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House of Representatives
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House Chamber, Lansing, Thursday, December 9, 2004.

10:00 a.m.

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

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

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

e/d/s = entered during session

Rep. David B. Robertson, from the 51st District, offered the following invocation:

“Pastor Roy McLaughlin of Cornerstone Baptist Church in Swartz Creek, prepared the following prayer:

Our Heavenly Father, We are taught in Your Holy Word that it is wise for us to enter into Your presence with thanksgiving and praise. For You are the God of Mercy and Your truth is from everlasting to everlasting to all generations. We thank You that You know exactly what is going on in our world, our nation, and our state.

Lord God, You have created a grand and glorious universe that is far beyond human understanding. The heavens proclaim Your handiwork and every star in the sky tells of Your power. May we rejoice in this day, for today is Your gift to us. We celebrate with great joy another Christmas season, the gift of Your son, the Lord Jesus Christ. Help us to share Your blessings with others as You have shared them with us.

Lord, the war in Iraq continues on. Many of us believe that this war is just; others hold a different view. But whatever our viewpoint, Lord, we pray that You protect the innocent, bring justice to the guilty, and help this war to be resolved quickly and with minimal loss of life. We pray for our men and women in the military as well as the citizens of Iraq.

We pray for Your wisdom and guidance upon us today as we seek to serve the people who have elected us to serve them. Lord, our lives as Representatives can become so demanding and Lord, I know if I am not careful, I will rush through today focused only on my next step. Slow me (and us) down, Lord, and give us wisdom so that we might look beyond our own needs and see the needs of those we serve. Today help me to be generous, compassionate, and understanding. I ask this in Your Holy name.

Amen.”

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

Comments and Recommendations

Rep. Richardville moved that Rule 82 be suspended.
The motion prevailed, 3/5 of the members present voting therefor.

Rep. Richardville moved that the following remarks be printed in the Journal.
The motion prevailed.

Rep. Stallworth:

“Mr. Speaker and members it has truly been an honor to serve as a member of the Michigan Legislature. I stand here today to bring to a close a long political career in this Chamber that has spanned two decades. In an era of term limits I am probably the last of the members with the distinguished opportunity of serving for such an extended time under the leadership of four governors; William Milliken, James Blanchard, John Engler, and Jennifer Granholm. I’ve also worked with six House Speakers; Reps. William Ryan, Gary Owen, Lou Dodak, Curtis Hertel, Paul Hillegonds and Rick Johnson. As you can see from the list of leaders I’ve mentioned it is very apparent there were good times when Democrats controlled the House and Senate, marginal time with shared leadership, and finally minority representation.

I was first elected to the House in 1971, interrupting my service after four years to seek a Senatorial seat, and returning in 1981 following completion of an elected term as a Wayne County Charter Commissioner. Upon my return I served seven consecutive terms in the House. During those years my most significant assignment was serving fourteen years as the Chair of the House Committee on Public Utilities. Among the many bills I sponsored I am most proud of the Michigan’s Gas and Telephone Deregulation Statutes that represented 24 months of intense study by a legislative work group involving legislators, staff and special interest. This kind of process is not possible under term limits.

I join previous speakers who have recommended that future legislatures reexamine term limits. We are losing far too much institutional knowledge to make the most informed decisions on behalf of our constituents, and although it may have its benefits, the evidence of our inability to address the structural issues facing this legislature today is a strong indication that a change is needed.

I also served 12 years as the Vice Chairman of the House Committee on Health Policy and 8 years as Chief of the Joint House Senate Sub-Committee on Infant Mortality. I have served with distinction as a board member of the National Conference of the State Legislators and as a member of Women in Government, the Midwest conferences of State Legislators and the National Black Caucus of State Legislators.

The challenges of achieving equity, access, and accommodation still remain a continuing problem for Detroit, as well as the State of Michigan. The issues of high taxes, insurance rates, limited health care, and the pursuit of equal educational opportunities must continue to be high on the agenda of priorities for the State. Each Legislator regardless of their District must continue to study the problems, and develop public policies that will serve as a remedy.

It's a tough job! I hope those of you who will continue to serve in the new session remember, your success in this Chamber will be based on your ability to develop and foster trust and reliability. Much that is achieved politically is based on relationships and your confidence that the process will work. Whether you agree with each other or not, be open and honest with one another...and always do your best to look out for the least of us.

In closing I want to express my gratitude for the opportunity serve twenty years provided by my husband, family and the voters of 8th District. When I came to Lansing in 1971 there were no black staffers. Through my office and the Black Caucus Foundation of Michigan Internship Program these opportunities for employment have expanded to the numbers we have today. That pool of young people included former State Representative and Senator Joe Young, Jr., Jewel Gillespie, Legislative Aid for Democratic Floor Leader Mary Waters, Regina Bell, and a Lobbyist for SBC Michigan, and Attorney Ron Cook, a Lobbyist for Health Alliance Plan. Special thanks to my staff Nicole Burns, Legislative Assistant and Sulema Medrano, Legislative Intern for the excellent work and support during my tenure. Representative-Elect John Espinoza of District 83 has hired both. I also want to thank Legislative staff, Speaker Rick Johnson, and the Caucus leadership. Dianne Byrum and Mary Waters; special thanks to the Democratic Communication staff especially Mike Grabmeyer for the very fine work in facilitating video taping of important public policy issues focusing on the budgetary considerations for funding teen parent services, the Heat and Warm Fund, and health issues. Thanks to those of you that inquired from time to time regarding my son, Representative Keith Stallworth. He received his PHD in Marketing and has continued to own and operate Utilities Services of America the largest African American owned tree care provider in Southeast Michigan and in the country. He has continued to serve as an advocate on public policy issues that impact Detroit. Your continued support and interest has meant a great deal to our family.

Many of you have asked what I will do in the future. I will continue to enjoy my family by spending quality time with my husband, grandchildren and other family members. I will also continue to serve my community supporting the many youth and families within the Metro-Detroit area through the Black Caucus Foundation of Michigan, the Federation of Youth Services, and The Heat and Warm Fund.

THANK YOU AND GOD BLESS!"

Rep. Rocca:

"Being a member of this legislative body is the fulfillment of the American Dream. This is especially true for a little immigrant boy, who, at age 6, spent what seemed like a lifetime, on a huge ship that slowly made its way from the European, to the American continent. I can remember that journey as if it was yesterday, surrounded by thousands of faces filled with hopes, dreams, and eager anticipation of a new life in a free land.

The reason I am here today, is because the American People are gracious and America truly is the land of opportunity. Maybe that's why it bothered me so much, for the first two decades that I served in this body, that neither the Michigan House nor Senate began their legislative sessions with the Pledge of Allegiance. Maybe that's why I devoted time and energy to changing our rules, so that, hopefully the Pledge of Allegiance will continue to be recited in this legislative body forever. I want to thank Speaker Rick Johnson for honoring my request. It is truly one of the nicest things he has done as speaker. Sometimes I've been accused of being overly patriotic. I don't mind. This country has been pretty good to me. I remember when flag burning in this country was all too common. I decided to design and distribute 'I love America' stickers as my way of responding to such a disgraceful act. Over the years I have taken great joy and pride in distributing thousands of my American Flag stickers. As a matter of fact, many legislators, including our almost-speaker, Minority Leader Dianne Byrum, have expanded on the idea with their own American Flag stickers. It has been just one small way for me to say 'thank you' to the American people for their generosity.

Thirty years ago I began my legislative service back in this corner, as a young kid, ready to slay the dragon and change the world for the better. As a matter of fact, there were about a dozen of us back in this corner who were young, aggressive, and ready to challenge the establishment. It did not take long for us to become identified, fondly by some, sarcastically by others, as the 'Kiddie Caucus' because of our youth, idealism, a liberal philosophy by some members of our group, unreasonable expectations, and yes, sometimes even childish behavior. Reality soon set in: Changing the long established system was not an easy task. Each battle for change would be hard fought. It soon became apparent that it would take years to make a real difference. As I look at the new members in this body today, elected as a result of term limits, I realize that there is a whole new set of kids in town, perhaps a new 'Kiddie Caucus', somewhat more conservative than the 'Kiddie Caucus' of 30 years ago, but nevertheless just as enthusiastic, motivated and dedicated

to making Michigan a better place to live and raise our families. My advice to the members who will be here, serving next session, is to work hard. There are more than 90,000 people in your district that depend on you. However, do not take your self too seriously. Don't burn yourself out. Take time to relax and enjoy this phenomenal journey. When school children from your district are touring the Capitol Building, take a pleasant break, set aside what you are doing, and go visit with them. Bring them into this legislative chamber. Talk to them. Explain to them that they are your boss and that working for them and their moms and dads is the best job in the world. Don't get so wrapped up in the inane details of every legislative proposal, that you don't make time for the children. Remember that the time you spend with our children, is an investment in the future.

For some reason most legislators seem to think that their legislative accomplishments, is what defines their success. I admit that it makes me feel pretty good when I think of my legislative success, whether it is the Great Lakes Bottomlands Preserves, the Vietnam Veterans' Memorial, a highway that I named, or some law that has my name. But in reality, our legislative success is not measured by the number of laws we pass, but rather, it is defined by the people we help along the way. I remember my first constituent call in 1975 as the Vietnam War was coming to a close. It came from a frantic mother who had adopted a baby, orphaned by the Vietnam War. The baby was still at the orphanage in Saigon, and the North Vietnamese Communists were closing-in fast. By enlisting the aide of my Congressman, we cut through the bureaucratic red tape and had the baby placed on the one remaining 'baby lift' that flew out of Saigon. You can not imagine the deep personal satisfaction that I experienced when I received a picture of the baby, and a thank you letter from the new mom. I knew then, that this is what I wanted to do for the rest of my life. To this day, that picture and letter have served as my inspiration for public service. Everything that you do as a legislator should be predicated on helping others.

As you face the challenges that lie ahead of you, it is important to remember that there are no problems, there are only solutions waiting to be found. I am reminded of the time that I walked into the men's restroom and saw a legislator staring into the urinal, where a quarter lie in the murky water. Sensing his dilemma, I ushered him aside, reached into my pocket, pulled out 3 quarters, and threw them into the urinal. I then proceeded to reach in and pull out all 4 quarters. I explained to him, that I had found the solution to the problem. It wasn't worth getting my hand dirty for only a quarter, but for a dollar, it was well worth it. Look for the solutions. They may not always be pleasant. But in these tough times, it is imperative that you make the hard decisions.

When I first came to this body, an inner-city legislator offered me advice. As a suburban legislator, I was expecting a lecture on Detroit/Suburban relations. Instead he put his hand on my shoulder and in a fatherly manner said, 'Sal, the speaker and leadership will sometimes ask you to do things that are not in the best interest of your district. The governor, bureaucrats, and lobbyists will be asking you for votes. Remember one thing. Listen to your constituents first. Take care of your people and they will take care of you.' It sounded so simplistic at the time, that I almost ignored it. 'Take care of your people and they will take care of you.' It was simple brilliance. I want to thank the people of my legislative district for taking care of me for 30 years.

I once left this legislature to go home to take care of my dad. The people of my district were kind enough, and smart enough I might add, to elect my wife Sue to replace me. It was an excellent choice. I am very proud of my wife's service to the people of the state of Michigan, both as a State Representative, and as a registered nurse. Of course it was rumored at the time that she ran for my seat, that she was really me, and that I had a sex change operation, in a desperate attempt to circumvent term limits. And then, when my wife Sue left the legislature, the people took care of me by allowing me to again serve as their representative. Now that I am leaving this body for my third and final time, the people of my district, in their wisdom have decided to elect my son Tory as their next representative. Again, I believe that the people of my district have made an excellent choice. Over and over, during the last few months, as I walked door to door throughout my district promoting my son, the comments seemed to echo the same theme, 'You've taken care of us, and we will take care of you.' The advice I had received 30 years ago, although it seemed simplistic at the time, has served me and my constituents well. Remember, your constituents are neither Republican nor Democrat, neither liberal nor conservative. They are average people who simply want you to do the right thing. Don't kid yourself into thinking that they've sent you here on some kind of philosophical mission, because they haven't. They elected you, mostly, because you put on a better campaign than your opponent. When you make decisions, do what is right for all the people of your district, not just the people that you believe sent you here. That is the advice I pass on to current and future legislators. Take care of your people, and they will take care of you.

A little known philosopher once said, 'The capacity to care, gives life its greatest meaning.' I want to thank the citizens of my district for allowing me to experience life's greatest meaning. What I will miss the most is the personal reward and self-satisfaction that comes from being in a position to help others. Without a doubt, this has been the greatest honor in the world. The only drawback to serving in this legislative body is that we develop very bad habits that may cause us problems in future employment. This really wasn't a problem when we were allowed to stay here forever. But, in this era of term limits, we ought to consider changing our ways. Therefore, on a lighter note, I have come up with the top 10 reasons why legislators develop bad work habits that make them virtually unemployable in the private sector.

10. We can arrive at work a half hour late, and still be considered early.

9. We're only expected to be here about 90 days a year.

8. We hire people to do everything for us.
7. We can yell at people and they don't yell back.
6. We can skip work and still get paid.
5. We get free stuff for no apparent reason from people we don't even know.
4. People call us 'honorable' just to kiss up, even though deep down inside they equate our jobs to the oldest profession in the world.
3. We only have to answer to our boss once every two years.
2. There is no heavy lifting- after all, we hire people (reason #8) to carry all the free stuff we get (reason #5).
And now...the number one reason why legislators develop bad work habits that make them virtually unemployable in the private sector.
1. Legislators, like me, can get away with doing really dumb things like wearing tennis shoes to work every day and my boss won't even know because my boss is 100 miles away.

Finally I want to thank my colleagues for your friendship and kindness. Even those of you that think of me as a dinosaur from the past have gone out of your way to make me feel welcome. As someone who was not born in this country, I especially want to thank the American people for allowing me, my mother, father, brother, and sister to come to America. I want to thank the American people for their kindness and hospitality. It is testimony to the goodness of the American people that a little immigrant boy can come to America and grow up to be a member of the Michigan House of Representatives. The epitaph that I had inscribed on my mother and father's headstone reads: 'brave modern day pioneers who journeyed to this land of freedom and opportunity to make a better life for their family.'

In closing, I want to thank my colleagues, the citizens of the 30th district, and the American people for providing me and my family with the opportunity to achieve the American Dream."

Rep. Shulman:

"Thank you Mr. Speaker and Colleagues:

A review of my six years in the legislature and the last four years as Chair of Appropriations in only a few minutes would be a challenge, so I would like to reflect on one of my pleasures of serving; precious friendships that have been forged with so many of you on both sides of the aisle. It is impossible to mention each one by name, but please let me single out just one. The Speaker, Rick Johnson who has showed me how to lead with courage and wisdom for the common good of all.

To those who stay behind, I'd like to offer my best wishes for your good health and success in working to make Michigan number one in affording all citizens the opportunity to achieve their fullest potential.

In closing, I want to thank Todd Harcek, my office Chief of Staff, who has been with me for almost the entire six years, whose support and assistance was invaluable; to the clerks' office, especially May Lou. And of course I thank the spirit of my life, my wife Lois, who has sacrificed so much to allow me to serve the people of this great state.

It has been a privilege and an honor to serve the wonderful citizens of my district and of the great state of Michigan.

Thank you for allowing me to be part of this great institution and to serve with all of you."

Rep. Hart:

"Well, today is the last day of a six year story and my feelings are bitter/sweet!

I will miss this institution and this institution's people; the grandeur of this room and this building, and the many good people here in this room right now.

I, like so many before me, want to share a few reflections of my time in the legislature.

This experience has provided me an opportunity to know and work with some very special human beings:

I will never forget Bill Byl: My seat mate and mentor during my first term here; Bill was a lover of knowledge and learning, full of integrity, and always willing to stand firm on his convictions while here.

I will never forget Rep and Professor Jon Jellema from Grand Haven: Jon was stately and wise man with depth; unafraid to vote his convictions even when they displeased his leadership and peers. Jon was one of this chamber's greatest giants!

Last session, we lost two other great lawmakers: Pan Godchaux and Mark Jansen:

Pan was bold and courageous, absolutely unafraid to passionately fight for the things she believed in. While her moderate positions tended to upset and confuse many members of her caucus, she always had very thoughtful and sincere reasons that she ably articulated for everything she did here. Pan was a great asset to this institution. She challenged conventional wisdom and forced her peers to think.

And then, there was my treasured friend Mark Jansen, a man of grace, compassion and kindness. Mark, like the others I just mentioned, was absolutely incapable of telling a lie. He was, and is a man of integrity, with a heart of gold, and yet, he too, had teeth of iron and was not a 'go along, get along' type of legislator.

Mark was always willing to stand alone if need be for the issues he believed in.

I mention these lawmakers because they were my role models during my first four years here. They were intellectually honest and humble people, always willing to learn and grow. They absolutely refused to let others (i.e. lobbyists, leadership, caucus mobs) do the thinking for them. They stayed true to themselves, were sincere, couldn't be bought, and always willing to do what they believed to be the right thing, even if it meant sanctions from leadership, social isolation, or political risk! They had guts, high ethical values, moral resolve, and, I believe, all left this chamber better and stronger people.

I mention these people to pay tribute to them, because they were leaders in the greatest sense of the term: They lead by example and their impact was greater than most realize.

My class has yielded leaders similar to Bill, Jon, Pan, and Mark. If I were an incoming freshman, I would want to sit down with and learn from such people like Charlie LaSata, Mike Pumford (my very good friend and seat mate), Gary Woronchak, Col. Jon Pappageorge, Ruth Ann Jamnick, Ken Bradstreet, Steve Ehardt, Lauren Hager, and others.

Why?

Because these lawmakers represent the values, dispositions, and skills that are indicative not only of great legislators, but of great human beings. They all leave here with the good hearts and great values they entered this place with.

They didn't corrupt their souls for short term, fleeting political success. They refused to compromise their goodness. I have to tell you, this is a big accomplishment, worthy of notice, even celebration, and perhaps, most importantly, emulation.

I leave my tenure here in the legislature with great affection for many people on both sides of the isle.

I've already mentioned several Republicans, but there are many Democrats as well. Rep. Hopgood, Clack, Phillips, Minor, and others. I think the world of you all. Ruth Ann Jamnick, you are my friend. Thanks for co-chairing the Michigan House Civics Commission with me. Alexander Lipsey, you're one of this institution's best! They really don't come any better than you. I wish you well.

And now my leader, Rick Johnson. While our relationship has been somewhat rocky over the past four years, I want you to know that I have seen remarkable growth in you during your tenure here, both as a leader and as a person. I believe you will be remembered for your warm heart and love for people. Not bad.

Lastly, I want to acknowledge the 73rd House District and my staff.

It has been an absolute honor representing the people of Northern Kent County. I thank them for choosing me as their representative. I have tried to be their servant leader.

Lastly, I want to say thank you to Tiffany Aurora, my treasured employee of the last several years. Tiffany, you have been loyal, meticulous, hardworking, teachable, and dependable. I will never forget your wonderful attitude and your service to me and the people of my district. Job well done!

Thank you Mr. Speaker for indulging me on this, my last day!"

Rep. Ruth Johnson:

"The opportunity to serve the people of the State of Michigan has been a great pleasure and honor. I would like to thank my husband Don Nanney, my daughter Emily Johnson Nanney, my Mother, Virginia Johnson, my brother Norm Johnson, sister Ina Golden and their families for their sacrifices, support and love. Emily was my greatest accomplishment and joy during my tenure, born June 22, 1999, during my first year in the House of Representatives and the same day as my husband and my 20th wedding anniversary.

I would like to thank my friends for volunteering many hours of hard work to help me get elected and the people that have entrusted me with the great responsibility of serving as their State Representative.

To be an effective State Representative one must work with good staff. I have been very fortunate to leave the House working with Erika Della Santina and Angel Sorrells as staff and Erin Martensen and Tim Sievers who have generously given their time, expertise and passion to serve the people of the State of Michigan. They have served with integrity and dedication and are the reason for my successes. Thanks to the all staff and the sergeants for their hard work and efforts. I would like to thank the media and press for doing a great job of covering Lansing news and making this remarkable system of Democracy work for the people.

One of the greatest pleasures of serving in the House has been working with so many people that personify a strong work ethic and integrity. I have enjoyed close friendships with staff and legislators from across this state, and it has been a highlight of serving. I am consistently amazed at the commitment, dedication and integrity of the members here. I feel blessed to have shared my time with you. Thank you; I have learned so much.

I would like to give special thanks to the Speaker of the House, Rick Johnson, for his leadership, ability to bring people together and his tenacity. He has served admirably with courage and conviction.

To maximize the effectiveness and credibility of the legislature this body must be open and disclose gratuities and contributions to administration, legislators and staff. Good public policy and the honor of this establishment are dependent upon such accountability. We must preserve the institutional nobility of this legislature by requiring greater efforts to ensure that third parties do not have undue influence over the legislative process and bring greater disclosure to the people.

In addition, strong laws should be in place to ensure that special interests do not have unnecessary weight and control over this legislative body, staff or administration. Several ways I feel this goal could effectively be accomplished would be to initiate the following:

- The rules for staff in regard to gratuities, events and entertainment should mirror legislators' limits (\$44.00 per month, per lobbyist)
- Discounts and gratuities on goods, entertainment, services and any travel and accommodations for administration, staff or legislators be declared and made public
- Legislators and their mates that are the CEO or board members of a foundation disclose the source and amount collected in a public document
- Newly elected legislators that have not taken office be required to follow all rules and laws on accepting gratuities, goods, entertainment, services and any travel or accommodations
- Prohibition of administration, staff or legislators receiving gratuities, goods, entertainment, services and any travel or accommodations by any entity seeking to do business or doing business with the State of Michigan
- Disclosure of potential conflict of interest by administration members having input on contracts and services
- Oversight and specific penalties for infractions

Bringing disclosure and accountability to government has been a long time goal of mine. The citizens of Michigan want and deserve to know how tax dollars are spent. One of the areas that we have reformed is the Intermediate School Districts. The following is a summary of the findings.”

The bi-partisan House Subcommittee on Intermediate School District Review was formed on May 13, 2003. The creation was a result of unveiling questionable procedures that surfaced within different Intermediate School Districts (ISDs), ten of which were examined by the subcommittee. The information received by the subcommittee stemmed from a variety of sources, including a report from the Whall Group¹, the United States General Accounting Office and ISD employees, teachers, parents and administrators. The investigation uncovered serious flaws within the ISD structure, which required legislative action. This legislation came in two packages containing several bills, entitled “Accountability 101” and “Accountability 102”. The problems these packages aim to cure reach beyond the scope of the Oakland County ISD, which is often referred to as the poster child of the lack of accountability within the ISD system. This report will summarize some of the identified problems, how the legislation aims to correct these issues and what concerns remain despite the legislation.

The “Accountability” legislation is both a reasonable and common sense approach to safeguarding money meant to be spent on children and their education. There are too many instances of poor financial management, such as misspending bond proceeds, excess travel expenditures, alcohol purchases, and non-disclosed gratuities. As a result, it would be detrimental for this legislation to be overlooked or watered down. The purpose of this package is to give voters and taxpayers a watchful eye over the system to ensure that the education of our children is as it was intended.

Oakland Schools

Beginning in June 2002, employees of the Oakland Intermediate School District approached the Oakland Board of Education with their concerns regarding the actions of the superintendent and other top administrators, including assistant superintendents. The action taken by the board of education was to hire the Whall Group, a forensics firm from Auburn Hills, to audit the concerns that were brought forth in the memo, drafted by Oakland Schools' employee Sherry McMillan² and presented to the board of education. In November of 2002, a report was published by the Whall Group encompassing their findings, including concerns on administrator conduct regarding no-bid contracts with the Minds LLC, Minds Institute, DataServ, The Learning Company, Marconi, and OTech.

Freedom of Information Act Requests

On February 5, 2003, Representative Ruth A. Johnson made her first Freedom of Information Act (FOIA) request to the Oakland County Intermediate School District. Subsequently, over a period of 10 months, Representative Johnson made a total of 38 FOIA requests. A number of the requests made were repeat requests resulting from an incomplete, insufficient, or lack of an answer to the previous requests. Currently, all requests that were made by Representative Johnson to Oakland Schools have not been fully and completely answered or addressed. Several travel requests have not been fully answered and a number of the receipts requested are illegible.

The information gathered as a result of investigation and FOIA requests made was vast. It included W-2 records for 2002, contracts from almost 200 companies, which included evidence of no-bid contracts, travel records for top administrators and board members, copies of board of education minutes, top administrator contracts which included benefits and perks given to top administrators, and the memo given to the board of education in June, 2002.

¹ The Whall Report, entitled Oakland Schools Board of Education, was created at the request of The Oakland County Intermediate School District. The report is Dated January 7, 2003 and reviews questionable business relations between Oakland ISD and other business entities, including MINDS LLC, MINDS Institute, The Learning Center, and DataServ. The document can be viewed in Appendix A of this report.

² The memo drafted by Sherry McMillan outlines the concerns she and other Oakland Schools employees had regarding business practices of the ISD. The document can be viewed in Appendix O of this report.

House Subcommittee on Intermediate School District Review

In May of 2002, the bi-partisan House Subcommittee on Intermediate School District Review was formed. Representative Ruth A. Johnson (R) was appointed chair and members included, Representative Kenneth Bradstreet (R), Representative Mike Nofs (R), Representative Andy Meisner (D), and Representative Virgil Smith (D). Through the fall of 2002, the subcommittee traveled to different areas of the state gathering testimony on the legislation that addressed the concerns raised by research into the intermediate school district system. These hearings increased the subcommittee's awareness of the challenges and concerns facing parents, students, and employees of the ISD system statewide. As a result, the subcommittee petitioned for and was granted subpoena power for Oakland Schools, which has been rare in the history of the Michigan House of Representatives.

Beginning on March 10, 2004, the Subcommittee held subpoena hearings with past and present employees of the Oakland County Intermediate School District in hopes of better understanding the reality and complexity of the problems within the intermediate school district system as a whole. Subpoena power was granted in House Resolution 60³. This resolution granted the subcommittee power to administer oaths, take sworn testimony, and examine files and records regarding the Oakland County Intermediate School District.

The following individuals were subpoenaed by the Subcommittee:

| | |
|------------------------|--|
| Chris Whall | Director of the Whall Group |
| Dr. William Keane | Oakland ISD Interim Superintendent |
| Sherry McMillan | Oakland ISD Director of Human Resource Center |
| Tammy Evans | Oakland ISD Director of Technology Services |
| John Fitzgerald | Oakland ISD Director of Financial Service |
| Edward Stanulis | Oakland ISD Assistant Director of Fund Development |
| Shelley Yorke Rose | Oakland ISD Director of Communications and Marketing |
| C. Danford Austin, PhD | Oakland ISD Assistant Superintendent |
| Steve Vuletich | Former Oakland ISD employee |
| Jan VanDam | Former Oakland ISD Assistant Superintendent |
| James Redmond, PhD | Former Oakland ISD Superintendent |
| Carolyn Claerhout | Oakland ISD Director of Legal Services |
| Brian Whiston | Oakland ISD Director of Legislative Affairs, Director of Government and Community Services |
| Guy Blackburn | Oakland ISD Consultant for Student Performance |
| Katrina Brunette | Oakland ISD Manager of Officer Purchasing Management |
| Mark Rajter | Oakland ISD Assistant Superintendent of Resource Management |

Only nine of the 16 individuals appeared before the subcommittee at the request of the Office of the Attorney General as a result of a criminal investigation relating to one of the witnesses.

| | | |
|----------------|--------------------|-------------------|
| Chris Whall | Brian Whiston | James Redmond |
| Guy Blackburn | Shelley Yorke Rose | C. Danford Austin |
| Steve Vuletich | William Keane | Edward Stanulis |

Also, questions asked of the individuals listed above were submitted to the Attorney General for approval due to criminal charges against the past Oakland Schools superintendent.

A number of issues of concern were discussed by the subcommittee and those testifying. Those issues included administrator salaries, business contracts, nepotism, and cronyism the memo drafted by Sherry McMillan⁴ given to the Oakland Schools Board of Education, the report written by the Whall Group, the FOIA process and the information received, and the conduct by the then Oakland Schools superintendent and the board of education's conduct as a result.

Legislation

The findings of the subcommittee are encompassed in the Accountability 101 and 102 packages. Governor Jennifer M. Granholm signed the Accountability 101 package into law on July 27, 2004 and the Accountability 102 package on November 30, 2004. Outlined below are the pieces of legislation included in the packages.

Accountability 101:

HB 4338 (H-7): Election Reforms: Recall, Popular Elections, Voting Districts

Introduces election reforms into the ISD system by establishing the right of recall for ISD Board members by the constituency and the governor. This law also allows for the constituency of an ISD to initiate term limits for board members by the petition process and increases local district participation in the ISD budget process by establishing an approval process for the ISD budget.

³ See Appendix P

⁴ See Appendix O

HB 5376 (H-3): Competitive Bidding Practices

Requires ISDs to competitively bid construction and remodeling projects, and changes bid posting requirements to require fewer postings in newspapers and instead require posting on a designated website, saving ISDs dollars.

House Bill 4947 (H-1): Sunshine on constituent board elected ISD Board procedures

Clarifies procedures for selection of an ISD Board under a constituent school district selected board system to eliminate secret selection procedures.

Accountability 102:**HB 5839: Millage**

1. Michigan Department of Treasury (Department) would determine whether a millage has been misused. If the Department determines there is a violation, the school board has 15 days to appeal the decision before the case is turned over to the Michigan Attorney General's office. The Attorney General's office may either prosecute or refer the case to a local prosecutor. This applies to both vocational education and special education millages.

2. Direct that bond funds cannot be used for anything other than the original intent.

3. Requires that a millage can be levied for no more than 20 years

HB 5850: Penalties

1. Employees of an ISD cannot use ISD money for alcohol, jewelry, gifts, entertainment, golf, or any other illegal item – violations are a misdemeanor and are punishable up to 93 days in jail or \$1,000 to \$5,000 (sliding scale) which is ever greater and public money used must be paid back by whom and to which fund?

2. A person who knowingly violates the competitive bidding process would be guilty of a felony punishable by one year in prison or 10% of the cost of the project whichever is greater.

3. Person who knowingly violates proceeds from a bond or permits misuse would be guilty of a felony of up to one year in prison or 10% of the cost of the project whichever is greater. The standard of proof for the moving party is ...high standard of knowingly and intentionally.

HB 5851: Penalty Sentencing Guidelines

Companion bill to HB 5850 - sentencing guidelines

HB 5921: Conflict of Interest

1. No more than three ISD board members can also serve as members of a constituent board of education. Any members already serving on a local board are able to serve out the remainder of their terms in both positions.

2. ISD boards must adopt a conflict of interest policy.

3. Places a monthly limit of \$44 on the value of goods or services a board member or administrator may accept from anyone doing business with the ISD.

4. The ISD cannot enter into a contract if a board member or an administrator is employed or does business with the company, has ownership in the company, or owes a fiduciary duty to the company

5. An ISD board member, administrator, or employee involved in the procurement process shall disclose any conflict of interest to the ISD board. The entire board must vote, on the record, regarding whether a conflict of interest has been found.

6. The ISD must ensure that employment contracts for administrators have moral turpitude clauses.

7. The ISD must adopt a policy to prohibit the use of ISD funds on alcohol, jewelry, gifts, tickets for entertainment or sporting events, golf or other recreational activities, and other illegal items. The law also prohibits funds from being provided to a third party for the afore-mentioned purchases.

HB 5475: Disclosure

Requires ISDS to report travel time, salary data under certain thresholds, contract information, and pupil numbers on its web site. A link for all ISDs also will be provided on the Michigan Department of Education web site.

HB 5457: Audits

Random performance audits of an ISD shall be overseen by the Department of Treasury. An outside auditor can be hired by Treasury to complete the audits. The bill requires an audit of five ISDs every two years.

The above stated legislation addresses a number of the concerns and problems that were both presented and discovered over the course of the last two years. It is a strong beginning in reforming Michigan's intermediate school district system and is a catalyst for further change to ensure every child gets a good education in a safe environment. One of the most important issues addressed in the legislation is the publishing of public information in a more user-friendly way. This allows ISDs to be accountable to the taxpayers of our state, which in turn ensures that the money earmarked for our children actually reaches the classroom.⁵

⁵Twelve percent of Oakland Schools' annual budget goes to the classroom.

Salaries and Benefits

The ISD Subcommittee found a variety of ways that intermediate school district superintendents were compensated for their work. The following items are included:

1. Car Allowances.
2. Non-Receipted Expenses.
3. Mortgage Payments.
4. Multiple Charge/Credit Cards.
5. Enhanced Tax Shelter Annuities.
6. Payments Made To State Retirement Fund.
7. Bonuses/Stipends.
8. Life Insurance.
9. Convertible Life Insurance.
10. Cash Value Of Car Provided At Time Of Retirement And Car.
11. Payment of Retiree Co-Payment of State Provided Insurances At Time Of Retirement For Life Of Retiree.
12. Payment of Life Insurance after Retirement.
13. Payment of Universal Whole-Life Insurance after Employee Termination.
14. FICA "Employee Social Security Taxes."
15. Travel Life Insurance for Both Personal And Business Activities
16. Vacation Bank (annual leave time) Saved and Paid Out at a Subsequent Period.
17. Sick Bank Saved and Paid Out at a Subsequent Period.
18. Conversion of Sick Days to Vacation Days and Paid Out at a Subsequent Period.
19. Time Off for Consultative Work With No Reduction in Salary.
20. In Lieu of Health Insurance (dollar for dollar or on a prorated basis).
21. Time Off for Winter and Spring Recess Plus Holidays and Vacation Days.
22. Taxes withheld, including FICA.

Lobbying Efforts:

During this process, there were a plethora of lobbyists working for Michigan's intermediate school districts, including individual, regional, association and multi-client firms, as well as public relations firms. According to testimony, money from the ISDs was paid to law firms, lobbying and public relations firms in Lansing to represent them at the Capitol which made it difficult to track the funds.

One lobbyist, among the many that were working on the issue, remarked, to active members in the process of passing the Accountability 101 and 102 packages, that he would stop the Accountability packages from making it through the legislative process or weaken the legislation. Also, top administrators from a number of ISDs throughout the state, told some parents of the children they serve that the ISD legislation would shut down services, including special education and vocational education by sending information to the homes.

Money earmarked for education has been paid to associations that in-turn hire lobbyists. An undetermined amount of money has been paid to law firms representing ISDs that contracts or hires lobbying and public relations firms. Additionally, some ISDs directly hire or contract for lobbying or public relations to fend off investigation and reporting on Michigan's intermediate school districts. In the case of Oakland County ISD, the board of education members did not appear to be informed as to the money paid to a law firm being partially spent on a Lansing public relations firm or a multi-client lobbying firm. Subsequently, the citizens of Oakland County ISD did not know about these expenditures.

A number of individual ISDs pay for several lobbyists through association fees. Some ISDs have regional lobbyists and others employ in-house lobbyists. Heavy lobbying efforts extended from Legislators to varied staff. The lobbying on behalf of the top ISD officials to fend off any investigation, research, subpoena power and legislation for ISDs was heavier and larger than has been seen from any one group, according to members of the Michigan House of Representatives who worked on this issue.

Reportedly, lobbying included a weekend retreat, golf, alcohol, dinners, entertainment, to threats to stop the investigation and demands which were common. It was stated that if ISD travel was investigated than the travel of the members of the Michigan House of Representatives would also have their travel investigated. Also, PAC money with the name of two ISD officials as the Treasurer, with the Oakland County ISD as the address, was used to donate money some legislators.

For example, an ISD lobbyist offered the Speaker of the House the resources the needed to implement one of his top priorities, a lap-top computer program for all sixth-graders called "Freedom to Learn," if he would stop the effort to halt the investigation of ISDs, hearings and subpoena power. (He declined and pushed for accountability and reform.) Additionally, it was stated by an intermediate school district lobbyist that if the subcommittee chair made efforts to get more information on how ISDs operated or continued to try to get original FOIA questions answered by the Iosco RESA that he would work to block the ISD reform legislation and any report of findings.

Legislators, legislative staff, central staff and others were lobbied heavily during the course of the investigation. There are strong political connections between top some ISD administrators, and their organization, and some elected officials.

The fact that ISD board of education members are not voted for by the public do not have term limits, and often are voted for or appointed by the members of the local school boards can result, especially in small districts, with as few two local board members voting on behalf of an entire school district to elect the ISD board and the ISD superintendent, in districts of all sizes, having the opportunity to have substantial input on board membership.

Oakland Schools also commissioned a poll, which demonstrated that many people do not know the functions or responsibilities of an intermediate school district. Consequently, with a rather closed method of determining board of education members and little exposure to the public, Oakland Schools, and several others, were allowed to operate without checks and balances. In several of the ISDs there does not appear to be adequate scrutiny of contracts, efficacy, or outcome. Subsequently, taxpayer resources do not have needed accountability.

The mission, goals and objectives of ISDs appear to be fluid, making it difficult to determine if there is reasonable use of resources by the public. The state or federal government does not seem to follow up on requiring statistical information from ISDs regarding their performance. The Michigan Department of Education (MDOE) was informed in writing about two ISDs where substantial abuse was found. The MDOE took a limited amount of action on these issues, which was stated by Michigan Superintendent of Public Instruction, Tom Watkins during his testimony at the subcommittee on February 12 and November 30, 2004.

Michigan Department of Education

Two known letters were sent to the office of the Superintendent of Public Instruction regarding concerns with both the Oakland County Intermediate School District and the Iosco Regional Educational Service Agency (IRESA). Little reported action was taken directly by the MDOE as a result of these two separate letters. This issue has been addressed with Superintendent Tom Watkins in two subcommittee meetings who has no known plan to address concerns in the event of future problems.

In an effort to save funding, the MDOE has withdrawn from investigation ISDs and K-12 schools throughout Michigan. However, in statements made by Chris Whall of the Whall Group in his testimony on March 10, 2004, it was stated that for every \$.25 spent on an audit there is an average savings of \$.75 or a three to one payoff. The MDOE, when considering their annual budget, should prioritize their funding for oversight audits for Michigan's education system. As a result of any audits done, the MDOE should then report to the Michigan Legislature any of its findings. Also, based on testimony by Tom Watkins, the Legislature should consider getting annual updates on audits and statistical information not provided or reported by Michigan's ISDs.

ISD Business Contracts

Outlined in the Whall Report are a number of concerns regarding the bidding process for contracts at Oakland Schools⁶. In the past, a number of contracts were awarded as a result of a little to no bidding process and nepotism was not uncommon. Reportedly, several top administrators awarded contracts to businesses affiliated with their children and other family members.

The contracts awarded for millions of dollars were approved by the Oakland Schools board of education through numerous consent agendas presented, which were used to approve any business and a number of employment contracts entered into by the District with a statement of services to be rendered.

The Whall Report found serious issues with the bidding and contracting process⁷. These issues included the consent agendas approved by the board of education, nepotism, the lack on bidding on large contracts, and most importantly the companies that were off-shoots of MINDS⁸.

IOSCO RESA

As mentioned above, the Oakland County ISD is one of the several ISDs where there were reports of a lack of accountability in the system. There are similar concerns that must be addressed at the, Iosco Regional Educational Service Agency ("IRESA") shares similar concerns that must be examined and evaluated in order to clean up the system and move forward in the best interests of our children's education. This section examines the following questionable practices utilized by Iosco RESA: potentially unsound technology service contracts; questionable use of Universal Service Funds (USF), and the denial thereof; IRESA Technology center contract, conflict of interest penalties (resulting from a violation of USF policy), and a use of company vehicles for personal use.

⁶See Appendix A

⁷See Appendix A

⁸See Appendix A

One specific example of a questionable activity stems from IRESA's technology department. Research uncovered a questionable a contract with IRESA and Local Internet Service (LIS) for information technology services, dated November 9, 1999⁹. There was a three year contract set to provide the following services:

- “1. Provide system engineering services on IOSCO RESA CONSORTIUM'S Internet system. The performance of such services under this Agreement shall be consistent with the parties' service policies as set forth in Appendix A which is attached to, and made part of this Agreement.
2. Provide “Help Desk” technical assistance to the IOSCO RESA CONSORTIUM Internet user community. The performance of such services under this Agreement shall be consistent with the parties' service policies as set forth in Appendix which is attached to, and made part of, this Agreement.
3. Develop and implement a plan for sales and marketing of the IOSCO RESA CONSORTIUM Internet system to the community and businesses within the IOSCO RESA CONSORTIUM territory.
4. Provide complete billing and reporting services for the IOSCO RESA CONSORTIUM Internet system. The performance of such services under this Agreement shall be consistent with the parties' service policies as set forth in Appendix C which is attached to, and made part of, this Agreement.”

Jeff Hathoway, then president of LIS, was responsible for taking proposal requests, writing the request for the proposals and writing the USF grant for IRESA. The USF grant provided the funds necessary to pay LIS for its services. Mr. Hathoway's wife allegedly also served as president of LIS, possibly during the time Mr. Hathoway was creating Diversified Solutions and Services, Inc. (DSSI) with Gary Stepanian (also of First Virtual Communications, VCCR, and LIS). The web page for LIS is currently under construction.

In conjunction with the IRESA/LIS contract is an equipment lease agreement through Huntington Leasing Company¹⁰. This equipment lease agreement was signed by IRESA Superintendent, Thomas P. Caldwell, PhD on April 30, 1999. According to IRESA's October 11, 2004 FOIA response to Representative Ruth Johnson, this lease agreement was not approved by the board until June 9, 2004, where the minutes state: “Dr. Caldwell explained the Huntington Leasing agreement explaining that it was for computer and Internet access equipment, however, the Board never took action on the lease agreement, therefore, Dr. Caldwell is requesting the Board now sign a resolution stating they were aware of the lease and approve it. The document was prepared by Dr. Caldwell with attorney consultation.”¹¹ It is unclear why this lease was necessary, as IRESA was receiving Universal Service Funds from the Schools and Libraries division of the Telecommunications Act of 1996. Furthermore, it is unclear why several other companies, which incidentally share officers and employees amongst themselves¹², were contracted during the contract period between IRESA and LIS, to maintain the services LIS was contracted to both provide and maintain. Included in this web of companies are First Virtual Communications, DSSI, VCCR, Ideal Technology, and M-33 Access.

On April 18, 2001, the First Virtual Communications bid was approved in the IRESA Board minutes.¹³ Dr. Caldwell noted that “because this is taxable and will be providing services with LIS, a private entity, we are not eligible for USF funding and are going to leave E-rate alone.” It appears suspicious that a school would voluntarily decline USF resources, and the issue should be looked into further to determine whether imprudent dealings were involved. The First Virtual Communications Contract (FVC) was for \$500,001.00 for WAN connectivity and equipment. Further, FVC bid was the low bid for the contract because FVC was allegedly aware that IRESA already owned switches necessary for the contract, and excluded these costs from their bid. This should be further researched, because IRESA maintains the competing contracts cannot be provided as they have been destroyed.¹⁴ Based on research, this bid could have some wrongful elements, which could have been brought to light under the Accountability packages. Current information tends to show that the technology summarized above is not yet in complete working order.

A second issue of concern to both the ISD subcommittee and taxpayers relates to the IRESA construction bid for its technical center. The accepted bid from B&B Construction was allegedly approved without including the price for a fire sprinkler system or sewer.¹⁵ This missing information would greatly reduce B&B's costs in the original bid, giving them an unfair advantage over other bidders, on a required item. The ISD subcommittee requested the bids from competing companies via a Freedom of Information Act request¹⁶ which was attempted to be blocked by MASA and MAISA. The information sent to Representative Ruth Johnson's office relating to the bid process showed that the B&B contract totaled \$2,160,449.¹⁷ IRESA also included a bid sheet, prepared by IRESA, giving total dollar amounts of competing bids, and not the actual bid specifications as requested.¹⁸ The actual bid specifications could show the unfair

⁹Contract is attached in Appendix B.

¹⁰Lease agreement attached in Appendix C

¹¹See Appendix D

¹²Insert Appendix E – diagram of web of companies

¹³See Appendix F

¹⁴See Appendix G – letter from IRESA

¹⁵Appendix G

¹⁶Appendix H

¹⁷also Appendix H

¹⁸also Appendix H

advantage B&B had over the competing companies based on B&B leaving out valuable information from their bid. The addendum to the B&B construction agreement totaled an additional \$500,213, which included a sprinkler system, fire alarm system, septic system, cabling and internet server (which is questionable because this cable was earlier declared to be the wrong type of cable), wireless internet access cable and a water well.¹⁹ This issue could have been prevented with proper accountability measures in place that would alert the taxpayers of the potential conflict of interest at issue with this contract.

The third major concern relating to IRESA relates to USF funds that were repaid to USF because IRESA violated the USF Conflict of Interest Policy. According to Mel Blackwell, Vice President of the Universal Service Administrative Company, the refund, or “commitment adjustment,” was required because a service provider hired by IRESA was also an employee of IRESA. Law enforcement action was involved in this, however Mr. Blackwell is not certain of what action was taken or from which agency it was taken. The exact date of the commitment adjustment and exact amount are unclear.

Personal use of IRESA vehicles is the fourth key issue under investigation by the ISD Subcommittee. IRESA’s attorney said IRESA Business Manager Ron Stec, who used the IRESA vehicle to attend classes at Saginaw Valley State University, is not in violation since he also visited Sam’s Club on his trips to school to purchase items for IRESA vending machines.²⁰ However, Dr. Thomas Caldwell is in violation (based on him being reimbursed for mileage to and from work). Dr. Caldwell will reimburse IRESA \$2,569.73 covering the period between June 1998 until December 2002.²¹

GAO REPORT SUMMARY

On April 2, 2000, the General Accounting Office (GAO) produced a report entitled *Procurement of Michigan School-Based Medicaid Consulting Services* (GAO/OSI-00-8R). This report was an indicator of the problems that would soon surface relating to the extreme lack of accountability within the intermediate school district system. A major issue of concern that has been addressed in the ISD Accountability bills relates to the \$170,000 in gratuities that were spent on ISD officials from at least eight districts, unnamed in the GAO report, by Deloitte, and \$101,000 spent during a one month procurement period in 1998. This money came in the form of professional sporting event tickets, meals and theater events. Additionally, the contract was above the going rate and did not follow the procurement process. An additional \$230 million had to be returned from the State of Michigan to Medicaid. It is discussed in detail below.

States are permitted to use the Medicaid program to: (1) pay for certain health services provided to eligible children by schools, (2) pay the cost of administrative activities associated with providing Medicaid services in schools, and (3) coordinate and monitor Medicaid covered health services. In September of 1999, the Health Care Financing Administration regional office deferred Michigan’s \$33 million federal claim and requested Michigan prove their administrative activities were clearly linked to Medicaid. It was discovered that Michigan school districts submitted claims that inadequately document the need for Skilled Professional Medical Provides and claimed reimbursement for improper services such as health evaluations for non-Medicaid-eligible children. The investigation showed an approximate \$28 million in improper federal reimbursement during a two year period. This problem was remedied in a settlement agreement in May of 2002. An author of the GAO document reported that Deloitte has never repaid the state the moneys they were overpaid. Deloitte was overpaid because they were given a percentage of the money returned to Michigan, and after Michigan entered the settlement agreement, Deloitte’s percentage was never altered to reflect this lower sum. With proper contracting, accountability and oversight, these problems could have been avoided.

The issue examined by the GAO was whether the process used by the intermediate school districts complied with the United States Department of Health and Human Services’ (HHS) procurement regulations. 45 C.F.R. § 74.40. The finding of the report was that the procurement of the 1998 contracts by a consortium of eight Michigan intermediate school districts²² did not adhere to the HHS regulations. The eight ISDs each entered into individual contracts with Deloitte Consulting. It was determined that the Michigan School Districts: (1) failed to issue formal solicitations, (2) allowed one bidder, Medbill, to review the “analytical comparison” document prepared by its competitor, Deloitte, which caused Medbill to lower its fee 1 percent, and (3) a member of the school district committee advised Deloitte of Medbill’s lower rate, causing Deloitte to update the analytical comparison, this being the final documentation of cost or price analysis. Deloitte was awarded the contract.

Then in addition, the GAO found that the school districts failed to be aware of organizational conflicts of interest as set out in the Federal Acquisition Regulations (FAR). Deloitte as the incumbent contractor and current competitor for

¹⁹also Appendix H

²⁰Appendix K (letter of Ron Stec Sam’s club adventure)

²¹Appendix L (letter of Caldwell reimbursement amount)

²²Oakland Schools, Genesee County Intermediate School District, Wayne RESA, Kent Intermediate School District, Ingham Intermediate School District, C.O.O.R. Intermediate School District, Macomb Intermediate School District, and Benzie Intermediate School District

the new contract is potentially unable to render impartial assistance or advice to the school district committee concerning which vendor would be the best value to the school districts. Thus, the analytical comparison was deemed a violation of the FAR. Because the school districts failed to do an independent comparison of the competing companies and instead chose to rely on the comparison prepared by Deloitte, which was tainted because it was adjusted based on a confidential change in rate by Medbill, they were found to be in violation of the conflict of interest policy as set out in FAR.

The GAO then did an expanded analysis of state practices relating to Medicaid reimbursement in schools; *Improper Payments Demand Improvements in HCFA Oversight*, GAO/HEHS/OSI-00-69, April 5, 2000. The report outlined school-based administrative activity and use of "bundled" rates for school-based Medicaid services. It was found that Michigan was among other states making improper reimbursement claims.

A third relevant report by the GAO tracks whether Deloitte provided gratuities to school officials during the procurement period for school-based Medicaid Consulting Services. GAO/OSI-00-14R, September 8, 2000. GAO concluded that Deloitte did provide gratuities, including meals and professional sporting event and theater tickets to the school district officials responsible for awarding the contract for Medicaid consulting services. Deloitte provided records showing it spent more than \$170,000 on gratuities from 1997-1999. This is considered a conservative figure by GAO officials contacted during the research of this issue. Approximately \$101,000 of the total was spent during the 1998 contract procurement process, and within one month of Deloitte being awarded the contract. Officials receiving the gratuities include members of the school district consortium's Medicaid Program Steering Committee and Contract Negotiation Committee. One example of such gratuities occurred in December 1997, the first month of the procurement process, when Deloitte paid \$6,000 for a suite at a professional sporting arena for school district officials. Following this event, Deloitte and school district officials discussed procurement issues at two quarterly meetings. A second example includes \$39,000 worth of professional sporting event tickets provided to school officials for two sporting events.

These gratuities are a potential violation of 18 USC § 666 which prohibits, under certain circumstances, anything of value being paid to or accepted by an agent of an organization, or a state, local or Indian or tribal government, or any agency thereof for the purpose of influencing a business transaction involving anything of value of \$5,000 or more. The case has been referred to the U.S. Attorney's Office. The status of the case is currently being researched.

Conclusion:

The conclusions reached by the subcommittee are that both of the legislative packages passed and signed in to law this year, Accountability 101 and 102, are the beginning of much needed reforms within the Michigan intermediate school district system. It should be the goal of the Legislature and all departments under the umbrella of the executive branch to be vigilant in ensuring that the money earmarked for our children's education actually reaches our children and that the money invested by taxpayers in our education system is accounted for. The results of the subcommittee's investigation will be the genesis of much needed change in a large governmental body that up until the passage and signing of the Accountability legislation was almost autonomous, lacking any significant oversight or scrutiny.

The services provided by intermediate school districts are vital to the education of our children. It is of the utmost importance that the State of Michigan continues to maintain checks on what is happening with the funding that is granted by the state and paid at the local level. It is only with this type of responsibility and attention that we can continue to have a first rate education system.

Recommendations

1. Establish a system to evaluate the efficiency of the services offered by intermediate school districts or the equivalent.
2. Ensure that the model used to provide the services that are currently being administered by ISDs are the most efficient way to get the resources to benefit the children of Michigan.
3. Require regular monitoring and performance audits of how those resources are used.
4. Provide oversight and accountability by establishing objective criteria by which cost and programming progress can be accessed by individual student and the institution providing services.
5. Establish objective and measurable individual outcomes for intermediate school districts or the equivalent.
6. Require the Michigan Department of Education to report what public acts they are not implementing for data collection, oversight and auditing.
7. Ensure that the Accountability 101 and 102 packages are implemented.

APPENDIX:

- I. Whall Report
- II. IRESA/LIS Contract
- III. Huntington Leasing Equipment Lease Agreement
- IV. Board Minutes of June 9, 2004 approving Huntington Lease

- V. Web of Companies
- VI. Create Chart of money paid to each tech company
- VII. Letter from IRESA showing tech bids were destroyed
- VIII. B&B Bid
- IX. Bid sheet sent by IRESA for tech center (Showing that original bids were requested twice via FOIA on Aug 24, 2004 and Sept 17, 2004 – and original bids were never mentioned in IRESA answers)
- X. B&B Addendum to Contract
- XI. Letter to Kathy Weller from IRESA that Ron Stec went to Sams Club after his SVSU classes – making his employee vehicle use permissive
- XII. Letter saying Dr. Caldwell is repaying money for his personal vehicle use.
- XIII. Dr. James Redmond's W-2 for 2002
- XIV. Letter from Dr. Guy Blackburn to Tom Watkins, Superintendent of Public Instruction
- XV. Memo from Sherry McMillan to the Oakland Schools Board of Education
- XVI. House Resolution 60

By unanimous consent the House returned to the order of

Second Reading of Bills

Senate Bill No. 601, entitled

A bill to amend 1909 PA 279, entitled "The home rule city act," by amending section 3 (MCL 117.3), as amended by 2002 PA 201.

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

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

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

The motion prevailed.

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

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

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Rep. Hune moved that Reps. DeRoche and Ward be excused temporarily from today's session.

The motion prevailed.

Rep. Hood moved that Rep. Smith be excused temporarily from today's session.

The motion prevailed.

Rep. Nitz moved that Rep. Drolet 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. 601, entitled

A bill to amend 1909 PA 279, entitled "The home rule city act," by amending section 3 (MCL 117.3), as amended by 2002 PA 201.

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

Roll Call No. 1054

Yeas—101

Accavitti
Acciavatti
Adamini

Gaffney
Garfield
Gielegem

Meyer
Middaugh
Milosch

Shaffer
Sheen
Sheltrown

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|-------------|---------------|--------------|-----------------|
| Amos | Gillard | Minore | Spade |
| Anderson | Gleason | Moolenaar | Stahl |
| Bisbee | Hager | Mortimer | Stakoe |
| Bradstreet | Hardman | Murphy | Stallworth |
| Brandenburg | Hood | Newell | Steil |
| Brown | Hoogendyk | Nitz | Stewart |
| Byrum | Hopgood | Nofs | Tabor |
| Casperson | Howell | O'Neil | Taub |
| Caswell | Huizenga | Palmer | Tobocman |
| Caul | Hune | Palsrok | Vagnozzi |
| Cheeks | Hunter | Pappageorge | Van Regenmorter |
| Clack | Jamnick | Pastor | Vander Veen |
| Condino | Johnson, Rick | Phillips | Voorhees |
| Daniels | Johnson, Ruth | Plakas | Walker |
| Dennis | Julian | Pumford | Waters |
| DeRossett | Koetje | Reeves | Wenke |
| Dillon | Kolb | Richardville | Whitmer |
| Ehardt | Kooiman | Rivet | Williams |
| Elkins | LaJoy | Robertson | Wojno |
| Emmons | LaSata | Rocca | Woodward |
| Farhat | Lipsey | Sak | Woronchak |
| Farrar | Meisner | Shackleton | 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 incorporation of cities and for revising and amending their charters; to provide for certain powers and duties; to provide for the levy and collection of taxes by cities, borrowing of money, and issuance of bonds or other evidences of indebtedness; to validate actions taken, bonds issued, and obligations heretofore incurred; to prescribe penalties and provide remedies; and to repeal acts and parts of acts on specific dates,”

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. 1201, 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 section 3 (MCL 125.1653), as amended by 1993 PA 323.

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. 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. 1201, 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 section 3 (MCL 125.1653), as amended by 1993 PA 323.

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

Roll Call No. 1055

Yeas—106

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

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.

Rep. Sak moved that Rep. Plakas be excused temporarily from today's session.
The motion prevailed.

Senate Bill No. 1458, entitled

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," (MCL 324.101 to 324.90106) by adding sections 14721, 14723, and 14724.

(The bill was read a third time and postponed for the day on December 8, see House Journal No. 91, p. 2832.)

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. 1056

Yeas—100

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

Nays—3

Bradstreet

Drolet

Garfield

In The Chair: Julian

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

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

The House agreed to the full title.

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

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

Second Reading of Bills

Senate Bill No. 1202, entitled

A bill to provide for the establishment of a historical neighborhood tax increment finance authority; to prescribe the powers and duties of the authority; to correct and prevent deterioration in neighborhoods and certain other areas; to authorize the acquisition and disposal of interests in real and personal property; to authorize the creation and implementation of development plans and development areas; to promote residential and economic growth; to create a board; to prescribe the powers and duties of the board; to authorize the issuance of bonds and other evidences of indebtedness; to authorize the use of tax increment financing; to prescribe powers and duties of certain state officials; to provide for rule promulgation; and to provide for enforcement of the act.

Was read a second time, and the question being on the adoption of the proposed amendment previously recommended by the Committee on Land Use and Environment (for amendment, see House Journal No. 88, p. 2638),

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

Reps. Nofs, LaJoy and Dennis moved to amend the bill as follows:

1. Amend page 19, line 21, after "authority." by inserting "In the event that the governing body levies a separate mileage for public library purposes, at the request of the public library board, that separate mileage shall be exempt from the capture."

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

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

1. Amend page 2, line 24, after "city" by inserting "or the supervisor of a township".

2. Amend page 4, line 2, after "city" by inserting "or township".

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. 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. 1202, entitled

A bill to provide for the establishment of a historical neighborhood tax increment finance authority; to prescribe the powers and duties of the authority; to correct and prevent deterioration in neighborhoods and certain other areas; to authorize the acquisition and disposal of interests in real and personal property; to authorize the creation and implementation of development plans and development areas; to promote residential and economic growth; to create a board; to prescribe the powers and duties of the board; to authorize the issuance of bonds and other evidences of indebtedness; to authorize the use of tax increment financing; to prescribe powers and duties of certain state officials; to provide for rule promulgation; and to provide for enforcement of the act.

The bill was read a third time.

The question being on the passage of the bill,

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

The motion prevailed.

Second Reading of Bills

Senate Bill No. 1416, entitled

A bill to amend 1967 PA 288, entitled "Land division act," by amending sections 111, 112, 113, 114, 115, 116, 117, 118, 120, 131, 142, 147, 161, 162, 163, 164, 165, 166, 167, 168, 169, and 171 (MCL 560.111, 560.112, 560.113, 560.114, 560.115, 560.116, 560.117, 560.118, 560.120, 560.131, 560.142, 560.147, 560.161, 560.162, 560.163, 560.164, 560.165, 560.166, 560.167, 560.168, 560.169, and 560.171), sections 117 and 169 as amended by 1998 PA 549, and by adding sections 112a and 167a; and to repeal acts and parts of acts.

The bill was read a second time.

Rep. Ehardt moved to amend the bill as follows:

1. Amend page 2, line 5, after “floodplains” by inserting a comma “**and airports**”.
2. Amend page 5, line 25, after “abuts” by inserting “**an airport**,”.
3. Amend page 12, line 15, after “highways” by inserting “**or airports**”.

The motion did not prevail and the amendments were not adopted, a majority of the members serving not 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. 1416, entitled

A bill to amend 1967 PA 288, entitled “Land division act,” by amending sections 111, 112, 113, 114, 115, 116, 117, 118, 120, 131, 142, 147, 161, 162, 163, 164, 165, 166, 167, 168, 169, and 171 (MCL 560.111, 560.112, 560.113, 560.114, 560.115, 560.116, 560.117, 560.118, 560.120, 560.131, 560.142, 560.147, 560.161, 560.162, 560.163, 560.164, 560.165, 560.166, 560.167, 560.168, 560.169, and 560.171), sections 117 and 169 as amended by 1998 PA 549, and by adding sections 112a and 167a; and to repeal acts and parts of acts.

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

Roll Call No. 1057

Yeas—106

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

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

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.

The House returned to the consideration of

Senate Bill No. 1202, entitled

A bill to provide for the establishment of a historical neighborhood tax increment finance authority; to prescribe the powers and duties of the authority; to correct and prevent deterioration in neighborhoods and certain other areas; to authorize the acquisition and disposal of interests in real and personal property; to authorize the creation and implementation of development plans and development areas; to promote residential and economic growth; to create a board; to prescribe the powers and duties of the board; to authorize the issuance of bonds and other evidences of indebtedness; to authorize the use of tax increment financing; to prescribe powers and duties of certain state officials; to provide for rule promulgation; and to provide for enforcement of the act.

(The bill was considered earlier today, see today's Journal p. 2857.)

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. 1058

Yeas—97

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

Nays—4

Bradstreet

Caswell

Drolet

Garfield

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. 1463, entitled**

A bill to amend 1961 PA 236, entitled "Revised judicature act of 1961," by amending section 8117 (MCL 600.8117), as amended by 1997 PA 161.

Was read a second time, and the question being on the adoption of the proposed amendment previously recommended by the Committee on Judiciary (for amendment, see House Journal No. 87, p. 2557),

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

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

The motion prevailed.

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

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

By unanimous consent the House returned to the order of

Third Reading of Bills**Senate Bill No. 1463, entitled**

A bill to amend 1961 PA 236, entitled "Revised judicature act of 1961," by amending section 8117 (MCL 600.8117), as amended by 1997 PA 161.

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

Roll Call No. 1059**Yeas—92**

| | | | |
|-------------|---------------|-------------|-----------------|
| Accavitti | Farrah | Meisner | Sheen |
| Acciavatti | Gaffney | Meyer | Sheltrown |
| Adamini | Garfield | Middaugh | Shulman |
| Amos | Gielegem | Milosch | Spade |
| Anderson | Gillard | Moolenaar | Stahl |
| Bieda | Gleason | Mortimer | Stakoe |
| Bisbee | Hager | Murphy | Stallworth |
| Brandenburg | Hardman | Newell | Steil |
| Brown | Hood | Nitz | Stewart |
| Byrum | Hoogendyk | Nofs | Taub |
| Casperson | Howell | O'Neil | Van Regenmorter |
| Caswell | Huizenga | Palmer | Vander Veen |
| Caul | Hummel | Palsrok | Voorhees |
| Cheeks | Hune | Pappageorge | Walker |
| Clack | Jamnick | Pastor | Ward |
| Daniels | Johnson, Rick | Phillips | Waters |
| DeRoche | Johnson, Ruth | Plakas | Wenke |
| DeRossett | Julian | Reeves | Whitmer |

| | | | |
|--------|----------|------------|-----------|
| Dillon | Koetje | Robertson | Williams |
| Drolet | Kooiman | Rocca | Wojno |
| Ehardt | LaJoy | Sak | Woodward |
| Elkins | LaSata | Shackleton | Woronchak |
| Farhat | McConico | Shaffer | Zelenko |

Nays—3

| | | |
|---------|-------|----------|
| Condino | Smith | Tobocman |
|---------|-------|----------|

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 and consolidate the statutes relating to the organization and jurisdiction of the courts of this state; the powers and duties of such courts, and of the judges and other officers thereof; the forms and attributes of civil claims and actions; the time within which civil actions and proceedings may be brought in said courts; pleading, evidence, practice and procedure in civil and criminal actions and proceedings in said courts; to provide remedies and penalties for the violation of certain provisions of this act; to repeal all acts and parts of acts inconsistent with or contravening any of the provisions of this act; and to repeal acts and parts of acts,”

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. 925, entitled

A bill to amend 1994 PA 451, entitled “Natural resources and environmental protection act,” by amending sections 51501, 51506, 51509, 51510, and 51513 (MCL 324.51501, 324.51506, 324.51509, 324.51510, and 324.51513), as added by 1995 PA 57, and by adding section 51503b.

The bill was read a second time.

Rep. Palsrok moved to amend the bill as follows:

1. Amend page 6, line 12, after “to” by striking out the balance of the bill and inserting “**either of the following:**

(a) Prescribed burns conducted in compliance with section 51503b.

(b) Prescribed burns conducted by a federal agency or state agency on land that the agency is authorized to manage.”.

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

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

The motion prevailed.

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

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

By unanimous consent the House returned to the order of

Third Reading of Bills

Senate Bill No. 925, entitled

A bill to amend 1994 PA 451, entitled “Natural resources and environmental protection act,” by amending sections 51501, 51506, 51509, 51510, and 51513 (MCL 324.51501, 324.51506, 324.51509, 324.51510, and 324.51513), as added by 1995 PA 57, and by adding section 51503b.

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

Roll Call No. 1060**Yeas—101**

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

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

The House agreed to the full title.

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

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

Second Reading of Bills**Senate Bill No. 1175, entitled**

A bill to amend 1927 PA 175, entitled “The code of criminal procedure,” by amending section 16s of chapter XVII (MCL 777.16s), as amended by 2003 PA 183.

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

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

Rep. 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. 1175, entitled

A bill to amend 1927 PA 175, entitled “The code of criminal procedure,” by amending section 16s of chapter XVII (MCL 777.16s), as amended by 2003 PA 183.

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

Roll Call No. 1061

Yeas—105

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

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 codify the laws relating to criminal procedure and to define the jurisdiction, powers, and duties of courts, judges, and other officers of the court under the provisions of this act; to provide laws relative to the rights of persons accused of criminal offenses and ordinance violations; to provide for the arrest of persons charged with or suspected of criminal offenses and ordinance violations; to provide for bail of persons arrested for or accused of criminal offenses and ordinance violations; to provide for the examination of persons accused of criminal offenses; to regulate the procedure relative to grand juries, indictments, informations, and proceedings before trial; to provide for trials of persons complained of or indicted for criminal offenses and ordinance violations and to provide for the procedure in those trials; to provide for judgments and sentences of persons convicted of criminal offenses and ordinance violations; to establish a sentencing commission and to prescribe its powers and duties; to provide for procedure relating to new trials and appeals in criminal and ordinance violation cases; to provide a uniform

system of probation throughout this state and the appointment of probation officers; to prescribe the powers, duties, and compensation of probation officers; to provide penalties for the violation of the duties of probation officers; to provide for procedure governing proceedings to prevent crime and proceedings for the discovery of crime; to provide for fees of officers, witnesses, and others in criminal and ordinance violation cases; to set forth miscellaneous provisions as to criminal procedure in certain cases; to provide penalties for the violation of certain provisions of this act; and to repeal all acts and parts of acts inconsistent with or contravening any of the provisions of this act,"

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. 1176, entitled

A bill to amend 1931 PA 328, entitled "The Michigan penal code," (MCL 750.1 to 750.568) by adding section 395.

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

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

Rep. 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. 1176, entitled

A bill to amend 1931 PA 328, entitled "The Michigan penal code," (MCL 750.1 to 750.568) by adding section 395.

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

Roll Call No. 1062

Yeas—103

| | | | |
|-------------|---------------|--------------|-----------------|
| Accavitti | Farhat | McConico | Sheltrown |
| Acciavatti | Farrah | Meisner | Shulman |
| Adamini | Gaffney | Meyer | Smith |
| Amos | Garfield | Middaugh | Spade |
| Anderson | Gielegem | Milosch | Stahl |
| Bieda | Gillard | Moolenaar | Stakoe |
| Bisbee | Gleason | Mortimer | Steil |
| Bradstreet | Hager | Murphy | Stewart |
| Brandenburg | Hardman | Newell | Tabor |
| Brown | Hart | Nitz | Taub |
| Byrum | Hoogendyk | Nofs | Tobocman |
| Casperson | Hopgood | O'Neil | Vagnozzi |
| Caswell | Howell | Palmer | Van Regenmorter |
| Caul | Huizenga | Pappageorge | Vander Veen |
| Cheeks | Hummel | Pastor | Voorhees |
| Clack | Hune | Phillips | Walker |
| Condino | Hunter | Plakas | Ward |
| Daniels | Jamnack | Pumford | Waters |
| Dennis | Johnson, Rick | Reeves | Wenke |
| DeRoche | Johnson, Ruth | Richardville | Whitmer |
| DeRossett | Julian | Rivet | Williams |
| Dillon | Kolb | Robertson | Wojno |
| Drolet | Kooiman | Rocca | Woodward |

Ehardt
Elkins
Emmons

LaJoy
LaSata
Lipsey

Sak
Shaffer
Sheen

Woronchak
Zelenko

Nays—1

Koetje

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, codify and add to the statutes relating to crimes; to define crimes and prescribe the penalties therefor; to provide for restitution under certain circumstances; to provide for the competency of evidence at the trial of persons accused of crime; to provide immunity from prosecution for certain witnesses appearing at such trials; and to repeal certain acts and parts of acts inconsistent with or contravening any of the provisions of this act,”

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. 1287, entitled

A bill to amend 1931 PA 328, entitled “The Michigan penal code,” by amending section 211a (MCL 750.211a), as amended by 2003 PA 257.

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

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

Rep. 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. 1287, entitled

A bill to amend 1931 PA 328, entitled “The Michigan penal code,” by amending section 211a (MCL 750.211a), as amended by 2003 PA 257.

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

Roll Call No. 1063

Yeas—103

Accavitti
Acciavatti
Adamini
Amos
Anderson
Bieda
Bisbee
Bradstreet

Farrah
Gaffney
Gielegem
Gillard
Gleason
Hager
Hardman
Hart

Meyer
Milosch
Minore
Moolenaar
Mortimer
Murphy
Newell
Nitz

Shulman
Smith
Spade
Stahl
Stakoe
Stallworth
Steil
Stewart

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

Nays—6

| | | | |
|----------|-----------|----------|-------|
| Drolet | Hoogendyk | Middaugh | Sheen |
| Garfield | Hummel | | |

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, codify and add to the statutes relating to crimes; to define crimes and prescribe the penalties therefor; to provide for restitution under certain circumstances; to provide for the competency of evidence at the trial of persons accused of crime; to provide immunity from prosecution for certain witnesses appearing at such trials; and to repeal certain acts and parts of acts inconsistent with or contravening any of the provisions of this act,”

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. 1288, entitled

A bill to amend 1927 PA 175, entitled “The code of criminal procedure,” by amending section 16k of chapter XVII (MCL 777.16k), as amended by 2001 PA 136.

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

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

Rep. 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. 1288, entitled

A bill to amend 1927 PA 175, entitled “The code of criminal procedure,” by amending section 16k of chapter XVII (MCL 777.16k), as amended by 2001 PA 136.

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

Roll Call No. 1064**Yeas—102**

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

Nays—2

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

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. 1266, entitled

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending sections 30903 and 30927 (MCL 324.30903 and 324.30927), as added by 1995 PA 59, and by adding section 30929.

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

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

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

The motion prevailed.

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

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

By unanimous consent the House returned to the order of

Third Reading of Bills

Senate Bill No. 1266, entitled

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending sections 30903 and 30927 (MCL 324.30903 and 324.30927), as added by 1995 PA 59, and by adding section 30929.

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

Roll Call No. 1065

Yeas—108

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

Nays—0

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

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

The House agreed to the full title.

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

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

Second Reading of Bills

Senate Bill No. 1243, entitled

A bill to amend 2001 PA 142, entitled “Michigan memorial highway act,” (MCL 250.1001 to 250.1100) by adding section 73.

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

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. 1243, entitled

A bill to amend 2001 PA 142, entitled “Michigan memorial highway act,” (MCL 250.1001 to 250.1100) by adding section 73.

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

Roll Call No. 1066

Yeas—108

| | | | |
|------------|---------------|-------------|-----------------|
| Accavitti | Gaffney | Meisner | Sheen |
| Acciavatti | Garfield | Meyer | Sheltrown |
| Adamini | Gielegem | Middaugh | Shulman |
| Amos | Gillard | Milosch | Smith |
| Anderson | Gleason | Minore | Spade |
| Bieda | Hager | Moolenaar | Stahl |
| Bisbee | Hardman | Mortimer | Stakoe |
| Bradstreet | Hart | Murphy | Stallworth |
| Brown | Hood | Newell | Steil |
| Byrum | Hoogendyk | Nitz | Stewart |
| Casperson | Hopgood | Nofs | Tabor |
| Caswell | Howell | O’Neil | Taub |
| Caul | Huizenga | Palmer | Tobocman |
| Cheeks | Hummel | Palsrok | Vagnozzi |
| Clack | Hune | Pappageorge | Van Regenmorter |
| Condino | Hunter | Pastor | Vander Veen |
| Daniels | Jamnack | Phillips | Voorhees |
| Dennis | Johnson, Rick | Plakas | Walker |
| DeRoche | Johnson, Ruth | Pumford | Ward |
| DeRossett | Julian | Reeves | Waters |

| | | | |
|--------|----------|--------------|-----------|
| Dillon | Koetje | Richardville | Wenke |
| Drolet | Kolb | Rivet | Whitmer |
| Ehardt | Kooiman | Robertson | Williams |
| Elkins | LaJoy | Rocca | Wojno |
| Emmons | LaSata | Sak | Woodward |
| Farhat | Lipsey | Shackleton | Woronchak |
| Farrah | McConico | Shaffer | Zelenko |

Nays—0

In The Chair: Julian

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

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

A bill to amend 2001 PA 142, entitled “An act to consolidate prior acts naming certain Michigan highways; to provide for the naming of certain highways; to prescribe certain duties of the state transportation department; and to repeal acts and parts of acts and certain resolutions,” (MCL 250.1001 to 250.1100) by adding section 74.

The motion prevailed.

The House agreed to the title as amended.

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

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

Second Reading of Bills

Senate Bill No. 184, entitled

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

The bill was read a second time.

Rep. Wenke moved to substitute (H-1) the bill.

The motion prevailed and 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. 184, entitled

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

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

Roll Call No. 1067

Yeas—105

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

| | | | |
|-------------|---------------|--------------|-----------------|
| Bradstreet | Hart | Murphy | Stakoe |
| Brandenburg | Hood | Newell | Stallworth |
| Brown | Hoogendyk | Nitz | Steil |
| Byrum | Hopgood | Nofs | Tabor |
| Casperson | Howell | O'Neil | Taub |
| Caswell | Huizenga | Palmer | Tobocman |
| Caul | Hummel | Palsrok | Vagnozzi |
| Cheeks | Hune | Pappageorge | Van Regenmorter |
| Clack | Hunter | Pastor | Vander Veen |
| Condino | Jamnick | Phillips | Voorhees |
| Daniels | Johnson, Rick | Plakas | Walker |
| Dennis | Johnson, Ruth | Pumford | Ward |
| DeRoche | Julian | Reeves | Waters |
| Dillon | Koetje | Richardville | Wenke |
| Drolet | Kolb | Rivet | Whitmer |
| Ehardt | Kooiman | Robertson | Wojno |
| Elkins | LaSata | Rocca | Woodward |
| Emmons | Lipsey | Sak | Woronchak |
| Farhat | McConico | Shackleton | 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 provide for the levy, assessment and collection of a specific excise tax on the storage, use or consumption in this state of tangible personal property and certain services; to appropriate the proceeds thereof; and to prescribe penalties for violations of the provisions of this act.”

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. 231, entitled

A bill to amend 1974 PA 258, entitled “Mental health code,” by amending section 742 (MCL 330.1742), as amended by 1996 PA 588.

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. 231, entitled

A bill to amend 1974 PA 258, entitled “Mental health code,” by amending section 742 (MCL 330.1742), as amended by 1996 PA 588.

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

Roll Call No. 1068**Yeas—106**

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

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. 683, entitled**

A bill to amend 1974 PA 258, entitled “Mental health code,” by amending section 401 (MCL 330.1401), as amended by 1995 PA 290.

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

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

Rep. Ehardt moved to amend the bill as follows:

1. Amend page 2, line 13, after “(d)” by inserting “**For the purpose of determining eligibility for assisted outpatient treatment, a person requiring treatment under this subsection is**”.

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

Rep. Ehardt moved to amend the bill as follows:

1. Amend page 2, line 13, after “illness,” by inserting “**whose understanding of the need for treatment is impaired to the point that he or she is unlikely to participate in treatment voluntarily,**”.

2. Amend page 2, line 15, after “professional” by inserting “**and that has been determined to be necessary to prevent a relapse or harmful deterioration of his or her condition**”.

3. Amend page 2, line 20, after “months” by striking out the balance of the sentence and inserting a period.

4. Amend page 2, line 25, after “is” by inserting “only”.

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. 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. 683, entitled

A bill to amend 1974 PA 258, entitled “Mental health code,” by amending section 401 (MCL 330.1401), 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. 1069

Yeas—102

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

Nays—2

Koetje

Steil

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.

Second Reading of Bills**Senate Bill No. 684, entitled**

A bill to amend 1974 PA 258, entitled “Mental health code,” by amending sections 226 and 469a (MCL 330.1226 and 330.1469a), section 226 as amended by 2002 PA 595 and section 469a as added by 1996 PA 588, and by adding section 433.

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

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

Rep. Ehardt moved to amend the bill as follows:

1. Amend page 7, line 3, after the first “**services**” by striking out “**or assertive community treatment team services**”.

2. Amend page 7, following line 11, by inserting:

“(g) **Assertive community treatment team services.**” and relettering the remaining subdivisions.

3. Amend page 10, line 16, after “**services**” by striking out “**or assertive community treatment team services**”.

4. Amend page 10, following line 25, by inserting:

“(g) **Assertive community treatment team services.**” and relettering the remaining subdivisions.

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. 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. 684, entitled**

A bill to amend 1974 PA 258, entitled “Mental health code,” by amending sections 226 and 469a (MCL 330.1226 and 330.1469a), section 226 as amended by 2002 PA 595 and section 469a as added by 1996 PA 588, and by adding section 433.

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

Roll Call No. 1070**Yeas—103**Accavitti
AcciavattiFarrah
GaffneyMeisner
MeyerSheltrown
Shulman

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

Second Reading of Bills

Senate Bill No. 685, entitled

A bill to amend 1974 PA 258, entitled “Mental health code,” by amending sections 472a, 473, and 475 (MCL 330.1472a, 330.1473, and 330.1475), sections 472a and 475 as added and section 473 as amended by 1996 PA 588.

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

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

Rep. Ehardt moved to amend the bill as follows:

1. Amend page 6, line 21, after “**require**” by striking out the balance of the subsection and inserting “**1 or more of the following, without a hearing:**”

(a) **That the individual be taken to the preadmission screening unit established by the community mental health services program serving the community in which the individual resides.**

(b) **That the individual be hospitalized for a period of not more than 10 days.**

(c) Upon recommendation by the community mental health services program serving the community in which the individual resides, that the individual be hospitalized for a period of more than 10 days, but not longer than the duration of the order for assisted outpatient treatment or not longer than 90 days, whichever is less.

(5) The court may direct peace officers to transport the individual to a designated facility or a preadmission screening unit, as applicable, and the court may specify conditions under which the individual may return to assisted outpatient treatment before the order expires.” and renumbering the remaining subsection.

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

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

The motion prevailed.

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

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

By unanimous consent the House returned to the order of

Third Reading of Bills

Senate Bill No. 685, entitled

A bill to amend 1974 PA 258, entitled “Mental health code,” by amending sections 472a, 473, and 475 (MCL 330.1472a, 330.1473, and 330.1475), sections 472a and 475 as added and section 473 as amended by 1996 PA 588.

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

Roll Call No. 1071

Yeas—103

| | | | |
|-------------|---------------|--------------|-------------|
| Accavitti | Farrah | Meyer | Sheltrown |
| Acciavatti | Gaffney | Middaugh | Shulman |
| Adamini | Garfield | Milosch | Smith |
| Amos | Gielegem | Minore | Spade |
| Anderson | Gillard | Moolenaar | Stahl |
| Bieda | Gleason | Mortimer | Stakoe |
| Bisbee | Hager | Murphy | Stallworth |
| Bradstreet | Hardman | Newell | 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 | Vander Veen |
| Cheeks | Hunter | Pastor | Voorhees |
| Clack | Johnson, Rick | Phillips | Walker |
| Condino | Johnson, Ruth | Plakas | Ward |
| Daniels | Julian | Pumford | Waters |
| DeRoche | Koetje | Richardville | Wenke |
| DeRossett | Kolb | Rivet | Whitmer |
| Dillon | Kooiman | Robertson | Williams |
| Drolet | LaJoy | Rocca | Wojno |
| Ehardt | LaSata | Sak | Woodward |
| Elkins | Lipsey | Shackleton | Woronchak |
| Emmons | McConico | Shaffer | Zelenko |
| Farhat | Meisner | Sheen | |

Nays—0

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.

Second Reading of Bills

Senate Bill No. 686, entitled

A bill to amend 1974 PA 258, entitled “Mental health code,” by amending sections 100a and 161 (MCL 330.1100a and 330.1161), as amended by 1998 PA 497, and by adding section 116a.

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

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

Rep. Ehardt moved to amend the bill as follows:

1. Amend page 3, line 14, after “**behavior**” by striking out the balance of the sentence and inserting a period.

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

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

The motion prevailed.

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

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

By unanimous consent the House returned to the order of

Third Reading of Bills

Senate Bill No. 686, entitled

A bill to amend 1974 PA 258, entitled “Mental health code,” by amending sections 100a and 161 (MCL 330.1100a and 330.1161), as amended by 1998 PA 497, and by adding section 116a.

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

Roll Call No. 1072

Yeas—108

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

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

Nays—0

In The Chair: Julian

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

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

A bill to amend 1974 PA 258, entitled “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,” by amending sections 100a, 100b, and 161 (MCL 330.1100a, 330.1100b, and 330.1161), sections 100a and 161 as amended by 1998 PA 497 and section 100b as added by 1995 PA 290, and by adding section 116a.

The motion prevailed.

The House agreed to the title as amended.

By unanimous consent the House returned to the order of

Messages from the Senate

The Speaker laid before the House

House Bill No. 4096, entitled

A bill to amend 1994 PA 204, entitled “The children’s ombudsman act,” by amending the title and sections 2, 3, 4, 5, 6, 7, 8, 9, 10, and 11 (MCL 722.922, 722.923, 722.924, 722.925, 722.926, 722.927, 722.928, 722.929, 722.930, and 722.931); and to repeal acts and parts of acts.

(The bill was received from the Senate on December 8, with substitute (S-2), title amendment and immediate effect given by the Senate, consideration of which, under the rules, was postponed until today, see House Journal No. 91, p. 2808.)

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. 1073

Yeas—107

| | | | |
|------------|------------|-----------|------------|
| Accavitti | Farrah | McConico | Sheen |
| Acciavatti | Gaffney | Meisner | Sheltrown |
| Adamini | Garfield | Meyer | Shulman |
| Amos | Gielegthem | Middaugh | Smith |
| Anderson | Gillard | Milosch | Spade |
| Bieda | Gleason | Minore | Stahl |
| Bisbee | Hager | Moolenaar | Stakoe |
| Bradstreet | Hardman | Mortimer | Stallworth |

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

Nays—0

In The Chair: Julian

The House agreed to the title as amended.

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. Richardville moved that a respectful message be sent to the Senate requesting the return of **Senate Bill No. 601**. The motion prevailed.

Second Reading of Bills

Senate Bill No. 1344, entitled

A bill to amend 1973 PA 116, entitled “An act to provide for the protection of children through the licensing and regulation of child care organizations; to provide for the establishment of standards of care for child care organizations; to prescribe powers and duties of certain departments of this state and adoption facilitators; to provide penalties; and to repeal acts and parts of acts,” (MCL 722.111 to 722.128) by adding sections 2b, 2c, 2d, and 2e.

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. 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.

Rep. Bisbee moved that Reps. Drolet, Hummel, Nitz and Emmons be excused temporarily from today's session. The motion prevailed.

Rep. Waters moved that Reps. Elkins, Hood, McConico, Minore, O'Neil, Plakas and Murphy be excused temporarily from today's session.

The motion prevailed.

Rep. Palmer moved that Reps. DeRoche, Farhat, Gaffney, Shulman and Huizenga 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. 1344, entitled

A bill to amend 1973 PA 116, entitled "An act to provide for the protection of children through the licensing and regulation of child care organizations; to provide for the establishment of standards of care for child care organizations; to prescribe powers and duties of certain departments of this state and adoption facilitators; to provide penalties; and to repeal acts and parts of acts," (MCL 722.111 to 722.128) by adding sections 2b, 2c, 2d, and 2e.

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

Roll Call No. 1074

Yeas—87

| | | | |
|-------------|---------------|--------------|-----------------|
| Accavitti | Farrah | Lipsey | Shaffer |
| Acciavatti | Garfield | Meisner | Sheen |
| Adamini | Gielegthem | Meyer | Sheltrown |
| Amos | Gillard | Middaugh | Smith |
| Anderson | Gleason | Milosch | Spade |
| Bieda | Hager | Moolenaar | Stakoe |
| Bisbee | Hardman | Mortimer | Stallworth |
| Bradstreet | Hart | Newell | Stewart |
| Brandenburg | Hoogendyk | Nofs | Tobocman |
| Brown | Hopgood | Palmer | Vagnozzi |
| Byrum | Howell | Palsrok | Van Regenmorter |
| Casperson | Hune | Pappageorge | Voorhees |
| Caswell | Hunter | Pastor | Walker |
| Caul | Jamnack | Plakas | Waters |
| Cheeks | Johnson, Rick | Pumford | Wenke |
| Clack | Johnson, Ruth | Reeves | Whitmer |
| Condino | Julian | Richardville | Williams |
| Daniels | Koetje | Rivet | Wojno |
| Dennis | Kolb | Robertson | Woodward |
| DeRossett | Kooiman | Rocca | Woronchak |
| Dillon | LaJoy | Sak | Zelenko |
| Ehardt | LaSata | Shackleton | |

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.

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

“Mr. Speaker and members of the House:

I was absent from the Chamber when the vote was taken on Roll Call No. 1074. Had I been present, I would have voted ‘yea’.”

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

“Mr. Speaker and members of the House:

I was absent from the Chamber when the vote was taken on Roll Call No. 1074. Had I been present, I would have voted ‘yea’.”

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

“Mr. Speaker and members of the House:

I was absent from the Chamber when the vote was taken on Roll Call No. 1074. Had I been present, I would have voted ‘yea’.”

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

“Mr. Speaker and members of the House:

I was absent from the Chamber when the vote was taken on Roll Call No. 1074. Had I been present, I would have voted ‘yea’.”

Second Reading of Bills

Senate Bill No. 1464, entitled

A bill to amend 1998 PA 386, entitled “Estates and protected individuals code,” by amending sections 1106, 5306, 5506, 5507, 5508, 5509, 5510, 5511, 5512, and 5520 (MCL 700.1106, 700.5306, 700.5506, 700.5507, 700.5508, 700.5509, 700.5510, 700.5511, 700.5512, and 700.5520), sections 1106, 5506, 5507, 5508, and 5510 as amended by 2003 PA 63, section 5306 as amended and section 5520 as added by 2000 PA 312, and section 5509 as amended by 1999 PA 52, and by adding section 5515; and to repeal acts and parts of acts.

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

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

Rep. Ehardt moved to amend the bill as follows:

1. Amend page 20, line 21, after “**patient**” by striking out “**under**” and inserting “**who has communicated his or her intent to revoke**”.

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

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

The motion prevailed.

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

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

Rep. Palmer moved that Rep. Tabor 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. 1464, entitled

A bill to amend 1998 PA 386, entitled “Estates and protected individuals code,” by amending sections 1106, 5306, 5506, 5507, 5508, 5509, 5510, 5511, 5512, and 5520 (MCL 700.1106, 700.5306, 700.5506, 700.5507, 700.5508, 700.5509, 700.5510, 700.5511, 700.5512, and 700.5520), sections 1106, 5506, 5507, 5508, and 5510 as amended by 2003 PA 63, section 5306 as amended and section 5520 as added by 2000 PA 312, and section 5509 as amended by 1999 PA 52, and by adding section 5515; and to repeal acts and parts of acts.

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

Roll Call No. 1075**Yeas—96**

| | | | |
|-------------|---------------|--------------|-----------------|
| Accavitti | Farrah | LaSata | Sheltrown |
| Acciavatti | Garfield | Meisner | Shulman |
| Adamini | Gielegem | Meyer | Smith |
| Amos | Gillard | Middaugh | Spade |
| Anderson | Gleason | Milosch | Stahl |
| Bieda | Hager | Moolenaar | Stakoe |
| Bisbee | Hardman | Mortimer | Stallworth |
| Bradstreet | Hart | Nitz | Steil |
| Brandenburg | Hood | Nofs | Stewart |
| Brown | Hoogendyk | Palmer | Taub |
| Byrum | Hopgood | Palsrok | Tobocman |
| Casperson | Howell | Pappageorge | Vagnozzi |
| Caswell | Huizenga | Pastor | Van Regenmorter |
| Caul | Hummel | Plakas | Vander Veen |
| Cheeks | Hune | Pumford | Voorhees |
| Clack | Hunter | Reeves | Walker |
| Condino | Jamnick | Richardville | Ward |
| Dennis | Johnson, Rick | Rivet | Waters |
| DeRossett | Johnson, Ruth | Robertson | Wenke |
| Dillon | Julian | Rocca | Whitmer |
| Drolet | Koetje | Sak | Wojno |
| Ehardt | Kolb | Shackleton | Woodward |
| Emmons | Kooiman | Shaffer | Woronchak |
| Farhat | LaJoy | Sheen | 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 codify, revise, consolidate, and classify aspects of the law relating to wills and intestacy, relating to the administration and distribution of estates of certain individuals, relating to trusts, and relating to the affairs of certain individuals under legal incapacity; to provide for the powers and procedures of the court that has jurisdiction over these matters; to provide for the validity and effect of certain transfers, contracts, and deposits that relate to death; to provide procedures to facilitate enforcement of certain trusts; 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.

Comments and Recommendations

Rep. Richardville moved that Rule 82 be suspended.

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

Rep. Richardville moved that the following remarks be printed in the Journal.

The motion prevailed.

Rep. Julian:

“Thank Mr. Speaker.

I am usually a man of few words. But today I have so much to say and so little time to say it.

First, I thank God for the guidance, wisdom, and the health to do this job for past six years. I am so fortunate and blessed.

I want to express my appreciation to my family - children, grandchildren, parents and my wife Nancy, for their unconditional support.

I want to acknowledge the residents of the 85th district for having the confidence to allow me to represent them. I have long advocated that I am a person involved in government, representing all people who live in my district and across this great state and I happen to be a Republican.

I have been very blessed with an outstanding staff. Full time, part time, interns - each and everyone of them has been dedicated, worked hard and protected the interests of not only the office but the district. We all know that we are only as good as our staff. They never seem to be appreciated like they should. I would like to acknowledge some former members of my staff who are here today – David Marvin & Jenifer Esch, also my part time staff - Adam Elbenni. I must single out my chief staff person Val Vail-Shirey. Val has been with me from the start of my 1st campaign to my last day in office. Her untiring dedication, work ethic, honesty and advice to me are priceless. Each of us that serve here know that only because of wonderful, dedicated, caring staff are we even close to being successful at what we do.

Thank you Val.

I am often asked what is my most important accomplishment? It is having been here everyday. To have handled the thousands of calls and contacts from residents in my district. To have worked with some of the most solid minds in government from both sides of the aisle. From three different sessions of the legislature. To have my Insurance Vice Chair Rep. Joe Hune and my Minority Vice Chair Rep. Ken Daniels chair the Insurance Committee. I want to thank my entire Insurance Committee for their attendance and attention to very difficult issues that came before our committee.

What is my best piece of legislation passed? Well was it the 6th graders from Corunna Middle School bringing me the MTBE issue, which banned it from gasoline and then having all 49 other states follow suit. They are graduating this year and proud to have impacted this entire country. Was it correcting the juvenile sex offender registry, where only offenders are on the list or was it the CCW legislation in my first term. Was it the first ban on partial birth abortion that was struck down by the court?

Was it that or was it the debates that we had on issues that never became law, the death penalty, agriculture, insurance issues that were in my committee that we gave much debate on and never came to pass. Perhaps – a little known or discussed issue called ‘Agriculture Enhancement’ – some of you refer to as ‘Racinos’. I want to thank Senate Majority Leader Sikkema and Speaker Johnson for their commitment that I will get my vote ———tomorrow.

I firmly believe that it was all of the above, plus much much more.

My greatest honor is having served as your presiding officer, most days, for the past four years. The honor bestowed on me by each of you is very humbling. I can only hope that you feel you were treated firmly, fairly and with respect by me as your Speaker Pro Tem and colleague. You each have been very courteous and respectful to me. I want to thank the Sergeants, Clerk Randall, Assistant Clerk Lindy Benedict and your entire staff for the outstanding job that you do.

I do have a confession to make. I just returned from the doctor and he found that I have a severely impaired hearing problem in my right ear. He also found that I have extremely poor vision in my right eye. This would explain to me and should to my democratic colleagues my rulings and why I made them like I did. I guess now that the troubles have been corrected, I would probably have ruled differently. Well, probably not.

What do I hope to leave with this Chamber? The institution of the state House. The beauty of the Chamber, the professionalism displayed daily, the friendships developed and a system of governance that is at least as good as when I started and possibly better. We have the greatest government system in the world.

And Mr. Speaker with your indulgence I have some introductions to make.

There are several of our colleagues who chose to submit written remarks and not address the Chamber. Please join me at this time to properly recognize and thank those colleagues - - -

Representative Jennifer Elkins

Representative Matt Milosch

Representative Dale Sheltroun

Representative Ruth Johnson

Representative Sue Tabor

And for her 31 years of service to the legislature –

Representative Maryann Middaugh

Thanks to each of you for your dedication and commitment to your district and this state.

I want to recognize and thank the lobby corps for their information. I have worked with lobbyists from all interests at one time or another, sometimes in agreement, sometimes not. But each time they knew where I stood, representing my district, and I didn't waiver without just cause. I would never eat yes and vote no.

I want to thank the press and my press friends for their fairness and accuracy – Zack, Jack, Amy & Rick. Thank you for the respect shown to each of us in this Chamber. To Senior Capitol Correspondent Tim Skubick - - - - - no comment!!!!

I came here to work hard, all day, everyday with honesty, integrity and character. I said that I was Larry Julian when I came here and I will leave here Larry Julian. I believe that I have lived up to my commitment to my family, my staff, my district, each of you, the state, myself and my Lord Jesus Christ.

I have loved everyday of this job and the challenge of it.

I leave this Chamber with my head held high and leave each of you and those who follow with the charge to continue the traditions of the House with honesty, respect, integrity and character. This great state is in excellent hands. I hope to be remembered as Larry Julian who loved his job and had a little fun each and every day. It has been my pleasure and honor to serve with each of you. God bless you and all the people of this state. I will remember you all as my friend.”

Rep. Richardville:

“Thank you Mr. Speaker.

The photographer from the Monroe Evening News can come up closer for photos (laughter). It’s not like they will be taking any pictures of me after today so might as well get a few good ones.

I feel kind of silly now because when some of my colleagues went earlier I made comments when they cried. Now I’m struggling with the same kind of emotions that people like Mickey Mortimer experienced. I won a dollar bet that you would when you went. That was easy, I gave 5 to 1 odds. I love you Mick.

I want you all to know that I’ve given about 40 farewell speeches in the last several weeks. They were all eloquent and well-received; but unfortunately given before I went to sleep at night in bed. I had this speech, and that one, then I listen to people like Gene DeRossett and he said this, and Julian stole my speech earlier and took a lot of stuff out of it. I was a little disappointed in that. This is the one I decided to share with you today...

What I wanted to share with you today are some of the things behind the scenes and things you may not know about me, one of the things is:

There is a common scripture that most of us have heard from the Book of John, ‘For God so loved the world that He gave His only begotten Son that whoever believes in Him should not perish but have everlasting life.’

I believe that scripture; and although many Christians like myself are looking forward in this holiday season to celebrating the birth of Jesus, I mention it not to disrespect anyone’s else’s beliefs, but to share some of mine.

What you have in front of you today is living proof that God sent His Son to undeserving people; people with imperfections, people that are still growing and maturing, people that need other people. Some people are natural born leaders, I’ve been surrounded by those – I’m not, yet you put me in a position where I could lead and you forgave me for a lot of things. You helped me, worked with me, helped me to grow, and maybe I’ll be a better leader once I leave this place. I tried to do the best job I could as your floor leader. I tried to serve you and treat you like I’d like to be treated; thank you for your patience

What you have in front of you today is living proof that God is :

long-suffering, patient, forgiving, because, as the song goes, He saved a wretch like me.

If I have offended or hurt any of you in any way, I’m truly sorry. If you’ve seen anything good in me it’s a faint reflection of the Creator who made all of us in His image.

I look at all of you and know there must be a great God up there someplace because there are varied talents, varied abilities, different colors, shapes, sizes and senses of humor. People that can sing, and people that can’t. I think we live in a world where we serve someone far greater than us. But if we don’t serve one another and work with one another we’ll never get anyplace. This body did that.

It was Thanksgiving recently and I was reminded of all the things that I’m thankful for. Again God showers us down with gifts. And there are 109 gifts that no one can ever take away from me that I have served with here for the last few years. You not only have gifts, but in my life you have been gifts to me.

Has anybody seen two floor leaders that are so different and who loved each other as much as me and ‘my babycakes’? She’s the one that started the babycakes. The biggest disagreement and the most difficult time that Mary Waters and I had together is when I came in here yesterday, and we’ve got all these bills and I was going a little bit nuts, and about 1:00 o’clock in the afternoon she comes over and says ‘why didn’t you hug me today?’ That was it. Democrats and Republicans in the last few years have come together and worked far better than I’ve seen work any place or time in my life and I’m proud to be a part of this group.

I’m thankful that I had the eyes of the 4th and 5th graders when I enter this building, you watch them open their eyes and look at this building. When I come in here in the morning I am still awed by the building alone. Not to mention the people that are here. Unfortunately I sometimes match the 4th and 5th grader in the maturity level too and I understand that you all have to bare with that. Ok, that’s as good as it’s going to get for me.

I want to thank my family. My wife Sarah and I will be celebrating 25 years together in 2 weeks. Those of you who know me know that’s a tribute to her, not to me. I have two wonderful children, 23 and 22, and they gave up a lot of their teenage years with their Dad. Mandy was here yesterday, she’s about 24 and moving to California and my heart is broken. I can’t help but think I should have spent a few more minutes or an extra hour with her or an extra weekend with her. My son Adam is 22 and I don’t need to spend any time with him, he’s a pain in the butt... he’s actually a lot of fun. I love him and you all know that.

My mother, Glenda, who has been there through everything and is my biggest cheerleader and supporter. And my father, Denny, is a rock for me and someone I have been able to count on all these years.

The people I've served from Monroe County... children, seniors, veterans and all the people that we serve here have been amazing. We've been given an incredible task by our constituents. I think that if I'm going to give any advice, it's this: Don't think you are special because you are called into this service, you are not special. You are put into a position to serve almost a hundred thousand people and another 10 million standing behind them. The janitors that work in this building, the people who clean the streets, the people who work in the automotive factories — they all have an equal calling, the same as us. We've been blessed to be put into a position like this because I don't believe any of us deserve to be in this spot.

Now onto my roomies. I have to talk a little bit about them and I'm really scared about this. They know a lot more about me than I do about them. Stevie Ehardt came up to me at the first orientation that we had and said he was looking for someone to live with. It's been six years now and he is my second family. We next suffered through Andrew Richner and Alan Sanborn in Paul DeWeese's guest house. Earlier this term we moved in with Scott Shackleton - which was a mistake. Steve and Scott are my two closest friends here. The 'after hours corps', when you pore things out about being frustrated by a bill, or when something is happening that you don't know how to control. We've laugh and cried and we've gotten to know each others families and I will miss them dearly.

My seat mates here have been incredible. In my first term I sat with Lauren Hager. He was between me and Mike Kowall, I felt blessed to be where I was but I think he wondered what he did wrong. It was a great time. Next term I sat with John Pappageorge, the Colonel, for two years and he corrected me when I was wrong. Gene DeRossett and I grew up together right over there by the window. We were thankful that Jennifer Faunce was just a little bit in front of us.

The hard part about coming here was I didn't know what 'behind the scenes' meant. I was asked to the Speaker's office only one time in my first term. It was the only time I was invited. Some of you were at the roast recently and heard Larry Julian say he nominated someone else beside Rick Johnson for Speaker, and I voted for someone beside the one he nominated and beside Rick. How we all got stuck together in one room working together says a lot about Rick Johnson. I think it says a lot of things about Larry Julian's judgement too. Rick - the opportunity you gave me to work side by side with you is an honor, something I will never forget. Whatever I do, wherever I go, Rick Johnson you will be one of my heroes. You have an ability that all 109 of us recognize but you might not. You can take a look at a person, it doesn't matter what that person did yesterday, that person is a new person tomorrow. You are right there with them, you are as friendly and caring a man that I know. I thank you for the example that you are.

Larry Julian and I were sent to leadership conference a few years ago and there we starting building a strong bond of friendship. We served together when I was Assistant Floor Leader and he was Associate Speaker Pro-Tem. Together we have tried to do what we could to run this place more timely and with dignity. I thank him for making me look good.

You can't compare staff. Scott Bean has been with me for 5 _ years. Scott and I don't always agree, but when we walk out and do things, we do them with the best intentions for this body. Jason Rivard has been with me long before I was elected. We ran a loosing campaign, that's no fun, but we learned and grew and came back and won three. Adam Stacey has been with me for two years. He's the one that takes care of your legislation and he's the one who makes me nervous most of the time when I'm otherwise comfortable. Ann has been a joy to work with. You all know Ann Grasman in our office. I have to thank her from the bottom of my heart for the work she does and for protecting me and making me look good. Peter Ruddell is the only person on my staff who ever deserted me. I wish him all that he deserves. He left to be Deputy Chief of Staff in Senate Majority Leaders office then went on to finish his law degree and is now a lobbyist for Weiner Assoc. and does a great job for them. I thank them all from the bottom of my heart.

There are many other people behind the scenes I will miss like John Llewellyn, John Whetstone, Mike Batterbee, and Al Mann 'the man'. Jennifer Spike, who I will miss so much. My friend Todd Anderson has also helped me with so many things. The little man Jim Murray with all the things he did to straighten me out. Back when I was first elected there were 12 of us with a common bond - we all went through difficult campaigns. I have a special bond with all of you like no other.

The clerk's office - Gary and Lindy and your entire staff, the sergeants, LSB, all the people who run the capitol - everyone behind the scenes who help each one of us look good every day deserve a big thanks.

There are also so many Senators who are special to me, like my friends Laura Toy and Bruce Patterson. Bruce took me under his wings and helped me become a great floor leader and I thank him for that. My Senator - the Senate floor leader - Bev Hammerstrom has been a great mentor.

People give the media a hard time sometimes and they don't always get the respect they deserve for the hard job that they do. The House press corps deserves accolades for their honesty and accuracy. All my thanks go to Amy Bailey, Zach Gorchow, Sarah Hulett, Jack Spencer, Rick Pluta, and yes, even Tim Skubick.

To my Democrat friends - you always treated me like I was one of you. With my voting record, half the time I was. Diane Byrum, you've led your caucus admirably. Thank you for working with me and the couple of times I spent on your boat in Monroe.

One of my favorite TV characters came from the same little town that my grandfather and grand mother came from. Red Skelton use to say 'Good night & may God bless'."

Speaker Rick Johnson:

“Six years ago, a humble middle-aged farmer from LeRoy, Michigan was elected to serve the people of the 102nd district in Northern Michigan. He arrived in Lansing with very traditional rural America values, enormous energy, boundless optimism and the desire to do the right thing.

Little did the farmer from LeRoy realize when he was sworn in January of 1999 what was in store for him over the next six years. What a whirlwind journey this has been.

I wasn’t fortunate enough to have much time to ease into the job as state representative. Within a few months of taking office, I was selected to take a leadership role in deciding one of the most heated, emotional and divisive issues the legislature has ever dealt with – the Detroit Schools Reform Board.

We often grow the most when we are at moments of greatest adversity. That experience became invaluable to me, and taught me about how to deal with significant turmoil during the legislative process. Luckily, I went through this ordeal with numerous veteran policy makers by my side, whose institutional memory and experience guided the Legislature through some very tough moments decisions.

Unfortunately, the current term limits law has all but gutted this source of training for policymakers, who must make critical decisions absent their own experience, or the deep and abiding relationships and trust forged over years of working together. I feel that this institution is suffering and that members of this body must fight to protect it, by extending term limits beyond the existing six years.

When I look back over the last four years, I will be proud of many public policy achievements.

Since 2001, the Legislature cut the state general fund budget by almost \$1 billion. We kept our commitment to lowering the state income tax and Single Business Tax, which resulted in a \$4.2 billion savings for Michigan residents and job providers during this period. We fought attempts to raise taxes on liquor and the inheritance tax. We didn’t tweak Proposal A.

At the same time, we stood up for our spending priorities, preserving the \$6,700 foundation grant for our students, despite cuts to local units of government and every state department. We fought hard to maintain the Michigan Merit award scholarship for deserving college students. We also insisted on investing our limited resources in Michigan’s economic future by supporting research and development in the life sciences.

Over the past four years, the Michigan House of Representatives has made our state a better place to live. We created a nationally-recognized wireless technology program for thousands of at-risk students across Michigan. Freedom to Learn is bringing classroom instruction into the digital age and engaging students to learn in a way that keeps them interested and energized.

We’ve protected our environment the right way, without threatening jobs or creating large new government regulatory schemes. We are revitalizing urban centers by helping clear titles on 55,000 tax reverted properties. We’ve created new safety standards that require immediate notification to local residents of harmful spills and contamination occurring in our river, lakes and streams. We preserved natural features like wetlands, wood lots and farm land by allowing clustered residential developments to be built in compact areas.

Throughout the years, with each issue we tackled, I followed a guiding principal, that we often repeated in my office. ‘Because it’s the right thing to do.’ You see, I know I didn’t always take the most politically popular route, but I did what I thought was the right thing.

I fought the term limits law, despite going against political expediency, because it was the right thing to do. I upset some of my good friends in the business community by working to increase the unemployment benefit, because I felt it was the right thing to do. I made compromises and concessions when negotiating the budget to avoid state government shutdown, because it was the right thing to do.

Through each of these issues, you may have disagreed with me. But, you knew my heart was in the right place. And, you knew that I was motivated by doing what I thought was right. I’ve also tried to conduct myself with integrity.

Everyone who takes the oath of office knows the immense sacrifices we make to be here. No one feels the brunt of this more than our family and friends who stood beside us and helped make our service possible.

I learned public service from my mom. Between chores on the farm and raising a family, she managed to serve as a township official for over 20 years. She became my role model and mentor. And, she also became my most trusted advisor.

Many days and nights, I was away from home. But my wife Cindy was understanding and supportive. She kept the family together, helped run the family business and gave me tremendous support through difficult situations. She has been a pillar of strength, and I want to thank you Cindy, for your selfless sacrifice and love.

It’s been moving to hear the farewell speeches of my colleagues here on the House floor over the last few days. It’s hard not to reflect fondly upon this institution and the wonderful experiences we’ve all had here. We’ve done some good work. We will all leave here with a ton of life-long memories.

There is one common thread that seems to exist in each farewell speech – that is, that what the outgoing members cherish most is the people they’ve worked with. That is certainly what I will miss most—the people. From my chief of staff, to the bill drafters to the painters and janitors, I will miss each of you.

To my colleagues here in the House, I say thank you. Thank you for the respect that you've shown me. Thank you for the reverence you've shown to the position of Speaker of the House. Thank you for the friendship. I cherish the relationships that we've built together. I've come to recognize in my time here, just how moved members of this body are to do the right thing and be good public servants. It's encouraging to see members who are motivated by a sincere desire to help their constituents, offer a voice to the voiceless, and push for laws that reflect Michigan values.

To my fellow Republican caucus members, you have been a special bunch of people to me. Yes, occasionally we had our differences, but we were truly like a family. I worked hard every day of my Speakership to promote our shared vision. I poured out my heart and my soul for you. I drove tens of thousands of miles. We created a policy agenda that reflected our values and led to success at the ballot box. This term has been especially extraordinary — Republicans reached a half-century high with 63 seats.

But, I've heard time and time again in the farewell speeches of my colleagues that there is probably no more prized relationships that legislators enjoy than those with their own staff. They are the ones who turn on the lights in the morning, and turn them off again at the end of the day. They are most often the ones who answer the calls of constituents in need. And, then when they helped resolve the issue, they thanklessly gave the legislator the credit.

At moments of adversity and difficulties, when traveling miles of Michigan roads, or in the midst of meeting many new faces for the first time, the representative always had the constant of being able to call their staff in Lansing. There was something very comforting in this.

My staff worked morning, noon and nights, weekends, and even holidays to serve the state's residents. When legislators were back in their districts, my staff was busy in Lansing getting us prepared for the work ahead when the legislators returned. I want to offer my special and heartfelt thanks to each of them.

As I walk off the House floor today for the last time, I leave here with fond memories. I will cherish these moments the rest of my life. We had a job to do and we did it.

I offer my best wishes to Speaker-elect DeRoche and the entire membership of the Michigan House of Representatives. May God be with you all."

Second Reading of Bills

Senate Bill No. 1130, entitled

A bill to amend 1978 PA 361, entitled "Michigan exposition and fairgrounds act," by amending the title and sections 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14a, and 15a (MCL 285.161, 285.162, 285.163, 285.164, 285.165, 285.166, 285.167, 285.168, 285.169, 285.170, 285.171, 285.172, 285.173, 285.174a, and 285.175a), sections 2, 5, 6, 7, 8, 9, and 11 as amended and sections 14a and 15a as added by 2000 PA 39, and by adding section 15b.

(The bill was read a second time and postponed temporarily on December 8, see House Journal No. 91, p. 2824.)

The question being on the adoption of the proposed substitute (H-1) previously recommended by the Committee on Agriculture and Resource Management,

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

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

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

Rep. Meisner moved to amend the bill as follows:

1. Amend page 9, following line 12, by inserting:

"(2) Of the 9 appointed members meeting the criteria of the categories described in subsection (1)(c)(i) through (vi), at least 1 member from any category shall be a resident of each of the following:

(a) Detroit.

(b) Ferndale.

(c) Hazel Park." and renumbering the remaining subsections.

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

Rep. Meisner demanded the yeas and nays.

The demand was supported.

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

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

Roll Call No. 1076

Yeas—45

Accavitti
Adamini

Dillon
Elkins

Lipsey
McConico

Smith
Spade

| | | | |
|-------------|----------|-----------|----------|
| Anderson | Farrah | Meisner | Tabor |
| Bieda | Gielegem | Minore | Tobocman |
| Brandenburg | Gillard | Murphy | Vagnozzi |
| Brown | Gleason | O'Neil | Waters |
| Cheeks | Hood | Phillips | Whitmer |
| Clack | Hopgood | Reeves | Williams |
| Condino | Hunter | Rivet | Wojno |
| Daniels | Jamnick | Sak | Woodward |
| Dennis | Kolb | Sheltrown | Zelenko |
| DeRossett | | | |

Nays—58

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

In The Chair: Julian

Rep. Meyer moved to amend the bill as follows:

1. Amend page 4, line 3, by striking out “upon” and inserting “**subject to**”.
2. Amend page 4, line 9, after “**authority.**” by inserting “**The person serving as manager on February 28, 2005 shall continue to serve at the pleasure of the governor.**”.
3. Amend page 8, line 24, after “**before**” by striking out “**January**” and inserting “**March**”.
4. Amend page 13, line 4, after “**Approve**” by inserting “**or authorize the manager to approve**”.
5. Amend page 17, line 23, by striking out all of enacting section 1 and inserting:

“Enacting section 1. Sections 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14a, and 15a of the Michigan exposition and fairgrounds act, 1978 PA 361, MCL 285.161, 285.162, 285.163, 285.164, 285.165, 285.166, 285.167, 285.168, 285.169, 285.170, 285.171, 285.172, 285.173, 285.174a, and 285.175a, as amended by this amendatory act, and section 15b of the Michigan exposition and fairgrounds act, 1978 PA 361, as added by this amendatory act, take effect March 1, 2005.”.

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

Rep. Shackleton moved to amend the bill as follows:

1. Amend page 2, line 4, after “**for**” by striking out “**an appropriation**” and inserting “**appropriations**”.
2. Amend page 17, line 1, after “**Sec. 15.**” by inserting “(1)”.
3. Amend page 17, following line 7, by inserting:
“(2) **For the fiscal year ending September 30, 2005, there is appropriated \$192,700.00 from the general fund to Lake Superior State University for an infrastructure, technology, equipment, and maintenance grant.**”.

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

Rep. Smith moved to amend the bill as follows:

1. Amend page 6, following line 5, by inserting:
“(3) **In the time period during which the annual state fair is not being conducted, the authority is prohibited from conducting or allowing either of the following activities:**

(a) Except as may otherwise be allowed under sections 12 and 13, gaming as defined in section 2 of the Initiated Law of 1996, MCL 432.202, and racing and pari-mutuel wagering conducted under the horse racing law of 1995, 1995 PA 279, MCL 431.301 to 431.336.

(b) **Outdoor automobile or other motorized vehicle racing.”.**

The question being on the adoption of the amendment offered by Rep. Smith,
Rep. Smith demanded the yeas and nays.

The demand was supported.

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

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

Roll Call No. 1077

Yeas—42

| | | | |
|-----------|----------|-------------|----------|
| Accavitti | Ehardt | Lipsey | Rivet |
| Adamini | Farrar | McConico | Sak |
| Anderson | Gaffney | Meisner | Tobocman |
| Bieda | Gielegem | Minore | Vagnozzi |
| Brown | Gleason | Mortimer | Waters |
| Cheeks | Hardman | Murphy | Whitmer |
| Clack | Hart | Pappageorge | Williams |
| Condino | Hood | Phillips | Wojno |
| Daniels | Hopgood | Pumford | Woodward |
| Dennis | Hunter | Reeves | Zelenko |
| Dillon | Kolb | | |

Nays—57

| | | | |
|-------------|---------------|------------|-------------|
| Acciavatti | Gillard | Middaugh | Shulman |
| Amos | Hager | Milosch | Spade |
| Bisbee | Hoogendyk | Moolenaar | Stahl |
| Bradstreet | Huizenga | Newell | Stakoe |
| Brandenburg | Hummel | Nitz | Steil |
| Casperson | Hune | Nofs | Stewart |
| Caswell | Johnson, Rick | Palmer | Tabor |
| Caul | Johnson, Ruth | Palsrok | Taub |
| DeRoche | Julian | Pastor | Vander Veen |
| DeRossett | Koetje | Robertson | Voorhees |
| Drolet | Kooiman | Rocca | Walker |
| Elkins | LaJoy | Shackleton | Ward |
| Emmons | LaSata | Shaffer | Wenke |
| Farhat | Meyer | Sheltrown | Woronchak |
| Garfield | | | |

In The Chair: Julian

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

The motion prevailed.

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

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

Rep. Nitz moved that Rep. Huizenga 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. 1130, entitled

A bill to amend 1978 PA 361, entitled "Michigan exposition and fairgrounds act," by amending the title and sections 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14a, and 15a (MCL 285.161, 285.162, 285.163, 285.164, 285.165, 285.166, 285.167, 285.168, 285.169, 285.170, 285.171, 285.172, 285.173, 285.174a, and 285.175a), sections 2, 5, 6, 7, 8, 9, and 11 as amended and sections 14a and 15a as added by 2000 PA 39, and by adding section 15b.

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

Roll Call No. 1078

Yeas—66

| | | | |
|-------------|---------------|--------------|-----------------|
| Acciavatti | Gielegem | Newell | Stahl |
| Adamini | Gillard | Nitz | Stakoe |
| Amos | Gleason | Nofs | Steil |
| Bisbee | Hager | O'Neil | Stewart |
| Brandenburg | Hart | Palsrok | Tabor |
| Brown | Howell | Pastor | Taub |
| Byrum | Hune | Phillips | Van Regenmorter |
| Casperson | Johnson, Rick | Pumford | Vander Veen |
| Caswell | Johnson, Ruth | Richardville | Voorhees |
| Caul | Julian | Robertson | Walker |
| Dennis | Koetje | Rocca | Ward |
| DeRoche | Kooiman | Shackleton | Wenke |
| Elkins | LaJoy | Shaffer | Whitmer |
| Emmons | Meyer | Sheltrown | Williams |
| Farhat | Middaugh | Shulman | Woronchak |
| Gaffney | Milosch | Spade | Zelenko |
| Garfield | Mortimer | | |

Nays—29

| | | | |
|----------|-----------|-------------|----------|
| Anderson | Hood | McConico | Sheen |
| Bieda | Hoogendyk | Meisner | Smith |
| Cheeks | Hopgood | Moolenaar | Tobocman |
| Clack | Hummel | Murphy | Vagnozzi |
| Condino | Hunter | Pappageorge | Waters |
| Daniels | Kolb | Reeves | Wojno |
| Farrah | Lipsey | Sak | Woodward |
| Hardman | | | |

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 1978 PA 361, entitled "An act to provide for the control and management of certain state exposition centers and fairgrounds; to create a state exposition center and fairgrounds council; to prescribe its powers and duties; to provide for the appointment of a state exposition center and fairgrounds manager and to prescribe the manager's powers and duties; to designate the method of financing state exposition centers and fairgrounds; and to repeal certain acts and parts of acts," by amending the title and sections 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14a, and 15a (MCL 285.161, 285.162, 285.163, 285.164, 285.165, 285.166, 285.167, 285.168, 285.169, 285.170, 285.171, 285.172,

285.173, 285.174a, and 285.175a), sections 2, 5, 6, 7, 8, 9, and 11 as amended and sections 14a and 15a as added by 2000 PA 39, and by adding sections 15 and 15b.

The motion prevailed.

The House agreed to the title as amended.

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

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

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

“Mr. Speaker and members of the House:

I was absent from the Chamber when the vote was taken on Roll Call No. 1078. Had I been present, I would have voted ‘yea’.”

Second Reading of Bills

Senate Bill No. 735, entitled

A bill to amend 1996 PA 299, entitled “An act to regulate tourist-oriented directional signs on certain rural roads; and to impose certain duties upon the state transportation department,” by amending sections 1 and 3 (MCL 247.401 and 247.403).

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

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. 735, entitled

A bill to amend 1996 PA 299, entitled “An act to regulate tourist-oriented directional signs on certain rural roads; and to impose certain duties upon the state transportation department,” by amending sections 1 and 3 (MCL 247.401 and 247.403).

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

Roll Call No. 1079

Yeas—101

| | | | |
|-------------|-----------|-----------|-----------|
| Accavitti | Gaffney | Meisner | Shaffer |
| Acciavatti | Garfield | Meyer | Sheen |
| Adamini | Gielegem | Middaugh | Sheltrown |
| Amos | Gillard | Milosch | Shulman |
| Anderson | Gleason | Minore | Spade |
| Bieda | Hager | Moolenaar | Stahl |
| Bisbee | Hardman | Mortimer | Stakoe |
| Bradstreet | Hood | Murphy | Steil |
| Brandenburg | Hoogendyk | Newell | Stewart |
| Brown | Hopgood | Nitz | Tabor |
| Byrum | Howell | Nofs | 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, Rick | Plakas | Walker |
| Daniels | Johnson, Ruth | Pumford | Ward |
| Dennis | Julian | Reeves | Waters |
| DeRoche | Koetje | Richardville | Wenke |
| DeRossett | Kolb | Rivet | Williams |
| Dillon | Kooiman | Robertson | Wojno |
| Ehardt | LaJoy | Rocca | Woodward |
| Elkins | LaSata | Sak | Woronchak |
| Farhat | Lipsey | Shackleton | Zelenko |
| Farrah | | | |

Nays—1

Drolet

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. 1440, entitled

A bill to amend 1939 PA 288, entitled "Probate code of 1939," by amending section 19 of chapter XIIA (MCL 712A.19), as amended by 1998 PA 530.

The bill was read a second time.

Rep. Howell moved to amend the bill as follows:

1. Amend page 3, line 12, after "that" by striking out "as long as" and inserting "**for the first year that**".
2. Amend page 4, line 3, after "**or**" by inserting "**is**".

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. 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. 1440, entitled

A bill to amend 1939 PA 288, entitled "Probate code of 1939," by amending section 19 of chapter XIIA (MCL 712A.19), as amended by 1998 PA 530.

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

Roll Call No. 1080

Yeas—107

| | | | |
|------------|---------|----------|---------|
| Accavitti | Farrah | McConico | Shaffer |
| Acciavatti | Gaffney | Meisner | Sheen |

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

Nays—1

Vagnozzi

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 and consolidate the statutes relating to certain aspects of the family division of circuit court, to the jurisdiction, powers, and duties of the family division of circuit court and its judges and other officers, to the change of name of adults and children, and to the adoption of adults and children; to prescribe certain jurisdiction, powers, and duties of the family division of circuit court and its judges and other officers; to prescribe the manner and time within which certain actions and proceedings may be brought in the family division of the circuit court; to prescribe pleading, evidence, practice, and procedure in certain actions and proceedings in the family division of circuit court; to provide for appeals from certain actions in the family division of circuit court; to prescribe the powers and duties of certain state departments, agencies, and officers; to provide for certain immunity from liability; and to provide remedies and penalties,”

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. 1441, entitled

A bill to amend 1939 PA 288, entitled “Probate code of 1939,” by amending section 19c of chapter XIIA, (MCL 712A.19c), as amended by 2000 PA 46.

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. 1441, entitled

A bill to amend 1939 PA 288, entitled "Probate code of 1939," by amending section 19c of chapter XIA, (MCL 712A.19c), as amended by 2000 PA 46.

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

Roll Call No. 1081

Yeas—104

| | | | |
|-------------|---------------|--------------|-----------------|
| Accavitti | Farhat | Lipsey | Shaffer |
| Acciavatti | Farrah | McConico | Sheen |
| Adamini | Gaffney | Meisner | Sheltrown |
| Amos | Garfield | Meyer | Shulman |
| Anderson | Gielegem | Middaugh | Spade |
| Bieda | Gillard | Milosch | Stahl |
| Bisbee | Gleason | Minore | Stakoe |
| Bradstreet | Hager | Moolenaar | Steil |
| Brandenburg | Hardman | Mortimer | Stewart |
| Brown | Hart | Murphy | Tabor |
| Byrum | Hood | Newell | Taub |
| Casperson | Hoogendyk | Nitz | Tobocman |
| Caswell | Hopgood | Nofs | Vagnozzi |
| Caul | Howell | O'Neil | Van Regenmorter |
| Cheeks | Huizenga | Palmer | Vander Veen |
| Clack | Hummel | Palsrok | Voorhees |
| Condino | Hune | Pappageorge | Walker |
| Daniels | Hunter | Pastor | Ward |
| Dennis | Johnson, Rick | Phillips | Waters |
| DeRoche | Johnson, Ruth | Reeves | Wenke |
| DeRossett | Julian | Richardville | Whitmer |
| Dillon | Koetje | Rivet | Williams |
| Drolet | Kolb | Robertson | Wojno |
| Ehardt | Kooiman | Rocca | Woodward |
| Elkins | LaJoy | Sak | Woronchak |
| Emmons | LaSata | Shackleton | 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 revise and consolidate the statutes relating to certain aspects of the family division of circuit court, to the jurisdiction, powers, and duties of the family division of circuit court and its judges and other officers, to the change of name of adults and children, and to the adoption of adults and children; to prescribe certain jurisdiction, powers, and duties of the family division of circuit court and its judges and other officers; to prescribe the manner and time within which certain actions and proceedings may be brought in the family division of the circuit court; to prescribe pleading, evidence, practice, and procedure in certain actions and proceedings in the family division of circuit court; to provide for appeals from certain actions in the family division of circuit court; to prescribe the powers and duties of certain state departments, agencies, and officers; to provide for certain immunity from liability; and to provide remedies and penalties,"

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. 1444, entitled

A bill to amend 1939 PA 288, entitled "Probate code of 1939," by amending sections 13a, 13b, 17d, and 18 of chapter XIA (MCL 712A.13a, 712A.13b, 712A.17d, and 712A.18), section 13a as amended by 2000 PA 55, section 13b as amended by 2000 PA 46, section 17d as added by 1998 PA 480, and section 18 as amended by 2004 PA 221.

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.

Rep. Sak moved that Reps. Stallworth and Adamini 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. 1444, entitled

A bill to amend 1939 PA 288, entitled "Probate code of 1939," by amending sections 13a, 13b, 17d, and 18 of chapter XIA (MCL 712A.13a, 712A.13b, 712A.17d, and 712A.18), section 13a as amended by 2000 PA 55, section 13b as amended by 2000 PA 46, section 17d as added by 1998 PA 480, and section 18 as amended by 2004 PA 221.

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

Roll Call No. 1082

Yeas—102

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

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 and consolidate the statutes relating to certain aspects of the family division of circuit court, to the jurisdiction, powers, and duties of the family division of circuit court and its judges and other officers, to the change of name of adults and children, and to the adoption of adults and children; to prescribe certain jurisdiction, powers, and duties of the family division of circuit court and its judges and other officers; to prescribe the manner and time within which certain actions and proceedings may be brought in the family division of the circuit court; to prescribe pleading, evidence, practice, and procedure in certain actions and proceedings in the family division of circuit court; to provide for appeals from certain actions in the family division of circuit court; to prescribe the powers and duties of certain state departments, agencies, and officers; to provide for certain immunity from liability; and to provide remedies and penalties,”

The House agreed to the full title.

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

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

Senate Bill No. 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 bill was read a third time.

The question being on the passage of the bill,

Rep. Tobocman moved to amend the bill as follows:

1. Amend page 1, line 5, after “**transfer.**” by inserting “**However, if a nonclassified state employee provides the department a written objection to the payment by electronic funds transfer, the department shall pay the employee as otherwise provided by law. The department shall provide its current employees with notice of payment under this section that must include a summary of the employees’ rights, and a period of at least 6 weeks for its current employees to establish an account at a financial institution to accept the deposit or transfer of wages.**”.

The question being on the seconding of the motion made by Rep. Tobocman,

The motion was not seconded.

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. 1083**Yeas—105**

| | | | |
|-------------|-----------|-------------|-----------------|
| Accavitti | Gaffney | McConico | Shackleton |
| Acciavatti | Garfield | Meisner | Shaffer |
| Adamini | Gielegem | Meyer | Sheen |
| Amos | Gillard | Middaugh | Shulman |
| Anderson | Gleason | Milosch | Smith |
| Bieda | Hager | Minore | Stahl |
| Bisbee | Hardman | Moolenaar | Stakoe |
| Bradstreet | Hart | Mortimer | Steil |
| Brandenburg | Hood | Murphy | Stewart |
| Brown | Hoogendyk | Newell | Tabor |
| Byrum | Hopgood | Nitz | Taub |
| Casperson | Howell | Nofs | Tobocman |
| Caswell | Huizenga | O’Neil | Vagnozzi |
| Caul | Hummel | Palmer | Van Regenmorter |
| Cheeks | Hune | Palsrok | Vander Veen |
| Clack | Hunter | Pappageorge | Voorhees |

| | | | |
|---------|---------------|--------------|-----------|
| Condino | Jamnick | Pastor | Walker |
| Daniels | Johnson, Rick | Phillips | Ward |
| Dennis | Johnson, Ruth | Plakas | Waters |
| DeRoche | Julian | Pumford | Wenke |
| Dillon | Koetje | Reeves | Whitmer |
| Drolet | Kolb | Richardville | Williams |
| Ehardt | Kooiman | Rivet | Wojno |
| Elkins | LaJoy | Robertson | Woodward |
| Emmons | LaSata | Rocca | Woronchak |
| Farhat | Lipsey | Sak | Zelenko |
| Farrah | | | |

Nays—3

DeRossett Sheltroun Spade

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

The House agreed to the full title.

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

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

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

The motion prevailed.

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 bill was read a third time.

The question being on the passage of the bill,

Rep. Tobocman moved to amend the bill as follows:

1. Amend page 2, line 12, after “**election**” by inserting a comma and “**that must include a summary of the employees’ rights under subparagraph (ii),**”.

The question being on the seconding of the motion made by Rep. Tobocman,

The motion was not seconded.

The question being on the passage of the bill,

Rep. Tobocman moved to amend the bill as follows:

1. Amend page 2, following line 14, by inserting:

“(ii) An employer shall not pay wages to an employee under this subdivision if the employee provides the employer a written objection to payment by direct deposit or electronic transfer.” and renumbering the remaining subparagraphs.

2. Amend page 3, following line 5, by inserting:

“(ii) An employer shall not pay wages to an employee under this subdivision if the employee provides the employer a written objection to payment by issuance of a payroll debit card.” and renumbering the remaining subparagraphs.

The question being on the seconding of the motion made by Rep. Tobocman,

The motion was not seconded.

The question being on the passage of the bill,

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

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

The question being on the passage of the bill,

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

Roll Call No. 1084

Yeas—102

| | | | |
|-------------|---------------|--------------|-----------------|
| Accavitti | Garfield | Meisner | Shackleton |
| Acciavatti | Gielegem | Meyer | Shaffer |
| Adamini | Gillard | Middaugh | Sheen |
| Amos | Gleason | Milosch | Shulman |
| Anderson | Hager | Minore | Smith |
| Bieda | Hardman | Moolenaar | Stahl |
| Bisbee | Hart | Mortimer | Stakoe |
| Bradstreet | Hood | Murphy | Steil |
| Brandenburg | Hoogendyk | Newell | 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 |
| Dillon | Kolb | Richardville | Whitmer |
| Drolet | Kooiman | Rivet | Williams |
| Elkins | LaJoy | Robertson | Wojno |
| Farhat | LaSata | Rocca | Woodward |
| Farrar | Lipsey | Sak | Zelenko |
| Gaffney | McConico | | |

Nays—3

| | | |
|-----------|-----------|-------|
| DeRossett | Sheltrown | Spade |
|-----------|-----------|-------|

In The Chair: Julian

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.

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

Second Reading of Bills

Senate Bill No. 1341, entitled

A bill to amend 1966 PA 346, entitled “State housing development authority act of 1966,” by amending sections 32, 32a, 44c, and 44f (MCL 125.1432, 125.1432a, 125.1444c, and 125.1444f), sections 32 and 32a as amended by 2000 PA 257, section 44c as amended by 1996 PA 475, and section 44f as added by 1987 PA 180.

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

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

Rep. Kooiman 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.



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

The motion prevailed.

Rep. Hune moved that Rep. DeRoche 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. 1341, entitled

A bill to amend 1966 PA 346, entitled “State housing development authority act of 1966,” by amending sections 32, 32a, 44c, and 44f (MCL 125.1432, 125.1432a, 125.1444c, and 125.1444f), sections 32 and 32a as amended by 2000 PA 257, section 44c as amended by 1996 PA 475, and section 44f as added by 1987 PA 180.

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

Roll Call No. 1085

Yeas—104

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

| | | | |
|-----------|---------------|--------------|-----------|
| Daniels | Johnson, Rick | Plakas | Ward |
| Dennis | Johnson, Ruth | Pumford | Waters |
| DeRossett | Koetje | Reeves | Wenke |
| Dillon | Kolb | Richardville | Whitmer |
| Ehardt | Kooiman | Rivet | Williams |
| Elkins | LaJoy | Robertson | Wojno |
| Emmons | LaSata | Rocca | Woodward |
| Farhat | Lipsey | Sak | Woronchak |
| Farrah | McConico | Shackleton | Zelenko |

Nays—1

Drolet

In The Chair: Vander Veen

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

“An act to create a state housing development authority; to define the powers and duties of the authority; to establish a housing development revolving fund; to establish a land acquisition and development fund; to establish a rehabilitation fund; to establish a conversion condominium fund; to authorize the making and purchase of loans, deferred payment loans, and grants to qualified developers, sponsors, individuals, mortgage lenders, and municipalities; to establish and provide acceleration and foreclosure procedures; to provide tax exemption; to authorize payments in lieu of taxes by nonprofit housing corporations, consumer housing cooperatives, limited dividend housing corporations, mobile home park corporations, and mobile home park associations; and to prescribe criminal penalties for violations of this act.”

The House agreed to the full title.

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

Senate Bill No. 908, entitled

A bill to amend 1978 PA 368, entitled “Public health code,” by amending sections 7405 and 17763 (MCL 333.7405 and 333.17763), section 7405 as amended by 1997 PA 153 and section 17763 as amended by 2004 PA 214.

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. Kooiman 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

Senate Bill No. 908, entitled

A bill to amend 1978 PA 368, entitled “Public health code,” by amending sections 7405 and 17763 (MCL 333.7405 and 333.17763), section 7405 as amended by 1997 PA 153 and section 17763 as amended by 2004 PA 214.

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

Roll Call No. 1086

Yeas—106

| | | | |
|------------|----------|----------|-----------|
| Accavitti | Gaffney | Meyer | Sheen |
| Acciavatti | Garfield | Middaugh | Sheltrown |

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

Nays—0

In The Chair: Vander Veen

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

“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.”

The House agreed to the full title.

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

Senate Bill No. 929, entitled

A bill to amend 1961 PA 236, entitled “Revised judicature act of 1961,” by amending sections 3140, 3240, 6062, and 6066 (MCL 600.3140, 600.3240, 600.6062, and 600.6066), section 3240 as amended by 2000 PA 380; and to repeal acts and parts of acts.

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

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

Rep. Ward moved to amend the bill as follows:

1. Amend page 2, line 20, after "**auctioneer.**" by striking out the balance of the line through "**section.**" on line 22.
2. Amend page 2, line 26, after "**affidavit**" by inserting "**and may be authorized by the purchaser to receive redemption funds**".
3. Amend page 3, following line 11, by inserting:
"**(6) The amount stated in any affidavits recorded under this section shall be the amount necessary to satisfy the requirements for redemption under this section.**".
4. Amend page 4, line 8, after "**sale.**" by striking out the balance of the line through "**section.**" on line 10.
5. Amend page 4, line 14, after "**affidavit**" by inserting "**and may be authorized by the purchaser to receive redemption funds**".
6. Amend page 7, following line 5, by inserting:
"**(13) The amount stated in any affidavits recorded under this section shall be the amount necessary to satisfy the requirements for redemption under this section.**".
7. Amend page 7, line 24, after "**sale.**" by striking out the balance of the line through "**section.**" on line 26.
8. Amend page 8, line 3, after "**affidavit**" by inserting "**and may be authorized by the purchaser to receive redemption funds**".
9. Amend page 9, following line 21, by inserting:
"**(4) The amount stated in any affidavits recorded under this section shall be the amount necessary to satisfy the requirements for redemption under this section.**".

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

Rep. Caul moved to amend the bill as follows:

1. Amend page 1, following "**THE PEOPLE OF THE STATE OF MICHIGAN ENACT:**" by inserting:
"**Sec. 2567. (1) Except as provided in subsection (3), a register of deeds is entitled to the following fees, which are not taxable as costs except as indicated:**
(a) For entering and recording a deed, mortgage, certified copy of an attachment, notice of the pendency of a suit, or other instrument, \$8.00 for the first page and \$3.00 for each additional and succeeding page. The fee shall be paid when the deed, mortgage, certified copy of an attachment, notice of the pendency of a suit, or other instrument is left for record. ~~Until December 31, 2006, the~~ **The** register of deeds shall deposit \$5.00 of the total fee collected for each recording into the automation fund **if a fund has been** established under section 2568. For any document that assigns or discharges more than 1 instrument, \$3.00 shall be added to the recording fee for each additional instrument assigned or discharged.
(b) For copies of any records or papers, if required, \$1.00 per page, taxable as costs if otherwise allowed.
(c) For a seal to exemplification, \$1.00.
(d) For searching the records and files, on request, by the office of the register of deeds, 50 cents for each year for which grantor/grantee searches are made, with a minimum fee of \$5.00, except that the fee for tract index searches shall be based upon the cost of establishing and maintaining a tract index.
(e) For filing every other paper, and making an entry of it, if necessary, \$1.00, unless otherwise specifically provided for.
(f) For searching for every other paper, on request, by the office of the register of deeds, \$1.00 for each paper examined.
(2) In addition to any other fees prescribed in subsection (1) or (3), a register of deeds shall collect a fee of \$2.00 for entering and recording a deed, mortgage, certified copy of an attachment, notice of the pendency of a suit, or other instrument. The fee shall be paid when the deed, mortgage, certified copy of an attachment, notice of the pendency of a suit, or other instrument is left for record.
(3) A charter county may impose a fee schedule by ordinance or resolution with different amounts than the amounts prescribed by subsection (1). A charter county shall not impose a fee that is greater than the cost of the service for which the fee is charged.

(4) As used in this section, "page" means 1 side of a single sheet of paper at least 8-1/2 inches by 11 inches in length and not exceeding 8-1/2 inches by 14 inches in length and not less than 20-pound weight."

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

Rep. Kooiman 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

Senate Bill No. 929, entitled

A bill to amend 1961 PA 236, entitled “Revised judicature act of 1961,” by amending sections 3140, 3240, 6062, and 6066 (MCL 600.3140, 600.3240, 600.6062, and 600.6066), section 3240 as amended by 2000 PA 380; and to repeal acts and parts of acts.

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

Roll Call No. 1087

Yeas—95

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

Nays—0

In The Chair: Vander Veen

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 1961 PA 236, entitled “An act to revise and consolidate the statutes relating to the organization and jurisdiction of the courts of this state; the powers and duties of such courts, and of the judges and other officers thereof; the forms and attributes of civil claims and actions; the time within which civil actions and proceedings may be brought in said courts; pleading, evidence, practice and procedure in civil and criminal actions and proceedings in said courts; to provide remedies and penalties for the violation of certain provisions of this act; to repeal all acts and parts of acts inconsistent with or contravening any of the provisions of this act; and to repeal acts and parts of acts,” by amending sections 2567, 3140, 3240, 6062, and 6066 (MCL 600.2567, 600.3140, 600.3240, 600.6062, and 600.6066), section 2567 as amended by 2002 PA 698 and section 3240 as amended by 2000 PA 380; and to repeal acts and parts of acts.

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.

Second Reading of Bills

Senate Bill No. 930, entitled

A bill to amend 1899 PA 188, entitled "Michigan estate tax act," by amending section 3 (MCL 205.203), as amended by 1993 PA 54.

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

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

Rep. Ward moved to amend the bill as follows:

1. Amend page 8, line 8, after "**(16)**" by striking out the balance of the line through "**deeds.**" on line 9 and inserting "**The register of deeds shall not determine the amount necessary for redemption.**".

2. Amend page 8, line 15, after "**sale.**" by striking out the balance of the line through "**section.**" on line 17.

3. Amend page 8, line 21, after "**affidavit**" by inserting "**and may be authorized by the purchaser to receive redemption funds**".

4. Amend page 12, following line 8, by inserting:

"**(23) The amount stated in any affidavits recorded under this section shall be the amount necessary to satisfy the requirements for redemption under this section.**".

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

Rep. Kooiman 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.

Rep. Kooiman moved that Rep. Julian 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. 930, entitled

A bill to amend 1899 PA 188, entitled "Michigan estate tax act," by amending section 3 (MCL 205.203), as amended by 1993 PA 54.

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

Roll Call No. 1088

Yeas—105

| | | | |
|-------------|-----------|-----------|-----------------|
| Accavitti | Gaffney | Meisner | Shaffer |
| Acciavatti | Garfield | Meyer | Sheen |
| Adamini | Gielegem | Middaugh | Sheltrown |
| Amos | Gillard | Milosch | Smith |
| Anderson | Gleason | Minore | Spade |
| Bieda | Hager | Moolenaar | Stahl |
| Bisbee | Hardman | Mortimer | Stakoe |
| Brandenburg | Hart | Murphy | Steil |
| Brown | Hood | Newell | Stewart |
| Byrum | Hoogendyk | Nitz | Tabor |
| Casperson | Hopgood | Nofs | Taub |
| Caswell | Howell | O'Neil | Tobocman |
| Caul | Huizenga | Palmer | Vagnozzi |
| Cheeks | Hummel | Palsrok | Van Regenmorter |

| | | | |
|-----------|---------------|--------------|-------------|
| Clack | Hune | Pappageorge | Vander Veen |
| Condino | Hunter | Pastor | Voorhees |
| Daniels | Jamnick | Phillips | Walker |
| Dennis | Johnson, Rick | Plakas | Ward |
| DeRoche | Johnson, Ruth | Pumford | Waters |
| DeRossett | Koetje | Reeves | Wenke |
| Dillon | Kolb | Richardville | Whitmer |
| Drolet | Kooiman | Rivet | Williams |
| Ehardt | LaJoy | Robertson | Wojno |
| Elkins | LaSata | Rocca | Woodward |
| Emmons | Lipsey | Sak | Woronchak |
| Farhat | McConico | Shackleton | Zelenko |
| Farrar | | | |

Nays—0

In The Chair: Vander Veen

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

“An act to provide for the taxation of estates and generation-skipping transfers of property; to prescribe the powers and duties of certain personal representatives and state departments; to provide for the assessment and collection of the tax; and to provide for the administration and enforcement of this act.”

The House agreed to the full title.

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

Senate Bill No. 931, entitled

A bill to amend 1966 PA 346, entitled “State housing development authority act of 1966,” by amending sections 48i and 49j (MCL 125.1448i and 125.1449j), section 48i as added by 1981 PA 173 and section 49j as amended by 1993 PA 221.

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

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

Rep. Ward moved to amend the bill as follows:

1. Amend page 2, line 24, by striking all of line 24 through “**deeds.**” on line 26 and inserting “**The register of deeds shall not determine the amount necessary for redemption.**”

2. Amend page 3, line 3, after “**sale.**” by striking out the balance of the line through “**section.**” on line 5.

3. Amend page 3, line 10, after “**affidavit**” by inserting “**and may be authorized by the purchaser to receive redemption funds**”.

4. Amend page 3, following line 11, by inserting:

“(4) **The amount stated in any affidavits recorded under this section shall be the amount necessary to satisfy the requirements for redemption under this section.**”

5. Amend page 4, line 3, by striking out all of line 3 through “**deeds.**” on line 5 and inserting “**The register of deeds shall not determine the amount necessary for redemption.**”

6. Amend page 4, line 9, after “**sale.**” by striking out the balance of the line through “**section.**” on line 11.

7. Amend page 4, line 15, after “**affidavit**” by inserting “**and may be authorized by the purchaser to receive redemption funds**”.

8. Amend page 6, following line 23, by inserting:

“(11) **The amount stated in any affidavits recorded under this section shall be the amount necessary to satisfy the requirements for redemption under this section.**”

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

Rep. Kooiman 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.

Rep. Sak moved that Rep. Dennis 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. 931, entitled

A bill to amend 1966 PA 346, entitled "State housing development authority act of 1966," by amending sections 48i and 49j (MCL 125.1448i and 125.1449j), section 48i as added by 1981 PA 173 and section 49j as amended by 1993 PA 221.

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

Roll Call No. 1089

Yeas—103

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

Nays—0

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

“An act to create a state housing development authority; to define the powers and duties of the authority; to establish a housing development revolving fund; to establish a land acquisition and development fund; to establish a rehabilitation fund; to establish a conversion condominium fund; to authorize the making and purchase of loans, deferred payment loans, and grants to qualified developers, sponsors, individuals, mortgage lenders, and municipalities; to establish and provide acceleration and foreclosure procedures; to provide tax exemption; to authorize payments in lieu of taxes by nonprofit housing corporations, consumer housing cooperatives, limited dividend housing corporations, mobile home park corporations, and mobile home park associations; and to prescribe criminal penalties for violations of this act.”

The House agreed to the full title.

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

Senate Bill No. 926, entitled

A bill to amend 1994 PA 451, entitled “Natural resources and environmental protection act,” by amending section 40111a (MCL 324.40111a), as added by 1999 PA 66; and to repeal acts and parts of acts.

The bill was read a second time.

Rep. Tabor moved to substitute (H-1) the bill.

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

Rep. Kooiman 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.

Rep. Waters moved that Rep. Smith 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. 926, entitled

A bill to amend 1994 PA 451, entitled “Natural resources and environmental protection act,” by amending section 40111a (MCL 324.40111a), as added by 1999 PA 66; and to repeal acts and parts of acts.

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

Roll Call No. 1090

Yeas—67

| | | | |
|-------------|---------------|-------------|-----------------|
| Acciavatti | Hardman | Mortimer | Stahl |
| Amos | Hart | Murphy | Stakoe |
| Bieda | Howell | Newell | Steil |
| Bisbee | Huizenga | Nitz | Stewart |
| Brandenburg | Hune | Nofs | Tabor |
| Byrum | Johnson, Rick | Palsrok | Taub |
| Casperson | Johnson, Ruth | Pappageorge | Tobocman |
| Caswell | Koetje | Pastor | Van Regenmorter |
| Caul | Kolb | Phillips | Vander Veen |
| DeRoche | Kooiman | Plakas | Walker |

| | | | |
|-----------|-----------|--------------|-----------|
| DeRossett | LaJoy | Reeves | Ward |
| Ehardt | LaSata | Richardville | Waters |
| Emmons | McConico | Robertson | Wenke |
| Farhat | Meyer | Rocca | Whitmer |
| Gaffney | Middaugh | Shaffer | Woodward |
| Garfield | Milosch | Shulman | Woronchak |
| Hager | Moolenaar | Spade | |

Nays—38

| | | | |
|------------|-----------|---------|------------|
| Accavitti | Drolet | Hunter | Sak |
| Adamini | Elkins | Jamnick | Shackleton |
| Anderson | Farrah | Lipsey | Sheen |
| Bradstreet | Gielegem | Meisner | Sheltrown |
| Brown | Gillard | Minore | Vagnozzi |
| Cheeks | Gleason | O'Neil | Voorhees |
| Clack | Hood | Palmer | Williams |
| Condino | Hoogendyk | Pumford | Wojno |
| Daniels | Hopgood | Rivet | Zelenko |
| Dillon | Hummel | | |

In The Chair: Vander Veen

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

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

A bill to amend 1994 PA 451, entitled "An act to protect the environment and natural resources of the state; to codify, revise, consolidate, and classify laws relating to the environment and natural resources of the state; to regulate the discharge of certain substances into the environment; to regulate the use of certain lands, waters, and other natural resources of the state; to prescribe the powers and duties of certain state and local agencies and officials; to provide for certain charges, fees, and assessments; to provide certain appropriations; to prescribe penalties and provide remedies; to repeal certain parts of this act on a specific date; and to repeal certain acts and parts of acts," by amending sections 40111a and 42702 (MCL 324.40111a and 324.42702), section 40111a as added by 1999 PA 66 and section 42702 as amended by 2004 PA 325; and to repeal acts and parts of acts.

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.

Second Reading of Bills

Senate Bill No. 1185, entitled

A bill to amend 1893 PA 206, entitled "The general property tax act," by amending section 154 (MCL 211.154), as amended by 2003 PA 247.

The bill was read a second time.

Rep. Ward moved to amend the bill as follows:

1. Amend page 2, line 10, after "**and**" by inserting "**any previous years, but not to exceed**".

2. Amend page 2, line 17, after "**and**" by inserting "**any previous years, but not to exceed**".

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

Rep. Kooiman 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

Senate Bill No. 1185, entitled

A bill to amend 1893 PA 206, entitled “The general property tax act,” by amending section 154 (MCL 211.154), as amended by 2003 PA 247.

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

Roll Call No. 1091

Yeas—68

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

Nays—38

| | | | |
|----------|---------|-----------|-----------|
| Adamini | Gillard | Murphy | Spade |
| Anderson | Gleason | O’Neil | Tobocman |
| Bieda | Hardman | Phillips | Vagnozzi |
| Brown | Hood | Plakas | Waters |
| Byrum | Hopgood | Reeves | Whitmer |
| Cheeks | Jamnack | Rivet | Williams |
| Clack | Kolb | Sak | Wojno |
| Elkins | Lipsey | Sheltrown | Woronchak |
| Farrah | Meisner | Smith | Zelenko |
| Gielegem | Minore | | |

In The Chair: Vander Veen

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

“An act to provide for the assessment of rights and interests, including leasehold interests, in property and the levy and collection of taxes on property, and for the collection of taxes levied; making those taxes a lien on the property taxed, establishing and continuing the lien, providing for the sale or forfeiture and conveyance of property delinquent for taxes, and for the inspection and disposition of lands bid off to the state and not redeemed or purchased; to provide for the establishment of a delinquent tax revolving fund and the borrowing of money by counties and the issuance of notes; to define and limit the jurisdiction of the courts in proceedings in connection with property delinquent for taxes; to limit the time within which actions may be brought; to prescribe certain limitations with respect to rates of taxation; to prescribe certain powers and duties of certain officers, departments, agencies, and political subdivisions of this state;

to provide for certain reimbursements of certain expenses incurred by units of local government; to provide penalties for the violation of this act; and to repeal acts and parts of acts,”

The House agreed to the full title.

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

Senate Bill No. 756, entitled

A bill to amend 1978 PA 368, entitled “Public health code,” (MCL 333.1101 to 333.25211) by adding section 5474b.

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

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

Rep. Ehardt moved to amend the bill as follows:

1. Amend page 1, line 6, after “of” by striking out the balance of the line through “control” on line 7.
2. Amend page 2, line 3, after “of” by striking out the balance of the line through “control” on line 4.
3. Amend page 2, following line 22, by inserting:

“(4) The owner of all other target housing that is offered for rent or lease as a residence that has been determined to be absent of lead-based paint hazards through a lead-based paint inspection performed by a certified risk assessor certified under this part may register that property with the department and the department shall include that property on the lead safe housing registry free of charge.” and renumbering the remaining subsections.

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

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

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

Rep. Kooiman 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

Senate Bill No. 756, entitled

A bill to amend 1978 PA 368, entitled “Public health code,” (MCL 333.1101 to 333.25211) by adding section 5474b.

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

Roll Call No. 1092

Yeas—89

| | | | |
|-------------|----------|-------------|-----------------|
| Accavitti | Gaffney | Meyer | Sheltrown |
| Acciavatti | Gielegem | Middaugh | Shulman |
| Adamini | Gillard | Minore | Smith |
| Amos | Gleason | Mortimer | Spade |
| Anderson | Hager | Murphy | Stakoe |
| Bieda | Hardman | Newell | Steil |
| Brandenburg | Hart | Nitz | Stewart |
| Brown | Hood | Nofs | Tabor |
| Byrum | Hopgood | O’Neil | Tobocman |
| Casperson | Howell | Palsrok | Vagnozzi |
| Caswell | Hunter | Pappageorge | Van Regenmorter |
| Caul | Jamnick | Phillips | Vander Veen |

| | | | |
|-----------|---------------|--------------|-----------|
| Cheeks | Johnson, Rick | Plakas | Voorhees |
| Clack | Johnson, Ruth | Pumford | Walker |
| Condino | Koetje | Reeves | Waters |
| Daniels | Kolb | Richardville | Wenke |
| DeRossett | Kooiman | Rivet | Whitmer |
| Dillon | LaJoy | Robertson | Williams |
| Ehardt | LaSata | Rocca | Wojno |
| Elkins | Lipsey | Sak | Woodward |
| Emmons | McConico | Shackleton | Woronchak |
| Farhat | Meisner | Shaffer | Zelenko |
| Farrah | | | |

Nays—17

| | | | |
|------------|-----------|-----------|-------|
| Bisbee | Hoogendyk | Milosch | Sheen |
| Bradstreet | Huizenga | Moolenaar | Stahl |
| DeRoche | Hummel | Palmer | Taub |
| Drolet | Hune | Pastor | Ward |
| Garfield | | | |

In The Chair: Vander Veen

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 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 sections 5474b and 5474c.

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.

Second Reading of Bills

Senate Bill No. 959, entitled

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

The bill was read a second time.

Rep. Voorhees moved to amend the bill as follows:

1. Amend page 4, line 2, after “October 1,” by striking out “2004” and inserting “2005”.

2. Amend page 4, line 4, after “unless” by striking out the balance of the enacting section and inserting “all of the following bills of the 92nd Legislature are enacted into law:

- (a) House Bill No. 5467.
- (b) House Bill No. 5468.
- (c) House Bill No. 5469.
- (d) House Bill No. 5470.
- (e) House Bill No. 5471.
- (f) House Bill No. 5473.
- (g) House Bill No. 5474.
- (h) Senate Bill No. 961.
- (i) Senate Bill No. 963.
- (j) Senate Bill No. 964.
- (k) Senate Bill No. 966.”.

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

Senate Bill No. 959, entitled

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

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

Roll Call No. 1093

Yeas—90

| | | | |
|-------------|---------------|--------------|-----------------|
| Acciavatti | Farrah | Middaugh | Shaffer |
| Adamini | Gaffney | Milosch | Sheen |
| Amos | Garfield | Minore | Sheltrown |
| Bieda | Gielegem | Moolenaar | Shulman |
| Bisbee | Gillard | Murphy | Spade |
| Bradstreet | Gleason | Newell | Stahl |
| Brandenburg | Hardman | Nitz | Stakoe |
| Brown | Hart | Nofs | Steil |
| Casperson | Hood | O’Neil | Stewart |
| Caswell | Hoogendyk | Palmer | Tabor |
| Caul | Howell | Palsrok | Taub |
| Cheeks | Huizenga | Pappageorge | Vagnozzi |
| Clack | Hummel | Pastor | Van Regenmorter |
| Condino | Hune | Phillips | Vander Veen |
| Daniels | Hunter | Plakas | Voorhees |
| DeRoche | Jamnick | Pumford | Walker |
| DeRossett | Johnson, Rick | Reeves | Ward |
| Dillon | Johnson, Ruth | Richardville | Waters |
| Drolet | Koetje | Robertson | Wenke |
| Ehardt | Kooiman | Rocca | Wojno |
| Elkins | LaJoy | Sak | Woodward |
| Emmons | LaSata | Shackleton | Woronchak |
| Farhat | McConico | | |

Nays—11

Anderson
Byrum
Hopgood

Kolb
Lipsev
Meisner

Smith
Tobocman
Whitmer

Williams
Zelenko

In The Chair: Vander Veen

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

“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,”

The House agreed to the full title.

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

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

The Speaker Pro Tempore resumed the Chair.

Second Reading of Bills**Senate Bill No. 961, entitled**

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

The bill was read a second time.

Rep. Voorhees moved to amend the bill as follows:

1. Amend page 2, line 5, after “unless” by striking out the balance of the enacting section and inserting “all of the following bills of the 92nd Legislature are enacted into law:

- (a) House Bill No. 5467.
- (b) House Bill No. 5468.
- (c) House Bill No. 5469.
- (d) House Bill No. 5470.
- (e) House Bill No. 5471.
- (f) House Bill No. 5473.
- (g) House Bill No. 5474.
- (h) Senate Bill No. 959.

- (i) Senate Bill No. 963.
- (j) Senate Bill No. 964.
- (k) Senate Bill No. 966.”.

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

Rep. Voorhees moved to amend the bill as follows:

1. Amend page 1, line 7, after “(1)” by striking out “**If**” and inserting “**For tax years that begin after December 31, 2005, if**”.

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

3. Amend page 2, line 5, after “unless” by striking out the balance of the enacting section and inserting “all of the following bills of the 92nd Legislature are enacted into law:

- (a) House Bill No. 5467.
- (b) House Bill No. 5468.
- (c) House Bill No. 5469.
- (d) House Bill No. 5470.
- (e) House Bill No. 5471.
- (f) House Bill No. 5473.
- (g) House Bill No. 5474.
- (h) Senate Bill No. 959.
- (i) Senate Bill No. 963.
- (j) Senate Bill No. 964.
- (k) Senate Bill No. 966.”.

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

Rep. Kooiman 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

Senate Bill No. 961, entitled

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

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

Roll Call No. 1094

Yeas—71

| | | | |
|------------|---------------|--------------|-----------------|
| Acciavatti | Gielegem | Middaugh | Sheen |
| Amos | Gillard | Milosch | Shulman |
| Bisbee | Gleason | Moolenaar | Spade |
| Bradstreet | Hart | Mortimer | Stahl |
| Brown | Hoogendyk | Newell | Stakoe |
| Casperson | Howell | Nitz | Stewart |
| Caswell | Huizenga | Nofs | Tabor |
| Caul | Hummel | O’Neil | Taub |
| Daniels | Hune | Palmer | Van Regenmorter |
| DeRoche | Johnson, Rick | Pappageorge | Vander Veen |
| DeRossett | Johnson, Ruth | Phillips | Voorhees |
| Dillon | Julian | Plakas | Walker |
| Drolet | Koetje | Pumford | Ward |
| Ehardt | Kooiman | Richardville | Wenke |
| Emmons | LaJoy | Robertson | Wojno |

Farhat
Gaffney
Garfield

LaSata
McConico
Meyer

Rocca
Sak
Shaffer

Woodward
Woronchak

Nays—30

Accavitti
Adamini
Anderson
Bieda
Byrum
Cheeks
Clack
Condino

Elkins
Farrah
Hardman
Hood
Hopgood
Hunter
Jammnick
Kolb

Lipsey
Meisner
Minore
Murphy
Reeves
Rivet
Sheltrown

Smith
Tobocman
Vagnozzi
Waters
Whitmer
Williams
Zelenko

In The Chair: Julian

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.

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 voted ‘no’ on Senate Bill 961, as well as House Bills 5468 and 5469, because I believe that the meager tax credit is unlikely to have any positive impact on either preventing divorce or encouraging marital counseling, while at the same time having a significant fiscal impact on the state.”

Rep. Tobocman, 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 voted against this bill because I do not believe that the State has a role in subsidizing so-called ‘pre-marital education’. Marriage is a very personal decision and, while professional counselors, clergy and others can help improve the quality of the marriage, the decision to seek counseling should come from the desires of the marrying couple, rather than some financial incentive. Just as other forms of counseling are ineffective without the real commitment of those seeking it, so too will pre-marriage counseling fail to achieve its goal if it is pursued by couples seeking to attain some tax benefit. This is a waste of taxpayer resources and offends my separation of government involvement in very personal decisions, such as the decision to marry.”

Second Reading of Bills

Senate Bill No. 963, entitled

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

The bill was read a second time.

Rep. Voorhees moved to amend the bill as follows:

1. Amend page 2, line 15, after “October 1,” by striking out “2004” and inserting “2005”.

2. Amend page 2, line 17, after “unless” by striking out the balance of the enacting section and inserting “all of the following bills of the 92nd Legislature are enacted into law:

- (a) Senate Bill No. 959.
- (b) Senate Bill No. 961.
- (c) Senate Bill No. 964.
- (d) Senate Bill No. 966.
- (e) House Bill No. 5467.
- (f) House Bill No. 5468.
- (g) House Bill No. 5469.
- (h) House Bill No. 5470.
- (i) House Bill No. 5471.
- (j) House Bill No. 5473.
- (k) House Bill No. 5474.”.

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

Senate Bill No. 963, entitled

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

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

Roll Call No. 1095

Yeas—88

| | | | |
|------------|---------------|--------------|-----------------|
| Accavitti | Farrah | LaJoy | Rocca |
| Acciavatti | Gaffney | LaSata | Sak |
| Adamini | Garfield | McConico | Shackleton |
| Amos | Gielegem | Meyer | Shaffer |
| Bieda | Gillard | Middaugh | Sheen |
| Bisbee | Gleason | Milosch | Shulman |
| Bradstreet | Hager | Moolenaar | Spade |
| Brown | Hardman | Mortimer | Stahl |
| Byrum | Hart | Murphy | Steil |
| Casperson | Hood | Newell | Stewart |
| Caswell | Hoogendyk | Nitz | Tabor |
| Caul | Hopgood | Nofs | Taub |
| Cheeks | Howell | O’Neil | Vagnozzi |
| Clack | Huizenga | Palmer | Van Regenmorter |
| Condino | Hummel | Palsrok | Vander Veen |
| Daniels | Hune | Pappageorge | Voorhees |
| DeRoche | Hunter | Phillips | Ward |
| DeRossett | Johnson, Rick | Plakas | Waters |
| Dillon | Johnson, Ruth | Pumford | Wenke |
| Elkins | Julian | Reeves | Wojno |
| Emmons | Koetje | Richardville | Woodward |
| Farhat | Kooiman | Robertson | Woronchak |

Nays—14

| | | | |
|----------|---------|-----------|----------|
| Anderson | Lipsey | Sheltrown | Whitmer |
| Drolet | Meisner | Smith | Williams |

Jamnick
Kolb

Minore
Rivet

Tobocman

Zelenko

In The Chair: Julian

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

Senate Bill No. 964, entitled

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

The bill was read a second time.

Rep. Voorhees moved to amend the bill as follows:

1. Amend page 5, line 4, after "October 1," by striking out "2004" and inserting "2005".
2. Amend page 5, line 6, after "unless" by striking out the balance of the enacting section and inserting "all of the following bills of the 92nd Legislature are enacted into law:
 - (a) House Bill No. 5467.
 - (b) House Bill No. 5468.
 - (c) House Bill No. 5469.
 - (d) House Bill No. 5470.
 - (e) House Bill No. 5471.
 - (f) House Bill No. 5473.
 - (g) House Bill No. 5474.
 - (h) Senate Bill No. 959.
 - (i) Senate Bill No. 961.
 - (j) Senate Bill No. 963.
 - (k) Senate Bill No. 966."

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

Rep. Voorhees moved to amend the bill as follows:

1. Amend page 4, line 17, after the second "or" by inserting a comma and "until July 1, 2005,".
2. Amend page 4, line 20, after "333.18838" by inserting a comma and "or, beginning July 1, 2005, a social worker, licensed master's social worker, licensed bachelor's social worker, or social service technician as prescribed under article 15 of the public health code, 1978 PA 368, MCL 333.16101 to 333.18838".
3. Amend page 5, line 4, after "October 1," by striking out "2004" and inserting "2005".
4. Amend page 5, line 6, after "unless" by striking out the balance of the enacting section and inserting "all of the following bills of the 92nd Legislature are enacted into law:
 - (a) House Bill No. 5467.
 - (b) House Bill No. 5468.
 - (c) House Bill No. 5469.
 - (d) House Bill No. 5470.
 - (e) House Bill No. 5471.
 - (f) House Bill No. 5473.
 - (g) House Bill No. 5474.
 - (h) Senate Bill No. 959.
 - (i) Senate Bill No. 961.

(j) Senate Bill No. 963.

(k) Senate Bill No. 966.”.

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

Rep. Kooiman 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

Senate Bill No. 964, entitled

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

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

Roll Call No. 1096

Yeas—64

| | | | |
|------------|---------------|--------------|-----------------|
| Acciavatti | Hager | Middaugh | Sak |
| Amos | Hart | Milosch | Shaffer |
| Bisbee | Hoogendyk | Moolenaar | Sheen |
| Bradstreet | Howell | Mortimer | Spade |
| Brown | Huizenga | Murphy | Stahl |
| Casperson | Hummel | Newell | Stewart |
| Caswell | Hune | Nitz | Tabor |
| Caul | Johnson, Rick | Nofs | Taub |
| DeRossett | Johnson, Ruth | O’Neil | Van Regenmorter |
| Dillon | Julian | Palmer | Vander Veen |
| Ehardt | Koetje | Palsrok | Voorhees |
| Emmons | Kooiman | Pappageorge | Walker |
| Farhat | LaJoy | Pastor | Ward |
| Gaffney | LaSata | Richardville | Wenke |
| Gillard | McConico | Robertson | Wojno |
| Gleason | Meyer | Rocca | Woronchak |

Nays—40

| | | | |
|-------------|------------|-----------|----------|
| Accavitti | DeRoche | Jamnick | Smith |
| Adamini | Drolet | Kolb | Stakoe |
| Anderson | Elkins | Lipsey | Steil |
| Bieda | Farrah | Meisner | Tobocman |
| Brandenburg | Garfield | Minore | Vagnozzi |
| Byrum | Gielegthem | Phillips | Waters |
| Cheeks | Hardman | Plakas | Whitmer |
| Clack | Hood | Rivet | Williams |
| Condino | Hopgood | Sheltrown | Woodward |
| Daniels | Hunter | Shulman | Zelenko |

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

Senate Bill No. 966, entitled

A bill to amend 1970 PA 91, entitled "Child custody act of 1970," by amending section 7a (MCL 722.27a), as amended by 1996 PA 19.

The bill was read a second time.

Rep. Voorhees moved to amend the bill as follows:

1. Amend page 7, line 11, after "October 1," by striking out "2004" and inserting "2005".
2. Amend page 7, line 13, after "unless" by striking out the balance of the enacting section and inserting "all of the following bills of the 92nd Legislature are enacted into law:

- (a) House Bill No. 5467.
- (b) House Bill No. 5468.
- (c) House Bill No. 5469.
- (d) House Bill No. 5470.
- (e) House Bill No. 5471.
- (f) House Bill No. 5473.
- (g) House Bill No. 5474.
- (h) Senate Bill No. 959.
- (i) Senate Bill No. 961.
- (j) Senate Bill No. 963.
- (k) Senate Bill No. 964."

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

Rep. Kooiman 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

Senate Bill No. 966, entitled

A bill to amend 1970 PA 91, entitled "Child custody act of 1970," by amending section 7a (MCL 722.27a), as amended by 1996 PA 19.

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

Roll Call No. 1097

Yeas—87

| | | | |
|-------------|-----------|-------------|-----------------|
| Accavitti | Garfield | Middaugh | Sheen |
| Acciavatti | Gielegem | Milosch | Sheltrown |
| Amos | Gillard | Moolenaar | Shulman |
| Anderson | Gleason | Mortimer | Spade |
| Bisbee | Hager | Murphy | Stahl |
| Bradstreet | Hardman | Newell | Stakoe |
| Brandenburg | Hart | Nitz | Steil |
| Brown | Hoogendyk | Nofs | Stewart |
| Casperson | Howell | O'Neil | Tabor |
| Caswell | Huizenga | Palmer | Taub |
| Caul | Hummel | Palsrok | Vagnozzi |
| Condino | Hune | Pappageorge | Van Regenmorter |

| | | | |
|-----------|---------------|------------|-------------|
| Daniels | Hunter | Pastor | Vander Veen |
| DeRoche | Jamnick | Phillips | Voorhees |
| DeRossett | Johnson, Rick | Pumford | Walker |
| Dillon | Julian | Reeves | Ward |
| Drolet | Koetje | Rivet | Waters |
| Ehardt | Kooiman | Robertson | Wenke |
| Elkins | LaJoy | Rocca | Wojno |
| Emmons | LaSata | Sak | Woodward |
| Farhat | McConico | Shackleton | Woronchak |
| Gaffney | Meyer | Shaffer | |

Nays—14

| | | | |
|---------|---------|---------|----------|
| Adamini | Farrah | Meisner | Tobocman |
| Bieda | Hopgood | Minore | Williams |
| Byrum | Kolb | Smith | Zelenko |
| Cheeks | Lipsev | | |

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 declare the inherent rights of minor children; to establish rights and duties to their custody, support, and parenting time in disputed actions; to establish rights and duties to provide support for a child after the child reaches the age of majority under certain circumstances; to provide for certain procedure and appeals; and to repeal certain acts and parts of acts,”

The House agreed to the full title.

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

Senate Bill No. 144, entitled

A bill to amend 1976 PA 451, entitled “The revised school code,” (MCL 380.1 to 380.1852) by adding section 1304. The bill was read a second time.

Reps. Drolet and Woodward moved to amend the bill as follows:

1. Amend page 1, line 3, after “**that**” by striking out the balance of the subsection through page 1, line 6 and inserting “**one or more of the following is offered each school day to public school pupils in the public schools it operates:**

- (a) **The pledge of allegiance to the flag of the United States.**
- (b) **The pledge of allegiance to the flag of Michigan.**
- (c) **The preamble to the Constitution of the United States.**
- (d) **The Bill of Rights.**
- (e) **The Gettysburg Address.**
- (f) **Martin Luther King’s “I have a dream” speech.**
- (g) **Any of the Federalist papers.”.**

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

Rep. Kooiman 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

Senate Bill No. 144, entitled

A bill to amend 1976 PA 451, entitled “The revised school code,” (MCL 380.1 to 380.1852) by adding section 1304. Was read a third time and passed, a majority of the members serving voting therefor, by yeas and nays, as follows:

Roll Call No. 1098

Yeas—100

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

Nays—3

| | | |
|----------|-----------------|-------------|
| Huizenga | Van Regenmorter | Vander Veen |
|----------|-----------------|-------------|

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 a system of public instruction and elementary and secondary schools; to revise, consolidate, and clarify the laws relating to elementary and secondary education; to provide for the organization, regulation, and maintenance of schools, school districts, public school academies, intermediate school districts, and other public school entities; to prescribe rights, powers, duties, and privileges of schools, school districts, public school academies, intermediate school districts, and other public school entities; to provide for the regulation of school teachers and certain other school employees; to provide for school elections and to prescribe powers and duties with respect thereto; to provide for the levy and collection of taxes; to provide for the borrowing of money and issuance of bonds and other evidences of indebtedness; to establish a fund and provide for expenditures from that fund; to provide for and prescribe the powers and duties of certain state departments, the state board of education, and certain other boards and officials; to provide for licensure of boarding schools; to prescribe penalties; and to repeal acts and parts of acts,”

The House agreed to the full title.

Rep. Kooiman 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

The Speaker laid before the House

House Bill No. 5468, entitled

A bill to amend 1967 PA 281, entitled "Income tax act of 1967," (MCL 206.1 to 206.532) by adding section 269. (The bill was received from the Senate on September 29, with substitute (S-2) and title amendment, consideration of which, under the rules, was postponed until November 4, see House Journal No. 83, p. 2298.)

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

Rep. Voorhees moved to amend the Senate substitute (S-2) as follows:

1. Amend page 2, line 10, after "unless" by striking out the balance of enacting section 1 and inserting "all of the following bills of the 92nd Legislature are enacted into law:

- (a) House Bill No. 5467.
- (b) House Bill No. 5469.
- (c) House Bill No. 5470.
- (d) House Bill No. 5471.
- (e) House Bill No. 5473.
- (f) House Bill No. 5474.
- (g) Senate Bill No. 959.
- (h) Senate Bill No. 961.
- (i) Senate Bill No. 963.
- (j) Senate Bill No. 964.
- (k) Senate Bill No. 966."

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

Roll Call No. 1099

Yeas—72

| | | | |
|-------------|---------------|--------------|-----------------|
| Acciavatti | Garfield | Meyer | Rocca |
| Amos | Gillard | Middaugh | Sak |
| Bisbee | Gleason | Milosch | Shackleton |
| Bradstreet | Hager | Moolenaar | Shaffer |
| Brandenburg | Hardman | Mortimer | Sheen |
| Brown | Hart | Newell | Spade |
| Casperson | Hoogendyk | Nitz | Stahl |
| Caswell | Howell | Nofs | Steil |
| Caul | Huizenga | O'Neil | Stewart |
| Daniels | Hummel | Palmer | Tabor |
| DeRoche | Hune | Palsrok | Taub |
| DeRossett | Johnson, Rick | Pappageorge | Van Regenmorter |
| Dillon | Johnson, Ruth | Pastor | Vander Veen |
| Drolet | Julian | Plakas | Voorhees |
| Ehardt | Koetje | Pumford | Walker |
| Emmons | Kooiman | Reeves | Ward |
| Farhat | LaJoy | Richardville | Wenke |
| Gaffney | LaSata | Robertson | Woronchak |

Nays—28

| | | | |
|-----------|---------|---------|----------|
| Accavitti | Condino | Jamnick | Stakoe |
| Adamini | Elkins | Kolb | Vagnozzi |

| | | | |
|----------|----------|-----------|----------|
| Anderson | Farrah | Lipsey | Waters |
| Bieda | Gielegem | Meisner | Whitmer |
| Byrum | Hood | Minore | Williams |
| Cheeks | Hopgood | Sheltrown | Woodward |
| Clack | Hunter | Smith | Zelenko |

In The Chair: Julian

The House agreed to the title as amended.

The Speaker laid before the House

House Bill No. 5469, entitled

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

(The bill was received from the Senate on September 29, with substitute (S-1), consideration of which, under the rules, was postponed until November 4, see House Journal No. 83, p. 2298.)

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

Rep. Voorhees moved to amend the Senate substitute (S-1) as follows:

1. Amend page 2, line 7, after “unless” by striking out the balance of the enacting section and inserting “all of the following bills of the 92nd Legislature are enacted into law:

- (a) House Bill No. 5467.
- (b) House Bill No. 5468.
- (c) House Bill No. 5470.
- (d) House Bill No. 5471.
- (e) House Bill No. 5473.
- (f) House Bill No. 5474.
- (g) Senate Bill No. 959.
- (h) Senate Bill No. 961.
- (i) Senate Bill No. 963.
- (j) Senate Bill No. 964.
- (k) Senate Bill No. 966.”.

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

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

Rep. Voorhees moved to amend the Senate substitute (S-1) as follows:

1. Amend page 1, line 7, after “(1)” by striking out “If” and inserting “**For tax years that begin after December 31, 2005, if**”.

2. Amend page 2, line 4, by striking out all of enacting section 1 and renumbering the remaining enacting section.

3. Amend page 2, line 7, after “unless” by striking out the balance of the enacting section and inserting “all of the following bills of the 92nd Legislature are enacted into law:

- (a) House Bill No. 5467.
- (b) House Bill No. 5468.
- (c) House Bill No. 5470.
- (d) House Bill No. 5471.
- (e) House Bill No. 5473.
- (f) House Bill No. 5474.
- (g) Senate Bill No. 959.
- (h) Senate Bill No. 961.
- (i) Senate Bill No. 963.

- (j) Senate Bill No. 964.
 (k) Senate Bill No. 966.”

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

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

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

Roll Call No. 1100

Yeas—69

| | | | |
|-------------|---------------|-------------|-----------------|
| Acciavatti | Gleason | Middaugh | Sheen |
| Amos | Hager | Milosch | Shulman |
| Bisbee | Hart | Moolenaar | Spade |
| Bradstreet | Hoogendyk | Mortimer | Stahl |
| Brandenburg | Howell | Newell | Stakoe |
| Brown | Huizenga | Nitz | Steil |
| Casperson | Hummel | Nofs | Stewart |
| Caswell | Hune | Palmer | Tabor |
| Caul | Johnson, Rick | Palsrok | Taub |
| DeRoche | Johnson, Ruth | Pappageorge | Van Regenmorter |
| DeRossett | Julian | Pastor | Vander Veen |
| Dillon | Koetje | Phillips | Voorhees |
| Drolet | Kooiman | Pumford | Walker |
| Emmons | LaJoy | Reeves | Ward |
| Farhat | LaSata | Robertson | Wenke |
| Gaffney | McConico | Rocca | Wojno |
| Garfield | Meyer | Shaffer | Woronchak |
| Gillard | | | |

Nays—32

| | | | |
|-----------|-----------|-----------|----------|
| Accavitti | Daniels | Kolb | Smith |
| Adamini | Elkins | Lipsey | Tobocman |
| Anderson | Farrah | Meisner | Vagnozzi |
| Bieda | Gieleghem | Minore | Waters |
| Byrum | Hardman | Murphy | Whitmer |
| Cheeks | Hood | Plakas | Williams |
| Clack | Hopgood | Rivet | Woodward |
| Condino | Jamnack | Sheltrown | Zelenko |

In The Chair: Julian

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

“Mr. Speaker and members of the House:

I voted ‘no’ on Senate Bill 961, as well as House Bills 5468 and 5469, because I believe that the meager tax credit is unlikely to have any positive impact on either preventing divorce or encouraging marital counseling, while at the same time having a significant fiscal impact on the state.”

The Speaker laid before the House

House Bill No. 5470, entitled

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

(The bill was received from the Senate on September 29, with substitute (S-3) and title amendment, consideration of which, under the rules, was postponed until November 4, see House Journal No. 83, p. 2298.)

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

Rep. Voorhees moved to amend the Senate substitute (S-3) as follows:

1. Amend page 5, line 13, after “October 1,” by striking out “2004” and inserting “2005”.

2. Amend page 5, following line 13, by inserting:

“Enacting section 2. This amendatory act does not take effect unless all of the following bills of the 92nd Legislature are enacted into law:

- (a) Senate Bill No. 959.
- (b) Senate Bill No. 961.
- (c) Senate Bill No. 963.
- (d) Senate Bill No. 964.
- (e) Senate Bill No. 966.
- (f) House Bill No. 5467.
- (g) House Bill No. 5468.
- (h) House Bill No. 5469.
- (i) House Bill No. 5471.
- (j) House Bill No. 5473.
- (k) House Bill No. 5474.”.

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

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

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

Roll Call No. 1101

Yeas—72

| | | | |
|-------------|---------------|-------------|-----------------|
| Acciavatti | Gillard | Middaugh | Shackleton |
| Amos | Gleason | Milosch | Shaffer |
| Bisbee | Hager | Moolenaar | Sheen |
| Bradstreet | Hart | Mortimer | Shulman |
| Brandenburg | Hoogendyk | Murphy | Spade |
| Brown | Howell | Newell | Stahl |
| Casperson | Huizenga | Nitz | Steil |
| Caswell | Hummel | Nofs | Stewart |
| Caul | Hune | Palmer | Tabor |
| Cheeks | Johnson, Rick | Palsrok | Taub |
| DeRoche | Johnson, Ruth | Pappageorge | Van Regenmorter |
| DeRossett | Julian | Pastor | Vander Veen |
| Dillon | Koetje | Phillips | Voorhees |
| Ehardt | Kooiman | Pumford | Walker |
| Emmons | LaJoy | Reeves | Ward |
| Farhat | LaSata | Robertson | Wenke |
| Gaffney | McConico | Rocca | Wojno |
| Garfield | Meyer | Sak | Woronchak |

Nays—34

| | | | |
|-----------|----------|-----------|----------|
| Accavitti | Elkins | Lipsey | Stakoe |
| Adamini | Farrar | Meisner | Tobocman |
| Anderson | Gielegem | Minore | Vagnozzi |
| Bieda | Hardman | O’Neil | Waters |
| Byrum | Hood | Plakas | Whitmer |
| Clack | Hopgood | Rivet | Williams |
| Condino | Hunter | Sheltrown | Woodward |
| Daniels | Jamnick | Smith | Zelenko |
| Drolet | Kolb | | |

In The Chair: Julian

The House agreed to the title as amended.

The Speaker laid before the House

House Bill No. 5471, entitled

A bill to amend 1970 PA 91, entitled “Child custody act of 1970,” by amending sections 4 and 7a (MCL 722.24 and 722.27a), section 4 as amended by 1998 PA 482 and section 7a as amended by 1996 PA 19.

(The bill was received from the Senate on September 29, with substitute (S-2) and title amendment, consideration of which, under the rules, was postponed until November 4, see House Journal No. 83, p. 2298.)

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

Rep. Voorhees moved to amend the Senate substitute (S-2) as follows:

1. Amend page 3, line 1, after “October 1,” by striking out “2004” and inserting “2005”.

2. Amend page 3, line 3, after “unless” by striking out the balance of the enacting section and inserting “all of the following bills of the 92nd Legislature are enacted into law:

(a) House Bill No. 5467.

(b) House Bill No. 5468.

(c) House Bill No. 5469.

(d) House Bill No. 5470.

(e) House Bill No. 5473.

(f) House Bill No. 5474.

(g) Senate Bill No. 959.

(h) Senate Bill No. 961.

(i) Senate Bill No. 963.

(j) Senate Bill No. 964.

(k) Senate Bill No. 966.”

The motion prevailed and the amendments were adopted, 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), as amended, was concurred in, a majority of the members serving voting therefor, by yeas and nays, as follows:

Roll Call No. 1102

Yeas—105

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

Farhat
Farrah
Gaffney

Lipsey
McConico

Sak
Shackleton

Woronchak
Zelenko

Nays—0

In The Chair: Julian

The House agreed to the title as amended.

The Speaker laid before the House

House Bill No. 5473, entitled

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

(The bill was received from the Senate on September 29, with substitute (S-2), consideration of which, under the rules, was postponed until November 4, see House Journal No. 83, p. 2298.)

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

Rep. Voorhees moved to amend the Senate substitute (S-2) as follows:

1. Amend page 2, line 14, after “October 1,” by striking out “2004” and inserting “2005”.
2. Amend page 2, line 16, after “unless” by striking out the balance of the enacting section and inserting “all of the following bills of the 92nd Legislature are enacted into law:
 - (a) House Bill No. 5467.
 - (b) House Bill No. 5468.
 - (c) House Bill No. 5469.
 - (d) House Bill No. 5470.
 - (e) House Bill No. 5471.
 - (f) House Bill No. 5474.
 - (g) Senate Bill No. 959.
 - (h) Senate Bill No. 961.
 - (i) Senate Bill No. 963.
 - (j) Senate Bill No. 964.
 - (k) Senate Bill No. 966.”

The motion prevailed and the amendments were adopted, 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), as amended, was concurred in, a majority of the members serving voting therefor, by yeas and nays, as follows:

Roll Call No. 1103

Yeas—102

Accavitti
Acciavatti
Adamini
Amos
Anderson
Bieda
Bisbee
Bradstreet
Brandenburg
Byrum
Casperson
Caswell

Gielegem
Gillard
Gleason
Hager
Hardman
Hart
Hood
Hoogendyk
Hopgood
Howell
Huizenga
Hummel

Middaugh
Milosch
Minore
Moolenaar
Mortimer
Murphy
Newell
Nitz
Nofs
O’Neil
Palmer
Palsrok

Sheen
Sheltrown
Shulman
Smith
Spade
Stahl
Stakoe
Steil
Stewart
Tabor
Tobocman
Vagnozzi

| | | | |
|-----------|---------------|--------------|-----------------|
| Caul | Hune | Pappageorge | Van Regenmorter |
| Cheeks | Hunter | Pastor | Vander Veen |
| Clack | Jamnack | Phillips | Voorhees |
| Condino | Johnson, Rick | Plakas | Walker |
| Daniels | Johnson, Ruth | Pumford | Ward |
| DeRoche | Julian | Reeves | Waters |
| DeRossett | Koetje | Richardville | Wenke |
| Dillon | Kooiman | Rivet | Whitmer |
| Ehardt | LaJoy | Robertson | Williams |
| Elkins | LaSata | Rocca | Wojno |
| Emmons | Lipsey | Sak | Woodward |
| Farhat | McConico | Shackleton | Woronchak |
| Farrah | Meisner | Shaffer | Zelenko |
| Gaffney | Meyer | | |

Nays—2

Drolet

Garfield

In The Chair: Julian

The Speaker laid before the House

House Bill No. 5474, entitled

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

(The bill was received from the Senate on September 29, with substitute (S-1), title amendment and immediate effect given by the Senate, consideration of which, under the rules, was postponed until November 4, see House Journal No. 83, p. 2299.)

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

Rep. Voorhees moved to amend the Senate substitute (S-1) as follows:

1. Amend page 3, line 24, after “attorney,” by striking out the balance of the line through “technician,” on line 25.
2. Amend page 4, line 1, after “counselor,” by striking out the balance of the line and inserting “**school counselor, or until July 1, 2005, social worker, certified social worker, or social work technician, and beginning July 1, 2005, a social worker, licensed master’s social worker, licensed bachelor’s social worker, or social service technician as prescribed under article 15 of the public health code, 1978 PA 368, MCL 333.16101 to 333.18838.**”
3. Amend page 4, line 3, after “October 1,” by striking out “2004” and inserting “2005”.
4. Amend page 4, line 5, after “unless” by striking out the balance of the enacting section and inserting “all of the following bills of the 92nd Legislature are enacted into law:
 - (a) Senate Bill No. 959.
 - (b) Senate Bill No. 961.
 - (c) Senate Bill No. 963.
 - (d) Senate Bill No. 964.
 - (e) Senate Bill No. 966.
 - (f) House Bill No. 5467.
 - (g) House Bill No. 5468.
 - (h) House Bill No. 5469.
 - (i) House Bill No. 5470.
 - (j) House Bill No. 5471.
 - (k) House Bill No. 5473.”

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

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

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

Roll Call No. 1104**Yeas—99**

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

Nays—3

Anderson Jamnick Kolb

In The Chair: Julian

The House agreed to the title as amended.

House Bill No. 5763, entitled

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

The Senate has concurred in the House amendments to the Senate amendments.

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

House Bill No. 6164, entitled

A bill to amend 1921 PA 207, entitled "City and village zoning act," (MCL 125.581 to 125.600) by adding section 4g. 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. 6166, entitled

A bill to amend 1943 PA 183, entitled "County zoning act," (MCL 125.201 to 125.240) by adding section 16i. 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. 6206, entitled

A bill to amend 1943 PA 184, entitled "Township zoning act," (MCL 125.271 to 125.310) by adding section 16i.

The Senate has passed the bill.

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

House Bill No. 4231, entitled

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending sections 252a, 252b, 252d, 252e, 252f, and 252g (MCL 257.252a, 257.252b, 257.252d, 257.252e, 257.252f, and 257.252g), section 252a as amended by 2002 PA 649, section 252b as amended and sections 252e, 252f, and 252g as added by 1981 PA 104, and section 252d as amended by 2000 PA 76, and by adding section 252h; and to repeal acts and parts of acts.

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 amended the title to read as follows:

A bill to amend 1949 PA 300, entitled "An act to provide for the registration, titling, sale, transfer, and regulation of certain vehicles operated upon the public highways of this state or any other place open to the general public or generally accessible to motor vehicles and distressed vehicles; to provide for the licensing of dealers; to provide for the examination, licensing, and control of operators and chauffeurs; to provide for the giving of proof of financial responsibility and security by owners and operators of vehicles; to provide for the imposition, levy, and collection of specific taxes on vehicles, and the levy and collection of sales and use taxes, license fees, and permit fees; to provide for the regulation and use of streets and highways; to create certain funds; to provide penalties and sanctions for a violation of this act; to provide for civil liability of owners and operators of vehicles and service of process on residents and nonresidents; to provide for the levy of certain assessments; to provide for the enforcement of this act; to provide for the creation of and to prescribe the powers and duties of certain state and local agencies; to impose liability upon the state or local agencies; to provide appropriations for certain purposes; to repeal all other acts or parts of acts inconsistent with this act or contrary to this act; and to repeal certain parts of this act on a specific date," by amending sections 14, 248, 249, 252a, 252b, 252d, 252e, 252f, 307, 310, 319b, 319g, 320a, and 732 (MCL 257.14, 257.248, 257.249, 257.252a, 257.252b, 257.252d, 257.252e, 257.252f, 257.307, 257.310, 257.319b, 257.319g, 257.320a, and 257.732), sections 248 and 249 as amended by 2002 PA 642, section 252a as amended by 2002 PA 649, section 252b as amended and sections 252e and 252f as added by 1981 PA 104, section 252d as amended by 2000 PA 76, sections 307, 319b, 320a, and 732 as amended by 2004 PA 362, section 310 as amended by 2003 PA 152, and section 319g as added by 2002 PA 534, and by adding sections 79e and 252h; and to repeal acts and parts of acts.

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

Messages from the Governor

The following message from the Governor was received December 9, 2004 and read:

**EXECUTIVE ORDER
No. 2004 - 37****RESCISSION OF EXECUTIVE ORDER 2004-35**

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

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

NOW, THEREFORE, I, Jennifer M. Granholm, Governor of the State of Michigan, by virtue of the power and authority vested in the Governor by the Michigan Constitution of 1963, order that Executive Order 2004-35 is rescinded in its entirety.

This Order is effective upon filing.

[SEAL]

Given under my hand and the Great Seal of the State of Michigan this 9th day of December, in the year of our Lord, two thousand and four.

Jennifer M. Granholm
Governor
By the Governor:
Terri L. Land
Secretary of State

The message was referred to the Clerk.

The following message from the Governor was received December 9, 2004 and read:

**EXECUTIVE ORDER
No. 2004 - 38**

FAMILY INDEPENDENCE AGENCY

DEPARTMENT OF HUMAN SERVICES

EXECUTIVE REORGANIZATION

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

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

WHEREAS, the Department of Social Services was created as a principal department of state government by Section 450 of the Executive Organization Act of 1965, 1965 PA 380, MCL 16.550;

WHEREAS, the Department of Social Services was renamed the Family Independence Agency by 1995 PA 223, MCL 400.1;

WHEREAS, the Family Independence Agency is the state's public assistance, child, and family welfare agency focused on protecting children and vulnerable adults, delivering juvenile justice services, and providing support to strengthen families and individuals;

WHEREAS, renaming the Family Independence Agency will more effectively communicate its status as a principal department and its mission focused on the provision of social services for families, children, and other Michigan residents in need;

WHEREAS, it is necessary in the interests of efficient administration and effective government to make changes in the organization of the Executive Branch of state government;

NOW, THEREFORE, I, Jennifer M. Granholm, Governor of the State of Michigan, by virtue of the power and authority vested in the Governor by the Michigan Constitution of 1963 and Michigan law, order:

A. The Family Independence Agency is renamed the Department of Human Services.

B. Any and all statutory references to the Family Independence Agency or the Department of Social Services shall be deemed references to the Department of Human Services.

In fulfillment of the requirements of Section 2 of Article V of the Michigan Constitution of 1963, this Order is effective March 15, 2005.

[SEAL]

Given under my hand and the Great Seal of the State of Michigan this 9th day of December, in the year of our Lord, two thousand and four.

Jennifer M. Granholm
Governor
By the Governor:
Terri L. Land
Secretary of State

The message was referred to the Clerk.

Date: December 9, 2004
Time: 10:20 a.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

Enrolled House Bill No. 5529 (Public Act No. 421, I.E.), being

An act to authorize the state administrative board to convey certain parcels of state owned property in Ingham county and Kent county; to prescribe conditions for the conveyances; to provide for certain powers and duties of certain state departments and agencies with regard to the conveyances; and to provide for disposition of the revenue from the conveyances.

(Filed with the Secretary of State December 9, 2004, at 2:52 p.m.)

Rep. Sak moved that Reps. Lipsey and Phillips be excused temporarily from today's session.
The motion prevailed.

Rep. Palmer moved that Reps. Mortimer and Shackleton 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. 1143, entitled

A bill to amend 1978 PA 368, entitled "Public health code," by amending section 2891 (MCL 333.2891), as amended by 2001 PA 31.

(The bill was read a third time and postponed temporarily on September 29, see House Journal No. 83, p. 2384.)

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. 1105

Yeas—62

| | | | |
|-----------|---------------|--------------|-----------|
| Accavitti | Gielegem | LaSata | Rivet |
| Adamini | Gillard | McConico | Sak |
| Anderson | Gleason | Meisner | Sheltrown |
| Bieda | Hager | Meyer | Shulman |
| Bisbee | Hardman | Middaugh | Smith |
| Brown | Hart | Minore | Spade |
| Byrum | Hood | Murphy | Steil |
| Cheeks | Hopgood | Newell | Tabor |
| Clack | Howell | Nitz | Tobocman |
| Condino | Hunter | O'Neil | Waters |
| Daniels | Jamnick | Palsrok | Wenke |
| DeRossett | Johnson, Rick | Pappageorge | Whitmer |
| Dillon | Julian | Plakas | Williams |
| Elkins | Koetje | Pumford | Wojno |
| Emmons | Kolb | Richardville | Zelenko |
| Farrah | Kooiman | | |

Nays—40

| | | | |
|------------|---------|-----------|---------|
| Acciavatti | Farhat | Moolenaar | Stewart |
| Amos | Gaffney | Nofs | Taub |

| | | | |
|-------------|---------------|-----------|-----------------|
| Bradstreet | Garfield | Palmer | Vagnozzi |
| Brandenburg | Hoogendyk | Pastor | Van Regenmorter |
| Casperson | Huizenga | Robertson | Vander Veen |
| Caswell | Hummel | Rocca | Voorhees |
| Caul | Hune | Shaffer | Walker |
| DeRoche | Johnson, Ruth | Sheen | Ward |
| Drolet | LaJoy | Stahl | Woodward |
| Ehardt | Milosch | Stakoe | Woronchak |

In The Chair: Julian

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

“An act to protect 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,”

The House agreed to the full title.

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

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

By unanimous consent the House returned to the order of

Reports of Select Committees

The Speaker laid before the House the conference report relative to

Senate Bill No. 727, entitled

A bill to amend 1970 PA 91, entitled “Child custody act of 1970,” by amending sections 2 and 7b (MCL 722.22 and 722.27b), section 2 as amended by 2002 PA 9 and section 7b as amended by 1996 PA 19.

(The conference report was received from the Senate on December 8, consideration of which, under the rules, was postponed until today.)

(For conference report, see House Journal No. 91, p. 2804.)

The question being on the adoption of the conference report,

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

Roll Call No. 1106

Yeas—102

| | | | |
|-------------|----------|-----------|-----------|
| Accavitti | Gaffney | Meyer | Sheltrown |
| Acciavatti | Garfield | Middaugh | Shulman |
| Adamini | Gielegem | Milosch | Smith |
| Amos | Gillard | Minore | Spade |
| Anderson | Gleason | Moolenaar | Stahl |
| Bieda | Hager | Murphy | Stakoe |
| Bradstreet | Hardman | Newell | Steil |
| Brandenburg | Hart | Nitz | Stewart |

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

Nays—0

In The Chair: Julian

Messages from the Senate

The Speaker laid before the House

House Bill No. 6008, entitled

A bill to amend 1939 PA 288, entitled "Probate code of 1939," by amending section 45 of chapter X (MCL 710.45), as amended by 1996 PA 409.

(The bill was received from the Senate on December 8, with substitute (S-2), full title inserted and immediate effect given by the Senate, consideration of which, under the rules, was postponed until today, see House Journal No. 91, p. 2809.)

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. 1107

Yeas—103

| | | | |
|-------------|-----------|-------------|-----------------|
| Accavitti | Farrah | McConico | Sheen |
| Acciavatti | Gaffney | Meisner | Sheltrown |
| Adamini | Garfield | Meyer | Shulman |
| Amos | Gielegem | Middaugh | Smith |
| Anderson | Gillard | Milosch | Spade |
| Bieda | Gleason | Minore | Stahl |
| Bisbee | Hager | Moolenaar | Stakoe |
| Bradstreet | Hardman | Murphy | Steil |
| Brandenburg | Hart | Newell | Stewart |
| Brown | Hood | Nitz | Tabor |
| Byrum | Hoogendyk | Nofs | Taub |
| Casperson | Hopgood | O'Neil | Tobocman |
| Caswell | Howell | Palmer | Vagnozzi |
| Caul | Huizenga | Palsrok | Van Regenmorter |
| Cheeks | Hummel | Pappageorge | Vander Veen |
| Clack | Hune | Pastor | Voorhees |

| | | | |
|-----------|---------------|--------------|-----------|
| Condino | Hunter | Phillips | Walker |
| Daniels | Jamnack | Plakas | Ward |
| DeRoche | Johnson, Rick | Pumford | Waters |
| DeRossett | Johnson, Ruth | Reeves | Wenke |
| Dillon | Julian | Richardville | Williams |
| Drolet | Koetje | Rivet | Wojno |
| Ehardt | Kolb | Robertson | Woodward |
| Elkins | Kooiman | Rocca | Woronchak |
| Emmons | LaJoy | Sak | Zelenko |
| Farhat | LaSata | 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.

Rep. Sak moved that Rep. Kolb be excused temporarily from today's session.

The motion prevailed.

The Speaker laid before the House

House Bill No. 6009, entitled

A bill to amend 1935 PA 220, entitled "An act to provide family home care for children committed to the care of the state, to create the Michigan children's institute under the control of the Michigan social welfare commission, to prescribe the powers and duties thereof, and to provide penalties for violations of certain provisions of this act," by amending sections 3 and 9 (MCL 400.203 and 400.209), section 3 as amended by 1988 PA 225.

(The bill was received from the Senate on December 8, with substitute (S-3) and immediate effect given by the Senate, consideration of which, under the rules, was postponed until today, see House Journal No. 91, p. 2809.)

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. 1108**Yeas—103**

| | | | |
|-------------|-----------|-------------|-----------------|
| Accavitti | Farrar | Meisner | Sheltrown |
| Acciavatti | Gaffney | Meyer | Shulman |
| Adamini | Garfield | Middaugh | Smith |
| Amos | Gielegem | Milosch | Spade |
| Anderson | Gillard | Minore | Stahl |
| Bieda | Gleason | Moolenaar | Stakoe |
| Bisbee | Hager | Murphy | Steil |
| Bradstreet | Hardman | Newell | Stewart |
| Brandenburg | Hart | Nitz | Tabor |
| Brown | Hood | Nofs | Taub |
| Byrum | Hoogendyk | O'Neil | Tobocman |
| Casperson | Hopgood | Palmer | Vagnozzi |
| Caswell | Howell | Palsrok | Van Regenmorter |
| Caul | Huizenga | Pappageorge | Vander Veen |

| | | | |
|-----------|---------------|--------------|-----------|
| Cheeks | Hummel | Pastor | Voorhees |
| Clack | Hune | Phillips | Walker |
| Condino | Hunter | Plakas | Ward |
| Daniels | Jamnick | Pumford | Waters |
| DeRoche | Johnson, Rick | Reeves | Wenke |
| DeRossett | Johnson, Ruth | Richardville | Whitmer |
| Dillon | Julian | Rivet | Williams |
| Drolet | Koetje | Robertson | Wojno |
| Ehardt | Kooiman | Rocca | Woodward |
| Elkins | LaJoy | Sak | Woronchak |
| Emmons | LaSata | Shaffer | Zelenko |
| Farhat | McConico | Sheen | |

Nays—0

In The Chair: Julian

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

The Speaker laid before the House

House Bill No. 6010, entitled

A bill to amend 1939 PA 288, entitled "Probate code of 1939," by amending sections 21a, 22, 23a, 23d, 24, and 24a of chapter X (MCL 710.21a, 710.22, 710.23a, 710.23d, 710.24, and 710.24a), section 21a as added by 1982 PA 72, sections 22, 24, and 24a as amended by 1996 PA 409, section 23a as amended by 1994 PA 373, and section 23d as amended by 2004 PA 68.

(The bill was received from the Senate on December 8, with substitute (S-2), title amendment and immediate effect given by the Senate, consideration of which, under the rules, was postponed until today, see House Journal No. 91, p. 2809.)

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. 1109

Yeas—101

| | | | |
|-------------|---------------|--------------|-----------------|
| Accavitti | Farrah | Meisner | Sheltrown |
| Acciavatti | Gaffney | Meyer | Shulman |
| Adamini | Garfield | Middaugh | Smith |
| Amos | Gielegem | Milosch | Spade |
| Anderson | Gillard | Minore | Stahl |
| Bieda | Gleason | Moolenaar | Stakoe |
| Bisbee | Hager | Murphy | Steil |
| Bradstreet | Hardman | Newell | Stewart |
| Brandenburg | Hart | Nitz | Tabor |
| Brown | Hoogendyk | Nofs | Taub |
| Byrum | Hopgood | O'Neil | Tobocman |
| Casperson | Howell | Palmer | Vagnozzi |
| Caswell | Huizenga | Palsrok | Van Regenmorter |
| Caul | Hummel | Pappageorge | Vander Veen |
| Cheeks | Hune | Pastor | Voorhees |
| Clack | Hunter | Phillips | Walker |
| Condino | Jamnick | Plakas | Ward |
| Daniels | Johnson, Rick | Reeves | Waters |
| DeRoche | Johnson, Ruth | Richardville | Wenke |
| DeRossett | Julian | Rivet | Whitmer |

| | | | |
|--------|----------|-----------|-----------|
| Dillon | Koetje | Robertson | Williams |
| Drolet | Kooiman | Rocca | Wojno |
| Ehardt | LaJoy | Sak | Woodward |
| Elkins | LaSata | Shaffer | Woronchak |
| Emmons | McConico | Sheen | Zelenko |
| Farhat | | | |

Nays—0

In The Chair: Julian

The House agreed to the title as amended.

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

The Senate returned, in accordance with the request of the House

Senate Bill No. 601, entitled

A bill to amend 1909 PA 279, entitled “The home rule city act,” by amending section 3 (MCL 117.3), as amended by 2002 PA 201.

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

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

Third Reading of Bills**Senate Bill No. 601, entitled**

A bill to amend 1909 PA 279, entitled “The home rule city act,” by amending section 3 (MCL 117.3), as amended by 2002 PA 201.

(The bill was passed earlier today, see today’s Journal p. 2853.)

The question being on the passage of the bill,

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

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

The question being on the passage of the bill,

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

Roll Call No. 1110**Yeas—103**

| | | | |
|-------------|------------|-----------|-----------|
| Accavitti | Farrah | Meisner | Sheltrown |
| Acciavatti | Gaffney | Meyer | Shulman |
| Adamini | Garfield | Middaugh | Smith |
| Amos | Gielegghem | Milosch | Spade |
| Anderson | Gillard | Minore | Stahl |
| Bieda | Gleason | Moolenaar | Stakoe |
| Bisbee | Hager | Murphy | Steil |
| Bradstreet | Hardman | Newell | Stewart |
| Brandenburg | Hart | Nitz | Tabor |
| Brown | Hood | Nofs | Taub |
| Byrum | Hoogendyk | O’Neil | Tobocman |

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

Nays—0

In The Chair: Julian

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

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

A bill to amend 1909 PA 279, entitled “An act to provide for the incorporation of cities and for revising and amending their charters; to provide for certain powers and duties; to provide for the levy and collection of taxes by cities, borrowing of money, and issuance of bonds or other evidences of indebtedness; to validate actions taken, bonds issued, and obligations heretofore incurred; to prescribe penalties and provide remedies; and to repeal acts and parts of acts on specific dates,” by amending section 3 (MCL 117.3), as amended by 2003 PA 303.

The motion prevailed.

The House agreed to the title as amended.

Second Reading of Bills

Senate Bill No. 1465, entitled

A bill to amend 1978 PA 368, entitled “Public health code,” by amending sections 5653 and 5654 (MCL 333.5653 and 333.5654), as amended by 2001 PA 239.

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. 1465, entitled

A bill to amend 1978 PA 368, entitled “Public health code,” by amending sections 5653 and 5654 (MCL 333.5653 and 333.5654), as amended by 2001 PA 239.

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

Roll Call No. 1111

Yeas—99

| | | | |
|------------|---------|---------|-----------|
| Accavitti | Farrah | Meisner | Sheltrown |
| Acciavatti | Gaffney | Meyer | Shulman |

| | | | |
|-------------|---------------|--------------|-----------------|
| Adamini | Garfield | Middaugh | Smith |
| Amos | Gielegem | Milosch | Spade |
| Anderson | Gillard | Minore | Stahl |
| Bieda | Gleason | Moolenaar | Stakoe |
| Bisbee | Hager | Murphy | Steil |
| Brandenburg | Hardman | Newell | Stewart |
| Brown | Hart | Nitz | Tabor |
| Byrum | Hood | Nofs | Taub |
| Casperson | Hoogendyk | O'Neil | Tobocman |
| Caswell | Hopgood | Palmer | Vagnozzi |
| Caul | Howell | Palsrok | Van Regenmorter |
| Cheeks | Huizenga | Pappageorge | Vander Veen |
| Clack | Hummel | Pastor | Voorhees |
| Condino | Hune | Phillips | Walker |
| Daniels | Hunter | Plakas | Ward |
| DeRoche | Johnson, Rick | Pumford | Waters |
| DeRossett | Johnson, Ruth | Reeves | Wenke |
| Dillon | Julian | Richardville | Whitmer |
| Drolet | Koetje | Robertson | Williams |
| Ehardt | Kooiman | Rocca | Wojno |
| Elkins | LaJoy | Sak | Woronchak |
| Emmons | LaSata | Shaffer | Zelenko |
| Farhat | 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 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,”

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. 1466, entitled

A bill to amend 1931 PA 328, entitled “The Michigan penal code,” by amending section 145n (MCL 750.145n), as amended by 2000 PA 66.

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. 1466, entitled

A bill to amend 1931 PA 328, entitled "The Michigan penal code," by amending section 145n (MCL 750.145n), as amended by 2000 PA 66.

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

Roll Call No. 1112

Yeas—102

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

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, codify and add to the statutes relating to crimes; to define crimes and prescribe the penalties therefor; to provide for restitution under certain circumstances; to provide for the competency of evidence at the trial of persons accused of crime; to provide immunity from prosecution for certain witnesses appearing at such trials; and to repeal certain acts and parts of acts inconsistent with or contravening any of the provisions of this act,"

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. 1467, entitled

A bill to amend 1996 PA 193, entitled “Michigan do-not-resuscitate procedure act,” by amending section 2 (MCL 333.1052), as amended by 2000 PA 59.

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. 1467, entitled

A bill to amend 1996 PA 193, entitled “Michigan do-not-resuscitate procedure act,” by amending section 2 (MCL 333.1052), as amended by 2000 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. 1113

Yeas—101

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

Nays—0

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

“An act to provide for the execution of a do-not-resuscitate order for a patient in a setting outside of a hospital, a nursing home, or a mental health facility owned or operated by the department of community health; to provide that certain actions be taken and certain actions not be taken with respect to such an order; to provide for the revocation of a do-not-resuscitate order; to prohibit certain persons and organizations from requiring the execution of such an order as a condition of receiving coverage, benefits, or services; to prohibit certain actions by certain insurers; to exempt certain persons from penalties and liabilities; and to prescribe liabilities,”

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. 1468, entitled

A bill to amend 1974 PA 258, entitled “Mental health code,” by amending section 400 (MCL 330.1400), 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.

Rep. Palmer moved that Rep. Drolet 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. 1468, entitled

A bill to amend 1974 PA 258, entitled “Mental health code,” by amending section 400 (MCL 330.1400), 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. 1114

Yeas—96

| | | | |
|-------------|-----------|-------------|-----------------|
| Accavitti | Farhat | Meisner | Sheen |
| Acciavatti | Farrah | Meyer | Sheltrown |
| Adamini | Gaffney | Middaugh | Shulman |
| Amos | Garfield | Milosch | Spade |
| Anderson | Gielegem | Minore | Stahl |
| Bieda | Gillard | Moolenaar | Stakoe |
| Bisbee | Gleason | Murphy | Steil |
| Bradstreet | Hardman | Newell | Stewart |
| Brandenburg | Hart | Nitz | Tabor |
| Brown | Hood | Nofs | Taub |
| Byrum | Hoogendyk | O’Neil | Tobocman |
| Casperson | Hopgood | Palmer | Vagnozzi |
| Caswell | Howell | Palsrok | Van Regenmorter |
| Caul | Huizenga | Pappageorge | Vander Veen |
| Cheeks | Hummel | Pastor | Voorhees |

| | | | |
|-----------|---------------|--------------|-----------|
| Clack | Hune | Plakas | Walker |
| Condino | Hunter | Pumford | Waters |
| Daniels | Johnson, Ruth | Reeves | Wenke |
| DeRoche | Julian | Richardville | Whitmer |
| DeRossett | Koetje | Rivet | Williams |
| Dillon | Kooiman | Robertson | Wojno |
| Ehardt | LaJoy | Rocca | Woodward |
| Elkins | LaSata | Sak | Woronchak |
| Emmons | 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 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. 1469, entitled

A bill to amend 1974 PA 258, entitled “Mental health code,” by amending section 407 (MCL 330.1407), 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. 1469, entitled

A bill to amend 1974 PA 258, entitled “Mental health code,” by amending section 407 (MCL 330.1407), 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. 1115

Yeas—101

| | | | |
|------------|----------|----------|-----------|
| Accavitti | Garfield | Meyer | Sheltrown |
| Acciavatti | Gielegem | Middaugh | Shulman |
| Adamini | Gillard | Milosch | Smith |
| Amos | Gleason | Minore | Spade |

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

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. 1470, entitled

A bill to amend 1974 PA 258, entitled “Mental health code,” by amending section 409 (MCL 330.1409), as amended by 1996 PA 588.

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. 1470, entitled

A bill to amend 1974 PA 258, entitled “Mental health code,” by amending section 409 (MCL 330.1409), as amended by 1996 PA 588.

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

Roll Call No. 1116**Yeas—100**

| | | | |
|-------------|---------------|--------------|-----------------|
| Accavitti | Farhat | McConico | Sheen |
| Acciavatti | Farrah | Meisner | Sheltrown |
| Adamini | Gaffney | Meyer | Shulman |
| Amos | Garfield | Middaugh | Smith |
| Anderson | Gielegem | Milosch | Spade |
| Bieda | Gillard | Minore | Stahl |
| Bisbee | Gleason | Moolenaar | Stakoe |
| Bradstreet | Hager | Murphy | Steil |
| Brandenburg | Hardman | Newell | Stewart |
| Brown | Hart | Nitz | Tabor |
| Byrum | Hood | Nofs | Taub |
| Casperson | Hoogendyk | O'Neil | Tobocman |
| Caswell | Hopgood | Palmer | Vagnozzi |
| Caul | Howell | Palsrok | Van Regenmorter |
| Cheeks | Huizenga | Pappageorge | Vander Veen |
| Clack | Hummel | Pastor | Walker |
| Condino | Hune | Plakas | Ward |
| Daniels | Hunter | Pumford | Waters |
| DeRoche | Johnson, Rick | Reeves | Wenke |
| DeRossett | Johnson, Ruth | Richardville | Whitmer |
| Dillon | Julian | Rivet | Williams |
| Drolet | Koetje | Robertson | Wojno |
| Ehardt | Kooiman | Rocca | Woodward |
| Elkins | LaJoy | Sak | Woronchak |
| Emmons | LaSata | 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 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. 1471, entitled**

A bill to amend 1974 PA 258, entitled “Mental health code,” by amending section 410 (MCL 330.1410), as added 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. 1471, entitled

A bill to amend 1974 PA 258, entitled "Mental health code," by amending section 410 (MCL 330.1410), as added 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. 1117

Yeas—100

| | | | |
|-------------|---------------|-------------|-----------------|
| Accavitti | Farhat | McConico | Sheen |
| Acciavatti | Farrah | Meisner | Sheltrown |
| Adamini | Gaffney | Meyer | Shulman |
| Amos | Garfield | Middaugh | Smith |
| Anderson | Gielegem | Milosch | Spade |
| Bieda | Gillard | Minore | Stahl |
| Bisbee | Gleason | Moolenaar | Stakoe |
| Bradstreet | Hager | Murphy | Steil |
| Brandenburg | Hardman | Newell | Stewart |
| Brown | Hart | Nitz | Tabor |
| Byrum | Hood | Nofs | Taub |
| Casperson | Hoogendyk | O'Neil | Tobocman |
| Caswell | Hopgood | Palmer | Vagnozzi |
| Caul | Howell | Palsrok | Van Regenmorter |
| Cheeks | Huizenga | Pappageorge | Voorhees |
| Clack | Hummel | Pastor | Walker |
| Condino | Hune | Phillips | Ward |
| Daniels | Hunter | Plakas | Waters |
| DeRoche | Johnson, Rick | Pumford | Wenke |
| DeRossett | Johnson, Ruth | Reeves | Whitmer |
| Dillon | Julian | Rivet | Williams |
| Drolet | Koetje | Robertson | Wojno |
| Ehardt | Kooiman | Rocca | Woodward |
| Elkins | LaJoy | Sak | Woronchak |
| Emmons | LaSata | 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 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. 1472, entitled

A bill to amend 1974 PA 258, entitled “Mental health code,” by amending section 415 (MCL 330.1415), 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. 1472, entitled

A bill to amend 1974 PA 258, entitled “Mental health code,” by amending section 415 (MCL 330.1415), 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. 1118

Yeas—102

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

Rep. Palsrok moved that Rep. Rick Johnson be excused temporarily from today’s session.
The motion prevailed.

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

Rep. Richardville moved that Rule 45 be suspended.
The motion prevailed, 3/5 of the members present voting therefor.

Rep. Richardville moved that the Conference Committee on **House Bill No. 6029** be discharged from further consideration of the bill.

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

The bill was placed on the order of Messages from the Senate and laid over one day.

Messages from the Senate

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 House nonconcurred in the substitute (S-1) on December 2, see House Journal No. 89, p. 2692.)

Rep. Richardville moved that Rules 45 and 67 be suspended.
The motion prevailed, 3/5 of the members present voting therefor.

Rep. Richardville moved to reconsider the vote by which the House did not concur in the Senate substitute (S-1).
The motion prevailed, a majority of the members serving 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. 1119

Yeas—79

| | | | |
|------------|----------|--------|---------|
| Accavitti | Farrah | Minore | Shulman |
| Acciavatti | Gielegem | Murphy | Smith |
| Adamini | Gillard | Newell | Spade |
| Amos | Gleason | Nofs | Stakoe |
| Anderson | Hart | O’Neil | Steil |

| | | | |
|------------|---------------|--------------|-----------------|
| Bieda | Hoogendyk | Palmer | Stewart |
| Bisbee | Hopgood | Palsrok | Tobocman |
| Bradstreet | Howell | Pappageorge | Vagnozzi |
| Brown | Huizenga | Phillips | Van Regenmorter |
| Byrum | Hune | Plakas | Vander Veen |
| Cheeks | Hunter | Pumford | Voorhees |
| Clack | Jamnack | Reeves | Walker |
| Condino | Johnson, Ruth | Richardville | Waters |
| Daniels | Julian | Rivet | Wenke |
| DeRossett | Koetje | Robertson | Williams |
| Dillon | LaSata | Rocca | Wojno |
| Drolet | McConico | Sak | Woodward |
| Ehardt | Meisner | Shaffer | Woronchak |
| Elkins | Meyer | Sheen | Zelenko |
| Emmons | Middaugh | Sheltrown | |

Nays—18

| | | | |
|-----------|----------|-----------|--------|
| Casperson | Gaffney | LaJoy | Pastor |
| Caswell | Garfield | Milosch | Stahl |
| Caul | Hood | Moolenaar | Taub |
| DeRoche | Hummel | Nitz | Ward |
| Farhat | Kooiman | | |

In The Chair: Julian

The House agreed to the title as amended.

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

Second Reading of Bills**Senate Bill No. 1319, entitled**

A bill to amend 1971 PA 174, entitled "Office of child support act," by amending sections 1, 5, and 6 (MCL 400.231, 400.235, and 400.236), section 1 as amended by 2002 PA 564, section 5 as amended by 1998 PA 112, and section 6 as added by 1999 PA 161.

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. 1319, entitled**

A bill to amend 1971 PA 174, entitled "Office of child support act," by amending sections 1, 5, and 6 (MCL 400.231, 400.235, and 400.236), section 1 as amended by 2002 PA 564, section 5 as amended by 1998 PA 112, and section 6 as added by 1999 PA 161.

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

Roll Call No. 1120**Yeas—98**

| | | | |
|------------|---------|----------|---------|
| Accavitti | Farrah | Meyer | Shulman |
| Acciavatti | Gaffney | Middaugh | Smith |

| | | | |
|-------------|---------------|--------------|-----------------|
| Adamini | Garfield | Milosch | Spade |
| Amos | Gielegem | Minore | Stahl |
| Anderson | Gillard | Moolenaar | Stakoe |
| Bieda | Gleason | Murphy | Steil |
| Bisbee | Hager | Newell | Stewart |
| Bradstreet | Hardman | Nitz | Tabor |
| Brandenburg | Hart | Nofs | Taub |
| Brown | Hoogendyk | O'Neil | Tobocman |
| Byrum | Hopgood | Palmer | Vagnozzi |
| Casperson | Howell | Palsrok | Van Regenmorter |
| Caswell | Huizenga | Pastor | Vander Veen |
| Caul | Hummel | Phillips | Voorhees |
| Cheeks | Hune | Plakas | Walker |
| Clack | Hunter | Pumford | Ward |
| Condino | Johnson, Rick | Reeves | Waters |
| Daniels | Johnson, Ruth | Richardville | Wenke |
| DeRoche | Julian | Robertson | Whitmer |
| DeRossett | Koetje | Rocca | Williams |
| Dillon | Kooiman | Sak | Wojno |
| Drolet | LaJoy | Shaffer | Woodward |
| Elkins | LaSata | Sheen | Woronchak |
| Emmons | McConico | Sheltrown | Zelenko |
| Farhat | 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 create the office of child support; and to prescribe certain powers and duties of the office, certain public and private agencies, and certain employers and former employers,”

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. 1409, entitled

A bill to amend 1992 PA 116, entitled “Records media act,” by amending section 3 (MCL 24.403) and by adding section 6.

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. 1409, entitled

A bill to amend 1992 PA 116, entitled “Records media act,” by amending section 3 (MCL 24.403) and by adding section 6.

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

Roll Call No. 1121**Yeas—94**

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

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 designate and regulate certain records media; and to prescribe the powers and duties of certain governmental entities and officials,”

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. 1103, entitled**

A bill to amend 1933 PA 167, entitled “General sales tax act,” by amending section 25 (MCL 205.75), as amended by 2003 PA 139.

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. 1103, entitled**

A bill to amend 1933 PA 167, entitled “General sales tax act,” by amending section 25 (MCL 205.75), as amended by 2003 PA 139.

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

Roll Call No. 1122**Yeas—96**

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

Nays—4

| | | | |
|------------|------------|---------|--------|
| Acciavatti | Bradstreet | Caswell | Ehardt |
|------------|------------|---------|--------|

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 raising of additional public revenue by prescribing certain specific taxes, fees, and charges to be paid to the state for the privilege of engaging in certain business activities; to provide, incident to the enforcement thereof, for the issuance of licenses to engage in such occupations; to provide for the ascertainment, assessment and collection thereof; to appropriate the proceeds thereof; and to prescribe penalties for violations of the provisions of this act,”

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. 1181, entitled**

A bill to amend 1994 PA 451, entitled “Natural resources and environmental protection act,” by amending section 32607 (MCL 324.32607), as added by 2000 PA 278.

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. 1181, entitled

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending section 32607 (MCL 324.32607), as added by 2000 PA 278.

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

Roll Call No. 1123

Yeas—99

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

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

The House agreed to the full title.

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

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

Second Reading of Bills

Senate Bill No. 978, entitled

A bill to amend 1993 PA 331, entitled "State education tax act," by amending section 5b (MCL 211.905b), as added by 2004 PA 108.

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. 978, entitled

A bill to amend 1993 PA 331, entitled "State education tax act," by amending section 5b (MCL 211.905b), as added by 2004 PA 108.

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

Roll Call No. 1124

Yeas—97

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

Nays—0

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

“An act to provide for the levy and collection of a state education tax; to provide for the distribution of the tax; and to prescribe the duties of certain local officials and state officers,”

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. 1321, entitled

A bill to amend 1950 (Ex Sess) PA 27, entitled “Motor vehicle sales finance act,” by amending section 2 (MCL 492.102), as amended by 1995 PA 166.

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. 1321, entitled

A bill to amend 1950 (Ex Sess) PA 27, entitled “Motor vehicle sales finance act,” by amending section 2 (MCL 492.102), as amended by 1995 PA 166.

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

Roll Call No. 1125

Yeas—85

| | | | |
|------------|---------------|--------------|-----------------|
| Accavitti | Farrah | Meisner | Sheen |
| Acciavatti | Gaffney | Meyer | Sheltrown |
| Adamini | Gielegem | Middaugh | Shulman |
| Amos | Gillard | Minore | Smith |
| Anderson | Gleason | Murphy | Spade |
| Bieda | Hager | Newell | Steil |
| Bisbee | Hardman | Nitz | Stewart |
| Bradstreet | Hart | Nofs | Tabor |
| Brown | Hoogendyk | O’Neil | Tobocman |
| Byrum | Hopgood | Palsrok | Vagnozzi |
| Casperson | Howell | Pappageorge | Van Regenmorter |
| Cheeks | Huizenga | Pastor | Vander Veen |
| Clack | Hune | Phillips | Voorhees |
| Condino | Hunter | Plakas | Walker |
| Daniels | Johnson, Rick | Reeves | Ward |
| DeRoche | Johnson, Ruth | Richardville | Waters |
| DeRossett | Julian | Rivet | Wenke |
| Dillon | Koetje | Robertson | Whitmer |
| Ehardt | Kooiman | Rocca | Wojno |
| Elkins | LaJoy | Sak | Woodward |
| Emmons | McConico | Shaffer | Zelenko |
| Farhat | | | |

Nays—15

| | | | |
|-------------|----------|-----------|--------|
| Brandenburg | Garfield | Moolenaar | Stakoe |
| Caswell | Hummel | Palmer | Taub |

Caul
Drolet

LaSata
Milosch

Pumford
Stahl

Woronchak

In The Chair: Julian

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

“An act defining and regulating certain installment sales of motor vehicles; prescribing the conditions under which such sales may be made and regulating the financing thereof; regulating and licensing persons engaged in the business of making or financing such sales; prescribing the form, contents and effect of instruments used in connection with such sales and the financing thereof; prescribing certain rights and obligations of buyers, sellers, persons financing such sales and others; limiting charges in connection with such instruments and fixing maximum interest rates for delinquencies, extensions and loans; regulating insurance in connection with such sales; regulating repossessions, redemptions, resales and deficiency judgments and the rights of parties with respect thereto; authorizing extensions, loans and forbearances related to such sales; authorizing investigations and examinations of persons engaged in the business of making or financing such sales; transferring certain powers and duties with respect to finance companies to the commissioner of the financial institutions bureau; and prescribing penalties.”

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. 72, entitled

A bill to create the pregnant and parenting student services fund; to provide grants to encourage certain institutions of higher education to establish and operate a pregnant and parenting student services office for pregnant and parenting students attending the institution; to prescribe the powers and duties of a pregnant and parenting student services office; and to prescribe the powers and duties of certain state departments.

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. 72, entitled

A bill to create the pregnant and parenting student services fund; to provide grants to encourage certain institutions of higher education to establish and operate a pregnant and parenting student services office for pregnant and parenting students attending the institution; to prescribe the powers and duties of a pregnant and parenting student services office; and to prescribe the powers and duties of certain state departments.

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

Roll Call No. 1126

Yeas—99

Accavitti
Acciavatti
Adamini
Amos
Anderson
Bieda
Bisbee

Farhat
Farrah
Gaffney
Garfield
Gielegem
Gillard
Gleason

Meyer
Middaugh
Milosch
Minore
Moolenaar
Murphy
Newell

Shulman
Smith
Spade
Stahl
Stakoe
Steil
Stewart

| | | | |
|-------------|---------------|-------------|-----------------|
| Bradstreet | Hardman | Nitz | Tabor |
| Brandenburg | Hart | Nofs | Taub |
| Brown | Hood | O'Neil | Tobocman |
| Byrum | Hoogendyk | Palmer | Vagnozzi |
| Casperson | Hopgood | Palsrok | Van Regenmorter |
| Caswell | Howell | Pappageorge | Vander Veen |
| Caul | Huizenga | Pastor | Voorhees |
| Cheeks | Hummel | Phillips | Walker |
| Clack | Hune | Plakas | Ward |
| Condino | Hunter | Pumford | Waters |
| Daniels | Johnson, Rick | Reeves | Wenke |
| DeRoche | Johnson, Ruth | Rivet | Whitmer |
| DeRossett | Julian | Robertson | Williams |
| Dillon | Koetje | Rocca | Wojno |
| Drolet | Kooiman | Sak | Woodward |
| Ehardt | LaJoy | Shaffer | Woronchak |
| Elkins | McConico | Sheen | Zelenko |
| Emmons | Meisner | Sheltrown | |

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. 1278, entitled

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending section 80101 (MCL 324.80101), as added by 1995 PA 58, and by adding section 80108a; and to repeal acts and parts of acts.

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. 1278, entitled

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending section 80101 (MCL 324.80101), as added by 1995 PA 58, and by adding section 80108a; and to repeal acts and parts of acts.

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

Roll Call No. 1127

Yeas—80

| | | | |
|-----------|----------|--------|-------|
| Accavitti | Gaffney | Minore | Smith |
| Adamini | Gielegem | Murphy | Spade |
| Amos | Gillard | Newell | Stahl |

| | | | |
|-----------|---------------|--------------|-----------------|
| Anderson | Gleason | Nitz | Stakoe |
| Bieda | Hager | Nofs | Stewart |
| Brown | Hardman | O'Neil | Taub |
| Byrum | Hart | Palsrok | Tobocman |
| Casperson | Hood | Pappageorge | Vagnozzi |
| Caswell | Hopgood | Phillips | Van Regenmorter |
| Caul | Howell | Plakas | Vander Veen |
| Cheeks | Huizenga | Pumford | Walker |
| Clack | Hunter | Reeves | Ward |
| Condino | Johnson, Rick | Richardville | Waters |
| Daniels | Julian | Rivet | Wenke |
| DeRossett | Kooiman | Robertson | Whitmer |
| Dillon | LaSata | Sak | Williams |
| Ehardt | McConico | Shaffer | Wojno |
| Elkins | Meisner | Sheen | Woodward |
| Emmons | Meyer | Sheltrown | Woronchak |
| Farrah | Middaugh | Shulman | Zelenko |

Nays—22

| | | | |
|-------------|---------------|-----------|----------|
| Acciavatti | Farhat | Koetje | Pastor |
| Bisbee | Garfield | LaJoy | Rocca |
| Bradstreet | Hoogendyk | Milosch | Steil |
| Brandenburg | Hummel | Moolenaar | Tabor |
| DeRoche | Hune | Palmer | Voorhees |
| Drolet | Johnson, Ruth | | |

In The Chair: Julian

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

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

The House agreed to the full title.

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

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

Second Reading of Bills

Senate Bill No. 1150, entitled

A bill to amend 1956 PA 218, entitled “The insurance code of 1956,” by amending sections 3515, 3519, 3523, 3529, 3533, 3569, and 3571 (MCL 500.3515, 500.3519, 500.3523, 500.3529, 500.3533, 500.3569, and 500.3571), sections 3515 and 3519 as amended by 2002 PA 621, sections 3523 and 3529 as amended by 2002 PA 304, and sections 3533, 3569, and 3571 as added by 2000 PA 252.

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. 1150, entitled

A bill to amend 1956 PA 218, entitled “The insurance code of 1956,” by amending sections 3515, 3519, 3523, 3529, 3533, 3569, and 3571 (MCL 500.3515, 500.3519, 500.3523, 500.3529, 500.3533, 500.3569, and 500.3571), sections 3515 and 3519 as amended by 2002 PA 621, sections 3523 and 3529 as amended by 2002 PA 304, and sections 3533, 3569, and 3571 as added by 2000 PA 252.

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

Roll Call No. 1128

Yeas—56

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

Nays—41

| | | | |
|-----------|----------|-----------|-----------|
| Accavitti | Dillon | McConico | Spade |
| Adamini | Elkins | Meisner | Tobocman |
| Anderson | Farrah | Minore | Vagnozzi |
| Bieda | Gielegem | Murphy | Waters |
| Brown | Gillard | Phillips | Whitmer |
| Byrum | Gleason | Plakas | Williams |
| Cheeks | Hardman | Reeves | Wojno |
| Clack | Hood | Sak | Woodward |
| Condino | Hopgood | Sheltrown | Woronchak |
| Daniels | Jamnick | Smith | Zelenko |
| DeRossett | | | |

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 relating to the insurance and surety business; to regulate the incorporation or formation of domestic insurance and surety companies and associations and the admission of foreign and alien companies and associations; to provide their rights, powers, and immunities and to prescribe the conditions on which companies and associations organized, existing, or authorized under this act may exercise their powers; to provide the rights, powers, and immunities and to prescribe the conditions on which other persons, firms, corporations, associations, risk retention groups, and purchasing groups engaged in an insurance or surety business may exercise their powers; to provide for the imposition of a privilege fee on domestic insurance companies and associations and the state accident fund; to provide for the imposition of a tax on the business of foreign and alien companies and

associations; to provide for the imposition of a tax on risk retention groups and purchasing groups; to provide for the imposition of a tax on the business of surplus line agents; to provide for the imposition of regulatory fees on certain insurers; to provide for assessment fees on certain health maintenance organizations; to modify tort liability arising out of certain accidents; to provide for limited actions with respect to that modified tort liability and to prescribe certain procedures for maintaining those actions; to require security for losses arising out of certain accidents; to provide for the continued availability and affordability of automobile insurance and homeowners insurance in this state and to facilitate the purchase of that insurance by all residents of this state at fair and reasonable rates; to provide for certain reporting with respect to insurance and with respect to certain claims against uninsured or self-insured persons; to prescribe duties for certain state departments and officers with respect to that reporting; to provide for certain assessments; to establish and continue certain state insurance funds; to modify and clarify the status, rights, powers, duties, and operations of the nonprofit malpractice insurance fund; to provide for the departmental supervision and regulation of the insurance and surety business within this state; to provide for regulation over worker's compensation self-insurers; to provide for the conservation, rehabilitation, or liquidation of unsound or insolvent insurers; to provide for the protection of policyholders, claimants, and creditors of unsound or insolvent insurers; to provide for associations of insurers to protect policyholders and claimants in the event of insurer insolvencies; to prescribe educational requirements for insurance agents and solicitors; to provide for the regulation of multiple employer welfare arrangements; to create an automobile theft prevention authority to reduce the number of automobile thefts in this state; to prescribe the powers and duties of the automobile theft prevention authority; to provide certain powers and duties upon certain officials, departments, and authorities of this state; to provide for an appropriation; to repeal acts and parts of acts; and to provide penalties for the violation of this act,"

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. 1148, entitled

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending section 43536a (MCL 324.43536a), as amended by 2003 PA 4.

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. 1148, entitled

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending section 43536a (MCL 324.43536a), as amended by 2003 PA 4.

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

Roll Call No. 1129

Yeas—101

| | | | |
|-------------|----------|-----------|-----------|
| Accavitti | Farrah | McConico | Sheltrown |
| Acciavatti | Gaffney | Meisner | Shulman |
| Adamini | Garfield | Meyer | Smith |
| Amos | Gielegem | Middaugh | Spade |
| Anderson | Gillard | Milosch | Stahl |
| Bieda | Gleason | Moolenaar | Stakoe |
| Bisbee | Hager | Murphy | Steil |
| Bradstreet | Hardman | Newell | Stewart |
| Brandenburg | Hart | Nitz | Tabor |

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

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

The House agreed to the full title.

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

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

Second Reading of Bills

Senate Bill No. 1317, entitled

A bill to create the Ronald Wilson Reagan memorial monument fund commission to govern the Ronald Wilson Reagan memorial monument fund; to prescribe the powers and duties of the commission and certain state departments and officers; to provide for penalties; and to provide for dissolution of the commission.

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. 1317, entitled

A bill to create the Ronald Wilson Reagan memorial monument fund commission to govern the Ronald Wilson Reagan memorial monument fund; to prescribe the powers and duties of the commission and certain state departments and officers; to provide for penalties; and to provide for dissolution of the commission.

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

Roll Call No. 1130**Yeas—80**

| | | | |
|-------------|---------------|--------------|-----------------|
| Accavitti | Farhat | Meyer | Sheen |
| Acciavatti | Gaffney | Middaugh | Shulman |
| Amos | Garfield | Milosch | Spade |
| Bisbee | Gillard | Moolenaar | Stahl |
| Bradstreet | Gleason | Murphy | Stakoe |
| Brandenburg | Hager | Newell | Steil |
| Brown | Hardman | Nitz | Stewart |
| Byrum | Hart | Nofs | Tabor |
| Casperson | Hoogendyk | O'Neil | Taub |
| Caswell | Howell | Palmer | Tobocman |
| Caul | Huizenga | Palsrok | Vagnozzi |
| Cheeks | Hummel | Pappageorge | Van Regenmorter |
| Clack | Hune | Pastor | Vander Veen |
| DeRoche | Johnson, Rick | Plakas | Voorhees |
| DeRossett | Johnson, Ruth | Pumford | Walker |
| Dillon | Julian | Richardville | Ward |
| Drolet | Koetje | Robertson | Waters |
| Ehardt | Kooiman | Rocca | Wojno |
| Elkins | LaJoy | Sak | Woronchak |
| Emmons | LaSata | Shaffer | Zelenko |

Nays—14

| | | | |
|----------|----------|----------|-----------|
| Adamini | Daniels | McConico | Sheltrown |
| Anderson | Gielegem | Meisner | Williams |
| Bieda | Hunter | Minore | Woodward |
| Condino | Jamnick | | |

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.

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:

With all due respect (and no disrespect intended) to former President Ronald Reagan, I voted ‘no’ on Senate Bill 1317 because I believe that greater consideration should be given to the idea of a state memorial. Certainly, Reagan’s recent death this last summer, while not unexpected, allowed for a tasteful, and genuine outpouring of national grief and reflection. On the subject of official memorials, whether they be state or federal, I believe that sufficient time — at least ten years — should be allowed to fully consider the subject individual’s place in history. For example, Abraham Lincoln was assassinated in 1865, but it wasn’t until 1922 that the Lincoln Memorial was dedicated. More recently, Franklin Roosevelt’s memorial in Washington DC was dedicated roughly fifty years after FDR’s death. I also wonder about the appropriateness of a State of Michigan memorial to former President Reagan, especially one planned for the close proximity of the State Capitol. Reagan was not from Michigan, nor was he associated with any specific Michigan industry or association. It is interesting to note that with the exception of a painting of former President Ford (the only U.S. President from Michigan) that hangs in the Capitol, our Capitol building is devoid of any statues, monuments or even

paintings of former Presidents. So why single out former President Reagan for this honor? Nothing against our former President, but I believe that a truly thoughtful memorial to any person or event should be considerate of the person's place in history, his or her ties to the state, as well as the location of the monument, thus, I voted no on Senate Bill 1317."

Second Reading of Bills

Senate Bill No. 517, entitled

A bill to amend 1984 PA 427, entitled "Municipal employees retirement act of 1984," by amending sections 2a, 2b, and 36 (MCL 38.1502a, 38.1502b, and 38.1536), as amended by 1996 PA 220; and to repeal acts and parts of acts.

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. 517, entitled

A bill to amend 1984 PA 427, entitled "Municipal employees retirement act of 1984," by amending sections 2a, 2b, and 36 (MCL 38.1502a, 38.1502b, and 38.1536), as amended by 1996 PA 220; and to repeal acts and parts of acts.

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

Roll Call No. 1131

Yeas—101

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

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 a retirement system for municipal and judicial employees; to create a retirement board and to prescribe its powers and duties; to prescribe the powers and duties of certain other state officers and agencies; 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. 222, entitled**

A bill to amend 1976 PA 451, entitled “The revised school code,” (MCL 380.1 to 380.1852) by adding section 1163. The bill was read a second time.

Rep. Palmer moved to amend the bill as follows:

1. Amend page 1, line 1, after “**the**” by striking out “**2004-2005**” and inserting “**2008-2009**”.

2. Amend page 1, line 2, after “**years**” by inserting “**and subject to subsection (3)**”.

3. Amend page 2, following line 22, by inserting:

“(3) **The department’s obligation under this section is limited to amount of funds the department has available to fulfill its duties under this section.**”.

4. Amend page 2, following line 22, by inserting:

“Enacting section 1. This amendatory act takes effect October 1, 2007.”.

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. 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. 222, entitled**

A bill to amend 1976 PA 451, entitled “The revised school code,” (MCL 380.1 to 380.1852) by adding section 1163. Was read a third time and passed, a majority of the members serving voting therefor, by yeas and nays, as follows:

Roll Call No. 1132**Yeas—56**

| | | | |
|-------------|---------------|-------------|--------------|
| Accavitti | Farrah | Koetje | Pastor |
| Acciavatti | Garfield | Kooiman | Plakas |
| Anderson | Gielegem | LaSata | Richardville |
| Bieda | Gillard | McConico | Robertson |
| Bradstreet | Gleason | Meisner | Rocca |
| Brandenburg | Hager | Meyer | Sak |
| Byrum | Hoogendyk | Minore | Shulman |
| Casperson | Howell | Murphy | Spade |
| Clack | Huizenga | Newell | Steil |
| Condino | Hummel | Nofs | Taub |
| DeRossett | Hune | O’Neil | Ward |
| Ehardt | Hunter | Palmer | Whitmer |
| Emmons | Jamnick | Palsrok | Wojno |
| Farhat | Johnson, Rick | Pappageorge | Zelenko |

Nays—43

| | | | |
|---------|---------------|-----------|-----------------|
| Adamini | Gaffney | Nitz | Tabor |
| Amos | Hardman | Phillips | Tobocman |
| Bisbee | Hart | Pumford | Vagnozzi |
| Caswell | Hood | Reeves | Van Regenmorter |
| Caul | Hopgood | Rivet | Vander Veen |
| Cheeks | Johnson, Ruth | Shaffer | Voorhees |
| Daniels | Julian | Sheen | Walker |
| DeRoche | LaJoy | Sheltrown | Waters |
| Dillon | Middaugh | Smith | Woodward |
| Drolet | Milosch | Stahl | Woronchak |
| Elkins | Moolenaar | Stewart | |

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 a system of public instruction and elementary and secondary schools; to revise, consolidate, and clarify the laws relating to elementary and secondary education; to provide for the organization, regulation, and maintenance of schools, school districts, public school academies, intermediate school districts, and other public school entities; to prescribe rights, powers, duties, and privileges of schools, school districts, public school academies, intermediate school districts, and other public school entities; to provide for the regulation of school teachers and certain other school employees; to provide for school elections and to prescribe powers and duties with respect thereto; to provide for the levy and collection of taxes; to provide for the borrowing of money and issuance of bonds and other evidences of indebtedness; to establish a fund and provide for expenditures from that fund; to provide for and prescribe the powers and duties of certain state departments, the state board of education, and certain other boards and officials; to provide for licensure of boarding schools; to prescribe penalties; and to repeal acts and parts of acts,”

The House agreed to the full title.

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

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

Rep. Dillon, 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 fully support the goal of introducing character education into the schools. But I cannot support the current legislation for the following reasons:

1. There was no information on the standards governing the program to be implemented. What is the basis for measuring character? Can it be accomplished without any religious influence? These questions need to be addressed in hearings and studied - not pushed through in lame duck session;

2. It violates principals of local control which I favor; and

3. Too many schools do not have the resources to take on yet another unfunded mandate from Lansing.

Nevertheless, I could support this legislation if I was confident the program would be effective, taught the values of the community in which the school is located and the troubled schools could afford to implement it.”

Second Reading of Bills**Senate Bill No. 1366, entitled**

A bill to amend 1961 PA 236, entitled “Revised judicature act of 1961,” by amending section 934 (MCL 600.934), as amended by 2000 PA 112.

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. 1366, entitled

A bill to amend 1961 PA 236, entitled "Revised judicature act of 1961," by amending section 934 (MCL 600.934), as amended by 2000 PA 112.

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

Roll Call No. 1133

Yeas—99

| | | | |
|-------------|---------------|--------------|-----------------|
| Accavitti | Farhat | Meisner | Sheltrown |
| Acciavatti | Farrah | Meyer | Shulman |
| Adamini | Gaffney | Middaugh | Spade |
| Amos | Garfield | Milosch | Stahl |
| Anderson | Gieleghem | Minore | Stakoe |
| Bieda | Gillard | Moolenaar | Steil |
| Bisbee | Gleason | Murphy | Stewart |
| Bradstreet | Hardman | Newell | Tabor |
| Brandenburg | Hart | Nitz | Taub |
| Brown | Hood | Nofs | Tobocman |
| Byrum | Hoogendyk | O'Neil | Vagnozzi |
| Casperson | Hopgood | Palmer | Van Regenmorter |
| Caswell | Howell | Palsrok | Vander Veen |
| Caul | Huizenga | Pastor | Voorhees |
| Cheeks | Hummel | Phillips | Walker |
| Clack | Hune | Plakas | Ward |
| Condino | Hunter | Pumford | Waters |
| Daniels | Johnson, Rick | Reeves | Wenke |
| DeRoche | Johnson, Ruth | Richardville | Whitmer |
| DeRossett | Julian | Rivet | Williams |
| Dillon | Koetje | Robertson | Wojno |
| Drolet | Kooiman | Rocca | Woodward |
| Ehardt | LaJoy | Sak | Woronchak |
| Elkins | LaSata | Shaffer | Zelenko |
| Emmons | 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 protect the environment and natural resources of the state; to codify, revise, consolidate, and classify laws relating to the environment and natural resources of the state; to regulate the discharge of certain substances into the environment; to regulate the use of certain lands, waters, and other natural resources of the state; to prescribe the powers and duties of certain state and local agencies and officials; to provide for certain charges, fees, and assessments; to provide certain appropriations; to prescribe penalties and provide remedies; to repeal certain parts of this act on a specific date; and to repeal certain acts and parts of acts,"

The House agreed to the full title.

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

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

Senate Bill No. 146, entitled

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," (MCL 257.1 to 257.923) by adding section 307b. (The bill was read a third time and postponed for the day on December 8, see House Journal No. 91, p. 2835.)

The question being on the passage of the bill,

Rep. Pappageorge moved to amend the bill as follows:

1. Amend page 1, line 1, after "**Sec. 307b.**" by striking out "**(1)**".
2. Amend page 1, line 5, after "**shall**" by striking out the balance of the section and inserting "**inform the individual that he may be registered with the selective service through the secretary of state at that time if he or she choose to do so, and do 1 of the following:**

(a) **If the individual elects not to register at that time, require the individual to sign a written statement that he chooses not to register at that time but is aware of his obligation to register with selective service when he attains the age of 18.**

(b) **If the individual elects to be registered at that time, obtain the written consent of that individual to be registered and obtain the necessary registration information, including the individual's social security number, and forward that information to the selective service system in a format consistent with selective service requirements.**"

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

The question being on the passage of the bill,

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

The motion prevailed.

Rep. Pappageorge moved to reconsider the vote by which the House postponed the bill for the day.

The motion did not prevail, a majority of the members present not voting therefor.

By unanimous consent the House returned to the order of

Motions and Resolutions

Rep. Richardville moved to reconsider the vote by which the House nonconcurred in the Senate substitute (S-3) to **House Bill No. 4880.**

(For first notice see House Journal No. 91, p. 2838.)

The question being on the motion made by Rep. Richardville,

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

Messages from the Senate**House Bill No. 4880, entitled**

A bill to provide for the exemption of certain manufactured housing property from certain taxes; to levy and collect a state specific tax upon certain manufactured housing property; to provide for the disposition of the state specific tax; to prescribe the powers and duties of certain local government officials; to provide penalties; and to repeal acts and parts of acts.

(The House nonconcurred in the substitute (S-3) on December 8, see House Journal No. 91, p. 2782.)

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

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

The motion prevailed.

The Speaker laid before the House

House Bill No. 4586, entitled

A bill to amend 1975 PA 238, entitled "Child protection law," by amending sections 2, 7, 7c, and 7j (MCL 722.622, 722.627, 722.627c, and 722.627j), section 2 as amended by 2002 PA 693, section 7 as amended by 2002 PA 661, section 7c as added by 1998 PA 428, and section 7j as added by 2002 PA 716.

(The bill was received from the Senate on December 8, with an amendment, title amendment and immediate effect given by the Senate, consideration of which, under the rules, was postponed until today, see House Journal No. 91, p. 2808.)

The question being on concurring in the amendment 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. 1134**Yeas—101**

| | | | |
|-------------|---------------|--------------|-----------------|
| Accavitti | Gaffney | Meyer | Sheltrown |
| Acciavatti | Garfield | Middaugh | Shulman |
| Adamini | Gielegem | Milosch | Smith |
| Amos | Gillard | Minore | Spade |
| Anderson | Gleason | Moolenaar | Stahl |
| Bieda | Hager | Murphy | Stakoe |
| Bisbee | Hardman | Newell | Steil |
| Bradstreet | Hart | Nitz | Stewart |
| Brandenburg | Hood | Nofs | Tabor |
| Brown | Hoogendyk | O'Neil | Taub |
| Byrum | Hopgood | 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, Rick | Pumford | Ward |
| Daniels | Johnson, Ruth | Reeves | Waters |
| DeRossett | Julian | Richardville | Wenke |
| Dillon | Koetje | Rivet | Whitmer |
| Drolet | Kooiman | Robertson | Williams |
| Ehardt | LaJoy | Rocca | Wojno |
| Elkins | LaSata | Sak | Woodward |
| Emmons | McConico | Shaffer | Woronchak |
| Farhat | Meisner | Sheen | Zelenko |
| Farrah | | | |

Nays—0

In The Chair: Julian

The House agreed to the title as amended.

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

The Speaker laid before the House

House Bill No. 5055, entitled

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending section 9112 (MCL 324.9112), as amended by 2000 PA 504.

(The bill was received from the Senate on December 8, with substitute (S-3), title amendment and immediate effect given by the Senate, consideration of which, under the rules, was postponed until today, see House Journal No. 91, p. 2774.)

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. 1135**Yeas—98**

| | | | |
|------------|----------|-----------|-----------|
| Accavitti | Farrah | Meyer | Sheltrown |
| Acciavatti | Gaffney | Milosch | Shulman |
| Adamini | Garfield | Minore | Smith |
| Amos | Gielegem | Moolenaar | Spade |

| | | | |
|-------------|---------------|--------------|-----------------|
| Anderson | Gillard | Murphy | Stahl |
| Bieda | Gleason | Newell | Stakoe |
| Bisbee | Hager | Nitz | Steil |
| Bradstreet | Hardman | Nofs | Stewart |
| Brandenburg | Hart | O'Neil | Tabor |
| Brown | Hood | Palmer | Taub |
| Byrum | Hoogendyk | Palsrok | Tobocman |
| Casperson | Hopgood | Pappageorge | Vagnozzi |
| Caswell | Huizenga | Pastor | Van Regenmorter |
| Caul | Hummel | Phillips | Voorhees |
| Cheeks | Hune | Plakas | Walker |
| Clack | Hunter | Pumford | Ward |
| Condino | Jamnick | Reeves | Waters |
| Daniels | Johnson, Rick | Richardville | Wenke |
| DeRoche | Johnson, Ruth | Rivet | Whitmer |
| DeRossett | Julian | Robertson | Williams |
| Dillon | Koetje | Rocca | Wojno |
| Drolet | Kooiman | Sak | Woodward |
| Elkins | LaJoy | Shaffer | Woronchak |
| Emmons | LaSata | Sheen | Zelenko |
| Farhat | Meisner | | |

Nays—0

In The Chair: Julian

The House agreed to the title as amended.

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

The Speaker laid before the House

House Bill No. 5372, entitled

A bill to amend 1982 PA 295, entitled "Support and parenting time enforcement act," by amending section 31 (MCL 552.631), as amended by 2002 PA 567.

(The bill was received from the Senate on December 8, with substitute (S-1), full title inserted and immediate effect given by the Senate, consideration of which, under the rules, was postponed until today, see House Journal No. 91, p. 2774.)

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. 1136**Yeas—95**

| | | | |
|-------------|-----------|-----------|-----------------|
| Accavitti | Emmons | Meyer | Shulman |
| Acciavatti | Farhat | Middaugh | Spade |
| Adamini | Farrah | Milosch | Stahl |
| Amos | Gaffney | Minore | Stakoe |
| Anderson | Garfield | Moolenaar | Steil |
| Bieda | Gielegem | Murphy | Stewart |
| Bisbee | Gillard | Newell | Tabor |
| Bradstreet | Gleason | Nitz | Taub |
| Brandenburg | Hager | Nofs | Tobocman |
| Brown | Hart | O'Neil | Vagnozzi |
| Byrum | Hoogendyk | Palmer | Van Regenmorter |
| Casperson | Hopgood | Palsrok | Vander Veen |

| | | | |
|-----------|---------------|--------------|-----------|
| Caswell | Huizenga | Pastor | Voorhees |
| Caul | Hummel | Phillips | Walker |
| Cheeks | Hune | Plakas | Ward |
| Clack | Hunter | Pumford | Waters |
| Condino | Johnson, Rick | Reeves | Wenke |
| Daniels | Julian | Richardville | Whitmer |
| DeRoche | Koetje | Rivet | Williams |
| DeRossett | Kooiman | Rocca | Wojno |
| Dillon | LaJoy | Sak | Woodward |
| Drolet | LaSata | Shaffer | Woronchak |
| Ehardt | McConico | Sheen | Zelenko |
| Elkins | Meisner | Sheltrown | |

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

House Bill No. 5373, entitled

A bill to amend 1931 PA 328, entitled “The Michigan penal code,” by amending section 165 (MCL 750.165), as amended by 1999 PA 152.

(The bill was received from the Senate on December 8, with an amendment, full title inserted and immediate effect given by the Senate, consideration of which, under the rules, was postponed until today, see House Journal No. 91, p. 2774.)

The question being on concurring in the amendment 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. 1137

Yeas—95

| | | | |
|-------------|---------------|--------------|-----------------|
| Accavitti | Gaffney | Milosch | Shulman |
| Acciavatti | Garfield | Minore | Spade |
| Adamini | Gillard | Moolenaar | Stahl |
| Amos | Gleason | Murphy | Stakoe |
| Anderson | Hager | Newell | Steil |
| Bieda | Hardman | Nitz | Stewart |
| Bisbee | Hart | Nofs | Tabor |
| Bradstreet | Hoogendyk | O’Neil | Taub |
| Brandenburg | Hopgood | Palmer | Tobocman |
| Brown | Huizenga | Palsrok | Vagnozzi |
| Byrum | Hummel | Pappageorge | Van Regenmorter |
| Casperson | Hune | Pastor | Vander Veen |
| Caswell | Hunter | Phillips | Voorhees |
| Caul | Jamnick | Plakas | Walker |
| Cheeks | Johnson, Ruth | Pumford | Ward |
| Condino | Julian | Reeves | Waters |
| DeRoche | Koetje | Richardville | Wenke |
| DeRossett | Kooiman | Rivet | Whitmer |
| Dillon | LaJoy | Robertson | Williams |
| Drolet | LaSata | Rocca | Wojno |
| Elkins | McConico | Sak | Woodward |
| Emmons | Meisner | Shaffer | Woronchak |

Farhat
Farrah

Meyer
Middaugh

Sheen
Sheltrown

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

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 received from the Senate on December 8, with an amendment, title amendment and immediate effect given by the Senate, consideration of which, under the rules, was postponed until today, see House Journal No. 91, p. 2774.)

The question being on concurring in the amendment 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. 1138

Yeas—99

Accavitti
Acciavatti
Adamini
Amos
Anderson
Bieda
Bisbee
Brandenburg
Brown
Byrum
Casperson
Caswell
Caul
Cheeks
Clack
Condino
Daniels
DeRoche
DeRossett
Dillon
Drolet
Ehardt
Elkins
Emmons
Farhat

Farrah
Gaffney
Garfield
Gielegghem
Gillard
Gleason
Hager
Hardman
Hart
Hoogendyk
Hopgood
Huizenga
Hummel
Hune
Hunter
Jamnack
Johnson, Rick
Johnson, Ruth
Julian
Koetje
Kooiman
LaJoy
LaSata
McConico
Meisner

Meyer
Middaugh
Milosch
Minore
Moolenaar
Murphy
Newell
Nitz
Nofs
O’Neil
Palmer
Palsrok
Pappageorge
Pastor
Phillips
Plakas
Pumford
Reeves
Richardville
Robertson
Rocca
Sak
Shaffer
Sheen
Sheltrown

Shulman
Smith
Spade
Stahl
Stakoe
Steil
Stewart
Tabor
Taub
Tobocman
Vagnozzi
Van Regenmorter
Vander Veen
Voorhees
Walker
Ward
Waters
Wenke
Whitmer
Williams
Wojno
Woodward
Woronchak
Zelenko

Nays—0

In The Chair: Julian

The House agreed to the title as amended.

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

The Speaker laid before the House

House Bill No. 5551, entitled

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

(The bill was received from the Senate on December 8, with substitute (S-1) and immediate effect given by the Senate, consideration of which, under the rules, was postponed until today, see House Journal No. 91, p. 2775.)

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. 1139

Yeas—98

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

Nays—0

In The Chair: Julian

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

The Speaker Pro Tempore called Associate Speaker Pro Tempore Ehardt to the Chair.

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

Rep. Richardville moved that Rule 67 be suspended.
The motion prevailed, 3/5 of the members present voting therefor.

Rep. Pappageorge moved to reconsider the vote by which the House postponed **Senate Bill No. 146** for the day.
The motion prevailed, a majority of the members present voting therefor.

Third Reading of Bills

The House returned to the consideration of
Senate Bill No. 146, entitled

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," (MCL 257.1 to 257.923) by adding section 307b.
(The bill was considered earlier today, see today's Journal p. 2967.)
The question being on the passage of the bill,

Rep. Pappageorge moved that consideration of the bill be postponed for the day.
The motion prevailed.

The Speaker Pro Tempore resumed the Chair.

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

The House returned to the consideration of
House Bill No. 4880, entitled

A bill to provide for the exemption of certain manufactured housing property from certain taxes; to levy and collect a state specific tax upon certain manufactured housing property; to provide for the disposition of the state specific tax; to prescribe the powers and duties of certain local government officials; to provide penalties; and to repeal acts and parts of acts.

(The bill was considered earlier today, see today's Journal p. 2967.)

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

Rep. Richardville moved to substitute (H-12) the Senate substitute (S-3).
The motion prevailed and the substitute (H-12) was adopted, a majority of the members serving voting therefor.
The question being on concurring in the substitute (S-3) made to the bill by the Senate,

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

The Speaker laid before the House
House Bill No. 5637, entitled

A bill to amend 1978 PA 368, entitled "Public health code," (MCL 333.1101 to 333.25211) by adding section 9141.
(The bill was received from the Senate on December 8, with amendments, full title inserted and immediate effect given by the Senate, consideration of which, under the rules, was postponed until today, see House Journal No. 91, p. 2808.)

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. 1140**Yeas—98**

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

Nays—1

Adamini

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

House Bill No. 5833, entitled

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

(The bill was received from the Senate on December 8, with substitute (S-2) and immediate effect given by the Senate, consideration of which, under the rules, was postponed until today, see House Journal No. 91, p. 2775.)

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

The substitute (S-2) was concurred in, 2/3 of the members serving voting therefor, by yeas and nays, as follows:

Roll Call No. 1141**Yeas—99**

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

Nays—0

In The Chair: Julian

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

The Speaker laid before the House

House Bill No. 5870, entitled

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending sections 301, 502, 503, 1604, 1609, 1902, 12115, 40114, 40119, 41711, 42506, 42712, 43504, 43546, 43553, 43556, 43557, 43701, 43702, 43703, 43901, 43902, 43903, 44104, 44105, 44501, 44511, 44518, 45705, 45907, 47303, 47332, 48737, 48740, 64108, 71101, 71106, 71108, 74101, 74108, 74114, 74122, 78101, 78105, 78110, 78111, 78115, 78503, 79114, 80104, 80115, 80118, 80119, 81101, 81110, 81117, 81119, 81130, 81147, 82101, 82102a, 82106, 82109, 82110, 82111, 82118, 83101, 83103, 83104, and 83106 (MCL 324.301, 324.502, 324.503, 324.1604, 324.1609, 324.1902, 324.12115, 324.40114, 324.40119, 324.41711, 324.42506, 324.42712, 324.43504, 324.43546, 324.43553, 324.43556, 324.43557, 324.43701, 324.43702, 324.43703, 324.43901, 324.43902, 324.43903, 324.44104, 324.44105, 324.44501, 324.44511, 324.44518, 324.45705, 324.45907, 324.47303, 324.47332, 324.48737, 324.48740, 324.64108, 324.71101, 324.71106, 324.71108, 324.74101, 324.74108, 324.74114, 324.74122, 324.78101, 324.78105, 324.78110, 324.78111, 324.78115, 324.78503, 324.79114, 324.80104, 324.80115, 324.80118, 324.80119, 324.81101, 324.81110, 324.81117, 324.81119, 324.81130, 324.81147, 324.82101, 324.82102a, 324.82106, 324.82109, 324.82110, 324.82111, 324.82118, 324.83101, 324.83103, 324.83104, and 324.83106), section 502 as amended by 2002 PA 148, section 503 as amended by 1998 PA 419, sections 1604 and 1609 as added by 1995 PA 60, section 1902 as amended by 2002 PA 52, sections 40114, 40119, 41711, 42712, 43504, 43557, 43901, 43903, 44104, 44105, 44501, 44511, 44518, 45705, 45907, 47303, 47332, 48737, 48740, and 64108 as added by 1995 PA 57, section 42506 as amended by 2002 PA 356, sections 43546, 43553, and 43556 as amended by 1996 PA 585, sections 43701, 43702, and 43703 as amended by 2001 PA 50, section 43902 as amended by 2002 PA 55, sections 71101, 71106, 71108, 74101, 74108, 74114, 74122, 78105, 78111, 78503, 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, 439, and 711 and by adding part 20; and to repeal acts and parts of acts.

(The bill was received from the Senate on December 8, with substitute (S-1), title amendment and immediate effect given by the Senate, consideration of which, under the rules, was postponed until today, see House Journal No. 91, p. 2775.)

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. 1142**Yeas—100**

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

Nays—0

In The Chair: Julian

The House agreed to the title as amended.

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

The Speaker laid before the House

House Bill No. 5913, entitled

A bill to amend 1984 PA 431, entitled "The management and budget act," by amending section 263 (MCL 18.1263).

(The bill was received from the Senate on December 8, with substitute (S-1), full title inserted and immediate effect given by the Senate, consideration of which, under the rules, was postponed until today, see House Journal No. 91, p. 2809.)

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. 1143**Yeas—99**

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

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 Senate requested the return of

House Bill No. 4231, entitled

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending sections 252a, 252b, 252d, 252e, 252f, and 252g (MCL 257.252a, 257.252b, 257.252d, 257.252e, 257.252f, and 257.252g), section 252a as amended by 2002 PA 649, section 252b as amended and sections 252e, 252f, and 252g as added by 1981 PA 104, and section 252d as amended by 2000 PA 76, and by adding section 252h; and to repeal acts and parts of acts.

Rep. Richardville moved that the request of the Senate be granted.

The motion prevailed.

The Speaker laid before the House

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.

(The bill was received from the Senate on December 8, with substitute (S-1), full title inserted and immediate effect given by the Senate, consideration of which, under the rules, was postponed until today, see House Journal No. 91, p. 2776.)

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. 1144**Yeas—96**

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

Rep. Waters moved that Reps. Hardman, Minore and Rivet be excused temporarily from today's session.
The motion prevailed.

The Speaker laid before the House

House Bill No. 6046, entitled

A bill to amend 1972 PA 230, entitled "Stille-DeRossett-Hale single state construction code act," by amending section 4 (MCL 125.1504), as amended by 1999 PA 245.

(The bill was received from the Senate on December 8, with substitute (S-1), full title inserted and immediate effect given by the Senate, consideration of which, under the rules, was postponed until today, see House Journal No. 91, p. 2776.)

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. 1145**Yeas—98**

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

The Speaker laid before the House

House Bill No. 6085, entitled

A bill to amend 1982 PA 415, entitled "Correctional officers' training act of 1982," by amending section 12 (MCL 791.512), as amended by 1989 PA 4.

(The bill was received from the Senate on December 8, with substitute (S-1), full title inserted and immediate effect given by the Senate, consideration of which, under the rules, was postponed until today, see House Journal No. 91, p. 2777.)

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. 1146**Yeas—99**

| | | | |
|------------|------------|-----------|---------|
| Accavitti | Farrah | Meyer | Shulman |
| Acciavatti | Gaffney | Middaugh | Smith |
| Adamini | Garfield | Milosch | Spade |
| Amos | Gielegthem | Minore | Stahl |
| Anderson | Gillard | Moolenaar | Stakoe |

| | | | |
|-------------|---------------|--------------|-----------------|
| Bieda | Gleason | Murphy | Steil |
| Bisbee | Hager | Newell | Stewart |
| Bradstreet | Hart | Nitz | Tabor |
| Brandenburg | Hood | Nofs | Taub |
| Brown | Hoogendyk | O'Neil | Tobocman |
| Byrum | Hopgood | Palmer | Vagnozzi |
| Casperson | Huizenga | Palsrok | Van Regenmorter |
| Caswell | Hummel | Pappageorge | Vander Veen |
| Caul | Hune | Pastor | Voorhees |
| Cheeks | Hunter | Phillips | Walker |
| Clack | Jamnick | Plakas | Ward |
| Condino | Johnson, Rick | Pumford | Waters |
| Daniels | Johnson, Ruth | Reeves | Wenke |
| DeRoche | Julian | Richardville | Whitmer |
| Dillon | Koetje | Robertson | Williams |
| Drolet | Kooiman | Rocca | Wojno |
| Ehardt | LaJoy | Sak | Woodward |
| Elkins | LaSata | Shaffer | Woronchak |
| Emmons | McConico | Sheen | Zelenko |
| Farhat | Meisner | Sheltrown | |

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

Rep. Palmer moved that Rep. Julian be excused temporarily from today's session.

The motion prevailed.

The Speaker laid before the House

House Bill No. 6102, entitled

A bill to amend 1978 PA 368, entitled "Public health code," by amending section 20910 (MCL 333.20910), as amended by 2004 PA 200.

(The bill was received from the Senate on December 8, with substitute (S-1), full title inserted and immediate effect given by the Senate, consideration of which, under the rules, was postponed until today, see House Journal No. 91, p. 2777.)

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. 1147

Yeas—91

| | | | |
|------------|------------|-----------|--------|
| Accavitti | Farrah | Milosch | Spade |
| Acciavatti | Gaffney | Minore | Stahl |
| Adamini | Gielegghem | Moolenaar | Stakoe |
| Amos | Gillard | Murphy | Steil |

| | | | |
|-------------|---------------|--------------|-----------------|
| Anderson | Gleason | Newell | Stewart |
| Bieda | Hager | Nitz | Tabor |
| Bisbee | Hart | Nofs | Taub |
| Bradstreet | Hood | O'Neil | Tobocman |
| Brandenburg | Hopgood | Palmer | Vagnozzi |
| Brown | Huizenga | Palsrok | Van Regenmorter |
| Byrum | Hummel | Pappageorge | Vander Veen |
| Casperson | Hune | Phillips | Voorhees |
| Caswell | Hunter | Plakas | Walker |
| Caul | Jamnick | Pumford | Ward |
| Cheeks | Johnson, Ruth | Reeves | Waters |
| Clack | Koetje | Richardville | Wenke |
| Condino | Kooiman | Rivet | Whitmer |
| Daniels | LaJoy | Robertson | Williams |
| Dillon | LaSata | Rocca | Wojno |
| Ehardt | McConico | Sak | Woodward |
| Elkins | Meisner | Shaffer | Woronchak |
| Emmons | Meyer | Sheltrown | Zelenko |
| Farhat | Middaugh | Shulman | |

Nays—6

| | | | |
|---------|-----------|--------|-------|
| DeRoche | Garfield | Pastor | Sheen |
| Drolet | Hoogendyk | | |

In The Chair: Vander Veen

The House agreed to the full title of the bill.

Reps. Waters, Daniels, Woronchak, Plakas, Anderson, Stewart, Woodward, Shulman, Pappageorge, Phillips, Minore, Zelenko, Richardville, Spade, Murphy, Whitmer, Kooiman, Hager, Ehardt, Vander Veen, Williams, Rivet, Pumford, Sheltrown, Adamini, Brown, Gaffney, Cheeks, Hunter, Hood, Tobocman, Farrah, Hopgood, Bieda, Wojno, Clack, Condino, Vagnozzi, DeRoche, Taub, Accavitti, Stakoe, Garfield, Hune, Gleason, Milosch, Caswell, Shaffer, Nofs, Ward, Byrum, Emmons, Sak, Stahl, Huizenga, Elkins, Moolenaar, Palsrok, Gillard and Dillon were named co-sponsors of the bill.

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

Rep. Woronchak moved that Rep. Rick Johnson be excused temporarily from today's session.
The motion prevailed.

Rep. Waters moved that Rep. Cheeks be excused temporarily from today's session.
The motion prevailed.

The Speaker laid before the House

House Bill No. 6104, entitled

A bill to amend 1978 PA 368, entitled "Public health code," (MCL 333.1101 to 333.25211) by adding section 20917a. (The bill was received from the Senate on December 8, with substitute (S-1), full title inserted and immediate effect given by the Senate, consideration of which, under the rules, was postponed until today, see House Journal No. 91, p. 2777.)

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. 1148**Yeas—90**

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

Nays—6

| | | | |
|---------|-----------|--------|-------|
| DeRoche | Garfield | Pastor | Sheen |
| Drolet | Hoogendyk | | |

In The Chair: Vander Veen

The House agreed to the full title of the bill.

Reps. Waters, Daniels, Anderson, Stewart, O'Neil, Rocca, Woodward, Phillips, Richardville, Spade, Murphy, Whitmer, Kooiman, Hager, Ehardt, Vander Veen, Williams, Rivet, Sheltrown, Adamini, Brown, Gaffney, Hunter, Tobocman, Farrah, LaJoy, Hopgood, Bieda, Meisner, Clack, Vagnozzi, DeRoche, Taub, Accavitti, Stakoe, Hune, Gleason, Milosch, Shaffer, Nofs, Ward, Byrum, Sak, Stahl, Huizenga, Farhat, Elkins, Moolenaar, Palsrok, Gillard and Dillon were named co-sponsors of the bill.

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

The Speaker Pro Tempore resumed the Chair.

The Speaker laid before the House

House Bill No. 6295, entitled

A bill to amend 1967 PA 288, entitled "Land division act," by amending section 222 (MCL 560.222) and by adding section 222a.

(The bill was received from the Senate on December 8, with substitute (S-2), full title inserted and immediate effect given by the Senate, consideration of which, under the rules, was postponed until today, see House Journal No. 91, p. 2777.)

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. 1149**Yeas—97**

| | | | |
|-------------|---------------|-------------|-----------------|
| Accavitti | Gaffney | Meyer | Shulman |
| Acciavatti | Garfield | Milosch | Smith |
| Adamini | Gielegghem | Minore | Spade |
| Anderson | Gillard | Moolenaar | Stahl |
| Bieda | Gleason | Murphy | Stakoe |
| Bisbee | Hager | Newell | Steil |
| Bradstreet | Hart | Nitz | Stewart |
| Brandenburg | Hood | Nofs | Tabor |
| Brown | Hoogendyk | O'Neil | Taub |
| Byrum | Hopgood | Palmer | Tobocman |
| Casperson | Huizenga | Palsrok | Vagnozzi |
| Caswell | Hummel | Pappageorge | Van Regenmorter |
| Caul | Hune | Pastor | Vander Veen |
| Cheeks | Hunter | Phillips | Voorhees |
| Clack | Jamnack | Plakas | Walker |
| Condino | Johnson, Rick | Pumford | Ward |
| Daniels | Johnson, Ruth | Reeves | Waters |
| DeRoche | Julian | Rivet | Wenke |
| Dillon | Koetje | Robertson | Whitmer |
| Drolet | Kooiman | Rocca | Williams |
| Ehardt | LaJoy | Sak | Wojno |
| Elkins | LaSata | Shaffer | Woodward |
| Emmons | McConico | Sheen | Woronchak |
| Farhat | Meisner | Sheltrown | 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.

The Speaker laid before the House

House Joint Resolution Z, entitled

A joint resolution proposing an amendment to the state constitution of 1963, by adding sections 40, 41, and 42 to article IX, to provide for the establishment of the Michigan conservation and recreation legacy fund, the Michigan game and fish protection trust fund, and the Michigan nongame fish and wildlife trust fund.

(The joint resolution was received from the Senate on December 8, with substitute (S-2), consideration of which, under the rules, was postponed until today, see House Journal No. 91, p. 2809.)

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

The substitute (S-2) was concurred in, 2/3 of the members serving voting therefor, by yeas and nays, as follows:

Roll Call No. 1150**Yeas—97**

| | | | |
|------------|------------|-----------|-----------|
| Accavitti | Garfield | Middaugh | Sheltrown |
| Acciavatti | Gielegghem | Milosch | Shulman |
| Adamini | Gillard | Minore | Smith |
| Amos | Gleason | Moolenaar | Spade |
| Anderson | Hager | Murphy | Stahl |

| | | | |
|-------------|---------------|--------------|-----------------|
| Bieda | Hart | Newell | Stakoe |
| Bisbee | Hood | Nitz | Steil |
| Brandenburg | Hoogendyk | Nofs | Stewart |
| Brown | Hopgood | O'Neil | Tabor |
| Byrum | Huizenga | Palmer | Taub |
| Casperson | Hummel | Palsrok | Tobocman |
| Caswell | Hune | Pappageorge | Vagnozzi |
| Caul | Hunter | Pastor | Van Regenmorter |
| Cheeks | Jamnick | Phillips | Vander Veen |
| Clack | Johnson, Rick | Plakas | Voorhees |
| Condino | Johnson, Ruth | Pumford | Walker |
| Daniels | Julian | Reeves | Ward |
| DeRoche | Koetje | Richardville | Waters |
| Dillon | Kooiman | Rivet | Wenke |
| Drolet | LaJoy | Robertson | Whitmer |
| Elkins | LaSata | Rocca | Williams |
| Emmons | McConico | Sak | Wojno |
| Farhat | Meisner | Shaffer | Woodward |
| Farrah | Meyer | Sheen | Woronchak |
| Gaffney | | | |

Nays—0

In The Chair: Julian

The joint resolution was referred to the Clerk for enrollment printing, certification and filing with the Secretary of State.

House Bill No. 4187, entitled

A bill to amend 1991 PA 179, entitled "Michigan telecommunications act," (MCL 484.2101 to 484.2701) by adding section 312c.

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. 4787, entitled

A bill to amend 1966 PA 346, entitled "State housing development authority act of 1966," (MCL 125.1401 to 125.1499c) by amending the title, as amended by 1984 PA 215, and by adding chapter 3A.

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. 4788, entitled

A bill to establish the Michigan housing and community development fund in the department of treasury; to provide for the administration of the fund; to provide for the deposit of certain money in that fund; to provide for the distribution of the money in that fund and to limit the use of the money in that fund; and to prescribe the powers and duties of certain state officials.

The Senate has passed the bill and ordered that it be given immediate effect.

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

House Bill No. 5140, entitled

A bill to amend 1992 PA 147, entitled "Neighborhood enterprise zone act," by amending section 4 (MCL 207.774), as amended by 2002 PA 608.

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. 5467, entitled

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

The Senate has concurred in the House amendments to the Senate substitute (S-2).

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

House Bill No. 5468, entitled

A bill to amend 1967 PA 281, entitled "An act to meet deficiencies in state funds by providing for the imposition, levy, computation, collection, assessment, and enforcement by lien and otherwise of taxes on or measured by net income; to prescribe the manner and time of making reports and paying the taxes, and the functions of public officers and others as to the taxes; to permit the inspection of the records of taxpayers; to provide for interest and penalties on unpaid taxes; to provide exemptions, credits and refunds of the taxes; to prescribe penalties for the violation of this act; to provide an appropriation; and to repeal certain acts and parts of acts," (MCL 206.1 to 206.532) by adding section 263.

The Senate has concurred in the House amendment to the Senate substitute (S-2).

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

House Bill No. 5469, entitled

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

The Senate has concurred in the House amendments to the Senate substitute (S-1).

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

House Bill No. 5470, entitled

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

The Senate has concurred in the House amendments to the Senate substitute (S-3).

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

House Bill No. 5471, entitled

A bill to amend 1970 PA 91, entitled "An act to declare the inherent rights of minor children; to establish rights and duties to their custody, support, and parenting time in disputed actions; to establish rights and duties to provide support for a child after the child reaches the age of majority under certain circumstances; to provide for certain procedure and appeals; and to repeal certain acts and parts of acts," by amending section 4 (MCL 722.24), as amended by 1998 PA 482.

The Senate has concurred in the House amendments to the Senate substitute (S-2).

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

House Bill No. 5473, entitled

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

The Senate has concurred in the House amendments to the Senate substitute (S-2).

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

House Bill No. 5474, 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," by amending section 16905 (MCL 333.16905), as added by 1995 PA 126.

The Senate has concurred in the House amendments to the Senate substitute (S-1).

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

House Bill No. 4654, entitled

A bill to amend 1971 PA 174, entitled "Office of child support act," (MCL 400.231 to 400.240) by adding section 3b.

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. 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 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. 1151**Yeas—93**

| | | | |
|-------------|---------------|--------------|-----------------|
| Accavitti | Garfield | Middaugh | Sheltrown |
| Acciavatti | Gielegem | Milosch | Shulman |
| Adamini | Gillard | Minore | Smith |
| Amos | Gleason | Moolenaar | Spade |
| Anderson | Hager | Murphy | Stahl |
| Bieda | Hart | Newell | Stakoe |
| Bisbee | Hood | Nitz | Steil |
| Bradstreet | Hoogendyk | Nofs | Stewart |
| Brandenburg | Hopgood | O'Neil | Tabor |
| Brown | Huizenga | Palmer | Taub |
| Byrum | Hummel | Palsrok | 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 |
| Dillon | Koetje | Rivet | Waters |
| Drolet | Kooiman | Robertson | Wenke |
| Elkins | LaJoy | Rocca | Whitmer |
| Emmons | LaSata | Sak | Wojno |
| Farhat | Meisner | Shaffer | Woodward |
| Farrah | Meyer | Sheen | Woronchak |
| Gaffney | | | |

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. 5205, entitled

A bill to amend 1978 PA 368, entitled “Public health code,” by amending sections 16131 and 16263 (MCL 333.16131 and 333.16263), as amended by 2004 PA 97, and by adding section 16322 and part 165.

The 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. 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 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. 1152**Yeas—69**

| | | | |
|------------|---------------|--------------|-------------|
| Accavitti | Hart | Murphy | Stakoe |
| Acciavatti | Hood | Newell | Steil |
| Adamini | Hopgood | Nitz | Stewart |
| Amos | Huizenga | O’Neil | Tabor |
| Bieda | Hunter | Palsrok | Tobocman |
| Brown | Jamnick | Pappageorge | Vagnozzi |
| Byrum | Johnson, Rick | Plakas | Vander Veen |
| Caul | Johnson, Ruth | Pumford | Voorhees |
| Cheeks | Julian | Reeves | Walker |
| Clack | Koetje | Richardville | Ward |
| Condino | Kooiman | Rivet | Waters |
| Daniels | LaJoy | Rocca | Wenke |
| Emmons | LaSata | Sak | Whitmer |
| Farrah | McConico | Shaffer | Williams |
| Gielegem | Meisner | Shulman | Wojno |
| Gillard | Milosch | Smith | Woronchak |
| Gleason | Moolenaar | Spade | Zelenko |
| Hager | | | |

Nays—26

| | | | |
|-------------|---------|----------|-----------|
| Anderson | Dillon | Hummel | Robertson |
| Bisbee | Drolet | Hune | Sheen |
| Bradstreet | Elkins | Middaugh | Sheltrown |
| Brandenburg | Farhat | Nofs | Stahl |
| Casperson | Gaffney | Palmer | Taub |

Caswell
DeRoche

Garfield
Hoogendyk

Pastor

Van Regenmorter

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. 5259, entitled

A bill to amend 1982 PA 294, entitled "Friend of the court act," by amending section 11 (MCL 552.511), as amended by 2002 PA 571.

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. 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 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. 1153

Yeas—95

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

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. 5262, entitled

A bill to amend 1931 PA 328, entitled "The Michigan penal code," (MCL 750.1 to 750.568) by adding section 161a. 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. 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 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. 1154**Yeas—98**

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

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. 5364, entitled

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending sections 240, 252a, 252b, 252c, 252d, 252e, 252f, 252g, and 907 (MCL 257.240, 257.252a, 257.252b, 257.252c, 257.252d, 257.252e, 257.252f, 257.252g, and 257.907), section 240 as amended by 1999 PA 267, section 252a as amended by 2002 PA 649, sections 252b and 252c as amended and sections 252e, 252f, and 252g as added by 1981 PA 104, section 252d as amended by 2000 PA 76, and section 907 as amended by 2004 PA 62, and by adding sections 252h, 252i, 252j, 252k, and 252l.

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 amended the title to read as follows:

A bill to amend 1949 PA 300, entitled "An act to provide for the registration, titling, sale, transfer, and regulation of certain vehicles operated upon the public highways of this state or any other place open to the general public or

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

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 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. 1155

Yeas—96

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

Nays—1

Taub

In The Chair: Julian

The House agreed to the title as amended.

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

House Bill No. 6337, entitled

A bill to amend 1991 PA 179, entitled “Michigan telecommunications act,” by amending section 213 (MCL 484.2213), as amended by 2000 PA 295.

The Senate has amended the bill as follows:

1. Amend page 2, line 17, after “(1).” by striking out the balance of the subsection and inserting “**R 484.453(5), 484.455(2), 484.455(3), 484.457(3), and 484.458(4) of the Michigan administrative code may not be enforced until a court determines that the rules do not exceed the commission’s authority under this act. It is the legislature’s intent that providers voluntarily comply with the rules until a court makes a determination. A provider that voluntarily agrees to abide by the rules does not relinquish its rights to challenge the legality of the rules.**”.

2. Amend page 2, line 22, after “**proceeding**” by inserting “**before the commission**”.

3. Amend page 2, following line 24, by inserting:

“Enacting section 1. Section 213 of the Michigan telecommunications act, 1991 PA 179, MCL 484.2213 is repealed effective July 1, 2005.”.

The Senate has passed the bill as amended, ordered that it be given immediate effect and amended the title to read as follows:

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

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. 1156**Yeas—97**

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

Nays—0

In The Chair: Julian

The House agreed to the title as amended.

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

House Bill No. 4406, entitled

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending sections 14701, 14702, 14703, and 14705 (MCL 324.14701, 324.14702, 324.14703, and 324.14705) and by amending the part heading for part 147 and by adding sections 14722 and 14725.

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. 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 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. 1157**Yeas—82**

| | | | |
|------------|---------------|--------------|-----------------|
| Accavitti | Gielegem | Minore | Spade |
| Acciavatti | Gillard | Moolenaar | Stakoe |
| Adamini | Gleason | Murphy | Steil |
| Amos | Hager | Newell | Stewart |
| Anderson | Hart | Nitz | Tabor |
| Bieda | Hood | Nofs | Tobocman |
| Brown | Hopgood | Palsrok | Vagnozzi |
| Byrum | Huizenga | Pappageorge | Van Regenmorter |
| Casperson | Hummel | Pastor | Vander Veen |
| Caswell | Hune | Phillips | Voorhees |
| Caul | Hunter | Plakas | Walker |
| Cheeks | Jamnick | Pumford | Ward |
| Clack | Johnson, Rick | Reeves | Waters |
| Condino | Johnson, Ruth | Richardville | Wenke |
| Daniels | Julian | Rivet | Whitmer |
| Dillon | Koetje | Robertson | Williams |
| Elkins | Kooiman | Rocca | Wojno |
| Emmons | LaSata | Sak | Woodward |
| Farhat | McConico | Sheltrown | Woronchak |
| Farrah | Meisner | Smith | Zelenko |
| Gaffney | Middaugh | | |

Nays—13

| | | | |
|-------------|-----------|---------|-------|
| Bisbee | Drolet | LaJoy | Sheen |
| Bradstreet | Garfield | Milosch | Stahl |
| Brandenburg | Hoogendyk | Palmer | Taub |
| DeRoche | | | |

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

The Speaker, on behalf of the entire membership of the House of Representatives, offered the following resolution:
House Resolution No. 366.

A resolution for the Honorable Larry Julian.

Whereas, It is with great admiration for his commitment to the people of the Eighty-fifth District, as well as the entire state, that we honor Representative Larry Julian as he ends his tenure of service as a member of this legislative body. His expertise in law enforcement and commitment to excellence in public service greatly enriched the efforts of the Legislature over the past six years; and

Whereas, Prior to his election to the House of Representatives, Larry Julian served as Venice Township Supervisor and chair of the Shiawassee County central dispatch board, and worked as an officer with the Michigan State Police for over 25 years. He also worked as a private fire investigator, owner and operator of a restaurant, insurance agent and a fire investigation instructor. Additionally, he was a member and volunteer with numerous professional, civic and community organizations.

Whereas, Since his election in 1998, Representative Julian has incorporated his insights and ideals on public policy issues into his work as a legislator through his efforts in reviving the agricultural industry and reducing crime in the state. He has contributed a great deal to the policy making process in his role as Speaker Pro Tempore, Chair of the Insurance Committee and member of the Regulatory Reform, Criminal Law and Corrections, Agriculture and Resource Management and other committees. His legislative efforts, which include legislation in the areas of insurance, criminal law and law enforcement, among others, have strengthened our state in many ways; now, therefore, be it

Resolved by the House of Representatives, That we offer this expression of tribute to commend and thank the Honorable Larry Julian for his notable contributions to this legislative body and to our entire state; and be it further

Resolved, That copies of this resolution be transmitted to Representative Julian as evidence of our gratitude and best wishes.

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.

The Speaker, on behalf of the entire membership of the House of Representatives, offered the following resolution:
House Resolution No. 367.

A resolution for the Honorable Randy Richardville.

Whereas, It is an honor for the members of this legislative body to show their appreciation to Representative Randy Richardville for his dedicated service and diligence. For six years, Randy Richardville has worked tirelessly for Monroe County, the Fifty-sixth District, and the people of Michigan; and

Whereas, Born and raised in Monroe, Randy Richardville is a graduate of Albion College, where he and his Briton teammates won the 1979 MIAA Baseball Championship and became the first team in MIAA baseball history to be invited to the NCAA Division III Tournament. At Aquinas College, he earned a master of management degree. Prior to his election to the House of Representatives in 1998, Representative Richardville was the Purchasing Manager for North Star Steel Company; and

Whereas, Representative Richardville has brought his extensive managerial skills to a variety of leadership positions. As a freshman legislator in 1999, he served as Chair of the House Veterans Affairs Committee. The following term, his peers elected him Assistant Majority Floor Leader. During the Ninety-second Legislature, his caucus chose him Majority Floor Leader. As a lawmaker, Representative Richardville has sponsored numerous public acts, including lowering the personal property tax, encouraging brownfield redevelopment, specifying the location for the Michigan Vietnam Veterans Memorial, and establishing Willie Horton Day in admiration of No. 23 of the Detroit Tigers; now, therefore, be it

Resolved by the House of Representatives, That we offer this expression of tribute to the Honorable Randy Richardville for his notable contributions to this legislative body. We trust he will continue his excellent work on behalf of the people of Michigan in his future endeavors; and be it further

Resolved, That copies of this resolution be transmitted to Representative Richardville as evidence of our gratitude and best wishes.

Pending the reference of the resolution to a committee,

Rep. Kooiman 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 and Julian offered the following resolution:

House Resolution No. 368.

A resolution for the Honorable Rick Johnson, Speaker of the House.

Whereas, It is with great respect for his distinguished service to our state that we unite in saluting Rick Johnson, the Speaker of the Michigan House of Representatives, as he brings to a close his tenure with this legislative body. During this period, Speaker Johnson's characteristic commitment to hard work, fairness, and solving problems provided effective leadership; and

Whereas, A proud son of Michigan agriculture, born and raised in Osceola County, Rick Johnson began his involvement in civic affairs on the Pine River Board of Education and devoted eight years as a member of the Osceola County Commission. He brought the insights he gained from these experiences to Lansing with his election to the House of Representatives in 1998. Most importantly, he brought his ability to work productively with people on all sides of contentious issues to achieve progress in public policy; and

Whereas, Speaker Johnson's penchant for hard work, trustworthiness, and integrity led to his selection as the Speaker of the House for both the Ninety-first and Ninety-second Legislatures. This period was marked by several major events, including an exceptionally high number of new members as term limits went into full effect in both the House and the Senate, some of the most difficult financial situations to face Michigan in many years, a change in the Governor's office, and the unique difficulties that confronted our state and nation with the attack of September 11th. In the face of these formidable events, Speaker Johnson's common sense and unwavering dedication have strengthened our state in many ways. The impact of these gifts will long endure; now, therefore, be it

Resolved by the House of Representatives, That we offer this expression of tribute to commend and thank Rick Johnson, Speaker of the House, for his excellence in service to this legislative body and to our entire state; and be it further

Resolved, That a copy of this resolution be transmitted to Speaker Johnson as evidence of our gratitude and best wishes.

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. Koetje, Kooiman, Steil, Hart, Voorhees, Van Regenmorter, Bradstreet, Byrum, Caul, DeRossett, Dillon, Ehardt, Farhat, Garfield, Hager, Huizenga, Lipsey, Meyer, Middaugh, Milosch, Murphy, Newell, Nofs, Palmer, Palsrok, Pappageorge, Pastor, Richardville, Rocca, Sak, Sheen, Shulman, Spade, Stakoe, Stewart, Tabor, Taub, Vagnozzi, Vander Veen and Zelenko offered the following resolution:

House Resolution No. 369.

A resolution offered as a memorial for Jay Van Andel.

Well done, good and faithful servant; you have been faithful over a few things, I will make you ruler over many things. Enter into the joy of your Lord.

— Matthew 25:23

Whereas, That it is with deep sadness that we learned of the passing of Jay Van Andel, a dedicated husband and father, co-founder of Alticor Corporation (Amway Corporation), and committed public servant who enriched and touched many lives. With genuine respect for his legacy of successful accomplishments, we join with the state of Michigan and our entire nation in extending our condolences to his family and many friends. He will be sincerely missed and long remembered; and

Whereas, Honesty and generosity were established traits of Jay Van Andel. His inspirational life is a tribute to the values and ideas that he held dear to his heart; faith, family, and the free market. Jay has lived the American dream. Born in 1924, amidst the Great Depression, Jay was a budding entrepreneur by 1939 when he charged students at Grand Rapids Christian High School 25 cents a ride to and from school in his Model-A Ford. Rich DeVos, a student passenger and classmate of Jay, became his close lifetime friend and business partner. Jay was a great philanthropist, contributing to projects throughout the country. However, he always remembered his city of Grand Rapids, Michigan, spearheading the revival of that city with the development of the Amway Grand Plaza Hotel. Many of his philanthropic contributions to the city of Grand Rapids bear his name including the Van Andel Arena, the Van Andel Museum, and the Van Andel Institute, a world-class, nationally recognized research facility; and

Whereas, Jay Van Andel's wisdom and insight were sought nationally. He served as confidant and unofficial advisor to United States presidents. He was chairman of the U. S. Chamber of Commerce in 1984 and served as U.S. Chairman of the Netherlands. His leadership and contributions to our country have earned him the great love and respect of friends and colleagues all over the world; and

Whereas, The life of Jay Van Andel is a powerful study of hard work, dedication, and a commitment to his Christian values and his deep faith in God; and

Whereas, Jay married his wife Betty in 1952. Our hearts go out to their four children: Steve, Dave, Nan and Barb, as well as their grandchildren. As parents, they were an inspiration of love and faithfulness to their family and the many that came in contact with them. We are grateful for Jay's lifetime of service and contribution to his city, his country, and his God; now, therefore, be it

Resolved by the House of Representatives, That the members of this legislative body of express their condolence and praise as a memorial for Jay Van Andel. May his family find comfort in faith and their memories of this wonderful man and his distinguished life.

The question being on the adoption of the resolution,

The resolution was adopted.

Reps. Hoogendyk, Drolet and Bradstreet offered the following resolution:

House Resolution No. 370.

A resolution to memorialize the Congress of the United States to strengthen the provisions of the Data Quality Act to ensure that federal regulations are made on the basis of sound information.

Whereas, In 2000, an amendment to an appropriations act established a requirement that proposed federal regulations can be challenged when the data behind regulatory decisions is found to be in question. This amendment, which is known as the Data Quality Act, has already been invoked by numerous interested parties. The parties using this provision to reexamine a proposed rule have included organizations across the political spectrum; and

Whereas, While public focus is often placed upon lawmaking, it is often the case that regulations promulgated to carry out the details of a specific provision of law have a more profound impact than anticipated. While burdensome regulations may be the most obvious instance of this, regulations that are largely ineffective also can hamper the development of public policy; and

Whereas, The Data Quality Act provides for a higher standard for the quality of information a governmental agency uses by permitting challenges to proposed regulations. The enactment allows companies or other entities to petition the government to challenge the scientific findings upon which a regulation is based. This type of action could result in a redrafting of the regulation; and

Whereas, While the Data Quality Act holds significant promise in the effort to make sure that government decisions are based on factual, comprehensive information, there are concerns that the measure is not as uniform in its application as it could be. Clarifying when a petition warrants further action would be a productive enhancement to the Data Quality Act; now, therefore, be it

Resolved by the House of Representatives, That we memorialize the Congress of the United States to strengthen the provisions of the Data Quality Act to ensure that federal regulations are made on the basis of sound information. We urge that the instances when and how this legislation can be invoked be clarified to encourage public participation in the regulatory process; 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. Richardville, Koetje, Hardman, Howell, Pappageorge, Shulman, Brandenburg, Caswell, Palmer, Nitz, Garfield, Milosch, Hummel, Acciavatti, Bradstreet, Waters, Farrah, Sak, Smith, Accavitti, Hunter, Plakas, LaJoy, Julian, Rick Johnson, Ehardt, Taub, Shaffer, Meyer, Clack, Vagnozzi, Tobocman, Condino, Phillips, Hopgood, Gleason, Woodward, Cheeks, Zelenko, Kooiman, Gillard, Drolet, Bisbee, Huizenga, O'Neil, Byrum, Voorhees, Pastor, Vander Veen, Stewart, Caul, Robertson, Spade, Reeves, DeRoche, Murphy, McConico, Wojno, Gielegem, Meisner, Bieda, Adamini, Farhat, Moolenaar, Anderson, Hoogendyk, Ward, Stakoe, Brown, Dillon, Jamnick and Daniels offered the following resolution:

House Resolution No. 371.

A resolution honoring former Detroit Football player Barry Sanders.

Whereas, It is with heartfelt appreciation that we honor a player who demonstrated athletic excellence on the field of play befitting the legendary status ascribed to Detroit Lions uniform No. 20. Barry David Sanders was one of the all time greatest running backs ever to put on an NFL uniform. Winner of the Heisman Trophy his junior season at Oklahoma State University, Sanders fell just ten yards short of capturing the league rushing title his inaugural season and was named Rookie of the Year; and

Whereas, In a career spanning ten seasons, Sanders rushed for 15,269 yards averaging an impressive 5.0 yards per carry. He caught 352 passes for another 2,921 yards and accumulated 109 touchdowns. Sanders was named to ten Pro Bowls and was the NFL MVP in 1997. His most impressive mark was his consistency, gaining over 1,000 yards in each of

his ten seasons and defining Lions' football for an entire generation of enthusiastic appreciators. Sanders is one of only five men to ever rush for over 2,000 yards in a single season. He has set a mark of greatness for the Detroit Lions franchise that may never be touched; now, therefore, be it

Resolved by the House of Representatives, That the members of this legislative body honor Barry Sanders of the Detroit Lions. Mr. Sanders will forever be measured up to when assessing the legendary quality of an athlete's career.

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, Koetje, Hardman, Howell, Pappageorge, Shulman, Brandenburg, Caswell, Palmer, Nitz, Garfield, Milosch, Hummel, Acciavatti, Bradstreet, Waters, Farrah, Smith, Plakas, Accavitti, Hunter, Vagnozzi, Vander Veen, Julian, Rick Johnson, Ehardt, Shaffer, Meyer, Sak, Clack, Hood, Tobocman, Condino, Phillips, Hopgood, Gleason, Cheeks, Woodward, Zelenko, Kooiman, Gillard, Drolet, Bisbee, Huizenga, O'Neil, Byrum, Voorhees, Pastor, Stewart, LaJoy, Caul, Robertson, Spade, Reeves, Meisner, Murphy, DeRoche, Moolenaar, Taub, Gielegem, Ward, McConico, Wojno, Hoogendyk, Bieda, Farhat, Adamini, Brown, Anderson, Daniels, Stakoe, Dillon and Jamnick offered the following resolution:

House Resolution No. 372.

A resolution honoring former Detroit Football player Lem Barney.

Whereas, It is with heartfelt appreciation that we honor a player who demonstrated athletic excellence on the field of play befitting the legendary status ascribed to Detroit Lions uniform No. 20. Lemuel Joseph Barney became an instant sensation the first time he stepped onto the field. In his first professional game, Barney intercepted the first pass thrown in his direction from the hand of the legendary Bart Starr of the defending world champion Green Bay Packers. He went on to pick off nine more passes his first season, and was named NFL Defensive Rookie of the Year; and

Whereas, In a career that spanned eleven seasons, Lem Barney was named to the Pro Bowl seven times and was voted onto the All 60's team despite only playing three seasons in that decade. His versatility was overlooked at times due to his brilliance at defending against opposing team's passes. Barney served as a punt and kickoff returner, as well as serving as the team punter on occasion. When he retired after the completion of the 1977 season, Barney was the Lions' all-time leader in punt returns, punt-return yardage, and interception yardage; now therefore, be it

Resolved by the House of Representatives, That the members of this legislative body honor Lem Barney of the Detroit Lions. Mr. Barney set the standard for those successive players who donned the No. 20 jersey were measured against.

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, Koetje, Hardman, Howell, Pappageorge, Shulman, Palmer, Brandenburg, Caswell, Nitz, Milosch, Hummel, Acciavatti, Bradstreet, Waters, Farrah, Sak, Smith, Hunter, Accavitti, Plakas, Tobocman, LaJoy, Julian, Rick Johnson, Ehardt, Shaffer, Meyer, Clack, Vagnozzi, Hood, Condino, Phillips, Gleason, Hopgood, Cheeks, Woodward, Zelenko, Kooiman, Gillard, Drolet, Bisbee, Huizenga, O'Neil, Byrum, Voorhees, Stewart, Pastor, Vander Veen, Caul, Robertson, Spade, Reeves, Murphy, Gielegem, Hoogendyk, Taub, Meisner, McConico, Wojno, Bieda, Farhat, Moolenaar, DeRoche, Adamini, Ward, Brown, Anderson, Stakoe, Dillon, Jamnick and Daniels offered the following resolution:

House Resolution No. 373.

A resolution honoring former Detroit Football player Billy Sims.

Whereas, It is with heartfelt appreciation that we honor a player who demonstrated athletic excellence on the field of play befitting the legendary status ascribed to Detroit Lions uniform No. 20. Billy Ray Sims was the standard by which all future Lions' rushers would be measured. Winner of the Heisman Trophy in his junior season at the University of Oklahoma, Sims burst onto the scene as a rookie when he rushed for over 1300 yards, caught for an additional 600 yards, and scored 16 touchdowns in the 1980 season. With Sims in the backfield, the 1980 Detroit Lions improved their win total by seven games and captured the Central Division Title three years later; and

Whereas, In an abbreviated career cut short by injury, Sims was the Lions' dominant rusher. He finished his 60 game career with over 5,000 rushing yards averaging 4.5 yards per carry. He was a receiving threat out of the backfield. He caught 186 passes for 2,072 yards and finished with a combined 47 touchdowns. No one can predict how long a man

will possess his athletic gifts. What is important is what that athlete does with his talent in the time he has. Sims' career is a living testament to that philosophy. He gave a superior effort every time he set foot on the field; now therefore, be it

Resolved by the House of Representatives, That the members of this legislative body honor Billy Sims of the Detroit Lions. Mr. Sims set the standard by which all Lions' rushers would be measured.

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 that the following bill had been printed and placed upon the files of the members on Thursday, December 9:

House Bill No. 6369

By unanimous consent the House returned to the order of

Messages from the Senate

Senate Concurrent Resolution No. 48.

A concurrent resolution prescribing the legislative schedule.

Resolved by the Senate (the House of Representatives concurring), That when the Legislature adjourns on Thursday, December 9, 2004, it stands adjourned until Wednesday, December 29, 2004, at 11:30 a.m.; and be it further

Resolved, That when the Legislature adjourns on Wednesday, December 29, 2004, it stands adjourned without day. The Senate has adopted the concurrent resolution.

Pending the reference of the concurrent resolution to a committee,

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.

By unanimous consent the House returned to the order of

Motions and Resolutions

Rep. Waters moved that pursuant to House Rule 20, the Clerk of the House be authorized to enroll House bills while the House is not in session.

The motion prevailed.

Messages from the Senate

House Bill No. 4231, entitled

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending sections 252a, 252b, 252d, 252e, 252f, and 252g (MCL 257.252a, 257.252b, 257.252d, 257.252e, 257.252f, and 257.252g), section 252a as amended by 2002 PA 649, section 252b as amended and sections 252e, 252f, and 252g as added by 1981 PA 104, and section 252d as amended by 2000 PA 76, and by adding section 252h; and to repeal acts and parts of acts.

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 amended the title to read as follows:

A bill to amend 1949 PA 300, entitled "An act to provide for the registration, titling, sale, transfer, and regulation of certain vehicles operated upon the public highways of this state or any other place open to the general public or generally accessible to motor vehicles and distressed vehicles; to provide for the licensing of dealers; to provide for the examination, licensing, and control of operators and chauffeurs; to provide for the giving of proof of financial responsibility and security by owners and operators of vehicles; to provide for the imposition, levy, and collection of specific taxes on vehicles, and the levy and collection of sales and use taxes, license fees, and permit fees; to provide

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

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

Rep. Waters 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. 1158

Yeas—93

| | | | |
|-------------|---------------|--------------|-----------------|
| Accavitti | Gaffney | Meisner | Shulman |
| Acciavatti | Garfield | Middaugh | Smith |
| Adamini | Gielegem | Milosch | Spade |
| Amos | Gillard | Minore | Stahl |
| Anderson | Gleason | Moolenaar | Stakoe |
| Bieda | Hager | Murphy | Steil |
| Bisbee | Hart | Newell | Stewart |
| Bradstreet | Hood | Nitz | Tabor |
| Brandenburg | Hoogendyk | Nofs | Taub |
| Brown | Hopgood | Palmer | Tobocman |
| Byrum | Huizenga | Palsrok | Van Regenmorter |
| Casperson | Hummel | Pappageorge | Vander Veen |
| Caswell | Hune | Pastor | Voorhees |
| Caul | Hunter | Phillips | Walker |
| Cheeks | Jamnick | Pumford | Ward |
| Clack | Johnson, Rick | Reeves | Waters |
| Condino | Johnson, Ruth | Richardville | Wenke |
| Daniels | Julian | Rivet | Whitmer |
| DeRoche | Koetje | Robertson | Williams |
| Dillon | Kooiman | Rocca | Wojno |
| Elkins | LaJoy | Sak | Woodward |
| Emmons | LaSata | Shaffer | Woronchak |
| Farhat | McConico | Sheen | Zelenko |
| Farrar | | | |

Nays—1

Drolet

In The Chair: Julian

The House agreed to the title as amended.

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

Notices

Rep. Richardville moved that Rule 68 be suspended.
The motion prevailed, 3/5 of the members present voting therefor.

I hereby give notice that on the next legislative session day I will move to reconsider the vote by which the House passed **Senate Bill No. 222**.

Rep. Drolet

Rep. Richardville moved that when the House adjourns today it stand adjourned until Wednesday, December 29, at 11:30 a.m.
The motion prevailed.

Rep. Mortimer moved that the House adjourn.
The motion prevailed, the time being 9:55 p.m.

The Speaker Pro Tempore declared the House adjourned until Wednesday, December 29, at 11:30 a.m.

GARY L. RANDALL
Clerk of the House of Representatives

3000