceola county, to the city of McBain in Missaukee county, thence due north on the township line between town 21 north, range 7 west, and 21 north, range 8 west, to the southwest corner to section 25, town 22 north, range 8 west,” (MCL 250.151).

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

Roll Call No. 355

Yeas—106

Allen	Faunce	Koetje	Rison
Baird	Frank	Kowall	Rivet
Basham	Garcia	Kuipers	Rocca
Birkholz	Garza	Kukuk	Sanborn
Bisbee	Geiger	LaSata	Schauer
Bishop	Gielegghem	Lemmons	Schermesser
Bogardus	Gilbert	Lockwood	Scott
Bovin	Godchaux	Mans	Scranton
Bradstreet	Gosselin	Martinez	Shackleton
Brater	Green	Mead	Sheltrown
Brewer	Hager	Middaugh	Shulman
Brown, B.	Hale	Minore	Spade
Brown, C.	Hanley	Mortimer	Stallworth
Byl	Hansen	Neumann	Stamas
Callahan	Hardman	O’Neil	Switalski
Cassis	Hart	Pappageorge	Tabor
Caul	Howell	Patterson	Tesanovich
Cherry	Jacobs	Pestka	Toy
Clark, I.	Jamnick	Price	Van Woerkom
Clarke, H.	Jansen	Prusi	Vander Roest
Daniels	Jelinek	Pumford	Vaughn

DeHart	Jellema	Quarles	Vear
Dennis	Johnson, Rick	Raczkowski	Voorhees
DeRossett	Johnson, Ruth	Reeves	Wojno
DeVuyst	Julian	Richardville	Woodward
DeWeese	Kelly	Richner	Woronchak
Ehardt	Kilpatrick		

Nays—0

In The Chair: Birkholz

The House agreed to the title of the bill.

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

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

Second Reading of Bills**House Bill No. 5603, entitled**

A bill to repeal acts and parts of acts.

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

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

Rep. Hager 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. 5603, entitled**

A bill to repeal acts and parts of acts.

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

Roll Call No. 356**Yeas—103**

Allen	Ehardt	Koetje	Rivet
Baird	Faunce	Kowall	Rocca
Basham	Frank	Kuipers	Sanborn
Birkholz	Garcia	Kukuk	Schauer
Bisbee	Garza	LaSata	Schermesser
Bishop	Gielegghem	Lemmons	Scott
Bogardus	Gilbert	Lockwood	Scranton
Bovin	Godchaux	Mans	Shackleton
Bradstreet	Gosselin	Martinez	Sheltrown
Brater	Green	Mead	Shulman
Brewer	Hager	Middaugh	Spade
Brown, B.	Hale	Minore	Stallworth
Brown, C.	Hanley	Mortimer	Stamas
Byl	Hansen	Neumann	Switalski
Callahan	Hardman	O'Neil	Tabor

Cassis	Hart	Pappageorge	Tesanovich
Caul	Howell	Patterson	Toy
Cherry	Jacobs	Pestka	Van Woerkom
Clark, I.	Jamnick	Price	Vander Roest
Clarke, H.	Jansen	Prusi	Vaughn
Daniels	Jelinek	Pumford	Vear
DeHart	Jellema	Quarles	Voorhees
Dennis	Johnson, Rick	Raczkowski	Wojno
DeRossett	Johnson, Ruth	Richardville	Woodward
DeVuyst	Julian	Richner	Woronchak
DeWeese	Kelly	Rison	

Nays—0

In The Chair: Birkholz

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

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

A bill to repeal 1935 PA 147, entitled “An act authorizing the acquisition, improvement, construction, operation and maintenance of certain public works by the state; providing for the creation of the state bridge commission; authorizing the issuance of revenue bonds of the state payable solely from earnings to pay the cost of such works; making such bonds exempt from taxation and making them eligible for certain investments; providing for the collection of fees, rents, tolls and other charges for the payment of such bonds and for the cost of maintenance, operation and repair of the works; declaring that no debt of the state shall be incurred in the exercise of any of the powers granted by this act; and providing for condemnation,” (MCL 254.151 to 254.167) and to repeal parts of acts.

The motion prevailed.

The House agreed to the title as amended.

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

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

Second Reading of Bills

House Bill No. 5604, entitled

A bill to repeal 1947 PA 294, entitled “An act to enable the state bridge commission to sell certain real estate subject to certain limitations and to direct the disposition of the proceeds of said sale,” (MCL 254.181).

The bill was read a second time.

Rep. Hager 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. 5604, entitled

A bill to repeal 1947 PA 294, entitled “An act to enable the state bridge commission to sell certain real estate subject to certain limitations and to direct the disposition of the proceeds of said sale,” (MCL 254.181).

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

Roll Call No. 357

Yeas—106

Allen	Faunce	Kuipers	Rivet
Baird	Frank	Kukuk	Rocca
Basham	Garcia	LaForge	Sanborn
Birkholz	Garza	LaSata	Schauer

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

Nays—0

In The Chair: Birkholz

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

Second Reading of Bills**House Bill No. 5620, entitled**

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending section 662 (MCL 257.662).

The bill was read a second time.

Rep. Gilbert 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. 5620, entitled**

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending section 662 (MCL 257.662).

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

Roll Call No. 358**Yeas—106**

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

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

Nays—0

In The Chair: Birkholz

The House agreed to the title of the bill.

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

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

Rep. Raczkowski 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. DeWeese, DeHart, Jamnick, Cherry, Kelly, Brater, Richner, Scott, LaForge, Spade, Raczkowski, Vander Roest, Garcia, Van Woerkom, LaSata, Faunce, Shulman, Hager, Koetje, Cassis, Shackleton, Voorhees, Ehardt, Vear, Mead, Jacobs, Bisbee, Schauer, Gosselin, Pappageorge, Baird, Lockwood, Kowall, Julian, Birkholz, Prusi, Bovin, Minore, Switalski, Lemmons, Middaugh, Bishop, Tesanovich, Kilpatrick, Jansen, DeRossett, Mortimer and Vaughn offered the following resolution:

House Resolution No. 342.

A resolution of accolade for Bishop James A. Murray, D.D., J.C.D., Bishop of the Diocese of Kalamazoo.

Whereas, The House of Representatives would like to recognize Bishop James A. Murray as honoree of the Jubilee class of the 4th Degree of the Knights of Columbus. The Jubilee Year 2000 exemplification and centennial celebration honoring Bishop James A. Murray, will be held April 28 and 29, 2000, at the St. Thomas Aquinas Church in East Lansing; and

Whereas, The honoree of this history-making Jubilee class, Bishop James A. Murray, was called by God into the priesthood at a very young age. He was ordained at the age of 25 as a Catholic priest for the Diocese of Lansing on June 7, 1958. On June 13, 1993, he was named by Pope John Paul II as Honoree Prelate (Monsignor). He served as Rector of St. Mary Cathedral in Lansing and Chancellor of the Diocese of Lansing until his appointment as the bishop of the Diocese of Kalamazoo on January 27, 1998; and

Whereas, This honoree, also a member of the 4th Degree of the Knights of Columbus, stands as a model for all Knights as a "Jubilee Catholic" ... one who boldly follows Christ into a new century with faith, hope, love, joy, and commitment; and

Whereas, Bishop Murray shared with all he met his commitment to the quality of all human life, showing great care for the less fortunate. Bishop Murray is a strong believer in the importance of catholic education and always found the resources to help those that desired a catholic education but were unable to pay for it. His thoughtful, well-prepared homilies, and keen sense of humor gave him the special gift of being able to apply the gospel to everyday lives in a way that all could understand; and

Whereas, Bishop Murray made a great impact on many lives throughout his nearly 40 years of priestly service to the Diocese of Lansing. While he served on myriad boards and committees, mention must be made of his years of service as Chairman of the Greater Lansing Catholic Education Foundation and his nearly 25 years of service as Chaplain of the Lansing Police Department. As President of the Board of the Giving Tree Farm, he demonstrated his dedication to the vulnerable among us. He is known for his accessibility to his parishioners and all persons of the community of Lansing and for providing dynamic leadership, spiritual counsel, encouragement, and motivation; and

Whereas, Among the many programs that the Knights of Columbus seeks to advance with its principles of charity, unity, fraternity, and patriotism are respect for family life and for the inherent dignity of every human person from conception until natural death. As a Knight, Bishop Murray stands with his brother Knights with one mind and heart in this critical fight for the sanctity of all human life; and

Whereas, Bishop Murray is a man of profound faith, committed to doing the work of our Father in Heaven. As we celebrate this Jubilee Year, he is a man that we can look to for discernment in what it means to be a disciple of Jesus in this new millennium; now, therefore, be it

Resolved by the Michigan House of Representatives, That the highest accolade of tribute be accorded to the Most Reverend James A. Murray, Bishop of the Catholic Diocese of Kalamazoo for his service to the Lord, to the people of the Roman Catholic Church throughout Michigan, and to the Knights of Columbus; and be it further

Resolved, That a copy of this resolution be transmitted to His Excellency as evidence of our most sincere thankfulness for his service.

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. Basham, Shackleton, DeHart, Jamnick, Cherry, Kelly, Brater, Richner, Scott, Sheltrown, LaForge, Spade, Daniels, Raczkowski, Vander Roest, Richardville, Garcia, Van Woerkom, LaSata, Faunce, Shulman, Hager, Voorhees, Ehardt, Vear, Mead, Jacobs, Bisbee, Hansen, Dennis, Schauer, Gosselin, Pappageorge, Baird, Hale, Kowall, Julian, DeWeese, Birkholz, Wojno, Callahan, Neumann, Prusi, Hardman, Bovin, Gielegheem, Minore, Switalski, Clark, Thomas, Rivet, Lemmons, Hanley, Bishop, Martinez, Tesanovich, Kilpatrick, Jansen, DeRossett, Mortimer and Vaughn offered the following resolution:

House Resolution No. 343.

A resolution commemorating the week of May 7-13, 2000, as National Correctional Officers Week in Michigan.

Whereas, Corrections officers throughout the state are charged with the difficult and often dangerous task of supervising incarcerated populations in Michigan's prisons and jails; and

Whereas, Corrections officers are required to display many skills and abilities not traditionally associated with their profession. The vast majority of Michigan's corrections officers perform their duties with responsibility, honor, dedication, and conviction; and

Whereas, The dangerous situations that face Michigan's corrections officers on a daily basis and the unthinkable tragedies that too often beset those officers and their families can make for a thankless occupation; and

Whereas, Michigan's corrections officers have taken the opportunity this week to celebrate the many positive and rewarding aspects of their profession. May we join with them on this occasion to honor and celebrate their many contributions to our state; now, therefore, be it

Resolved by the House of Representatives, That we commemorate the week of May 7-13, 2000, as National Correctional Officers Week and that we take a moment to remember every officer who has given their life in the line of duty; and be it further

Resolved, That a copy of this resolution be transmitted to the Michigan Corrections Organization, the Michigan Department of Corrections, and the International Association of Correctional Officers.

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. Brewer, DeHart, Kelly, Jamnick, Bogardus, Hansen, Spade, Sheltroun, Scott, Callahan, Cherry, Clark, Pestka, Bovin, Minore, Wojno, Vaughn, Frank, LaForge, Dennis, Switalski, Clarke, Mortimer, Woodward, Gielegem, Bob Brown, O'Neil, Kilpatrick, Hanley, Hale, Rivet, Basham, Thomas, Neumann, Stallworth, Rison, Brater, Quarles, Daniels, Schauer, Garza, Jacobs, Lockwood, Price, Prusi, Reeves, Mans, Lemmons, Raczkowski and Richardville offered the following resolution:

House Resolution No. 344.

A resolution to memorialize the Congress of the United States to investigate BioPort Corporation and to take certain actions with regard to the use of its anthrax vaccine for military personnel.

Whereas, In its short time as a private entity, BioPort Corporation has generated considerable controversy through some of its actions and the possible harmful impact the company's anthrax vaccine may be having on the health of some military personnel. Since the 1997 Defense Department decision to inoculate approximately 2.4 million active and reserve military personnel, many members of our Armed Forces and some health experts have wondered if the dangers in receiving the vaccine outweigh the possible benefits of the vaccine, especially considering the uncertainties surrounding this issue. This concern stems from information that the vaccine has not been adequately tested on humans; and

Whereas, Because of long-term health fears, a significant number of military personnel have refused to take the vaccine. These men and women face court martial for their refusal to participate in a program that many knowledgeable people feel is unnecessary and, possibly, ineffective if anthrax is used as a weapon; and

Whereas, Concern over the vaccine itself parallels the concern some observers have voiced over how the contract for the vaccine was developed and awarded. BioPort's controversial history, including questions about the contract bidding and reports that the company may not be able to provide adequate supplies of the vaccine need to be fully investigated as well; now, therefore, be it

Resolved by the House of Representatives, That we memorialize the Congress of the United States to investigate BioPort Corporation to determine possible criminal violations of federal contract bidding procedures and the diversion of funds; to support the recommendations of the House Armed Services Subcommittee to make the anthrax shots voluntary until all safety questions have been answered; to suspend the court martial of all military personnel who have refused the shots due to health worries; and to declare a moratorium on paying any more tax dollars to BioPort—including the \$18 million estimated for this year's operating costs—until all questions on the safety of the vaccine and the legality of the company's business practices are answered and the FDA grants the facility approval to produce the vaccine; and be it further

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

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

THIS RESOLUTION IS OFFERED TO COMPLY WITH MCL §§ 830.415 AND 830.417 AND REQUIRES A RECORD ROLL CALL VOTE.

Rep. Jellema offered the following concurrent resolution:

House Concurrent Resolution No. 102.

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 Macomb Community College relative to the Macomb Community College University Center.

Whereas, Section 5 of 1964 PA 183, as amended, being MCL § 830.415, requires the approval of the Board of Trustees of Macomb Community College (the "Educational Institution"), the State Administrative Board, and the Michigan Legislature by concurrent resolution concurred in by a majority of the members elected to and serving in each house, with the votes and names of the members voting thereon entered in the journal, before land owned by the Educational Institution may be conveyed to the State Building Authority (the "Authority"); and

Whereas, The site for the Macomb Community College University Center (the "Facility") is currently owned by the Educational Institution; and

Whereas, Section 7 of 1964 PA 183, as amended, being MCL § 830.417, requires the approval of the State Administrative Board and the Michigan Legislature by concurrent resolution concurred in by a majority of the members elected to and serving in each house, with the votes and names of the members voting thereon entered in the journal, before the State of Michigan (the "State") may enter into a lease with the Authority upon a showing of a public purpose; and

Whereas, Providing additional space to be used by the Educational Institution pursuant to the lease for the Facility is a recognized public purpose; and

Whereas, A lease among the Authority, the State, and the Educational Institution has been prepared providing for the leasing of the Facility by the Authority to the State and the Educational Institution (the "Lease"); and

Whereas, The Executive Director of the Authority has furnished the Joint Capital Outlay Subcommittee of the Legislature with information and documents relative to the Lease; now, therefore, be it

Resolved by the House of Representatives (the Senate concurring), That the Total Facility Cost for the Macomb Community College University Center shall not exceed \$13,000,000 (the Authority share is \$6,499,900, the State General Fund/General Purpose share is \$100, and the Educational Institution share is \$6,500,000), plus interest charges on monies advanced by the State to meet the construction cash flow requirements of the Facility, if any, of which not more than \$6,499,900, plus interest charges on monies advanced by the State to meet the construction cash flow requirements of the Facility, if any, shall be financed from bonds issued by the Authority, exclusive of amounts necessary for reserves, interest, or other nonconstruction costs; and be it further

Resolved, That the Legislature hereby approves the necessary conveyances of property to the Authority as more particularly described in the Lease and attachments thereto; and be it further

Resolved, That the Legislature hereby approves the Authority acquiring the Facility and leasing it to the State and the Educational Institution and hereby determines that the leasing of the Facility from the Authority is for a public purpose as authorized by 1964 PA 183, as amended; and be it further

Resolved, That the annual amounts of "True Rental" for the Facility shall be within or below the range of \$590,000 and \$1,000,000, as shall reflect variations that may occur in the components upon which the appraisal of true rental was based, which amounts shall be certified by the appraiser and thereafter approved by the State Administrative Board and the Authority as authorized by 1964 PA 183, as amended; and be it further

Resolved, That the Lease is hereby approved by this concurrent resolution, and the Governor and the Secretary of State are authorized and directed to execute the Lease for and on behalf of the State; and be it further

Resolved, That, by hereby approving the Lease among the State, the Educational Institution, and the Authority, the Legislature agrees to appropriate annually sufficient amounts to pay the rent as obligated pursuant to the Lease; and be it further

Resolved, That a copy of this concurrent resolution be transmitted to the Governor, the Secretary of State, the Authority, the Board of Trustees of Macomb Community College, and the State Budget Director.

The concurrent resolution was referred to the Committee on Appropriations.

Reports of Standing Committees

The Committee on Local Government and Urban Policy, by Rep. Hager, Vice-Chair, reported

House Bill No. 5538, entitled

A bill to amend 1966 PA 346, entitled "State housing development authority act of 1966," by amending sections 21, 22b, 22c, 32, 32a, 32b, 44, 44a, and 46 (MCL 125.1421, 125.1422b, 125.1422c, 125.1432, 125.1432a, 125.1432b, 125.1444, 125.1444a, and 125.1446), section 21 as amended by 1983 PA 49, sections 22b, 22c, 32, 32a, and 44a as amended by 1996 PA 475, sections 32b and 44 as amended by 1998 PA 33, and section 46 as amended by 1993 PA 220.

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

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

Favorable Roll Call

HB 5538 To Report Out:

Yeas: Reps. Birkholz, Hager, Bishop, DeWeese, Julian, Tabor, Vander Roest, Lockwood, Jamnick, Minore,

Nays: None.

COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Hager, Vice-Chair of the Committee on Local Government and Urban Policy, was received and read:

Meeting held on: Thursday, May 4, 2000, at 9:00 a.m.,

Present: Reps. Birkholz, Hager, Bishop, DeWeese, Julian, Tabor, Vander Roest, Lockwood, Jamnick, Minore, Reeves.

The Committee on Education, by Rep. Ruth Johnson, Vice-Chair, reported

House Bill No. 4014, entitled

A bill to amend 1976 PA 451, entitled "The revised school code," (MCL 380.1 to 380.1852) by adding section 1531d.

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

1. Amend page 1, line 1, after "BEGINNING" by striking out "JULY 1, 1999" and inserting "JANUARY 1, 2001".
2. Amend page 1, line 1, after "THE" by striking out "STATE BOARD" and inserting "SUPERINTENDENT OF PUBLIC INSTRUCTION".
3. Amend page 1, line 3, after the second "THE" by striking out the balance of the line through "BOARD" on line 4 and inserting "SUPERINTENDENT OF PUBLIC INSTRUCTION".

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

Favorable Roll Call

HB 4014 To Report Out:

Yeas: Reps. Allen, Ruth Johnson, Bradstreet, DeWeese, Hager, Hart, Rick Johnson, Kuipers, Van Woerkom, Voorhees, Bogardus, Clark, Daniels, Gielegheem, Hansen, Scott,
Nays: None.

COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Ruth Johnson, Vice-Chair of the Committee on Education, was received and read:

Meeting held on: Tuesday, May 9, 2000, at 10:30 a.m.,

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

Absent: Rep. Spade,

Excused: Rep. Spade.

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

House Bill No. 5588, entitled

A bill to amend 1935 PA 59, entitled "An act to provide for the public safety; to create the Michigan state police, and provide for the organization thereof; to transfer thereto the offices, duties and powers of the state fire marshal, the state oil inspector, the department of the Michigan state police as heretofore organized, and the department of public safety; to create the office of commissioner of the Michigan state police; to provide for an acting commissioner and for the appointment of the officers and members of said department; to prescribe their powers, duties, and immunities; to provide the manner of fixing their compensation; to provide for their removal from office; and to repeal Act No. 26 of the Public Acts of 1919, being sections 556 to 562, inclusive, of the Compiled Laws of 1929, and Act No. 123 of the Public Acts of 1921, as amended, being sections 545 to 555, inclusive, of the Compiled Laws of 1929," by repealing section 6b (MCL 28.6b).

With the recommendation that the bill pass.

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

Favorable Roll Call

HB 5588 To Report Out:

Yeas: Reps. Raczkowski, Howell, Ruth Johnson, Shackleton, Rivet, DeHart,

Nays: None.

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

House Bill No. 5590, entitled

A bill to amend 1846 RS 12, entitled "Of certain state officers," by repealing section 3 (MCL 10.3).

With the recommendation that the bill pass.

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

Favorable Roll Call

HB 5590 To Report Out:

Yeas: Reps. Raczkowski, Howell, Ruth Johnson, Shackleton, Rivet, DeHart,

Nays: None.

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

House Bill No. 5594, entitled

A bill to repeal 1917 PA 54, entitled "An act to provide for the branding and labeling of mattresses and comforts, and to provide against the use of insanitary, unhealthy, old or second-hand material in the manufacture of mattresses and comforts, and to provide against the sale of mattresses or comforts containing such insanitary, unhealthy, old or second-hand materials," (MCL 429.301 to 429.311).

With the recommendation that the bill pass.

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

Favorable Roll Call

HB 5594 To Report Out:

Yeas: Reps. Raczkowski, Howell, Ruth Johnson, Shackleton, Rivet, DeHart,

Nays: None.

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

House Bill No. 5630, entitled

A bill to amend 1931 PA 328, entitled "The Michigan penal code," by repealing section 42 (MCL 750.42).

With the recommendation that the bill pass.

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

Favorable Roll Call

HB 5630 To Report Out:

Yeas: Reps. Raczkowski, Howell, Ruth Johnson, 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, May 9, 2000, at 12:00 Noon,

Present: Reps. Raczkowski, Howell, Ruth Johnson, Shackleton, Rivet, DeHart,

Absent: Rep. Brewer,

Excused: Rep. Brewer.

COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. DeRossett, Acting Chair of the Committee on Health Policy, was received and read:

Meeting held on: Thursday, May 4, 2000, at 10:30 a.m.,

Present: Reps. DeRossett, Ehardt, Gosselin, Green, Ruth Johnson, Raczkowski, Rocca, Schauer, Baird, Dennis, Jacobs, Neumann, Reeves, Woodward,

Absent: Reps. Law, DeWeese, Vear,

Excused: Reps. Law, DeWeese, Vear.

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, May 9, 2000, at 9:00 a.m.,

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

Absent: Reps. Kowall, Lockwood, Mans,

Excused: Reps. Kowall, Lockwood, Mans.

COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Bishop, Chair of the Committee on Constitutional Law and Ethics, was received and read:

Meeting held on: Tuesday, May 9, 2000, at 11:00 a.m.,

Present: Reps. Bishop, Patterson, Bradstreet, Green, Rocca, Vaughn, Brater, Garza, Lemmons.

COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Hart, Chair of the Committee on Family and Children Services, was received and read:

Meeting held on: Tuesday, May 9, 2000, at 11:45 a.m.,

Present: Reps. Hart, DeRossett, Shulman, LaForge, Gielegheem, Hardman, Jacobs,

Absent: Reps. Cassis, Law,

Excused: Reps. Cassis, Law.

Announcement by the Clerk of Printing and Enrollment

The Clerk announced that the following bills had been printed and placed upon the files of the members, Wednesday, May 3:

Senate Bill Nos. 1220 1223 1224 1225 1226 1227 1228 1229 1230 1231 1232 1233 1234 1235
1236

The Clerk announced that the following bills had been printed and placed upon the files of the members, Monday, May 8:

House Bill Nos. 5727 5728 5729 5730 5731 5732 5733 5734 5735 5736 5737 5738 5739 5740
5741 5742 5743 5744 5745 5746 5747

The Clerk announced that the following Senate bills had been received on Tuesday, May 9:

Senate Bill Nos. 1194 1195 1200

By unanimous consent the House returned to the order of

Messages from the Senate**Senate Bill No. 1194, entitled**

A bill to amend 1933 PA 167, entitled "General sales tax act," by amending section 25 (MCL 205.75), as amended by 1993 PA 325.

The Senate has passed the bill.

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

Senate Bill No. 1195, entitled

A bill to amend 1937 PA 94, entitled "Use tax act," by amending section 21 (MCL 205.111), as amended by 1994 PA 34.

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. 1200, entitled

A bill to amend 1998 PA 58, entitled "Michigan liquor control code of 1998," (MCL 436.1101 to 436.2303) by adding section 514.

The Senate has passed the bill.

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

Senate Concurrent Resolution No. 37.

A concurrent resolution to memorialize the Congress of the United States to enact legislation to remove the time limit for Medicare coverage for immunosuppressive drugs.

Whereas, The medical community has made remarkable advancements in the effectiveness of immunosuppressive drugs that are used to prevent organ rejection in transplant patients. This has contributed to the great strides that have occurred in the field of organ transplantation; and

Whereas, While these drugs are expensive, the quality of life they afford and the more costly health procedures they can avoid make immunosuppressive medicines a worthwhile investment. In many instances, people previously disabled for long periods of time are able to return to work and live a full life as productive citizens; and

Whereas, Under current law, Medicare will provide for immunosuppressive drugs for up to three years following a transplant. It has become apparent to those in the medical community working with patients receiving kidneys, hearts, and livers that this limit puts transplant recipients at risk and is counterproductive. In contrast to the limited coverage for the immunosuppressive drugs, for example, a patient needing kidney dialysis can receive coverage for that procedure indefinitely. Costs for dialysis are significantly higher than for most immunosuppressive regimens. A successful transplant patient is more likely to return to work than many dialysis patients; and

Whereas, Congress is presently considering measures that would extend Medicare coverage for immunosuppressive drugs. This step is a most appropriate response to the needs of transplant patients and a more effective long-term approach to a serious health-care issue; now, therefore, be it

Resolved by the Senate (the House of Representatives concurring), That we memorialize the Congress of the United States to enact legislation to remove the time limit for Medicare coverage for immunosuppressive drugs; and be it further

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

The Senate has adopted the concurrent resolution.

Reps. DeHart, Jamnick, Brater, Richner, LaForge, Raczkowski, Vander Roest, Garcia, Van Woerkom, LaSata, Faunce, Shulman, Hager, Cassis, Voorhees, Ehardt, Vear, Gosselin, Pappageorge, Kowall, Julian, DeWeese, Birkholz, Prusi, Hardman, Gielegem, Switalski, Lemmons, Bishop, Mortimer and Vaughn were named co-sponsors of the concurrent resolution.

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

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: May 8, 2000

Time: 2:25 p.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

Enrolled House Bill No. 5196 (Public Act No. 92, I.E.), being

An act to codify the licensure and regulation of certain persons engaged in processing, manufacturing, production, packing, preparing, repacking, canning, preserving, freezing, fabricating, storing, selling, serving, or offering for sale food or drink for human consumption; to prescribe powers and duties of the department of agriculture; to provide for delegation of certain powers and duties to certain local units of government; to provide exemptions; to regulate the labeling, manufacture, distribution, and sale of food for protection of the consuming public and to prevent fraud and deception by prohibiting the misbranding, adulteration, manufacture, distribution, and sale of foods in violation of this act; to provide standards for food products and food establishments; to provide for enforcement of the act; to provide penalties and remedies for violation of the act; to provide for fees; to provide for promulgation of rules; and to repeal acts and parts of acts.

(Filed with the Secretary of State May 8, 2000, at 3:05 p.m.)

Communications from State Officers

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

May 5, 2000

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

Financial Audit Including the
Provisions of the Single Audit Act
of the Michigan Strategic Fund
October 1, 1997 through September 30, 1998

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

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

Introduction of Bills

Reps. Neumann, Lockwood, Rivet, Spade and Pestka introduced

House Bill No. 5748, entitled

A bill to amend 1976 PA 451, entitled "The revised school code," (MCL 380.1 to 380.1852) by adding section 1165. The bill was read a first time by its title and referred to the Committee on Education.

Reps. Cameron Brown, LaSata, Hager, Scranton, Hart, Pappageorge, Birkholz, Rick Johnson, Ehardt, Shackleton, Richner, Allen, Van Woerkom and Jansen introduced

House Bill No. 5749, entitled

A bill to provide for the establishment of athletic and sports authorities; to provide powers and duties of an authority; to authorize the assessment of a fee, the levy of a property tax, and the issuance of bonds and notes by an authority; and to provide for the powers and duties of certain government officials.

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

Reps. Ruth Johnson, Pappageorge, Birkholz, Allen, Bradstreet, Hart, Voorhees, Gosselin and Kuipers introduced

House Bill No. 5750, entitled

A bill to amend 1976 PA 451, entitled "The revised school code," by amending sections 1231 and 1236 (MCL 380.1231 and 380.1236), section 1236 as amended by 1995 PA 289, and by adding section 1236a.

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

Reps. Ruth Johnson, Pappageorge, Voorhees and Richner introduced

House Bill No. 5751, entitled

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending section 710e (MCL 257.710e), as amended by 1999 PA 29.

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

Reps. Birkholz, Tabor, Hager, Jellema, Middaugh, Kuipers, Pappageorge, Cameron Brown, Ehardt, Richner, Godchaux, Lockwood, Van Woerkom, Schauer, Kukuk, Jansen and Cassis introduced

House Bill No. 5752, entitled

A bill to amend 1937 PA 94, entitled "Use tax act," (MCL 205.91 to 205.111) by adding section 4w.

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

Reps. Hart, Hager, Birkholz, Jellema, DeHart, Julian, Bovin, Jelinek, Sheltrown, Rivet, Byl, Voorhees, Gosselin, Faunce, Van Woerkom, Scott, Ehardt, Shackleton, Richardville, Shulman, Sanborn, Godchaux, Jansen and Kuipers introduced

House Bill No. 5753, entitled

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

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

Reps. Vander Roest, DeHart, Jelinek, Richner, Patterson, Jansen and Birkholz introduced

House Bill No. 5754, entitled

A bill to amend 1965 PA 314, entitled "Public employee retirement system investment act," by amending sections 12b, 12c, 12d, 13, 13a, 14, 16, 17, 19, 20a, 20c, 20d, and 20e (MCL 38.1132b, 38.1132c, 38.1132d, 38.1133, 38.1133a, 38.1134, 38.1136, 38.1137, 38.1139, 38.1140a, 38.1140c, 38.1140d, and 38.1140e), sections 12b, 12c, and 12d as added and sections 13, 14, 16, 17, 19, 20a, 20d, and 20e as amended by 1996 PA 485, section 13a as added by 1998 PA 343, and section 20c as amended by 1997 PA 42; and to repeal acts and parts of acts.

The bill was read a first time by its title and referred to the Committee on Senior Health, Security and Retirement.

Reps. DeHart, Hale, Wojno, Scott, Shackleton, Bovin, Neumann, Schauer, Rivet, Gielegem and Ehardt introduced

House Bill No. 5755, entitled

A bill to amend 1943 PA 240, entitled "State employees' retirement act," by amending section 19 (MCL 38.19), as amended by 1998 PA 205.

The bill was read a first time by its title and referred to the Committee on Senior Health, Security and Retirement.

Reps. DeHart, Hale, Wojno, Scott, Shackleton, Bovin, Neumann, Schauer, Rivet and Gielegghem introduced
House Bill No. 5756, entitled

A bill to amend 1964 PA 208, entitled "An act to grant scholarships to students enrolled in postsecondary education institutions; and to provide for the administration of the scholarship program," by amending sections 3, 4, and 11 (MCL 390.973, 390.974, and 390.981), section 3 as amended by 1980 PA 500 and section 4 as amended by 1986 PA 270, and by adding section 4a.

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

Reps. DeHart, Pestka, Hale, Julian, Scott, Wojno, Shackleton, Bovin, Neumann, Schauer, Rivet, LaForge, Gielegghem and Ehardt introduced

House Bill No. 5757, entitled

A bill to amend 1937 PA 345, entitled "Fire fighters and police officers retirement act," by amending section 6 (MCL 38.556), as amended by 1991 PA 54.

The bill was read a first time by its title and referred to the Committee on Senior Health, Security and Retirement.

Rep. Richner introduced

House Bill No. 5758, entitled

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending section 14 of chapter XVII (MCL 777.14), as added by 1998 PA 317.

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

Reps. Caul, Vander Roest, Voorhees, Faunce, Shackleton, Julian, Van Woerkom, Gilbert and Bisbee introduced

House Bill No. 5759, entitled

A bill to amend 1978 PA 368, entitled "Public health code," by amending section 21771 (MCL 333.21771).

The bill was read a first time by its title and referred to the Committee on Senior Health, Security and Retirement.

Reps. Woronchak, Vander Roest, Voorhees, Faunce, Julian, Gilbert, Van Woerkom, Bisbee and Shackleton introduced

House Bill No. 5760, entitled

A bill to amend 1978 PA 368, entitled "Public health code," (MCL 333.1101 to 333.25211) by adding section 20178.

The bill was read a first time by its title and referred to the Committee on Senior Health, Security and Retirement.

Rep. Vander Roest introduced

House Bill No. 5761, entitled

A bill to amend 1979 PA 218, entitled "Adult foster care facility licensing act," (MCL 400.701 to 400.737) by adding section 26b.

The bill was read a first time by its title and referred to the Committee on Senior Health, Security and Retirement.

Rep. Hanley moved that the House adjourn.

The motion prevailed, the time being 4:00 p.m.

The Speaker Pro Tempore declared the House adjourned until Wednesday, May 10, at 2:00 p.m.

GARY L. RANDALL
Clerk of the House of Representatives.

