

No. 15
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House of Representatives
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House Chamber, Lansing, Wednesday, February 20, 2002.

2:00 p.m.

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

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

Adamini—present	Garza—present	Lockwood—present	Schermesser—present
Allen—present	George—present	Mans—present	Scranton—e/d/s
Anderson—present	Gielegthem—present	McConico—excused	Shackleton—present
Basham—present	Gilbert—present	Mead—present	Sheltrown—present
Bernero—present	Godchaux—present	Meyer—present	Shulman—present
Birkholz—present	Gosselin—present	Middaugh—present	Spade—present
Bisbee—present	Hager—present	Minore—excused	Stallworth—excused
Bishop—present	Hale—present	Mortimer—present	Stamas—present
Bogardus—present	Hansen—present	Murphy—present	Stewart—present
Bovin—present	Hardman—present	Neumann—present	Switalski—present
Bradstreet—present	Hart—present	Newell—present	Tabor—present
Brown, Bob—present	Howell—present	O’Neil—present	Thomas—present
Brown, Cameron—present	Hummel—present	Pappageorge—present	Toy—present
Brown, Rich—present	Jacobs—present	Patterson—present	Van Woerkom—present
Callahan—present	Jamnack—present	Pestka—present	Vander Roest—present
Cassis—present	Jansen—present	Phillips—present	Vander Veen—present
Caul—present	Jelinek—present	Plakas—present	Vear—present
Clark—present	Johnson, Rick—present	Pumford—present	Voorhees—present
Clarke—present	Johnson, Ruth—present	Quarles—present	Waters—present
Daniels—present	Julian—present	Raczkowski—present	Whitmer—present
Dennis—present	Koetje—present	Reeves—present	Williams—present
DeRossett—present	Kolb—present	Richardville—present	Wojno—present
DeVuyst—present	Kooiman—present	Richner—present	Woodward—present
DeWeese—present	Kowall—present	Rison—e/d/s	Woronchak—present
Drolet—present	Kuipers—present	Rivet—present	Zelenko—present
Ehardt—present	LaSata—present	Rocca—present	
Faunce—present	Lemmons—present	Schauer—present	
Frank—present	Lipsey—present		

e/d/s = entered during session

Dr. Rex Rogers, President of Cornerstone University in Grand Rapids, offered the following invocation:

“Our Father in heaven, we thank You that we can come before You today. You are a good and gracious God, worthy of our praise. Father, we thank You for the opportunity and the privilege to live in a free country based on the rule of law...we don’t take that lightly. Father, we pray especially today, as we ask for Your blessing and Your hand upon this body as they deal with the law...as they consider that a high calling. We thank You for each one and we pray for Your blessing upon their individual lives. In Christ’s name we pray. Amen.”

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

Messages from the Senate

The Speaker laid before the House

House Bill No. 5392, entitled

A bill to amend 1927 PA 175, entitled “The code of criminal procedure,” by amending section 11 of chapter XVII (MCL 777.11), as amended by 2001 PA 154, and by adding sections 11a, 11b, 11c, 11d, and 11e to chapter XVII.

(The bill was received from the Senate on February 14, with substitute (S-1), title amendment and immediate effect given by the Senate, consideration of which, under the rules, was postponed until February 19, see House Journal No. 13, p. 246.)

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

The substitute (S-1) was concurred in, a majority of the members serving voting therefor, by yeas and nays, as follows:

Roll Call No. 106

Yeas—101

Adamini	Frank	Kuipers	Rocca
Allen	Garza	LaSata	Schauer
Anderson	George	Lemmons	Schermesser
Basham	Gielegghem	Lipsey	Shackleton
Bernero	Gilbert	Lockwood	Sheltrown
Birkholz	Godchaux	Mans	Shulman
Bisbee	Gosselin	Mead	Spade
Bishop	Hager	Meyer	Stamas
Bogardus	Hale	Middaugh	Stewart
Bovin	Hansen	Mortimer	Switalski
Bradstreet	Hardman	Murphy	Tabor
Brown, B.	Hart	Neumann	Thomas
Brown, C.	Howell	Newell	Toy
Brown, R.	Hummel	O’Neil	Van Woerkom
Callahan	Jacobs	Pappageorge	Vander Roest
Cassis	Jamnick	Patterson	Vander Veen
Caul	Jansen	Pestka	Vear
Clarke, H.	Jelinek	Phillips	Voorhees
Daniels	Johnson, Rick	Plakas	Waters
Dennis	Johnson, Ruth	Pumford	Whitmer
DeRossett	Julian	Raczkowski	Williams
DeVuyst	Koetje	Reeves	Wojno
DeWeese	Kolb	Richardville	Woodward
Drolet	Kooiman	Richner	Woronchak
Ehardt	Kowall	Rivet	Zelenko
Faunce			

Nays—0

In The Chair: Julian

The House agreed to the title as amended.

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

Rep. Scranton entered the House Chambers.

Third Reading of Bills**Senate Bill No. 180, entitled**

A bill to amend 1931 PA 328, entitled “The Michigan penal code,” by amending section 451 (MCL 750.451).

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

Roll Call No. 107**Yeas—101**

Adamini	Frank	LaSata	Schauer
Allen	Garza	Lemmons	Schermesser
Anderson	George	Lipsey	Scranton
Basham	Gielegthem	Lockwood	Shackleton
Bernero	Gilbert	Mans	Sheltrown
Birkholz	Godchaux	Mead	Shulman
Bisbee	Gosselin	Meyer	Spade
Bishop	Hager	Middaugh	Stamas
Bogardus	Hale	Mortimer	Stewart
Bovin	Hansen	Murphy	Switalski
Bradstreet	Hart	Neumann	Tabor
Brown, B.	Howell	Newell	Thomas
Brown, C.	Hummel	O’Neil	Toy
Brown, R.	Jacobs	Pappageorge	Van Woerkom
Callahan	Jamnick	Patterson	Vander Roest
Cassis	Jansen	Pestka	Vander Veen
Caul	Jelinek	Phillips	Vear
Clark, I.	Johnson, Rick	Plakas	Voorhees
Clarke, H.	Johnson, Ruth	Pumford	Waters
Daniels	Julian	Quarles	Whitmer
Dennis	Koetje	Raczkowski	Williams
DeRossett	Kolb	Richardville	Wojno
DeVuyst	Kooiman	Richner	Woodward
DeWeese	Kowall	Rivet	Woronchak
Ehardt	Kuipers	Rocca	Zelenko
Faunce			

Nays—1

Drolet

In The Chair: Julian

Pursuant to Joint Rule 20, the full title of the act shall be inserted to read as follows:

“An act to revise, consolidate, codify and add to the statutes relating to crimes; to define crimes and prescribe the penalties therefor; to provide for restitution under certain circumstances; to provide for the competency of evidence at the trial of persons accused of crime; to provide immunity from prosecution for certain witnesses appearing at such trials; and to repeal certain acts and parts of acts inconsistent with or contravening any of the provisions of this act.”.

The House agreed to the full title.

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

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

Rep. Drolet, 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 legislation is connected to a package of bills that will protect children from prostitution. Each of the other bills will provide harsher penalties for adults who engage in prostitution activity with minors. Excepting for this bill, this is a fine package of legislation and it will enhance the legal system’s ability to protect some of our most vulnerable citizens. Unfortunately, this particular proposal is aimed only at adult offenders, rather than those who corrupt children. As such, it enhances an already flawed policy and drains resources away from the legitimate effort to counteract child prostitution.

Absent an explicit financial transaction, sex between consenting adults is not a felony and rarely rises to the level of misdemeanor. We don’t incarcerate people for having sex. But, when a monetary agreement is added to the equation, Michigan law defines it as ‘prostitution’, and we prosecute the participants as criminals. Three offenses can lead to a felony conviction, and a prison sentence. This bill increases the penalties, and makes it easier to justify felony convictions. In effect, it would make prostitution a more serious crime, with more substantial consequences.

Reasonable people can differ about the legality of prostitution. Even within this nation, there are jurisdictions where it is legal and licensed by state governments. Absent draconian measures such as stoning the participants (a tactic preferred by our adversaries in the war on terrorism), a compassionate and civil society will never eradicate the practice of prostitution through legislation and criminal sanction. There are solid historical reasons why it is known as the world’s oldest profession.

What reasonable people cannot differ on is the cost of prosecuting and incarcerating those who engage in these practices. Any dollar that we devote to this endeavor will detract from dollars that can be spent prosecuting drunk drivers, rapists, murderers, and various other violent and property criminals who injure clearly identifiable victims.

Regarding the present matter, stiffer sanctions for consenting adults who engage in prostitution activities will detract from resources that should be devoted toward stiffer sanctions on adults who engage *children* in the act of prostitution. A single prison bunk can hold only one offender, and we should set our priorities accordingly.

I strongly support and will enthusiastically endorse the rest of the bills in this package and will vote in the affirmative. Unfortunately, though doubtlessly well-intentioned, this particular bill undercuts the spirit of the rest, and should be defeated.”

Second Reading of Bills

House Bill No. 5136, entitled

A bill to amend 1961 PA 236, entitled “Revised judicature act of 1961,” (MCL 600.101 to 600.9948) by adding section 2972.

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

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

Rep. Meyer moved to substitute (H-2) the bill.

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

Rep. Meyer moved to substitute (H-3) the bill.

The motion prevailed and the substitute (H-3) was adopted, a majority of the members serving voting therefor.

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

The motion prevailed.

Rep. Rison entered the House Chambers.

Senate Bill No. 797, entitled

A bill to amend 1946 (Ex Sess) PA 9, entitled “An act to create the Michigan veterans’ trust fund, and to define who shall be eligible to receive assistance therefrom; to provide for the disbursement of the income thereof and surplus therein; to create a board of trustees, and to prescribe its powers and duties; to provide for county and district committees, and their powers, duties, and expenses; to prescribe penalties; and to make appropriations to carry out the provisions of this act,” by amending section 5 (MCL 35.605).

The bill was read a second time.

Rep. Frank moved that the bill be referred to the Committee on Appropriations.

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

Rep. Frank demanded the yeas and nays.

The demand was supported.

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

The motion did not prevail, a majority of the members present not voting therefor, by yeas and nays, as follows:

Roll Call No. 108

Yeas—45

Adamini	Dennis	Lipsey	Schauer
Anderson	Frank	Lockwood	Sheltrown
Basham	Garza	Mans	Spade
Bernero	Gielegthem	Murphy	Switalski
Bogardus	Hale	Neumann	Thomas
Bovin	Hansen	O’Neil	Waters
Brown, B.	Hardman	Phillips	Whitmer
Brown, R.	Jacobs	Quarles	Williams
Callahan	Jamnack	Reeves	Wojno
Clark, I.	Kolb	Rison	Woodward
Clarke, H.	Lemmons	Rivet	Zelenko
Daniels			

Nays—56

Allen	George	Kowall	Rocca
Birkholz	Gilbert	Kuipers	Scranton
Bisbee	Gosselin	LaSata	Shackleton
Bishop	Hager	Mead	Shulman
Bradstreet	Hart	Meyer	Stamas
Brown, C.	Howell	Middaugh	Stewart
Cassis	Hummel	Mortimer	Tabor
Caul	Jansen	Newell	Toy
DeRossett	Jelinek	Pappageorge	Van Woerkom
DeVuyst	Johnson, Rick	Patterson	Vander Roest
DeWeese	Johnson, Ruth	Pumford	Vander Veen
Drolet	Julian	Rackowski	Vear
Ehardt	Koetje	Richardville	Voorhees
Faunce	Kooiman	Richner	Woronchak

In The Chair: Julian

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

The motion prevailed.

House Bill No. 5611, entitled

A bill to amend 1895 PA 16, entitled "An act requiring the secretary of state and the deputy secretary of state and the private secretary and executive clerk of the governor to give bonds for the faithful discharge of their official duties," by amending section 1 (MCL 15.51).

The bill was read a second time.

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

The motion prevailed.

House Bill No. 5612, entitled

A bill to amend 1958 PA 204, entitled "An act to fix the compensation and mileage of constitutional convention delegates," by amending section 3 (MCL 2.53).

The bill was read a second time.

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

The motion prevailed.

House Bill No. 5613, entitled

A bill to amend 1872 PA 62, entitled "An act regulating trials of impeachment and providing for the expenses thereof," by amending section 15 (MCL 6.15).

The bill was read a second time.

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

The motion prevailed.

House Bill No. 5614, entitled

A bill to amend 1901 PA 6, entitled "An act to provide for the employment of clerks or assistants in the executive office of this state," by amending section 1 (MCL 10.11).

The bill was read a second time.

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

The motion prevailed.

House Bill No. 5615, entitled

A bill to amend 1846 RS 12, entitled "Of certain state officers," by amending section 36 (MCL 15.36).

The bill was read a second time.

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

The motion prevailed.

Senate Bill No. 796, entitled

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending sections 1902, 1903, and 1904 (MCL 324.1902, 324.1903, and 324.1904), section 1902 as amended by 1996 PA 134 and sections 1903 and 1904 as added by 1995 PA 60, and by adding section 1907a.

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

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

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

The motion prevailed.

Senate Bill No. 798, entitled

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending section 74119 (MCL 324.74119), as added by 1995 PA 58.

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

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

Rep. Frank moved that the bill be referred to the Committee on Appropriations.

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

Rep. Frank demanded the yeas and nays.

The demand was supported.

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

The motion did not prevail, a majority of the members present not voting therefor, by yeas and nays, as follows:

Roll Call No. 109**Yeas—40**

Adamini	Frank	Lipsey	Schauer
Basham	Garza	Lockwood	Spade
Bernero	Gielegthem	Mans	Switalski
Bogardus	Hale	Murphy	Thomas
Bovin	Hansen	Neumann	Waters
Brown, R.	Hardman	Phillips	Whitmer
Callahan	Jacobs	Quarles	Williams
Clark, I.	Jamnack	Reeves	Wojno
Clarke, H.	Kolb	Rison	Woodward
Dennis	Lemmons	Rivet	Zelenko

Nays—60

Allen	Faunce	Kooiman	Richner
Anderson	George	Kowall	Rocca
Birkholz	Gilbert	Kuipers	Scranton
Bisbee	Godchaux	LaSata	Shackleton
Bishop	Gosselin	Mead	Shulman
Bradstreet	Hager	Meyer	Stamas
Brown, B.	Hart	Middaugh	Stewart
Brown, C.	Howell	Mortimer	Tabor
Cassis	Hummel	Newell	Toy
Caul	Jansen	O'Neil	Van Woerkom
DeRossett	Jelinek	Pappageorge	Vander Roest
DeVuyst	Johnson, Rick	Patterson	Vander Veen
DeWeese	Johnson, Ruth	Pumford	Vear
Drolet	Julian	Rackowski	Voorhees
Ehardt	Koetje	Richardville	Woronchak

In The Chair: Julian

Rep. Patterson moved that the bill be placed on the order of Third Reading of Bills.
The motion prevailed.

Senate Bill No. 799, entitled

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending section 43902 (MCL 324.43902), as amended by 2000 PA 69.

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

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

Rep. Frank moved that the bill be referred to the Committee on Appropriations.

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

Rep. Frank demanded the yeas and nays.

The demand was supported.

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

The motion did not prevail, a majority of the members present not voting therefor, by yeas and nays, as follows:

Roll Call No. 110**Yeas—44**

Adamini	Dennis	Lipsey	Rivet
Anderson	Frank	Lockwood	Schauer

Basham	Garza	Mans	Sheltrown
Bernero	Gielegthem	Murphy	Spade
Bogardus	Hale	Neumann	Switalski
Bovin	Hansen	O'Neil	Thomas
Brown, B.	Hardman	Pestka	Whitmer
Brown, R.	Jacobs	Phillips	Williams
Callahan	Jamnick	Quarles	Wojno
Clark, I.	Kolb	Reeves	Woodward
Clarke, H.	Lemmons	Rison	Zelenko

Nays—57

Allen	Gilbert	Kowall	Rocca
Birkholz	Godchaux	Kuipers	Scranton
Bisbee	Gosselin	LaSata	Shackleton
Bishop	Hager	Mead	Shulman
Bradstreet	Hart	Meyer	Stamas
Brown, C.	Howell	Middaugh	Stewart
Cassis	Hummel	Mortimer	Tabor
Caul	Jansen	Newell	Toy
DeRossett	Jelinek	Pappageorge	Van Woerkom
DeVuyst	Johnson, Rick	Patterson	Vander Roest
DeWeese	Johnson, Ruth	Pumford	Vander Veen
Drolet	Julian	Rackowski	Vear
Ehardt	Koetje	Richardville	Voorhees
Faunce	Kooiman	Richner	Woronchak
George			

In The Chair: Julian

Rep. Patterson moved that the bill be placed on the order of Third Reading of Bills.
The motion prevailed.

Senate Bill No. 800, entitled

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending section 43704 (MCL 324.43704), as amended by 2001 PA 50.

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

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

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

The motion prevailed.

Senate Bill No. 801, entitled

A bill to amend 1984 PA 22, entitled "Michigan civilian conservation corps act," by amending section 12a (MCL 409.312a), as added by 1994 PA 394.

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

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

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

The motion prevailed.

Senate Joint Resolution T, entitled

A joint resolution proposing an amendment to the state constitution of 1963, by amending sections 19 and 35, section 36 related to the Michigan state parks endowment fund, and section 37 of article IX, to eliminate certain

investment restrictions for certain state funds, to increase the accumulated principal limitation of the Michigan natural resources trust fund, to modify provisions of the Michigan natural resources trust fund and the state parks endowment fund related to their allowable expenditures and the investment of their assets, to provide for the investment of the assets of the Michigan veterans' trust fund, and to renumber certain sections.

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

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

Rep. Patterson moved that the joint resolution be placed on the order of Third Reading of Bills.

The motion prevailed.

Senate Bill No. 692, entitled

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending sections 36105, 36106, 36109, 36111, and 36206 (MCL 324.36105, 324.36106, 324.36109, 324.36111, and 324.36206), sections 36105 and 36106 as amended by 1996 PA 233, section 36109 as amended by 2000 PA 421, and section 36111 as amended and section 36206 as added by 2000 PA 262.

Was read a second time, and the question being on the adoption of the proposed amendments previously recommended by the Committee on Land Use and Environment (for amendments, see House Journal No. 14, p. 273),

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

Rep. Gielegem moved to amend the bill as follows:

1. Amend page 21, following line 24, section 36111a(1)(b)(iii)(A), after the second "FARMLAND" by inserting "OF COMPARABLE OR BETTER QUALITY".

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

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

The motion prevailed.

Senate Bill No. 1029, entitled

A bill to amend 1931 PA 328, entitled "The Michigan penal code," by amending sections 449, 450, and 462 (MCL 750.449, 750.450, and 750.462).

The bill was read a second time.

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

The motion prevailed.

Rep. Newell moved that Rep. Hansen be excused from the balance of today's session.

The motion prevailed.

By unanimous consent the House returned to the order of

Third Reading of Bills

Rep. Patterson moved that **Senate Joint Resolution T** be placed on its immediate passage.

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

Senate Joint Resolution T, entitled

A joint resolution proposing an amendment to the state constitution of 1963, by amending sections 19 and 35, section 36 related to the Michigan state parks endowment fund, and section 37 of article IX, to eliminate certain investment restrictions for certain state funds, to increase the accumulated principal limitation of the Michigan natural resources trust fund, to modify provisions of the Michigan natural resources trust fund and the state parks endowment fund related to their allowable expenditures and the investment of their assets, to provide for the investment of the assets of the Michigan veterans' trust fund, and to renumber certain sections.

Was read a third time and adopted, 2/3 of the members serving voting therefor, by yeas and nays, as follows:

Roll Call No. 111**Yeas—89**

Allen	Frank	Lemmons	Schermesser
Anderson	George	Lockwood	Scranton
Basham	Gielegthem	Mans	Shackleton
Bernero	Gilbert	Mead	Sheltrown
Birkholz	Godchaux	Meyer	Shulman
Bisbee	Gosselin	Middaugh	Spade
Bishop	Hager	Mortimer	Stamas
Bovin	Hart	Murphy	Stewart
Bradstreet	Howell	Neumann	Switalski
Brown, C.	Hummel	Newell	Tabor
Brown, R.	Jamnick	O'Neil	Toy
Callahan	Jansen	Pappageorge	Van Woerkom
Cassis	Jelinek	Patterson	Vander Roest
Caul	Johnson, Rick	Pestka	Vander Veen
Clark, I.	Johnson, Ruth	Phillips	Vear
Clarke, H.	Julian	Pumford	Voorhees
Dennis	Koetje	Rackowski	Whitmer
DeRossett	Kolb	Richardville	Williams
DeVuyst	Kooiman	Richner	Wojno
DeWeese	Kowall	Rivet	Woodward
Drolet	Kuipers	Rocca	Woronchak
Ehardt	LaSata	Schauer	Zelenko
Faunce			

Nays—8

Daniels	Hale	Jacobs	Thomas
Garza	Hardman	Reeves	Waters

In The Chair: Julian

The House agreed to the title of the joint resolution.

Reps. Waters, Garza, Reeves, Hardman and Thomas, 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 voted ‘no’ on SJR T, because I am opposed to the expanded investment opportunities allowed under the bill. In the last year, the Public Employees Retirement fund lost 11.5 percent of its value due to poor investment strategies and a slumping economy. The passage of SJR T would allow the state to invest the Natural Resources Trust Fund in the same manner. I am not willing to let funds that support our natural resources and outdoor recreation opportunities be put at risk.”

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:

I voted no on the passage of Senate Joint Resolution T because I do not feel that this is the proper time to allow the State Treasurer to invest public trust funds in riskier investments. Last year, the state’s public employee pension fund lost 11.5% of its value because of poor investment choices by the Department of Treasury. Passage of Senate Joint Resolution T will allow the Department to make the same type of decisions with the assets of the Natural Resources

Trust Fund, the State Parks Endowment Fund, and the Veterans Trust Fund. I am not convinced that the potential benefits of riskier investments outweigh the possibility of losing public dollars. As public officials, we should take our fiduciary duties seriously. I fear that these bills are being moved quickly in an election year without sufficient oversight.”

Rep. Jacobs moved that Rep. Daniels be excused temporarily from today’s session.
The motion prevailed.

Rep. Patterson moved that **Senate Bill No. 796** be placed on its immediate passage.
The motion prevailed, a majority of the members serving voting therefor.

Senate Bill No. 796, entitled

A bill to amend 1994 PA 451, entitled “Natural resources and environmental protection act,” by amending sections 1902, 1903, and 1904 (MCL 324.1902, 324.1903, and 324.1904), section 1902 as amended by 1996 PA 134 and sections 1903 and 1904 as added by 1995 PA 60, and by adding section 1907a.

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

Roll Call No. 112

Yeas—103

Adamini	Frank	Lemmons	Schauer
Allen	Garza	Lipsey	Schermesser
Anderson	George	Lockwood	Scranton
Basham	Gielegthem	Mans	Shackleton
Bernero	Gilbert	Mead	Sheltrown
Birkholz	Godchaux	Meyer	Shulman
Bisbee	Gosselin	Middaugh	Spade
Bishop	Hager	Mortimer	Stamas
Bogardus	Hale	Murphy	Stewart
Bovin	Hardman	Neumann	Switalski
Bradstreet	Hart	Newell	Tabor
Brown, B.	Howell	O’Neil	Thomas
Brown, C.	Hummel	Pappageorge	Toy
Brown, R.	Jacobs	Patterson	Van Woerkom
Callahan	Jamnick	Pestka	Vander Roest
Cassis	Jansen	Phillips	Vander Veen
Caul	Jelinek	Plakas	Vear
Clark, I.	Johnson, Rick	Pumford	Voorhees
Clarke, H.	Johnson, Ruth	Quarles	Waters
Dennis	Julian	Rackowski	Whitmer
DeRossett	Koetje	Reeves	Williams
DeVuyst	Kolb	Richardville	Wojno
DeWeese	Kooiman	Richner	Woodward
Drolet	Kowall	Rison	Woronchak
Ehardt	Kuipers	Rivet	Zelenko
Faunce	LaSata	Rocca	

Nays—0

Pursuant to Joint Rule 20, the full title of the act shall be inserted to read as follows:

“An act to protect the environment and natural resources of the state; to codify, revise, consolidate, and classify laws relating to the environment and natural resources of the state; to regulate the discharge of certain substances into the environment; to regulate the use of certain lands, waters, and other natural resources of the state; to prescribe the powers and duties of certain state and local agencies and officials; to provide for certain charges, fees, and assessments; to provide certain appropriations; to prescribe penalties and provide remedies; to repeal certain parts of this act on a specific date; and to repeal certain acts and parts of acts.”.

The House agreed to the full title.

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

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

Rep. Patterson moved that **Senate Bill No. 798** be placed on its immediate passage.

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

Senate Bill No. 798, entitled

A bill to amend 1994 PA 451, entitled “Natural resources and environmental protection act,” by amending section 74119 (MCL 324.74119), 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. 113

Yeas—103

Adamini	Faunce	Lemmons	Schauer
Allen	Frank	Lipsey	Schermesser
Anderson	Garza	Lockwood	Scranton
Basham	George	Mans	Shackleton
Bernero	Gielegthem	Mead	Sheltrown
Birkholz	Gilbert	Meyer	Shulman
Bisbee	Godchaux	Middaugh	Spade
Bishop	Gosselin	Mortimer	Stamas
Bogardus	Hager	Murphy	Stewart
Bovin	Hale	Neumann	Switalski
Bradstreet	Hardman	Newell	Tabor
Brown, B.	Hart	O’Neil	Thomas
Brown, C.	Howell	Pappageorge	Toy
Brown, R.	Hummel	Patterson	Van Woerkom
Callahan	Jacobs	Pestka	Vander Roest
Cassis	Jamnick	Phillips	Vander Veen
Caul	Jansen	Plakas	Vear
Clark, I.	Jelinek	Pumford	Voorhees
Clarke, H.	Johnson, Rick	Quarles	Waters
Daniels	Johnson, Ruth	Rackowski	Whitmer
Dennis	Julian	Reeves	Williams
DeRossett	Koetje	Richardville	Wojno
DeVuyst	Kooiman	Richner	Woodward
DeWeese	Kowall	Rison	Woronchak
Drolet	Kuipers	Rivet	Zelenko
Ehardt	LaSata	Rocca	

Nays—0

Pursuant to Joint Rule 20, the full title of the act shall be inserted to read as follows:

“An act to protect the environment and natural resources of the state; to codify, revise, consolidate, and classify laws relating to the environment and natural resources of the state; to regulate the discharge of certain substances into the environment; to regulate the use of certain lands, waters, and other natural resources of the state; to prescribe the powers and duties of certain state and local agencies and officials; to provide for certain charges, fees, and assessments; to provide certain appropriations; to prescribe penalties and provide remedies; to repeal certain parts of this act on a specific date; and to repeal certain acts and parts of acts.”.

The House agreed to the full title.

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

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

Rep. Vander Roest moved that Reps. Ehardt and Toy be excused temporarily from today’s session.
The motion prevailed.

Rep. Patterson moved that **Senate Bill No. 799** be placed on its immediate passage.
The motion prevailed, a majority of the members serving voting therefor.

Senate Bill No. 799, entitled

A bill to amend 1994 PA 451, entitled “Natural resources and environmental protection act,” by amending section 43902 (MCL 324.43902), as amended by 2000 PA 69.

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

Roll Call No. 114

Yeas—100

Adamini	Faunce	Kuipers	Rocca
Allen	Frank	LaSata	Schauer
Anderson	Garza	Lemmons	Schermesser
Basham	George	Lipsey	Scranton
Bernero	Gielegthem	Lockwood	Shackleton
Birkholz	Gilbert	Mans	Sheltrown
Bisbee	Godchaux	Mead	Shulman
Bishop	Gosselin	Meyer	Spade
Bogardus	Hager	Middaugh	Stamas
Bovin	Hale	Mortimer	Stewart
Bradstreet	Hardman	Murphy	Switalski
Brown, B.	Hart	Neumann	Tabor
Brown, C.	Howell	Newell	Thomas
Brown, R.	Hummel	O’Neil	Van Woerkom
Callahan	Jacobs	Pappageorge	Vander Roest
Cassis	Jamnick	Patterson	Vander Veen
Caul	Jansen	Pestka	Vear
Clark, I.	Jelinek	Phillips	Voorhees
Clarke, H.	Johnson, Rick	Plakas	Waters
Daniels	Johnson, Ruth	Pumford	Whitmer
Dennis	Julian	Rackowski	Williams
DeRossett	Koetje	Reeves	Wojno
DeVuyst	Kolb	Richardville	Woodward
DeWeese	Kooiman	Richner	Woronchak
Drolet	Kowall	Rivet	Zelenko

Nays—0

Pursuant to Joint Rule 20, the full title of the act shall be inserted to read as follows:

“An act to protect the environment and natural resources of the state; to codify, revise, consolidate, and classify laws relating to the environment and natural resources of the state; to regulate the discharge of certain substances into the environment; to regulate the use of certain lands, waters, and other natural resources of the state; to prescribe the powers and duties of certain state and local agencies and officials; to provide for certain charges, fees, and assessments; to provide certain appropriations; to prescribe penalties and provide remedies; to repeal certain parts of this act on a specific date; and to repeal certain acts and parts of acts.”.

The House agreed to the full title.

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

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

Rep. Ehardt moved that Rep. Toy be excused from the balance of today’s session.

The motion prevailed.

Rep. Garza moved that Rep. Schermesser be excused from the balance of today’s session.

The motion prevailed.

Rep. Patterson moved that **Senate Bill No. 800** be placed on its immediate passage.

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

Senate Bill No. 800, entitled

A bill to amend 1994 PA 451, entitled “Natural resources and environmental protection act,” by amending section 43704 (MCL 324.43704), as amended by 2001 PA 50.

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

Roll Call No. 115

Yeas—102

Adamini	Faunce	LaSata	Rivet
Allen	Frank	Lemmons	Rocca
Anderson	Garza	Lipsey	Schauer
Basham	George	Lockwood	Scranton
Bernero	Gielegghem	Mans	Shackleton
Birkholz	Gilbert	Mead	Sheltrown
Bisbee	Godchaux	Meyer	Shulman
Bishop	Gosselin	Middaugh	Spade
Bogardus	Hager	Mortimer	Stamas
Bovin	Hale	Murphy	Stewart
Bradstreet	Hardman	Neumann	Switalski
Brown, B.	Hart	Newell	Tabor
Brown, C.	Howell	O’Neil	Thomas
Brown, R.	Hummel	Pappageorge	Van Woerkom
Callahan	Jacobs	Patterson	Vander Roest
Cassis	Jamnick	Pestka	Vander Veen
Caul	Jansen	Phillips	Vear
Clark, I.	Jelinek	Plakas	Voorhees
Clarke, H.	Johnson, Rick	Pumford	Waters
Daniels	Johnson, Ruth	Quarles	Whitmer
Dennis	Julian	Raczkowski	Williams
DeRossett	Koetje	Reeves	Wojno
DeVuyst	Kolb	Richardville	Woodward
DeWeese	Kooiman	Richner	Woronchak
Drolet	Kowall	Rison	Zelenko
Ehardt	Kuipers		

Nays—0

In The Chair: Julian

Pursuant to Joint Rule 20, the full title of the act shall be inserted to read as follows:

“An act to protect the environment and natural resources of the state; to codify, revise, consolidate, and classify laws relating to the environment and natural resources of the state; to regulate the discharge of certain substances into the environment; to regulate the use of certain lands, waters, and other natural resources of the state; to prescribe the powers and duties of certain state and local agencies and officials; to provide for certain charges, fees, and assessments; to provide certain appropriations; to prescribe penalties and provide remedies; to repeal certain parts of this act on a specific date; and to repeal certain acts and parts of acts.”.

The House agreed to the full title.

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

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

Rep. Vander Roest moved that Rep. Ehardt be excused temporarily from today’s session.
The motion prevailed.

Rep. Patterson moved that **Senate Bill No. 801** be placed on its immediate passage.
The motion prevailed, a majority of the members serving voting therefor.

Senate Bill No. 801, entitled

A bill to amend 1984 PA 22, entitled “Michigan civilian conservation corps act,” by amending section 12a (MCL 409.312a), as added by 1994 PA 394.

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

Roll Call No. 116**Yeas—100**

Adamini	Frank	LaSata	Rivet
Allen	Garza	Lemmons	Rocca
Anderson	George	Lipsey	Schauer
Basham	Gielegghem	Lockwood	Scranton
Bernero	Gilbert	Mans	Shackleton
Birkholz	Godchaux	Mead	Sheltrown
Bisbee	Gosselin	Meyer	Shulman
Bishop	Hager	Middaugh	Spade
Bogardus	Hale	Mortimer	Stamas
Bovin	Hardman	Murphy	Stewart
Bradstreet	Hart	Neumann	Switalski
Brown, B.	Howell	Newell	Tabor
Brown, C.	Hummel	O’Neil	Thomas
Brown, R.	Jacobs	Pappageorge	Van Woerkom
Callahan	Jamnick	Patterson	Vander Roest
Cassis	Jansen	Pestka	Vander Veen
Caul	Jelinek	Phillips	Vear
Clarke, H.	Johnson, Rick	Plakas	Voorhees
Daniels	Johnson, Ruth	Pumford	Waters
Dennis	Julian	Quarles	Whitmer
DeRossett	Koetje	Raczkowski	Williams
DeVuyst	Kolb	Reeves	Wojno
DeWeese	Kooiman	Richardville	Woodward
Drolet	Kowall	Richner	Woronchak
Faunce	Kuipers	Rison	Zelenko

Nays—0

In The Chair: Julian

Pursuant to Joint Rule 20, the full title of the act shall be inserted to read as follows:

“An act to establish the Michigan civilian conservation corps; to prescribe the powers and duties of certain state officers, agencies, and departments; to create and provide for the use of an endowment fund; and to provide for an appropriation.”.

The House agreed to the full title.

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

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

Rep. Patterson 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. Vander Veen, Mortimer, Van Woerkom, Birkholz, Toy, Schauer, Newell, Garza, DeWeese, Ehardt and Murphy offered the following resolution:

House Resolution No. 333.

A resolution to urge the Department of Community Health to create a blue ribbon panel to determine best practice protocols for the treatment of chronic diseases.

Whereas, A major portion of public and private resources directed to health care in this country is used to deal with chronic illnesses. These diseases, including asthma, diabetes, kidney disease, obesity, and a variety of cardiac conditions, are often subject to extensive research and emerging strategies using new technologies and treatments. As a result, a patient may receive far different treatment at one hospital or medical office than is available or is standard practice at another facility only a short distance away; and

Whereas, Inefficient disease management for the treatment of chronic conditions is very expensive for individuals and the entire network of health care. An effective strategy for reducing costs and maximizing care is following best practice protocols. These treatment protocols are developed through the involvement of all of the health care professions and researchers. The ultimate result is determining and using the practices that bring the best results. Best practice protocols generally incorporate not only studies of medications and clinical treatments, but also methods of ensuring the highest levels of patient compliance; and

Whereas, The concept of encouraging widespread use of best practice protocols is proving to be quite successful in many health care institutions across the country. This approach includes a significant measure of education. Encouraging best practice protocols can bring much quicker use of new advances in areas of care in which remarkable strides are being made. In Michigan, Muskegon's Mercy Hospital is among those that are achieving notable success; now, therefore, be it

Resolved by the House of Representatives, That we urge the Department of Community Health to create a blue ribbon panel to determine best practice protocols for the treatment of chronic diseases. We urge that the panel include members from the Michigan Pharmacy and Therapeutics Committee; and be it further

Resolved, That copies of this resolution be transmitted to the Michigan Department of Community Health.

The resolution was referred to the Committee on Health Policy.

Reps. Kowall, Howell, Raczkowski, Julian, Richner, Zelenko, Spade, Murphy, Dennis, Lemmons, DeWeese, Stewart, Vander Roest, Wojno, Lipsey, Rivet, Switalski, Sheltroun, Anderson, Adamini, Jamnick, Newell, Phillips, Gielegghem, Thomas, Gosselin, Faunce, Ehardt, Voorhees, Cassis, Richardville, Jacobs, Mead, Vear, Vander Veen, Drolet, Van Woerkom, Shulman, Hager, Pappageorge, Lockwood, Hansen, Kuipers, Koetje, LaSata, Rich Brown, Jansen, Clarke, Caul, Woodward, DeRossett and Birkholz offered the following resolution:

House Resolution No. 334.

A resolution congratulating and honoring Gary Lawson as a recipient of a Prudential Spirit of Community Award.

Whereas, Gary Lawson, an esteemed resident of Waterford Township in Oakland County, and a student at Waterford Mott High School, has achieved national recognition for his exemplary volunteer service by receiving a 2002 Prudential Spirit of Community Award; and

Whereas, This prestigious award, presented by Prudential Financial, in partnership with the National Association of Secondary School Principals, honors young volunteers across America who have demonstrated an extraordinary commitment to serving their communities. The awards program, now in its seventh year, is conducted by Prudential Financial in partnership with the National Association of Secondary School Principals. A record 28,000 high school and middle level students submitted applications for this year's program; and

Whereas, In recognition as a distinguished finalist, Gary will receive an engraved bronze medallion for his generous efforts. Students like Gary represent the best of America's youth and are role models to their peers and communities; and

Whereas, Gary earned this award by giving generously of his time and energy to help design and build a wheelchair ramp for a wheelchair-bound adult; and

Whereas, The success of the state of Michigan, the strength of our communities, and the overall vitality of American society depends, in great measure, upon the dedication of its young people like Gary Lawson who use their considerable talents and resources to serve others; now, therefore, be it

Resolved by the House of Representatives, That the members of this legislative body congratulate and honor Gary Lawson as a recipient of a Prudential Spirit of Community Award. We applaud his outstanding record of volunteer service, peer leadership, and community spirit and extend our best wishes for his continued success and happiness; and be it further

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

Pending the reference of the resolution to a committee,

Rep. Patterson 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. Kowall, Howell, Raczkowski, Julian, Richner, Zelenko, Spade, Murphy, Dennis, Lemmons, DeWeese, Stewart, Vander Roest, Wojno, Lipsey, Rivet, Switalski, Sheltrown, Anderson, Adamini, Jamnick, Newell, Phillips, Gielegthem, Thomas, Gosselin, Faunce, Ehardt, Voorhees, Cassis, Richardville, Jacobs, Mead, Vear, Vander Veen, Drolet, Van Woerkom, Shulman, Hager, Pappageorge, Lockwood, Hansen, Kuipers, Koetje, LaSata, Rich Brown, Jansen, Clarke, Caul, Woodward, DeRossett and Birkholz offered the following resolution:

House Resolution No. 335.

A resolution congratulating and honoring Matthew Croft as a recipient of a Prudential Spirit of Community Award.

Whereas, Matthew Croft, an esteemed resident of Waterford Township in Oakland County, and a student at Marist Academy in Pontiac, has achieved national recognition for his exemplary volunteer service by receiving a 2002 Prudential Spirit of Community Award; and

Whereas, This prestigious award, presented by Prudential Financial, in partnership with the National Association of Secondary School Principals, honors young volunteers across America who have demonstrated an extraordinary commitment to serving their communities. This is a nationwide program that recognizes young people for their outstanding community service; and

Whereas, As a state honoree, Matthew will receive a \$1,000 award, an engraved silver medallion, and a trip to Washington D.C., May 4-7, for a series of national recognition events. Students like Matthew represent the best of America's youth and are role models to their peers and communities; and

Whereas, Matthew earned this award by giving generously of his time and energy to help raise money to buy bicycle safety helmets for needy first and second grade children at a local elementary school. He persuaded a group of fellow student volunteers to organize a variety of fundraisers, including school dances, bake sales, and a "jeans day", raising a total of \$500, which was matched by AAA. In the end, over half of the elementary students received a helmet; and

Whereas, The success of the state of Michigan, the strength of our communities, and the overall vitality of American society depends, in great measure, upon the dedication of its young people like Matthew Croft who use their considerable talents and resources to serve others; now, therefore, be it

Resolved by the House of Representatives, That the members of this legislative body congratulate and honor Matthew Croft as a recipient of a Prudential Spirit of Community Award. We applaud his outstanding record of volunteer service, peer leadership, and community spirit and extend our best wishes for his continued success and happiness; and be it further

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

Pending the reference of the resolution to a committee,

Rep. Patterson 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 Standing Committees

The Committee on Civil Law and the Judiciary, by Rep. Howell, Chair, reported

House Bill No. 5674, entitled

A bill to amend 1961 PA 236, entitled "Revised judicature act of 1961," by amending sections 821, 822, and 8148 (MCL 600.821, 600.822, and 600.8148), section 821 as amended by 1998 PA 298 and section 822 as amended by 1998 PA 313, and by adding sections 810a and 8179.

Without amendment and with the recommendation that the bill pass.

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

Favorable Roll Call**HB 5674** To Report Out:

Yeas: Reps. Howell, Hummel, Bisbee, Faunce, Koetje, Richner, Voorhees,

Nays: Rep. Waters.

COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Howell, Chair of the Committee on Civil Law and the Judiciary, was received and read:

Meeting held on: Tuesday, February 19, 2002, at 3:45 p.m.,

Present: Reps. Howell, Hummel, Bisbee, Faunce, Koetje, Richner, Voorhees, Adamini, Lipsey, Waters,

Absent: Rep. McConico,

Excused: Rep. McConico.

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

House Bill No. 5661, entitled

A bill to amend 1897 PA 153, entitled "An act to provide for the payment of expenses in matters in which the state is a party or interested," by amending sections 1 and 2 (MCL 14.111 and 14.112).

Without amendment and with the recommendation that the bill pass.

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

Favorable Roll Call**HB 5661** To Report Out:

Yeas: Reps. Patterson, Julian, Kuipers, Jacobs, Lipsey,

Nays: None.

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

House Bill No. 5662, entitled

A bill to amend 1927 PA 375, entitled "An act to provide for the collection of past due moneys and accounts belonging to the state of Michigan; to create a department therefor; to prescribe the duties of state officers, departments, commissions and institutions in relation thereto; and to make appropriations for defraying the expenses thereof," by amending section 3 (MCL 14.133).

Without amendment and with the recommendation that the bill pass.

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

Favorable Roll Call**HB 5662** To Report Out:

Yeas: Reps. Patterson, Julian, Kuipers, Jacobs, Lipsey,

Nays: None.

The Committee on House Oversight and Operations, by Rep. Patterson, Chair, reported
House Bill No. 5663, entitled

A bill to repeal certain acts and parts of acts.

Without amendment and with the recommendation that the bill pass.

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

Favorable Roll Call

HB 5663 To Report Out:

Yeas: Reps. Patterson, Julian, Kuipers, Jacobs, Lipsey,

Nays: None.

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

House Bill No. 5666, 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 amending section 12a (MCL 28.12a).

Without amendment and with the recommendation that the bill pass.

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

Favorable Roll Call

HB 5666 To Report Out:

Yeas: Reps. Patterson, Julian, Kuipers, Jacobs, Lipsey,

Nays: None.

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

House Bill No. 5667, entitled

A bill to amend 1943 PA 240, entitled "State employees' retirement act," by amending section 9 (MCL 38.9).

Without amendment and with the recommendation that the bill pass.

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

Favorable Roll Call

HB 5667 To Report Out:

Yeas: Reps. Patterson, Julian, Kuipers, Jacobs, Lipsey,

Nays: None.

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

House Bill No. 5668, entitled

A bill to amend 1931 PA 246, entitled "An act to provide for the construction, repair, and maintenance of pavements, sidewalks, and elevated structures on or along public roads and highways; to provide for the levying of taxes and of special assessments; to authorize the borrowing of money and the issuance of bonds; to prescribe the powers and duties of certain state and local agencies and officers; to validate actions taken, special assessments levied, and bonds issued; and to provide for the lighting of certain roads, highways, and bridges," by amending section 10 (MCL 41.280).

Without amendment and with the recommendation that the bill pass.

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

Favorable Roll Call

HB 5668 To Report Out:

Yeas: Reps. Patterson, Julian, Kuipers, Jacobs, Lipsey,
Nays: None.

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

House Bill No. 5669, entitled

A bill to amend 1846 RS 14, entitled "Of county officers," by amending section 82 (MCL 51.82).

Without amendment and with the recommendation that the bill pass.

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

Favorable Roll Call

HB 5669 To Report Out:

Yeas: Reps. Patterson, Julian, Kuipers, Jacobs, Lipsey,
Nays: None.

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

House Bill No. 5670, entitled

A bill to amend 1909 PA 278, entitled "The home rule village act," by amending section 9 (MCL 78.9).

Without amendment and with the recommendation that the bill pass.

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

Favorable Roll Call

HB 5670 To Report Out:

Yeas: Reps. Patterson, Julian, Kuipers, Jacobs, Lipsey,
Nays: None.

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

House Bill No. 5671, entitled

A bill to amend 1895 PA 215, entitled "The fourth class city act," by amending section 4 (MCL 102.4).

Without amendment and with the recommendation that the bill pass.

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

Favorable Roll Call

HB 5671 To Report Out:

Yeas: Reps. Patterson, Julian, Kuipers, Jacobs, Lipsey,
Nays: None.

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

House Bill No. 5672, entitled

A bill to amend 1949 PA 123, entitled "An act to provide for the disconnection of land from cities and villages; and to declare the effect thereof," by amending section 4 (MCL 123.34).

Without amendment and with the recommendation that the bill pass.

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

Favorable Roll Call

HB 5672 To Report Out:

Yeas: Reps. Patterson, Julian, Kuipers, Jacobs, Lipsey,
Nays: None.

The Committee on House Oversight and Operations, by Rep. Patterson, Chair, reported
House Bill No. 5673, entitled

A bill to amend 1879 PA 190, entitled "An act in relation to removals from and filling vacancies in certain public offices," by amending section 1 (MCL 201.91).

Without amendment and with the recommendation that the bill pass.

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

Favorable Roll Call

HB 5673 To Report Out:

Yeas: Reps. Patterson, Julian, Kuipers, Jacobs, Lipsey,

Nays: None.

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

Senate Bill No. 884, entitled

A bill to amend 1919 PA 149, entitled "An act to accept the requirements and benefits of an act of the sixty-fourth congress of the United States, approved February 23, 1917, known as the Smith-Hughes act, or Public Act No. 347, relating to appropriations to be made by the federal government to the several states for the support and control of instruction in agriculture, the trades, industries, and home economics, and for the preparation of teachers of vocational subjects; to designate a state board of control for vocational education; to provide for the proper custody and administration of funds received by the state from such appropriations; and to provide for appropriations by the state and by local school authorities to meet the conditions of said act of congress," by amending sections 7 and 8 (MCL 395.7 and 395.8).

Without amendment and with the recommendation that the bill pass.

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

Favorable Roll Call

SB 884 To Report Out:

Yeas: Reps. Patterson, Julian, Kuipers, Jacobs, Lipsey,

Nays: None.

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

Senate Bill No. 885, entitled

A bill to amend 1939 PA 280, entitled "The social welfare act," by amending section 15 (MCL 400.15).

Without amendment and with the recommendation that the bill pass.

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

Favorable Roll Call

SB 885 To Report Out:

Yeas: Reps. Patterson, Julian, Kuipers, Jacobs, Lipsey,

Nays: None.

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

Senate Bill No. 886, entitled

A bill to amend 1921 PA 59, entitled "An act to relieve the county and state from the support of certain classes of aliens who are subject to deportation from the United States; making an appropriation therefor and providing penalties for the non-performance of duties under the provisions of this act," by amending section 2 (MCL 404.32).

Without amendment and with the recommendation that the bill pass.

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

Favorable Roll Call

SB 886 To Report Out:

Yeas: Reps. Patterson, Julian, Kuipers, Jacobs, Lipsey,

Nays: None.

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

Senate Bill No. 888, entitled

A bill to amend 1846 RS 21, entitled "Of specific state taxes and duties," by amending section 30 (MCL 446.30).

Without amendment and with the recommendation that the bill pass.

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

Favorable Roll Call

SB 888 To Report Out:

Yeas: Reps. Patterson, Julian, Kuipers, Jacobs, Lipsey,

Nays: None.

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

Senate Bill No. 890, entitled

A bill to repeal 1909 PA 263, entitled "An act to authorize the Michigan dairymen's association to hold an annual meeting and such auxiliary meetings as may be determined by the association, and making an appropriation therefor," (MCL 453.451 to 453.452).

Without amendment and with the recommendation that the bill pass.

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

Favorable Roll Call

SB 890 To Report Out:

Yeas: Reps. Patterson, Julian, Kuipers, Jacobs, Lipsey,

Nays: None.

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

Senate Bill No. 894, entitled

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending section 26a of chapter XIV and section 6 of chapter XVI (MCL 774.26a and 776.6), section 26a of chapter XIV as amended by 1980 PA 506.

Without amendment and with the recommendation that the bill pass.

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

Favorable Roll Call

SB 894 To Report Out:

Yeas: Reps. Patterson, Julian, Kuipers, Jacobs, Lipsey,

Nays: None.

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

Senate Bill No. 895, entitled

A bill to amend 1893 PA 118, entitled "An act to revise and consolidate the laws relative to state prisons, to state houses of correction, and branches of state prisons and reformatories, and the government and discipline thereof and to repeal all acts inconsistent therewith," by amending sections 49 and 61 (MCL 800.49 and 800.61).

Without amendment and with the recommendation that the bill pass.

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

Favorable Roll Call

SB 895 To Report Out:

Yeas: Reps. Patterson, Julian, Kuipers, Jacobs, Lipsey,

Nays: None.

COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Wednesday, February 20, 2002, at 10:30 a.m.,

Present: Reps. Patterson, Julian, Kuipers, Jacobs, Lipsey.

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

House Bill No. 4072, entitled

A bill to amend 1967 PA 281, entitled "Income tax act of 1967," by amending section 260 (MCL 206.260), as amended by 1996 PA 484.

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 4072 To Report Out:

Yeas: Reps. Cassis, Vear, Drolet, Faunce, Gosselin, Kowall, Meyer, Newell, Richardville, Woronchak, Quarles, Basham, Brown, O'Neil, Wojno,

Nays: None.

COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Wednesday, February 20, 2002, at 10:30 a.m.,

Present: Reps. Cassis, Vear, Drolet, Faunce, Gosselin, Kowall, Meyer, Newell, Richardville, Woronchak, Quarles, Basham, Bob Brown, O'Neil, Wojno,

Absent: Reps. Hale, Minore,

Excused: Reps. Hale, Minore.

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, February 19, 2002, at 3:45 p.m.,

Present: Reps. Hart, Vander Veen, DeWeese, Tabor, Murphy, Bernero, Garza, Rison,

Absent: Rep. Hager,

Excused: Rep. Hager.

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, Thursday, February 14:

Senate Bill Nos. 1095 1096 1097 1098 1118 1119 1120 1121

The Clerk announced that the following bills had been printed and placed upon the files of the members, Wednesday, February 20:

House Bill Nos. 5638 5639 5640 5641 5642 5643 5644 5645 5646 5647 5648 5649 5650 5651
 5652 5653 5654 5655 5656 5657 5658 5659 5660 5675 5676 5677 5678 5679
 5680

The Clerk announced that the following Senate bills had been received on Wednesday, February 20:

Senate Bill Nos. 842 880 881 882 912 975 999

By unanimous consent the House returned to the order of

Messages from the Senate

House Bill No. 4009, entitled

A bill to amend 1855 PA 105, entitled "An act to regulate the disposition of the surplus funds in the state treasury; to provide for the deposit of surplus funds in certain financial institutions; to lend surplus funds pursuant to loan agreements secured by certain commercial, agricultural, or industrial real and personal property; to authorize the loan of surplus funds to certain municipalities; to authorize the participation in certain loan programs; to authorize an appropriation; and to prescribe the duties of certain state agencies," by amending section 2a (MCL 21.142a), as amended by 1987 PA 27.

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

The Senate has passed the bill as substituted (S-2) and ordered that it be given immediate effect.

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

Senate Bill No. 842, entitled

A bill to repeal 1998 PA 379, entitled "Michigan tax lien sale and collateralized securities act," (MCL 211.921 to 211.941).

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. 880, entitled

A bill to create a telecommunication rights-of-way oversight authority; to provide for fees; to prescribe the powers and duties of municipalities and certain state agencies and officials; to provide for penalties; 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 Energy and Technology.

Senate Bill No. 881, entitled

A bill to create the Michigan broadband development authority; to create funds and accounts; to authorize the issuing of bonds and notes; to prescribe the powers and duties of the authority; and to provide incentives for the development of broadband services.

The Senate has passed the bill.

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

Senate Bill No. 882, entitled

A bill to amend 1956 PA 218, entitled "The insurance code of 1956," (MCL 500.100 to 500.8302) by adding section 3341.

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. 912, entitled

A bill to amend 1905 PA 311, entitled "An act with respect to the furnishing of bonds by state officers, their deputies, and officers of state institutions; to provide for the payment of the cost of such bonds, and to prescribe the places of filing the same," by amending sections 1 and 2 (MCL 15.71 to 15.72).

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. 975, entitled

A bill to amend 1965 PA 261, entitled "An act to authorize the creation and to prescribe the powers and duties of county and regional parks and recreation commissions; and to prescribe the powers and duties of county boards of commissioners with respect to county and regional parks and recreation commissions," by amending section 17 (MCL 46.367), as amended by 1983 PA 177.

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. 999, entitled

A bill to amend 1905 PA 282, entitled "An act to provide for the assessment of the property, by whomsoever owned, operated or conducted, of railroad companies, union station and depot companies, telegraph companies, telephone companies, sleeping car companies, express companies, car loaning companies, stock car companies, refrigerator car companies, and fast freight companies, and all other companies owning, leasing, running or operating any freight, stock, refrigerator, or any other cars, not being exclusively the property of any railroad company paying taxes upon its rolling stock under the provisions of this act, over or upon the line or lines of any railroad or railroads in this state, and for the levy of taxes thereon by a state board of assessors, and for the collection of such taxes, and to repeal all acts or parts of acts contravening any of the provisions of this act," (MCL 207.1 to 207.21) by adding section 13b.

The Senate has passed the bill.

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

Introduction of Bills

Rep. Scranton introduced

House Bill No. 5681, entitled

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending section 3112a (MCL 324.3112a), as amended by 2000 PA 286.

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

Reps. Cameron Brown, Middaugh, Kuipers, Rocca, Julian, Birkholz, Drolet, Jelinek, Gosselin, Pappageorge, Tabor, Hummel, Richardville, Vear, Mortimer and Lemmons introduced

House Bill No. 5682, 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 or other authorization; to provide for the forfeiture of firearms under certain circumstances; to provide for penalties and remedies; to provide immunity from civil liability under certain circumstances; to prescribe the powers and duties of certain state and local agencies; to prohibit certain conduct against individuals who apply for or receive a license to carry a concealed pistol; to make appropriations; to prescribe certain conditions for the appropriations; and to repeal all acts and parts of acts inconsistent with this act," by amending sections 9 and 14 (MCL 28.429 and 28.434), section 9 as amended by 1996 PA 169 and section 14 as amended by 2000 PA 381.

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

Reps. Cameron Brown, Middaugh, Hummel, Kuipers, Rocca, Julian, Birkholz, Drolet, Gosselin, Jelinek, Pappageorge, Tabor, Richardville, Vear, Patterson and Mortimer introduced

House Bill No. 5683, 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 or other authorization; to provide for the forfeiture of firearms under certain circumstances; to provide for penalties and remedies; to provide immunity from civil liability under certain circumstances; to prescribe the powers and duties of certain state and local agencies; to prohibit certain conduct against individuals who apply for or receive a license to carry a concealed pistol; to make appropriations; to prescribe certain conditions for the appropriations; and to repeal all acts and parts of acts inconsistent with this act," by amending sections 5j, 5l, and 5o (MCL 28.425j, 28.425l, and 28.425o), as added by 2000 PA 381.

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

Reps. Woodward, Callahan, Gielegheem, Drolet, Dennis, Hale, Jacobs, Mans, Bogardus, Clarke, Adamini and Lemmons introduced

House Bill No. 5684, entitled

A bill to amend 1961 PA 236, entitled "Revised judicature act of 1961," by amending section 1483 (MCL 600.1483), as amended by 1993 PA 78.

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

Reps. Lipsey, Gielegheem, Woodward, Spade, Basham, Murphy, Hale, Dennis, McConico, Schauer, Rich Brown, Bernero, Bogardus, Whitmer, Mans, Plakas, Phillips, Bovin and Kolb introduced

House Bill No. 5685, entitled

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending section 1101 (MCL 324.1101) and by adding part 6.

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

Rep. Cameron Brown moved that the House adjourn.

The motion prevailed, the time being 4:05 p.m.

Associate Speaker Pro Tempore Julian declared the House adjourned until Thursday, February 21, at 12:00 Noon.

GARY L. RANDALL
Clerk of the House of Representatives.