

No. 89
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House of Representatives
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House Chamber, Lansing, Wednesday, October 19, 2005.

1:00 p.m.

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

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

Accavitti—present	Emmons—present	Leland—present	Robertson—present
Acciavatti—present	Espinoza—present	Lemmons, III—present	Rocca—present
Adamini—present	Farhat—present	Lemmons, Jr.—present	Sak—present
Amos—present	Farrah—present	Lipsey—present	Schuitmaker—present
Anderson—present	Gaffney—present	Marleau—present	Shaffer—present
Angerer—present	Garfield—present	Mayes—present	Sheen—present
Ball—present	Gillard—present	McConico—e/d/s	Sheltrown—present
Baxter—present	Gleason—present	McDowell—present	Smith, Alma—present
Bennett—present	Gonzales—present	Meisner—present	Smith, Virgil—present
Bieda—present	Gosselin—present	Meyer—present	Spade—present
Booher—present	Green—present	Miller—present	Stahl—present
Brandenburg—present	Hansen—present	Moolenaar—present	Stakoe—present
Brown—present	Hildenbrand—present	Moore—present	Steil—present
Byrnes—present	Hood—present	Mortimer—present	Stewart—present
Byrum—present	Hoogendyk—present	Murphy—present	Taub—present
Casperson—present	Hopgood—present	Newell—present	Tobocman—present
Caswell—present	Huizenga—excused	Nitz—present	Vagnozzi—present
Caul—present	Hummel—present	Nofs—present	Van Regenmorter—present
Cheeks—present	Hune—present	Palmer—present	Vander Veen—present
Clack—present	Hunter—present	Palsrok—present	Walker—present
Clemente—present	Jones—present	Pastor—present	Ward—present
Condino—present	Kahn—present	Pavlov—present	Waters—present
Cushingberry—present	Kehrl—present	Pearce—present	Wenke—present
DeRoche—present	Kolb—present	Phillips—excused	Whitmer—present
Dillon—present	Kooiman—present	Plakas—excused	Williams—present
Donigan—present	LaJoy—present	Polidori—present	Wojno—present
Drolet—present	Law, David—present	Proos—present	Zelenko—present
Elsenheimer—present	Law, Kathleen—present		

e/d/s = entered during session

Rep. Michael G. Sak, from the 76th District, offered the following invocation:

“... Run to win!’ 1 Corinthians 9:24 (NEB)

If I am not enthusiastic about a race,
If I do not set out thinking that I can win,
I have lost before I start.
If I am not optimistic about the work God gives me to do,
If I am not full of hope that in His strength I can do it well,
I might as well quit – I am already defeated.
But if I enter, more than my name is at stake.
I may not believe that God is within me,
but if I have professed to be a Christian, and run and fail,
Christ is dishonored
Are you running?
Run to win . . .
This is one game none of us can afford to lose!”

Rep. Sak moved that Reps. Phillips and Plakas be excused from today’s session.
The motion prevailed.

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

Second Reading of Bills

Senate Bill No. 480, entitled

A bill to amend 1984 PA 233, entitled “Prudent purchaser act,” by repealing section 10 (MCL 550.60).
The bill was read a second time.

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

House Bill No. 5052, entitled

A bill to amend 1993 PA 327, entitled “Tobacco products tax act,” by amending sections 2 and 8 (MCL 205.422 and 205.428), as amended by 2004 PA 474.

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

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

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

House Bill No. 5133, entitled

A bill to amend 1949 PA 300, entitled “Michigan vehicle code,” by amending section 907 (MCL 257.907), as amended by 2005 PA 1, and by adding section 602b.

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

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

Rep. David Law moved to amend the bill as follows:

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

“Enacting section 1. This amendatory act takes effect 90 days after the date it is enacted.”.

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

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

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

House Bill No. 4789, entitled

A bill to amend 1978 PA 368, entitled "Public health code," (MCL 333.1101 to 333.25211) by adding section 21794.
Was read a third time and passed, a majority of the members serving voting therefor, by yeas and nays, as follows:

Roll Call No. 519

Yeas—59

Acciavatti	Gaffney	Meyer	Schuitmaker
Amos	Garfield	Moolenaar	Shaffer
Ball	Gosselin	Moore	Sheen
Baxter	Green	Mortimer	Stahl
Booher	Hansen	Newell	Stakoe
Brandenburg	Hildenbrand	Nitz	Steil
Casperson	Hoogendyk	Nofs	Stewart
Caswell	Hummel	Palmer	Taub
Caul	Hune	Palsrok	Van Regenmorter
DeRoche	Jones	Pastor	Vander Veen
Dillon	Kahn	Pavlov	Walker
Drolet	Kooiman	Pearce	Ward
Elsenheimer	LaJoy	Proos	Wenke
Emmons	Law, David	Robertson	Zelenko
Farhat	Marleau	Rocca	

Nays—47

Accavitti	Condino	Kolb	Sak
Adamini	Cushingberry	Law, Kathleen	Sheltrown
Anderson	Donigan	Leland	Smith, Alma
Angerer	Espinoza	Lemmons, III	Smith, Virgil
Bennett	Farrah	Lemmons, Jr.	Spade
Bieda	Gillard	Lipsey	Tobocman
Brown	Gleason	Mayes	Vagnozzi
Byrnes	Gonzales	McDowell	Waters
Byrum	Hood	Meisner	Whitmer
Cheeks	Hopgood	Miller	Williams
Clack	Hunter	Murphy	Wojno
Clemente	Kehrl	Polidori	

In The Chair: Kooiman

The House agreed to the title of the bill.
Rep. Ward moved that the bill be given immediate effect.
The motion prevailed, 2/3 of the members serving voting therefor.

Reps. Vagnozzi and Clack moved that their names be removed as co-sponsors of the bill.
The motion prevailed.

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 HB 4789 (H-2) because I’m concerned that the relatively low level of training required by this bill would put residents at risk. Critics cite research which suggests that anything less than 75 hours of training is insufficient preparation given the physical and mental status of many residents. The bill prohibits anyone less than 17 years old from serving as a dining assistant, yet I wonder if at the relatively youthful age of 17 or 18 a person has the maturity and experience to perform this function. While I appreciate the work the sponsor has done on this issue, and while I have been personally very active on nursing home reform issues, I am concerned that this bill does not adequately protect the best interests of the residents of our state’s nursing homes. Thus, I voted no on this bill.”

Reps. Byrnes, Cushingberry, Hopgood, Kathleen Law, Lemmons, Jr., Lemmons, III, Waters and Clack, having reserved the right to explain their protest against passage of the bill, made the following statement:

“Mr. Speaker and members of the House:

I voted ‘No’ on House Bill 4789 because I am concerned about quality care in our nursing homes and the care our most vulnerable citizens receive. This bill would allow nursing homes to hire unskilled, barely trained individuals to feed nursing home residents. There have been no studies conducted that prove that these individuals, referred to as dining assistants, improve the quality of care for our most vulnerable residents. With the limited supervision required under this bill and the minimal 15.5 hours of training, this bill could put our seniors at-risk.

In addition, the Department of Community Health is currently working on a pilot program for dining assistants and having Michigan State University perform a comprehensive study on the effects of the program. This study will be the first of its kind in the nation. This report will evaluate the feasibility of dining assistants, the impact of dining assistants, whether positive or negative, on resident care, and whether the program should be altered or expanded statewide. This study should be completed and thoroughly reviewed prior to jumping into this program statewide.”

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

“Mr. Speaker and members of the House:

I voted ‘No’ on House Bill 4789 because I am concerned about quality care in our nursing homes and the care our most vulnerable citizens receive. Patients in nursing homes should have the best possible care. This bill would allow nursing homes to hire unskilled, barely trained individuals to feed nursing home residents. There have been no studies conducted that prove that these individuals, referred to as dining assistants, improve the quality of care for our most vulnerable residents. With the limited supervision required under this bill and the minimal 15.5 hours of training, this bill could put our seniors at-risk.

In addition, the Department of Community Health is currently working on a pilot program for dining assistants and having Michigan State University perform a comprehensive study on the effects of the program. This study will be the first of its kind in the nation. This report will evaluate the feasibility of dining assistants, the impact of dining assistants, whether positive or negative, on resident care, and whether the program should be altered or expanded statewide. This study should be completed and thoroughly reviewed prior to jumping into this program statewide.”

House Bill No. 4792, entitled

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

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

Roll Call No. 520

Yeas—106

Accavitti	Elsenheimer	Law, Kathleen	Rocca
Acciavatti	Emmons	Leland	Sak
Adamini	Espinoza	Lemmons, III	Schuitmaker
Amos	Farhat	Lemmons, Jr.	Shaffer
Anderson	Farrah	Lipsey	Sheen
Angerer	Gaffney	Marleau	Sheltrown
Ball	Garfield	Mayer	Smith, Alma
Baxter	Gillard	McDowell	Smith, Virgil
Bennett	Gleason	Meisner	Spade
Bieda	Gonzales	Meyer	Stahl
Booher	Gosselin	Miller	Stakoe
Brandenburg	Green	Moolenaar	Steil

Brown	Hansen	Moore	Stewart
Byrnes	Hildenbrand	Mortimer	Taub
Byrum	Hood	Murphy	Tobocman
Casperson	Hoogendyk	Newell	Vagnozzi
Caswell	Hopgood	Nitz	Van Regenmorter
Caul	Hummel	Nofs	Vander Veen
Cheeks	Hune	Palmer	Walker
Clack	Hunter	Palsrok	Ward
Clemente	Jones	Pastor	Waters
Condino	Kahn	Pavlov	Wenke
Cushingberry	Kehrl	Pearce	Whitmer
DeRoche	Kolb	Polidori	Williams
Dillon	Kooiman	Proos	Wojno
Donigan	LaJoy	Robertson	Zelenko
Drolet	Law, David		

Nays—0

In The Chair: Kooiman

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

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

A bill to amend 1978 PA 368, entitled “Public health code,” by amending sections 20155 and 21799a (MCL 333.20155 and 333.21799a), section 20155 as amended by 2001 PA 218 and section 21799a as amended by 2004 PA 189, and by adding section 21753.

The motion prevailed.

The House agreed to the title as amended.

Rep. Ward 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 Senate returned, in accordance with the request of the House

Senate Bill No. 134, entitled

A bill to amend 1927 PA 175, entitled “The code of criminal procedure,” by amending section 11b of chapter XVII (MCL 777.11b), as amended by 2004 PA 150.

(The bill was passed on October 6, see House Journal No. 85, p. 1873.)

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

The motion prevailed.

Third Reading of Bills

House Bill No. 5183, entitled

A bill to amend 1978 PA 368, entitled “Public health code,” (MCL 333.1101 to 333.25211) by adding section 20173a. Was read a third time and passed, a majority of the members serving voting therefor, by yeas and nays, as follows:

Roll Call No. 521

Yeas—105

Accavitti	Emmons	Law, Kathleen	Rocca
Acciavatti	Espinoza	Leland	Sak
Adamini	Farhat	Lemmons, III	Schuitmaker
Amos	Farrah	Lemmons, Jr.	Shaffer

Anderson	Gaffney	Lipsey	Sheen
Angerer	Garfield	Marleau	Sheltrown
Ball	Gillard	Mayes	Smith, Alma
Baxter	Gleason	McDowell	Smith, Virgil
Bennett	Gonzales	Meisner	Spade
Bieda	Gosselin	Meyer	Stahl
Booher	Green	Miller	Stakoe
Brandenburg	Hansen	Moolenaar	Steil
Brown	Hildenbrand	Moore	Stewart
Byrnes	Hood	Mortimer	Taub
Byrum	Hoogendyk	Murphy	Tobocman
Casperson	Hopgood	Newell	Vagnozzi
Caswell	Hummel	Nitz	Van Regenmorter
Caul	Hune	Nofs	Vander Veen
Cheeks	Hunter	Palmer	Walker
Clack	Jones	Palsrok	Ward
Clemente	Kahn	Pastor	Waters
Condino	Kehrl	Pavlov	Wenke
Cushingberry	Kolb	Pearce	Whitmer
DeRoche	Kooiman	Polidori	Williams
Dillon	LaJoy	Proos	Wojno
Donigan	Law, David	Robertson	Zelenko
Elsenheimer			

Nays—1

Drolet

In The Chair: Kooiman

The House agreed to the title of the bill.

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

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

Rep. McConico entered the House Chambers.

By unanimous consent the House returned to the order of

Messages from the Senate

The House returned to the consideration of

Senate Bill No. 134, entitled

A bill to amend 1927 PA 175, entitled “The code of criminal procedure,” by amending section 11b of chapter XVII (MCL 777.11b), as amended by 2004 PA 150.

(The bill was considered earlier today, see today’s Journal p. 1947.)

Rep. Ward moved that Rule 67 be suspended.

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

Rep. Ward 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. 134, entitled**

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending section 11b of chapter XVII (MCL 777.11b), as amended by 2004 PA 150.

The question being on the passage of the bill,

Rep. Ward moved that consideration of the bill be postponed for the day.
The motion prevailed.

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

By unanimous consent the House returned to the order of
Motions and Resolutions

Reps. Lemmons, III, Lemmons, Jr., Hunter, Anderson, Bieda, Brandenburg, Byrnes, Byrum, Condino, Farrah, Gonzales, Hopgood, Kehrl, Kooiman, Leland, Lipsey, Miller, Polidori, Sak, Tobocman, Vagnozzi, Zelenko, Angerer, Bennett, Brown, Cheeks, Clack, Clemente, Cushingberry, Dillon, Donigan, Espinoza, Gaffney, Gillard, Gleason, Hansen, Kolb, McConico, Meisner, Murphy, Alma Smith, Stahl and Waters offered the following concurrent resolution:

House Concurrent Resolution No. 24.

A concurrent resolution urging the Congress and the President of the United States to increase the funding of the Low Income Home Energy Assistance Program.

Whereas, In light of the Hurricane Katrina disaster, many energy companies are raising their fees significantly, which will significantly impact low-income citizens of our country. The Michigan Public Service Commission expects natural gas prices to be higher than even preliminary estimates have suggested. Home heating bills are predicted to be nearly 50 percent higher than they were last year. This winter, when seasonal demand reaches its peak, costs are expected to strike a terrible blow to people who have had difficulties paying their home heating bills even before the recent increase in prices; and

Whereas, Low-income households in the United States may spend 15 to 20 percent of their earnings on home heating costs. High natural gas prices are squeezing the household budgets of families least able to adapt and most in need of reliable, affordable energy. This winter's situation is expected to bring a crisis to many people, including low-income seniors who will almost surely face difficult choices; and

Whereas, The federal Low Income Home Energy Assistance Program (LIHEAP) is one of the most critical components of the social safety net. Community action agencies and advocates for the vulnerable in society have called for increases to LIHEAP for the past several years, as appropriations levels have not kept up with rising heating costs, rising poverty, and an ever-increasing aging population. LIHEAP, which has taken its fair share of budget cuts and only serves one of five people who need its assistance, should have its funding increased to provide a safety net to help impoverished elderly and poor families meet their heating needs; now, therefore, be it

Resolved by the House of Representatives (the Senate concurring), that we urge the Congress and the President of the United States to increase the funding of the Low Income Home Energy Assistance Program (LIHEAP); and be it further

Resolved, That copies of this resolution be transmitted to the President of the United States, 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 concurrent resolution was referred to the Committee on Energy and Technology.

Reports of Standing Committees

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

House Bill No. 4072, entitled

A bill to amend 1893 PA 206, entitled "The general property tax act," by amending section 34c (MCL 211.34c), as amended by 2002 PA 620.

Without amendment and with the recommendation that the bill pass.
The bill was referred to the order of Second Reading of Bills.

Favorable Roll Call

To Report Out:

Yeas: Reps. Sheen, Meyer, Gosselin, Newell, Drolet, Palmer, Hoogendyk, Stakoe, Jones, Marleau, Condino, Bieda, Farrah, Zelenko and Meisner

Nays: Reps. Miller and Bennett

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

House Bill No. 4271, entitled

A bill to amend 1893 PA 206, entitled "The general property tax act," by amending section 34c (MCL 211.34c), as amended by 2002 PA 620.

With the recommendation that the substitute (H-2) be adopted and that the bill then pass.

The bill and substitute were referred to the order of Second Reading of Bills.

Favorable Roll Call

To Report Out:

Yeas: Reps. Sheen, Meyer, Gosselin, Newell, Drolet, Palmer, Hoogendyk, Stakoe, Jones, Marleau, Condino, Farrah, Zelenko, Miller, Meisner and Bennett

Nays: Rep. Bieda

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

House Bill No. 4468, entitled

A bill to amend 1893 PA 206, entitled "The general property tax act," by amending section 34c (MCL 211.34c), as amended by 2002 PA 620.

Without amendment and with the recommendation that the bill pass.

The bill was referred to the order of Second Reading of Bills.

Favorable Roll Call

To Report Out:

Yeas: Reps. Sheen, Meyer, Gosselin, Newell, Drolet, Palmer, Hoogendyk, Stakoe, Jones, Marleau, Condino, Farrah, Zelenko, Miller, Meisner and Bennett

Nays: Rep. Bieda

COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Wednesday, October 19, 2005

Present: Reps. Sheen, Meyer, Gosselin, Newell, Drolet, Palmer, Hoogendyk, Stakoe, Jones, Marleau, Condino, Bieda, Farrah, Zelenko, Miller, Meisner and Bennett

COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Wenke, Chair, of the Committee on Higher Education and Career Preparation, was received and read:

Meeting held on: Tuesday, October 18, 2005

Present: Reps. Wenke, Emmons, Palmer, Ward, Byrnes, Lipsey and Kehrl

COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Tuesday, October 18, 2005

Present: Reps. Nitz, Ball, Newell, Casperson, Stahl, Proos, Hune, Mayes, Spade, Kathleen Law and Sheltroun

COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Wednesday, October 19, 2005

Present: Reps. Nofs, Proos, Drolet, Emmons, Garfield, LaJoy, Palsrok, Stahl, Baxter, Moore, Schuitmaker, Accavitti, Dillon, Murphy, Mayes, Hunter, Hopgood and Clemente

Absent: Rep. Huizenga

Excused: Rep. Huizenga

COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Wednesday, October 19, 2005

Present: Reps. Palmer, Mortimer, Gosselin, Meyer, Hoogendyk, Vander Veen, Wenke, Ball, Elsenheimer, Hildenbrand, Pearce, Proos, Hopgood, Miller, Angerer, Lemmons, III, Virgil Smith, Kehrl and Clack

Announcement by the Clerk of Printing and Enrollment

The Clerk announced that the following bills and joint resolution had been printed and placed upon the files of the members on Wednesday, October 19:

House Bill Nos.	5298	5299	5300	5301	5302	5303	5304	5305	5306	5307	5308	5309	5310	5311
	5312	5313	5314	5315	5316	5317	5318	5319	5320	5321	5322	5323	5324	5325
	5326	5327	5328	5329	5330									
House Joint Resolution											Q			
Senate Bill Nos.	810	811	812	813	814									

The Clerk announced that the following Senate bill had been received on Wednesday, October 19:

Senate Bill No. 662

By unanimous consent the House returned to the order of

Messages from the Senate**House Bill No. 5048, entitled**

A bill to create the Michigan tobacco settlement finance authority; to create funds and accounts; to provide for the sale by this state and the purchase by the authority of all or a portion of tobacco settlement assets; to authorize the issuing of bonds and notes; to prescribe the powers and duties of the authority, the state administrative board, the state treasurer, and certain other state officials and state employees; and to make appropriations and prescribe certain conditions for the appropriations.

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

The Senate has passed the bill as substituted (S-2) and ordered that it be given immediate effect.

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

House Bill No. 5109, entitled

A bill to amend 2000 PA 489, entitled "Michigan trust fund act," by amending the title and section 2 (MCL 12.252), and by adding sections 7 and 8; 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 2000 PA 489, entitled "An act to create certain funds; to provide for the operation, investment, and expenditure of certain funds; and to impose certain duties and requirements on certain state officials," by amending the title and section 2 (MCL 12.252) and by adding sections 7, 8, 9, and 10; and to repeal acts and parts of acts.

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

House Bill No. 5215, entitled

A bill to amend 1975 PA 228, entitled "Single business tax act," by amending section 37e (MCL 208.37e), as added by 2003 PA 297.

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

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

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

House Bill No. 5216, entitled

A bill to amend 1967 PA 281, entitled "Income tax act of 1967," by amending section 270 (MCL 206.270), as added by 2003 PA 295.

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.

Senate Bill No. 298, entitled

A bill to amend 1972 PA 284, entitled "Business corporation act," by amending section 1062 (MCL 450.2062), as amended by 1997 PA 118.

The Senate has substituted (S-2) the House substitute (H-3).

The Senate has concurred in the House substitute (H-3) as substituted (S-2), ordered that the bill be given immediate effect and agreed to the full title.

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

Senate Bill No. 359, entitled

A bill to amend 1984 PA 270, entitled "An act relating to the economic development of this state; to create the Michigan strategic fund and to prescribe its powers and duties; to transfer and provide for the acquisition and succession to the rights, properties, obligations, and duties of the job development authority and the Michigan economic development authority to the Michigan strategic fund; to provide for the expenditure of proceeds in certain funds to which the Michigan strategic fund succeeds in ownership; to provide for the issuance of, and terms and conditions for, notes and bonds of the Michigan strategic fund; to exempt the property, income, and operation of the fund and its bonds and notes, and the interest thereon, from certain taxes; to provide for the creation of certain centers within and for the purposes of the Michigan strategic fund; to provide for the creation and funding of certain accounts for certain purposes; to impose certain powers and duties upon certain officials, departments, and authorities of the state; to provide penalties; and to repeal certain acts and parts of acts," (MCL 125.2001 to 125.2093) by adding chapter 7A.

The Senate has substituted (S-2) the House substitute (H-3).

The Senate has concurred in the House substitute (H-3) as substituted (S-2), ordered that the bill be given immediate effect, agreed to the full title and amended the title to read as follows:

A bill to amend 1984 PA 270, entitled "An act relating to the economic development of this state; to create the Michigan strategic fund and to prescribe its powers and duties; to transfer and provide for the acquisition and succession to the rights, properties, obligations, and duties of the job development authority and the Michigan economic development authority to the Michigan strategic fund; to provide for the expenditure of proceeds in certain funds to which the Michigan strategic fund succeeds in ownership; to provide for the issuance of, and terms and conditions for, notes and bonds of the Michigan strategic fund; to exempt the property, income, and operation of the fund and its bonds and notes, and the interest thereon, from certain taxes; to provide for the creation of certain centers

within and for the purposes of the Michigan strategic fund; to provide for the creation and funding of certain accounts for certain purposes; to impose certain powers and duties upon certain officials, departments, and authorities of the state; to provide penalties; and to repeal certain acts and parts of acts," (MCL 125.2001 to 125.2093) by adding section 88p.

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

Senate Bill No. 521, 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," by amending section 30 (MCL 206.30), as amended by 2004 PA 394.

The Senate has substituted (S-2) the House substitute (H-1).

The Senate has concurred in the House substitute (H-1) as substituted (S-2), ordered that the bill be given immediate effect and agreed to the full title.

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

Senate Bill No. 533, entitled

A bill to amend 1984 PA 270, entitled "Michigan strategic fund act," by amending the title and sections 3, 4, and 13 (MCL 125.2003, 125.2004, and 125.2013), sections 4 and 13 as amended by 1987 PA 278, and by adding sections 94 and 95 and chapter 8A.

The Senate has substituted (S-6) the House substitute (H-4).

The Senate has concurred in the House substitute (H-4) as substituted (S-6), ordered that the bill be given immediate effect and amended the title to read as follows:

A bill to amend 1984 PA 270, entitled "Michigan strategic fund act," (MCL 125.2001 to 125.2093) by adding sections 88k, 88l, 88m, 88n, and 88o.

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

Senate Bill No. 662, entitled

A bill to amend 1984 PA 431, entitled "The management and budget act," by amending section 261 (MCL 18.1261), as amended by 2005 PA 91.

The Senate has passed the bill.

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

Notices

Pursuant to Rule 44, the Speaker has made the following reassignments:

Senate Bill No. 722 referred to the Committee on Banking and Financial Services.

Senate Bill No. 723 referred to the Committee on Banking and Financial Services.

Senate Bill No. 724 referred to the Committee on Banking and Financial Services.

Introduction of Bills

Reps. Ball, Gaffney and Hune introduced

House Bill No. 5331, entitled

A bill to amend 1976 PA 451, entitled "The revised school code," by amending section 1178 (MCL 380.1178), as amended by 2000 PA 9.

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

Reps. Ball and Hune introduced

House Bill No. 5332, entitled

A bill to amend 1956 PA 218, entitled "The insurance code of 1956," (MCL 500.100 to 500.8302) by adding section 2024b.

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

Reps. Elsenheimer, Taub, Casperson, Hansen, Booher, Jones, LaJoy, Marleau, Walker, Gaffney, Hummel, Amos, Palsrok, Robertson, Garfield, Hildenbrand, Stahl, Meyer, Hoogendyk, Stakoe, Brandenburg and Vander Veen introduced

House Bill No. 5333, entitled

A bill to amend 1952 PA 214, entitled "An act authorizing the Mackinac bridge authority to acquire a bridge connecting the upper and lower peninsulas of Michigan, including causeways, tunnels, roads and all useful related equipment and facilities, including park, parking, recreation, lighting and terminal facilities; extending the corporate existence of the authority; authorizing such authority to enjoy and carry out all powers incident to its corporate objects; authorizing the appropriation and use of state funds for the preliminary purposes of the authority; providing for the payment of the cost of such bridge and in that connection authorizing the authority to issue revenue bonds payable solely from the revenues of the bridge; granting the right of condemnation to the authority; granting the use of state land and property to the authority; making provisions for the payment and security of such bonds and granting certain rights and remedies to the holders thereof; authorizing banks and trust companies to perform certain acts in connection therewith; authorizing the imposition of tolls and charges; authorizing the authority to secure the consent of the United States government to the construction of the bridge and to secure approval of plans, specifications and location of same; authorizing employment of engineers irrespective of whether such engineers have been previously employed to make preliminary inspections or reports with respect to the bridge; authorizing the state highway department to operate and maintain such bridge or to contribute thereto and enter into leases and agreements in connection therewith; exempting such bonds and the property of the authority from taxation; prohibiting competing traffic facilities; authorizing the operation of ferries by the authority; providing for the construction and use of certain buildings; and making an appropriation," by amending section 14 (MCL 254.324).

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

Reps. Elsenheimer, Taub, Casperson, Hansen, Booher, Jones, LaJoy, Marleau, Walker, Gaffney, Hummel, Amos, Palsrok, Robertson, Garfield, Hildenbrand, Stahl, Moore, Meyer, Hoogendyk, Stakoe, Brandenburg and Vander Veen introduced

House Bill No. 5334, entitled

A bill to amend 1966 PA 13, entitled "An act to implement the provisions of section 14 of the schedule and temporary provisions of the constitution of this state by providing for the issuance and sale of full faith and credit bonds of the state to refund the outstanding bonds heretofore issued by the Mackinac bridge authority and upon such refunding to abolish the Mackinac bridge authority and to transfer the operation, maintenance, repair and replacement of the Mackinac bridge to the state highway department with power to fix and collect tolls, fees and charges for the use of the bridge, its services and facilities," by repealing section 9 (MCL 254.369).

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

Reps. Bieda, Gleason, Condino, Vagnozzi, Miller, Gaffney, Nofs, Amos and Alma Smith introduced

House Bill No. 5335, entitled

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

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

Reps. Newell, Farhat, Vander Veen, Meyer, Moore, Kooiman, Taub, Emmons, Kahn, Huizenga, Walker, Moolenaar, Casperson, David Law, Pearce, Jones, Steil, Wenke, Booher, Hansen, Stewart, Marleau, Caswell, Hildenbrand, Stakoe, Ward, Mortimer, Acciavatti, Ball, LaJoy, Nitz, Baxter, Proos, Caul, Green, Shaffer, Nofs, Sheen, Wojno and Accavitti introduced

House Bill No. 5336, entitled

A bill to amend 1978 PA 368, entitled "Public health code," (MCL 333.1101 to 333.25211) by adding part 25.

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

Rep. Jones introduced

House Bill No. 5337, entitled

A bill to amend 1967 PA 150, entitled "Michigan military act," by amending section 117 (MCL 32.517).

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

Reps. Lemmons, III, Lemmons, Jr., Cushingberry and Cheeks introduced

House Bill No. 5338, entitled

A bill to amend 1980 PA 307, entitled "Savings and loan act of 1980," (MCL 491.102 to 491.1202) by adding section 1136.

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

Rep. Elsenheimer moved that the House adjourn.

The motion prevailed, the time being 2:45 p.m.

The Speaker Pro Tempore declared the House adjourned until Thursday, October 20, at 10:30 a.m.

GARY L. RANDALL

Clerk of the House of Representatives

