

No. 44
STATE OF MICHIGAN
JOURNAL
OF THE
House of Representatives
91st Legislature
REGULAR SESSION OF 2002

House Chamber, Lansing, Tuesday, May 14, 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	Schauer—present
Allen—present	George—present	Mans—present	Schermesser—present
Anderson—present	Gielegem—present	McConico—present	Scranton—present
Basham—present	Gilbert—present	Mead—present	Shackleton—present
Bernero—present	Godchaux—present	Meyer—present	Sheltrown—present
Birkholz—present	Gosselin—present	Middaugh—present	Shulman—present
Bisbee—present	Hager—present	Minore—present	Spade—present
Bishop—present	Hale—present	Mortimer—present	Stallworth—present
Bogardus—present	Hansen—present	Murphy—present	Stamas—present
Bovin—present	Hardman—present	Neumann—present	Stewart—present
Bradstreet—present	Hart—excused	Newell—present	Switalski—present
Brown, Bob—present	Howell—present	O’Neil—present	Tabor—present
Brown, Cameron—present	Hummel—present	Palmer—present	Thomas—present
Brown, Rich—present	Jacobs—present	Pappageorge—present	Toy—present
Callahan—excused	Jamnack—present	Patterson—present	Van Woerkom—present
Cassis—present	Jansen—present	Pestka—present	Vander Roest—present
Caul—present	Jelinek—present	Phillips—present	Vander Veen—present
Clark—excused	Johnson, Rick—present	Plakas—present	Vear—present
Clarke—present	Johnson, Ruth—present	Pumford—present	Voorhees—present
Daniels—present	Julian—present	Quarles—present	Waters—present
Dennis—present	Koetje—present	Raczkowski—present	Whitmer—present
DeRossett—present	Kolb—present	Reeves—excused	Williams—present
DeVuyst—present	Kooiman—present	Richardville—present	Wojno—present
DeWeese—present	Kowall—present	Richner—present	Woodward—present
Drolet—present	Kuipers—present	Rison—present	Woronchak—present
Ehardt—present	LaSata—present	Rivet—present	Zelenko—excused
Fauce—present	Lemmons—excused	Rocca—present	
Frank—present	Lipsev—present		

e/d/s = entered during session

Mrs. Nancy Baker, Co-Founder of the Resident Advocates of Michigan, offered the following invocation:

“Father, we thank You that You are the author of life from the womb to the tomb. We thank You that You place value on our elderly people. Father, we are not a culture that only wants to place value on those that give or are productive members of our society. But, we want to place value on those who, after they have given to their community and to their country, need us to give back to them. Father, may we always be a country that stays in that same path—to honor those that need us. Especially now as we think of our elderly in the nursing homes and our developmentally disabled that are also there. We pray for Your peace and comfort on them for many of them are going through losses and changes. We pray that You comfort them and let them feel Your presence. We also pray for all of those that give their time, their energy and their love to work in such a hard, hard place—but one with such rewards. I pray You would bless those and continue to send more workers. I pray now that as the session meets, that You would also bless the Representatives and all the work that they do for their seniors and their constituents and for this state. In Your name, we pray. Amen.”

Rep. Jacobs moved that Reps. Callahan, Clark, Lemmons, Reeves and Zelenko be excused from today’s session. The motion prevailed.

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

Reports of Standing Committees

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

House Bill No. 4373, entitled

A bill to make, supplement, and adjust appropriations for various state departments and agencies for the fiscal year ending September 30, 2001; and to provide for the expenditure of the appropriations.

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

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

Favorable Roll Call

HB 4373 To Report Out:

Yeas: Reps. Shulman, LaSata, Cameron Brown, Caul, Jansen, Jelinek, Kooiman, Mead, Mortimer, Newell, Pappageorge, Pumford, Shackleton, Stamas, Stewart, Toy, Vander Roest, Frank, Rich Brown, Clarke, Lockwood, Murphy, Pestka, Phillips, Plakas, Reeves, Stallworth, Switalski,

Nays: Rep. Godchaux.

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

Senate Bill No. 1103, entitled

A bill to make appropriations for the department of education and certain other purposes relating to education for the fiscal year ending September 30, 2003; to provide for the expenditure of the appropriations; to prescribe the powers and duties of certain state departments, school districts, and other governmental bodies; and to provide for the disposition of fees and other income received by certain legal entities and state agencies.

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

SB 1103 To Report Out:

Yeas: Reps. Shulman, LaSata, Cameron Brown, Caul, Godchaux, Jansen, Jelinek, Kooiman, Mead, Mortimer, Newell, Pappageorge, Pumford, Shackleton, Stamas, Stewart, Toy, Vander Roest, Frank, Rich Brown, Clarke, Lockwood, Murphy, Pestka, Phillips, Plakas, Reeves, Stallworth, Switalski,

Nays: None.

The Committee on Appropriations, by Rep. Shulman, Chair, reported
Senate Bill No. 1104, entitled

A bill to make appropriations for the department of environmental quality for the fiscal year ending September 30, 2003; to provide for the expenditure of those appropriations; to create certain funds and accounts; to require certain reports; to prescribe the powers and duties of certain state agencies and officials; to authorize certain transfers by certain state agencies; and to provide for the disposition of fees and other income received by the various state agencies.

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

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

Favorable Roll Call

SB 1104 To Report Out:

Yeas: Reps. Shulman, LaSata, Cameron Brown, Caul, Godchaux, Jansen, Jelinek, Kooiman, Mead, Mortimer, Newell, Pappageorge, Pumford, Shackleton, Stamas, Stewart, Toy, Vander Roest, Frank, Rich Brown, Clarke, Lockwood, Pestka, Phillips, Plakas, Reeves, Stallworth, Switalski,

Nays: None.

The Committee on Appropriations, by Rep. Shulman, Chair, reported
Senate Concurrent Resolution No. 55.

A concurrent resolution approving the conveyance of property to the State Building Authority and approving a lease between the State of Michigan and the State Building Authority relative to the Grand Tower.

(For text of resolution, see House Journal No. 42, p. 1429.)

With the recommendation that the concurrent resolution be adopted.

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

Favorable Roll Call

SCR 55 To Report Out:

Yeas: Reps. Shulman, LaSata, Cameron Brown, Caul, Godchaux, Jansen, Jelinek, Kooiman, Mead, Mortimer, Newell, Pappageorge, Pumford, Shackleton, Stamas, Stewart, Toy, Vander Roest, Frank, Rich Brown, Clarke, Lockwood, Murphy, Pestka, Phillips, Plakas, Reeves, Stallworth, Switalski,

Nays: None.

The Committee on Appropriations, by Rep. Shulman, Chair, reported
Senate Concurrent Resolution No. 56.

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 Kellogg Community College relative to the Kellogg Community College Computer Technology and Academic Center.

(For text of resolution, see House Journal No. 42, p. 1429.)

With the recommendation that the concurrent resolution be adopted.

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

Favorable Roll Call

SCR 56 To Report Out:

Yeas: Reps. Shulman, LaSata, Cameron Brown, Caul, Godchaux, Jansen, Jelinek, Kooiman, Mead, Mortimer, Newell, Pappageorge, Pumford, Shackleton, Stamas, Stewart, Toy, Vander Roest, Frank, Rich Brown, Clarke, Lockwood, Murphy, Pestka, Phillips, Plakas, Reeves, Stallworth, Switalski,

Nays: None.

The Committee on Appropriations, by Rep. Shulman, Chair, reported
Senate Concurrent Resolution No. 57.

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 the Board of Control of Saginaw Valley State University relative to the Saginaw Valley State University Instructional Facility Number 4 and Library Renovations.

(For text of resolution, see House Journal No. 42, p. 1430.)

With the recommendation that the concurrent resolution be adopted.

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

Favorable Roll Call

SCR 57 To Report Out:

Yeas: Reps. Shulman, LaSata, Cameron Brown, Caul, Godchaux, Jansen, Jelinek, Kooiman, Mead, Mortimer, Newell, Pappageorge, Pumford, Shackleton, Stamas, Stewart, Toy, Vander Roest, Frank, Rich Brown, Clarke, Lockwood, Murphy, Pestka, Phillips, Plakas, Reeves, Stallworth, Switalski,
Nays: None.

The Committee on Appropriations, by Rep. Shulman, Chair, reported
Senate Concurrent Resolution No. 58.

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 the Regents of the University of Michigan relative to the University of Michigan-Ann Arbor Central Campus Renovation Phase II-West Hall.

(For text of resolution, see House Journal No. 42, p. 1431.)

With the recommendation that the concurrent resolution be adopted.

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

Favorable Roll Call

SCR 58 To Report Out:

Yeas: Reps. Shulman, LaSata, Cameron Brown, Caul, Godchaux, Jansen, Jelinek, Kooiman, Mead, Mortimer, Newell, Pappageorge, Pumford, Shackleton, Stamas, Stewart, Toy, Vander Roest, Frank, Rich Brown, Clarke, Lockwood, Murphy, Pestka, Phillips, Plakas, Reeves, Stallworth, Switalski,
Nays: None.

The Committee on Appropriations, by Rep. Shulman, Chair, reported
Senate Concurrent Resolution No. 59.

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 the Board of Governors of Wayne State University relative to the Wayne State University Welcome Center.

(For text of resolution, see House Journal No. 42, p. 1432.)

With the recommendation that the concurrent resolution be adopted.

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

Favorable Roll Call

SCR 59 To Report Out:

Yeas: Reps. Shulman, LaSata, Cameron Brown, Caul, Godchaux, Jansen, Jelinek, Kooiman, Mead, Mortimer, Newell, Pappageorge, Pumford, Shackleton, Stamas, Stewart, Toy, Vander Roest, Frank, Rich Brown, Clarke, Lockwood, Murphy, Pestka, Phillips, Plakas, Reeves, Stallworth, Switalski,
Nays: None.

The Committee on Appropriations, by Rep. Shulman, Chair, reported
Senate Concurrent Resolution No. 60.

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 the Board of Trustees of Western Michigan University relative to the Western Michigan University Engineering and Applied Sciences Building.

(For text of resolution, see House Journal No. 42, p. 1433.)

With the recommendation that the concurrent resolution be adopted.

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

Favorable Roll Call

SCR 60 To Report Out:

Yeas: Reps. Shulman, LaSata, Cameron Brown, Caul, Godchaux, Jansen, Jelinek, Kooiman, Mead, Mortimer, Newell, Pappageorge, Pumford, Shackleton, Stamas, Stewart, Toy, Vander Roest, Frank, Rich Brown, Clarke, Lockwood, Murphy, Pestka, Phillips, Plakas, Reeves, Stallworth, Switalski,
Nays: None.

The Committee on Appropriations, by Rep. Shulman, Chair, reported
Senate Concurrent Resolution No. 61.

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 the Board of Trustees of Western Michigan University relative to the Western Michigan University Lake Michigan College Southwest Center.

(For text of resolution, see House Journal No. 42, p. 1433.)

With the recommendation that the concurrent resolution be adopted.

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

Favorable Roll Call

SCR 61 To Report Out:

Yeas: Reps. Shulman, LaSata, Cameron Brown, Caul, Godchaux, Jansen, Jelinek, Kooiman, Mead, Mortimer, Newell, Pappageorge, Pumford, Shackleton, Stamas, Stewart, Toy, Vander Roest, Frank, Rich Brown, Clarke, Lockwood, Murphy, Pestka, Phillips, Plakas, Reeves, Stallworth, Switalski,

Nays: None.

COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Thursday, May 9, 2002, at 9:00 a.m.,

Present: Reps. Shulman, LaSata, Cameron Brown, Caul, Godchaux, Jansen, Jelinek, Kooiman, Mead, Mortimer, Newell, Pappageorge, Pumford, Shackleton, Stamas, Stewart, Toy, Vander Roest, Frank, Rich Brown, Clarke, Lockwood, Murphy, Pestka, Phillips, Plakas, Reeves, Stallworth, Switalski.

The Committee on Senior Health, Security and Retirement, by Rep. Voorhees, Chair, reported

House Bill No. 4581, entitled

A bill to amend 1943 PA 240, entitled "State employees' retirement act," by amending section 45 (MCL 38.45), as amended by 1988 PA 351.

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 4581 To Report Out:

Yeas: Reps. Voorhees, Woronchak, Cassis, Kuipers, Vear, Williams, Bovin, Spade,

Nays: None.

COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Voorhees, Chair of the Committee on Senior Health, Security and Retirement, was received and read:

Meeting held on: Tuesday, May 14, 2002, at 10:30 a.m.,

Present: Reps. Voorhees, Woronchak, Cassis, Kuipers, Vear, Williams, Bovin, Spade,

Absent: Rep. Zelenko,

Excused: Rep. Zelenko.

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

House Bill No. 6043, entitled

A bill to amend 1975 PA 197, entitled "An act to provide for the establishment of a downtown development authority; to prescribe its powers and duties; to correct and prevent deterioration in business districts; to encourage historic preservation; to authorize the acquisition and disposal of interests in real and personal property; to authorize the creation and implementation of development plans in the districts; to promote the economic growth of the districts; to create a board; to prescribe its powers and duties; to authorize the levy and collection of taxes; to authorize the

issuance of bonds and other evidences of indebtedness; to authorize the use of tax increment financing; to reimburse downtown development authorities for certain losses of tax increment revenues; and to prescribe the powers and duties of certain state officials," (MCL 125.1651 to 125.1681) by adding sections 3d and 3e.

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 6043 To Report Out:

Yeas: Reps. Allen, Bishop, Bisbee, DeVuyst, Gilbert, Koetje, Middaugh, Van Woerkom, Vear, Rivet, Kolb, Lipsey, Waters,

Nays: None.

COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Tuesday, May 14, 2002, at 9:00 a.m.,

Present: Reps. Allen, Bishop, Bisbee, DeVuyst, Gilbert, Koetje, Middaugh, Van Woerkom, Vear, Rivet, Kolb, Lipsey, McConico, Waters, Zelenko,

Absent: Reps. Howell, Lemmons,

Excused: Reps. Howell, Lemmons.

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

House Bill No. 4131, entitled

A bill to amend 1961 PA 236, entitled "Revised judicature act of 1961," (MCL 600.101 to 600.9948) by adding chapter 28.

The committee recommended that the bill be referred to the Committee on Civil Law and the Judiciary.

Favorable Roll Call

HB 4131 To Report Out:

Yeas: Reps. Birkholz, Hager, Gilbert, Gosselin, Hummel, Richardville, Jamnick, Dennis, Minore,

Nays: None.

The recommendation was concurred in and the bill was referred to the Committee on Civil Law and the Judiciary.

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

House Bill No. 5336, entitled

A bill to amend 1989 PA 24, entitled "The district library establishment act," by amending section 13 (MCL 397.183), as amended by 1994 PA 114.

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 5336 To Report Out:

Yeas: Reps. Birkholz, Hager, Drolet, Gilbert, Gosselin, Hummel, Richardville, 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: Tuesday, May 14, 2002, at 12:00 Noon,

Present: Reps. Birkholz, Hager, Drolet, Gilbert, Gosselin, Hummel, Richardville, Jamnick, Dennis, Hardman, Minore.

The Committee on Health Policy, by Rep. Ehardt, Chair, reported

House Bill No. 4688, entitled

A bill to amend 1978 PA 368, entitled "Public health code," by amending sections 13101 and 13102 (MCL 333.13101 and 333.13102), as added by 1996 PA 223.

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

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

Favorable Roll Call

HB 4688 To Report Out:

Yeas: Reps. Ehardt, Bradstreet, George, Rocca, Neumann, Adamini, Hardman, Schauer, Williams,

Nays: Reps. Raczkowski, Ruth Johnson, Scranton, Vander Veen, Woronchak.

The Committee on Health Policy, by Rep. Ehardt, Chair, reported

House Bill No. 5971, entitled

A bill to amend 1978 PA 368, entitled "Public health code," by amending sections 16299, 17014, and 17015 (MCL 333.16299, 333.17014, and 333.17015), section 17014 as added by 1993 PA 133 and section 17015 as amended by 2000 PA 345.

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

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

Favorable Roll Call

HB 5971 To Report Out:

Yeas: Reps. Ehardt, Raczkowski, Bradstreet, George, Ruth Johnson, Rocca, Vander Veen, Woronchak, Neumann,

Nays: Reps. Scranton, Adamini, Hardman, Williams.

COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Tuesday, May 14, 2002, at 9:00 a.m.,

Present: Reps. Ehardt, Raczkowski, Bradstreet, George, Ruth Johnson, Rocca, Scranton, Vander Veen, Woronchak, Neumann, Adamini, Hardman, Schauer, Williams,

Absent: Rep. Garza,

Excused: Rep. Garza.

COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Ruth Johnson, Chair of the Committee on Land Use and Environment, was received and read:

Meeting held on: Tuesday, May 14, 2002, at 10:30 a.m.,

Present: Reps. Ruth Johnson, Koetje, Birkholz, DeVuyst, Palmer, Tabor, Kolb, Gielegem, Hale,

Absent: Reps. DeRossett, Basham,

Excused: Reps. DeRossett, Basham.

COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Patterson, Chair of the Committee on Redistricting and Elections, was received and read:

Meeting held on: Tuesday, May 14, 2002, at 11:00 a.m.,

Present: Reps. Patterson, Hummel, Allen, Bishop, Cassis, Quarles, Jamnick,

Absent: Reps. Hart, Lemmons,

Excused: Reps. Hart, Lemmons.

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 8:

Senate Bill Nos.	1270	1271	1272	1273	1274	1275	1276	1277	1278	1279	1280	1281	1282	1283
	1284	1285	1286	1287	1288	1289	1290	1291	1292	1293	1294	1295	1296	1297
	1298	1299												

The Clerk announced that the following bills had been printed and placed upon the files of the members, Friday, May 10:

House Bill Nos.	6070	6071	6072	6073	6074	6075	6076	6077	6080
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The Clerk announced the enrollment printing and presentation to the Governor on Friday, May 10, for his approval of the following bills:

Enrolled House Bill No. 4655 at 3:19 p.m.
Enrolled House Bill No. 5821 at 3:21 p.m.
Enrolled House Bill No. 5837 at 3:23 p.m.
Enrolled House Bill No. 5838 at 3:25 p.m.
Enrolled House Bill No. 5841 at 3:27 p.m.
Enrolled House Bill No. 5842 at 3:29 p.m.
Enrolled House Bill No. 5843 at 3:31 p.m.
Enrolled House Bill No. 5846 at 3:33 p.m.
Enrolled House Bill No. 5847 at 3:35 p.m.
Enrolled House Bill No. 5848 at 3:37 p.m.
Enrolled House Bill No. 5849 at 3:39 p.m.
Enrolled House Bill No. 5851 at 3:41 p.m.
Enrolled House Bill No. 5852 at 3:43 p.m.
Enrolled House Bill No. 5854 at 3:45 p.m.

The Clerk announced that the following bills had been printed and placed upon the files of the members, Monday, May 13:

House Bill Nos.	6039	6040	6041	6042	6043	6044	6045	6046	6047	6048	6049	6050	6051	6052
	6053	6054	6055	6056	6057	6058	6059	6060	6061	6062	6063	6064	6065	6066
	6067	6068	6069	6078	6079									

The Clerk announced the enrollment printing and presentation to the Governor on Tuesday, May 14, for his approval of the following bills:

Enrolled House Bill No. 5220 at 2:40 p.m.
Enrolled House Bill No. 5398 at 2:42 p.m.
Enrolled House Bill No. 5547 at 2:44 p.m.
Enrolled House Bill No. 5611 at 2:46 p.m.
Enrolled House Bill No. 5612 at 2:48 p.m.
Enrolled House Bill No. 5613 at 2:50 p.m.
Enrolled House Bill No. 5614 at 2:52 p.m.
Enrolled House Bill No. 5615 at 2:54 p.m.
Enrolled House Bill No. 5662 at 2:56 p.m.
Enrolled House Bill No. 5663 at 2:58 p.m.
Enrolled House Bill No. 5664 at 3:00 p.m.
Enrolled House Bill No. 5665 at 3:02 p.m.
Enrolled House Bill No. 5666 at 3:04 p.m.
Enrolled House Bill No. 5667 at 3:06 p.m.
Enrolled House Bill No. 5668 at 3:08 p.m.
Enrolled House Bill No. 5669 at 3:10 p.m.
Enrolled House Bill No. 5670 at 3:12 p.m.
Enrolled House Bill No. 5671 at 3:14 p.m.
Enrolled House Bill No. 5672 at 3:16 p.m.
Enrolled House Bill No. 5673 at 3:18 p.m.
Enrolled House Bill No. 5707 at 3:20 p.m.
Enrolled House Bill No. 5708 at 3:22 p.m.
Enrolled House Bill No. 5709 at 3:24 p.m.

Enrolled House Bill No. 5710 at 3:26 p.m.
Enrolled House Bill No. 5711 at 3:28 p.m.
Enrolled House Bill No. 5712 at 3:30 p.m.
Enrolled House Bill No. 5713 at 3:32 p.m.
Enrolled House Bill No. 5714 at 3:34 p.m.
Enrolled House Bill No. 5717 at 3:36 p.m.
Enrolled House Bill No. 5718 at 3:38 p.m.

The Clerk announced that the following Senate bills had been received on Tuesday, May 14:
Senate Bill Nos. 287 928

By unanimous consent the House returned to the order of
Motions and Resolutions

Reps. Kowall, Voorhees, Kuipers, Mead, Gosselin, Meyer, Dennis, Howell, Faunce, Julian, Scranton, DeVuyst, Bishop, Stewart, Vander Roest, DeRossett, Bovin, Cassis, Vander Veen, Ehardt, Richardville, Raczkowski, Koetje, Hager, Hansen, Switalski, Anderson, Jacobs, Hale, Neumann, Sheltroun, Woodward, Rocca, Gielegem, Adamini, Birkholz, Drolet, Vear, Thomas, Bernero, Rich Brown, Whitmer, Basham, Pappageorge, Bradstreet, Lockwood, Richner, Wojno, Shackleton, Murphy, Clarke, Shulman, Deweese and Spade offered the following resolution:

House Resolution No. 446.

A resolution honoring the Huron Valley Schools Board of Education.

Whereas, It is with great pleasure that we commend the Huron Valley Schools Board of Education upon its decision to accept the mantle of leadership in diversity, student awareness, and student acceptance. The commitment and care shared by the board to ensure an education in a nonthreatening atmosphere is one of the greatest gifts we can give our children; and

Whereas, The school board and community members accepted the difficult and highly emotional undertaking to reconsider the district's school mascots. Frequently, the meetings to ascertain a majority consensus and balance the opinions and feelings of students, parents, alumni, and all district residents polarized discussion participants; and

Whereas, The Huron Valley Schools board members, Debbie Squires, president; Carol Borich, vice president; Lila Crossett, secretary; John Knight, treasurer; and trustees Charles Berels, John Branstetter, and Carol Nagy stood as steadfast and calming guides to lead the community. By using a team approach and professionalism, the board effectively dealt with a wide range of attitudes to provide an outcome that returns dignity and self-esteem to all young people attending district schools; and

Whereas, The Huron Valley Schools Board of Education, with assistance from the district's Diversity Action Council, took the steps necessary to achieve a goal laid down in its strategic plan to help all students feel accepted and valued. Clearly, the fortunate students at Huron Valley Schools are well served by the board's action to prohibit the use of Native American images and team names; now, therefore, be it

Resolved by the House of Representatives, That the members of this legislative body honor the Huron Valley Schools Board of Education. We commend the members, students, teachers, staff, and residents of the Huron Valley Schools District for their success in ensuring student awareness of diversity; and be it further

Resolved, That a copy of this resolution be transmitted to Huron Valley Schools Board of Education 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. Bernero, Voorhees, Dennis, Scranton, DeVuyst, Vander Roest, DeRossett, Bovin, Vander Veen, Kolb, Richardville, Rivet, Schauer, Raczkowski, Hager, Hansen, Switalski, Anderson, McConico, Lipsey, Jacobs, Hale, Neumann, Sheltroun, Minore, Woodward, Rocca, Gielegem, Adamini, Jamnick, Birkholz, Thomas, Rich Brown, Whitmer, Basham, Pappageorge, Lockwood, Richner, Murphy, Clarke, DeWeese, Waters and Spade offered the following resolution:

House Resolution No. 447.

A resolution commemorating the opening and dedication of the new building for the Child and Family Services, Capital Area.

Whereas, It is with deep appreciation for all of the hard work, commitment, and planning this occasion represents that we commemorate the opening and dedication of the Child and Family Services' new office building in Lansing; and

Whereas, The Child and Family Services, Capital Area was founded in 1911 as the Ingham County branch of the Michigan Children's Aid Society. They believe that the strength of communities lie in the health, happiness, and self-sufficiency of its families; and

Whereas, Child and Family Services places the highest priority on keeping children safe. Its Foster Care program helps children who do not have a safe home environment because of parental drug or alcohol abuse, economic hardship, or domestic violence. They also work with families and members of the community to find temporary homes for kids during their transition toward reunification or adoption; and

Whereas, For the first time, in over 90 years, the organization owns the building they occupy. The Child and Family Services' new facility has more space, enabling them to further serve the community. This expansion includes four large rooms for parental visitation, as well as, a play and therapy room. The facility also allows the parents whose children have been placed in foster care to maintain a healthy relationship with each other; and

Whereas, We join in wishing the best to the Board of Directors and administration of the Child and Family Services; now, therefore, be it

Resolved by the House of Representatives, That the members of this legislative body commemorate the opening and dedication of the new building for the Child and Family Services, Capital Area. May their future bring great success and satisfaction; and be it further

Resolved, That a copy of this resolution be transmitted to the Child and Family Services, Capital Area 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. Thomas, Dennis, Scranton, Bovin, Ehardt, Kolb, Rivet, Schauer, Hansen, Switalski, Anderson, McConico, Lipsey, Jacobs, Hale, Neumann, Sheltroun, Minore, Woodward, Rocca, Gielegem, Adamini, Jamnick, Bernero, Rich Brown, Whitmer, Quarles, Basham, Garza, Lockwood, Wojno, Murphy, Clarke, DeWeese, Waters, and Spade offered the following resolution:

House Resolution No. 448.

A resolution to urge the Democratic National Committee to select Detroit to host its 2004 national convention.

Whereas, The selection of the host city for a national political convention during a presidential election year is a decision that holds significance not only for the city and the party, but also for the entire country. The community that hosts such a national gathering can lend its personality and vibrancy to this vital step in our political process; and

Whereas, Detroit is exceptionally well suited to host the 2004 Democratic national convention. This energetic city, rich in history and promise, is unique among American communities in many ways. While a world center for industry, it is quickly becoming a focal point for many emerging technologies. An international gateway, Detroit is a leader in international commerce and cooperation with its Canadian neighbors. Michigan's largest city, Detroit is historically a blue collar town, yet it boasts some of the nation's most renowned educational institutions nearby. Its rich diversity reflects the best of our American heritage; and

Whereas, Apart from the human capital of the Motor City region, Detroit features the facilities and amenities needed to accommodate the challenges of a national political convention. Its great success in this regard is highlighted by its work in hosting the 1980 Republican national convention; and

Whereas, If a national political convention also seeks to measure the pulse of the country, Detroit offers incomparable insights. Its rich tapestry of cultures reflects the human resources that represent our greatest strength as we prepare to meet the challenges of the future; now, therefore, be it

Resolved by the House of Representatives, That we urge the Democratic National Committee to select Detroit to host its 2004 national convention; and be it further

Resolved, That copies of this resolution be transmitted to the Democratic National Committee.

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

Reps. Neumann, Voorhees, Kuipers, Mead, Meyer, Dennis, Howell, Faunce, Julian, Scranton, DeVuyst, Bishop, Vander Roest, DeRossett, Bovin, Vander Veen, Ehardt, Kolb, Richardville, Rivet, Middaugh, Schauer, Raczowski, Hager, Hansen, Switalski, Anderson, McConico, Lipsey, Jacobs, Hale, Sheltroun, Minore, Woodward, Jansen, Rocca, Gielegem, Adamini, Jamnick, Birkholz, Vear, Thomas, Mans, Bernero, Rich Brown, Basham, Pappageorge, Bradstreet, Tabor, Lockwood, Richner, Wojno, Shackleton, Murphy, Clarke, DeWeese, Waters and Spade offered the following resolution:

House Resolution No. 449.

A resolution designating the week of May 19-25, 2002, as Emergency Medical Services Week.

Whereas, Emergency medical services are a vital public service. The members of emergency medical services teams are ready to provide lifesaving care to those in need 24 hours a day, seven days a week, 365 days a year; and

Whereas, Emergency medical services providers have traditionally served as the safety net of Michigan's health care system. Emergency medical services teams consist of emergency physicians, nurses, and medical technicians, and paramedics, firefighters, educators, administrators, and others; and

Whereas, Approximately two-thirds of all emergency medical services providers are volunteers. The members of emergency medical services teams, whether career or volunteer, engage in thousands of hours of specialized training and they continue their education to enhance their skills; and

Whereas, The people of Michigan benefit daily from the knowledge and skills of these highly trained individuals. It is appropriate to recognize the value and the accomplishments of the emergency medical services providers; now, therefore, be it

Resolved by the House of Representatives, That the members of this legislative body designate the week of May 19-25, 2002, as Emergency Medical Services Week. We encourage Michigan to observe this week with appropriate programs, ceremonies, and activities; and be it further

Resolved, That a copy of this resolution be transmitted to Deb Detro, Director of the North East Michigan Control Authority as a token of our respect.

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.

Messages from the Senate

Senate Bill No. 287, entitled

A bill to make, supplement, and adjust appropriations for capital outlay and certain state departments and agencies for the fiscal year ending September 30, 2002; to implement the appropriations within the budgetary process; to authorize certain land transfers; and to provide for the expenditure of appropriations.

The Senate has passed the bill.

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

Senate Bill No. 928, entitled

A bill to amend 1935 PA 120, entitled "An act to prescribe a method for the fingerprinting of residents of the state, and to provide for the recording and filing thereof by the central records division of the department of state police," by amending section 3 (MCL 28.273), as added by 1985 PA 175.

The Senate has passed the bill.

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

Messages from the Governor

The following message from the Governor was received May 8, 2002 and read:

EXECUTIVE ORDER

No. 2002 - 10

DIVISION ON DEAFNESS

ADVISORY COUNCIL ON DEAFNESS

DIVISION ON DEAF AND HARD OF HEARING

ADVISORY COUNCIL ON DEAF AND HARD OF HEARING

FAMILY INDEPENDENCE AGENCY

EXECUTIVE REORGANIZATION

WHEREAS, Article V, Section 1, of the Constitution of the state of Michigan of 1963 vests the executive power in the Governor; and

WHEREAS, Article V, Section 2, of the Constitution of the state of Michigan of 1963 empowers the Governor to make changes in the organization of the Executive Branch or in the assignment of functions among its units which he considers necessary for efficient administration; and

WHEREAS, Act No. 72 of the Public Acts of 1937, as amended, being Section 408.201 et seq. of the Michigan Compiled Laws, created the Division on Deafness and the Advisory Council on Deafness within the Department of Labor; and

WHEREAS, Executive Order 1996-2, being Section 445.2001 of the Michigan Compiled Laws, transferred the Division on Deafness and the Advisory Council on Deafness from the Department of Labor to the Family Independence Agency; and

WHEREAS, the current names of the Division on Deafness and the Advisory Council on Deafness do not accurately describe the entire population served by those entities; and

WHEREAS, it is necessary in the interests of efficient administration and the effectiveness of government to effect changes in the organization of the Executive Branch of government.

NOW, THEREFORE, I, John Engler, Governor of the state of Michigan, pursuant to the powers vested in me by the Constitution of the state of Michigan of 1963 and the laws of the state of Michigan, do hereby order the following:

The Division on Deafness is hereby renamed the Division on Deaf and Hard of Hearing.

The Advisory Council on Deafness is hereby renamed the Advisory Council on Deaf and Hard of Hearing.

In fulfillment of the requirement of Article V, Section 2, of the Constitution of the state of Michigan of 1963, the provisions of this Executive Order shall become effective sixty (60) days from the filing of this Order.

[SEAL]

Given under my hand and the Great Seal of the State of Michigan this 8th day of May, in the Year of our Lord, Two Thousand Two.

John Engler

Governor

By the Governor:

Candice S. Miller

Secretary of State

The message was referred to the Clerk.

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

Date: May 8, 2002

Time: 10:00 p.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

Enrolled House Bill No. 4848 (Public Act No. 264, I.E.), being

An act to amend 1931 PA 328, entitled “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,” by repealing section 486 (MCL 750.486).

(Filed with the Secretary of State May 9, 2002, at 3:00 p.m.)

Date: May 8, 2002

Time: 10:02 p.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

Enrolled House Bill No. 5151 (Public Act No. 265, I.E.), being

An act to amend 1961 PA 236, entitled “An act to revise and consolidate the statutes relating to the organization and jurisdiction of the courts of this state; the powers and duties of such courts, and of the judges and other officers thereof; the forms and attributes of civil claims and actions; the time within which civil actions and proceedings may be brought in said courts; pleading, evidence, practice and procedure in civil and criminal actions and proceedings in said courts; to provide remedies and penalties for the violation of certain provisions of this act; to repeal all acts and parts

of acts inconsistent with or contravening any of the provisions of this act; and to repeal acts and parts of acts,” (MCL 600.101 to 600.9948) by adding section 2607.

(Filed with the Secretary of State May 9, 2002, at 3:02 p.m.)

Date: May 8, 2002

Time: 10:04 p.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

Enrolled House Bill No. 5440 (Public Act No. 266, I.E.), being

An act to amend 1931 PA 328, entitled “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.” (MCL 750.1 to 750.568) by adding section 81d.

(Filed with the Secretary of State May 9, 2002, at 3:04 p.m.)

Date: May 8, 2002

Time: 10:06 p.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

Enrolled House Bill No. 5211 (Public Act No. 267, I.E.), being

An act to amend 1893 PA 206, entitled “An act to provide for the assessment of rights and interests, including leasehold interests, in property and the levy and collection of taxes on property, and for the collection of taxes levied; making those taxes a lien on the property taxed, establishing and continuing the lien, providing for the sale or forfeiture and conveyance of property delinquent for taxes, and for the inspection and disposition of lands bid off to the state and not redeemed or purchased; to provide for the establishment of a delinquent tax revolving fund and the borrowing of money by counties and the issuance of notes; to define and limit the jurisdiction of the courts in proceedings in connection with property delinquent for taxes; to limit the time within which actions may be brought; to prescribe certain limitations with respect to rates of taxation; to prescribe certain powers and duties of certain officers, departments, agencies, and political subdivisions of this state; to provide for certain reimbursements of certain expenses incurred by units of local government; to provide penalties for the violation of this act; and to repeal acts and parts of acts,” by amending section 19 (MCL 211.19), as amended by 1996 PA 126; and to repeal acts and parts of acts.

(Filed with the Secretary of State May 9, 2002, at 3:06 p.m.)

Date: May 8, 2002

Time: 10:10 p.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

Enrolled House Bill No. 5441 (Public Act No. 269, I.E.), being

An act to amend 1927 PA 175, entitled “An act to revise, consolidate, and codify the laws relating to criminal procedure and to define the jurisdiction, powers, and duties of courts, judges, and other officers of the court under the provisions of this act; to provide laws relative to the rights of persons accused of criminal offenses and ordinance violations; to provide for the arrest of persons charged with or suspected of criminal offenses and ordinance violations; to provide for bail of persons arrested for or accused of criminal offenses and ordinance violations; to provide for the examination of persons accused of criminal offenses; to regulate the procedure relative to grand juries, indictments, informations, and proceedings before trial; to provide for trials of persons complained of or indicted for criminal offenses and ordinance violations and to provide for the procedure in those trials; to provide for judgments and sentences of persons convicted of criminal offenses and ordinance violations; to establish a sentencing commission and to prescribe its powers and duties; to provide for procedure relating to new trials and appeals in criminal and ordinance violation cases; to provide a uniform system of probation throughout this state and the appointment of probation officers; to prescribe the powers, duties, and compensation of probation officers; to provide penalties for the violation of the duties of probation officers; to provide for procedure governing proceedings to prevent crime and proceedings for the discovery of crime; to provide for fees of officers, witnesses, and others in criminal and ordinance violation cases; to set forth miscellaneous provisions as to criminal procedure in certain cases; to provide penalties for the violation of certain provisions of this act; and to repeal all acts and parts of acts inconsistent with or contravening any of the provisions of this act,” by amending section 16d of chapter XVII (MCL 777.16d), as amended by 2001 PA 20.

(Filed with the Secretary of State May 9, 2002, at 3:10 p.m.)

Date: May 8, 2002
Time: 10:12 p.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

Enrolled House Bill No. 5442 (Public Act No. 270, I.E.), being

An act to amend 1931 PA 328, entitled “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,” by amending sections 241, 479, 479a, and 543h (MCL 750.241, 750.479, 750.479a, and 750.543h), section 479a as amended by 1998 PA 344 and section 543h as added by 2002 PA 113. (Filed with the Secretary of State May 9, 2002, at 3:12 p.m.)

Date: May 8, 2002
Time: 10:14 p.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

Enrolled House Bill No. 5443 (Public Act No. 271, I.E.), being

An act to amend 1927 PA 175, entitled “An act to revise, consolidate, and codify the laws relating to criminal procedure and to define the jurisdiction, powers, and duties of courts, judges, and other officers of the court under the provisions of this act; to provide laws relative to the rights of persons accused of criminal offenses and ordinance violations; to provide for the arrest of persons charged with or suspected of criminal offenses and ordinance violations; to provide for bail of persons arrested for or accused of criminal offenses and ordinance violations; to provide for the examination of persons accused of criminal offenses; to regulate the procedure relative to grand juries, indictments, informations, and proceedings before trial; to provide for trials of persons complained of or indicted for criminal offenses and ordinance violations and to provide for the procedure in those trials; to provide for judgments and sentences of persons convicted of criminal offenses and ordinance violations; to establish a sentencing commission and to prescribe its powers and duties; to provide for procedure relating to new trials and appeals in criminal and ordinance violation cases; to provide a uniform system of probation throughout this state and the appointment of probation officers; to prescribe the powers, duties, and compensation of probation officers; to provide penalties for the violation of the duties of probation officers; to provide for procedure governing proceedings to prevent crime and proceedings for the discovery of crime; to provide for fees of officers, witnesses, and others in criminal and ordinance violation cases; to set forth miscellaneous provisions as to criminal procedure in certain cases; to provide penalties for the violation of certain provisions of this act; and to repeal all acts and parts of acts inconsistent with or contravening any of the provisions of this act,” by amending sections 16x and 16z of chapter XVII (MCL 777.16x and 777.16z), section 16x as amended by 2000 PA 473 and section 16z as amended by 2002 PA 122.

(Filed with the Secretary of State May 9, 2002, at 3:14 p.m.)

Date: May 8, 2002
Time: 10:16 p.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

Enrolled House Bill No. 5601 (Public Act No. 272, I.E.), being

An act to amend 1927 PA 175, entitled “An act to revise, consolidate, and codify the laws relating to criminal procedure and to define the jurisdiction, powers, and duties of courts, judges, and other officers of the court under the provisions of this act; to provide laws relative to the rights of persons accused of criminal offenses and ordinance violations; to provide for the arrest of persons charged with or suspected of criminal offenses and ordinance violations; to provide for bail of persons arrested for or accused of criminal offenses and ordinance violations; to provide for the examination of persons accused of criminal offenses; to regulate the procedure relative to grand juries, indictments, informations, and proceedings before trial; to provide for trials of persons complained of or indicted for criminal offenses and ordinance violations and to provide for the procedure in those trials; to provide for judgments and sentences of persons convicted of criminal offenses and ordinance violations; to establish a sentencing commission and to prescribe its powers and duties; to provide for procedure relating to new trials and appeals in criminal and ordinance violation cases; to provide a uniform system of probation throughout this state and the appointment of probation officers; to prescribe the powers, duties, and compensation of probation officers; to provide penalties for the violation of the duties of probation officers; to provide for procedure governing proceedings to prevent crime and proceedings for the discovery of crime; to provide for fees of officers, witnesses, and others in criminal and ordinance violation cases; to set forth miscellaneous provisions as to criminal procedure in certain cases; to provide penalties for the

violation of certain provisions of this act; and to repeal all acts and parts of acts inconsistent with or contravening any of the provisions of this act,” by amending section 16n of chapter XVII (MCL 777.16n), as added by 1998 PA 317.
(Filed with the Secretary of State May 9, 2002, at 3:16 p.m.)

Date: May 8, 2002
Time: 10:32 p.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

Enrolled House Bill No. 5568 (Public Act No. 280, I.E.), being

An act to amend 1974 PA 198, entitled “An act to provide for the establishment of plant rehabilitation districts and industrial development districts in local governmental units; to provide for the exemption from certain taxes; to levy and collect a specific tax upon the owners of certain facilities; to impose and provide for the disposition of an administrative fee; to provide for the disposition of the tax; to provide for the obtaining and transferring of an exemption certificate and to prescribe the contents of those certificates; to prescribe the powers and duties of the state tax commission and certain officers of local governmental units; and to provide penalties,” by amending section 2 (MCL 207.552), as amended by 2000 PA 247.

(Filed with the Secretary of State May 9, 2002, at 3:34 p.m.)

Date: May 8, 2002
Time: 10:34 p.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

Enrolled House Bill No. 5755 (Public Act No. 281, I.E.), being

An act to repeal 1927 PA 98, entitled “An act authorizing the state highway commissioner of the state of Michigan to enter into an agreement with the Wisconsin state highway commission to construct an interstate bridge project extending from approximately the intersection of Ogden avenue and Chandler street in the city of Menominee, Michigan, in a straight line terminating at the approximate center of Dunlap square in the city of Marinette, Wisconsin, and to provide for the cost and expense thereof,” (MCL 254.121 to 254.123).

(Filed with the Secretary of State May 9, 2002, at 3:38 p.m.)

Date: May 8, 2002
Time: 10:36 p.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

Enrolled House Bill No. 5752 (Public Act No. 282, I.E.), being

An act to amend 1949 PA 300, entitled “An act to provide for the registration, titling, sale, transfer, and regulation of certain vehicles operated upon the public highways of this state or any other place open to the general public or generally accessible to motor vehicles and distressed vehicles; to provide for the licensing of dealers; to provide for the examination, licensing, and control of operators and chauffeurs; to provide for the giving of proof of financial responsibility and security by owners and operators of vehicles; to provide for the imposition, levy, and collection of specific taxes on vehicles, and the levy and collection of sales and use taxes, license fees, and permit fees; to provide for the regulation and use of streets and highways; to create certain funds; to provide penalties and sanctions for a violation of this act; to provide for civil liability of owners and operators of vehicles and service of process on residents and nonresidents; to provide for the levy of certain assessments; to provide for the enforcement of this act; to provide for the creation of and to prescribe the powers and duties of certain state and local agencies; to impose liability upon the state or local agencies; to repeal all other acts or parts of acts inconsistent with this act or contrary to this act; and to repeal certain parts of this act on a specific date,” by repealing sections 712 and 713 (MCL 257.712 and 257.713).

(Filed with the Secretary of State May 9, 2002, at 3:40 p.m.)

Date: May 8, 2002
Time: 10:40 p.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

Enrolled House Bill No. 5486 (Public Act No. 283, I.E.), being

An act to amend 1978 PA 59, entitled “An act relative to condominiums and condominium projects; to prescribe powers and duties of the administrator; to provide certain protections for certain tenants, senior citizens, and persons

with disabilities relating to conversion condominium projects; to provide for escrow arrangements; to provide an exemption from certain property tax increases; to impose duties on certain state departments; to prescribe remedies and penalties; and to repeal acts and parts of acts,” by amending sections 54, 58, 67, 69, 71, 90, 90a, 108, 112, 135, 173, and 176 (MCL 559.154, 559.158, 559.167, 559.169, 559.171, 559.190, 559.190a, 559.208, 559.212, 559.235, 559.273, and 559.276), sections 54, 58, 67, 69, 90, 108, 112, and 135 as amended and sections 90a and 176 as added by 2000 PA 379, section 71 as amended by 1982 PA 538, and section 173 as amended by 1983 PA 113; and to repeal acts and parts of acts.

(Filed with the Secretary of State May 9, 2002, at 3:42 p.m.)

Date: May 10, 2002

Time: 1:40 p.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

Enrolled House Bill No. 4057 (Public Act No. 303, I.E.), being

An act to amend 1978 PA 368, entitled “An act to protect and promote the public health; to codify, revise, consolidate, classify, and add to the laws relating to public health; to provide for the prevention and control of diseases and disabilities; to provide for the classification, administration, regulation, financing, and maintenance of personal, environmental, and other health services and activities; to create or continue, and prescribe the powers and duties of, departments, boards, commissions, councils, committees, task forces, and other agencies; to prescribe the powers and duties of governmental entities and officials; to regulate occupations, facilities, and agencies affecting the public health; to regulate health maintenance organizations and certain third party administrators and insurers; to provide for the imposition of a regulatory fee; to promote the efficient and economical delivery of health care services, to provide for the appropriate utilization of health care facilities and services, and to provide for the closure of hospitals or consolidation of hospitals or services; to provide for the collection and use of data and information; to provide for the transfer of property; to provide certain immunity from liability; to regulate and prohibit the sale and offering for sale of drug paraphernalia under certain circumstances; to provide for the implementation of federal law; to provide for penalties and remedies; to provide for sanctions for violations of this act and local ordinances; to repeal certain acts and parts of acts; to repeal certain parts of this act; and to repeal certain parts of this act on specific dates,” by amending the title and section 20161 (MCL 333.20161), the title as amended by 1998 PA 332 and section 20161 as amended by 2000 PA 253, and by adding section 20173.

(Filed with the Secretary of State May 10, 2002, at 1:52 p.m.)

Date: May 14, 2002

Time: 9:27 a.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

Enrolled House Bill No. 4799 (Public Act No. 315, I.E.), being

An act to amend 1909 PA 279, entitled “An act to provide for the incorporation of cities and for revising and amending their charters; to provide for certain powers and duties; to provide for the levy and collection of taxes by cities, borrowing of money, and issuance of bonds or other evidences of indebtedness; to validate actions taken, bonds issued, and obligations heretofore incurred; to prescribe penalties and provide remedies; and to repeal acts and parts of acts on specific dates,” (MCL 117.1 to 117.38) by adding section 5j.

(Filed with the Secretary of State May 14, 2002, at 9:40 a.m.)

Introduction of Bills

Reps. Waters, Daniels, Hale and Hardman introduced

House Bill No. 6081, entitled

A bill to amend 1961 PA 236, entitled “Revised judicature act of 1961,” by amending section 2917 (MCL 600.2917), as amended by 1992 PA 192.

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

By unanimous consent the House returned to the order of
Messages from the Senate

The Speaker laid before the House
House Bill No. 5822, entitled

A bill to amend 1993 PA 159, entitled “An act to provide for the establishment of a base conversion authority; to prescribe the powers and duties of the base conversion authority; and to provide for conversion of certain bases to civilian uses,” by amending section 8 (MCL 3.578).

(The bill was received from the Senate on May 7, with substitute (S-1) and immediate effect given by the Senate, consideration of which, under the rules, was postponed until May 8, see House Journal No. 41, p. 1405.)

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. 700

Yeas—99

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

Nays—0

In The Chair: Ehardt

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

Rep. Vander Roest moved that Rep. Scranton be excused from the balance of today’s session.
 The motion prevailed.

The Speaker laid before the House

House Bill No. 5823, entitled

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending section 4302 (MCL 324.4302).

(The bill was received from the Senate on May 7, with substitute (S-1), full title inserted and immediate effect given by the Senate, consideration of which, under the rules, was postponed until May 8, see House Journal No. 41, p. 1405.)

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. 701

Yeas—102

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

Nays—0

In The Chair: Ehardt

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.

The Speaker laid before the House

House Bill No. 5836, entitled

A bill to amend 1967 PA 204, entitled "Metropolitan transportation authorities act of 1967," by amending section 16 (MCL 124.416), as amended by 1983 PA 31.

(The bill was received from the Senate on May 7, with substitute (S-1), full title inserted and immediate effect given by the Senate, consideration of which, under the rules, was postponed until May 8, see House Journal No. 41, p. 1405.)

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. 702**Yeas—102**

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

Nays—0

In The Chair: Ehardt

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.

Rep. Hale moved that Rep. Bogardus be excused temporarily from today's session.
The motion prevailed.

The Speaker laid before the House

House Bill No. 5839, entitled

A bill to amend 1951 PA 51, entitled "An act to provide for the classification of all public roads, streets, and highways in this state, and for the revision of that classification and for additions to and deletions from each classification; to set up and establish the Michigan transportation fund; to provide for the deposits in the Michigan transportation fund of specific taxes on motor vehicles and motor vehicle fuels; to provide for the allocation of funds from the Michigan transportation fund and the use and administration of the fund for transportation purposes; to set up and establish the truck safety fund; to provide for the allocation of funds from the truck safety fund and administration of the fund for truck safety purposes; to set up and establish the Michigan truck safety commission; to establish certain standards for road contracts for certain businesses; to provide for the continuing review of transportation needs within the state; to authorize the state transportation commission, counties, cities, and villages to borrow money, issue bonds,

and make pledges of funds for transportation purposes; to authorize counties to advance funds for the payment of deficiencies necessary for the payment of bonds issued under this act; to provide for the limitations, payment, retirement, and security of the bonds and pledges; to provide for appropriations and tax levies by counties and townships for county roads; to authorize contributions by townships for county roads; to provide for the establishment and administration of the state trunk line fund, critical bridge fund, comprehensive transportation fund, and certain other funds; to provide for the deposits in the state trunk line fund, critical bridge fund, comprehensive transportation fund, and certain other funds of money raised by specific taxes and fees; to provide for definitions of public transportation functions and criteria; to define the purposes for which Michigan transportation funds may be allocated; to provide for Michigan transportation fund grants; to provide for review and approval of transportation programs; to provide for submission of annual legislative requests and reports; to provide for the establishment and functions of certain advisory entities; to provide for conditions for grants; to provide for the issuance of bonds and notes for transportation purposes; to provide for the powers and duties of certain state and local agencies and officials; to provide for the making of loans for transportation purposes by the state transportation department and for the receipt and repayment by local units and agencies of those loans from certain specified sources; and to repeal acts and parts of acts," by amending section 10n (MCL 247.660n) as added by 1987 PA 234.

(The bill was received from the Senate on May 7, with substitute (S-1) and immediate effect given by the Senate, consideration of which, under the rules, was postponed until May 8, see House Journal No. 41, p. 1405.)

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. 703

Yeas—101

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

Nays—0

In The Chair: Ehardt

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

The Speaker laid before the House
House Bill No. 5840, entitled

A bill to amend 1952 PA 175, entitled “An act to authorize incorporated cities and villages to borrow money and issue bonds in anticipation of future payments from the motor vehicle highway fund, for any purpose or purposes for which said funds may be used and for the purpose of refunding such bonds; authorizing the pledging of the faith and credit of the issuing city or village, upon proper resolution of its governing body, as additional security for the payment of said bonds; and to prescribe procedures and conditions relative to the issuance of such bonds,” by amending sections 1 and 3 (MCL 247.701 and 247.703), section 1 as amended by 1998 PA 506 and section 3 as amended by 1988 PA 152; and to repeal acts and parts of acts.

(The bill was received from the Senate on May 7, with substitute (S-1) and immediate effect given by the Senate, consideration of which, under the rules, was postponed until May 8, see House Journal No. 41, p. 1406.)

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. 704

Yeas—101

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

Nays—0

In The Chair: Ehardt

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

The Speaker laid before the House
House Bill No. 5844, entitled

A bill to repeal 1941 PA 205, entitled “An act to provide for the construction, establishment, opening, use, discontinuing, vacating, closing, altering, improvement, and maintenance of limited access highways and facilities

ancillary to those highways; to permit the acquiring of property and property rights and the closing or other treatment of intersecting roads for these purposes; to provide for the borrowing of money and for the issuing of bonds or notes payable from special funds for the acquisition, construction or improvement of such highways; and to provide for the receipt and expenditure of funds generated from the facilities,” (MCL 252.51 to 252.64).

(The bill was received from the Senate on May 7, with substitute (S-1), title amendment and immediate effect given by the Senate, consideration of which, under the rules, was postponed until May 8, see House Journal No. 41, p. 1406.)

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. 705**Yeas—102**

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

Nays—0

In The Chair: Ehardt

The House agreed to the title as amended.

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

The Speaker laid before the House

House Bill No. 5855, entitled

A bill to amend 1917 PA 5, entitled “An act authorizing organized townships and incorporated villages in the state of Michigan to borrow money and to issue bonds therefor for the purpose of establishing free public libraries, purchasing sites and constructing buildings thereon,” by amending section 4 (MCL 397.324); and to repeal acts and parts of acts.

(The bill was received from the Senate on May 7, with substitute (S-1) and immediate effect given by the Senate, consideration of which, under the rules, was postponed until May 8, see House Journal No. 41, p. 1406.)

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. 706**Yeas—102**

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

Nays—0

In The Chair: Ehardt

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

Third Reading of Bills**House Bill No. 4351, entitled**

A bill to amend 1954 PA 116, entitled "Michigan election law," by amending sections 560, 666, 706, and 777 (MCL 168.560, 168.666, 168.706, and 168.777), section 706 as amended by 1985 PA 160.

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

Roll Call No. 707**Yeas—100**

Adamini	Garza	Lockwood	Rocca
Anderson	George	Mans	Schauer

Basham	Gielegem	McConico	Schermesser
Bernero	Gilbert	Mead	Shackleton
Birkholz	Godchaux	Meyer	Sheltrown
Bisbee	Gosselin	Middaugh	Shulman
Bishop	Hager	Minore	Spade
Bogardus	Hale	Mortimer	Stallworth
Bovin	Hardman	Murphy	Stamas
Bradstreet	Howell	Neumann	Stewart
Brown, B.	Hummel	Newell	Switalski
Brown, C.	Jacobs	O'Neil	Tabor
Brown, R.	Jamnick	Palmer	Thomas
Cassis	Jansen	Pappageorge	Toy
Caul	Jelinek	Patterson	Van Woerkom
Clarke, H.	Johnson, Rick	Pestka	Vander Roest
Daniels	Johnson, Ruth	Phillips	Vander Veen
Dennis	Julian	Plakas	Vear
DeRossett	Koetje	Pumford	Voorhees
DeVuyst	Kolb	Quarles	Waters
DeWeese	Kooiman	Raczkowski	Whitmer
Drolet	Kowall	Richardville	Williams
Ehardt	Kuipers	Richner	Wojno
Faunce	LaSata	Rison	Woodward
Frank	Lipsey	Rivet	Woronchak

Nays—0

In The Chair: Ehardt

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

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

A bill to amend 1954 PA 116, entitled "Michigan election law," by amending sections 560, 666, 706, and 777 (MCL 168.560, 168.666, 168.706, and 168.777), section 706 as amended by 2001 PA 269.

The motion prevailed.

The House agreed to the title as amended.

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

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

Second Reading of Bills

Senate Bill No. 1103, entitled

A bill to make appropriations for the department of education and certain other purposes relating to education for the fiscal year ending September 30, 2003; to provide for the expenditure of the appropriations; to prescribe the powers and duties of certain state departments, school districts, and other governmental bodies; and to provide for the disposition of fees and other income received by certain legal entities and state agencies.

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

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

Rep. Jelinek moved to amend the bill as follows:

1. Amend page 1, line 1, by striking out all of part 1 and inserting:

"PART 1

LINE-ITEM APPROPRIATIONS

Sec. 101. Subject to the conditions set forth in this act, the amounts listed in this part are appropriated for the department of education for the fiscal year ending September 30, 2003, from the funds indicated in this part. The following is a summary of the appropriations in this part:

**“DEPARTMENT OF EDUCATION
APPROPRIATION SUMMARY:**

Full-time equated unclassified positions	6.0	
Full-time equated classified positions	436.1	
GROSS APPROPRIATION.....		\$ 216,617,900
Interdepartmental grant revenues:		
Interdepartmental grant from corrections academy lease.....		1,000,000
Total interdepartmental grants and intradepartmental transfers		1,000,000
ADJUSTED GROSS APPROPRIATION		\$ 215,617,900
Federal revenues:		
Total federal revenues		165,731,500
Special revenue funds:		
Local cost sharing (schools for blind/deaf)		4,641,600
Local school district service fees		102,600
Total local revenues		4,744,200
Private gifts, bequests, and donations		504,200
Private foundations		197,200
Total private revenues		701,400
Total local and private revenues.....		5,445,600
Teacher certification revenues.....		2,782,600
Commodity distribution fees		71,400
Driver fees		8,124,600
Lansing, Michigan school for the blind rent		739,000
Motorcycle license fees.....		1,543,800
Safety education fund		414,700
Student insurance revenues		205,100
School loan exception fees.....		67,300
Teacher testing fees.....		280,800
Training and orientation workshop fees		100,000
Total other state restricted revenues		14,329,300
State general fund/general purpose		\$ 30,111,500
Sec. 102. STATE BOARD OF EDUCATION/OFFICE OF THE SUPERINTENDENT		
Full-time equated unclassified positions	6.0	
Full-time equated classified positions	14.0	
State board of education, per diem payments.....		\$ 19,500
Unclassified positions—6.0 FTE positions.....		515,700
State board/superintendent operations—14.0 FTE positions.....		1,989,500
GROSS APPROPRIATION.....		\$ 2,524,700
Appropriated from:		
Federal revenues:		
Federal revenues		577,200
Special revenue funds:		
Private foundations		23,000
State general fund/general purpose		\$ 1,924,500
Sec. 103. CENTRAL SUPPORT		
Full-time equated classified positions	45.3	
Central support—45.3 FTE positions		\$ 5,414,700
Worker’s compensation		101,100
Education commission of the states		99,400
Building occupancy charges-property management services		1,439,700
Training and orientation workshops		100,000
Terminal leave payments.....		260,600
GROSS APPROPRIATION.....		\$ 7,415,500
Appropriated from:		
Interdepartmental grant revenues:		
Federal revenues:		
Federal revenues		4,066,400
Special revenue funds:		
Certification fees.....		172,000

Driver fees	24,700
Local cost sharing	48,900
Commodity distribution fees	6,100
Motorcycle license fees	4,600
Safety education fund	2,600
School loan exception fees	67,300
Teacher testing fees	11,000
Training and orientation workshop fees	100,000
State general fund/general purpose	\$ 2,911,900
Sec. 104. SCHOOL SUPPORT SERVICES	
Full-time equated classified positions	41.4
School support operations—41.4 FTE positions	\$ 5,260,900
GROSS APPROPRIATION	\$ 5,260,900
Appropriated from:	
Federal revenues:	
Federal revenues	4,010,500
Special revenue funds:	
Commodity distribution fees	65,300
Driver fees	499,900
Motorcycle license fees	339,200
Safety education fund	117,800
State general fund/general purpose	\$ 228,200
Sec. 105. INFORMATION TECHNOLOGY SERVICES	
Information technology operations	\$ 3,288,200
GROSS APPROPRIATION	\$ 3,288,200
Appropriated from:	
Interdepartmental grant revenues:	
Federal revenues:	
Federal revenues	1,063,800
Special revenue funds:	
Certification fees	168,200
State general fund/general purpose	\$ 2,056,200
Sec. 106. SPECIAL EDUCATION SERVICES	
Full-time equated classified positions	69.6
Special education operations—69.6 FTE positions	\$ 11,477,400
GROSS APPROPRIATION	\$ 11,477,400
Appropriated from:	
Federal revenues:	
Federal revenues	11,139,700
Special revenue funds:	
Certification fees	35,200
State general fund/general purpose	\$ 302,500
Sec. 107. LANSING, MICHIGAN SCHOOL FOR THE BLIND FORMER SITE	
General services	\$ 1,749,000
GROSS APPROPRIATION	\$ 1,749,000
Interdepartmental grant revenues:	
Interdepartmental grant from corrections academy lease	1,000,000
Special revenue funds:	
Lansing, Michigan school for the blind rent	739,000
Gifts, bequests, and donations	10,000
State general fund/general purpose	\$ 0
Sec. 108. MICHIGAN SCHOOLS FOR THE DEAF AND BLIND	
Full-time equated classified positions	96.0
Michigan schools for the deaf and blind operations—95.0 FTE positions	\$ 9,422,000
Summer institute	90,000
Camp Tuhsmeheeta—1.0 FTE positions	250,100
Private gifts - blind	90,000
Private gifts - deaf	50,000
GROSS APPROPRIATION	\$ 9,902,100

Appropriated from:	
Federal revenues:	
Federal revenues	4,507,500
Special revenue funds:	
Local cost sharing (schools for blind/deaf)	4,592,700
Local school district service fees	102,600
Gifts, bequests, and donations.....	494,200
Student insurance revenue.....	205,100
State general fund/general purpose	\$ 0
Sec. 109. PROFESSIONAL PREPARATION SERVICES	
Full-time equated classified positions	31.0
Professional preparation operations— 31.0 FTE positions	\$ 4,503,100
Department of attorney general.....	50,000
GROSS APPROPRIATION.....	\$ 4,553,100
Appropriated from:	
Federal revenues:	
Federal revenues	1,976,100
Special revenue funds:	
Certification fees.....	2,307,200
Teacher testing fees.....	269,800
State general fund/general purpose	\$ 0
Sec. 110. FIELD SERVICES	
Full-time equated classified positions	44.0
Field services operations—44.0 FTE positions	\$ 5,279,300
GROSS APPROPRIATION.....	\$ 5,279,300
Appropriated from:	
Federal revenues:	
Federal revenues	4,873,500
State general fund/general purpose	\$ 405,800
Sec. 111. OFFICE OF SCHOOL EXCELLENCE	
Full-time equated classified positions	61.5
School excellence operations— 61.5 FTE positions	\$ 12,389,200
GROSS APPROPRIATION.....	\$ 12,389,200
Appropriated from:	
Federal revenues:	
Federal revenues	10,235,100
Special revenue funds:	
Private foundations	79,400
State general fund/general purpose	\$ 2,074,700
Sec. 112. GOVERNMENT SERVICES	
Full-time equated classified positions	13.0
Government services operations— 13.0 FTE positions	\$ 1,284,900
GROSS APPROPRIATION.....	\$ 1,284,900
Appropriated from:	
Federal revenues:	
Federal revenues	828,900
Special revenue funds:	
State general fund/general purpose	\$ 456,000
Sec. 113. SAFE SCHOOLS AND ADMINISTRATIVE LAW	
Full-time equated classified positions	11.5
Safe schools operations—2.5 FTE positions	\$ 498,700
Administrative law operations—9.0 FTE positions	852,800
State tenure commission per diem.....	11,100
GROSS APPROPRIATION.....	\$ 1,362,600
Appropriated from:	
Federal revenues:	
Federal revenues	562,100
Special revenue funds:	
State general fund/general purpose	\$ 800,500

Sec. 114. EDUCATION OPTIONS, CHARTERS, AND CHOICE

Full-time equated classified positions	8.8	
Education options operations—8.8 FTE positions.....		\$ 1,412,800
GROSS APPROPRIATION		\$ <u>1,412,800</u>

Appropriated from:

Federal revenues:

Federal revenues		986,600
Special revenue funds:		
State general fund/general purpose		\$ 426,200

Sec. 115. EARLY RETIREMENT SAVINGS

Early retirement savings.....		\$ (100)
GROSS APPROPRIATION		\$ <u>(100)</u>

Appropriated from:

Special revenue funds:

State general fund/general purpose		\$ (100)
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Sec. 116. GRANTS AND DISTRIBUTIONS

FEDERAL PROGRAMS:

Class size reduction grants.....	\$	50,275,700
Eisenhower mathematics and science grants		12,940,000
Goals 2000 grants		6,000,000
Technology literacy challenge fund.....		6,000,000
Urgent school renovation grants.....		45,688,400

STATE PROGRAMS:

Christa McAuliffe grants.....	\$	94,800
Driver education		7,600,000
Motorcycle safety education		1,200,000
National board certification.....		100,000
Off-road vehicle safety training grant		294,300
School readiness grants.....		12,250,100
School breakfast program		6,275,000
GROSS APPROPRIATION	\$	<u>148,718,300</u>

Appropriated from:

Federal revenues:

DED-OESE, class size reduction.....		50,275,700
DED-OESE, goals 2000		6,000,000
DED-OESE, Eisenhower mathematics and science administration.....		12,940,000
DED-OESE, technology literacy challenge fund		6,000,000
DED-OESE, urgent school renovation		45,688,400

Special revenue funds:

Drivers fees.....		7,600,000
Certification fees.....		100,000
Motorcycle license fees.....		1,200,000
Private foundations		94,800
Safety education fees		294,300
State general fund/general purpose	\$	<u>18,525,100</u>

and adjusting section 201 accordingly.

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

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

The motion prevailed.

By unanimous consent the House returned to the order of

Messages from the Senate

The Speaker laid before the House

Senate Bill No. 645, entitled

A bill to amend 1949 PA 300, entitled “Michigan vehicle code,” by amending sections 303, 310e, 319, and 732 (MCL 257.303, 257.310e, 257.319, and 257.732), sections 303 and 319 as amended by 2001 PA 159, section 310e as amended by 2000 PA 456, and section 732 as amended by 2001 PA 134.

(The bill was received from the Senate on May 8, with amendments to the House substitute (H-3) and immediate effect given by the Senate, consideration of which, under the rules, was postponed until May 9, see House Journal No. 42, p. 1428.)

The question being on concurring in the amendments made to the House substitute (H-3) by the Senate,

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

Roll Call No. 708**Yeas—81**

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

Nays—19

Adamini	Garza	Jamnick	Phillips
Bisbee	Hale	Johnson, Ruth	Rison
Bishop	Hansen	Kolb	Stallworth
Bogardus	Hardman	LaSata	Thomas
Daniels	Jacobs	Minore	

In The Chair: Ehardt

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

“An act to provide for the registration, titling, sale, transfer, and regulation of certain vehicles operated upon the public highways of this state or any other place open to the general public or generally accessible to motor vehicles and distressed vehicles; to provide for the licensing of dealers; to provide for the examination, licensing, and control of operators and chauffeurs; to provide for the giving of proof of financial responsibility and security by owners and operators of vehicles; to provide for the imposition, levy, and collection of specific taxes on vehicles, and the levy and collection of sales and use taxes, license fees, and permit fees; to provide for the regulation and use of streets and highways; to create certain funds; to provide penalties and sanctions for a violation of this act; to provide for civil liability of owners and operators of vehicles and service of process on residents and nonresidents; to provide for the levy of certain assessments; to provide for the enforcement of this act; to provide for the creation of and to prescribe the powers and duties of certain state and local agencies; to impose liability upon the state or local agencies; to repeal all other acts or parts of acts inconsistent with this act or contrary to this act; and to repeal certain parts of this act on a specific date.”

The House agreed to the full title.

Third Reading of Bills**Senate Bill No. 977, entitled**

A bill to amend 1957 PA 185, entitled “An act to authorize the establishing of a department and board of public works in counties; to prescribe the powers and duties of any municipality subject to the provisions of this act; to authorize the incurring of contract obligations and the issuance and payment of bonds or notes; to provide for a pledge by a municipality of its full faith and credit and the levy of taxes without limitation as to rate or amount to the extent necessary; to validate obligations issued; and to prescribe a procedure for special assessments and condemnation,” by amending sections 11, 12, and 25 (MCL 123.741, 123.742, and 123.755).

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

Roll Call No. 709**Yeas—102**

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

Nays—0

In The Chair: Ehardt

The House agreed to the title of the bill.

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

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

Senate Bill No. 1064, entitled

A bill to amend 1990 PA 72, entitled “Local government fiscal responsibility act,” by amending sections 12, 21, and 33 (MCL 141.1212, 141.1221, and 141.1233), section 33 as amended by 1992 PA 265.

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

Roll Call No. 710**Yeas—100**

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

Nays—0

In The Chair: Ehardt

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

“An act to provide for review, management, planning, and control of the financial operation of units of local government, including school districts; to provide criteria to be used in determining the financial condition of a local government; to permit a declaration of the existence of a local government financial emergency and to prescribe the powers and duties of the governor, other state boards, agencies, and officials, and officials and employees of units of local government; to provide for a review and appeal process; to provide for the appointment and to prescribe the powers and duties of an emergency financial manager; to require the development of financial plans to regulate expenditures and investments by a local government in a state of financial emergency; to set forth the conditions for termination of a local government financial emergency; and to repeal certain acts and parts of acts.”

The House agreed to the full title.

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

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

Senate Bill No. 1067, entitled

A bill to amend 1971 PA 182, entitled “An act to permit a city or village owning and operating a public utility to borrow money for a term not to exceed 5 years for the purpose of purchasing, acquiring, constructing, improving, enlarging, extending or repairing the facilities of the public utility; to issue notes or other evidences of indebtedness therefor; to repay such borrowing from the revenues of the utility; to permit the pledging or assignment of bonds or other securities or evidences of debt held as investments for said public utility to secure such borrowings; and to provide other powers, rights and duties,” by amending sections 1 and 2 (MCL 460.461 and 460.462), section 2 as amended by 1983 PA 121.

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

Roll Call No. 711**Yeas—101**

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

Nays—0

In The Chair: Ehardt

The House agreed to the title of the bill.

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

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

Senate Bill No. 1073, entitled

A bill to amend 1929 PA 312, entitled "The metropolitan district act," by amending sections 4 and 5 (MCL 119.4 and 119.5).

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

Roll Call No. 712**Yeas—100**

Adamini	Garza	Lipse	Rivet
Allen	George	Lockwood	Rocca
Anderson	Gielegem	Mans	Schauer
Basham	Gilbert	McConico	Schermesser
Bernero	Godchaux	Mead	Shackleton
Birkholz	Gosselin	Meyer	Sheltrown
Bisbee	Hager	Middaugh	Spade
Bishop	Hale	Minore	Stallworth
Bogardus	Hansen	Mortimer	Stamas

Bovin	Hardman	Murphy	Stewart
Bradstreet	Howell	Neumann	Switalski
Brown, B.	Hummel	Newell	Tabor
Brown, C.	Jacobs	O'Neil	Thomas
Brown, R.	Jamnick	Palmer	Toy
Cassis	Jansen	Pappageorge	Van Woerkom
Caul	Jelinek	Patterson	Vander Roest
Clarke, H.	Johnson, Rick	Pestka	Vander Veen
Daniels	Johnson, Ruth	Phillips	Vear
Dennis	Julian	Plakas	Voorhees
DeRossett	Koetje	Pumford	Waters
DeVuyst	Kolb	Quarles	Whitmer
DeWeese	Kooiman	Raczkowski	Williams
Drolet	Kowall	Richardville	Wojno
Ehardt	Kuipers	Richner	Woodward
Faunce	LaSata	Rison	Woronchak

Nays—0

In The Chair: Ehardt

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

“An act to provide for the incorporation by any 2 or more cities, villages, or townships, or any combination or parts thereof, of a metropolitan district comprising territory within their limits for the purpose of acquiring, owning, and operating parks or public utilities for supplying sewage disposal, drainage, water, or transportation, or any combination thereof; to provide that a district may sell or purchase sewage disposal, drainage rights, water, or transportation facilities; to provide that a district may acquire and succeed to the rights, obligations, and property of such cities, villages, and townships respecting or connected with such functions or public utilities but subject to the approval of a majority of the electors voting thereon; to limit the rate of taxation of a district for its municipal purposes and restrict its powers of borrowing money and contracting debts; to provide the method and vote by which charters may be framed, adopted, and amended and laws and ordinances relating to its municipal concerns may be enacted; to define the powers, rights, and liabilities of a district; to provide for the dissolution of a district; and to prescribe penalties and provide remedies.”

The House agreed to the full title.

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

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

Senate Bill No. 1076, entitled

A bill to amend 1989 PA 292, entitled “Metropolitan councils act,” by amending section 19 (MCL 124.669), as amended by 1998 PA 373.

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

Roll Call No. 713

Yeas—99

Adamini	Garza	Lipsey	Rocca
Allen	George	Lockwood	Schauer
Anderson	Gielegem	Mans	Schermesser
Basham	Gilbert	McConico	Shackleton
Bernero	Godchaux	Mead	Sheltrown
Birkholz	Gosselin	Meyer	Shulman
Bisbee	Hager	Middaugh	Spade
Bishop	Hale	Minore	Stallworth
Bogardus	Hansen	Mortimer	Stamas

Bovin	Hardman	Murphy	Stewart
Bradstreet	Howell	Neumann	Switalski
Brown, B.	Hummel	Newell	Tabor
Brown, C.	Jacobs	O'Neil	Toy
Brown, R.	Jamnick	Palmer	Van Woerkom
Cassis	Jansen	Pappageorge	Vander Roest
Caul	Jelinek	Patterson	Vander Veen
Clarke, H.	Johnson, Rick	Pestka	Vear
Daniels	Johnson, Ruth	Phillips	Voorhees
Dennis	Julian	Plakas	Waters
DeRossett	Koetje	Pumford	Whitmer
DeVuyst	Kolb	Raczkowski	Williams
DeWeese	Kooiman	Richardville	Wojno
Drolet	Kowall	Richner	Woodward
Ehardt	Kuipers	Rison	Woronchak
Faunce	LaSata	Rivet	

Nays—0

In The Chair: Ehardt

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

“An act to authorize certain local governmental units to create certain councils under certain circumstances; to prescribe the powers and duties of councils established under this act; and to authorize certain councils established under this act to levy a property tax.”.

The House agreed to the full title.

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

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

Rep. Frank asked and obtained a temporary excuse from today's session.

Senate Bill No. 1078, entitled

A bill to amend 1978 PA 639, entitled “Hertel-Law-T. Stopczynski port authority act,” by amending sections 14 and 18 (MCL 120.114 and 120.118), as amended by 1983 PA 23.

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

Roll Call No. 714

Yeas—99

Adamini	Garza	Lockwood	Rocca
Allen	George	Mans	Schauer
Anderson	Gielegem	McConico	Schermesser
Basham	Gilbert	Mead	Shackleton
Bernero	Godchaux	Meyer	Sheltrown
Birkholz	Gosselin	Middaugh	Shulman
Bisbee	Hager	Minore	Spade
Bishop	Hale	Mortimer	Stallworth
Bogardus	Hansen	Murphy	Stamas
Bovin	Hardman	Neumann	Stewart
Bradstreet	Howell	Newell	Switalski

Brown, B.	Hummel	O'Neil	Tabor
Brown, C.	Jacobs	Palmer	Toy
Brown, R.	Jamnick	Pappageorge	Van Woerkom
Cassis	Jelinek	Patterson	Vander Roest
Caul	Johnson, Rick	Pestka	Vander Veen
Clarke, H.	Johnson, Ruth	Phillips	Vear
Daniels	Julian	Plakas	Voorhees
Dennis	Koetje	Pumford	Waters
DeRossett	Kolb	Quarles	Whitmer
DeVuyst	Kooiman	Raczkowski	Williams
DeWeese	Kowall	Richardville	Wojno
Drolet	Kuipers	Richner	Woodward
Ehardt	LaSata	Rison	Woronchak
Faunce	Lipse	Rivet	

Nays—0

In The Chair: Ehardt

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

“An act to authorize the establishing of port authorities in cities and counties; to prescribe the powers and duties of port authorities, cities, and counties; to authorize the incurrence of contract obligations and the issuance and payment of bonds or other evidences of indebtedness; to provide for a pledge by a city or county of its full faith and credit for the payment of contract obligations entered into under this act and the levy of taxes without limitation as to rate or amount to the extent necessary; to validate obligations issued; to provide for the adoption of a port facilities plan; to provide for the financing of the operating budget of port authorities to prescribe penalties and provide remedies; and to repeal acts and parts of acts.”.

The House agreed to the full title.

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

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

Senate Bill No. 1079, entitled

A bill to amend 1996 PA 381, entitled “Brownfield redevelopment financing act,” by amending sections 7, 12, and 17 (MCL 125.2657, 125.2662, and 125.2667), section 7 as amended by 2000 PA 145.

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

Roll Call No. 715

Yeas—98

Adamini	Frank	LaSata	Rocca
Allen	Garza	Lipse	Schauer
Anderson	George	Lockwood	Schermesser
Basham	Gielegem	Mans	Shackleton
Bernero	Gilbert	Mead	Sheltrown
Birkholz	Godchaux	Meyer	Shulman
Bisbee	Gosselin	Middaugh	Spade
Bishop	Hager	Mortimer	Stallworth
Bogardus	Hale	Murphy	Stamas
Bovin	Hansen	Neumann	Stewart
Bradstreet	Hardman	Newell	Switalski
Brown, B.	Howell	O'Neil	Tabor
Brown, C.	Hummel	Palmer	Toy
Brown, R.	Jacobs	Pappageorge	Van Woerkom
Cassis	Jamnick	Patterson	Vander Roest

Caul	Jansen	Pestka	Vander Veen
Clarke, H.	Jelinek	Phillips	Vear
Daniels	Johnson, Rick	Plakas	Voorhees
Dennis	Johnson, Ruth	Pumford	Waters
DeRossett	Julian	Raczkowski	Whitmer
DeVuyst	Koetje	Richardville	Williams
DeWeese	Kolb	Richner	Wojno
Drolet	Kooiman	Rison	Woodward
Ehardt	Kowall	Rivet	Woronchak
Faunce	Kuipers		

Nays—0

In The Chair: Ehardt

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

“An act to authorize municipalities to create a brownfield redevelopment authority to facilitate the implementation of brownfield plans relating to the designation and treatment of brownfield redevelopment zones; to promote the revitalization of environmentally distressed areas; to prescribe the powers and duties of brownfield redevelopment authorities; to permit the issuance of bonds and other evidences of indebtedness by an authority; to authorize the acquisition and disposal of certain property; to authorize certain funds; to prescribe certain powers and duties of certain state officers and agencies; and to authorize and permit the use of certain tax increment financing.”.

The House agreed to the full title.

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

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

Senate Bill No. 1080, entitled

A bill to amend 1987 PA 204, entitled “Low-level radioactive waste authority act,” by amending section 20a (MCL 333.26220a).

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

Roll Call No. 716**Yeas—98**

Adamini	Frank	LaSata	Rison
Allen	Garza	Lipsey	Rocca
Anderson	George	Lockwood	Schermesser
Basham	Gielegem	Mans	Shackleton
Bernero	Gilbert	McConico	Sheltrown
Birkholz	Godchaux	Mead	Shulman
Bisbee	Gosselin	Meyer	Spade
Bishop	Hager	Middaugh	Stallworth
Bogardus	Hale	Minore	Stamas
Bovin	Hansen	Mortimer	Stewart
Bradstreet	Hardman	Murphy	Switalski
Brown, B.	Howell	Neumann	Tabor
Brown, C.	Hummel	Newell	Toy
Brown, R.	Jacobs	O’Neil	Van Woerkom
Cassis	Jamnick	Palmer	Vander Roest
Caul	Jansen	Pappageorge	Vander Veen
Clarke, H.	Jelinek	Patterson	Vear
Daniels	Johnson, Rick	Pestka	Voorhees
Dennis	Johnson, Ruth	Phillips	Waters
DeRossett	Julian	Plakas	Whitmer

DeVuyst	Koetje	Pumford	Williams
DeWeese	Kolb	Quarles	Wojno
Drolet	Kooiman	Raczkowski	Woodward
Ehardt	Kowall	Richner	Woronchak
Faunce	Kuipers		

Nays—0

In The Chair: Ehardt

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

“An act to provide for matters pertaining to a low-level radioactive waste disposal site in this state; to create a low-level radioactive waste authority and prescribe its powers and duties; to create certain boards, committees, and institutes and prescribe their powers and duties; to prescribe the powers and duties of certain persons, municipalities, and counties and state departments and agencies; to provide for certain methods of dispute resolution; to create certain funds; and to provide for an appropriation and the expenditure of certain funds.”

The House agreed to the full title.

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

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

Senate Bill No. 1082, entitled

A bill to amend 1947 PA 235, entitled “An act to regulate the ownership, extension, improvement and operation of public water and sewage disposal systems lying within 2 or more public corporations; to authorize the acquisition, by any public corporation, of that part of a public water or sewage disposal system lying within its boundaries; and to provide for the payment and security of revenue bonds issued for the construction, acquisition, extension and improvement of such systems,” by amending sections 6 and 10 (MCL 123.336 and 123.340).

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

Roll Call No. 717**Yeas—100**

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

Ehardt
Faunce

Kuipers
LaSata

Rison
Rivet

Woodward
Woronchak

Nays—0

In The Chair: Ehardt

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

Senate Bill No. 1167, entitled

A bill to amend 1967 PA 266, entitled “An act to authorize and provide for the issuance of notes of the state, including refunding notes and commercial paper; to provide funds to meet obligations incurred pursuant to appropriations for fiscal years; to provide for the payment of such notes from revenues received during the same fiscal years; and to exempt certain notes and interest on those notes from taxation,” by amending section 4 (MCL 17.454).

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

Roll Call No. 718

Yeas—99

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

Nays—0

In The Chair: Ehardt

The House agreed to the title of the bill.
Rep. Richardville 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. 5154, entitled

A bill to amend 1931 PA 328, entitled "The Michigan penal code," by amending section 50a (MCL 750.50a), as added by 1994 PA 42.

(The bill was read a second time, substitute (H-1) offered and bill postponed for the day on May 8, see House Journal No. 42, p. 1414.)

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

Rep. Neumann moved to substitute (H-7) the bill.

The motion prevailed and the substitute (H-7) was adopted, a majority of the members serving voting therefor.

Rep. Neumann moved to amend the bill as follows:

1. Amend page 7, line 26, after "SCHOOL" by striking out the balance of the line and inserting a period. The motion prevailed and the amendment was adopted, a majority of the members serving voting therefor.

Rep. Neumann moved to amend the bill as follows:

1. Amend page 8, following line 2, by inserting:

"Enacting section 1. This amendatory act takes effect November 1, 2002."

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

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

The motion prevailed.

Rep. Vander Roest moved that Reps. DeVuyst and Hager 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. Richardville moved that **Senate Bill No. 1103** be placed on its immediate passage.

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

Senate Bill No. 1103, entitled

A bill to make appropriations for the department of education and certain other purposes relating to education for the fiscal year ending September 30, 2003; to provide for the expenditure of the appropriations; to prescribe the powers and duties of certain state departments, school districts, and other governmental bodies; and to provide for the disposition of fees and other income received by certain legal entities and state agencies.

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

Roll Call No. 719

Yeas—100

Adamini	Garza	Lockwood	Rocca
Allen	George	Mans	Schauer
Anderson	Gielegem	McConico	Schermesser
Basham	Gilbert	Mead	Shackleton
Bernero	Godchaux	Meyer	Sheltrown
Birkholz	Gosselin	Middaugh	Shulman
Bisbee	Hale	Minore	Spade
Bishop	Hansen	Mortimer	Stallworth

Bogardus	Hardman	Murphy	Stamas
Bovin	Howell	Neumann	Stewart
Bradstreet	Hummel	Newell	Switalski
Brown, B.	Jacobs	O'Neil	Tabor
Brown, C.	Jamnack	Palmer	Thomas
Brown, R.	Jansen	Pappageorge	Toy
Cassis	Jelinek	Patterson	Van Woerkom
Caul	Johnson, Rick	Pestka	Vander Roest
Clarke, H.	Johnson, Ruth	Phillips	Vander Veen
Daniels	Julian	Plakas	Vear
Dennis	Koetje	Pumford	Voorhees
DeRossett	Kolb	Quarles	Waters
DeWeese	Kooiman	Rackowski	Whitmer
Drolet	Kowall	Richardville	Williams
Ehardt	Kuipers	Richner	Wojno
Faunce	LaSata	Rison	Woodward
Frank	Lipsey	Rivet	Woronchak

Nays—0

In The Chair: Ehardt

The House agreed to the title of the bill.

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

Rep. Jamnick moved that the House adjourn. The motion prevailed, the time being 5:05 p.m.

Associate Speaker Pro Tempore Ehardt declared the House adjourned until Wednesday, May 15, at 2:00 p.m.

GARY L. RANDALL
Clerk of the House of Representatives.