

**No. 62**  
**STATE OF MICHIGAN**  
**JOURNAL**  
**OF THE**  
**House of Representatives**  
**92nd Legislature**  
**REGULAR SESSION OF 2004**

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House Chamber, Lansing, Wednesday, June 30, 2004.

1:00 p.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—excused	Meyer—present	Sheltrown—present
Adamini—present	Gillard—present	Middaugh—present	Shulman—present
Amos—present	Gleason—present	Milosch—present	Smith—e/d/s
Anderson—present	Hager—present	Minore—present	Spade—present
Bieda—present	Hardman—present	Moolenaar—present	Stahl—present
Bisbee—e/d/s	Hart—excused	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—present	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—present	Johnson, Ruth—present	Plakas—present	Walker—present
Dennis—present	Julian—present	Pumford—present	Ward—present
DeRoche—present	Koetje—present	Reeves—present	Waters—present
DeRossett—e/d/s	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—e/d/s	Woronchak—present
Farrah—present	McConico—present	Shaffer—present	Zelenko—present

e/d/s = entered during session

Rep. Matt Milosch, from the 55th District, offered the following invocation:

“Almighty God, we make our earnest prayer; that Thou will keep the United States in Thou Holy protection. Thou will incline the hearts of these citizens to cultivate a spirit of subordination, obedience and entertain a brotherly affection and love for one another and for our fellow citizens of the United States at large. Finally, that Thou will most graciously be pleased to dispose us all to do justice, to love mercy and to demean ourselves with that charity, humility and pacific temper of mind, which were the characteristics of the Divine author of our blessed religion. And without a humble imitation of whose example in these things we can never hope, to be a happy nation. Grant our supplication to beseech Thee. In Christ our Lord, Amen.”

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

Rep. Waters moved that Rep. Gielegem be excused from today’s session.  
The motion prevailed.

### Notices

Rep. Caul, 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 Nos. 601-606. Had I been present, I would have voted ‘yea’.”

Rep. Wenke, 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 Nos. 598-606. Had I been present, I would have voted ‘yea’.”

Rep. Bisbee, 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 Nos. 578-606. Had I been present, I would have voted ‘yea’ on Roll Call Nos. 578-582 and 585-606 and ‘nay’ on Roll Call Nos. 583-584.”

Rep. Smith, 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 Nos. 591-606. Had I been present, I would have voted ‘yea’.”

Rep. Murphy, 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 Nos. 590 and 601-603. Had I been present, I would have voted ‘yea’.”

By unanimous consent the House returned to the order of

### Motions and Resolutions

Rep. Richardville moved that a respectful message be sent to the Senate requesting the return of **Senate Bill No. 874**.  
The motion prevailed.

### Reports of Standing Committees

The Speaker laid before the House  
**House Resolution No. 272.**

A resolution to memorialize the Congress of the United States to enact legislation that will sharply reduce the number of gasoline types required to meet local environmental standards.

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

(The resolution was reported by the Committee on Transportation on June 24, consideration of which, under the rules, was postponed until June 29, substitute (H-1) offered and resolution postponed temporarily on June 29, see House Journal No. 61, p. 1472.)

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

Reps. Middaugh and Jannick moved to substitute (H-2) the resolution as follows:

**Substitute for House Resolution No. 272.**

A resolution to memorialize the Congress of the United States to review the issue of the number of gasoline types refined across the country and to enact legislation that will sharply reduce the number of gasoline types required to meet local environmental standards.

Whereas, While there are many factors that are contributing to the recent swift rise in pump prices for gasoline, a significant element is the number of gasoline types refineries must produce to meet environmental standards of various metropolitan regions across the country. Over the years, federal mandates to improve air quality in areas with problems have resulted in a complicated patchwork of fuel requirements. The large number of fuels is also the result of the strategies individual states have developed to meet federal standards; and

Whereas, While the goals of cleaner air are important challenges that must be met, it seems inefficient on many levels for refineries to have to develop, produce, and deliver so many different types of gasoline. In the Midwest alone, at least seven types of fuel must be made. The impact of these requirements is to raise costs, delay production, disrupt distribution, and reduce the supply. These problems, as Michigan has learned all too well, become far more severe when any unforeseen events, such as a gasoline pipeline accident or a refinery fire, take place; and

Whereas, Although the ultimate goal of a single gasoline type for the entire country at any given time may not be attainable because of the enormous variations in geographical and climatic conditions across America, requiring the country to sharply reduce the number of gasoline types can bring great benefits. In addition, using cleaner fuels may enhance air quality not only in ozone nonattainment areas, but everywhere; now, therefore, be it

Resolved by the House of Representatives, That we memorialize the Congress of the United States to review the issue of the number of gasoline types refined across the country and to enact legislation that will sharply reduce the number of gasoline types required to meet local environmental standards; and be it further

Resolved, That copies of this resolution be transmitted to the President of the United States Senate, the Speaker of the United States House of Representatives, and the members of the Michigan congressional delegation.

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

The question being on the adoption of the resolution,

The resolution was adopted.

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Rep. Palmer moved that Rep. Gaffney be excused temporarily from today's session.  
The motion prevailed.

### Messages from the Senate

The Speaker laid before the House

**House Bill No. 5148, entitled**

A bill to amend 1962 PA 174, entitled "Uniform commercial code," by amending sections 9501 and 9525 (MCL 440.9501 and 440.9525), section 9501 as amended and section 9525 as added by 2000 PA 348.

(The bill was received from the Senate on June 16, with substitute (S-3), full title inserted and immediate effect given by the Senate, consideration of which, under the rules, was postponed until June 17, see House Journal No. 56, p. 1335.)

The question being on concurring in the substitute (S-3) made to the bill by the Senate,

The substitute (S-3) was concurred in, a majority of the members serving voting therefor, by yeas and nays, as follows:

**Roll Call No. 607**

**Yeas—100**

Accavitti  
Acciavatti

Garfield  
Gillard

Meyer  
Middaugh

Sheltrown  
Shulman

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

The Speaker laid before the House

**Senate Bill No. 1240, entitled**

A bill to amend 1975 PA 197, entitled "An act to provide for the establishment of a downtown development authority; to prescribe its powers and duties; to correct and prevent deterioration in business districts; to encourage historic preservation; to authorize the acquisition and disposal of interests in real and personal property; to authorize the creation and implementation of development plans in the districts; to promote the economic growth of the districts; to create a board; to prescribe its powers and duties; to authorize the levy and collection of taxes; to authorize the issuance of bonds and other evidences of indebtedness; to authorize the use of tax increment financing; to reimburse downtown development authorities for certain losses of tax increment revenues; and to prescribe the powers and duties of certain state officials," by amending sections 1 and 7 (MCL 125.1651 and 125.1657), section 1 as amended by 2004 PA 66 and section 7 as amended by 1985 PA 221.

(The bill was received from the Senate on June 24, with substitute (S-2) to the House substitute (H-1), title amendment and immediate effect given by the Senate, consideration of which, under the rules, was postponed until June 29, see House Journal No. 60, p. 1466.)

The question being on concurring in the substitute (S-2) to the House substitute (H-1) made to the bill by the Senate,

The substitute (S-2) was concurred in, a majority of the members serving voting therefor, by yeas and nays, as follows:

**Roll Call No. 608****Yeas—92**

Accavitti	Hager	Milosch	Shulman
Acciavatti	Hardman	Minore	Spade

Adamini	Hood	Moolenaar	Stahl
Amos	Hopgood	Mortimer	Stakoe
Anderson	Howell	Murphy	Stallworth
Bieda	Huizenga	Newell	Steil
Brandenburg	Hune	Nitz	Stewart
Brown	Hunter	Nofs	Tabor
Byrum	Jamnick	O'Neil	Taub
Casperson	Johnson, Rick	Palmer	Tobocman
Caul	Johnson, Ruth	Palsrok	Vagnozzi
Cheeks	Julian	Pappageorge	Van Regenmorter
Clack	Koetje	Phillips	Voorhees
Condino	Kolb	Plakas	Walker
Daniels	Kooiman	Pumford	Ward
Dennis	LaJoy	Reeves	Waters
Ehardt	LaSata	Richardville	Wenke
Elkins	Law	Rivet	Whitmer
Emmons	Lipsey	Robertson	Williams
Farhat	McConico	Rocca	Wojno
Farrah	Meisner	Sak	Woodward
Gillard	Meyer	Shaffer	Woronchak
Gleason	Middaugh	Sheltrown	Zelenko

**Nays—9**

Bradstreet	Drolet	Hoogendyk	Pastor
Caswell	Garfield	Hummel	Sheen
DeRoche			

In The Chair: Julian

The House agreed to the title as amended.

Rep. Richardville moved to reconsider the vote by which the House concurred in the Senate substitute (S-2) made to the House substitute (H-1).

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

The question being on concurring in the substitute (S-2) to the House substitute (H-1) made to the bill by the Senate,

The substitute (S-2) was concurred in, a majority of the members serving voting therefor, by yeas and nays, as follows:

**Roll Call No. 609****Yeas—93**

Accavitti	Hardman	Milosch	Spade
Acciavatti	Hood	Minore	Stahl
Adamini	Hoogendyk	Moolenaar	Stakoe
Amos	Hopgood	Mortimer	Stallworth
Anderson	Howell	Murphy	Steil
Bieda	Huizenga	Newell	Stewart
Brandenburg	Hune	Nitz	Tabor
Brown	Hunter	Nofs	Taub
Byrum	Jamnick	O'Neil	Tobocman
Casperson	Johnson, Rick	Palsrok	Vagnozzi
Caul	Johnson, Ruth	Pappageorge	Van Regenmorter
Cheeks	Julian	Phillips	Vander Veen
Clack	Koetje	Plakas	Voorhees

Condino	Kolb	Pumford	Walker
Daniels	Kooiman	Reeves	Ward
Dennis	LaJoy	Richardville	Waters
Ehardt	LaSata	Rivet	Wenke
Elkins	Law	Robertson	Whitmer
Emmons	Lipsey	Rocca	Williams
Farhat	McConico	Sak	Wojno
Farrah	Meisner	Shaffer	Woodward
Gillard	Meyer	Sheltrown	Woronchak
Gleason	Middaugh	Shulman	Zelenko
Hager			

### Nays—9

Bradstreet	Drolet	Hummel	Pastor
Caswell	Garfield	Palmer	Sheen
DeRoche			

In The Chair: Julian

#### House Bill No. 5930, entitled

A bill to amend 1956 PA 218, entitled “The insurance code of 1956,” (MCL 500.100 to 500.8302) by adding section 8115a.

The Senate has passed the bill, ordered that it be given immediate effect and pursuant to Joint Rule 20, inserted the full title.

The House agreed to the full title.

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

#### House Bill No. 5021, entitled

A bill to amend 1994 PA 451, entitled “Natural resources and environmental protection act,” (MCL 324.101 to 324.90106) by adding section 1615.

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

The Senate has passed the bill as substituted (S-1), ordered that it be given immediate effect and pursuant to Joint Rule 20, inserted the full title.

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

#### House Bill No. 5463, entitled

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

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

The Senate has passed the bill as substituted (S-1), ordered that it be given immediate effect and amended the title to read as follows:

A bill to amend 1975 PA 228, entitled “An act to provide for the imposition, levy, computation, collection, assessment and enforcement, by lien or otherwise, of taxes on certain commercial, business, and financial activities; to prescribe the manner and times of making certain reports and paying taxes; to prescribe the powers and duties of public officers and state departments; to permit the inspection of records of taxpayers; to provide for interest and penalties on unpaid taxes; to provide exemptions, credits, and refunds; to provide penalties; to provide for the disposition of funds; to provide for the interrelation of this act with other acts; and to provide an appropriation,” (MCL 208.1 to 208.145) by adding section 37g.

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

#### House Bill No. 5598, entitled

A bill to amend 1936 (Ex Sess) PA 1, entitled “Michigan employment security act,” by amending section 43 (MCL 421.43), as amended by 2000 PA 490.

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

The Senate has passed the bill as substituted (S-2), ordered that it be given immediate effect and pursuant to Joint Rule 20, inserted the full title.

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

**House Bill No. 5653, entitled**

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

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

The Senate has passed the bill as substituted (S-1), ordered that it be given immediate effect and pursuant to Joint Rule 20, inserted the full title.

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

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Rep. Shackleton entered the House Chambers.

The Speaker Pro Tempore called Associate Speaker Pro Tempore Vander Veen to the Chair.

**Second Reading of Bills****House Bill No. 5658, entitled**

A bill to amend 1965 PA 285, entitled "Private detective license act," by amending section 26 (MCL 338.846), as amended by 2002 PA 474, and by adding section 26a.

The bill was read a second time.

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

The motion prevailed.

Rep. Kooiman 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. 5658, entitled**

A bill to amend 1965 PA 285, entitled "Private detective license act," by amending section 26 (MCL 338.846), as amended by 2002 PA 474, and by adding section 26a.

The bill was read a third time.

The question being on the passage of the bill,

Rep. Julian moved that consideration of the bill be postponed temporarily.

The motion prevailed.

**Second Reading of Bills****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.

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

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

Rep. Richardville moved to amend the bill as follows:

1. Amend page 15, line 13, after "**home's**" by inserting "**final**".

2. Amend page 15, line 13, after "**indicates**" by inserting "**a final determination by the department**".

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

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

The motion prevailed.

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

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

Reps. Bisbee, DeRossett and Smith entered the House Chambers.

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

**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.

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

**Roll Call No. 610**

**Yeas—103**

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

**Nays—3**

Hoogendyk	Hummel	Sheen
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In The Chair: Vander Veen

The House agreed to the title of the bill.

Rep. Kooiman 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. 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.



Was read a second time, and the question being on the adoption of the proposed substitute (H-4) previously recommended by the Committee on Senior Health, Security and Retirement,

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

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

The motion prevailed.

Rep. Kooiman 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. 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.

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

#### Roll Call No. 611

#### Yeas—102

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

#### Nays—5

Drolet	Hoogendyk	Hummel	Sheen
Garfield			

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 1979 PA 218, entitled "Adult foster care facility licensing act," by amending sections 9, 13, and 22 (MCL 400.709, 400.713, and 400.722), sections 13 and 22 as amended by 2004 PA 59, and by adding section 27a.

The motion prevailed.

The House agreed to the title as amended.

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

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

Reps. Hardman, Daniels, McConico, Reeves, Woronchak, Anderson, Stewart, Pappageorge, Zelenko, Kolb, Jamnick, DeRossett, Spade, Lipsey, Hager, Dennis, Williams, Cheeks, Hood, Tobocman, Hopgood, Law, Bieda, Meisner, Wojno, Condino, Vagnozzi, Gleason, Milosch, Nofs, Ward, Sak, Elkins, Moolenaar and Gillard were named co-sponsors of the bill.

The House returned to the consideration of

**House Bill No. 5658, entitled**

A bill to amend 1965 PA 285, entitled "Private detective license act," by amending section 26 (MCL 338.846), as amended by 2002 PA 474, and by adding section 26a.

(The bill was considered earlier today, see today's Journal p. 1543.)

The question being on the passage of the bill,

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

**Roll Call No. 612**

**Yeas—99**

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

**Nays—8**

Bieda	Drolet	Hoogendyk	Minore
Bradstreet	Garfield	Hune	Sheen

In The Chair: Vander Veen

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.

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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:

I respect the intent of this bill, although I question whether continuing education would be very effective in this industry. A couple of concerns raised by the Department of Labor and Economic Growth call into question issues of course validity, and in particular, the automatic qualification of courses taught by the Michigan Council of Private Investigators which immediately creates a monopoly on training programs in this arena. I have additional concerns regarding the fiscal impact of this bill, estimated to be at least \$129,834 because the Department would have to hire an additional analyst in its Licensing Education and Testing Unit and another Word Processing Assistant. I also agree with the Department’s desire to wait for the results from a pilot project involving respiratory therapists that was supposed to serve as a model on how continuing education fits in with overall competence. I think that this approach, particularly in this environment of fiscal restraint, makes sense. Thus I voted no on House Bill 5658.”

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The Speaker Pro Tempore resumed the Chair.

**Senate Bill No. 599, entitled**

A bill to amend 1979 PA 94, entitled “The state school aid act of 1979,” by amending section 6 (MCL 388.1606), as amended by 2003 PA 158.

(The bill was read a third time and postponed for the day on June 24, see House Journal No. 60, p. 1452.)

The question being on the passage of the bill,

Rep. Richardville moved to reconsider the vote by which the House placed the bill on the order of Third Reading of Bills.  
The motion prevailed, a majority of the members present voting therefor.

**Second Reading of Bills**

**Senate Bill No. 599, entitled**

A bill to amend 1979 PA 94, entitled “The state school aid act of 1979,” by amending section 6 (MCL 388.1606), as amended by 2003 PA 158.

Rep. Richardville moved to reconsider the vote by which the House adopted the amendment offered previously by Rep. Rick Johnson.

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

The question being on the adoption of the amendment offered previously by Rep. Rick Johnson,

Rep. Rick Johnson withdrew the amendment.

Rep. Drolet moved that consideration of the bill be postponed temporarily.

The motion prevailed.

By unanimous consent the House returned to the order of

**Motions and Resolutions**

Reps. Adamini, Brown, Anderson, Bieda, Casperson, Dennis, Ehardt, Elkins, Jamnick, O’Neil, Sak, Vagnozzi, Zelenko, Accavitti, Byrum, Condino, DeRossett, Farrah, Gillard, Gleason, Hardman, Hopgood, Kolb, Meisner, Minore, Murphy, Phillips, Plakas, Shackleton, Sheltrown, Spade, Stallworth, Tobocman, and Wojno offered the following resolution:

**House Resolution No. 292.**

A resolution to memorialize the Congress of the United States to appropriate funds in support of the Big Bay Cliff Health Camp in Marquette County.

Whereas, Bay Cliff Health Camp was established in 1934 as a voluntary nonprofit organization under the leadership of officials of the Michigan Public Health Department to serve the underprivileged and undernourished children from the 15 counties of Michigan's Upper Peninsula; and

Whereas, Bay Cliff Health Camp was established in Big Bay, Michigan, in northern Marquette County, utilizing a secluded farm as a site. Through special funding from the Michigan Crippled Children's Fund initiated by Sen. James Couzens, the camp added facilities to serve and treat children with polio beginning in the early 1940s; and

Whereas, Bay Cliff Health Camp, a nonprofit 501(c)(3) organization led by a volunteer board of directors, raises contributions to fund, at no cost to the families, the attendance of all Upper Peninsula children who attend the seven-week summer therapy camp program; and

Whereas, During its 70 years, Bay Cliff Health Camp has served over 11,000 children. It continues to serve children from across the entire Upper Peninsula who have physical disabilities such as cerebral palsy; traumatic brain injury; spinal cord injury; degenerative neurological diseases; and various speech, hearing, and vision disabilities. This program has helped these children to lead successful, productive lives; and

Whereas, The Bay Cliff Health Camp board of directors has set a bold vision to renovate its 70-year-old facilities in order to make them accessible by the standards of the Americans with Disabilities Act and to upgrade the facilities to make them inhabitable year round, thereby enabling the camp to offer health and therapy programs all year for more children and adults with various disabilities; and

Whereas, It is appropriate for this legislative body to express support for the proposed appropriation in the United States Health, Labor and Social Services fiscal year 2005 budget that would assist Bay Cliff Health Camp with the renovation of its facilities; now, therefore, be it

Resolved by the House of Representatives, That we memorialize the Congress of the United States to appropriate funds in support of the Big Bay Cliff Health Camp in Marquette County; and be it further

Resolved, That copies of this resolution be transmitted to the President of the United States Senate, the Speaker of the United States House of Representatives, and the members of the Michigan congressional delegation.

The resolution was referred to the Committee on Government Operations.

Reps. Vander Veen, Anderson, Bieda, Casperson, Dennis, Ehardt, Elkins, Farhat, Hager, Jamnick, O'Neil, Sak, Vagnozzi, Zelenko, Accavitti, Adamini, Bradstreet, Brown, Byrum, Caswell, Caul, Condino, DeRossett, Farrah, Garfield, Gillard, Gleason, Hardman, Hopgood, Koetje, Kolb, LaSata, Lipsey, Meisner, Meyer, Milosch, Minore, Murphy, Nofs, Palmer, Pappageorge, Pastor, Phillips, Rocca, Shackleton, Shaffer, Sheltroun, Shulman, Spade, Stahl, Stakoe, Stallworth, Steil, Tabor, Taub, Tobocman, Voorhees and Wojno offered the following resolution:

**House Resolution No. 293.**

A resolution recognizing the Grand Haven Coast Guard Festival's 80<sup>th</sup> anniversary which honors the United States Coast Guard's 150 years of lifesaving services on the Great Lakes.

Whereas, On July 30, 2004, Grand Haven will celebrate 80 years of honoring the Coast Guard in the United States; and

Whereas, In 1924, the local community came together at a birthday picnic to honor the Coast Guard. The Coast Guard has grown from a crew of volunteers of the U.S. Life-Saving Service and the Lighthouse Service which began in 1854 to being a forefront in National Defense for the Department of Homeland Security; and

Whereas, The Life-Saving Service officially began on the Great Lakes with the commissioning of 11 stations divided among Lakes Erie, Ontario, and Huron. In 1877, stations were added to include Lake Superior and Lake Michigan. This expansion continued in 1915 when the Revenue Cutter Service and the U.S. Life-Saving Service were combined to form the modern day Coast Guard. In 1939, the Lighthouse Service was also merged with the Coast Guard. The maritime law enforcement agency has grown to include over 1,800 active duty members, 67 civilians, 600 Reservists, and 4,500 Auxiliarists in the Ninth Coast Guard District, which encompasses the Great Lakes; and

Whereas, The 2004 Coast Guard Festival takes great pride in honoring the men and women of the United States Coast Guard for the brave work they conduct each and every day. The festival is able to host an array of fun, family activities, and excitement every year. Few departments have had a greater impact on the lives of people around the country than the U.S. Coast Guard. The Coast Guard was one of the first to respond to terrorist attacks on September 11, 2001, and on an average day they conduct 109 search and rescue cases, save 10 lives and assist 192 people in distress; now, therefore, be it

Resolved by the House of Representatives, That the members of this legislative body recognize Grand Haven's Coast Guard Festival on their 80<sup>th</sup> anniversary which honors the United States Coast Guard. May the United States Coast Guard continue to offer safe waterways for all of the citizens surrounding the Great Lakes; and be it further

Resolved, That a copy of this resolution be transmitted to the Ninth District Coast Guard Station and the Executive Committee of the Grand Haven Coast Guard Festival.

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. Richardville, Anderson, Bieda, Casperson, Dennis, Ehardt, Elkins, Farhat, Hager, Jamnick, O'Neil, Sak, Vagnozzi, Zelenko, Accavitti, Adamini, Bradstreet, Brown, Byrum, Caswell, Clack, Condino, DeRossett, Farrah, Garfield, Gillard, Gleason, Hardman, Hopgood, Koetje, Kolb, LaSata, Lipsey, Meisner, Meyer, Milosch, Minore, Murphy, Nofs, Palmer, Pappageorge, Pastor, Phillips, Rocca, Shackleton, Shaffer, Shulman, Spade, Stakoe, Stallworth, Tabor, Taub, Tobocman, Vander Veen, Voorhees and Wojno offered the following resolution:

**House Resolution No. 294.**

A resolution in support of the Michigan Policy Academy on homeless families and children, and recognizing Homeless Awareness Week November 14-20, 2004, in the state of Michigan.

Whereas, Tens of thousands of people on any given day are homeless in the state of Michigan. There are more than 750 providers of shelter and other services that offer help to homeless families and individuals. Unfortunately, the demand for these services far exceeds what is available and many families, including thousands of children, are forced to take refuge in cars, campsites, abandoned buildings, and many other unsuitable places; and

Whereas, Homelessness affects every community in Michigan – all age groups, all racial and ethnic groups, and families with children as well as individuals. The number of homeless families with children has continued to climb over the last ten years, making children the fastest growing group of people experiencing homelessness. In fact, today, the average age of a homeless person in the United States is nine years old; and

Whereas, In recognition of the magnitude of these challenges for Michigan families, Governor Jennifer M. Granholm has convened a statewide Policy Leadership Team on Housing and Homelessness to develop a strategic plan for ending homelessness in Michigan over the coming decade, with a special emphasis on increasing access to housing and mainstream services for homeless individuals, families, and children; and

Whereas, The Policy Leadership Team of the Michigan Policy Academy on Homeless Families and Children has established a vision that “All Michigan children and families live with dignity and thrive in safe, affordable and sustainable homes in supportive communities”; and

Whereas, The Academy seeks the support and assistance of the Michigan Legislature in its efforts, and encourages every Michigan citizen to recognize its challenging work to end homelessness in this state by showing support for homeless families and children during Homeless Awareness Week to be recognized in Michigan November 14–20, 2004; now, therefore, be it

Resolved by the House, That the members of this legislative body commend all work group participants of the Michigan Policy Academy on Homeless Families and Children for their important contributions, and encourage all citizens to get involved with local efforts to highlight the plight of homeless families and children during Homeless Awareness Week; and be it further

Resolved, That a copy of this resolution be presented to the Michigan Policy Academy on Homeless Families and Children as evidence of our esteem for its leadership and service in helping to end homelessness 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.

**Announcement by the Clerk of Printing and Enrollment**

The Clerk announced the enrollment printing and presentation to the Governor on Wednesday, June 30, for her approval of the following bills:

**Enrolled House Bill No. 4710 at 1:14 p.m.**

**Enrolled House Bill No. 5232 at 1:16 p.m.**

**Enrolled House Bill No. 5589 at 1:18 p.m.**

The Clerk announced that the following bills had been printed and placed upon the files of the members on Thursday, June 30, 2004:

**House Bill Nos. 6056 6057 6058**

**Senate Bill Nos. 1323 1324 1325 1326 1327**

By unanimous consent the House returned to the order of

**Reports of Standing Committees**

The Committee on Conservation and Outdoor Recreation, by Rep. Tabor, Chair, reported

**House Bill No. 5870, entitled**

A bill to amend 1994 PA 451, entitled “Natural resources and environmental protection act,” by amending sections 502, 503, 1604, 1609, 1902, 12115, 40114, 40119, 41711, 42506, 42712, 43504, 43546, 43553, 43556, 43557, 43701,

43702, 43703, 43704, 44105, 45705, 45907, 47303, 47332, 48737, 48740, 64108, 71101, 71106, 71108, 74101, 74108, 74114, 74122, 78101, 78105, 78110, 78111, 78115, 79114, 80104, 80115, 80118, 80119, 81101, 81110, 81117, 81119, 81130, 81147, 82101, 82102a, 82106, 82109, 82110, 82111, 82118, 83101, 83103, 83104, and 83106 (MCL 324.502, 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, 324.43704, 324.44105, 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, 324.79114, 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, 44105, 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 43704 as amended by 2002 PA 56, sections 71101, 71106, 71108, 74101, 74108, 74114, 74122, 78105, 78111, 79114, 80118, 80119, 81110, 81119, 82102a, and 82111 as added by 1995 PA 58, 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 and 711 and by adding part 20; and to repeal acts and parts of acts.

Without amendment and with the recommendation that the bill pass.

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

#### Favorable Roll Call

To Report Out:

Yeas: Reps. Tabor, Milosch, Bradstreet, Richardville, Nitz, Gillard, Farrah, Sheltroun and Accavitti

Nays: None

The Committee on Conservation and Outdoor Recreation, by Rep. Tabor, Chair, reported

#### **House Joint Resolution Z, entitled**

A joint resolution proposing an amendment to the state constitution of 1963, by adding sections 40 and 41 to article IX, to provide for the establishment of the Michigan conservation and recreation legacy fund and the Michigan game and fish protection trust fund.

Without amendment and with the recommendation that the joint resolution be adopted.

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

#### Favorable Roll Call

To Report Out:

Yeas: Reps. Tabor, Milosch, Bradstreet, Richardville, Nitz, Gillard, Farrah, Sheltroun and Accavitti

Nays: None

#### COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Tabor, Chair, of the Committee on Conservation and Outdoor Recreation, was received and read:

Meeting held on: Wednesday, June 30, 2004

Present: Reps. Tabor, Milosch, Bradstreet, Richardville, Nitz, Gillard, Farrah, Sheltroun and Accavitti

Absent: Reps. Ehardt and Rocca

Excused: Reps. Ehardt and Rocca

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

#### **House Bill No. 4177, entitled**

A bill to amend 1893 PA 206, entitled "The general property tax act," by amending section 7o (MCL 211.7o), as amended by 2000 PA 309.

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. Wenke, Sheen, Koetje, Woronchak, Meyer, Drolet, Hummel, Palmer, Nofs and Stakoe

Nays: Reps. O'Neil, Minore, Farrah, Bieda and Condino

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

**House Bill No. 6036, entitled**

A bill to amend 1893 PA 206, entitled "The general property tax act," by amending section 7o (MCL 211.7o), as amended by 2000 PA 309.

Without amendment and with the recommendation that the bill pass.

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

## Favorable Roll Call

## To Report Out:

Yeas: Reps. Wenke, Sheen, Koetje, Woronchak, Meyer, Drolet, Hummel, Palmer, Nofs, Stakoe, O'Neil, Minore, Farrah, Bieda and Condino

Nays: None

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

**Senate Bill No. 1302, entitled**

A bill to amend 1984 PA 385, entitled "Technology park development act," by amending section 12 (MCL 207.712), as amended by 1996 PA 445.

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. Wenke, Sheen, Koetje, Woronchak, Meyer, Drolet, Hummel, Palmer, Nofs, Stakoe, O'Neil, Minore, Farrah, Bieda and Condino

Nays: None

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

**Senate Bill No. 1303, entitled**

A bill to amend 1990 PA 100, entitled "City utility users tax act," by amending section 5 of chapter 1 (MCL 141.1155), as amended by 1998 PA 241.

Without amendment and with the recommendation that the bill pass.

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

## Favorable Roll Call

## To Report Out:

Yeas: Reps. Wenke, Sheen, Koetje, Woronchak, Meyer, Drolet, Hummel, Palmer, Nofs, Stakoe, O'Neil, Minore, Farrah, Bieda and Condino

Nays: None

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

**Senate Bill No. 1304, entitled**

A bill to amend 1974 PA 198, entitled "An act to provide for the establishment of plant rehabilitation districts and industrial development districts in local governmental units; to provide for the exemption from certain taxes; to levy

and collect a specific tax upon the owners of certain facilities; to impose and provide for the disposition of an administrative fee; to provide for the disposition of the tax; to provide for the obtaining and transferring of an exemption certificate and to prescribe the contents of those certificates; to prescribe the powers and duties of the state tax commission and certain officers of local governmental units; and to provide penalties," by amending section 11 (MCL 207.561), as amended by 2001 PA 157.

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. Wenke, Sheen, Koetje, Woronchak, Meyer, Drolet, Hummel, Palmer, Nofs, Stakoe, O'Neil, Minore, Farrah, Bieda and Condino

Nays: None

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

#### **Senate Bill No. 1305, entitled**

A bill to amend 1953 PA 189, entitled "An act to provide for the taxation of lessees and users of tax-exempt property," (MCL 211.181 to 211.182) by adding section 1a.

Without amendment and with the recommendation that the bill pass.

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

#### Favorable Roll Call

To Report Out:

Yeas: Reps. Wenke, Sheen, Koetje, Woronchak, Meyer, Drolet, Hummel, Palmer, Nofs, Stakoe, O'Neil, Minore, Farrah, Bieda and Condino

Nays: None

#### COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Wednesday, June 30, 2004

Present: Reps. Wenke, Sheen, Koetje, Woronchak, Meyer, Drolet, Hummel, Palmer, Nofs, Stakoe, O'Neil, Minore, Farrah, Bieda and Condino

Absent: Reps. Milosch and Zelenko

Excused: Reps. Milosch and Zelenko

#### COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Bradstreet, Chair, of the Committee on Energy and Technology, was received and read:

Meeting held on: Wednesday, June 30, 2004

Present: Reps. Bradstreet, Huizenga, Middaugh, LaSata, Casperson, DeRoche, Garfield, LaJoy, Nitz, Palsrok, Stahl, McConico, Rivet, Daniels, Woodward, Hopgood, Murphy and Stallworth

Absent: Rep. Bisbee

Excused: Rep. Bisbee

#### Messages from the Senate

#### **Senate Bill No. 143, entitled**

A bill to amend 1937 PA 94, entitled "Use tax act," (MCL 205.91 to 205.111) by adding section 4y.

The Senate has passed the bill.

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



**Senate Bill No. 184, entitled**

A bill to amend 1937 PA 94, entitled "Use tax act," (MCL 205.91 to 205.111) by adding section 4w.  
The Senate has passed the bill.

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

**Senate Bill No. 850, entitled**

A bill to amend 1984 PA 431, entitled "The management and budget act," (MCL 18.1101 to 18.1594) by adding section 283a.

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. 851, entitled**

A bill to amend 1978 PA 390, entitled "An act to regulate the time and manner of payment of wages and fringe benefits to employees; to prescribe rights and responsibilities of employers and employees, and the powers and duties of the department of labor; to require keeping of records; to provide for settlement of disputes regarding wages and fringe benefits; to prohibit certain practices by employers; to prescribe penalties and remedies; and to repeal certain acts and parts of acts," by amending section 6 (MCL 408.476).

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. 1001, entitled**

A bill to amend 1937 PA 94, entitled "Use tax act," (MCL 205.91 to 205.111) by adding section 4y.

The Senate has passed the bill.

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

**Senate Bill No. 1003, entitled**

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

The Senate has passed the bill.

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

**Senate Bill No. 1285, entitled**

A bill to amend 1984 PA 431, entitled "The management and budget act," (MCL 18.1101 to 18.1594) by adding section 252a.

The Senate has passed the bill.

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

### Messages from the Governor

The following message from the Governor was received and read:

June 28, 2004

Mr. Gary Randall  
Clerk of the House  
Michigan House of Representatives  
P.O. Box 30014  
Lansing, MI 48909

Dear Mr. Randall:

I am pleased to present to the Michigan Legislature the 12<sup>th</sup> comprehensive report on asset forfeiture. Michigan's asset forfeiture program saves taxpayers money and deprives drug criminals of cash and property obtained through illegal activity. Michigan's law enforcement community has done an outstanding job of stripping drug dealers of illicit gain and utilizing these proceeds to expand and enhance drug enforcement efforts to protect our citizens.

During 2003, over \$20 million in cash and assets amassed by drug traffickers was forfeited and put back into the fight against drugs through the use of state and federal forfeiture laws. Extensive multi-agency teamwork is evident in this report. Considerable assets were obtained as the result of joint enforcement involving several agencies at the federal, state and local levels.

Forfeiture funds were used to further enforce drug laws by providing resources for drug enforcement personnel, needed equipment, undercover informant and investigative costs, and matching funds to obtain federal grants. Some of the forfeited assets were also used for drug and gang prevention education programs.

I commend our law enforcement community for the tremendous job they have done and submit this report for your information and review.

Sincerely,  
Jennifer M. Granholm  
Governor

The message was referred to the Clerk.

### Communications from State Officers

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

#### Notices of Filing Administrative Rules

May 24, 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 2:50 P.M. this date, administrative rule (04-05-04) for the Department of Community Health, Bureau of Children and Family Programs, entitled "*Vision Screening of Preschool and School-age Children*", effective 7 days after filing with the Secretary of State.

May 24, 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 2:55 P.M. this date, administrative rule (04-05-05) for the Department of Environmental Quality, Geological and Land Management Division, entitled "*Mineral Wells*", effective 7 days after filing with the Secretary of State.

Sincerely,  
Terri Lynn Land  
Secretary of State  
Elena L. Beasley, Manager  
Office of the Great Seal

June 7, 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 11:30 A.M. this date, administrative rule (04-06-01) for the Department of Community Health, Director's Office, entitled "*Dentistry General Rules*", effective 7 days after filing with the Secretary of State.

June 21, 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 3:15 P.M. this date, administrative rule (04-06-02) for the Department of Labor and Economic Growth, Commission For The Blind, entitled "*Vending Facility Program Rules*", these rules take effect on October 1, 2004.

June 24, 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 11:14 A.M. this date, administrative rule (04-06-03) for the Department of Family Independence Agency, Director's Office, entitled "*Homes for the Aged*", effective on August 1, 2004.

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 communications from the Auditor General were received and read:

June 30, 2004

Enclosed is a copy of the following audit report and/or report summary:  
Financial Audit, including the provisions of the Single Audit Act, of the  
Department of Environmental Quality  
October 1, 2001 through September 30, 2003

June 30, 2004

Enclosed is a copy of the following audit report and/or report summary:  
Financial Audit, including the provisions of the Single Audit Act, of the  
Department of State Police  
October 1, 2001 through September 30, 2003

June 30, 2004

Enclosed is a copy of the following audit report and/or report summary:  
Financial Audit, including the provisions of the Single Audit Act, of the  
Department of Education  
October 1, 2001 through September 30, 2003

June 30, 2004

Enclosed is a copy of the following audit report and/or report summary:  
Financial Audit, including the provisions of the Single Audit Act, of the  
Department of Community Health  
October 1, 2001 through September 30, 2003

Sincerely,  
Thomas H. McTavish, C.P.A.  
Auditor General

The communications were referred to the Clerk and the accompanying reports referred to the Committee on Government Operations.

The following communication from the Department of Environmental Quality was received and read:

June 23, 2004

I am pleased to present the Department of Environmental Quality's (DEQ's) status report on the implementation of the Great Lakes Water Quality Bond. This report is being submitted to the Legislature in accordance with Section 503 of Public Act 171 of 2003, the Fiscal Year 2004 Appropriation Bill for the DEQ.

The report summarizes recent activities in two programs, the State Revolving Fund (SRF) and the Surface Water Quality Initiatives Fund (SWQIF), which provide low interest rate loans to municipalities for water quality improvement projects.

I trust the members of the House of Representatives will find this report informative. If you have comments or questions about this report, please contact Ms. Amy A. Butler, Chief, Environmental Science and Services Division, at 517-241-0490, or you may contact me.

Sincerely,  
Steven E. Chester  
Director  
517-373-7917

The communication was referred to the Clerk.

By unanimous consent the House returned to the order of  
**Second Reading of Bills**

The House returned to the consideration of

**Senate Bill No. 599, entitled**

A bill to amend 1979 PA 94, entitled “The state school aid act of 1979,” by amending section 6 (MCL 388.1606), as amended by 2003 PA 158.

(The bill was considered earlier today, see today’s Journal, p. 1547.)

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. 599, entitled**

A bill to amend 1979 PA 94, entitled “The state school aid act of 1979,” by amending section 6 (MCL 388.1606), as amended by 2003 PA 158.

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

**Roll Call No. 613**

**Yeas—80**

Accavitti	Farrah	Middaugh	Shulman
Acciavatti	Gaffney	Milosch	Smith
Adamini	Gillard	Minore	Spade
Amos	Gleason	Moolenaar	Stahl
Anderson	Hager	Murphy	Stakoe
Bieda	Hardman	Newell	Stallworth
Bradstreet	Hopgood	Nofs	Tabor
Brandenburg	Howell	O’Neil	Taub
Brown	Huizenga	Palmer	Tobocman
Byrum	Hummel	Palsrok	Van Regenmorter
Caul	Jamnick	Pappageorge	Vander Veen
Cheeks	Johnson, Rick	Phillips	Voorhees
Clack	Johnson, Ruth	Plakas	Waters
Condino	Koetje	Reeves	Wenke
Daniels	Kooiman	Richardville	Whitmer
DeRoche	LaSata	Robertson	Williams
DeRossett	Law	Sak	Wojno
Ehardt	Lipsey	Shackleton	Woodward
Elkins	Meisner	Shaffer	Woronchak
Emmons	Meyer	Sheltrown	Zelenko

**Nays—23**

Bisbee	Garfield	Mortimer	Steil
Casperson	Hoogendyk	Nitz	Stewart
Caswell	Hune	Pastor	Vagnozzi
Dennis	Hunter	Pumford	Walker
Drolet	Julian	Rocca	Ward
Farhat	LaJoy	Sheen	

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 make appropriations to aid in the support of the public schools and the intermediate school districts of the state; to make appropriations for certain other purposes relating to education; to provide for the disbursement of the appropriations; to supplement the school aid fund by the levy and collection of certain taxes; to authorize the issuance of certain bonds and provide for the security of those bonds; to prescribe the powers and duties of certain state departments, the state board of education, and certain other boards and officials; to create certain funds and provide for their expenditure; to prescribe penalties; and to repeal acts and parts of acts,”

The House agreed to the full title.

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

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

**Second Reading of Bills**

**House Bill No. 5680, entitled**

A bill to amend 1961 PA 236, entitled “Revised judicature act of 1961,” by amending sections 6215, 6231, and 6245 (MCL 600.6215, 600.6231, and 600.6245).

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

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

Rep. Middaugh 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 Reps. Howell and Van Regenmorter be excused temporarily from today’s session.  
The motion prevailed.

Rep. Sheltroun moved that Rep. Rivet 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. 5680, entitled**

A bill to amend 1961 PA 236, entitled “Revised judicature act of 1961,” by amending sections 6215, 6231, and 6245 (MCL 600.6215, 600.6231, and 600.6245).

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

**Roll Call No. 614**

**Yeas—101**

Accavitti	Garfield	Middaugh	Sheltroun
Acciavatti	Gillard	Milosch	Shulman
Adamini	Gleason	Minore	Smith
Amos	Hager	Moolenaar	Spade
Anderson	Hardman	Mortimer	Stahl
Bieda	Hood	Murphy	Stakoe
Bisbee	Hoogendyk	Newell	Stallworth
Bradstreet	Hopgood	Nitz	Steil
Brandenburg	Huizenga	Nofs	Stewart
Brown	Hummel	O’Neil	Tabor

Byrum	Hune	Palmer	Taub
Casperson	Hunter	Palsrok	Tobocman
Caswell	Jamnack	Pappageorge	Vagnozzi
Caul	Johnson, Rick	Pastor	Vander Veen
Cheeks	Johnson, Ruth	Phillips	Voorhees
Clack	Julian	Plakas	Walker
Condino	Kolb	Pumford	Ward
Daniels	Kooiman	Reeves	Waters
Dennis	LaJoy	Richardville	Wenke
DeRoche	LaSata	Robertson	Whitmer
DeRossett	Law	Rocca	Williams
Elkins	Lipsey	Sak	Wojno
Emmons	McConico	Shackleton	Woodward
Farhat	Meisner	Shaffer	Woronchak
Farrah	Meyer	Sheen	Zelenko
Gaffney			

### Nays—2

Drolet Koetje

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.

By unanimous consent the House returned to the order of

### Messages from the Senate

#### House Bill No. 5931, entitled

A bill to amend 1956 PA 218, entitled “The insurance code of 1956,” by amending sections 834 and 4060 (MCL 500.834 and 500.4060), section 834 as amended by 2000 PA 378 and section 4060 as amended by 1993 PA 349, and by adding section 838.

The Senate has amended the bill as follows:

1. Amend page 13, line 12, by striking out “**January 1, 2004**” and inserting “**July 1, 2004**”.
2. Amend page 16, line 26, after “**after**” by striking out “**January 1, 2004**” and inserting “**July 1, 2004**”.
3. Amend page 39, following line 4, by inserting:

“Enacting section 1. This amendatory act takes effect July 1, 2004.”.

The Senate has passed the bill as amended, ordered that it be given immediate effect and pursuant to Joint Rule 20, inserted the full title.

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

Rep. Richardville moved that Rule 45 be suspended.

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

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. 615

### Yeas—106

Accavitti	Gaffney	Meyer	Sheltrown
Acciavatti	Garfield	Middaugh	Shulman
Adamini	Gillard	Milosch	Smith

Amos	Gleason	Minore	Spade
Anderson	Hager	Moolenaar	Stahl
Bieda	Hardman	Mortimer	Stakoe
Bisbee	Hood	Murphy	Stallworth
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
Cheeks	Jamnick	Pastor	Vander Veen
Clack	Johnson, Rick	Phillips	Voorhees
Condino	Johnson, Ruth	Plakas	Walker
Daniels	Julian	Pumford	Ward
Dennis	Koetje	Reeves	Waters
DeRoche	Kolb	Richardville	Wenke
DeRossett	Kooiman	Robertson	Whitmer
Drolet	LaJoy	Rocca	Williams
Ehardt	LaSata	Sak	Wojno
Elkins	Law	Shackleton	Woodward
Emmons	Lipsey	Shaffer	Woronchak
Farhat	McConico	Sheen	Zelenko
Farrah	Meisner		

**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.

Rep. Middaugh moved that Rep. Woronchak be excused temporarily from today's session.

The motion prevailed.

**House Bill No. 5174, entitled**

A bill to amend 1931 PA 328, entitled "The Michigan penal code," by amending sections 16 and 18 (MCL 750.16 and 750.18), section 16 as amended by 2002 PA 672.

The Senate has substituted (S-3) the bill.

The Senate has passed the bill as substituted (S-3), ordered that it be given immediate effect and pursuant to Joint Rule 20, inserted the full title.

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

Rep. Huizenga moved that Rule 45 be suspended.

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

The question being on concurring in the substitute (S-3) made to the bill by the Senate,

The substitute (S-3) was concurred in, a majority of the members serving voting therefor, by yeas and nays, as follows:

**Roll Call No. 616**

**Yeas—105**

Accavitti	Gaffney	Meyer	Sheltrown
Acciavatti	Garfield	Middaugh	Shulman

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

### 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.

Rep. Huizenga moved that Reps. Rick Johnson, Shulman and Newell be excused temporarily from today's session. The motion prevailed.

### House Bill No. 5175, entitled

A bill to amend 1978 PA 368, entitled "Public health code," by amending sections 16221, 16226, 17763, and 17764 (MCL 333.16221, 333.16226, 333.17763, and 333.17764), sections 16221 and 16226 as amended by 2003 PA 234 and section 17763 as amended by 1997 PA 153.

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

The Senate has passed the bill as substituted (S-2), ordered that it be given immediate effect and pursuant to Joint Rule 20, inserted the full title.

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

Rep. Huizenga moved that Rule 45 be suspended.

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

The question being on concurring in the substitute (S-2) made to the bill by the Senate,

The substitute (S-2) was concurred in, a majority of the members serving voting therefor, by yeas and nays, as follows:

### Roll Call No. 617

### Yeas—104

Accavitti	Farrah	Meisner	Sheen
Acciavatti	Gaffney	Meyer	Sheltrown



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

**House Bill No. 5176, entitled**

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending section 13n of chapter XVII (MCL 777.13n), as amended by 2003 PA 309.

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

The Senate has passed the bill as substituted (S-2), ordered that it be given immediate effect and pursuant to Joint Rule 20, inserted the full title.

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

Rep. Huizenga moved that Rule 45 be suspended.

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

The question being on concurring in the substitute (S-2) made to the bill by the Senate,

The substitute (S-2) was concurred in, a majority of the members serving voting therefor, by yeas and nays, as follows:

**Roll Call No. 618****Yeas—101**

Accavitti	Farrar	Meisner	Sheltrown
Acciavatti	Gaffney	Meyer	Smith
Adamini	Gillard	Middaugh	Spade
Amos	Gleason	Milosch	Stahl
Anderson	Hager	Moolenaar	Stakoe
Bieda	Hardman	Mortimer	Stallworth

Bisbee	Hood	Murphy	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
Cheeks	Jamnack	Phillips	Voorhees
Clack	Johnson, Ruth	Plakas	Walker
Condino	Julian	Pumford	Ward
Daniels	Koetje	Reeves	Waters
Dennis	Kolb	Richardville	Wenke
DeRoche	Kooiman	Rivet	Whitmer
DeRossett	LaJoy	Robertson	Williams
Drolet	LaSata	Rocca	Wojno
Ehardt	Law	Sak	Woodward
Elkins	Lipsey	Shackleton	Woronchak
Emmons	McConico	Shaffer	Zelenko
Farhat			

**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.

**House Bill No. 5177, entitled**

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending section 16a of chapter XVII (MCL 777.16a), as amended by 2000 PA 279.

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

The Senate has passed the bill as substituted (S-2), ordered that it be given immediate effect and pursuant to Joint Rule 20, inserted the full title.

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

Rep. Huizenga moved that Rule 45 be suspended.

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

The question being on concurring in the substitute (S-2) made to the bill by the Senate,

The substitute (S-2) was concurred in, a majority of the members serving voting therefor, by yeas and nays, as follows:

**Roll Call No. 619****Yeas—103**

Accavitti	Farrah	Meisner	Sheltrown
Acciavatti	Gaffney	Meyer	Smith
Adamini	Garfield	Middaugh	Spade
Amos	Gillard	Milosch	Stahl
Anderson	Gleason	Minore	Stakoe
Bieda	Hager	Moolenaar	Stallworth
Bisbee	Hardman	Murphy	Steil
Bradstreet	Hood	Nitz	Stewart
Brandenburg	Hoogendyk	Nofs	Tabor
Brown	Hopgood	O'Neil	Taub

Byrum	Howell	Palmer	Tobocman
Casperson	Huizenga	Palsrok	Vagnozzi
Caswell	Hummel	Pappageorge	Van Regenmorter
Caul	Hune	Pastor	Vander Veen
Cheeks	Hunter	Phillips	Voorhees
Clack	Jamnick	Plakas	Walker
Condino	Johnson, Ruth	Pumford	Ward
Daniels	Julian	Reeves	Waters
Dennis	Koetje	Richardville	Wenke
DeRoche	Kolb	Rivet	Whitmer
DeRossett	Kooiman	Robertson	Williams
Drolet	LaJoy	Rocca	Wojno
Ehardt	LaSata	Sak	Woodward
Elkins	Law	Shackleton	Woronchak
Emmons	Lipsey	Shaffer	Zelenko
Farhat	McConico	Sheen	

### 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.

By unanimous consent the House returned to the order of

### Motions and Resolutions

Rep. Garfield moved to vacate the enrollment of **House Bill No. 5176**.

The motion prevailed.

### Messages from the Senate

#### House Bill No. 5176, entitled

A bill to amend 1927 PA 175, entitled “The code of criminal procedure,” by amending section 13n of chapter XVII (MCL 777.13n), as amended by 2003 PA 309.

(The bill was enrolled earlier today, see today’s Journal, p. 1561.)

Rep. Garfield moved to reconsider the vote by which the House concurred in the Senate substitute (S-2).

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

The question being on concurring in the substitute (S-2) made to the bill by the Senate,

The substitute (S-2) was concurred in, a majority of the members serving voting therefor, by yeas and nays, as follows:

### Roll Call No. 620

### Yeas—104

Accavitti	Farrar	Meisner	Sheen
Acciavatti	Gaffney	Meyer	Sheltrown
Adamini	Garfield	Middaugh	Smith
Amos	Gillard	Milosch	Spade
Anderson	Gleason	Minore	Stahl
Bieda	Hager	Moolenaar	Stakoe
Bisbee	Hardman	Mortimer	Stallworth

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

### Nays—0

In The Chair: Julian

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

### House Bill No. 5178, entitled

A bill to amend 1953 PA 232, entitled "Corrections code of 1953," by amending section 34 (MCL 791.234), as amended by 2002 PA 670.

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

The Senate has passed the bill as substituted (S-1), ordered that it be given immediate effect and pursuant to Joint Rule 20, inserted the full title.

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

Rep. Huizenga moved that Rule 45 be suspended.

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

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

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

### Roll Call No. 621

### Yeas—103

Accavitti	Farrah	Meisner	Sheen
Acciavatti	Gaffney	Meyer	Sheltrown
Adamini	Garfield	Middaugh	Smith
Amos	Gillard	Milosch	Spade
Anderson	Gleason	Minore	Stahl
Bieda	Hager	Moolenaar	Stakoe
Bisbee	Hardman	Mortimer	Stallworth
Bradstreet	Hood	Murphy	Steil
Brandenburg	Hoogendyk	Nitz	Stewart
Brown	Hopgood	Nofs	Tabor
Byrum	Howell	O'Neil	Taub
Casperson	Huizenga	Palmer	Tobocman

Caswell	Hummel	Palsrok	Vagnozzi
Caul	Hune	Pappageorge	Van Regenmorter
Cheeks	Hunter	Pastor	Vander Veen
Clack	Jamnick	Phillips	Voorhees
Condino	Johnson, Ruth	Plakas	Walker
Daniels	Julian	Pumford	Ward
Dennis	Koetje	Reeves	Waters
DeRoche	Kolb	Richardville	Wenke
DeRossett	Kooiman	Rivet	Whitmer
Drolet	LaJoy	Robertson	Williams
Ehardt	LaSata	Rocca	Wojno
Elkins	Law	Sak	Woronchak
Emmons	Lipsey	Shackleton	Zelenko
Farhat	McConico	Shaffer	

**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****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 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. 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.

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

**Roll Call No. 622****Yeas—104**

Accavitti	Farrah	Meisner	Sheen
Acciavatti	Gaffney	Meyer	Sheltrown
Adamini	Garfield	Middaugh	Smith
Amos	Gillard	Milosch	Spade
Anderson	Gleason	Minore	Stahl
Bieda	Hager	Moolenaar	Stakoe
Bisbee	Hardman	Mortimer	Stallworth
Bradstreet	Hood	Murphy	Steil

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

### Second Reading of Bills

#### 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 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. 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.

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

### Roll Call No. 623

### Yeas—102

Accavitti	Garfield	Middaugh	Sheltrown
Acciavatti	Gillard	Milosch	Smith
Adamini	Gleason	Minore	Spade

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

### 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 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.”

The House agreed to the full title.

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

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

### Second Reading of Bills

#### Senate Bill No. 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 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. 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.

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

**Roll Call No. 624****Yeas—104**

Accavitti	Farrah	Meisner	Sheen
Acciavatti	Gaffney	Meyer	Sheltrown
Adamini	Garfield	Middaugh	Smith
Amos	Gillard	Milosch	Spade
Anderson	Gleason	Minore	Stahl
Bieda	Hager	Moolenaar	Stakoe
Bisbee	Hardman	Mortimer	Stallworth
Bradstreet	Hood	Murphy	Steil
Brandenburg	Hoogendyk	Nitz	Stewart
Brown	Hopgood	Nofs	Tabor
Byrum	Howell	O'Neil	Taub
Casperson	Huizenga	Palmer	Tobocman
Caswell	Hummel	Palsrok	Vagnozzi
Caul	Hune	Pappageorge	Van Regenmorter
Cheeks	Hunter	Pastor	Vander Veen
Clack	Jamnick	Phillips	Voorhees
Condino	Johnson, Ruth	Plakas	Walker
Daniels	Julian	Pumford	Ward
Dennis	Koetje	Reeves	Waters
DeRoche	Kolb	Richardville	Wenke
DeRossett	Kooiman	Rivet	Whitmer
Drolet	LaJoy	Robertson	Williams
Ehardt	LaSata	Rocca	Wojno
Elkins	Law	Sak	Woodward
Emmons	Lipsey	Shackleton	Woronchak
Farhat	McConico	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 regulate the use, construction, installation and repair of boilers; to create a board of boiler rules; to prescribe uniform rules and regulations for boilers; to provide for the licensing of boiler inspectors, installers and repairers; to provide fees for licenses, permits, inspections and certificates; to provide penalties for the violation of this act; and to repeal certain acts and parts of acts,”

The House agreed to the full title.

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

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

**Second Reading of Bills****Senate Bill No. 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 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.

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Rep. Palmer moved that Rep. Brandenburg be excused temporarily from today’s session.

The motion prevailed.



By unanimous consent the House returned to the order of

**Third Reading of Bills**

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

**Roll Call No. 625**

**Yeas—102**

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

**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 regulate the production, transportation, handling, processing, delivery, and sale of grade A milk and milk products; to define grade A milk and milk products and to establish standards and requirements for grade A milk and milk products; to provide for dairy food safety; to provide for the sampling, sampling analysis, and transportation of milk and milk products; to regulate the labeling, manufacture, distribution, and sale of milk and milk products for the protection of the consuming public and to prevent fraud and deception by prohibiting the misbranding, adulteration, manufacture, distribution, and sale of milk and milk products; to provide for enforcement; to provide for licenses and permits and revocation of licenses and permits; to impose certain fees; to require certain security arrangements of milk plants to ensure the prompt payment of producers; to prescribe powers and duties of certain state departments and officers; to provide for uniform standards and uniform inspection; to provide for promulgation of rules; to provide for certain remedies and penalties; and to repeal acts and parts of acts,"

The House agreed to the full title.

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

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

### Second Reading of Bills

#### 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 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. 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.

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

#### Roll Call No. 626

#### Yeas—103

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

Farhat  
FarrahMcConico  
MeisnerShaffer  
Sheen

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****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 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. 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.

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

**Roll Call No. 627****Yeas—103**Accavitti  
Acciavatti  
Adamini  
Amos  
Anderson  
Bieda  
Bisbee  
Bradstreet  
Brown  
Byrum  
Casperson  
Caswell  
Caul  
Cheeks  
ClackGaffney  
Garfield  
Gillard  
Gleason  
Hager  
Hardman  
Hood  
Hoogendyk  
Hopgood  
Howell  
Huizenga  
Hummel  
Hune  
Hunter  
JamnickMeyer  
Middaugh  
Milosch  
Minore  
Moolenaar  
Mortimer  
Murphy  
Nitz  
Nofs  
O’Neil  
Palmer  
Palsrok  
Pappageorge  
Pastor  
PhillipsSheltrown  
Smith  
Spade  
Stahl  
Stakoe  
Stallworth  
Steil  
Stewart  
Tabor  
Taub  
Tobocman  
Vagnozzi  
Van Regenmorter  
Vander Veen  
Voorhees

Condino	Johnson, Ruth	Plakas	Walker
Daniels	Julian	Pumford	Ward
Dennis	Koetje	Reeves	Waters
DeRoche	Kolb	Richardville	Wenke
DeRossett	Kooiman	Rivet	Whitmer
Drolet	LaJoy	Robertson	Williams
Ehardt	LaSata	Rocca	Wojno
Elkins	Law	Sak	Woodward
Emmons	Lipsey	Shackleton	Woronchak
Farhat	McConico	Shaffer	Zelenko
Farrah	Meisner	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.

### Second Reading of Bills

#### 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.

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

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. 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.

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

### Roll Call No. 628

### Yeas—103

Accavitti	Gaffney	Meisner	Sheltrown
Acciavatti	Garfield	Meyer	Smith
Adamini	Gillard	Middaugh	Spade
Amos	Gleason	Milosch	Stahl
Anderson	Hager	Minore	Stakoe
Bieda	Hardman	Moolenaar	Stallworth
Bisbee	Hood	Mortimer	Steil
Bradstreet	Hoogendyk	Murphy	Stewart
Brown	Hopgood	Nitz	Tabor

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

### 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 licensing and regulation of adult foster care facilities; to provide for the establishment of standards of care for adult foster care facilities; to prescribe powers and duties of the department of social services and other departments; to prescribe certain fees; to prescribe penalties; and to repeal certain acts and parts of acts,”

The House agreed to the full title.

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

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

### Second Reading of Bills

#### Senate Bill No. 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 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. 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.

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

### Roll Call No. 629

### Yeas—105

Accavitti	Gaffney	Meisner	Sheen
Acciavatti	Garfield	Meyer	Sheltrown

Adamini	Gillard	Middaugh	Smith
Amos	Gleason	Milosch	Spade
Anderson	Hager	Minore	Stahl
Bieda	Hardman	Moolenaar	Stakoe
Bisbee	Hood	Mortimer	Stallworth
Bradstreet	Hoogendyk	Murphy	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
Cheeks	Jamnick	Pastor	Vander Veen
Clack	Johnson, Rick	Phillips	Voorhees
Condino	Johnson, Ruth	Plakas	Walker
Daniels	Julian	Pumford	Ward
Dennis	Koetje	Reeves	Waters
DeRoche	Kolb	Richardville	Wenke
DeRossett	Kooiman	Rivet	Whitmer
Drolet	LaJoy	Robertson	Williams
Ehardt	LaSata	Rocca	Wojno
Elkins	Law	Sak	Woodward
Emmons	Lipsey	Shackleton	Woronchak
Farhat	McConico	Shaffer	Zelenko
Farrah			

### 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 codify, revise, consolidate, and classify the laws relating to mental health; to prescribe the powers and duties of certain state and local agencies and officials and certain private agencies and individuals; to regulate certain agencies and facilities providing mental health services; to provide for certain charges and fees; to establish civil admission procedures for individuals with mental illness or developmental disability; to establish guardianship procedures for individuals with developmental disability; to establish procedures regarding individuals with mental illness or developmental disability who are in the criminal justice system; to provide for penalties and remedies; and to repeal acts and parts of acts,”

The House agreed to the full title.

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

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

### Second Reading of Bills

#### 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 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. 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.

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

**Roll Call No. 630**

**Yeas—104**

Accavitti	Farrah	McConico	Sheen
Acciavatti	Gaffney	Meisner	Sheltrown
Adamini	Garfield	Meyer	Smith
Amos	Gillard	Middaugh	Spade
Anderson	Gleason	Milosch	Stahl
Bieda	Hager	Minore	Stakoe
Bisbee	Hardman	Moolenaar	Stallworth
Bradstreet	Hood	Mortimer	Steil
Brandenburg	Hoogendyk	Murphy	Stewart
Brown	Hopgood	Nitz	Tabor
Byrum	Howell	Nofs	Taub
Casperson	Huizenga	O'Neil	Tobocman
Caswell	Hummel	Palmer	Vagnozzi
Caul	Hune	Palsrok	Van Regenmorter
Cheeks	Hunter	Pappageorge	Vander Veen
Clack	Jamnick	Pastor	Voorhees
Condino	Johnson, Rick	Phillips	Walker
Daniels	Johnson, Ruth	Plakas	Ward
Dennis	Julian	Pumford	Waters
DeRoche	Koetje	Richardville	Wenke
DeRossett	Kolb	Rivet	Whitmer
Drolet	Kooiman	Robertson	Williams
Ehardt	LaJoy	Rocca	Wojno
Elkins	LaSata	Sak	Woodward
Emmons	Law	Shackleton	Woronchak
Farhat	Lipsey	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 accreditation of persons who perform asbestos-related work in schools, school buildings, and public and commercial buildings; to prescribe powers and duties of certain state agencies and officers; to prescribe remedies and penalties; and to assess certain fees,"

The House agreed to the full title.

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

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

**Second Reading of Bills**

**House Bill No. 5417, entitled**

A bill to amend 1939 PA 280, entitled "The social welfare act," by repealing section 14i (MCL 400.14i).

The bill was read a second time.

Rep. Clack moved to amend the bill as follows:

1. Amend page 1, line 2, after “MCL 400.14i,” by striking out “is repealed” and inserting “**shall not apply after December 31, 2005**”.

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

Rep. Clack 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. 5417, entitled**

A bill to amend 1939 PA 280, entitled “The social welfare act,” by repealing section 14i (MCL 400.14i).

The bill was read a third time.

The question being on the passage of the bill,

Rep. Kolb moved that consideration of the bill be postponed temporarily.

The motion prevailed.

### **Second Reading of Bills**

#### **House Bill No. 5832, entitled**

A bill to amend 1881 PA 187, entitled “An act in relation to the form of deeds and mortgages of real estate and to the form of the acknowledgments of the same,” by amending section 4 (MCL 565.154).

The bill was read a second time.

Rep. Rivet 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. 5832, entitled**

A bill to amend 1881 PA 187, entitled “An act in relation to the form of deeds and mortgages of real estate and to the form of the acknowledgments of the same,” by amending section 4 (MCL 565.154).

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

#### **Roll Call No. 631**

#### **Yeas—101**

Accavitti	Gaffney	Middaugh	Shulman
Acciavatti	Garfield	Milosch	Smith
Adamini	Gillard	Minore	Spade
Amos	Gleason	Moolenaar	Stahl
Anderson	Hager	Mortimer	Stakoe
Bieda	Hood	Newell	Stallworth
Bisbee	Hoogendyk	Nitz	Steil
Bradstreet	Hopgood	O’Neil	Stewart
Brandenburg	Howell	Palmer	Tabor
Brown	Huizenga	Palsrok	Taub
Byrum	Hummel	Pappageorge	Tobocman



Casperson	Hune	Pastor	Vagnozzi
Caswell	Hunter	Phillips	Van Regenmorter
Caul	Jamnack	Plakas	Vander Veen
Cheeks	Johnson, Rick	Pumford	Voorhees
Condino	Johnson, Ruth	Reeves	Walker
Daniels	Julian	Richardville	Ward
Dennis	Koetje	Rivet	Waters
DeRoche	Kooiman	Robertson	Wenke
DeRossett	LaJoy	Rocca	Whitmer
Drolet	LaSata	Sak	Williams
Ehardt	Law	Shackleton	Wojno
Elkins	Lipsey	Shaffer	Woodward
Emmons	McConico	Sheen	Woronchak
Farhat	Meyer	Sheltrown	Zelenko
Farrah			

### 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. 5947, entitled

A bill to amend 1984 PA 323, entitled “The health care false claim act,” by amending section 4 (MCL 752.1004).  
 Was read a second time, and the question being on the adoption of the proposed substitute (H-3) previously recommended by the Committee on Health Policy,

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

Rep. Palmer 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. 5947, entitled

A bill to amend 1984 PA 323, entitled “The health care false claim act,” by amending section 4 (MCL 752.1004).  
 Was read a third time and passed, a majority of the members serving voting therefor, by yeas and nays, as follows:

### Roll Call No. 632

### Yeas—106

Accavitti	Garfield	Middaugh	Sheltrown
Acciavatti	Gillard	Milosch	Shulman
Amos	Gleason	Minore	Smith
Anderson	Hager	Moolenaar	Spade
Bieda	Hardman	Mortimer	Stahl
Bisbee	Hood	Murphy	Stakoe

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

### Nays—1

Adamini

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 1984 PA 323, entitled "The health care false claim act," (MCL 752.1001 to 752.1011) by adding section 4b.

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.

Reps. Rocca, DeRossett, Richardville, Garfield, Nofs, Ward, Sak, Nitz and Mortimer were named co-sponsors of the bill.

### Second Reading of Bills

#### House Bill No. 5970, entitled

A bill to amend 1984 PA 323, entitled "The health care false claim act," by amending section 4 (MCL 752.1004).

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

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

Rep. Newell 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.

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Rep. Waters moved that Rep. Rivet 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. 5970, entitled**

A bill to amend 1984 PA 323, entitled "The health care false claim act," by amending section 4 (MCL 752.1004).  
Was read a third time and passed, a majority of the members serving voting therefor, by yeas and nays, as follows:

**Roll Call No. 633**

**Yeas—105**

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

**Nays—1**

Adamini

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 1984 PA 323, entitled "The health care false claim act," (MCL 752.1001 to 752.1011) by adding section 4a.

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. 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.

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

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

Rep. Walker moved to amend the bill as follows:

1. Amend page 10, line 18, after "**farmland**" by striking out "**and structures**".
2. Amend page 12, line 5, after "**farmland**" by striking out "**and related buildings**".
3. Amend page 12, line 14, after "**farmland**" by striking out "**and related buildings**".
4. Amend page 12, line 25, after "**farmland**" by striking out "**and related buildings**".
5. Amend page 13, line 6, after "**farmland**" by striking out "**and related buildings**".
6. Amend page 13, line 10, after "**land**" by striking out the balance of the line through "**operations,**" on line 11.
7. Amend page 13, line 26, after "**farmland**" by striking out "**and related buildings**".
8. Amend page 14, line 3, after "**farmland**" by striking out "**and related buildings**".

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

Rep. Walker moved to amend the bill as follows:

1. Amend page 15, following line 20, by inserting:

**"(8) This state shall reimburse the state school aid fund established by section 11 of article IX of the state constitution of 1963 for all revenues lost as the result of the tax credits paid under this act."**

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

Rep. Walker 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. Tobocman 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. 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.

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

#### Roll Call No. 634

Yeas—104

Accavitti	Gaffney	Meisner	Sheen
Acciavatti	Garfield	Meyer	Sheltrown
Adamini	Gillard	Middaugh	Shulman
Amos	Gleason	Milosch	Smith
Anderson	Hager	Minore	Spade
Bieda	Hardman	Moolenaar	Stahl
Bisbee	Hood	Mortimer	Stakoe
Brandenburg	Hoogendyk	Murphy	Stallworth

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

### Nays—1

Bradstreet

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, O'Neil, Minore, Kolb, Jamnick, DeRossett, Richardville, Spade, Lipsey, Murphy, Kooiman, LaSata, Middaugh, Hager, Julian, Hummel, Newell, Vander Veen, Dennis, Howell, Caul, Pumford, Sheltroun, Pastor, Law, Vagnozzi, Taub, Hune, Gleason, Milosch, Shaffer, Hoogendyk, Nofs, Wenke, Ward, Sak, Nitz, Sheen, Elkins and Gillard were named co-sponsors of the bill.

### Second Reading of Bills

#### 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 second time.

Rep. O'Neil 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.

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Rep. Whitmer moved that Rep. Williams be excused temporarily from today's session.  
The motion prevailed.

Rep. Waters moved that Rep. Reeves 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. 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.

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

**Roll Call No. 635**

**Yeas—103**

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

**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. 5953, entitled**

A bill to amend 1967 PA 281, entitled "Income tax act of 1967," (MCL 206.1 to 206.532) by adding section 438.

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

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

Rep. Sheen 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. 5953, entitled

A bill to amend 1967 PA 281, entitled "Income tax act of 1967," (MCL 206.1 to 206.532) by adding section 438.  
Was read a third time and passed, a majority of the members serving voting therefor, by yeas and nays, as follows:

#### Roll Call No. 636

#### Yeas—103

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

#### 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. 5954, entitled

A bill to establish the military family relief fund in the department of military and veterans affairs to provide assistance to families of certain members of the Michigan national guard or United States armed forces reserve

component or United States armed forces reserve on active duty; to provide for the distribution of money from the fund; to prescribe the duties and powers of certain agencies and officials; and to provide for appropriations.

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

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

Rep. Sheen 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.

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Rep. Hummel moved that Rep. Drolet 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. 5954, entitled

A bill to establish the military family relief fund in the department of military and veterans affairs to provide assistance to families of certain members of the Michigan national guard or United States armed forces reserve component or United States armed forces reserve on active duty; to provide for the distribution of money from the fund; to prescribe the duties and powers of certain agencies and officials; and to provide for appropriations.

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

#### Roll Call No. 637

#### Yeas—102

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



**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 establish the military family relief fund in the department of military and veterans affairs to provide assistance to families of certain members of the reserve components of the United States armed forces on active duty; to provide for the distribution of money from the fund; to prescribe the duties and powers of certain agencies and officials; and to provide for appropriations.

The motion prevailed.

The House agreed to the title as amended.

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

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

By unanimous consent the House returned to the order of

**Messages from the Senate****Senate Bill No. 831, entitled**

A bill 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 part 97.

The Senate has amended the House substitute (H-1) as follows:

1. Amend page 9, line 14, after “**department**” by inserting “**that no other drugs included on the preferred drug list, in the physician’s professional opinion, would offer a comparable benefit to the patient and**”.

The Senate has concurred in the House substitute (H-1) as amended, ordered that the bill be given immediate effect and agreed to the full title.

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

Rep. Richardville moved that Rule 45 be suspended.

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

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

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

**Roll Call No. 638****Yeas—102**

Accavitti	Gaffney	Meisner	Sheen
Acciavatti	Garfield	Meyer	Sheltrown
Adamini	Gillard	Middaugh	Shulman
Amos	Gleason	Milosch	Smith
Anderson	Hager	Minore	Spade
Bieda	Hardman	Moolenaar	Stahl

Bisbee	Hood	Mortimer	Stakoe
Bradstreet	Hoogendyk	Murphy	Stallworth
Brandenburg	Hopgood	Newell	Steil
Brown	Howell	Nitz	Stewart
Byrum	Huizenga	Nofs	Tabor
Casperson	Hummel	O'Neil	Taub
Caswell	Hune	Palmer	Vagnozzi
Caul	Hunter	Palsrok	Van Regenmorter
Cheeks	Jamnick	Pappageorge	Vander Veen
Clack	Johnson, Rick	Pastor	Voorhees
Condino	Johnson, Ruth	Phillips	Walker
Daniels	Julian	Plakas	Ward
Dennis	Koetje	Pumford	Waters
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DeRossett	Kooiman	Robertson	Whitmer
Ehardt	LaJoy	Rocca	Wojno
Elkins	LaSata	Sak	Woodward
Emmons	Law	Shackleton	Woronchak
Farhat	Lipsey	Shaffer	Zelenko
Farrah	McConico		

### Nays—0

In The Chair: Julian

By unanimous consent the House returned to the order of

### Motions and Resolutions

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

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

Rep. Richardville moved that Rule 45 be suspended.

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

Rep. Richardville moved that the Committee on Appropriations be discharged from further consideration of **House Concurrent Resolution No. 63**.

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

The concurrent resolution was placed on the order of Reports of Standing Committees and laid over one day.

### Reports of Standing Committees

#### House Concurrent Resolution No. 63.

A concurrent resolution to increase the total project cost of the Roll Building Renovation project at Kellogg Community College.

(For text of concurrent resolution, see House Journal No. 56, p. 1328.)

Rep. Richardville moved that Rule 77 be suspended and the concurrent 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 concurrent resolution,

The concurrent resolution was adopted.

### Introduction of Bills

Reps. Taub, Ward, Hune, Wenke, Amos and Pastor introduced

#### House Bill No. 6059, entitled

A bill to amend 1998 PA 58, entitled "Michigan liquor control code of 1998," by amending section 531 (MCL 436.1531), as amended by 2002 PA 725.

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

Reps. Spade and Tobocman introduced

**House Bill No. 6060, entitled**

A bill to amend 1933 PA 167, entitled "General sales tax act," (MCL 205.51 to 205.78) by adding section 4bb. The bill was read a first time by its title and referred to the Committee on Tax Policy.

Rep. Gaffney introduced

**House Bill No. 6061, entitled**

A bill to amend 1954 PA 116, entitled "Michigan election law," by amending section 759a (MCL 168.759a), as amended by 1999 PA 216; and to repeal acts and parts of acts.

The bill was read a first time by its title.

Pending the reference of the bill to a committee,

Rep. Richardville moved that Rules 44 and 45 be suspended.

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

Rep. Richardville moved that the bill be placed on the order of Second Reading of Bills and laid over one day.

The motion prevailed.

Rep. Mortimer introduced

**House Bill No. 6062, entitled**

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending section 801 (MCL 257.801), as amended by 2003 PA 152.

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

Rep. Ward introduced

**House Bill No. 6063, entitled**

A bill to amend 1980 PA 299, entitled "Occupational code," by amending sections 213 and 303a (MCL 339.213 and 339.303a), section 303a as amended by 1995 PA 183, and by adding article 17.

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

Rep. Ward introduced

**House Bill No. 6064, entitled**

A bill to amend 1979 PA 152, entitled "State license fee act," (MCL 338.2201 to 338.2277) by adding section 35.

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

Rep. Ward introduced

**House Bill No. 6065, entitled**

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending section 60102 (MCL 324.60102).

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

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

By unanimous consent the House returned to the order of

**Reports of Standing Committees**

The Committee on Criminal Justice, by Rep. Van Regenmorter, Chair, reported

**House Bill No. 5906, entitled**

A bill to allow governing boards of certain public bodies to create law enforcement agencies and grant certain powers and authority to law enforcement officers employed by those agencies; to require those law enforcement

officers to meet certain standards; to prescribe certain powers and duties of those law enforcement agencies; to provide for certain powers of public bodies; and to provide for certain powers and duties of state and local agencies and officers.

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. Van Regenmorter, Stakoe, Howell, LaSata, Gaffney, Nofs, Meisner, Condino and Hood

Nays: None

The Committee on Criminal Justice, by Rep. Van Regenmorter, Chair, reported

**House Bill No. 5907, entitled**

A bill to amend 1965 PA 203, entitled "Commission on law enforcement standards act," by amending sections 2 and 9 (MCL 28.602 and 28.609), section 2 as amended by 2001 PA 186 and section 9 as amended by 1998 PA 237.

With the recommendation that the substitute (H-3) 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. Van Regenmorter, Stakoe, Howell, LaSata, Gaffney, Nofs, Meisner, Condino and Hood

Nays: None

#### COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Van Regenmorter, Chair, of the Committee on Criminal Justice, was received and read:

Meeting held on: Wednesday, June 30, 2004

Present: Reps. Van Regenmorter, Stakoe, Howell, LaSata, Gaffney, Nofs, Meisner, Condino and Hood

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Rep. Jammick moved that the House adjourn.

The motion prevailed, the time being 6:30 p.m.

The Speaker Pro Tempore declared the House adjourned until Thursday, July 1, at 10:00 a.m.

GARY L. RANDALL  
Clerk of the House of Representatives