

No. 69
STATE OF MICHIGAN
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OF THE
House of Representatives
94th Legislature
REGULAR SESSION OF 2008

House Chamber, Lansing, Wednesday, August 13, 2008.

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 not present.

Rep. Paul E. Opsommer, from the 93rd District, offered the following invocation:

“Good and Holy Father, please come down and join with us today as we humbly attempt to do Your work. We ask for Your wisdom and Your knowledge. We ask that You protect those who are serving our country overseas and we ask that You work with our families, also. In these things we pray and ask for Your help. Amen.”

Motions and Resolutions

Rep. Walker offered the following resolution:

House Resolution No. 408.

A resolution proclaiming the week of October 5 – 11, 2008, as Michigan Harvest for Michigan Kids Week.

Whereas, Agriculture is Michigan’s second largest industry, employing over one million Michigan residents and boasting an annual economic impact over 60 billion dollars; and

Whereas, Expanding market opportunities for Michigan farmers will preserve and strengthen local food production and further increase the already significant contribution that agriculture makes to the state economy; and

Whereas, Local food production leads to more direct and indirect jobs in agricultural production, food processing, and tourism; supports improved stewardship of arable land; promotes energy conservation and greenhouse gas reductions; and increases food security and nutrition through improved access to locally produced foods; and

Whereas, Research repeatedly shows that adequate nutrition is a key building block for school children’s health, growth, and academic performance; and

Whereas, Augmenting the availability in schools of Michigan-produced agricultural products can improve children’s diets by increasing their access to a greater variety of fresh, healthy foods; and

Whereas, Collaboration between school teachers, food service staff and local food and agriculture professionals will provide students with improved education and a greater appreciation of our state’s natural resources and economy; and

Whereas, A robust state agriculture industry serving local demand in our schools will strengthen our economy, improve nutrition among children, and promote positive impact on our environment to the benefit of all Michigan residents; now, therefore, be it

Resolved by the House of Representatives, That the members of this legislative body proclaim the week of October 5 – 11, 2008, as Michigan Harvest for Michigan Kids Week. We express support for increasing the consumption of Michigan

agricultural products by children and enhancing Michigan's agriculture industry by connecting our state's farms with our school children; and further be it

Resolved, That the Michigan Department of Agriculture and the Michigan Department of Education shall work with school food service, health, nutrition, farm, agri-science education, and other interested professionals and organizations to promote this event every year in order to connect Michigan agricultural products to children through school meal programs and the classroom, at farms, farmers' markets, and other locations in the community.

The resolution was referred to the Committee on Agriculture.

Rep. Melton offered the following resolution:

House Resolution No. 409.

A resolution to urge the Michigan Department of Education and the Michigan Department of Agriculture to take various actions to promote local farm-to-school initiatives.

Whereas, The purchase and consumption of local foods in schools can be a winning initiative for farmers, schools, and schoolchildren. Local purchasing expands markets for Michigan's farmers and food processors and keeps federal, state, and local dollars circulating in Michigan's economy. Schoolchildren benefit from eating fresher and more nutritious local foods. In addition, through the connection made with local farms, schoolchildren have the opportunity to learn about and appreciate the importance of food and agri-food systems, Michigan's second leading industry; and

Whereas, The state of Michigan needs to make farm-to-school programs a priority to ensure the success and quick dissemination of this beneficial and underutilized policy. To this end, the Michigan Department of Education (MDE) and the Michigan Department of Agriculture (MDA) should work cooperatively with each other and with key stakeholders, such as the Michigan Association of Agri-Science Educators, Michigan 4-H, Future Farmers of America, and the C.S. Mott Group for Sustainable Food Systems at Michigan State University, to make farm-to-school initiatives a priority for the nutrition and education of Michigan's children and for the economic well-being of Michigan's farmers; and

Whereas, Local communities need financial assistance to get farm-to-school programs off the ground. The MDE and the MDA should develop farm-to-school grants that help match financial commitments made by local communities. In addition, the MDE and the MDA should use existing state-administered grants and loans to promote farm-to-school initiatives; and

Whereas, Many new initiatives fail because the roles and responsibilities of participating individuals and organizations are not clear and no one steps forward to champion the issue. Therefore, to ensure the success of the farm-to-school initiative, a lead state department should be identified and agreements between the MDE and the MDA should be developed to allocate clearly the responsibility of each department to track efforts and grants; and

Whereas, Michigan's efforts to establish food-to-school programs will be an uphill battle until changes are made to the federal food procurement process. The current process prohibits geographic preferences in food purchases for schools. In the 2008 federal farm bill, the U.S. Congress lifted this ban so that schools should be able to purchase locally grown and raised foods without risking the loss of critical federal funds. The MDE and the MDA should encourage Michigan's congressional delegation to partner with their colleagues from other states to follow through on these changes and ensure that they are implemented quickly; now, therefore, be it

Resolved by the House of Representatives, That we urge the Michigan Department of Education and the Michigan Department of Agriculture to take these actions to promote local farm-to-school initiatives; and be it further

Resolved, That copies of this resolution be transmitted to the governor's office, the Superintendent of Public Instruction, the Director of the Michigan Department of Agriculture, the members of the State Board of Education, and the members of the Michigan Commission of Agriculture.

The resolution was referred to the Committee on Agriculture.

Rep. Hansen offered the following resolution:

House Resolution No. 410.

A resolution to memorialize Congress to enact the Broadcaster Freedom Act.

Whereas, A free and independent press must be vigorously defended by those who love liberty; and

Whereas, Many citizens and organizations are deeply concerned about the so-called "fairness doctrine," the requirement that broadcasters present opposing viewpoints on controversial issues of public importance. Bringing back this requirement to broadcast media would amount to government control over political views expressed on the public airwaves. Government should not be in the business of rationing free speech; and

Whereas, In a free market, fairness should be determined on the basis of equal opportunity, not equal results. Since the expiration of the fairness doctrine requirement, talk radio has emerged as a dynamic forum for public debate and an asset to the nation; and

Whereas, If the fairness doctrine is reinstituted, it will place a major financial burden on many small radio stations that currently carry politically oriented programming. Demands to provide equal time may be cost-prohibitive, which may cause some stations not to carry any political programming at all; and

Whereas, The Broadcaster Freedom Act, H.R. 2905, will prohibit the Federal Communications Commission (FCC) from prescribing rules, regulations, or policies that will reinstate the requirement that broadcasters present opposing viewpoints on controversial issues of public importance. The Broadcaster Freedom Act will prevent the FCC or any future President from reinstating the fairness doctrine. This legislation ensures true freedom and fairness will remain on our radio airwaves; now, therefore, be it

Resolved by the House of Representatives, That we memorialize Congress to enact H.R. 2905, the Broadcaster Freedom Act, to prevent the Federal Communications Commission from repromulgating the fairness doctrine; 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 Energy and Technology.

Rep. Garfield offered the following resolution:

House Resolution No. 411.

A resolution to encourage Michigan's businesses and state agencies to adopt a compressed 4-day work week whenever possible.

Whereas, Ever-escalating energy costs are causing all families, institutions, and businesses to reevaluate their activities in an effort to find workable strategies to reduce costs while attending to their needs. While there are clearly many areas where absorbing the higher costs is the only option, there are steps that can be taken to bring about immediate and meaningful relief. A measure that holds great potential is moving to a 4-day work week, with 10-hour days whenever possible; and

Whereas, Moving from the standard 5-day, 8-hour per day work week that has been commonplace since at least the 1930s is a step that is drawing more attention in both private and public work places. While doing so clearly depends of the type of enterprise involved, there are many offices, factories, and situations that would be wise to investigate this move; and

Whereas, There are several ways in which a 4-day work week can benefit businesses, individuals workers, and society. The benefits include not only an immediate reduction of 20 percent of commuting costs, but also the positive impact that many less miles driven would have on traffic congestion and safety, wear and tear on our roads, and vehicle emissions. For workers, economic savings would only be part of the advantages. More time with the family and the potential of commuting at a less crowded time of the morning or evening could make this a most appealing idea; and

Whereas, Businesses could realize additional savings through the lower overhead a 4-day work week would entail. There are also studies and surveys that indicate that worker absenteeism could decline and that worker retention could also rise; and

Whereas, The 4-day compressed work week would also be viable for many state agencies and offices. It would be most appropriate for state government to set an example and take the lead on such a move in our state; and

Whereas, With national figures showing that 80 percent of workers travel to work via a car that holds a single person, the positive ramifications of going to a 4-day work week would also include a notable decrease in overall oil consumption for the country. Clearly, this concept is one every business and state agency should consider seriously; now, therefore, be it

Resolved by the House of Representatives, That we encourage Michigan's businesses and state agencies to adopt a compressed 4-day work week whenever possible; and be it further

Resolved, That copies of this resolution be transmitted to the Michigan Manufacturers Association, the Small Business Association of Michigan, the Michigan Chamber of Commerce, and the Department of Management and Budget.

The resolution was referred to the Committee on Commerce.

Rep. Garfield offered the following resolution:

House Resolution No. 412.

A resolution to call on Michigan to implement a summer suspension of its taxes on gasoline.

Whereas, Unprecedented gasoline prices have fueled dramatic shifts in any number of aspects of our traditional ways of life. This is especially true now for our attitudes toward discretionary travel and tourism, as some are speculating that rising gas prices will lead to vacationers taking fewer or shorter trips. As one of the premier vacation destinations in the nation, Michigan is particularly susceptible to any changes in vacation patterns; and

Whereas, Clearly, Michigan has little control over the tumultuous global forces, commodity speculation, and ever-increasing demand that have led to these outrageous prices at the pump. Our state, however, does have command over its tax policy, and this authority could be an important tool in our efforts to promote Michigan's travel industry. Michigan currently imposes a 19 cent per gallon motor fuel tax on gasoline. In addition, a 6 percent sales tax is levied on the net pump price. At \$4.00 per gallon, the sales tax alone totals 24 cents per gallon. Indeed, a summer suspension of our taxes on gasoline would provide our citizens with a much needed tax break, and it would single Michigan out as a travel industry leader; and

Whereas, A suspension of these taxes arguably could result in a short-term revenue reduction, but the positive dynamic revenue effects of a suspension of the gasoline tax and the sales tax on fuel would more than make up any difference. In fact, in recent years, the gains in fuel efficiency have greatly reduced gas tax revenues relative to other sources of transportation funding. Any reductions in miles driven will only extenuate this drop. A summer suspension of gasoline taxes would have the opposite effect. It would help stimulate our travel and tourism industry, boost sales and excise taxes, and, above all, it would also send a strong message that the Great Lake State is now open for business; now, therefore, be it

Resolved by the House of Representatives, That we hereby call on Michigan to implement a summer suspension of its taxes on gasoline; and be it further

Resolved, That copies of this resolution be transmitted to the Governor and the State Treasurer.

The resolution was referred to the Committee on Tax Policy.

Announcement by the Clerk of Printing and Enrollment

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

Senate Bill Nos. 1432 1433 1434 1435 1436 1437 1438 1439 1440

The Clerk announced that the following bills and joint resolutions had been printed and placed upon the files of the members on Thursday, July 24:

**House Bill Nos. 6315 6316 6317 6318 6319 6320 6321 6322 6323 6324 6325 6326 6327 6328
6329 6330 6331 6332 6333 6334 6335 6336 6337 6338 6339 6340 6341 6342
6343 6344 6345 6346 6347 6348 6349 6350 6351 6352 6353 6354 6355 6356
6357 6358 6359 6360 6361**

House Joint Resolutions FFF GGG HHH III JJJ

The Clerk announced the enrollment printing and presentation to the Governor on Friday, July 25, for her approval of the following bills:

Enrolled House Bill No. 5816 at 3:16 p.m.

Enrolled House Bill No. 5972 at 3:18 p.m.

Enrolled House Bill No. 5973 at 3:20 p.m.

Enrolled House Bill No. 5976 at 3:22 p.m.

The Clerk announced that the following bills had been printed and placed upon the files of the members on Friday, July 25:

Senate Bill Nos. 1443 1444 1445 1446 1447 1448 1449 1450 1451 1452

Reports of Select Committees

House Bill No. 5816, entitled

A bill to make, appropriations for the departments of attorney general, civil rights, information technology, management and budget, state, and treasury, the executive office, and the legislative branch for the fiscal year ending September 30, 2009; to provide for the expenditure of these appropriations; to provide for the funding of certain work projects; to provide for the imposition of certain fees; to establish or continue certain funds, programs, and categories; to transfer certain funds; to prescribe certain requirements for bidding on state contracts; to provide for disposition of year-end balances; to prescribe the powers and duties of certain principal executive departments and state agencies, officials, and employees; and to provide for the disposition of fees and other income received by the various principal executive departments and state agencies.

(For text of conference report, see House Journal No. 68, p. 1964.)

The Senate has adopted the report of the Committee of Conference and ordered that the bill be given immediate effect.

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

Reports of Standing Committees

The Committee on Appropriations, by Rep. Cushingberry, Chair, reported

House Bill No. 5342, entitled

A bill to make, supplement, and adjust appropriations for various state departments and agencies for the fiscal year ending September 30, 2008; and to provide for the expenditure of the appropriations.

With the recommendation that the substitute (H-15) 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. Cushingberry, Gillard, Bauer, Bennett, Byrnes, Cheeks, Espinoza, Gonzales, Hammel, Jackson, Lahti, LeBlanc, McDowell, Sak, Alma Smith, Spade, Vagnozzi, Booher, Caul, Moss and Nofs

Nays: None

COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Wednesday, July 23, 2008

Present: Reps. Cushingberry, Gillard, Bauer, Bennett, Byrnes, Cheeks, Espinoza, Gonzales, Hammel, Hood, Jackson, Lahti, LeBlanc, McDowell, Sak, Alma Smith, Spade, Vagnozzi, Acciavatti, Caswell, Shaffer, Amos, Booher, Caul, Hansen, Proos, Agema, Moss and Nofs

Absent: Rep. Brandenburg

Messages from the Senate**House Bill No. 5524, entitled**

A bill to amend 1939 PA 3, entitled "An act to provide for the regulation and control of public and certain private utilities and other services affected with a public interest within this state; to provide for alternative energy suppliers; to provide for licensing; to include municipally owned utilities and other providers of energy under certain provisions of this act; to create a public service commission and to prescribe and define its powers and duties; to abolish the Michigan public utilities commission and to confer the powers and duties vested by law on the public service commission; to provide for the continuance, transfer, and completion of certain matters and proceedings; to abolish automatic adjustment clauses; to prohibit certain rate increases without notice and hearing; to qualify residential energy conservation programs permitted under state law for certain federal exemption; to create a fund; to provide for a restructuring of the manner in which energy is provided in this state; to encourage the utilization of resource recovery facilities; to prohibit certain acts and practices of providers of energy; to allow for the securitization of stranded costs; to reduce rates; to provide for appeals; to provide appropriations; to declare the effect and purpose of this act; to prescribe remedies and penalties; and to repeal acts and parts of acts," by amending sections 10, 10a, 10b, 10c, 10d, 10e, 10g, 10p, 10r, 10x, and 10y (MCL 460.10, 460.10a, 460.10b, 460.10c, 460.10d, 460.10e, 460.10g, 460.10p, 460.10r, 460.10x, and 460.10y), sections 10, 10b, 10c, 10e, 10p, 10r, 10x, and 10y as added by 2000 PA 141, section 10a as amended by 2004 PA 88, section 10d as amended by 2002 PA 609, and section 10g as amended by 2001 PA 48; and to repeal acts and parts of acts.

The Senate has appointed Senators Brown, Richardville and Olshove as conferees to join with Representatives Accavitti, Gillard and Nofs.

The bill was referred to the Conference Committee on July 24, 2008.

House Bill No. 6205, entitled

A bill to amend 1975 PA 222, entitled "Higher education loan authority act," by amending section 5 (MCL 390.1155), as amended by 2002 PA 547.

The Senate has amended the bill as follows:

1. Amend page 3, line 14, after “**AUTHORITY**” by inserting a comma and “**WITH THE APPROVAL OF THE STATE TREASURER,**”.

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

The Speaker announced that pursuant to Rule 42, the bill was laid over one day.

Senate Bill No. 213, entitled

A bill to require providers of retail electric service to establish a renewable energy program; to prescribe the powers and duties of certain state agencies and officials; to authorize the creation and implementation of wind energy resource zones; to ensure transmission infrastructure to deliver wind energy; to provide for expedited transmission line siting authority; to provide incentives for establishing wind generation facilities; to provide for condemnation authority; and to provide for sanctions.

The Senate has nonconcurred in the House substitute (H-2) and appointed Senators Birkholz, Richardville and Olshove as conferees.

The Speaker appointed as conferees, on the part of the House of Representatives, Reps. Accavitti, Angerer and Palsrok. The message was referred to the Clerk for record.

House Concurrent Resolution No. 95.

A concurrent resolution prescribing the legislative schedule.

(For text of resolution, see House Journal No. 68, p. 2077.)

The Senate has adopted the concurrent resolution and named Senators Anderson, Birkholz, Gleason, Pappageorge and Switalski as co-sponsors.

The concurrent resolution was referred to the Clerk for record.

Notices

The Speaker appointed as conferees, on the part of the House of Representatives for **House Bill No. 5282**, Reps. Corriveau, Virgil Smith and Ball.

The Speaker appointed as conferees, on the part of the House of Representatives for **House Bill No. 5283**, Reps. Corriveau, Virgil Smith and Ball.

Friday, July 25, 2008

Mr. Rich Brown
Clerk of the House
P.O. Box 30014
Lansing, MI 48909-7514

Ms. Carol Morey Viventi
Secretary of the Senate
P.O. Box 30036
Lansing, MI 48909-7536

Dear Clerk Brown and Secretary Viventi:

Pursuant to PA 96 of 2007, we make the following joint appointment to the Legislative Commission on Efficiency:

Mr. David M. Leonard, 6383 Redington Dr., SE, Ada, Michigan 49301 for a term of three years.

If you have any questions please call Sarah Gonzales Triplett at (517) 373-1865.

Sincerely,

Andy Dillon
Speaker

Michael D. Bishop
Senate Majority Leader

Friday, August 8, 2008

Mr. Rich Brown
Clerk of the House
P.O. Box 30014
Lansing, MI

Dear Mr. Brown,

Pursuant to Public Act 189 of 2008 I am making the following appointments to the Water Resources Conservation Advisory Council

Timothy Neumann, a person representing local units of government of 6850 Peninsula Court, Rockford, MI 49341.

Richard Slevatz, a person representing registered well drilling contractors of 72819 M 40, Lawton, MI 49065.

Robert Walther, a person representing agricultural interests of 5092 Harvest Lane, Clio, MI 48420.

Patricia Soranno, a person with knowledge and expertise in limnology of 345 University Drive, East Lansing, MI 48823.

Respectfully,
Andy Dillon
Speaker
Michigan House of Representatives

Tuesday, August 12, 2008

Mr. Rich Brown
Clerk of the House
P.O. Box 30014
Lansing, MI

Dear Mr. Brown,

Pursuant to Public Act 79 of 1999 and Public Act 244 of 2003 I am removing Miles Handy of 15145 Beech Daly, Redford, MI 48239 as the Speaker's appointment to the State 9-1-1 Committee and appointing John Bawol of 6855 Lakeview Boulevard, St. Helen, MI 48656 effective immediately.

Respectfully,
Sincerely,
Andy Dillon
Speaker
Michigan House of Representatives

Messages from the Governor

Date: August 6, 2008
Time: 7:56 a.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

Enrolled House Bill No. 5972 (Public Act No. 263, I.E.), being

An act to amend 2007 PA 36, entitled "An act to meet deficiencies in state funds by providing for the imposition, levy, computation, collection, assessment, reporting, payment, and enforcement of taxes on certain commercial, business, and financial activities; to prescribe the powers and duties of public officers and state departments; to provide for the inspection of certain taxpayer records; to provide for interest and penalties; to provide exemptions, credits, and refunds; to provide for the disposition of funds; to provide for the interrelation of this act with other acts; and to make appropriations," (MCL 208.1101 to 208.1601) by adding section 432.

(Filed with the Secretary of State August 6, 2008, at 1:47 p.m.)

Date: August 6, 2008
Time: 7:58 a.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

Enrolled House Bill No. 5976 (Public Act No. 264, I.E.), being

An act to amend 2007 PA 36, entitled "An act to meet deficiencies in state funds by providing for the imposition, levy, computation, collection, assessment, reporting, payment, and enforcement of taxes on certain commercial, business, and

financial activities; to prescribe the powers and duties of public officers and state departments; to provide for the inspection of certain taxpayer records; to provide for interest and penalties; to provide exemptions, credits, and refunds; to provide for the disposition of funds; to provide for the interrelation of this act with other acts; and to make appropriations,” (MCL 208.1101 to 208.1601) by adding section 432d.

(Filed with the Secretary of State August 6, 2008, at 1:49 p.m.)

Date: August 6, 2008

Time: 10:06 a.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

Enrolled House Bill No. 5973 (Public Act No. 267, I.E.), being

An act to amend 2007 PA 36, entitled “An act to meet deficiencies in state funds by providing for the imposition, levy, computation, collection, assessment, reporting, payment, and enforcement of taxes on certain commercial, business, and financial activities; to prescribe the powers and duties of public officers and state departments; to provide for the inspection of certain taxpayer records; to provide for interest and penalties; to provide exemptions, credits, and refunds; to provide for the disposition of funds; to provide for the interrelation of this act with other acts; and to make appropriations,” (MCL 208.1101 to 208.1601) by adding section 432a.

(Filed with the Secretary of State August 6, 2008, at 1:55 p.m.)

Communications from State Officers

The following communications from the Department of Treasury were received and read:

July 15, 2008

Please find attached one copy of the Personal Property Audit Quarterly Report for the period April 1, 2008 - June 30, 2008. The report is required by Public Act 127 of 2007, the General Government Appropriations Act. Section 947 of the Act provides, in part, as follows:

(1) Of the \$5,267,400.00 included in part 1 for the revenue enhancement program \$4,767,400.00 shall be used for revenue collection enhancement activities including auditing functions.

(2) The department of treasury shall submit quarterly progress reports to the senate and house of representatives standing committees on appropriations subcommittees on general government and the senate and house fiscal agencies, regarding personal property tax audits funded under subsection (1). The report shall include the number of audits, revenue generated, and number of complaints received by the department related to the audits.

July 15, 2008

Please find attached one copy of the Principal Residence Exemption Compliance Program Quarterly Report for the period April 1, 2008 - June 30, 2008. The report is required by Public Act 127 of 2007, the General Government Appropriations Act. Section 947 of the Act provides, in part, as follows:

(1) Of the \$5,267,400.00 included in part 1 for the revenue enhancement program, \$4,767,400.00 shall be used for revenue collection enhancement activities including auditing functions.

(3) The \$500,000.00 balance of the \$5,267,400.00 shall be used for the principal residence exemption compliance program. Along with other program costs, expenditures shall include the development of a statewide web-based database created for the purpose of enforcing the principal residence exemption compliance program. The department shall submit quarterly progress reports that include the number of exemptions denied and the revenue received under this program. The legislative auditor general shall complete a performance audit of the principal residence exemption compliance program prior to April 1, 2008. Revenue generated to the state from the principal residence exemption compliance program shall be used to reimburse the state general fund for the \$500,000.00 appropriation prior to any other allocation. Additional funds from the revenue enhancement program and carry-forward appropriations may be used to support costs in excess of \$500,000.00.

Frederick Headen, Director

Bureau of Local Government Services

The communications were referred to the Clerk.

The following communication from the Secretary of State was received and read:

Notice of Filing
Administrative Rules

July 30, 2008

In accordance with the provisions of Section 46(1) of Act 306, Public Acts of 1969, as amended, and Executive Order 1995-6 this is to advise you that the Michigan Department of Labor and Economic Growth, State Office of Administrative Hearings and Rules filed at 12:58 p.m. this date, administrative rule (08-07-02) for the Department of Labor and Economic Growth, State Housing Development Authority, Entitled: "Michigan State Housing Development Authority – General Rules".

These rules become effective immediately upon filing with the Secretary of State unless adopted under sections 33, 44, or 45a(6) of 1969 PA 306. Rules adopted under these sections become effective 7 days after filing with the Secretary of State.

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

The communication was referred to the Clerk.

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

August 4, 2008

To prepare Michigan's students with the knowledge and skills needed for the jobs in the 21st Century, the State of Michigan has enacted a rigorous new set of statewide graduation requirements that are among the best in the nation. With these new graduation requirements, students will be well-prepared for future success in college and the workplace.

Pursuant to MCL 380.1278b (15), I submit the attached 2008 Annual Report of the Michigan Department of Education on the implementation of the Michigan Merit Curriculum. This report details the activities the department has undertaken to implement this section and section 1278a and to assist public schools in implementing the requirements.

If you need any further information, or would like to discuss this report in greater detail, please contact me.

Sally Vaughn, Ph.D.
Deputy Superintendent/Chief Academic Officer

The communication was referred to the Clerk.

The following communication from the Strategic Economic Investment and Commercialization Board was received and read:

August 8, 2008

On April 9, 2008, the Strategic Economic Investment and Commercialization Board (the "Commercialization Board") approved the request for proposed business plans for the 2008 21st Century Jobs Trust Fund business plan competition ("RFP"). Consistent with the requirements of MCL 125.2088k(8), I am writing to provide you with the Commercialization Board's Decision Document, Final Resolution of the Commercialization Board (the "Resolution") and attachments to the Resolution relating to the approval of the RFP.

Sincerely,
Cindy Douglas
Director of Program Administration

The communication was referred to the Clerk.

Introduction of Bills

Reps. Hoogendyk, Agema, Robertson, Pavlov, Casperson, LaJoy, Stahl, Palmer, Hansen, Marleau, Moolenaar, Moore, Knollenberg, Stakoe, Sheen, Steil, Hune, Gaffney, Opsommer, Nofs, Amos, Horn, Garfield, Hildenbrand, Rick Jones, Pearce, Nitz, Meltzer, Moss, Schuitmaker, Meekhof, DeRoche, David Law, Ball, Booher, Pastor, Huizenga, Green, Acciavatti, Palsrok and Calley introduced

House Bill No. 6362, entitled

A bill to amend 1893 PA 206, entitled "The general property tax act," (MCL 211.1 to 211.155) by adding section 9n. The bill was read a first time by its title and referred to the Committee on Tax Policy.

Reps. Brown, Espinoza, Alma Smith, Hopgood and Opsommer introduced

House Bill No. 6363, entitled

A bill to amend 1972 PA 230, entitled “Stille-DeRossett-Hale single state construction code act,” by amending section 8a (MCL 125.1508a), as added by 1999 PA 245.

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

Rep. Mayes introduced

House Bill No. 6364, entitled

A bill to amend 2004 PA 403, entitled “Michigan unarmed combat regulatory act,” by amending section 50 (MCL 338.3650).

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

Rep. Gonzales introduced

House Bill No. 6365, entitled

A bill to amend 1976 PA 451, entitled “The revised school code,” by amending section 1274 (MCL 380.1274), as amended by 2004 PA 588.

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

Rep. Hansen introduced

House Bill No. 6366, entitled

A bill to amend 1976 PA 451, entitled “The revised school code,” by amending section 623a (MCL 380.623a), as amended by 2007 PA 45.

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

Rep. Angerer introduced

House Bill No. 6367, entitled

A bill to establish a program to designate, promote, and market certain products grown, processed, and manufactured in the state; to provide for certain powers for certain state departments and agencies; to provide for certain grants to certain persons; and to provide for the promulgation of rules.

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

Rep. Mayes introduced

House Bill No. 6368, entitled

A bill to provide for the coordination and development of certain farm-to-school procurement processes and procedures; to provide for procedures and recommendations for certain farm product producers to access school-related food programs; to provide for certain powers and duties for the departments of education and agriculture; and to provide for the dissemination of certain information to schools and farm product producers.

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

Rep. Calley introduced

House Bill No. 6369, entitled

A bill to amend 1972 PA 382, entitled “Traxler-McCauley-Law-Bowman bingo act,” by amending section 10b (MCL 432.110b), as added by 1999 PA 108.

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

Rep. Calley introduced

House Bill No. 6370, entitled

A bill to amend 1919 PA 339, entitled “Dog law of 1919,” by amending section 6 (MCL 287.266), as amended by 2000 PA 438, and by adding section 6b.

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

Rep. Calley introduced

House Bill No. 6371, entitled

A bill to amend 1893 PA 206, entitled “The general property tax act,” by amending section 34c (MCL 211.34c), as amended by 2006 PA 646.

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

Rep. Cushingberry introduced

House Bill No. 6372, entitled

A bill to amend 1961 PA 236, entitled “Revised judicature act of 1961,” by amending section 1483 (MCL 600.1483), as amended by 1993 PA 78, and by adding section 231.

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

Rep. Bieda introduced

House Bill No. 6373, entitled

A bill to amend 2007 PA 36, entitled “Michigan business tax act,” by amending section 422 (MCL 208.1422).

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

Rep. Bieda introduced

House Bill No. 6374, entitled

A bill to amend 1939 PA 280, entitled “The social welfare act,” (MCL 400.1 to 400.119b) by adding section 14k.

The bill was read a first time by its title and referred to the Committee on Families and Children’s Services.

Rep. Wojno introduced

House Bill No. 6375, entitled

A bill to amend 1936 (Ex Sess) PA 1, entitled “Michigan employment security act,” by amending section 27 (MCL 421.27), as amended by 2002 PA 192.

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

Rep. Sak introduced

House Bill No. 6376, entitled

A bill to amend 1927 PA 175, entitled “The code of criminal procedure,” by amending section 13n (MCL 777.13n), as amended by 2008 PA 37.

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

Rep. Emmons introduced

House Bill No. 6377, entitled

A bill to amend 1949 PA 300, entitled “Michigan vehicle code,” by amending section 622 (MCL 257.622), as amended by 2003 PA 66.

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

Rep. Sak introduced

House Bill No. 6378, entitled

A bill to amend 1893 PA 206, entitled “The general property tax act,” by amending section 2 (MCL 211.2), as amended by 2002 PA 620, and by adding section 2b.

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

Rep. Miller introduced

House Bill No. 6379, entitled

A bill to amend 1943 PA 240, entitled “State employees’ retirement act,” (MCL 38.1 to 38.69) by adding section 19k.

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

Rep. Jackson introduced

House Bill No. 6380, entitled

A bill to amend 1917 PA 167, entitled "Housing law of Michigan," by amending the title and sections 2a, 123, 132, 134, 141, and 141a (MCL 125.402a, 125.523, 125.532, 125.534, 125.541, and 125.541a), the title as amended by 1992 PA 144, section 132 as amended by 2000 PA 479, section 134 as amended by 2003 PA 80, section 141 as amended by 2003 PA 55, and section 141a as added by 1992 PA 109.

The bill was read a first time by its title and referred to the Committee on Intergovernmental, Urban and Regional Affairs.

Rep. Sak introduced

House Bill No. 6381, entitled

A bill to amend 1978 PA 368, entitled "Public health code," (MCL 333.1101 to 333.25211) by adding section 20153. The bill was read a first time by its title and referred to the Committee on Health Policy.

Announcements by the Clerk

July 29, 2008

Received from the Auditor General a copy of the following audit report and/or report summary:

Performance audit of Child Development and Care Program Payments, Department of Human Services, July 2008.

August 5, 2008

Received from the Auditor General a copy of the following audit report and/or report summary:

Performance audit of Information Technology Investment Management Practices, Michigan Department of Information Technology, August 2008.

Richard J. Brown
Clerk of the House

August 1, 2008

Received from the Emergency Telephone Service Committee (ETSC) and the State 9-1-1 Administrator's Office the 2008 Annual 9-1-1 Report as required by MCL 484.1412 and P.A. 32 of 1986, as amended.

Richard J. Brown
Clerk of the House

Rep. Tobocman announced that pursuant to House Rule 1(2), the House will stand adjourned until Wednesday, August 20, at 10:00 a.m.

The Speaker Pro Tempore declared the House adjourned until Wednesday, August 20, at 10:00 a.m.

RICHARD J. BROWN
Clerk of the House of Representatives