

No. 9
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House Chamber, Lansing, Thursday, February 5, 2004.

10:00 a.m.

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

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

Accavitti—present	Garfield—present	Meisner—present	Sheen—present
Acciavatti—present	Gieleghem—present	Meyer—present	Sheltrown—present
Adamini—present	Gillard—present	Middaugh—present	Shulman—present
Amos—present	Gleason—present	Milosch—present	Smith—present
Anderson—present	Hager—present	Minore—present	Spade—present
Bieda—present	Hardman—present	Moolenaar—excused	Stahl—present
Bisbee—present	Hart—excused	Mortimer—present	Stakoe—present
Bradstreet—present	Hood—present	Murphy—present	Stallworth—excused
Brandenburg—present	Hoogendyk—present	Newell—present	Steil—present
Brown—present	Hopgood—present	Nitz—present	Stewart—present
Byrum—present	Howell—present	Nofs—present	Tabor—present
Casperson—excused	Huizenga—present	O’Neil—present	Taub—present
Caswell—present	Hummel—present	Palmer—present	Tobocman—present
Caul—present	Hune—present	Palsrok—present	Vagnozzi—present
Cheeks—present	Hunter—present	Pappageorge—present	Van Regenmorter—present
Clack—present	Jamnack—present	Pastor—present	Vander Veen—present
Condino—present	Johnson, Rick—present	Phillips—present	Voorhees—present
Daniels—present	Johnson, Ruth—present	Plakas—present	Walker—present
Dennis—present	Julian—present	Pumford—present	Ward—present
DeRoche—present	Koetje—present	Reeves—present	Waters—present
DeRossett—present	Kolb—present	Richardville—present	Wenke—present
Drolet—present	Kooiman—present	Rivet—present	Whitmer—present
Ehardt—present	LaJoy—present	Robertson—present	Williams—present
Elkins—present	LaSata—present	Rocca—present	Wojno—present
Emmons—present	Law—present	Sak—present	Woodward—present
Farhat—present	Lipsey—present	Shackleton—present	Woronchak—present
Farrah—present	McConico—present	Shaffer—present	Zelenko—present
Gaffney—present			

e/d/s = entered during session

Rep. Paula Zelenko, from the 50th District, offered the following invocation:

“Heavenly Father, we thank You for this, another beautiful day. O Lord, Our God, we pray You Yourself in us. Lord, instill in us Your strength, courage, wisdom, and grace so that we may humbly serve You and in turn serve those who we were chosen to represent. Remember, O Lord, our God, all of our armed forces in this land who are serving for the cause of peace. Send Your holy angels to protect them and strengthen the hearts of their families who long for their safe return. Father, we ask You to lift the heavy burden of grief for those who mourn for those earthly lives taken by acts of war. Comfort them and heal them. Renew their spirit and sweetness of purpose. Remember, O Lord, our God, the people of this great state of Michigan—especially our children, our elderly, our poor, our ill, our unemployed, and those who are in any kind of affliction, necessity or distress. Hear us, O God, and teach us to be mindful of their needs and grant us the quickness of action to assist them. Remember, O Lord, our God, all our civil authorities in this world, this nation, this state, particularly, all legislators, staff and employees who have convened here in this sacred house. Loom in our hearts the spirit of Your wisdom that we may guide this state in all righteousness, holiness and justice. Give us Your courage and grace to set aside our philosophical and political differences when challenges are great. Father, teach us humility, humanity and instill that we are the strongest when we are one with our purpose. Bless us and guide us unto every good work. Grant us safe passage and return everyone home safely to our families. Merciful and compassionate Lord, for the peace above and salvation of our souls, we send up the glory, the thanksgiving, the honor and the worship. We ask the reward of Your grace and eternal love, now and ever and ever unto ages of ages. Amen.”

Rep. Palmer moved that Reps. Casperson, Hart and Moolenaar be excused from today’s session.
The motion prevailed.

Second Reading of Bills

Senate Bill No. 57, entitled

A bill to amend 1994 PA 451, entitled “Natural resources and environmental protection act,” (MCL 324.101 to 324.90106) by adding section 11526c.

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

The substitute (H-1) 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.

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

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

By unanimous consent the House returned to the order of

Third Reading of Bills

Senate Bill No. 57, entitled

A bill to amend 1994 PA 451, entitled “Natural resources and environmental protection act,” (MCL 324.101 to 324.90106) by adding section 11526c.

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

Roll Call No. 15

Yeas—100

Accavitti	Gaffney	Meisner	Sheltrown
Acciavatti	Gielegem	Meyer	Shulman
Adamini	Gillard	Middaugh	Smith
Amos	Gleason	Milosch	Spade

Anderson	Hager	Minore	Stahl
Bieda	Hardman	Mortimer	Stakoe
Bisbee	Hood	Murphy	Steil
Bradstreet	Hopgood	Newell	Stewart
Brandenburg	Howell	Nofs	Tabor
Brown	Huizenga	O'Neil	Taub
Byrum	Hummel	Palmer	Tobocman
Caswell	Hune	Palsrok	Vagnozzi
Caul	Hunter	Pappageorge	Van Regenmorter
Cheeks	Jamnick	Pastor	Vander Veen
Clack	Johnson, Rick	Phillips	Voorhees
Condino	Johnson, Ruth	Plakas	Walker
Daniels	Julian	Pumford	Ward
Dennis	Koetje	Reeves	Waters
DeRoche	Kolb	Richardville	Wenke
DeRossett	Kooiman	Rivet	Whitmer
Drolet	LaJoy	Robertson	Williams
Ehardt	LaSata	Rocca	Wojno
Elkins	Law	Sak	Woodward
Farhat	Lipsey	Shackleton	Woronchak
Farrah	McConico	Shaffer	Zelenko

Nays—5

Emmons	Hoogendyk	Nitz	Sheen
Garfield			

In The Chair: Julian

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

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

The House agreed to the full title.

Rep. 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. 497, entitled

A bill to amend 1994 PA 451, entitled “Natural resources and environmental protection act,” by amending section 11502 (MCL 324.11502), as amended by 1996 PA 359.

Was read a second time, and the question being on the adoption of the proposed amendments previously recommended by the Committee on Land Use and Environment (for amendments, see House Journal No. 85 of 2003, p. 2104),

The amendments were 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.

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

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

By unanimous consent the House returned to the order of

Third Reading of Bills

Senate Bill No. 497, entitled

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending section 11502 (MCL 324.11502), as amended by 1996 PA 359.

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

Roll Call No. 16

Yeas—82

Accavitti	Farrah	Meisner	Shulman
Acciavatti	Gaffney	Meyer	Smith
Adamini	Gielegem	Milosch	Spade
Amos	Gillard	Minore	Stakoe
Anderson	Gleason	Murphy	Stewart
Bieda	Hager	Nofs	Tabor
Bisbee	Hardman	O'Neil	Taub
Brandenburg	Hood	Pappageorge	Tobocman
Brown	Hopgood	Phillips	Vagnozzi
Byrum	Howell	Plakas	Voorhees
Caswell	Hunter	Pumford	Walker
Caul	Jamnick	Reeves	Ward
Cheeks	Johnson, Rick	Richardville	Waters
Clack	Johnson, Ruth	Rivet	Wenke
Condino	Kolb	Robertson	Whitmer
Daniels	Kooiman	Rocca	Williams
Dennis	LaJoy	Sak	Wojno
DeRossett	LaSata	Shackleton	Woodward
Elkins	Law	Shaffer	Woronchak
Emmons	Lipsey	Sheltrown	Zelenko
Farhat	McConico		

Nays—23

Bradstreet	Huizenga	Mortimer	Sheen
DeRoche	Hummel	Newell	Stahl
Drolet	Hune	Nitz	Steil
Ehardt	Julian	Palmer	Van Regenmorter
Garfield	Koetje	Palsrok	Vander Veen
Hoogendyk	Middaugh	Pastor	

In The Chair: Julian

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

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

The House agreed to the full title.

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

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

Rep. Richardville moved to reconsider the vote by which the House passed the bill.

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

The question being on the passage of the bill,

The bill was then passed, a majority of the members serving voting therefor, by yeas and nays, as follows:

Roll Call No. 17**Yeas—98**

Accavitti	Gaffney	Meisner	Sheltrown
Acciavatti	Gielegem	Meyer	Shulman
Adamini	Gillard	Middaugh	Smith
Amos	Gleason	Milosch	Spade
Anderson	Hager	Minore	Stahl
Bieda	Hardman	Mortimer	Steil
Bisbee	Hood	Murphy	Stewart
Bradstreet	Hopgood	Newell	Tabor
Brandenburg	Howell	Nofs	Taub
Brown	Huizenga	O'Neil	Tobocman
Byrum	Hummel	Palmer	Vagnozzi
Caswell	Hune	Palsrok	Van Regenmorter
Caul	Hunter	Pappageorge	Vander Veen
Cheeks	Jamnick	Phillips	Voorhees
Clack	Johnson, Rick	Plakas	Walker
Condino	Johnson, Ruth	Pumford	Ward
Daniels	Julian	Reeves	Waters
Dennis	Koetje	Richardville	Wenke
DeRoche	Kolb	Rivet	Whitmer
DeRossett	Kooiman	Robertson	Williams
Ehardt	LaJoy	Rocca	Wojno
Elkins	LaSata	Sak	Woodward
Emmons	Law	Shackleton	Woronchak
Farhat	Lipsey	Shaffer	Zelenko
Farrah	McConico		

Nays—7

Drolet	Hoogendyk	Pastor	Stakoe
Garfield	Nitz	Sheen	

In The Chair: Julian

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

“Mr. Speaker and members of the House:

Trash SB 497

The language in this bill is unclear and in my opinion increases the list of prohibited containers in land fills, especially as can be interpreted by the DEQ.”

Second Reading of Bills

Senate Bill No. 498, entitled

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending sections 11514 and 11521 (MCL 324.11514 and 324.11521).

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

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

Rep. Dennis moved to amend the bill as follows:

1. Amend page 2, line 11, after "(4)," by striking out the balance of the line through "yard" on line 15 and inserting "beverage containers.

(c) Whole motor vehicle tires.

(d) Yard".

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

Rep. Dennis demanded the yeas and nays.

The demand was supported.

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

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

Roll Call No. 18

Yeas—45

Accavitti	Farrah	Lipsey	Sheltrown
Adamini	Gielegem	McConico	Smith
Anderson	Gillard	Meisner	Spade
Bieda	Gleason	Minore	Tobocman
Brown	Hardman	Murphy	Vagnozzi
Byrum	Hood	O'Neil	Waters
Cheeks	Hopgood	Phillips	Whitmer
Clack	Hunter	Plakas	Williams
Condino	Jamnick	Reeves	Wojno
Daniels	Kolb	Rivet	Woodward
Dennis	Law	Sak	Zelenko
Elkins			

Nays—60

Acciavatti	Hager	Milosch	Sheen
Amos	Hoogendyk	Mortimer	Shulman
Bisbee	Howell	Newell	Stahl
Bradstreet	Huizenga	Nitz	Stakoe
Brandenburg	Hummel	Nofs	Steil
Caswell	Hune	Palmer	Stewart
Caul	Johnson, Rick	Palsrok	Tabor
DeRoche	Johnson, Ruth	Pappageorge	Taub
DeRossett	Julian	Pastor	Van Regenmorter
Drolet	Koetje	Pumford	Vander Veen
Ehardt	Kooiman	Richardville	Voorhees
Emmons	LaJoy	Robertson	Walker
Farhat	LaSata	Rocca	Ward
Gaffney	Meyer	Shackleton	Wenke
Garfield	Middaugh	Shaffer	Woronchak

In The Chair: Julian

Rep. Farrah moved to amend the bill as follows:

1. Amend page 1, line 8, after “**landfilling**” by striking out “**as a method**” and inserting “**and incineration as methods**”.
2. Amend page 2, line 1, after “**landfill**” by inserting “**or municipal solid waste incinerator**”.
3. Amend page 2, line 2, after “**landfill**” by inserting “**or municipal solid waste incinerator**”.
4. Amend page 2, line 3, after “**landfill**” by inserting “**or municipal solid waste incinerator**”.
5. Amend page 2, line 17, after “**landfill**” by inserting “**or municipal solid waste incinerator**”.
6. Amend page 2, line 18, after “**landfill**” by inserting “**or municipal solid waste incinerator**”.
7. Amend page 2, line 19, after “**landfill**” by inserting “**or municipal solid waste incinerator**”.
8. Amend page 3, line 4, after “**unless**” by inserting a comma and “**in the case of a landfill**”.
9. Amend page 3, line 22, after “**landfill**” by inserting “**or municipal solid waste incinerator**”.
10. Amend page 3, line 24, by striking out all of section 11521 and inserting:

“Enacting section 1. Section 11521 of the natural resources and environmental protection act, 1994 PA 451, MCL 324.11521, is repealed.” and renumbering the remaining enacting section.

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

Rep. Milosch moved to amend the bill as follows:

1. Amend page 3, following line 23, by inserting:

“(7) **As used in this section, de minimis means incidental disposal of small amounts of these materials that are commingled with other solid waste.**”.

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.

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

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

By unanimous consent the House returned to the order of

Third Reading of Bills

Senate Bill No. 498, entitled

A bill to amend 1994 PA 451, entitled “Natural resources and environmental protection act,” by amending sections 11514 and 11521 (MCL 324.11514 and 324.11521).

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

Roll Call No. 19

Yeas—88

Accavitti	Farrah	Meisner	Shaffer
Acciavatti	Gielegem	Meyer	Sheltrown
Adamini	Gillard	Middaugh	Shulman
Amos	Gleason	Milosch	Smith
Anderson	Hager	Minore	Spade
Bieda	Hardman	Murphy	Stahl
Bradstreet	Hood	Newell	Stewart
Brandenburg	Hopgood	Nofs	Tabor
Brown	Howell	O’Neil	Taub
Byrum	Huizenga	Palmer	Tobocman
Caul	Hummel	Palsrok	Vagnozzi
Cheeks	Hunter	Pappageorge	Vander Veen
Clack	Jamnick	Phillips	Walker
Condino	Johnson, Rick	Plakas	Ward
Daniels	Johnson, Ruth	Pumford	Waters
Dennis	Julian	Reeves	Wenke
DeRoche	Kolb	Richardville	Whitmer
DeRossett	LaJoy	Rivet	Williams
Ehardt	LaSata	Robertson	Wojno
Elkins	Law	Rocca	Woodward

Emmons
Farhat

Lipsey
McConico

Sak
Shackleton

Woronchak
Zelenko

Nays—17

Bisbee
Caswell
Drolet
Gaffney
Garfield

Hoogendyk
Hune
Koetje
Kooiman

Mortimer
Nitz
Pastor
Sheen

Stakoe
Steil
Van Regenmorter
Voorhees

In The Chair: Julian

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

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

A bill to amend 1994 PA 451, entitled "An act to protect the environment and natural resources of the state; to codify, revise, consolidate, and classify laws relating to the environment and natural resources of the state; to regulate the discharge of certain substances into the environment; to regulate the use of certain lands, waters, and other natural resources of the state; to prescribe the powers and duties of certain state and local agencies and officials; to provide for certain charges, fees, and assessments; to provide certain appropriations; to prescribe penalties and provide remedies; to repeal certain parts of this act on a specific date; and to repeal certain acts and parts of acts," by amending section 11514 (MCL 324.11514); and to repeal acts and parts of acts.

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.

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

"Mr. Speaker and members of the House:

While I am in support of efforts to deter the import of garbage from out of state/country, an amendment was added to S 498 by the Representative from the 61st District that would have a negative impact on the use of incineration. That impact would be costly to the Kent County Waste to Energy Facility. As former Chair of the Kent County Board of Public Works I am concerned about the continued viability of that facility as an effective alternative to landfilling of garbage in Kent County."

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

"Mr. Speaker and members of the House:

I came to Lansing to work for, among other things, less government and individual responsibility. This bill and the package of bills accompanying it provide for more and increasing government oversight and less personal responsibility of citizens. I certainly favor reducing as much as possible, the level of waste that goes into landfills which could be recycled or reused. However, that should be accomplished through education and encouragement of the public to comply. In my county, Kalamazoo, voluntary compliance has been successful in reducing the amount of a variety of items going into a landfill.

To punish owners of legitimate businesses for inadvertently dumping items into a landfill that were placed in a trash container by an uninformed or uncaring consumer is unfair and excessive overregulation by the government. I am not comfortable with giving even more power to the state department of Environmental Quality."

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

"Mr. Speaker and members of the House:

Trash SB 498

I cannot support this bill because the language is too vague and broad. In its present state it would prohibit certain beverage containers currently allowed in landfills. It also lengthens the list of prohibited waste that can be placed in the landfill, with no other options for their disposal. Although I agree with some the added prohibitions, I disagree with

others. It would also fine and penalize companies, who unknowingly dump certain everyday trash like out of state bottles and containers, and grass clippings from consumers who throw them out. This law has very little to do with stopping the flow of Canadian trash into the U.S., which is supposedly the goal of this package of legislation.”

Second Reading of Bills

Senate Bill No. 499, entitled

A bill to amend 1994 PA 451, entitled “Natural resources and environmental protection act,” by amending section 11526 (MCL 324.11526).

The bill was read a second time.

Rep. LaJoy moved to amend the bill as follows:

1. Amend page 2, line 16, after “**areas**” by inserting “**at the end original destination**”.

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.

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

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

By unanimous consent the House returned to the order of

Third Reading of Bills

Senate Bill No. 499, entitled

A bill to amend 1994 PA 451, entitled “Natural resources and environmental protection act,” by amending section 11526 (MCL 324.11526).

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

Roll Call No. 20

Yeas—95

Accavitti	Gaffney	Meyer	Shulman
Acciavatti	Gieleghem	Middaugh	Smith
Adamini	Gillard	Milosch	Spade
Amos	Gleason	Minore	Stahl
Anderson	Hager	Mortimer	Stakoe
Bieda	Hardman	Murphy	Steil
Bisbee	Hood	Newell	Stewart
Bradstreet	Hopgood	Nofs	Tabor
Brandenburg	Howell	O’Neil	Taub
Brown	Huizenga	Palmer	Tobocman
Byrum	Hune	Palsrok	Vagnozzi
Caul	Hunter	Pappageorge	Van Regenmorter
Cheeks	Jamnick	Phillips	Vander Veen
Clack	Johnson, Rick	Plakas	Walker
Condino	Johnson, Ruth	Pumford	Ward
Daniels	Julian	Reeves	Waters
Dennis	Kolb	Richardville	Wenke
DeRoche	Kooiman	Rivet	Whitmer
DeRossett	LaJoy	Robertson	Williams
Ehardt	LaSata	Rocca	Wojno
Elkins	Law	Sak	Woodward
Emmons	Lipsey	Shackleton	Woronchak
Farhat	McConico	Shaffer	Zelenko
Farrah	Meisner	Sheltroun	

Nays—10

Caswell
Drolet
Garfield

Hoogendyk
Hummel
Koetje

Nitz
Pastor

Sheen
Voorhees

In The Chair: Julian

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

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

The House agreed to the full title.

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

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

Rep. Sheen, having reserved the right to explain his protest against the passage of the bill, made the following statement:
“Mr. Speaker and members of the House:

Trash SB 499 S2

The DEQ does not have the time, man power, or realistic ability to carry out the inspection of every garbage truck that deposits trash into a landfill. My concern is also that the DEQ could exceed its authority to inspect, and thus create more cost for both the service provider and consumer.”

Second Reading of Bills**Senate Bill No. 500, entitled**

A bill to amend 1994 PA 451, entitled “Natural resources and environmental protection act,” by amending sections 11546 and 11549 (MCL 324.11546 and 324.11549).

Was read a second time, and the question being on the adoption of the proposed substitute (H-3) previously recommended by the Committee on Land Use and Environment,

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

Rep. Gielegghem moved to substitute (H-4) the bill.

The question being on the adoption of the substitute (H-4) offered by Rep. Gielegghem,

Rep. Gielegghem demanded the yeas and nays,

The demand was supported.

The question being on the adoption of the substitute (H-4) offered by Rep. Gielegghem,

The substitute (H-4) was not adopted, a majority of the members serving not voting therefor, by yeas and nays, as follows:

Roll Call No. 21**Yeas—46**

Accavitti
Adamini
Anderson

Farrah
Gielegghem
Gillard

McConico
Meisner
Minore

Sheltrown
Smith
Spade

Bieda	Gleason	Murphy	Tobocman
Brown	Hardman	O'Neil	Vagnozzi
Byrum	Hood	Phillips	Waters
Cheeks	Hopgood	Plakas	Whitmer
Clack	Hunter	Reeves	Williams
Condino	Jamnick	Rivet	Wojno
Daniels	Kolb	Rocca	Woodward
Dennis	Law	Sak	Zelenko
Elkins	Lipsey		

Nays—59

Acciavatti	Hager	Milosch	Shulman
Amos	Hoogendyk	Mortimer	Stahl
Bisbee	Howell	Newell	Stakoe
Bradstreet	Huizenga	Nitz	Steil
Brandenburg	Hummel	Nofs	Stewart
Caswell	Hune	Palmer	Tabor
Caul	Johnson, Rick	Palsrok	Taub
DeRoche	Johnson, Ruth	Pappageorge	Van Regenmorter
DeRossett	Julian	Pastor	Vander Veen
Drolet	Koetje	Pumford	Voorhees
Ehardt	Kooiman	Richardville	Walker
Emmons	LaJoy	Robertson	Ward
Farhat	LaSata	Shackleton	Wenke
Gaffney	Meyer	Shaffer	Woronchak
Garfield	Middaugh	Sheen	

In The Chair: Julian

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

Rep. Richardville moved that the bill be placed on its immediate passage.
The motion prevailed, a majority of the members serving voting therefor.

By unanimous consent the House returned to the order of
Third Reading of Bills

Senate Bill No. 500, entitled

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending sections 11546 and 11549 (MCL 324.11546 and 324.11549).

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

Roll Call No. 22**Yeas—99**

Accavitti	Gielegem	Meyer	Shulman
Acciavatti	Gillard	Middaugh	Smith
Adamini	Gleason	Milosch	Spade
Amos	Hager	Minore	Stahl
Anderson	Hardman	Mortimer	Stakoe
Bieda	Hood	Murphy	Steil
Bisbee	Hoogendyk	Newell	Stewart

Brandenburg	Hopgood	Nofs	Tabor
Brown	Howell	O'Neil	Taub
Byrum	Huizenga	Palmer	Tobocman
Caul	Hummel	Palsrok	Vagnozzi
Cheeks	Hune	Pappageorge	Van Regenmorter
Clack	Hunter	Phillips	Vander Veen
Condino	Jamnick	Plakas	Voorhees
Daniels	Johnson, Rick	Pumford	Walker
Dennis	Johnson, Ruth	Reeves	Ward
DeRoche	Julian	Richardville	Waters
DeRossett	Kolb	Rivet	Wenke
Drolet	Kooiman	Robertson	Whitmer
Ehardt	LaJoy	Rocca	Williams
Elkins	LaSata	Sak	Wojno
Emmons	Law	Shackleton	Woodward
Farhat	Lipsey	Shaffer	Woronchak
Farrah	McConico	Sheen	Zelenko
Gaffney	Meisner	Sheltrown	

Nays—6

Bradstreet	Garfield	Nitz	Pastor
Caswell	Koetje		

In The Chair: Julian

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

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

A bill to amend 1994 PA 451, entitled “An act to protect the environment and natural resources of the state; to codify, revise, consolidate, and classify laws relating to the environment and natural resources of the state; to regulate the discharge of certain substances into the environment; to regulate the use of certain lands, waters, and other natural resources of the state; to prescribe the powers and duties of certain state and local agencies and officials; to provide for certain charges, fees, and assessments; to provide certain appropriations; to prescribe penalties and provide remedies; to repeal certain parts of this act on a specific date; and to repeal certain acts and parts of acts,” by amending section 11546 (MCL 324.11546).

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. 715, entitled

A bill to amend 1994 PA 451, entitled “Natural resources and environmental protection act,” by amending sections 11533 and 11538 (MCL 324.11533 and 324.11538).

The bill was read a second time.

Rep. LaJoy moved to amend the bill as follows:

1. Amend page 1, line 8, after “**plan**” by striking out “**shall**” and inserting “**may**”.

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

Rep. Farrah demanded the yeas and nays.

The demand was supported.

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

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

Roll Call No. 23**Yeas—60**

Acciavatti	Hager	Milosch	Sheen
Amos	Hoogendyk	Mortimer	Shulman
Bisbee	Howell	Newell	Stahl
Bradstreet	Huizenga	Nitz	Stakoe
Brandenburg	Hummel	Nofs	Steil
Caswell	Hune	Palmer	Stewart
Caul	Johnson, Rick	Palsrok	Tabor
DeRoche	Johnson, Ruth	Pappageorge	Taub
DeRossett	Julian	Pastor	Van Regenmorter
Drolet	Koetje	Pumford	Vander Veen
Ehardt	Kooiman	Richardville	Voorhees
Emmons	LaJoy	Robertson	Walker
Farhat	LaSata	Rocca	Ward
Gaffney	Meyer	Shackleton	Wenke
Garfield	Middaugh	Shaffer	Woronchak

Nays—45

Accavitti	Farrah	Lipsev	Sheltrown
Adamini	Gielegem	McConico	Smith
Anderson	Gillard	Meisner	Spade
Bieda	Gleason	Minore	Tobocman
Brown	Hardman	Murphy	Vagnozzi
Byrum	Hood	O'Neil	Waters
Cheeks	Hopgood	Phillips	Whitmer
Clack	Hunter	Plakas	Williams
Condino	Jamnack	Reeves	Wojno
Daniels	Kolb	Rivet	Woodward
Dennis	Law	Sak	Zelenko
Elkins			

In The Chair: Julian

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

“Mr. Speaker and members of the House:

I voted against this amendment because it would gut the intent of this bill by substituting the word ‘shall’ with ‘may.’ This change would likely result in polluters deciding that they ‘shall’ continue to pollute Michigan, which we are supposed to be working against.”

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

The motion prevailed.

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

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

By unanimous consent the House returned to the order of

Third Reading of Bills

Senate Bill No. 715, entitled

A bill to amend 1994 PA 451, entitled “Natural resources and environmental protection act,” by amending sections 11533 and 11538 (MCL 324.11533 and 324.11538).

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

Roll Call No. 24**Yeas—100**

Accavitti	Gielegem	Meisner	Sheltrown
Acciavatti	Gillard	Meyer	Shulman
Adamini	Gleason	Middaugh	Smith
Amos	Hager	Milosch	Spade
Anderson	Hardman	Minore	Stahl
Bieda	Hood	Mortimer	Stakoe
Bisbee	Hoogendyk	Murphy	Steil
Bradstreet	Hopgood	Newell	Stewart
Brandenburg	Howell	Nofs	Tabor
Brown	Huizenga	O'Neil	Taub
Byrum	Hummel	Palmer	Tobocman
Caul	Hune	Palsrok	Vagnozzi
Cheeks	Hunter	Pappageorge	Van Regenmorter
Clack	Jamnick	Phillips	Vander Veen
Condino	Johnson, Rick	Plakas	Voorhees
Daniels	Johnson, Ruth	Pumford	Walker
Dennis	Julian	Reeves	Ward
DeRoche	Koetje	Richardville	Waters
DeRossett	Kolb	Rivet	Wenke
Drolet	Kooiman	Robertson	Whitmer
Elkins	LaJoy	Rocca	Williams
Emmons	LaSata	Sak	Wojno
Farhat	Law	Shackleton	Woodward
Farrah	Lipsey	Shaffer	Woronchak
Gaffney	McConico	Sheen	Zelenko

Nays—4

Caswell	Garfield	Nitz	Pastor
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In The Chair: Julian

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

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

The House agreed to the full title.

Rep. 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. 5238, entitled**

A bill to amend 1986 PA 182, entitled “State police retirement act of 1986,” (MCL 38.1601 to 38.1648) by adding section 41a.

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

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

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

Rep. Richardville moved that the bill be placed on its immediate passage.
The motion prevailed, a majority of the members serving voting therefor.

By unanimous consent the House returned to the order of
Third Reading of Bills

House Bill No. 5238, entitled

A bill to amend 1986 PA 182, entitled "State police retirement act of 1986," (MCL 38.1601 to 38.1648) by adding section 41a.

The bill was read a third time.

The question being on the passage of the bill,

Rep. Minore moved that the bill be re-referred to the Committee on Senior Health, Security and Retirement.
The motion did not prevail.

The question being on the passage of the bill,

The bill was then passed, a majority of the members serving voting therefor, by yeas and nays, as follows:

Roll Call No. 25

Yeas—104

Accavitti	Garfield	Meisner	Sheen
Acciavatti	Gielegem	Meyer	Sheltrown
Adamini	Gillard	Middaugh	Shulman
Amos	Gleason	Milosch	Smith
Anderson	Hager	Minore	Spade
Bieda	Hardman	Mortimer	Stahl
Bisbee	Hood	Murphy	Stakoe
Bradstreet	Hoogendyk	Newell	Steil
Brandenburg	Hopgood	Nitz	Stewart
Brown	Howell	Nofs	Tabor
Byrum	Huizenga	O'Neil	Taub
Caswell	Hummel	Palmer	Tobocman
Caul	Hune	Palsrok	Vagnozzi
Cheeks	Hunter	Pappageorge	Van Regenmorter
Clack	Jamnick	Pastor	Vander Veen
Condino	Johnson, Rick	Phillips	Voorhees
Daniels	Johnson, Ruth	Plakas	Walker
DeRoche	Julian	Pumford	Ward
DeRossett	Koetje	Reeves	Waters
Drolet	Kolb	Richardville	Wenke
Ehardt	Kooiman	Rivet	Whitmer
Elkins	LaJoy	Robertson	Williams
Emmons	LaSata	Rocca	Wojno
Farhat	Law	Sak	Woodward
Farrah	Lipsey	Shackleton	Woronchak
Gaffney	McConico	Shaffer	Zelenko

Nays—0

In The Chair: Julian

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.

Reps. Hardman, Waters, Daniels, Woronchak, Plakas, Stewart, O'Neil, Rocca, Woodward, Phillips, Rick Johnson, Minore, Zelenko, Kolb, Jamnick, DeRossett, Richardville, Spade, Lipsey, Bisbee, Koetje, Voorhees, LaSata, Middaugh,

Meyer, Julian, Newell, Vander Veen, Dennis, Howell, Rivet, Caul, Ruth Johnson, Sheltroun, Shackleton, Brown, Palmer, Gaffney, Smith, Tobocman, Farrah, Pastor, LaJoy, Hopgood, Law, Brandenburg, Bieda, Meisner, Wojno, Clack, Vagnozzi, Taub, Accavitti, Amos, Stakoe, Garfield, Hune, Gleason, Robertson, Milosch, Caswell, Shaffer, Hoogendyk, Nofs, Ward, Emmons, Steil, Van Regenmorter, Nitz, Stahl, Huizenga, Farhat, Elkins, Palsrok and Gillard were named co-sponsors of the bill.

Second Reading of Bills

House Bill No. 4969, entitled

A bill to amend 1939 PA 280, entitled "The social welfare act," by amending section 57k (MCL 400.57k), as added by 1998 PA 361.

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

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

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

The motion prevailed.

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

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

By unanimous consent the House returned to the order of

Third Reading of Bills

House Bill No. 4969, entitled

A bill to amend 1939 PA 280, entitled "The social welfare act," by amending section 57k (MCL 400.57k), as added by 1998 PA 361.

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

Roll Call No. 26

Yeas—105

Accavitti	Garfield	Meisner	Sheen
Acciavatti	Gielegem	Meyer	Sheltroun
Adamini	Gillard	Middaugh	Shulman
Amos	Gleason	Milosch	Smith
Anderson	Hager	Minore	Spade
Bieda	Hardman	Mortimer	Stahl
Bisbee	Hood	Murphy	Stakoe
Bradstreet	Hoogendyk	Newell	Steil
Brandenburg	Hopgood	Nitz	Stewart
Brown	Howell	Nofs	Tabor
Byrum	Huizenga	O'Neil	Taub
Caswell	Hummel	Palmer	Tobocman
Caul	Hune	Palsrok	Vagnozzi
Cheeks	Hunter	Pappageorge	Van Regenmorter
Clack	Jamnick	Pastor	Vander Veen
Condino	Johnson, Rick	Phillips	Voorhees
Daniels	Johnson, Ruth	Plakas	Walker
Dennis	Julian	Pumford	Ward
DeRoche	Koetje	Reeves	Waters
DeRossett	Kolb	Richardville	Wenke
Drolet	Kooiman	Rivet	Whitmer
Ehardt	LaJoy	Robertson	Williams
Elkins	LaSata	Rocca	Wojno
Emmons	Law	Sak	Woodward
Farhat	Lipsey	Shackleton	Woronchak
Farrah	McConico	Shaffer	Zelenko
Gaffney			

Nays—0

In The Chair: Julian

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.

Reps. Hardman, Waters, McConico, Plakas, Anderson, Stewart, Rocca, Phillips, Zelenko, Kolb, Jamnick, Lipsey, Murphy, Voorhees, Hager, Vander Veen, Pumford, Ruth Johnson, Smith, LaJoy, Hopgood, Law, Brandenburg, Bieda, Meisner, Wojno, Acciavatti, Vagnozzi, Accavitti, Nofs, Stahl, Farhat, Elkins and Gillard were named co-sponsors of the bill.

Second Reading of Bills**House Bill No. 4098, entitled**

A bill to amend 1994 PA 451, entitled “Natural resources and environmental protection act,” (MCL 324.101 to 324.90106) by adding section 11513a.

Was read a second time, and the question being on the adoption of the proposed substitute (H-4) previously recommended by the Committee on Land Use and Environment,

The substitute (H-4) was adopted, a majority of the members serving voting therefor.

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

The question being on the adoption of the substitute (H-3) offered by Rep. Gielegem,

Rep. Gielegem demanded the yeas and nays,

The demand was supported.

The question being on the adoption of the substitute (H-3) offered by Rep. Gielegem,

The substitute (H-3) was not adopted, a majority of the members serving not voting therefor, by yeas and nays, as follows:

Roll Call No. 27**Yeas—45**

Accavitti	Farrah	Lipsey	Sheltrown
Acciavatti	Gielegem	McConico	Smith
Adamini	Gillard	Meisner	Spade
Anderson	Gleason	Minore	Tobocman
Bieda	Hardman	Murphy	Vagnozzi
Brown	Hood	O’Neil	Waters
Byrum	Hopgood	Phillips	Whitmer
Cheeks	Hunter	Plakas	Williams
Condino	Jamnick	Reeves	Wojno
Daniels	Kolb	Rivet	Woodward
Dennis	Law	Sak	Zelenko
Elkins			

Nays—59

Amos	Hoogendyk	Mortimer	Shulman
Bisbee	Howell	Newell	Stahl
Bradstreet	Huizenga	Nitz	Stakoe
Brandenburg	Hummel	Nofs	Steil
Caswell	Hune	Palmer	Stewart

Caul	Johnson, Rick	Palsrok	Tabor
DeRoche	Johnson, Ruth	Pappageorge	Taub
DeRossett	Julian	Pastor	Van Regenmorter
Drolet	Koetje	Pumford	Vander Veen
Ehardt	Kooiman	Richardville	Voorhees
Emmons	LaJoy	Robertson	Walker
Farhat	LaSata	Rocca	Ward
Gaffney	Meyer	Shackleton	Wenke
Garfield	Middaugh	Shaffer	Woronchak
Hager	Milosch	Sheen	

In The Chair: Julian

Rep. Ruth Johnson moved to amend the bill as follows:

1. Amend page 3, following line 14, by inserting:

“(8) Notwithstanding any provision of this part, if there is sufficient disposal capacity for a county’s disposal needs in or within 150 miles of the county, all of the following apply:

(a) The county is not required to identify a site for a new landfill in its solid waste management plan.

(b) An interim siting mechanism shall not become operative in the county unless the county board of commissioners determines otherwise.

(c) The department is not required to issue a construction permit for a new landfill in the county.”.

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

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

The motion prevailed.

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

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

Rep. Waters moved that Rep. Clack be excused temporarily from today’s session.

The motion prevailed.

By unanimous consent the House returned to the order of

Third Reading of Bills

House Bill No. 4098, entitled

A bill to amend 1994 PA 451, entitled “Natural resources and environmental protection act,” (MCL 324.101 to 324.90106) by adding section 11513a.

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

Roll Call No. 28

Yeas—97

Accavitti	Gielegem	Meyer	Shulman
Acciavatti	Gillard	Middaugh	Smith
Adamini	Gleason	Milosch	Spade
Amos	Hager	Minore	Stahl
Anderson	Hardman	Mortimer	Stakoe
Bieda	Hood	Murphy	Steil
Bisbee	Hopgood	Newell	Stewart
Bradstreet	Howell	Nofs	Tabor
Brandenburg	Huizenga	O’Neil	Taub
Brown	Hune	Palmer	Tobocman

Byrum	Hunter	Palsrok	Vagnozzi
Caul	Jamnick	Pappageorge	Van Regenmorter
Cheeks	Johnson, Rick	Phillips	Vander Veen
Condino	Johnson, Ruth	Plakas	Voorhees
Daniels	Julian	Pumford	Walker
Dennis	Koetje	Reeves	Ward
DeRoche	Kolb	Richardville	Waters
DeRossett	Kooiman	Rivet	Wenke
Ehardt	LaJoy	Robertson	Whitmer
Elkins	LaSata	Rocca	Williams
Emmons	Law	Sak	Wojno
Farhat	Lipsey	Shackleton	Woodward
Farrah	McConico	Shaffer	Woronchak
Gaffney	Meisner	Sheltrown	Zelenko
Garfield			

Nays—7

Caswell	Hoogendyk	Nitz	Sheen
Drolet	Hummel	Pastor	

In The Chair: Julian

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. 4099, entitled**

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending sections 11505 and 11514 (MCL 324.11505 and 324.11514).

Was read a second time, and the question being on the adoption of the proposed substitute (H-4) previously recommended by the Committee on Land Use and Environment,

The substitute (H-4) was adopted, a majority of the members serving voting therefor.

Rep. Gielegem moved to substitute (H-5) the bill.

The question being on the adoption of the substitute (H-5) offered by Rep. Gielegem,

Rep. Gielegem demanded the yeas and nays,

The demand was supported.

The question being on the adoption of the substitute (H-5) offered by Rep. Gielegem,

The substitute (H-5) was not adopted, a majority of the members serving not voting therefor, by yeas and nays, as follows:

Roll Call No. 29**Yeas—45**

Accavitti	Farrah	Lipsey	Sheltrown
Acciavatti	Gielegem	McConico	Smith
Adamini	Gillard	Meisner	Spade
Anderson	Gleason	Minore	Tobocman
Bieda	Hardman	Murphy	Vagnozzi

Brown	Hood	O'Neil	Waters
Byrum	Hopgood	Phillips	Whitmer
Cheeks	Hunter	Plakas	Williams
Condino	Jamnack	Reeves	Wojno
Daniels	Kolb	Rivet	Woodward
Dennis	Law	Sak	Zelenko
Elkins			

Nays—59

Amos	Hoogendyk	Mortimer	Shulman
Bisbee	Howell	Newell	Stahl
Bradstreet	Huizenga	Nitz	Stakoe
Brandenburg	Hummel	Nofs	Steil
Caswell	Hune	Palmer	Stewart
Caul	Johnson, Rick	Palsrok	Tabor
DeRoche	Johnson, Ruth	Pappageorge	Taub
DeRossett	Julian	Pastor	Van Regenmorter
Drolet	Koetje	Pumford	Vander Veen
Ehardt	Kooiman	Richardville	Voorhees
Emmons	LaJoy	Robertson	Walker
Farhat	LaSata	Rocca	Ward
Gaffney	Meyer	Shackleton	Wenke
Garfield	Middaugh	Shaffer	Woronchak
Hager	Milosch	Sheen	

In The Chair: Julian

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

Rep. Richardville moved that the bill be placed on its immediate passage.
The motion prevailed, a majority of the members serving voting therefor.

By unanimous consent the House returned to the order of

Third Reading of Bills**House Bill No. 4099, entitled**

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending sections 11505 and 11514 (MCL 324.11505 and 324.11514).

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

Roll Call No. 30**Yeas—96**

Accavitti	Gielegem	Meisner	Sheltrown
Acciavatti	Gillard	Meyer	Shulman
Adamini	Gleason	Middaugh	Smith
Amos	Hager	Milosch	Spade
Anderson	Hardman	Minore	Stahl
Bieda	Hood	Mortimer	Steil
Bisbee	Hopgood	Murphy	Stewart
Bradstreet	Howell	Newell	Tabor
Brandenburg	Huizenga	Nofs	Taub

Brown	Hummel	O'Neil	Tobocman
Byrum	Hune	Palmer	Vagnozzi
Caul	Hunter	Palsrok	Van Regenmorter
Cheeks	Jamnick	Pappageorge	Vander Veen
Condino	Johnson, Rick	Phillips	Voorhees
Daniels	Johnson, Ruth	Plakas	Walker
Dennis	Julian	Pumford	Ward
DeRoche	Koetje	Reeves	Waters
DeRossett	Kolb	Richardville	Wenke
Ehardt	Kooiman	Rivet	Whitmer
Elkins	LaJoy	Robertson	Williams
Emmons	LaSata	Rocca	Wojno
Farhat	Law	Sak	Woodward
Farrah	Lipsey	Shackleton	Woronchak
Gaffney	McConico	Shaffer	Zelenko

Nays—8

Caswell	Garfield	Nitz	Sheen
Drolet	Hoogendyk	Pastor	Stakoe

In The Chair: Julian

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

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

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending sections 11505 and 11514 (MCL 324.11505 and 324.11514) and by adding sections 11507b and 11507c.

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.

By unanimous consent the House returned to the order of

Motions and Resolutions

Rep. Richardville moved to suspend that portion of Rule 44 requiring bills to be handed to the Clerk three hours prior to calling the House to order.

The motion prevailed, 3/5 of the members present voting therefor.

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

Reports of Standing Committees

The Committee on Government Operations, by Rep. Koetje, Chair, reported

House Bill No. 4317, entitled

A bill to amend 1846 RS 2, entitled "Of the legislature," by amending section 4 (MCL 4.84).

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 and laid over one day under the rules.

Favorable Roll Call

To Report Out:

Yeas: Reps. Koetje, Drolet and Tobocman

Nays: None

The Committee on Government Operations, by Rep. Koetje, Chair, reported

Senate Bill No. 800, entitled

A bill to amend 1969 PA 306, entitled "Administrative procedures act of 1969," by amending sections 5, 8, 24, 28, 39, 41, 41a, 42, 44, 45, 45a, 49, 50, 52, and 53 (MCL 24.205, 24.208, 24.224, 24.228, 24.239, 24.241, 24.241a, 24.242, 24.244, 24.245, 24.245a, 24.249, 24.250, 24.252, and 24.253), sections 5, 8, 24, 41a, 42, 44, 45, 52, and 53 as amended and sections 28, 39, and 45a as added by 1999 PA 262 and section 41 as amended by 1993 PA 141.

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 and laid over one day under the rules.

Favorable Roll Call

To Report Out:

Yeas: Reps. Koetje, Drolet and Tobocman

Nays: None

The Committee on Government Operations, by Rep. Koetje, Chair, reported

Senate Bill No. 801, entitled

A bill to amend 1899 PA 44, entitled "An act to provide for the publication and distribution of publications, laws, and documents, reports of the several officers, boards of officers and public institutions of this state now or hereafter to be published; to provide for the replacing of publications lost by fire or otherwise; to provide for the publication and distribution of the Michigan manual; to provide for duties of certain state and local government departments and agencies; to establish certain funds; and to provide for certain penalties and remedies," by amending section 2 (MCL 24.2), as amended by 1995 PA 179.

Without amendment and with the recommendation that the bill pass.

The bill was referred to the order of Second Reading of Bills and laid over one day under the rules.

Favorable Roll Call

To Report Out:

Yeas: Reps. Koetje, Drolet and Tobocman

Nays: None

COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Koetje, Chair, of the Committee on Government Operations, was received and read:

Meeting held on: Thursday, February 5, 2004

Present: Reps. Koetje, Drolet and Tobocman

Absent: Reps. Howell and Lipsey

Excused: Reps. Howell and Lipsey

COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Nofs, Chair, of the Committee on Veterans Affairs and Homeland Security, was received and read:

Meeting held on: Thursday, February 5, 2004

Present: Reps. Nofs, Garfield, Richardville, Pappageorge, Ruth Johnson, Woronchak, Woodward, Sheltroun, Spade and Elkins

Absent: Rep. Casperson

Excused: Rep. Casperson

COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Thursday, February 5, 2004

Present: Reps. Howell, LaSata, Van Regenmorter, Bradstreet, Koetje, Pappageorge, Voorhees, Garfield, Lipsey, Adamini, Bieda and Condino

Absent: Reps. Gaffney, Wenke and Smith

Excused: Reps. Gaffney, Wenke and Smith

COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Thursday, February 5, 2004

Present: Reps. DeRossett, Hummel, DeRoche, Hune, Huizenga, LaJoy, Robertson, Ward, Anderson, Jammick, Gleason, Tobocman, Murphy and Elkins

Absent: Reps. Casperson, Gaffney and Adamini

Excused: Reps. Casperson, Gaffney and Adamini

Messages from the Senate

House Bill No. 4724, entitled

A bill to amend 1979 PA 94, entitled "The state school aid act of 1979," (MCL 388.1601 to 388.1772) by adding section 9.

The Senate has passed the bill and pursuant to Joint Rule 20, inserted the full title.

The House agreed to the full title.

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

House Bill No. 4693, entitled

A bill to amend 1976 PA 451, entitled "The revised school code," (MCL 380.1 to 380.1852) by adding section 1294.

The Senate has substituted (S-1) the bill.

The Senate has passed the bill as substituted (S-1) and pursuant to Joint Rule 20, inserted the full title.

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

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 on Thursday, February 5:

House Bill Nos. 5447 5448 5449 5450 5451 5452 5453 5454 5455 5456 5457 5458

Introduction of Bills

Reps. Gielegheem, Spade, Farrah, Sak, Byrum, Law, Condino, Tobocman and Plakas introduced

House Bill No. 5459, entitled

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," (MCL 324.101 to 324.90106) by adding part 166.

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

Reps. Daniels, Woronchak, Tobocman, O'Neil, Zelenko, Sak, Cheeks, Accavitti, Gillard, Elkins, Wojno, Meisner, Hopgood, Gleason, Condino, Clack, Vagnozzi, Farrah, Plakas, Phillips, Pastor, Whitmer, Bieda, Jammick, Brown, Rivet, Kolb, Sheltroun, Williams, Gielegheem, Woodward, Hager, Hardman and Hunter introduced

House Bill No. 5460, entitled

A bill to amend 1956 PA 218, entitled "The insurance code of 1956," (MCL 500.100 to 500.8302) by adding chapter 21A.

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

Reps. Vander Veen, Hoogendyk, Nitz, Brandenburg, DeRossett, Stahl, Taub, Wenke and Huizenga introduced
House Bill No. 5461, entitled

A bill to amend 1979 PA 94, entitled "The state school aid act of 1979," by amending section 25c (MCL 388.1625c), as added by 2001 PA 121; and to repeal acts and parts of acts.

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

Reps. Robertson, Shaffer, LaJoy, Voorhees, Stakoe, Brandenburg, Garfield and Vander Veen introduced
House Bill No. 5462, entitled

A bill to amend 1931 PA 328, entitled "The Michigan penal code," by amending section 316 (MCL 750.316), as amended by 1999 PA 189.

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

Reps. Robertson, Wenke, Shaffer, LaJoy, Voorhees, Stakoe, Brandenburg, Drolet, Garfield, Nitz and Vander Veen introduced

House Bill No. 5463, entitled

A bill to amend 1975 PA 228, entitled "Single business tax act," (MCL 208.1 to 208.145) by adding section 37f.

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

Reps. Tobocman, Farrah, Condino, Adamini, Wojno, Sak, Minore and Accavitti introduced

House Bill No. 5464, entitled

A bill to amend 1969 PA 317, entitled "Worker's disability compensation act of 1969," by amending section 405 (MCL 418.405), as amended by 1980 PA 457.

The bill was read a first time by its title and referred to the Committee on Employment Relations, Training and Safety.

Reps. Gaffney, Lipsey, Condino, LaSata, Adamini, Bieda and Smith introduced

House Bill No. 5465, entitled

A bill to amend 1961 PA 236, entitled "Revised judicature act of 1961," by amending section 5856 (MCL 600.5856), as amended by 1993 PA 78.

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

Reps. Emmons, Milosch, Vander Veen, Garfield, LaJoy, Robertson, Amos, Tabor, Steil, Hune, Walker, Stakoe, Nofs, Tobocman, Ruth Johnson, Middaugh, Farrah, Woronchak, Pumford, Meyer, Shackleton, Plakas, Mortimer, Pappageorge, Bisbee, Kooiman, Huizenga, Sheen, Newell, Rocca, Nitz, Caswell, Brandenburg, Bradstreet, Drolet, Hummel, Acciavatti, Farhat, Pastor, Shulman, Moolenaar, Ward, Gleason, Vagnozzi and Voorhees introduced

House Bill No. 5466, entitled

A bill to amend 1998 PA 386, entitled "Estates and protected individuals code," by amending section 5103 (MCL 700.5103), as amended by 2000 PA 54.

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

Reps. Voorhees, Nitz, Huizenga, Brandenburg, Hoogendyk, Hager, Hummel, Vander Veen, Kooiman, DeRossett, Taub, Wenke and Sheen introduced

House Bill No. 5467, entitled

A bill to amend 1887 PA 128, entitled "An act establishing the minimum ages for contracting marriages; to require a civil license in order to marry and its registration; to provide for the implementation of federal law; and to provide a penalty for the violation of this act," by amending the title and sections 2, 3, and 3a (MCL 551.102, 551.103, and 551.103a), the title and section 2 as amended by 1998 PA 333, section 3 as amended by 1984 PA 346, and section 3a as amended by 1989 PA 270, and by adding sections 2a and 2b.

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

Reps. Stahl, Brandenburg, Acciavatti, Shaffer, Meyer, Ward, Nofs, Hune, Taub, Gaffney, Bradstreet, Hager, Voorhees, Kooiman, Lipsey, Hummel, Cheeks, Vander Veen, Gleason, Spade, Pappageorge, Moolenaar, Reeves, Ehardt, Milosch, Sheen, DeRossett, Mortimer, Newell, Nitz, Bisbee, Stakoe, Rocca, Huizenga and Garfield introduced

House Bill No. 5468, entitled

A bill to amend 1967 PA 281, entitled "Income tax act of 1967," (MCL 206.1 to 206.532) by adding section 269.

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

Reps. Hager, Hoogendyk, Acciavatti, Brandenburg, Stahl, Stewart, Nitz, Spade, Voorhees, Hummel, Kooiman, DeRossett, Taub, Vander Veen and Sheen introduced

House Bill No. 5469, entitled

A bill to amend 1887 PA 128, entitled "An act establishing the minimum ages for contracting marriages; to require a civil license in order to marry and its registration; to provide for the implementation of federal law; and to provide a penalty for the violation of this act," (MCL 551.101 to 551.111) by amending the title, as amended by 1998 PA 333, and by adding section 12.

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

Reps. Vander Veen, Hoogendyk, Nitz, Caswell, Brandenburg, Hager, Hummel, Kooiman, Taub, DeRossett, Stahl, Wenke and Sheen introduced

House Bill No. 5470, entitled

A bill to amend 1846 RS 84, entitled "Of divorce," (MCL 552.1 to 552.45) by adding sections 5 and 5a.

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

Reps. Moolenaar, Voorhees, Hoogendyk, Nitz, Hager, Hummel, Kooiman, DeRossett, Vander Veen, Huizenga, Sheen and Taub introduced

House Bill No. 5471, entitled

A bill to amend 1970 PA 91, entitled "Child custody act of 1970," by amending the title and sections 1, 2, 3, 4, 5, 6, 6a, 7, 7a, 7b, and 11 (MCL 722.21, 722.22, 722.23, 722.24, 722.25, 722.26, 722.26a, 722.27, 722.27a, 722.27b, and 722.31), the title and sections 7a and 7b as amended by 1996 PA 19, section 2 as amended by 2002 PA 9, sections 3, 5, and 6 as amended by 1993 PA 259, section 4 as amended by 1998 PA 482, section 7 as amended by 2001 PA 108, section 6a as added by 1980 PA 434, and section 11 as added by 2000 PA 422, and by adding sections 12, 13, 14, 15, 16, 17, 18, and 19.

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

Reps. Bradstreet, Voorhees, Nitz, Stahl, Hager, Hummel, DeRossett, Vander Veen, Kooiman, Drolet and Hoogendyk introduced

House Bill No. 5472, entitled

A bill to amend 1846 RS 84, entitled "Of divorce," by amending section 45 (MCL 552.45).

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

Reps. Wojno, Hummel, Bieda, Wenke, Gleason, Kooiman, Vander Veen, Sak, Richardville, Cheeks, Mortimer, Hoogendyk, Sheen and Taub introduced

House Bill No. 5473, entitled

A bill to amend 1887 PA 128, entitled "An act establishing the minimum ages for contracting marriages; to require a civil license in order to marry and its registration; to provide for the implementation of federal law; and to provide a penalty for the violation of this act," by amending sections 3 and 4 (MCL 551.103 and 551.104), section 3 as amended by 1984 PA 346.

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

Reps. Gleason, Stahl, Gillard, Murphy, Adamini, Bieda, Sak, Stakoe, Voorhees, Pastor, Hoogendyk, Hager, Hummel, Kooiman, Vander Veen and Taub introduced

House Bill No. 5474, entitled

A bill to amend 1978 PA 368, entitled "Public health code," by amending sections 16901, 16903, and 16905 (MCL 333.16901, 333.16903, and 333.16905), as added by 1995 PA 126.

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

Reps. Bradstreet, Ruth Johnson, Nitz, Woodward, Nofs, Stahl, Vander Veen and DeRossett introduced

House Bill No. 5475, entitled

A bill to amend 1976 PA 451, entitled "The revised school code," (MCL 380.1 to 380.1852) by adding section 620.

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

Reps. DeRoche, Nitz, Ward, Newell, Hummel, Tabor, Voorhees, Drolet, Brandenburg, Pastor, Ehardt, Hoogendyk, Shaffer, Robertson, Palmer, Taub, Vander Veen, Palsrok, Sheen, Milosch, Stahl, Wenke, DeRossett, Emmons, Kooiman and Huizenga introduced

House Bill No. 5476, entitled

A bill to amend 1976 PA 451, entitled "The revised school code," by amending sections 1535a, 1539a, and 1539b (MCL 380.1535a, 380.1539a, and 380.1539b), as amended by 1995 PA 289.

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

Reps. Hummel, Nitz, Vander Veen, Milosch, Shaffer, Palmer, Hoogendyk, Kooiman, Drolet, Voorhees, Newell, Sheen and Hune introduced

House Bill No. 5477, entitled

A bill to amend 1976 PA 451, entitled "The revised school code," by amending sections 1169 and 1507 (MCL 380.1169 and 380.1507), as amended by 1993 PA 335, and by adding section 1507b.

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

Reps. Stahl, Hummel, Nitz, Vander Veen, Milosch, Huizenga, Pastor, Palmer, Hoogendyk, Drolet, Voorhees, Newell, Sheen, Hune, Palsrok and Kooiman introduced

House Bill No. 5478, entitled

A bill to amend 1979 PA 94, entitled "The state school aid act of 1979," by amending section 166a (MCL 388.1766a), as amended by 2003 PA 158.

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

Rep. Howell introduced

House Bill No. 5479, entitled

A bill to amend 1961 PA 236, entitled "Revised judicature act of 1961," by amending section 8142 (MCL 600.8142). The bill was read a first time by its title and referred to the Committee on Judiciary.

Rep. Howell introduced

House Bill No. 5480, entitled

A bill to amend 1961 PA 236, entitled "Revised judicature act of 1961," by amending section 549g (MCL 600.549g), as added by 1981 PA 182.

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

Rep. Howell introduced

House Bill No. 5481, entitled

A bill to amend 1956 PA 218, entitled "The insurance code of 1956," (MCL 500.100 to 500.8302) by adding section 3136. The bill was read a first time by its title and referred to the Committee on Insurance.

Rep. Ward introduced

House Bill No. 5482, entitled

A bill to amend 1954 PA 116, entitled "Michigan election law," (MCL 168.1 to 168.992) by adding section 679a. The bill was read a first time by its title and referred to the Committee on Local Government and Urban Policy.

Reps. Rivet, McConico, Accavitti, Farrah, Tobocman, Bisbee, Huizenga, DeRoche, Hunter and Elkins introduced

House Bill No. 5483, entitled

A bill to amend 2000 PA 146, entitled "Obsolete property rehabilitation act," by amending section 2 (MCL 125.2782).

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

Reps. McConico, Rivet, Accavitti, Farrah, Tobocman, Bisbee, Huizenga, DeRoche, Hunter and Elkins introduced

House Bill No. 5484, entitled

A bill to amend 1992 PA 147, entitled "Neighborhood enterprise zone act," by amending sections 5 and 12 (MCL 207.775 and 207.782), section 12 as amended by 2001 PA 217.

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

Reps. Garfield, Nofs, Drolet, Pastor, Milosch, Taub, Stahl, Brandenburg, Elkins, LaJoy and DeRossett introduced **House Bill No. 5485, entitled**

A bill to amend 1965 PA 190, entitled "An act to provide for a system of uniformity of service for veterans," by amending section 1 (MCL 35.61), as amended by 1997 PA 131.

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

Reps. Acciavatti, Garfield, Nofs, Pastor, Taub, Stahl, Brandenburg, Elkins, LaJoy and DeRossett introduced **House Bill No. 5486, entitled**

A bill to amend 1946 (1st Ex Sess) PA 9, entitled "An act to create the Michigan veterans' trust fund, and to define who shall be eligible to receive assistance therefrom; to provide for the disbursement of the income thereof and surplus therein; to create a board of trustees, and to prescribe its powers and duties; to provide for county and district committees, and their powers, duties, and expenses; to prescribe penalties; and to make appropriations to carry out the provisions of this act," by amending section 2 (MCL 35.602).

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

Reps. Hune, Julian, Sheen, Spade, Ward, DeRoche, Nitz, Caswell, Palsrok, Newell, Emmons, LaJoy, Mortimer, Ehardt, Vander Veen, Acciavatti, Hummel, Walker, Nofs, Van Regenmorter, Stakoe, Pumford, Pappageorge, Meyer, Farhat, Brandenburg, Pastor, Hoogendyk, Amos, Shaffer, Robertson, Palmer, Taub, Voorhees, Huizenga, Middaugh, Gaffney, Wenke, Stahl, Milosch, Tabor and Anderson introduced

House Bill No. 5487, entitled

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," (MCL 257.1 to 257.923) by adding section 811o.

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

Reps. Meyer, Stahl, LaJoy, Vander Veen, Nitz and Ehardt introduced

House Bill No. 5488, entitled

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

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

Reps. Law, Bieda, Hopgood, Gleason, Spade, Tobocman, Sak, Murphy, Elkins, Pappageorge, Gillard, Meisner, Smith, Hunter, Hood, Zelenko, Gielegem, Phillips, Vagnozzi, Dennis, Sheltroun, Vander Veen, Nofs, Woodward, Condino, Wojno, Accavitti, O'Neil, Brown, Adamini, Plakas, Farrah, Kolb, Lipsey, Cheeks, McConico, Jamnick, Reeves, Minore, Williams, Clack, Ruth Johnson, Palmer, Voorhees, Hager, Hardman, Richardville, Ehardt, Pumford, Woronchak, Gaffney, Rocca and Meyer introduced

House Bill No. 5489, entitled

A bill to amend 1946 (1st Ex Sess) PA 9, entitled "An act to create the Michigan veterans' trust fund, and to define who shall be eligible to receive assistance therefrom; to provide for the disbursement of the income thereof and surplus therein; to create a board of trustees, and to prescribe its powers and duties; to provide for county and district committees, and their powers, duties, and expenses; to prescribe penalties; and to make appropriations to carry out the provisions of this act," by amending section 2 (MCL 35.602).

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

Reps. Law, Hopgood, Bieda, Gleason, Spade, Tobocman, Sak, Murphy, Elkins, Pappageorge, Gillard, Meisner, Smith, Hunter, Hood, Zelenko, Gielegem, Phillips, Vagnozzi, Dennis, Sheltroun, Vander Veen, Nofs, Woodward, Condino, Wojno, Accavitti, O'Neil, Brown, Adamini, Plakas, Farrah, Kolb, Lipsey, Cheeks, McConico, Jamnick, Reeves, Minore, Williams, Clack, Ruth Johnson, Palmer, Voorhees, Hager, Hardman, Richardville, Ehardt, Pumford, Woronchak, Gaffney, Rocca and Meyer introduced

House Bill No. 5490, entitled

A bill to amend 1965 PA 190, entitled "An act to provide for a system of uniformity of service for veterans," by amending section 1 (MCL 35.61), as amended by 1997 PA 131.

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

Reps. Wenke, Hoogendyk, Nofs and Lipsey introduced

House Bill No. 5491, entitled

A bill to amend 2001 PA 142, entitled "Michigan memorial highway act," (MCL 250.1001 to 250.1100) by adding section 1080.

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

Reps. Wenke, Lipsey and Nofs introduced

House Bill No. 5492, entitled

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

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

Reps. Moolenaar, Walker, Palmer, Palsrok, Wenke, Stahl, Nofs, Newell, Hager, Amos, LaJoy, Hoogendyk, Julian, Koetje, Sheen, DeRossett, Shackleton, Pappageorge, Ward, Caul, Farhat, Rick Johnson, Shaffer, Bradstreet, Stakoe, DeRoche, Gaffney, Huizenga, Kooiman, Voorhees and Meyer introduced

House Joint Resolution V, entitled

A joint resolution proposing an amendment to the state constitution of 1963, by amending section 3 of article VIII, to provide for gubernatorial appointment of the superintendent of public instruction.

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

Rep. Ward moved that the House adjourn.

The motion prevailed, the time being 1:30 p.m.

The Speaker Pro Tempore declared the House adjourned until Tuesday, February 10, at 1:00 p.m.

GARY L. RANDALL
Clerk of the House of Representatives