

No. 57
STATE OF MICHIGAN
JOURNAL
OF THE
House of Representatives
92nd Legislature
REGULAR SESSION OF 2004

House Chamber, Lansing, Thursday, June 17, 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—e/d/s	Moolenaar—present	Stahl—present
Bisbee—present	Hart—present	Mortimer—present	Stakoe—present
Bradstreet—present	Hood—present	Murphy—present	Stallworth—present
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—present	Huizenga—present	O’Neil—present	Taub—present
Caswell—present	Hummel—present	Palmer—present	Tobocman—present
Caul—present	Hune—present	Palsrok—present	Vagnozzi—present
Cheeks—excused	Hunter—present	Pappageorge—present	Van Regenmorter—present
Clack—present	Jamnick—present	Pastor—present	Vander Veen—present
Condino—present	Johnson, Rick—present	Phillips—present	Voorhees—present
Daniels—excused	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—excused	Shaffer—present	Zelenko—present
Gaffney—present			

e/d/s = entered during session

Rep. Charles LaSata, from the 79th District, offered the following invocation:

“Dear God, please grant us the grace to open our minds, to accept divergent schools of thought, and to craft the best possible public policy of laws for the 10.3 million people of our great state. In Christ’s name, Amen.”

Rep. Waters moved that Reps. Cheeks, Daniels and McConico be excused from today’s session.
The motion prevailed.

Messages from the Senate

The Speaker laid before the House

House Bill No. 5859, entitled

A bill to amend 1961 PA 236, entitled “Revised judicature act of 1961,” by amending sections 3204 and 3212 (MCL 600.3204 and 600.3212), as amended by 1994 PA 397.

(The bill was received from the Senate on June 10, with amendments, full title inserted and immediate effect given by the Senate, consideration of which, under the rules, was postponed until June 15, see House Journal No. 54, p. 1296.)

The question being on concurring in the amendments made to the bill 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. 501

Yeas—104

Accavitti	Garfield	Meyer	Sheen
Acciavatti	Gielegem	Middaugh	Sheltrown
Adamini	Gillard	Milosch	Shulman
Amos	Gleason	Minore	Smith
Anderson	Hager	Moolenaar	Spade
Bieda	Hart	Mortimer	Stahl
Bisbee	Hood	Murphy	Stakoe
Bradstreet	Hoogendyk	Newell	Steil
Brandenburg	Hopgood	Nitz	Stewart
Brown	Howell	Nofs	Tabor
Byrum	Huizenga	O’Neil	Taub
Casperson	Hummel	Palmer	Tobocman
Caswell	Hune	Palsrok	Vagnozzi
Caul	Hunter	Pappageorge	Van Regenmorter
Clack	Jamnick	Pastor	Vander Veen
Condino	Johnson, Rick	Phillips	Voorhees
Dennis	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	Meisner	Shaffer	Zelenko

Nays—0

In The Chair: Julian

The House agreed to the full title of the bill.

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

Second Reading of Bills

House Bill No. 5842, entitled

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending sections 617 and 619 (MCL 257.617 and 257.619), section 617 as amended by 2001 PA 159 and section 619 as amended by 1999 PA 73.

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

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

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

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

Rep. Stakoe 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. Stallworth 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. 5842, entitled

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending sections 617 and 619 (MCL 257.617 and 257.619), section 617 as amended by 2001 PA 159 and section 619 as amended by 1999 PA 73.

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

Roll Call No. 502

Yeas—104

Accavitti	Garfield	Meyer	Sheen
Acciavatti	Gielegem	Middaugh	Sheltrown
Adamini	Gillard	Milosch	Shulman
Amos	Gleason	Minore	Smith
Anderson	Hager	Moolenaar	Spade
Bieda	Hart	Mortimer	Stahl
Bisbee	Hood	Murphy	Stakoe
Bradstreet	Hoogendyk	Newell	Steil
Brandenburg	Hopgood	Nitz	Stewart
Brown	Howell	Nofs	Tabor
Byrum	Huizenga	O'Neil	Taub
Casperson	Hummel	Palmer	Tobocman
Caswell	Hune	Palsrok	Vagnozzi
Caul	Hunter	Pappageorge	Van Regenmorter
Clack	Jamnick	Pastor	Vander Veen
Condino	Johnson, Rick	Phillips	Voorhees
Dennis	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	Meisner	Shaffer	Zelenko

Nays—0

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 1949 PA 300, entitled "Michigan vehicle code," by amending sections 617, 617a, 618, and 619 (MCL 257.617, 257.617a, 257.618, and 257.619), section 617 as amended by 2001 PA 159 and section 619 as amended by 1999 PA 73.

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

House Bill No. 5846, entitled

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending section 28 of chapter V (MCL 765.28), as amended by 2002 PA 659.

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

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

Rep. Stakoe 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. 5846, entitled

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending section 28 of chapter V (MCL 765.28), as amended by 2002 PA 659.

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

Roll Call No. 503

Yeas—104

Accavitti	Garfield	Meyer	Sheen
Acciavatti	Gielegem	Middaugh	Sheltrown
Adamini	Gillard	Milosch	Shulman
Amos	Gleason	Minore	Smith
Anderson	Hager	Moolenaar	Spade
Bieda	Hart	Mortimer	Stahl

Bisbee	Hood	Murphy	Stakoe
Bradstreet	Hoogendyk	Newell	Steil
Brandenburg	Hopgood	Nitz	Stewart
Brown	Howell	Nofs	Tabor
Byrum	Huizenga	O'Neil	Taub
Casperson	Hummel	Palmer	Tobocman
Caswell	Hune	Palsrok	Vagnozzi
Caul	Hunter	Pappageorge	Van Regenmorter
Clack	Jamnack	Pastor	Vander Veen
Condino	Johnson, Rick	Phillips	Voorhees
Dennis	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	Meisner	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.

Second Reading of Bills

House Bill No. 5979, entitled

A bill to amend 1979 PA 53, entitled "An act to prohibit access to computers, computer systems, and computer networks for certain fraudulent purposes; to prohibit intentional and unauthorized access, alteration, damage, and destruction of computers, computer systems, computer networks, computer software programs, and data; and to prescribe penalties," (MCL 752.791 to 752.797) by amending the title and by adding sections 5a and 7a.

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

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

Rep. Palsrok 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. Nitz moved that Rep. Kooiman 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. 5979, entitled

A bill to amend 1979 PA 53, entitled "An act to prohibit access to computers, computer systems, and computer networks for certain fraudulent purposes; to prohibit intentional and unauthorized access, alteration, damage, and

destruction of computers, computer systems, computer networks, computer software programs, and data; and to prescribe penalties,” (MCL 752.791 to 752.797) by amending the title and by adding sections 5a and 7a.

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

Roll Call No. 504**Yeas—103**

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

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. Stewart, Gielegem, Woodward, Shulman, Pappageorge, Phillips, Jamnick, DeRossett, Richardville, Spade, Voorhees, Hager, Meyer, Newell, Vander Veen, Howell, Sheltrown, Bradstreet, Gaffney, Pastor, LaJoy, Bieda, Meisner, Wojno, Acciavatti, Vagnozzi, DeRoche, Taub, Accavitti, Stakoe, Hune, Gleason, Milosch, Nofs, Wenke, Ward, Emmons, Stahl, Farhat, Moolenaar, Walker and Casperson were named co-sponsors of the bill.

Rep. Kooiman, under Rule 33, made the following statement:

“Mr. Speaker and members of the House:

I was absent from the Chamber when the vote was taken on Roll Call No. 504. Had I been present, I would have voted ‘yea’.”

Second Reading of Bills

Senate Bill No. 988, entitled

A bill to amend 1980 PA 299, entitled "Occupational code," by amending sections 805a, 806b, and 810 (MCL 339.805a, 339.806b, and 339.810), sections 805a and 810 as amended and section 806b as added by 1995 PA 217, and by adding section 806e.

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

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. 988, entitled

A bill to amend 1980 PA 299, entitled "Occupational code," by amending sections 805a, 806b, and 810 (MCL 339.805a, 339.806b, and 339.810), sections 805a and 810 as amended and section 806b as added by 1995 PA 217, and by adding section 806e.

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

Roll Call No. 505

Yeas—104

Accavitti	Garfield	Meyer	Sheen
Acciavatti	Gielegem	Middaugh	Sheltrown
Adamini	Gillard	Milosch	Shulman
Amos	Gleason	Minore	Smith
Anderson	Hager	Moolenaar	Spade
Bieda	Hart	Mortimer	Stahl
Bisbee	Hood	Murphy	Stakoe
Bradstreet	Hoogendyk	Newell	Steil
Brandenburg	Hopgood	Nitz	Stewart
Brown	Howell	Nofs	Tabor
Byrum	Huizenga	O'Neil	Taub
Casperson	Hummel	Palmer	Tobocman
Caswell	Hune	Palsrok	Vagnozzi
Caul	Hunter	Pappageorge	Van Regenmorter
Clack	Jamnick	Pastor	Vander Veen
Condino	Johnson, Rick	Phillips	Voorhees
Dennis	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	Meisner	Shaffer	Zelenko

Nays—0

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 1980 PA 299, entitled "An act to revise, consolidate, and classify the laws of this state regarding the regulation of certain occupations; to create a board for each of those occupations; to establish the powers and duties of certain departments and agencies and the boards of each occupation; to provide for the promulgation of rules; to provide for certain fees; to provide for penalties and civil fines; to establish rights, relationships, and remedies of certain persons under certain circumstances; to repeal certain parts of this act on a specific date; and to repeal certain acts and parts of acts," by amending sections 805a, 806, 806b, and 810 (MCL 339.805a, 339.806, 339.806b, and 339.810), sections 805a, 806, and 810 as amended and section 806b as added by 1995 PA 217, and by adding section 806e.

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. 1191, entitled

A bill to amend 1979 PA 152, entitled "State license fee act," by amending section 49 (MCL 338.2249), as amended by 2003 PA 87.

The bill was read a second time.

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. 1191, entitled

A bill to amend 1979 PA 152, entitled "State license fee act," by amending section 49 (MCL 338.2249), as amended by 2003 PA 87.

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

Roll Call No. 506

Yeas—104

Accavitti	Garfield	Meyer	Sheen
Acciavatti	Gielegem	Middaugh	Sheltrown
Adamini	Gillard	Milosch	Shulman
Amos	Gleason	Minore	Smith
Anderson	Hager	Moolenaar	Spade
Bieda	Hart	Mortimer	Stahl
Bisbee	Hood	Murphy	Stakoe
Bradstreet	Hoogendyk	Newell	Steil
Brandenburg	Hopgood	Nitz	Stewart
Brown	Howell	Nofs	Tabor
Byrum	Huizenga	O'Neil	Taub
Casperson	Hummel	Palmer	Tobocman
Caswell	Hune	Palsrok	Vagnozzi
Caul	Hunter	Pappageorge	Van Regenmorter
Clack	Jamnack	Pastor	Vander Veen
Condino	Johnson, Rick	Phillips	Voorhees
Dennis	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	Meisner	Shaffer	Zelenko

Nays—0

In The Chair: Julian

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

“An act to provide for the establishment and collection of fees for the regulation of certain occupations and professions, and for certain agencies and businesses; to create certain funds; and to prescribe certain powers and duties of certain state agencies and departments,”

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.

By unanimous consent the House returned to the order of

Reports of Standing Committees

The Speaker laid before the House

House Resolution No. 211.

A resolution to urge the President of the United States to oppose World Trade Organization policies that are contrary to the Continued Dumping and Subsidy Offset Act.

(For text of resolution, see House Journal No. 19, p. 320.)

(The resolution was reported by the Committee on Regulatory Reform on June 15, consideration of which, under the rules, was postponed until June 16.)

The question being on the adoption of the resolution,

The resolution was adopted.

Second Reading of Bills

House Bill No. 5035, entitled

A bill to amend 1987 PA 96, entitled “The mobile home commission act,” by amending section 3 (MCL 125.2303).

Was read a second time, and the question being on the adoption of the proposed substitute (H-4) previously recommended by the Committee on Local Government and Urban Policy,

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

Rep. Milosch 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. 5035, entitled

A bill to amend 1987 PA 96, entitled “The mobile home commission act,” by amending section 3 (MCL 125.2303).

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

Roll Call No. 507**Yeas—104**

Accavitti	Garfield	Meyer	Sheen
Acciavatti	Gielegem	Middaugh	Sheltrown
Adamini	Gillard	Milosch	Shulman
Amos	Gleason	Minore	Smith
Anderson	Hager	Moolenaar	Spade
Bieda	Hart	Mortimer	Stahl
Bisbee	Hood	Murphy	Stakoe
Bradstreet	Hoogendyk	Newell	Steil
Brandenburg	Hopgood	Nitz	Stewart
Brown	Howell	Nofs	Tabor
Byrum	Huizenga	O'Neil	Taub
Casperson	Hummel	Palmer	Tobocman
Caswell	Hune	Palsrok	Vagnozzi
Caul	Hunter	Pappageorge	Van Regenmorter
Clack	Jamnick	Pastor	Vander Veen
Condino	Johnson, Rick	Phillips	Voorhees
Dennis	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	Meisner	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.

Second Reading of Bills**House Bill No. 5034, entitled**

A bill to amend 1893 PA 206, entitled "The general property tax act," by amending sections 2a and 34c (MCL 211.2a and 211.34c), section 2a as amended by 1982 PA 539 and section 34c as amended by 2002 PA 620; and to repeal acts and parts of acts.

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

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

Rep. Drolet moved to amend the bill as follows:

1. Amend page 1, line 5, after "act." by inserting "**Including qualified manufactured housing property as real property broadens the definition of the base of taxes collected under this act and the maximum authorized rate of taxation on the new base in each local unit of government shall be reduced to yield the same estimated gross revenue as on the prior base as required under section 31 of article IX of the state constitution of 1963.**".

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

Rep. Milosch moved to amend the bill as follows:

1. Amend page 2, line 23, after “**unpaid**” by striking out the balance of the subsection and inserting “**on March 1 shall be collected in the same manner as a delinquent tax on personal property under sections 47 to 49.**”.

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

Rep. Milosch 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. 5034, entitled

A bill to amend 1893 PA 206, entitled “The general property tax act,” by amending sections 2a and 34c (MCL 211.2a and 211.34c), section 2a as amended by 1982 PA 539 and section 34c as amended by 2002 PA 620; and to repeal acts and parts of acts.

The bill was read a third time and not passed, a majority of the members serving not voting therefor, by yeas and nays, as follows:

Roll Call No. 508

Yeas—38

Acciavatti	Hune	Nitz	Robertson
Adamini	Jamnick	Nofs	Sheen
Caswell	LaJoy	Palsrok	Sheltrown
Caul	LaSata	Pappageorge	Stahl
DeRossett	Lipsey	Pastor	Stakoe
Drolet	Milosch	Plakas	Tabor
Ehardt	Minore	Pumford	Walker
Emmons	Moolenaar	Reeves	Ward
Hager	Mortimer	Richardville	Williams
Hart	Newell		

Nays—46

Accavitti	Gaffney	Law	Steil
Anderson	Gielegem	Meisner	Stewart
Bieda	Hood	Middaugh	Taub
Bisbee	Hoogendyk	O’Neil	Tobocman
Bradstreet	Hopgood	Palmer	Vagnozzi
Byrum	Howell	Rocca	Van Regenmorter
Casperson	Huizenga	Sak	Voorhees
Clack	Hummel	Shackleton	Waters
Condino	Johnson, Rick	Shulman	Wojno
DeRoche	Johnson, Ruth	Smith	Woodward
Elkins	Koetje	Spade	Zelenko
Farhat	Koومان		

In The Chair: Julian

Rep. Bieda, 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 respect the work done on the package of bills relating to the Mobile Home Package, I voted against this particular portion of the package because I believe that this bill needs more work.”

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:

HB 5034, as amended would not have generated any additional revenue for local units of government and/or schools due to the amendment offered by Rep. Drolet and adopted by the House that would require that local governments reduce tax rates to reflect the new base of property tax collections. The better approach is to gradually increase fees on mobile home residents and dedicate a greater portion of those fees to local governments and local schools. I also support the proposed changes to the makeup of the Mobile Home Commission, and other reforms giving mobile home residents more rights. Finally, the best approach to the mobile home issue is to provide greater incentives for provision of affordable housing in Michigan.”

Reps. Elkins, Zelenko, Anderson, Accavitti and Hood, having reserved the right to explain their protest against the passage of the bill, made the following statement:

“Mr. Speaker and members of the House:

I voted no on HB 5034 (H-2) because the proposal before us is not yet in a fashion that I can support. More work needs to be done with all parties interested in this measure so we can reach a consensus on this important matter.”

Rep. Richardville moved to reconsider the vote by which the House did not pass the bill.

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

The question being on the passage of the bill,

Rep. Richardville moved that consideration of the bill be postponed for the day.

The motion prevailed.

Second Reading of Bills

House Bill No. 5529, entitled

A bill to authorize the state administrative board to convey certain state owned property in Ingham county; to prescribe conditions for the conveyance; and to provide for disposition of the revenue from the conveyance.

The bill was read a second time.

Rep. Murphy 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. Jamnick be excused temporarily from today's session.

The motion prevailed.

Rep. Palmer moved that Rep. Meyer 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

House Bill No. 5529, entitled

A bill to authorize the state administrative board to convey certain state owned property in Ingham county; to prescribe conditions for the conveyance; and to provide for disposition of the revenue from the conveyance.

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

Roll Call No. 509

Yeas—69

Accavitti
Adamini

Gaffney
Gielegem

Meisner
Minore

Shackleton
Sheltrown

Anderson	Gillard	Moolenaar	Shulman
Bieda	Gleason	Mortimer	Smith
Bisbee	Hager	Murphy	Spade
Brown	Hart	Newell	Stewart
Byrum	Hood	Nitz	Tabor
Casperson	Hopgood	Nofs	Tobocman
Caswell	Howell	O'Neil	Vagnozzi
Clack	Hummel	Pappageorge	Waters
Condino	Hunter	Phillips	Wenke
Dennis	Johnson, Rick	Plakas	Whitmer
DeRossett	Julian	Pumford	Williams
Ehardt	Kolb	Reeves	Wojno
Elkins	LaSata	Rivet	Woodward
Emmons	Law	Rocca	Woronchak
Farhat	Lipsev	Sak	Zelenko
Farrah			

Nays—33

Acciavatti	Huizenga	Palmer	Stakoe
Amos	Hune	Palsrok	Steil
Bradstreet	Johnson, Ruth	Pastor	Taub
Brandenburg	Koetje	Richardville	Van Regenmorter
Caul	Kooiman	Robertson	Vander Veen
DeRoche	LaJoy	Shaffer	Voorhees
Drolet	Middaugh	Sheen	Walker
Garfield	Milosch	Stahl	Ward
Hoogendyk			

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. 4868, entitled

A bill to establish and protect the rights of manufactured home park tenants; to prescribe the powers and duties of certain agencies and departments; and to provide remedies and penalties.

Was read a second time, and the question being on the adoption of the proposed substitute (H-5) previously recommended by the Committee on Local Government and Urban Policy,

The substitute (H-5) was adopted, a majority of the members serving voting therefor.

Rep. Jamnick moved to amend the bill as follows:

1. Amend page 4, line 17, by striking out all of section 7 and renumbering the remaining sections.

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

Rep. Jamnick moved to amend the bill as follows:

1. Amend page 3, line 12, by striking out all of subsection (2) and inserting:

“(2) A park owner may prohibit the placement of more than 2 political yard signs per manufactured home site that measure more than 22 by 28 inches during a period of time that begins 4 weeks before and 1 week after an election unless a longer or shorter time period is provided in an applicable local ordinance. For purposes of this subsection,

“political yard sign” means a campaign sign that demonstrates a position on current candidates for public elected office or current proposals for public vote.”

2. Amend page 4, line 17, by striking out all of section 7 and inserting:

“Sec. 7. A park owner that charges park residents for utilities may offer a discount incentive of up to 10% to a park resident for early payment of utility bills.” and renumbering the remaining sections.

3. Amend page 4, line 21, after “with” by striking out “90” and inserting “30”.

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

Rep. Gaffney moved to amend the bill as follows:

1. Amend page 2, line 18, by striking out all of section 3 and renumbering the remaining sections.

The motion did not prevail and the amendment was not adopted, a majority of the members serving not voting therefor.

Rep. Gaffney moved to amend the bill as follows:

1. Amend page 5, line 13, by striking out all of enacting section 1.

The motion did not prevail and the amendment was not adopted, a majority of the members serving not voting therefor.

Rep. Gaffney moved to amend the bill as follows:

1. Amend page 5, line 1, after “be” by inserting “solely”.

The motion did not prevail and the amendment was not adopted, a majority of the members serving not voting therefor.

Rep. Howell moved to amend the bill as follows:

1. Amend page 4, line 14, after “section” by striking out the balance of the line through “both” on line 16 and inserting “is guilty of a state civil infraction and subject to a civil fine of not more than \$500.00”.

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

Rep. Jamnick 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. 4868, entitled

A bill to establish and protect the rights of manufactured home park tenants; to prescribe the powers and duties of certain agencies and departments; and to provide remedies and penalties.

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

Roll Call No. 510

Yeas—90

Accavitti	Gillard	Minore	Shaffer
Acciavatti	Gleason	Moolenaar	Sheltrown
Adamini	Hager	Mortimer	Smith
Amos	Hart	Murphy	Spade
Anderson	Hood	Newell	Stakoe
Bieda	Hopgood	Nitz	Steil
Bisbee	Howell	Nofs	Stewart
Brandenburg	Huizenga	O’Neil	Tabor
Brown	Hummel	Palmer	Tobocman
Byrum	Hune	Palsrok	Vagnozzi
Casperson	Hunter	Pappageorge	Van Regenmorter
Caswell	Jamnick	Pastor	Vander Veen
Caul	Johnson, Ruth	Phillips	Walker
Clack	Julian	Plakas	Ward

Condino	Kolb	Pumford	Waters
Dennis	Kooiman	Reeves	Wenke
DeRossett	LaJoy	Richardville	Whitmer
Ehardt	LaSata	Rivet	Williams
Elkins	Law	Robertson	Wojno
Emmons	Lipsey	Rocca	Woodward
Farhat	Meisner	Sak	Woronchak
Farrah	Middaugh	Shackleton	Zelenko
Gielegem	Milosch		

Nays—13

Bradstreet	Garfield	Koetje	Stahl
DeRoche	Hoogendyk	Sheen	Taub
Drolet	Johnson, Rick	Shulman	Voorhees
Gaffney			

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. Reeves, Plakas, Anderson, Stewart, Rocca, Gielegem, Woodward, Pappageorge, Minore, Zelenko, Kolb, Richardville, Spade, Middaugh, Dennis, Farrah, Hopgood, Law, Bieda, Meisner, Wojno, Clack, Condino, Vagnozzi, Accavitti, Stakoe, Hune, Gleason, Milosch, Ward, Elkins, Gillard and Casperson were named co-sponsors of the bill.

Second Reading of Bills**House Bill No. 4869, entitled**

A bill to allow and protect the rights of manufactured home park tenants to organize a manufactured home owners association.

Was read a second time, and the question being on the adoption of the proposed substitute (H-4) previously recommended by the Committee on Local Government and Urban Policy,

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

Rep. Jamnick 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. 4869, entitled**

A bill to allow and protect the rights of manufactured home park tenants to organize a manufactured home owners association.

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

Roll Call No. 511**Yeas—100**

Accavitti	Garfield	Middaugh	Sheen
Acciavatti	Gielegem	Milosch	Sheltrown
Adamini	Gillard	Minore	Shulman
Amos	Gleason	Moolenaar	Smith

Kolb, Kooiman, LaJoy, Law, Lipsey, Meisner, Middaugh, Murphy, Nofs, Palmer, Palsrok, Pappageorge, Pastor, Phillips, Plakas, Pumford, Rocca, Sak, Shackleton, Shaffer, Sheltroun, Shulman, Smith, Spade, Stahl, Stakoe, Steil, Stewart, Tabor, Taub, Tobocman, Vagnozzi, Vander Veen, Voorhees, Walker, Wojno, Woronchak, Zelenko and Hardman offered the following resolution:

House Resolution No. 284.

A resolution honoring the Detroit Pistons on their NBA World Championship title.

Whereas, It is a great privilege and an honor to salute the 2003-2004 Detroit Pistons on their victorious season that culminated in their World Championship victory over the Los Angeles Lakers in the NBA Finals; and

Whereas, The Detroit Pistons of 2003-2004 were composed of Head Coach Larry Brown, who with a special significance became the first head coach ever to capture the NCAA and NBA championships, Assistant Coaches Herb Brown, Dave Hanners, Igor Kokoskov, John Kuester, Mike Woodson, Athletic Trainer Mike Abdenour, Players Chucky Atkins, Elden Campbell, Hubert Davis, Tremaine Fowlkes, Darvin Ham, Richard Hamilton, Lindsey Hunter, Mike James, Darko Milicic, Mehmet Okur, Tayshaun Prince, Zeljko Rebraca, Bob Sura, Ben Wallace, Rasheed Wallace, Corliss Williamson, and NBA finals MVP Chauncey Billups. The president of the team is Joe Dumars and the owner is William Davidson; and

Whereas, In the course of the 2003-2004 season the Detroit Pistons compiled a record of 54 wins and 28 losses, possessing the second highest win total in the Eastern Conference. In the quarterfinals of the NBA playoffs, they defeated the Milwaukee Bucks four games to one. Advancing the semifinal round, they met their old nemesis the New Jersey Nets who had denied them a berth in the NBA finals the year before. In a grueling seven game series, the Pistons emerged triumphant in the decisive game to advance to the Eastern Conference Finals. The Pistons went on to defeat the team that claimed the Central Division Title that year, the Indiana Pacers in a six game series. For the first time since their back-to-back championship seasons of 1988-1989 and 1989-1990, the Detroit Pistons had advanced to the NBA finals and faced the Los Angeles Lakers who had claimed three straight championships from 2000 to 2002. The Lakers were prohibitive favorites to win their fourth title in five seasons but the Pistons did not back down from the challenge and stunned the home team by winning the first game of the series in Los Angeles. The Pistons came up short in a game two matchup that was decided in overtime and returned to Auburn Hills to host the next three games. The Pistons never looked back to their disappointing loss in game two and rallied back to take games three and four at home. In game five, the Pistons had the opportunity to close the season at home and were triumphant by defeating the Los Angeles Lakers decisively 100-87 to become the first team since the present playoff format was implemented to win the middle three games of the series and claimed their first World Championship title since 1990; now, therefore, be it

Resolved by the House of Representatives, That the members this legislative body honor the players, coaching staff, and management of the 2003-2004 Detroit Pistons basketball team in recognition of their outstanding season.

Pending the reference of the resolution to a committee,

Rep. Richardville 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. Farhat, Caswell, Clack, Emmons, Farrah, Garfield, Gillard, Hunter, Julian, LaSata, Meyer, Minore, Adamini, Bradstreet, Brown, Casperson, Dennis, DeRossett, Elkins, Hager, Huizenga, Hune, Jamnick, Kooiman, LaJoy, Meisner, Murphy, Palsrok, Pastor, Plakas, Richardville, Shackleton, Shaffer, Sheltroun, Shulman, Stakoe, Stewart, Tabor, Taub, Tobocman, Vagnozzi, Vander Veen, Voorhees, Walker and Hardman offered the following resolution:

House Resolution No. 285.

A resolution to express support for the mission of Rural Partners of Michigan and calling for increased investment in this work.

Whereas, Due to changes in technology, the global marketplace, and society, farm life and rural communities in Michigan and throughout the country are facing unprecedented challenges. Rural life today projects a far different profile than was the case for those who lived in rural areas only a few decades ago; and

Whereas, In 1980, Congress enacted the Rural Development Policy Act. Michigan took actions to implement this idea through a rural partnership program and the creation of a nonprofit organization to address such key issues as the infrastructure, rural health problems, water-related matters, economic development, land use, and a host of other policy challenges. Rural Partners of Michigan was formed and became a focused mechanism to ensure that the rural voice was heard, especially in the halls of government; and

Whereas, The framework of rural private-public partnerships to facilitate collaboration, encourage input, and reduce and eliminate duplicative governmental regulations remains as important as ever to the vitality of rural life in Michigan. The state's policymakers and agriculture leaders would do well to encourage investment in Michigan rural communities through Rural Partners of Michigan; now, therefore, be it

Resolved by the House of Representatives, That we express support for the mission of Rural Partners of Michigan and call for increased investment in this work; and be it further

Resolved, That copies of this resolution be transmitted to the Michigan Department of Agriculture, the Michigan Economic Development Corporation, the Office of the Governor, and The USDA Michigan State Director.

The resolution was referred to the Committee on Agriculture and Resource Management.

Reps. Murphy, Accavitti, Adamini, Anderson, Bieda, Byrum, Caul, Clack, Condino, Dennis, DeRossett, Drolet, Ehardt, Elkins, Farrah, Gielegem, Gillard, Gleason, Hager, Hart, Hood, Hopgood, Huizenga, Hunter, Kolb, Kooiman, LaSata, Law, Lipsey, Meisner, Minore, Newell, O'Neil, Pappageorge, Phillips, Plakas, Richardville, Rivet, Sak, Sheltrown, Shulman, Smith, Spade, Stewart, Tobocman, Vagnozzi, Vander Veen, Voorhees, Waters, Wojno and Hardman offered the following resolution:

House Resolution No. 286.

A resolution to commemorate the 11th Annual Juneteenth Celebration & Festival in honor of Juneteenth Day.

Whereas, It is a great pleasure and distinct privilege to join in commemorating the 11th anniversary of Juneteenth Day in Michigan. There will be commemorative of this day will be held on Thursday, June 17, 2004, at the State Capitol Building in Lansing, Michigan. This year's theme is "*Beyond Emancipation Towards Empowerment*"; and

Whereas, The Juneteenth Celebration in Lansing was founded in 1993 by a few caring citizens who wanted to recognize this special day in history. It can trace its roots to the pioneering spirit of courageous men and women who first cleared the land and built the institutions and homes that make this nation a home for individuals and families seeking a secure and prosperous tomorrow; and

Whereas, Juneteenth had its beginning on June 19, 1865, with the aspirations of its founders. On that day, when Union General Gordon Granger landed at Galveston, Texas, to present and read General Order No. 3, the nation of "liberty for all" became a reality as the *Emancipation Proclamation* to end slavery went into effect across the entire United States; and

Whereas, By observing an anniversary like Juneteenth Day, we all learn a little more about our history. For the children of Michigan, there are even greater rewards, as they discover that they are part of the traditions of citizenship that will be with them their entire lives. With the wonderful gifts they share, the citizens of Michigan certainly have much reason for thanks and for optimism; and

Whereas, With ceremonies to celebrate history, the members and officers responsible for the 11th Annual Juneteenth Celebration & Festival will remember the vision of many people and the hours and years of commitment that have brought the group to this point. Fittingly, as we look to the past, we will also be casting an eye to the future and to the many ways in which Juneteenth Day will continue to reach out in our state; now, therefore, be it

Resolved by the House of Representatives, That the members of this legislative body commemorate the 11th Annual Juneteenth Celebration & Festival in honor of Juneteenth Day. We express appreciation for its valuable role in the state of Michigan.

Pending the reference of the resolution to a committee,

Rep. Richardville moved that Rule 77 be suspended and the resolution be considered at this time.

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

The question being on the adoption of the resolution,

The resolution was adopted.

Reports of Standing Committees

The Committee on Land Use and Environment, by Rep. Ruth Johnson, Chair, reported

House Bill No. 5030, entitled

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," (MCL 324.101 to 324.90106) by amending the part heading of part 361 and by adding part 363.

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 and laid over one day under the rules.

Favorable Roll Call

To Report Out:

Yeas: Reps. Ruth Johnson, LaJoy, Nitz, Ward, Farrah, Dennis and Law

Nays: None

The Committee on Land Use and Environment, by Rep. Ruth Johnson, Chair, reported
House Resolution No. 261.

A resolution to urge the Ontario Minister of the Environment to establish new landfills and landfill expansions.
(For text of resolution, see House Journal No. 43, p. 976.)

With the recommendation that the resolution be adopted.

The resolution was laid over one day under the rules.

Favorable Roll Call

To Report Out:

Yeas: Reps. Ruth Johnson, LaJoy, Nitz, Ward, Farrah, Dennis and Law

Nays: None

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: Wednesday, June 16, 2004

Present: Reps. Ruth Johnson, LaJoy, Nitz, Ward, Farrah, Dennis and Law

Absent: Reps. Ehardt, DeRossett, Milosch and Gielegem

Excused: Reps. Ehardt, DeRossett, Milosch and Gielegem

The Committee on Great Lakes and Tourism, by Rep. Palsrok, Chair, reported

House Resolution No. 271.

A resolution to memorialize the Congress of the United States to provide increased funding to support research and education on rip currents in the Great Lakes.

(For text of resolution, see House Journal No. 49, p. 1149.)

With the recommendation that the resolution be adopted.

The resolution was laid over one day under the rules.

Favorable Roll Call

To Report Out:

Yeas: Reps. Palsrok, Tabor, Meyer, Law and Gleason

Nays: None

The Committee on Great Lakes and Tourism, by Rep. Palsrok, Chair, reported

House Resolution No. 280.

A resolution to urge the Department of Environmental Quality, the Department of Natural Resources, the Office of the Great Lakes, the Governor, and the Great Lakes Commission to work closely with the newly created Great Lakes Interagency Task Force.

(For text of resolution, see House Journal No. 55, p. 1309.)

With the recommendation that the resolution be adopted.

The resolution was laid over one day under the rules.

Favorable Roll Call

To Report Out:

Yeas: Reps. Palsrok, Tabor, Meyer, Law and Gleason

Nays: None

The Committee on Great Lakes and Tourism, by Rep. Palsrok, Chair, reported
Senate Concurrent Resolution No. 41.

A concurrent resolution to memorialize the Congress of the United States to provide funding for the dredging of canals around the city of Gibraltar.

(For text of concurrent resolution, see House Journal No. 42, p. 961.)

With the recommendation that the concurrent resolution be adopted.

The concurrent resolution was laid over one day under the rules.

Favorable Roll Call

To Report Out:

Yeas: Reps. Palsrok, Tabor, Meyer, Law and Gleason

Nays: None

COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Palsrok, Chair, of the Committee on Great Lakes and Tourism, was received and read:

Meeting held on: Thursday, June 17, 2004

Present: Reps. Palsrok, Tabor, Meyer, Law and Gleason

Absent: Reps. Brandenburg and Stallworth

Excused: Reps. Brandenburg and Stallworth

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

House Bill No. 5537, entitled

A bill to amend 1978 PA 368, entitled "Public health code," (MCL 333.1101 to 333.25211) by adding section 21735.

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 and laid over one day under the rules.

Favorable Roll Call

To Report Out:

Yeas: Reps. Woronchak, Pappageorge, Rocca, Stallworth and Vagnozzi

Nays: Reps. Tabor and Vander Veen

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

House Bill No. 5794, entitled

A bill to amend 1978 PA 368, entitled "Public health code," by amending section 20155 (MCL 333.20155), as amended by 2001 PA 218, and by adding section 21753.

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 and laid over one day under the rules.

Favorable Roll Call

To Report Out:

Yeas: Reps. Woronchak, Mortimer, Pappageorge, Rocca, Tabor, Vander Veen, Stallworth, Vagnozzi and Zelenko

Nays: None

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

House Bill No. 5795, entitled

A bill to amend 1979 PA 218, entitled "Adult foster care facility licensing act," by amending sections 11 and 13 (MCL 400.711 and 400.713), section 11 as amended by 1992 PA 176 and section 13 as amended by 1994 PA 150.

With the recommendation that the substitute (H-4) 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. Woronchak, Mortimer, Pappageorge, Rocca, Tabor, Vander Veen, Stallworth, Vagnozzi and Zelenko

Nays: None

COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Thursday, June 17, 2004

Present: Reps. Woronchak, Mortimer, Pappageorge, Rocca, Tabor, Vander Veen, Stallworth, Vagnozzi and Zelenko

The Committee on Transportation, by Rep. DeRossett, Chair, reported

House Bill No. 5849, entitled

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending section 811e (MCL 257.811e), as amended by 2001 PA 124, and by adding section 811m.

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 and laid over one day under the rules.

Favorable Roll Call

To Report Out:

Yeas: Reps. DeRossett, Casperson, Hummel, DeRoche, Gaffney, Huizenga, LaJoy, Robertson, Ward, Gleason, Adamini, Murphy and Elkins

Nays: None

The Committee on Transportation, by Rep. DeRossett, Chair, reported on

House Bill No. 5920, entitled

A bill to amend 1980 PA 119, entitled "Motor carrier fuel tax act," by amending section 8 (MCL 207.218), as amended by 1996 PA 584.

Adverse Roll Call

To Report Out:

Yeas: Reps. DeRossett, Casperson, Hummel, DeRoche, Gaffney, LaJoy and Robertson

Nays: Reps. Anderson, Gleason, Tobocman, Adamini, Murphy and Elkins

The Committee on Transportation, by Rep. DeRossett, Chair, reported

House Bill No. 5969, entitled

A bill to amend 1990 PA 187, entitled "The pupil transportation act," by amending section 15 and 17 (MCL 257.1815 and 257.1817), section 17 as amended by 2000 PA 49.

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. DeRossett, Casperson, Hummel, DeRoche, Gaffney, Huizenga, LaJoy, Robertson, Ward, Anderson, Gleason, Tobocman, Adamini, Murphy and Elkins

Nays: None

The Committee on Transportation, by Rep. DeRossett, Chair, reported
House Resolution No. 232.

A resolution to call upon the Michigan Department of Transportation to review the current status of alternatives to road salt based on information from existing studies, trials, and tests and to make recommendations for advancing the use of alternatives at the state and local level.

(For text of resolution, see House Journal No. 31, p. 704.)

With the recommendation that the resolution be adopted.

The resolution was laid over one day under the rules.

Favorable Roll Call

To Report Out:

Yeas: Reps. DeRossett, Casperson, Hummel, DeRoche, Gaffney, Huizenga, LaJoy, Robertson, Ward, Anderson, Tobocman, Adamini, Murphy and Elkins

Nays: None

The Committee on Transportation, by Rep. DeRossett, Chair, reported
House Concurrent Resolution No. 53.

A concurrent resolution to call upon the Michigan Department of Transportation to review the current status of alternatives to road salt based on information from existing studies, trials, and tests and to make recommendations for advancing the use of alternatives at the state and local level.

(For text of concurrent resolution, see House Journal No. 34, p. 784.)

With the recommendation that the concurrent resolution be adopted.

The concurrent resolution was laid over one day under the rules.

Favorable Roll Call

To Report Out:

Yeas: Reps. DeRossett, Casperson, Hummel, DeRoche, Gaffney, Huizenga, LaJoy, Robertson, Ward, Anderson, Gleason, Tobocman, Adamini, Murphy and Elkins

Nays: None

COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Thursday, June 17, 2004

Present: Reps. DeRossett, Casperson, Hummel, DeRoche, Gaffney, Huizenga, LaJoy, Robertson, Ward, Anderson, Gleason, Tobocman, Adamini, Murphy and Elkins

Absent: Reps. Hune and Jammick

Excused: Reps. Hune and Jammick

Announcement by the Clerk of Printing and Enrollment

The Clerk announced the enrollment printing and presentation to the Governor on Thursday, June 17, for her approval of the following bills:

Enrolled House Bill No. 5681 at 9:46 a.m.

Enrolled House Bill No. 5494 at 9:48 a.m.

Enrolled House Bill No. 5731 at 9:50 a.m.

The Clerk announced that the following bills had been printed and placed upon the files of the members on Thursday, June 17:

House Bill Nos. 6021 6022 6023 6024 6025 6026

Senate Bill Nos. 1302 1303 1304 1305

The Clerk announced that the following Senate bills had been received on Thursday, June 17:

Senate Bill Nos. 1208 1209 1211 1214 1215 1216 1222 1223 1224 1228 1230 1231 1234

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

House Concurrent Resolution No. 61.

A concurrent resolution to waive the legislative notice requirement for increases in rates of compensation for certain employees in the state classified service.

(For text of concurrent resolution, see House Journal No. 52, p. 1213.)

The Senate has adopted the concurrent resolution and named Senators Garcia and Goschka as co-sponsors.

The concurrent resolution was referred to the Clerk for record.

House Concurrent Resolution No. 62.

A concurrent resolution to authorize the Department of Corrections to exceed the spending limits established under section 603 of 2003 PA 193 for special maintenance, remodeling, and renovations from existing operational accounts for the fiscal year ending September 30, 2004.

(For text of concurrent resolution, see House Journal No. 53, p. 1286.)

The Senate has adopted the concurrent resolution and named Senators Cropsey and Thomas as co-sponsors.

The concurrent resolution was referred to the Clerk for record.

Senate Bill No. 1208, entitled

A bill to amend 2001 PA 266, entitled "Grade A milk law of 2001," (MCL 288.471 to 288.540) by adding section 33a. The Senate has passed the bill.

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

Senate Bill No. 1209, entitled

A bill to amend 1984 PA 44, entitled "Motor fuels quality act," by amending sections 6 and 9i (MCL 290.646 and 290.649i), section 6 as amended by 2002 PA 13 and section 9i as added by 1993 PA 236.

The Senate has passed the bill.

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

Senate Bill No. 1211, entitled

A bill to amend 1937 PA 284, entitled "An act to prevent the spread of infectious and contagious diseases of livestock; to require persons, associations, partnerships and corporations engaged in the buying, receiving, selling, transporting, exchanging, negotiating, or soliciting sale, resale, exchange or transportation of livestock to be licensed and bonded by the department of agriculture; to keep a producers' proceeds account; to provide for the refusal, suspension or revocation of such licenses; to provide for weighmasters; to provide for the inspection and disinfection of yards, premises and vehicles; and to provide penalties for the violation of this act," by amending section 3 (MCL 287.123), as amended by 2003 PA 85.

The Senate has passed the bill.

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

Senate Bill No. 1214, entitled

A bill to amend 1969 PA 287, entitled "An act to regulate pet shops, animal control shelters, and animal protection shelters; to establish uniform procedures and minimum requirements for adoption of dogs, cats, and ferrets; and to prescribe penalties and civil fines and to provide remedies," by amending section 4 (MCL 287.334), as amended by 2003 PA 83.

The Senate has passed the bill.

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

Senate Bill No. 1215, entitled

A bill to amend 1979 PA 218, entitled "Adult foster care facility licensing act," by amending section 13 (MCL 400.713), as amended by 2004 PA 59.

The Senate has passed the bill.

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

Senate Bill No. 1216, entitled

A bill to amend 1974 PA 258, entitled "Mental health code," by amending section 137 (MCL 330.1137), as amended by 1995 PA 290.

The Senate has passed the bill.

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

Senate Bill No. 1222, entitled

A bill to amend 1965 PA 285, entitled "Private detective license act," by amending sections 9, 11, and 26 (MCL 338.829, 338.831, and 338.846), as amended by 2002 PA 474.

The Senate has passed the bill.

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

Senate Bill No. 1223, entitled

A bill to amend 1986 PA 135, entitled "Asbestos abatement contractors licensing act," by amending sections 209 and 211 (MCL 338.3209 and 338.3211), section 209 as amended by 1993 PA 55 and section 211 as amended by 1998 PA 132.

The Senate has passed the bill.

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

Senate Bill No. 1224, entitled

A bill to amend 1988 PA 440, entitled "Asbestos workers accreditation act," by amending sections 11 and 14 (MCL 338.3411 and 338.3414), as amended by 1998 PA 133.

The Senate has passed the bill.

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

Senate Bill No. 1228, entitled

A bill to amend 1973 PA 116, entitled "An act to provide for the protection of children through the licensing and regulation of child care organizations; to provide for the establishment of standards of care for child care organizations; to prescribe powers and duties of certain departments of this state and adoption facilitators; to provide penalties; and to repeal acts and parts of acts," by amending sections 5 and 9a (MCL 722.115 and 722.119a), section 5 as amended by 1998 PA 519 and section 9a as added by 1980 PA 232.

The Senate has passed the bill.

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

Senate Bill No. 1230, entitled

A bill to amend 1979 PA 152, entitled "State license fee act," by amending section 5 (MCL 338.2205), as amended by 1988 PA 461.

The Senate has passed the bill.

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

Senate Bill No. 1231, entitled

A bill to amend 1980 PA 299, entitled "Occupational code," by amending sections 207, 409, and 411 (MCL 339.207, 339.409, and 339.411), sections 409 and 411 as amended by 2002 PA 611.

The Senate has passed the bill.

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

Senate Bill No. 1234, entitled

A bill to amend 1965 PA 290, entitled "Boiler act of 1965," by amending section 4a (MCL 408.754a), as amended by 1986 PA 277.

The Senate has passed the bill.

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

Messages from the Governor

Date: June 17, 2004

Time: 8:33 a.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

Enrolled House Bill No. 4344 (Public Act No. 158, I.E.), being

An act 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,” by amending section 1 (MCL 125.1651), as amended by 2004 PA 66.

(Filed with the Secretary of State June 17, 2004, at 9:10 a.m.)

Introduction of Bills

Reps. Smith, Huizenga, Accavitti, Condino, Bieda, Hunter, Tobocman, Cheeks and McConico introduced

House Bill No. 6027, entitled

A bill to amend 1975 PA 228, entitled “Single business tax act,” (MCL 208.1 to 208.145) by adding section 37h. The bill was read a first time by its title and referred to the Committee on Tax Policy.

Reps. Ruth Johnson, Vander Veen, LaJoy, Caswell, Taub, Stahl, Rocca, Wenke, Caul and Pappageorge introduced

House Bill No. 6028, entitled

A bill to amend 1954 PA 116, entitled “Michigan election law,” by amending section 761 (MCL 168.761), as amended by 1996 PA 207.

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

Reps. O’Neil and Hune introduced

House Bill No. 6029, entitled

A bill to amend 1917 PA 273, entitled “An act to regulate and license pawnbrokers in certain governmental units of this state; and to prescribe certain powers and duties of certain local governmental units and state agencies,” by amending sections 9 and 11 (MCL 446.209 and 446.211), as amended by 1998 PA 233.

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

Reps. Cheeks, Hunter, McConico, Stallworth, Farrah, Condino, Amos, Waters, Plakas, Gaffney, Law, Smith, Williams, Lipsey, Daniels, Ward, Hune, Wojno, Vagnozzi, Phillips, Woodward, Accavitti, Reeves, Whitmer, Rivet, Kolb, Dennis, Spade, Clack and Hardman introduced

House Bill No. 6030, entitled

A bill to amend 1893 PA 206, entitled “The general property tax act,” by amending sections 59, 78b, 78c, 78f, 78g, 78i, 78k, 78l, and 78m (MCL 211.59, 211.78b, 211.78c, 211.78f, 211.78g, 211.78i, 211.78k, 211.78l, and 211.78m), section 59 as amended by 2001 PA 97 and sections 78b, 78c, 78f, 78g, 78i, 78k, 78l, and 78m as amended by 2003 PA 263.

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

Rep. Howell moved that the House adjourn.

The motion prevailed, the time being 4:30 p.m.

The Speaker Pro Tempore declared the House adjourned until Tuesday, June 22, at 1:00 p.m.

