

ADDENDA

Notices

November 16, 2004

The Honorable Jennifer Granholm
Governor of Michigan
P.O. Box 30013
Lansing, MI 48909

Dear Governor Granholm:

It is with the utmost confidence and enthusiasm that I recommend Messrs. Rick Wilcox and William McCarthy for appointment to the Refined Petroleum Cleanup Advisory Council. The extensive experience and expertise that these gentlemen have acquired make them logical selections to thrive in this important role.

Thank you in advance for your time and consideration.

Sincerely,
Rick Johnson
Speaker of the House

Messages from the Governor

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

Date: December 27, 2004
Time: 10:23 a.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

Enrolled House Bill No. 5364 (Public Act No. 493, I.E.), being

An act to amend 1949 PA 300, entitled "An act to provide for the registration, titling, sale, transfer, and regulation of certain vehicles operated upon the public highways of this state or any other place open to the general public or generally accessible to motor vehicles and distressed vehicles; to provide for the licensing of dealers; to provide for the examination, licensing, and control of operators and chauffeurs; to provide for the giving of proof of financial responsibility and security by owners and operators of vehicles; to provide for the imposition, levy, and collection of specific taxes on vehicles, and the levy and collection of sales and use taxes, license fees, and permit fees; to provide for the regulation and use of streets and highways; to create certain funds; to provide penalties and sanctions for a violation of this act; to provide for civil liability of owners and operators of vehicles and service of process on residents and nonresidents; to provide for the levy of certain assessments; to provide for the enforcement of this act; to provide for the creation of and to prescribe the powers and duties of certain state and local agencies; to impose liability upon the state or local agencies; to provide appropriations for certain purposes; to repeal all other acts or parts of acts inconsistent with this act or contrary to this act; and to repeal certain parts of this act on a specific date," by amending sections 222, 240, 252g, and 907 (MCL 257.222, 257.240, 257.252g, and 257.907), section 222 as amended by 2002 PA 642, section 240 as amended by 1999 PA 267, section 252g as added by 1981 PA 104, and section 907 as amended by 2004 PA 62, and by adding sections 252i, 252j, 252k, 252l, and 252m.

(Filed with the Secretary of State December 29, 2004, at 11:14 a.m.)

Date: December 27, 2004
Time: 10:20 a.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

Enrolled House Bill No. 4231 (Public Act No. 495, I.E.), being

An act to amend 1949 PA 300, entitled "An act to provide for the registration, titling, sale, transfer, and regulation of certain vehicles operated upon the public highways of this state or any other place open to the general public or generally accessible to motor vehicles and distressed vehicles; to provide for the licensing of dealers; to provide for the examination, licensing, and control of operators and chauffeurs; to provide for the giving of proof of financial responsibility and security by owners and operators of vehicles; to provide for the imposition, levy, and collection of specific taxes on vehicles, and the levy and collection of sales and use taxes, license fees, and permit fees; to provide for the regulation and use of streets and highways; to create certain funds; to provide penalties and sanctions for a violation of this act; to provide for civil liability of owners and operators of vehicles and service of process on residents and nonresidents; to provide for the levy of certain assessments; to provide for the enforcement of this act;

to provide for the creation of and to prescribe the powers and duties of certain state and local agencies; to impose liability upon the state or local agencies; to provide appropriations for certain purposes; to repeal all other acts or parts of acts inconsistent with this act or contrary to this act; and to repeal certain parts of this act on a specific date," by amending sections 14, 248, 249, 252a, 252b, 252d, 252e, 252f, 310, 319b, 319g, 320a, and 732 (MCL 257.14, 257.248, 257.249, 257.252a, 257.252b, 257.252d, 257.252e, 257.252f, 257.310, 257.319b, 257.319g, 257.320a, and 257.732), sections 248 and 249 as amended by 2002 PA 642, section 252a as amended by 2002 PA 649, section 252b as amended and sections 252e and 252f as added by 1981 PA 104, section 252d as amended by 2000 PA 76, sections 319b, 320a, and 732 as amended by 2004 PA 362, section 310 as amended by 2003 PA 152, and section 319g as added by 2002 PA 534, and by adding sections 79e and 252h; and to repeal acts and parts of acts.

(Filed with the Secretary of State December 29, 2004, at 11:18 a.m.)

Date: December 29, 2004

Time: 10:37 a.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

Enrolled House Bill No. 5637 (Public Act No. 501, I.E.), being

An act to amend 1978 PA 368, entitled "An act to protect and promote the public health; to codify, revise, consolidate, classify, and add to the laws relating to public health; to provide for the prevention and control of diseases and disabilities; to provide for the classification, administration, regulation, financing, and maintenance of personal, environmental, and other health services and activities; to create or continue, and prescribe the powers and duties of, departments, boards, commissions, councils, committees, task forces, and other agencies; to prescribe the powers and duties of governmental entities and officials; to regulate occupations, facilities, and agencies affecting the public health; to regulate health maintenance organizations and certain third party administrators and insurers; to provide for the imposition of a regulatory fee; to provide for the levy of taxes against certain health facilities or agencies; to promote the efficient and economical delivery of health care services, to provide for the appropriate utilization of health care facilities and services, and to provide for the closure of hospitals or consolidation of hospitals or services; to provide for the collection and use of data and information; to provide for the transfer of property; to provide certain immunity from liability; to regulate and prohibit the sale and offering for sale of drug paraphernalia under certain circumstances; to provide for the implementation of federal law; to provide for penalties and remedies; to provide for sanctions for violations of this act and local ordinances; to provide for an appropriation and supplements; to repeal certain acts and parts of acts; to repeal certain parts of this act; and to repeal certain parts of this act on specific dates," (MCL 333.1101 to 333.25211) by adding section 9141.

(Filed with the Secretary of State December 29, 2004, at 11:30 a.m.)

Date: December 30, 2004

Time: 2:36 p.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

Enrolled House Bill No. 6077 (Public Act No. 549, I.E.), being

An act to amend 1966 PA 346, entitled "An act to create a state housing development authority; to define the powers and duties of the authority; to establish a housing development revolving fund; to establish a land acquisition and development fund; to establish a rehabilitation fund; to establish a conversion condominium fund; to authorize the making and purchase of loans, deferred payment loans, and grants to qualified developers, sponsors, individuals, mortgage lenders, and municipalities; to establish and provide acceleration and foreclosure procedures; to provide tax exemption; to authorize payments in lieu of taxes by nonprofit housing corporations, consumer housing cooperatives, limited dividend housing corporations, mobile home park corporations, and mobile home park associations; and to prescribe criminal penalties for violations of this act," by amending sections 11, 32b, 44, and 44a (MCL 125.1411, 125.1432b, 125.1444, and 125.1444a), section 11 as amended by 1996 PA 475 and sections 32b, 44, and 44a as amended by 2000 PA 257.

(Filed with the Secretary of State January 3, 2005, at 3:44 p.m.)

Date: January 3, 2005

Time: 11:37 a.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

Enrolled House Bill No. 4096 (Public Act No. 560, I.E.), being

An act to amend 1994 PA 204, entitled "An act to create the children's ombudsman; to prescribe the powers and duties of the children's ombudsman, certain state departments and officers, and certain county and private agencies serving children; and to provide remedies from certain administrative acts," by amending the title and sections 2, 3,

4, 5, 6, 7, 8, 9, 10, and 11 (MCL 722.922, 722.923, 722.924, 722.925, 722.926, 722.927, 722.928, 722.929, 722.930, and 722.931) and by adding section 5a; and to repeal acts and parts of acts.

(Filed with the Secretary of State January 3, 2005, at 4:06 p.m.)

Date: December 30, 2004

Time: 3:00 p.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

Enrolled House Bill No. 4187 (Public Act No. 561, I.E.), being

An act to amend 1991 PA 179, entitled “An act to regulate and insure the availability of certain telecommunication services; to prescribe the powers and duties of certain state agencies and officials; to prescribe penalties; to repeal certain acts and parts of acts; and to repeal this act on a specific date,” (MCL 484.2101 to 484.2701) by adding section 312c.

(Filed with the Secretary of State January 3, 2005, at 4:08 p.m.)

Date: January 3, 2005

Time: 10:16 a.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

Enrolled House Bill No. 4406 (Public Act No. 562, I.E.), being

An act 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 sections 14701, 14702, 14703, and 14705 (MCL 324.14701, 324.14702, 324.14703, and 324.14705) and by amending the part heading for part 147 and by adding sections 14722 and 14725.

(Filed with the Secretary of State January 3, 2005, at 4:10 p.m.)

Date: January 3, 2005

Time: 9:50 a.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

Enrolled House Bill No. 4586 (Public Act No. 563, I.E.), being

An act to amend 1975 PA 238, entitled “An act to require the reporting of child abuse and neglect by certain persons; to permit the reporting of child abuse and neglect by all persons; to provide for the protection of children who are abused or neglected; to authorize limited detainment in protective custody; to authorize medical examinations; to prescribe the powers and duties of the state department of social services to prevent child abuse and neglect; to prescribe certain powers and duties of local law enforcement agencies; to safeguard and enhance the welfare of children and preserve family life; to provide for the appointment of legal counsel; to provide for the abrogation of privileged communications; to provide civil and criminal immunity for certain persons; to provide rules of evidence in certain cases; to provide for confidentiality of records; to provide for the expungement of certain records; to prescribe penalties; and to repeal certain acts and parts of acts,” by amending sections 2, 5, 7, 7c, and 7j (MCL 722.622, 722.625, 722.627, 722.627c, and 722.627j), section 2 as amended by 2002 PA 693, section 5 as amended and section 7c as added by 1998 PA 428, section 7 as amended by 2002 PA 661, and section 7j as added by 2002 PA 716.

(Filed with the Secretary of State January 3, 2005, at 4:12 p.m.)

Date: January 3, 2005

Time: 9:52 a.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

Enrolled House Bill No. 4654 (Public Act No. 564, I.E.), being

An act to amend 1971 PA 174, entitled “An act to create the office of child support; and to prescribe certain powers and duties of the office, certain public and private agencies, and certain employers and former employers,” (MCL 400.231 to 400.240) by adding section 3b.

(Filed with the Secretary of State January 3, 2005, at 4:14 p.m.)

Date: December 30, 2004

Time: 3:02 p.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

Enrolled House Bill No. 5055 (Public Act No. 565, I.E.), being

An act 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 9112 (MCL 324.9112), as amended by 2004 PA 325.

(Filed with the Secretary of State January 3, 2005, at 4:16 p.m.)

Date: December 30, 2004

Time: 3:04 p.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

Enrolled House Bill No. 5140 (Public Act No. 566, I.E.), being

An act to amend 1992 PA 147, entitled "An act to provide for the development and rehabilitation of residential housing; to provide for the creation of neighborhood enterprise zones; to provide for obtaining neighborhood enterprise zone certificates for a period of time and to prescribe the contents of the certificates; to provide for the exemption of certain taxes; to provide for the levy and collection of a specific tax on the owner of certain facilities; and to prescribe the powers and duties of certain officers of the state and local governmental units," by amending section 4 (MCL 207.774), as amended by 2004 PA 396.

(Filed with the Secretary of State January 3, 2005, at 4:18 p.m.)

Date: January 3, 2005

Time: 9:54 a.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

Enrolled House Bill No. 5259 (Public Act No. 567, I.E.), being

An act to amend 1982 PA 294, entitled "An act to revise and consolidate the laws relating to the friend of the court; to provide for the appointment or removal of the friend of the court; to create the office of the friend of the court; to establish the rights, powers, and duties of the friend of the court and the office of the friend of the court; to establish a state friend of the court bureau and to provide the powers and duties of the bureau; to prescribe powers and duties of the circuit court and of certain state and local agencies and officers; to establish friend of the court citizen advisory committees; to prescribe certain duties of certain employers and former employers; and to repeal acts and parts of acts," by amending section 11 (MCL 552.511), as amended by 2002 PA 571.

(Filed with the Secretary of State January 3, 2005, at 4:20 p.m.)

Date: January 3, 2005

Time: 9:56 a.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

Enrolled House Bill No. 5262 (Public Act No. 568, I.E.), being

An act to amend 1931 PA 328, entitled "An act to revise, consolidate, codify and add to the statutes relating to crimes; to define crimes and prescribe the penalties therefor; to provide for restitution under certain circumstances; to provide for the competency of evidence at the trial of persons accused of crime; to provide immunity from prosecution for certain witnesses appearing at such trials; and to repeal certain acts and parts of acts inconsistent with or contravening any of the provisions of this act," (MCL 750.1 to 750.568) by adding section 161a.

(Filed with the Secretary of State January 3, 2005, at 4:22 p.m.)

Date: January 3, 2005

Time: 9:58 a.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

Enrolled House Bill No. 5372 (Public Act No. 569, I.E.), being

An act to amend 1982 PA 295, entitled "An act to provide for and to supplement statutes that provide for the provisions and enforcement of support, health care, and parenting time orders with respect to divorce, separate

maintenance, paternity, child custody and support, and spousal support; to prescribe and authorize certain provisions of those orders; to prescribe the powers and duties of the circuit court and friend of the court; to prescribe certain duties of certain employers and other sources of income; to provide for penalties and remedies; and to repeal acts and parts of acts," by amending section 31 (MCL 552.631), as amended by 2002 PA 567.

(Filed with the Secretary of State January 3, 2005, at 4:24 p.m.)

Date: January 3, 2005

Time: 10:00 a.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

Enrolled House Bill No. 5373 (Public Act No. 570, I.E.), being

An act to amend 1931 PA 328, entitled "An act to revise, consolidate, codify and add to the statutes relating to crimes; to define crimes and prescribe the penalties therefor; to provide for restitution under certain circumstances; to provide for the competency of evidence at the trial of persons accused of crime; to provide immunity from prosecution for certain witnesses appearing at such trials; and to repeal certain acts and parts of acts inconsistent with or contravening any of the provisions of this act," by amending section 165 (MCL 750.165), as amended by 1999 PA 152.

(Filed with the Secretary of State January 3, 2005, at 4:26 p.m.)

Date: January 3, 2005

Time: 10:02 a.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

Enrolled House Bill No. 5417 (Public Act No. 571, I.E.), being

An act to amend 1939 PA 280, entitled "An act to protect the welfare of the people of this state; to provide general assistance, hospitalization, infirmary and medical care to poor or unfortunate persons; to provide for compliance by this state with the social security act; to provide protection, welfare and services to aged persons, dependent children, the blind, and the permanently and totally disabled; to administer programs and services for the prevention and treatment of delinquency, dependency and neglect of children; to create a state department of social services; to prescribe the powers and duties of the department; to provide for the interstate and intercounty transfer of dependents; to create county and district departments of social services; to create within certain county departments, bureaus of social aid and certain divisions and offices thereunder; to prescribe the powers and duties of the departments, bureaus and officers; to provide for appeals in certain cases; to prescribe the powers and duties of the state department with respect to county and district departments; to prescribe certain duties of certain other state departments, officers, and agencies; to make an appropriation; to prescribe penalties for the violation of the provisions of this act; and to repeal certain parts of this act on specific dates," by amending section 14i (MCL 400.14i), as added by 2001 PA 280

(Filed with the Secretary of State January 3, 2005, at 4:28 p.m.)

Date: January 3, 2005

Time: 9:44 a.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

Enrolled House Bill No. 5550 (Public Act No. 572, I.E.), being

An act to amend 1992 PA 116, entitled "An act to designate and regulate certain records media; and to prescribe the powers and duties of certain governmental entities and officials," by amending section 2 (MCL 24.402), as amended by 2001 PA 72, and by adding section 5.

(Filed with the Secretary of State January 3, 2005, at 4:30 p.m.)

Date: January 3, 2005

Time: 10:04 a.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

Enrolled House Bill No. 5551 (Public Act No. 573, I.E.), being

An act to amend 1953 PA 189, entitled "An act to provide for the taxation of lessees and users of tax-exempt property," by amending section 2 (MCL 211.182).

(Filed with the Secretary of State January 3, 2005, at 4:32 p.m.)

Date: January 3, 2005

Time: 9:42 a.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

Enrolled House Bill No. 5657 (Public Act No. 574, I.E.), being

An act to amend 1992 PA 116, entitled “An act to designate and regulate certain records media; and to prescribe the powers and duties of certain governmental entities and officials,” by amending the title and section 1 (MCL 24.401) and by adding section 4.

(Filed with the Secretary of State January 3, 2005, at 4:34 p.m.)

Date: December 30, 2004

Time: 3:10 p.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

Enrolled House Bill No. 5763 (Public Act No. 575, I.E.), being

An act to amend 1961 PA 236, entitled “An act to revise and consolidate the statutes relating to the organization and jurisdiction of the courts of this state; the powers and duties of such courts, and of the judges and other officers thereof; the forms and attributes of civil claims and actions; the time within which civil actions and proceedings may be brought in said courts; pleading, evidence, practice and procedure in civil and criminal actions and proceedings in said courts; to provide remedies and penalties for the violation of certain provisions of this act; to repeal all acts and parts of acts inconsistent with or contravening any of the provisions of this act; and to repeal acts and parts of acts,” (MCL 600.101 to 600.9947) by adding chapter 54a and section 6023a.

(Filed with the Secretary of State January 3, 2005, at 4:36 p.m.)

Date: January 3, 2005

Time: 12:26 p.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

Enrolled House Bill No. 6036 (Public Act No. 576, I.E.), being

An act to amend 1893 PA 206, entitled “An act to provide for the assessment of rights and interests, including leasehold interests, in property and the levy and collection of taxes on property, and for the collection of taxes levied; making those taxes a lien on the property taxed, establishing and continuing the lien, providing for the sale or forfeiture and conveyance of property delinquent for taxes, and for the inspection and disposition of lands bid off to the state and not redeemed or purchased; to provide for the establishment of a delinquent tax revolving fund and the borrowing of money by counties and the issuance of notes; to define and limit the jurisdiction of the courts in proceedings in connection with property delinquent for taxes; to limit the time within which actions may be brought; to prescribe certain limitations with respect to rates of taxation; to prescribe certain powers and duties of certain officers, departments, agencies, and political subdivisions of this state; to provide for certain reimbursements of certain expenses incurred by units of local government; to provide penalties for the violation of this act; and to repeal acts and parts of acts,” by amending section 7o (MCL 211.7o), as amended by 2000 PA 309.

(Filed with the Secretary of State January 4, 2005, at 1:15 p.m.)

Date: December 30, 2004

Time: 3:30 p.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

Enrolled House Bill No. 6206 (Public Act No. 577, I.E.), being

An act to amend 1943 PA 184, entitled “An act to provide for the establishment in townships of zoning districts within which the proper use of land and natural resources may be encouraged or regulated by ordinance, and for which districts provisions may also be adopted designating the location of, the size of, the uses that may be made of, the minimum open spaces, sanitary, safety, and protective measures that shall be required for, and the maximum number of families that may be housed in dwellings, buildings, and structures, including tents and trailer coaches, that are erected or altered; to designate the use of certain state licensed residential facilities; to provide for a method for the adoption of ordinances and amendments to ordinances; to provide for emergency interim ordinances; to provide for the acquisition by purchase, condemnation, or otherwise of nonconforming property; to provide for the administering of ordinances adopted; to provide for conflicts with other acts, ordinances, or regulations; to provide sanctions for violations; to provide for the assessment, levy, and collection of taxes; to provide for the collection of

fees for building permits; to provide for petitions, public hearings, and referenda; to provide for appeals; to authorize the purchase of development rights; to authorize the issuance of bonds and notes; to provide for special assessments; and to prescribe penalties and provide remedies,” (MCL 125.271 to 125.310) by adding section 16i.

(Filed with the Secretary of State January 4, 2005, at 1:17 p.m.)

Date: December 30, 2004

Time: 3:28 p.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

Enrolled House Bill No. 6166 (Public Act No. 578, I.E.), being

An act to amend 1943 PA 183, entitled “An act to provide for the establishment in portions of counties lying outside the limits of incorporated cities and villages of zoning districts within which the proper use of land and natural resources may be encouraged or regulated by ordinance, and for which districts provisions may also be adopted designating the location of, the size of, the uses that may be made of, the minimum open spaces, sanitary, safety, and protective measures that are required for, and the maximum number of families that may be housed in dwellings, buildings, and structures that are erected or altered; to designate the use of certain state licensed residential facilities; to provide for a method for the adoption of ordinances and amendments to ordinances; to provide for emergency interim ordinances; to provide by ordinance for the acquisition by purchase, condemnation, or otherwise, of property that does not conform to the requirements of the zoning districts so provided; to provide for the administering of ordinances adopted; to provide for conflicts with other acts, ordinances, or regulations; to provide sanctions for violations; to provide for the assessment, levy, and collection of taxes; to provide for referenda; to provide for appeals; to authorize the purchase of development rights; to authorize the issuance of bonds and notes; to provide for special assessments; and to prescribe penalties and provide remedies,” (MCL 125.201 to 125.240) by adding section 16i.

(Filed with the Secretary of State January 4, 2005, at 1:19 p.m.)

Date: December 30, 2004

Time: 3:26 p.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

Enrolled House Bill No. 6164 (Public Act No. 579, I.E.), being

An act to amend 1921 PA 207, entitled “An act to provide for the establishment in cities and villages of districts or zones within which the use of land and structures and the height, area, size, and location of buildings may be regulated by ordinance, and for which districts regulations shall be established for the light and ventilation of those buildings, and for which districts or zones the density of population may be regulated by ordinance; to designate the use of certain state licensed residential facilities; to provide by ordinance for the acquisition by purchase, condemnation, or otherwise of private property that does not conform to the regulations and restrictions of the various zones or districts provided; to provide for the administering of this act; to provide for amendments, supplements, or changes in zoning ordinances, zones, or districts; to provide for conflict with the state housing code or other acts, ordinances, or regulations; to provide sanctions for the violation of this act; to authorize the purchase of development rights; to authorize the issuance of bonds and notes; and to provide for special assessments,” (MCL 125.581 to 125.600) by adding section 4g.

(Filed with the Secretary of State January 4, 2005, at 1:21 p.m.)

Date: December 30, 2004

Time: 3:24 p.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

Enrolled House Bill No. 6104 (Public Act No. 580, I.E.), being

An act to amend 1978 PA 368, entitled “An act to protect and promote the public health; to codify, revise, consolidate, classify, and add to the laws relating to public health; to provide for the prevention and control of diseases and disabilities; to provide for the classification, administration, regulation, financing, and maintenance of personal, environmental, and other health services and activities; to create or continue, and prescribe the powers and duties of, departments, boards, commissions, councils, committees, task forces, and other agencies; to prescribe the

powers and duties of governmental entities and officials; to regulate occupations, facilities, and agencies affecting the public health; to regulate health maintenance organizations and certain third party administrators and insurers; to provide for the imposition of a regulatory fee; to provide for the levy of taxes against certain health facilities or agencies; to promote the efficient and economical delivery of health care services, to provide for the appropriate utilization of health care facilities and services, and to provide for the closure of hospitals or consolidation of hospitals or services; to provide for the collection and use of data and information; to provide for the transfer of property; to provide certain immunity from liability; to regulate and prohibit the sale and offering for sale of drug paraphernalia under certain circumstances; to provide for the implementation of federal law; to provide for penalties and remedies; to provide for sanctions for violations of this act and local ordinances; to provide for an appropriation and supplements; to repeal certain acts and parts of acts; to repeal certain parts of this act; and to repeal certain parts of this act on specific dates," (MCL 333.1101 to 333.25211) by adding section 20917a.

(Filed with the Secretary of State January 4, 2005, at 1:23 p.m.)

Date: December 30, 2004

Time: 3:22 p.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

Enrolled House Bill No. 6103 (Public Act No. 581, I.E.), being

An act to amend 1978 PA 368, entitled "An act to protect and promote the public health; to codify, revise, consolidate, classify, and add to the laws relating to public health; to provide for the prevention and control of diseases and disabilities; to provide for the classification, administration, regulation, financing, and maintenance of personal, environmental, and other health services and activities; to create or continue, and prescribe the powers and duties of, departments, boards, commissions, councils, committees, task forces, and other agencies; to prescribe the powers and duties of governmental entities and officials; to regulate occupations, facilities, and agencies affecting the public health; to regulate health maintenance organizations and certain third party administrators and insurers; to provide for the imposition of a regulatory fee; to provide for the levy of taxes against certain health facilities or agencies; to promote the efficient and economical delivery of health care services, to provide for the appropriate utilization of health care facilities and services, and to provide for the closure of hospitals or consolidation of hospitals or services; to provide for the collection and use of data and information; to provide for the transfer of property; to provide certain immunity from liability; to regulate and prohibit the sale and offering for sale of drug paraphernalia under certain circumstances; to provide for the implementation of federal law; to provide for penalties and remedies; to provide for sanctions for violations of this act and local ordinances; to provide for an appropriation and supplements; to repeal certain acts and parts of acts; to repeal certain parts of this act; and to repeal certain parts of this act on specific dates," by amending section 20908 (MCL 333.20908), as amended by 2000 PA 375.

(Filed with the Secretary of State January 4, 2005, at 1:25 p.m.)

Date: December 30, 2004

Time: 3:20 p.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

Enrolled House Bill No. 6102 (Public Act No. 582, I.E.), being

An act to amend 1978 PA 368, entitled "An act to protect and promote the public health; to codify, revise, consolidate, classify, and add to the laws relating to public health; to provide for the prevention and control of diseases and disabilities; to provide for the classification, administration, regulation, financing, and maintenance of personal, environmental, and other health services and activities; to create or continue, and prescribe the powers and duties of, departments, boards, commissions, councils, committees, task forces, and other agencies; to prescribe the powers and duties of governmental entities and officials; to regulate occupations, facilities, and agencies affecting the public health; to regulate health maintenance organizations and certain third party administrators and insurers; to provide for the imposition of a regulatory fee; to provide for the levy of taxes against certain health facilities or agencies; to promote the efficient and economical delivery of health care services, to provide for the appropriate utilization of health care facilities and services, and to provide for the closure of hospitals or consolidation of hospitals or services; to provide for the collection and use of data and information; to provide for the transfer of property; to provide certain immunity from liability; to regulate and prohibit the sale and offering for sale of drug paraphernalia under certain circumstances; to provide for the implementation of federal law; to provide for penalties and remedies; to provide for sanctions for violations of this act and local ordinances; to provide for an appropriation and supplements; to repeal certain acts and parts of acts; to repeal certain parts of this act; and to repeal certain parts of this act on specific dates," by amending section 20910 (MCL 333.20910), as amended by 2004 PA 200.

(Filed with the Secretary of State January 4, 2005, at 1:27 p.m.)

Date: December 30, 2004

Time: 3:18 p.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

Enrolled House Bill No. 6085 (Public Act No. 583, I.E.), being

An act to amend 1982 PA 415, entitled “An act to improve the training and education of state correctional officers; to provide for the certification of state correctional officers and the development of standards and requirements for state correctional officers; to provide for the creation of a correctional officers’ training council and a central training academy; and to prescribe the powers and duties of certain state agencies,” by amending section 12 (MCL 791.512), as amended by 1989 PA 4.

(Filed with the Secretary of State January 4, 2005, at 1:29 p.m.)

Date: December 30, 2004

Time: 3:16 p.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

Enrolled House Bill No. 6046 (Public Act No. 584, I.E.), being

An act to amend 1972 PA 230, entitled “An act to create a construction code commission and prescribe its functions; to authorize the director to promulgate rules with recommendations from each affected board relating to the construction, alteration, demolition, occupancy, and use of buildings and structures; to prescribe energy conservation standards for the construction of certain buildings; to provide for statewide approval of premanufactured units; to provide for the testing of new devices, materials, and techniques for the construction of buildings and structures; to define the classes of buildings and structures affected by the act; to provide for administration and enforcement of the act; to create a state construction code fund; to prohibit certain conduct; to establish penalties, remedies, and sanctions for violations of the act; to repeal acts and parts of acts; and to provide an appropriation,” by amending section 4 (MCL 125.1504), as amended by 1999 PA 245.

(Filed with the Secretary of State January 4, 2005, at 1:31 p.m.)

Date: December 30, 2004

Time: 3:14 p.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

Enrolled House Bill No. 6029 (Public Act No. 585, I.E.), being

An act 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 1, 9, 11, and 13 (MCL 446.201, 446.209, 446.211, and 446.213), section 1 as amended by 2002 PA 469 and sections 9 and 11 as amended by 1998 PA 233.

(Filed with the Secretary of State January 4, 2005, at 1:33 p.m.)

Date: December 30, 2004

Time: 3:12 p.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

Enrolled House Bill No. 5833 (Public Act No. 586, I.E.), being

An act to amend 1941 PA 174, entitled “An act to authorize the establishment and the maintenance of common trust funds; to authorize investments or participations therein; to define the requirements and terms thereof and the conditions and terms governing investments or participations therein and the admission and withdrawal of such investments or participations; to prescribe and define the rights, powers and duties of banks, trust companies, fiduciaries, participants, beneficiaries and other persons with respect thereto; to provide for the regulation and supervision thereof; and to repeal acts and parts of acts inconsistent with the provisions of this act,” by amending the title and sections 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, and 13 (MCL 555.101, 555.102, 555.103, 555.104, 555.105, 555.106, 555.107, 555.108, 555.109, 555.110, 555.111, 555.112, and 555.113), section 1 as amended by 1984 PA 101 and section 9 as amended by 1986 PA 23, and by adding sections 4a and 5a.

(Filed with the Secretary of State January 4, 2005, at 1:35 p.m.)

Date: January 3, 2005

Time: 10:06 a.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

Enrolled House Bill No. 5870 (Public Act No. 587, I.E.), being

An act 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 sections 301, 502, 503, 1604, 1609, 1902, 12115, 40114, 40119, 41711, 42506, 42712, 43504, 43546, 43553, 43556, 43557, 43701, 43702, 43703, 43901, 43902, 43903, 44104, 44105, 44501, 44511, 44518, 45705, 45907, 47303, 47332, 48737, 48740, 64108, 71101, 71106, 71108, 74101, 74108, 74114, 74122, 78101, 78105, 78110, 78111, 78115, 78503, 79114, 80104, 80115, 80118, 80119, 81101, 81110, 81117, 81119, 81130, 81147, 82101, 82102a, 82106, 82109, 82110, 82111, 82118, 83101, 83103, 83104, and 83106 (MCL 324.301, 324.502, 324.503, 324.1604, 324.1609, 324.1902, 324.12115, 324.40114, 324.40119, 324.41711, 324.42506, 324.42712, 324.43504, 324.43546, 324.43553, 324.43556, 324.43557, 324.43701, 324.43702, 324.43703, 324.43901, 324.43902, 324.43903, 324.44104, 324.44105, 324.44501, 324.44511, 324.44518, 324.45705, 324.45907, 324.47303, 324.47332, 324.48737, 324.48740, 324.64108, 324.71101, 324.71106, 324.71108, 324.74101, 324.74108, 324.74114, 324.74122, 324.78101, 324.78105, 324.78110, 324.78111, 324.78115, 324.78503, 324.79114, 324.80104, 324.80115, 324.80118, 324.80119, 324.81101, 324.81110, 324.81117, 324.81119, 324.81130, 324.81147, 324.82101, 324.82102a, 324.82106, 324.82109, 324.82110, 324.82111, 324.82118, 324.83101, 324.83103, 324.83104, and 324.83106), section 502 as amended by 2002 PA 148, section 503 as amended by 1998 PA 419, sections 1604 and 1609 as added by 1995 PA 60, section 1902 as amended by 2002 PA 52, sections 40114, 40119, 41711, 42712, 43504, 43557, 43901, 43903, 44104, 44105, 44501, 44511, 44518, 45705, 45907, 47303, 47332, 48737, 48740, and 64108 as added by 1995 PA 57, section 42506 as amended by 2002 PA 356, sections 43546, 43553, and 43556 as amended by 1996 PA 585, sections 43701, 43702, and 43703 as amended by 2001 PA 50, section 43902 as amended by 2002 PA 55, sections 71101, 71106, 71108, 74108, 74114, 74122, 78105, 78111, 78503, 79114, 80118, 80119, 81110, 81119, 82102a, and 82111 as added by 1995 PA 58, section 74101 as amended by 2004 PA 392, section 78101 as amended by 1998 PA 210, sections 78110 and 78115 as amended by 2003 PA 19, section 80104 as amended by 1997 PA 102, section 80115 as amended by 2003 PA 292, sections 81101, 81117, and 81130 as amended by 2003 PA 111, section 81147 as amended by 1996 PA 175, sections 82101, 82106, and 82109 as amended by 2003 PA 230, section 82110 as amended by 2001 PA 16, section 82118 as amended by 2001 PA 15, and sections 83101, 83103, 83104, and 83106 as added by 1998 PA 418, and by amending the headings to parts 437, 439, and 711 and by adding part 20; and to repeal acts and parts of acts.

(Filed with the Secretary of State January 4, 2005, at 1:37 p.m.)

Date: January 3, 2005

Time: 10:08 a.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

Enrolled House Bill No. 5875 (Public Act No. 588, I.E.), being

An act to amend 1976 PA 451, entitled “An act to provide a system of public instruction and elementary and secondary schools; to revise, consolidate, and clarify the laws relating to elementary and secondary education; to provide for the organization, regulation, and maintenance of schools, school districts, public school academies, intermediate school districts, and other public school entities; to prescribe rights, powers, duties, and privileges of schools, school districts, public school academies, intermediate school districts, and other public school entities; to provide for the regulation of school teachers and certain other school employees; to provide for school elections and to prescribe powers and duties with respect thereto; to provide for the levy and collection of taxes; to provide for the borrowing of money and issuance of bonds and other evidences of indebtedness; to establish a fund and provide for expenditures from that fund; to provide for and prescribe the powers and duties of certain state departments, the state board of education, and certain other boards and officials; to provide for licensure of boarding schools; to prescribe penalties; and to repeal acts and parts of acts,” by amending sections 623a and 1274 (MCL 380.623a and 380.1274), section 623a as amended by 1990 PA 159 and section 1274 as amended by 1994 PA 416.

(Filed with the Secretary of State January 4, 2005, at 1:39 p.m.)

Date: January 3, 2005

Time: 10:10 a.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

Enrolled House Bill No. 5913 (Public Act No. 589, I.E.), being

An act to amend 1984 PA 431, entitled “An act to prescribe the powers and duties of the department of management and budget; to define the authority and functions of its director and its organizational entities; to authorize the department to issue directives; to provide for the capital outlay program; to provide for the leasing, planning, constructing, maintaining, altering, renovating, demolishing, conveying of lands and facilities; to provide for centralized administrative services such as purchasing, payroll, record retention, data processing, and publishing and for access to certain services; to provide for a system of internal accounting and administrative control for certain principal departments; to provide for an internal auditor in certain principal departments; to provide for certain powers and duties of certain state officers and agencies; to codify, revise, consolidate, classify, and add to the powers, duties, and laws relative to budgeting, accounting, and the regulating of appropriations; to provide for the implementation of certain constitutional provisions; to create funds and accounts; to make appropriations; to prescribe remedies and penalties; to rescind certain executive reorganization orders; to prescribe penalties; and to repeal certain acts and parts of acts,” by amending section 263 (MCL 18.1263).

(Filed with the Secretary of State January 4, 2005, at 1:41 p.m.)

Date: January 3, 2005

Time: 10:12 a.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

Enrolled House Bill No. 6295 (Public Act No. 590, I.E.), being

An act to amend 1967 PA 288, entitled “An act to regulate the division of land; to promote the public health, safety, and general welfare; to further the orderly layout and use of land; to require that the land be suitable for building sites and public improvements and that there be adequate drainage of the land; to provide for proper ingress and egress to lots and parcels; to promote proper surveying and monumenting of land subdivided and conveyed by accurate legal descriptions; to provide for the approvals to be obtained prior to the recording and filing of plats and other land divisions; to provide for the establishment of special assessment districts and for the imposition of special assessments to defray the cost of the operation and maintenance of retention basins for land within a final plat; to establish the procedure for vacating, correcting, and revising plats; to control residential building development within floodplain areas; to provide for reserving easements for utilities in vacated streets and alleys; to provide for the filing of amended plats; to provide for the making of assessors plats; to provide penalties for the violation of the provisions of this act; to repeal certain parts of this act on specific dates; and to repeal acts and parts of acts,” by amending section 222 (MCL 560.222) and by adding section 222a.

(Filed with the Secretary of State January 4, 2005, at 1:43 p.m.)

Date: January 3, 2005

Time: 10:14 a.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

Enrolled House Bill No. 6337 (Public Act No. 591, I.E.), being

An act to amend 1991 PA 179, entitled “An act to regulate and insure the availability of certain telecommunication services; to prescribe the powers and duties of certain state agencies and officials; to prescribe penalties; to repeal certain acts and parts of acts; and to repeal this act on a specific date,” by amending section 213 (MCL 484.2213), as amended by 2000 PA 295; and to repeal acts and parts of acts.

(Filed with the Secretary of State January 4, 2005, at 1:45 p.m.)

Communications from State Officers

The following communications from the Secretary of State were received and read:

Notices of Filing
Administrative Rules

December 16, 2004

In accordance with the provisions of Section 46(1) of Act 306, Public Acts of 1969, as amended, and Executive Order 1995-6 this is to advise you that the Office of Regulatory Reform, Legal Division filed at 1:48 P.M. this date,

administrative rule (04-12-03) for the Department of Labor and Economic Growth, Director's Office entitled "*Underground Construction, Caissons, Cofferdams, and Compressed Air*", effective 7 days after filing with the Secretary of State.

December 16, 2004

In accordance with the provisions of Section 46(1) of Act 306, Public Acts of 1969, as amended, and Executive Order 1995-6 this is to advise you that the Office of Regulatory Reform, Legal Division filed at 1:50 P.M. this date, administrative rule (04-12-04) for the Department of Labor and Economic Growth, Board of Real Estate Appraisers entitled "*General Rules – Real Estate Appraisers*", effective 7 days after filing with the Secretary of State.

December 16, 2004

In accordance with the provisions of Section 46(1) of Act 306, Public Acts of 1969, as amended, and Executive Order 1995-6 this is to advise you that the Office of Regulatory Reform, Legal Division filed at 1:52 P.M. this date, administrative rule (04-12-05) for the Department of Labor and Economic Growth, Director's Office entitled "*General Rules - Michigan Uniform Energy code*", effective February 28, 2005.

December 20, 2004

In accordance with the provisions of Section 46(1) of Act 306, Public Acts of 1969, as amended, and Executive Order 1995-6 this is to advise you that the Office of Regulatory Reform, Legal Division filed at 3:20 P.M. this date, administrative rule (04-12-06) for the Department of Agriculture, Environmental Stewardship Division entitled "*Conduct of Referenda and Elections*", effective 7 days after filing with the Secretary of State.

December 20, 2004

In accordance with the provisions of Section 46(1) of Act 306, Public Acts of 1969, as amended, and Executive Order 1995-6 this is to advise you that the Office of Regulatory Reform, Legal Division filed at 3:22 P.M. this date, administrative rule (04-12-07) for the Department of Agriculture, Environmental Stewardship Division entitled "*Election of Directors at Soil Conservation District Annual Meetings*", effective 7 days after filing with the Secretary of State.

December 20, 2004

In accordance with the provisions of Section 46(1) of Act 306, Public Acts of 1969, as amended, and Executive Order 1995-6 this is to advise you that the Office of Regulatory Reform, Legal Division filed at 3:24 P.M. this date, administrative rule (04-12-08) for the Department of Agriculture, Environmental Stewardship Division entitled "*Hearing Schedule*", effective 7 days after filing with the Secretary of State.

December 20, 2004

In accordance with the provisions of Section 46(1) of Act 306, Public Acts of 1969, as amended, and Executive Order 1995-6 this is to advise you that the Office of Regulatory Reform, Legal Division filed at 3:26 P.M. this date, administrative rule (04-12-09) for the Department of Agriculture, Executive Division entitled "*Regulation No. 50. Weather Modification Control*", effective 7 days after filing with the Secretary of State.

December 20, 2004

In accordance with the provisions of Section 46(1) of Act 306, Public Acts of 1969, as amended, and Executive Order 1995-6 this is to advise you that the Office of Regulatory Reform, Legal Division filed at 3:28 P.M. this date, administrative rule (04-12-10) for the Department of Natural Resources, Law Enforcement Division entitled "*Commercial Land Use*", effective 7 days after filing with the Secretary of State.

December 20, 2004

In accordance with the provisions of Section 46(1) of Act 306, Public Acts of 1969, as amended, and Executive Order 1995-6 this is to advise you that the Office of Regulatory Reform, Legal Division filed at 3:30 P.M. this date, administrative rule (04-12-11) for the Department of Natural Resources, Fisheries Division entitled "*Upper Manistee River Natural River Zoning*", effective 7 days after filing with the Secretary of State.

December 20, 2004

In accordance with the provisions of Section 46(1) of Act 306, Public Acts of 1969, as amended, and Executive Order 1995-6 this is to advise you that the Office of Regulatory Reform, Legal Division filed at 3:32 P.M. this date, administrative rule (04-12-12) for the Department of Natural Resources, Fisheries Division entitled "*Pine River Natural River Zoning*", effective 7 days after filing with the Secretary of State.

December 20, 2004

In accordance with the provisions of Section 46(1) of Act 306, Public Acts of 1969, as amended, and Executive Order 1995-6 this is to advise you that the Office of Regulatory Reform, Legal Division filed at 3:34 P.M. this date, administrative rule (04-12-13) for the Department of Natural Resources, Law Enforcement Division entitled "*State Uniform Waterway Marking System*", effective January 1, 2005.

Sincerely,
Terri Lynn Land
Secretary of State
Robin Houston, Office Supervisor
Office of the Great Seal

The communications were referred to the Clerk.

The following communication from the Department of Labor and Economic Growth was received and read:

December 29, 2004

Enclosed is a copy of the Financial Statements for the Unemployment Insurance Agency's Contingent Fund, Unemployment Compensation Fund and Administrative Fund for the fiscal year ended September 30, 2004.

Inquiries regarding this information may be addressed to either Mr. Rodger Palm, Acting Director of the Office of Trust Fund, Tax and Employer Compliance at (313) 456-2405 or myself at (313) 456-2507.

Sincerely,
Deborah A. Ciccone
Chief Accountant, U.I. Trust Fund
Unemployment Insurance Agency

The communication was referred to the Clerk.

The following communication from the Department of Civil Service was received and read:

December 29, 2004

The Honorable Jennifer M. Granholm
Governor
State Capitol Building
Lansing, Michigan 48909

Dear Governor Granholm:

Article XI, Section 5, of the Michigan Constitution of 1963, requires the Civil Service Commission to provide notice to the Governor of increases in rates of compensation authorized by the Commission. The purpose of this letter is to inform you of compensation increases approved by the Commission for fiscal year 2005-2006.

The Commission adopted a Coordinated Compensation Plan for non-exclusively represented state classified employees for fiscal year 2006 on December 15, 2004. The Plan covers 15,303 non-exclusively represented Business and Administrative Unit and managerial, supervisory, and confidential employees.

Three-year agreements were also approved by the Commission for employees in bargaining units represented by AFSCME, MCO, MSEA, SEIU, and the UAW for fiscal years 2005-2006, 2006-2007, and 2007-2008. All of the agreements include a one percent base wage increase effective October 1, 2005, and a one percent base wage increase effective April 9, 2006. The Office of the State Employer does not have an agreement with the MSPTA for fiscal year 2006 at this time. We will send a summary of the costs associated with fiscal year 2006 pay increases as soon as it is finalized by the Office of the State Employer.

Please contact me at (517) 373-3020, if you have any questions concerning this information.

Sincerely,
James D. Farrell
State Personnel Director

The communication was referred to the Clerk.

The following communication from the State Officers Compensation Commission was received and read:

December 29, 2004

The State Officers Compensation Commission met on December 22, 2004, to consider state officers' salaries and expense allowances, as required by Article 4, §12, of the Michigan Constitution. Amendments to that provision in 2002 changed the procedure for Commission determinations as follows:

- Newly requiring the Commission to make determinations for the salary and expense allowances of the Secretary of State and Attorney General.
- Requiring legislative approval of the Commission's determination.
- Changing the effective date for the determination, postponing it by two years.

At its 2002 meeting, the Commission deferred taking any specific action because no enabling legislation had been passed that reconciled inconsistencies between the new constitutional language and the existing implementing law, Public Act 357 of 1968. Since 2002, such legislation has still not been enacted. Article 4, §12, requires the Commission to meet every two years, which was done on December 22, 2004, after public notice.

Prior to its meeting, the Commission received a letter from the Governor and Lieutenant Governor, which requested that the Commission (1) reduce their salaries by five percent, effective January 1, 2007 and (2) hold their expense allowances at current levels through 2008. A copy of the letter is attached.

Although the legislature has not yet passed conforming legislation, the Commission believes that the voters of Michigan clearly demonstrated their desire to change the system for determining state officers' compensation in 2002.

Cognizant of its constitutional charge and existing statutory language authorizing the Commission to make determinations for some officers, the Commission recommends reducing the salaries of the Governor and Lieutenant Governor by five percent, effective January 1, 2007, while freezing expense allowances for those offices through 2008. By this letter, the Commission formally submits the following determinations, for whatever action the legislature deems appropriate:

- Effective January 1, 2007, the salary for the office of the Governor shall be \$168,150.
- Effective January 1, 2007, the salary for the office of the Lieutenant Governor shall be \$117,705.

Absent comments from the public or other officers, the Commission took no action regarding compensation determinations for the legislature, attorney general, secretary of state, and justices of the supreme court. The Commission formally requests that the legislature enact implementing legislation to allow the Commission to fully comply with its constitutional charge. Under existing statutory language, the Commission is required to make any determination for this cycle before December 31. The commissioners would be willing to reconvene next year to consider outstanding issues in the event that the legislature passes transitional language authorizing such meetings for any remaining compensation determinations to take effect in 2007.

BY: Gary G. Corbin, Chairman
State Officers Compensation Commission

The communication was referred to the Clerk.

Announcements by the Clerk

December 29, 2004

The Honorable Terri Lynn Land
Secretary of State
Lansing, Michigan

Dear Madam:

Attached is a copy of Enrolled House Bill No. 5468, which was presented to the Governor at 11:31 a.m. on December 15, 2004.

The time for approval or veto of this enrolled bill having expired at 11:31 a.m. on December 29, 2004 and no message from the Governor having been received by the House, the bill has, pursuant to the Constitution, become law without her signature.

Respectfully yours,
Gary L. Randall, Clerk
House of Representatives

(Filed with the Secretary of State December 29, 2004 at 1:30 p.m.)

This enrolled act was assigned Public Act No. 503.

Does not become law because tie-barred bill was not enacted into law.

December 29, 2004

The Honorable Terri Lynn Land
Secretary of State
Lansing, Michigan

Dear Madam:

Attached is a copy of Enrolled House Bill No. 5469, which was presented to the Governor at 11:33 a.m. on December 15, 2004.

The time for approval or veto of this enrolled bill having expired at 11:33 a.m. on December 29, 2004 and no message from the Governor having been received by the House, the bill has, pursuant to the Constitution, become law without her signature.

Respectfully yours,
Gary L. Randall, Clerk
House of Representatives

(Filed with the Secretary of State December 29, 2004 at 1:32 p.m.)

This enrolled act was assigned Public Act No. 504.

Does not become law because tie-barred bill was not enacted into law.

December 29, 2004

The Honorable Terri Lynn Land
Secretary of State
Lansing, Michigan

Dear Madam:

Attached is a copy of Enrolled House Bill No. 5470, which was presented to the Governor at 11:35 a.m. on December 15, 2004.

The time for approval or veto of this enrolled bill having expired at 11:35 a.m. on December 29, 2004 and no message from the Governor having been received by the House, the bill has, pursuant to the Constitution, become law without her signature.

Respectfully yours,
Gary L. Randall, Clerk
House of Representatives

(Filed with the Secretary of State December 29, 2004 at 1:34 p.m.)

This enrolled act was assigned Public Act No. 505.

Does not become law because tie-barred bill was not enacted into law.

December 29, 2004

The Honorable Terri Lynn Land
Secretary of State
Lansing, Michigan

Dear Madam:

Attached is a copy of Enrolled House Bill No. 5471, which was presented to the Governor at 11:37 a.m. on December 15, 2004.

The time for approval or veto of this enrolled bill having expired at 11:37 a.m. on December 29, 2004 and no message from the Governor having been received by the House, the bill has, pursuant to the Constitution, become law without her signature.

Respectfully yours,
Gary L. Randall, Clerk
House of Representatives

(Filed with the Secretary of State December 29, 2004 at 1:36 p.m.)

This enrolled act was assigned Public Act No. 506.

Does not become law because tie-barred bill was not enacted into law.

December 29, 2004

The Honorable Terri Lynn Land
Secretary of State
Lansing, Michigan

Dear Madam:

Attached is a copy of Enrolled House Bill No. 5473, which was presented to the Governor at 11:39 a.m. on December 15, 2004.

The time for approval or veto of this enrolled bill having expired at 11:39 a.m. on December 29, 2004 and no message from the Governor having been received by the House, the bill has, pursuant to the Constitution, become law without her signature.

Respectfully yours,
Gary L. Randall, Clerk
House of Representatives

(Filed with the Secretary of State December 29, 2004 at 1:38 p.m.)

This enrolled act was assigned Public Act No. 507.

Does not become law because tie-barred bill was not enacted into law.

December 29, 2004

The Honorable Terri Lynn Land
Secretary of State
Lansing, Michigan

Dear Madam:

Attached is a copy of Enrolled House Bill No. 5474, which was presented to the Governor at 11:41 a.m. on December 15, 2004.

The time for approval or veto of this enrolled bill having expired at 11:41 a.m. on December 29, 2004 and no message from the Governor having been received by the House, the bill has, pursuant to the Constitution, become law without her signature.

Respectfully yours,
Gary L. Randall, Clerk
House of Representatives

(Filed with the Secretary of State December 29, 2004 at 1:40 p.m.)

This enrolled act was assigned Public Act No. 508, I.E.

Does not become law because tie-barred bill was not enacted into law.

January 3, 2005

The following entitled enrolled bill was presented to the Governor on December 20, 2004, at 4:36 p.m., for her approval:

Enrolled House Bill No. 5205, being

An act to amend 1978 PA 368, entitled "An act to protect and promote the public health; to codify, revise, consolidate, classify, and add to the laws relating to public health; to provide for the prevention and control of diseases and disabilities; to provide for the classification, administration, regulation, financing, and maintenance of personal, environmental, and other health services and activities; to create or continue, and prescribe the powers and duties of, departments, boards, commissions, councils, committees, task forces, and other agencies; to prescribe the powers and duties of governmental entities and officials; to regulate occupations, facilities, and agencies affecting the public health; to regulate health maintenance organizations and certain third party administrators and insurers; to provide for the imposition of a regulatory fee; to provide for the levy of taxes against certain health facilities or agencies; to promote the efficient and economical delivery of health care services, to provide for the appropriate utilization of health care facilities and services, and to provide for the closure of hospitals or consolidation of hospitals or services; to provide for the collection and use of data and information; to provide for the transfer of property; to provide certain immunity from liability; to regulate and prohibit the sale and offering for sale of drug paraphernalia under certain circumstances; to provide for the implementation of federal law; to provide for penalties and remedies; to provide for sanctions for violations of this act and local ordinances; to provide for an appropriation and supplements; to repeal certain acts and parts of acts; to repeal certain parts of this act; and to repeal certain parts of this act on specific dates," by amending sections 16131 and 16263 (MCL 333.16131 and 333.16263), as amended by 2004 PA 97, and by adding section 16322 and part 165.

The enrolled bill, having not been approved as of January 3, 2005, at 4:36 p.m., did not become law in accordance with the provisions of Art. IV, Sec. 33 of the Constitution.

Gary L. Randall
Clerk of the House of Representatives