No. 84 STATE OF MICHIGAN

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House of Representatives

94th Legislature REGULAR SESSION OF 2008

House Chamber, Lansing, Wednesday, November 12, 2008.

1:30 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 Acciavatti—present Agema—present Amos—present Angerer—present Ball—present Bauer—present Bennett—present Bieda—present Booher—present Brandenburg—present Brown—present Byrnes—present Byrum—present Calley—present Casperson—present Caswell—present Caul—present Cheeks—present Clack—present Clemente—present Condino—present Constan—present Corriveau—present Coulouris—present Cushingberry—present Dean—excused

Dillon—present Donigan—present Ebli—present Elsenheimer—present Emmons—present Espinoza—present Farrah—present Gaffney—present Garfield—present Gillard—present Gonzales—present Green—present Griffin—present Hammel—present Hammon—present Hansen—present Hildenbrand—present Hood-excused Hoogendyk—present Hopgood—present Horn—present Huizenga—present Hune—present Jackson—present Johnson—present Jones, Rick—present Jones, Robert—present Knollenberg—present

Lahti—present LaJoy—present Law, David—present Law, Kathleen—present LeBlanc—present Leland—present Lemmons—present Lindberg—present Marleau—present Mayes—present McDowell—present Meadows—present Meekhof-present Meisner—present Melton—present Meltzer—present Miller—present Moolenaar—present Moore—present Moss—present Nitz—present Nofs—present Opsommer—present Palmer—present Palsrok—present Pastor—present

Pavlov—present

Pearce—present Polidori—present Proos-present Robertson—present Rocca—present Sak—present Schuitmaker—present Scott—present Shaffer—present Sheen—present Sheltrown—present Simpson—present Smith, Alma—present Smith, Virgil—present Spade—present Stahl—present Stakoe—present Steil—present Tobocman—present Vagnozzi—present Valentine—present Walker—present Ward—present Warren—present Wenke—present Wojno—present Young—present

DeRoche—present

Rep. Fulton Sheen, from the 88th District, offered the following invocation:

"Lord You wield great resources and provision at Your command. You release and bestow them on whom You choose. The world's systems have done all they can to maintain the balance of power, to protect themselves and play one against another. These are the intrigues of men. These things happen in the dark of the night with a cloak of secrecy. Men arrogantly believe that they are in control and that no eye sees them, no ear hears them, and no mind perceives what they do. They do not even consider that You are ever seeing, ever hearing, and that You not only perceive their minds, but You know their thoughts and the motivations of their hearts.

America has chosen their next president and the intrigues of men are in full swing. Even now the balance of power is shifting and decisions and actions are being made and taken. Lord too many of our citizens sit unaware and oblivious to what is going on in the earth. Insulated and consumed by trivial concerns of schedules, activities, entertainment, and the business of life, they neither care, nor perceive the times in which they are living.

Lord let us embrace, engage, and discern the moment, for there is a battle going on. Let us not take lightly what is transpiring all around us; let us not be unaware or complacent.

Freedom is not free. You paid a price to set us free from sin and darkness, just as a price is paid for the nations of the earth to retain their sovereignty. A people who are unwilling to fight for their freedom will be overcome, but a people willing to fight for their freedom will not be overcome. There is a time for peace and a time for war and this has nothing to do with preference. So help us to engage in the battle, whether that battle is economic, for the family, for life, or one fought by American soldiers in a foreign land. We pray for protection, for wisdom and that we may persevere. Lord have mercy on our state and on our nation. May we be now, as we began, one nation under God, indivisible, with Liberty and justice for all. - Amen."

Rep. Tobocman moved that Reps. Dean and Hood be excused from today's session. The motion prevailed.

Motions and Resolutions

The Speaker, on behalf of the entire membership of the House of Representatives, offered the following resolution: **House Resolution No. 458.**

A resolution of tribute offered as a memorial for Donald E. Holbrook, Jr., former member of the House of Representatives and former judge of the Michigan Court of Appeals.

Whereas, The members of the Michigan House of Representatives and the legal community of our state were saddened to learn of the passing of Donald E. Holbrook, Jr. His long and accomplishment-filled life in public service set the highest standards of commitment. With his 8 years as a lawmaker and distinguished career in the judiciary, this gentleman exerted an impact on our state that will long benefit our citizens and institutions; and

Whereas, A native of Grand Rapids who earned degrees from Albion College and the Wayne State University Law School, Donald Holbrook answered his country's call and served 4 years in the United States Air Force before embarking on a public service career that spanned 4 decades. First elected to the Michigan House of Representative in 1964, he was among the legislators faced with the major task of implementing the state's new constitution. As chair of the House Judiciary Committee, he was integral in the enactment of the 1968 legislation creating the District Court; and

Whereas, Following his tenure crafting and voting on legislation, Donald Holbrook turned his intellect and talents to the real world application of the law as a jurist. After 2 years with the Circuit Court, he was elected in 1974 to the Michigan Court of Appeals, from which he retired in 2002. In addition to his outstanding efforts on the bench, Judge Holbrook was a leader with several commissions devoted to improving our state's justice system. His thoughtfulness and thorough understanding of the impact the law has in our society earned him widespread respect across our state. Clearly, his life of service will not soon be forgotten; now, therefore, be it

Resolved by the House of Representatives, That we offer this expression of our highest respect to honor the memory of Donald E. Holbrook, Jr., who served our state with great distinction as a lawmaker and as a judge; and be it further

Resolved, That copies of this resolution be transmitted to Judge Holbrook's family as evidence of the lasting esteem held for his memory throughout our state.

The question being on the adoption of the resolution,

The resolution was adopted by unanimous standing vote.

Rep. Tobocman moved that Rule 42 be suspended.

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

Rep. Tobocman moved that the Committee on Government Operations be discharged from further consideration of **House Bill No. 6500**.

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

The bill was placed on the order of Second Reading of Bills.

Second Reading of Bills

Pending the Second Reading of

House Bill No. 6500, entitled

A bill to amend 1965 PA 314, entitled "Public employee retirement system investment act," by amending sections 12d, 13, 19, 20d, 20j, and 20k (MCL 38.1132d, 38.1133, 38.1139, 38.1140d, 38.1140j, and 38.1140k), sections 12d, 13, 19, and 20d as amended by 2000 PA 307 and sections 20j and 20k as added by 1996 PA 485, and by adding section 19a; and to repeal acts and parts of acts.

Rep. Tobocman moved that the bill be referred to the Committee on Senior Health, Security, and Retirement. The motion prevailed.

Messages from the Governor

The following line item veto message from the Governor was received and read:

Executive Office, Lansing, September 27, 2008

Michigan House of Representatives State Capitol Lansing, Michigan 48909-7514

Dear Legislators:

Today I have signed **Enrolled House Bill 5808**, which makes appropriations for the Department of Transportation for the fiscal year ending September 30, 2009. However, I have disapproved one item pursuant to Section 19 of Article V of the Michigan Constitution of 1963. The specific item veto is contained in the attached copy of this bill, which has been filed with the Secretary of State.

This bill provides over \$3.6 billion for rebuilding, repairing and maintaining Michigan's roads and bridges, as well as key intermodal and public transportation programs. My action today:

- Provides over \$2.7 billion in road and bridge construction funds to the Department of Transportation and local road agencies for the preservation, repair, and maintenance of Michigan's transportation network.
- Provides \$275 million for public transit programs, including \$186 million for bus operating assistance grants to local transit agencies.

However, I have again disapproved Subsection (3) of Section 306which would mandate that the Department of Treasury develop a cost allocation plan for motor fuel tax collections based on time and effort.

I thank the Legislature for its work on this important budget bill.

Sincerely, Jennifer M. Granholm Governor

The bill was signed by the Governor September 27, 2008, at 5:10 p.m.

The bill was filed with the Secretary of State, September 29, 2008, at 10:33 a.m. and assigned Public Act No. 275, I.E. The question being on the passage of the disapproved item, the objections of the Governor to the contrary notwithstanding,

Rep. Tobocman moved that the bill be re-referred to the Committee on Appropriations.

The motion prevailed.

By unanimous consent the House returned to the order of

Motions and Resolutions

THIS RESOLUTION IS OFFERED TO COMPLY WITH MCL § 18.1246.

Rep. Hood offered the following concurrent resolution:

House Concurrent Resolution No. 98.

A concurrent resolution to authorize construction and establish the total project cost of the Student Services One-Stop Center project at Muskegon Community College.

Whereas, The Muskegon Community College Student Services One-Stop Center project was approved by the Joint Capital Outlay Subcommittee as a self-financed project on September 6, 2007; and

Whereas, Muskegon Community College commenced construction on a portion of the Student Services One-Stop Center project in April 2008; and

Whereas, The Muskegon Community College Student Services One-Stop Center project was authorized for planning as a state project in 2008 PA 278; and

Whereas, Pursuant to section 246 of 1984 PA 431, as amended, the authorized cost of projects shall only be established or revised by specific reference in a budget act, by concurrent resolution adopted by both houses of the legislature, or inferred by the total amount of any appropriations made to complete plans and construction; now, therefore, be it

Resolved by the House of Representatives (the Senate concurring), That the Michigan Legislature recognizes the need to authorize construction and establish the total authorized cost to construct the Muskegon Community College Student Services One-Stop Center project at amount not to exceed \$5,000,000 (State Building Authority share \$2,499,900; State General Fund/General Purpose share \$100; Muskegon Community College share \$2,500,000); that the respective financing shares may be adjusted based upon the State Building Authority's ability to finance the state share up to an amount not to exceed \$2,499,900; and that the Legislature intends to continue to appropriate funds for construction subject to the limitations herein stated, in amounts not to exceed the authorized cost, subject to the ordinary vicissitudes of the legislative process; and be it further

Resolved, That a copy of this resolution be transmitted to the State Budget Director, the Director of the Department of Management and Budget, the State Building Authority, and Muskegon Community College.

Pending the reference of the concurrent resolution to a committee,

Rep. Tobocman moved that Rule 71 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.

Second Reading of Bills

House Bill No. 4674, entitled

A bill to amend 1956 PA 218, entitled "The insurance code of 1956," (MCL 500.100 to 500.8302) by adding section 2111b.

Was read a second time, and the question being on the adoption of the proposed amendments previously recommended by the Committee on Insurance (for amendments, see House Journal No. 46 of 2007, p. 688),

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

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

The motion prevailed.

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

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

By unanimous consent the House returned to the order of

Third Reading of Bills

House Bill No. 4674, entitled

A bill to amend 1956 PA 218, entitled "The insurance code of 1956," (MCL 500.100 to 500.8302) by adding section 2111b.

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

Roll Call No. 819

Yeas—73

Accavitti Cushingberry Sak Lahti Angerer Dillon Law, Kathleen Schuitmaker Ball Donigan LeBlanc Scott Bauer Ebli Leland Shaffer Espinoza Bennett Lemmons Sheltrown Farrah Bieda Lindberg Simpson Gaffney Maves Smith, Alma Brandenburg Garfield McDowell Brown Smith, Virgil Gillard **Byrnes** Meadows Spade Byrum Stakoe Gonzales Meisner Caswell Green Melton Steil Griffin Meltzer Caul Tobocman Cheeks Hammel Miller Vagnozzi Clack Hammon Moore Valentine Clemente Hopgood Nofs Ward Jackson Warren Condino Palsrok Constan Johnson Polidori Wojno Corriveau Jones, Robert Rocca Young Coulouris

Nays—35

Acciavatti	Hansen	Law, David	Pavlov
Agema	Hildenbrand	Marleau	Pearce
Amos	Hoogendyk	Meekhof	Proos
Booher	Horn	Moolenaar	Robertson
Calley	Huizenga	Moss	Sheen
Casperson	Hune	Nitz	Stahl
DeRoche	Jones, Rick	Opsommer	Walker
Elsenheimer	Knollenberg	Palmer	Wenke
Emmons	LaJoy	Pastor	

In The Chair: Sak

The House agreed to the title of the bill.

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

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

Second Reading of Bills

House Bill No. 4948, 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, substitute (H-2) adopted and bill postponed temporarily on November 26, 2007, see House Journal No. 124 of 2007, p. 2284.)

Rep. Acciavatti moved to amend the bill as follows:

1. Amend page 6, following line 21, by inserting:

"Enacting section 1. Section 3d of the use tax act, 1937 PA 94, MCL 205.93d, is repealed immediately after it takes effect on December 1, 2007.".

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

Rep. Hoogendyk moved to amend the bill as follows:

1. Amend page 6, following line 21, by inserting:

"Enacting section 1. This amendatory act does not take effect unless House Bill No. 4406 of the 94th Legislature is enacted into law.".

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

Rep. Acciavatti moved to amend the bill as follows:

1. Amend page 6, following line 21, by inserting:

"Enacting section 1. This amendatory act does not take effect unless Senate Bill No. 838 of the 94th Legislature is enacted into law.".

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

Rep. Meltzer moved to amend the bill as follows:

1. Amend page 6, following line 21, by inserting:

"Enacting section 1. This amendatory act does not take effect unless House Bill No. 5211 of the 94th Legislature is enacted into law.".

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

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

The motion prevailed.

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

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

By unanimous consent the House returned to the order of

Third Reading of Bills

House Bill No. 4948, 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. 820 Yeas—108

Accavitti Dillon Pearce Lahti Polidori Acciavatti Donigan LaJoy Law, David Agema Ebli Proos Amos Elsenheimer Law, Kathleen Robertson **Emmons** LeBlanc Rocca Angerer Ball Espinoza Leland Sak Bauer Farrah Lemmons Schuitmaker Bennett Gaffney Lindberg Scott Garfield Bieda Marleau Shaffer Booher Gillard Mayes Sheen Brandenburg Gonzales McDowell Sheltrown Brown Green Meadows Simpson Griffin **Byrnes** Meekhof Smith, Alma Byrum Hammel Meisner Smith, Virgil Calley Hammon Melton Spade Casperson Hansen Meltzer Stahl Miller Caswell Hildenbrand Stakoe Caul Hoogendyk Moolenaar Steil Hopgood Cheeks Moore Tobocman Horn Clack Moss Vagnozzi Clemente Huizenga Nitz Valentine

Condino Hune Nofs Walker Jackson Ward Constan Opsommer Warren Corriveau Johnson Palmer Coulouris Jones, Rick Palsrok Wenke Jones, Robert Woino Cushingberry Pastor DeRoche Knollenberg Pavlov Young

Navs—0

In The Chair: Sak

The House agreed to the title of the bill.

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

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

Second Reading of Bills

House Bill No. 5680, entitled

A bill to amend 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 second time.

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

The motion prevailed.

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

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

By unanimous consent the House returned to the order of

Third Reading of Bills

House Bill No. 5680, 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.

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

Roll Call No. 821 Yeas—107

Accavitti Donigan Polidori LaJoy Acciavatti Ebli Law, David Proos Amos Elsenheimer Law, Kathleen Robertson Angerer **Emmons** LeBlanc Rocca Ball Espinoza Leland Sak Bauer Farrah Lemmons Schuitmaker Bennett Gaffney Lindberg Scott Bieda Garfield Marleau Shaffer Booher Gillard Mayes Sheen Sheltrown Brandenburg Gonzales McDowell Green Meadows Simpson Brown Smith, Alma **Byrnes** Griffin Meekhof Byrum Hammel Meisner Smith, Virgil Calley Hammon Melton Spade Casperson Hansen Meltzer Stahl

Caswell Hildenbrand Miller Caul Hoogendyk Moolenaar Hopgood Cheeks Moore Clack Horn Moss Huizenga Clemente Nitz Condino Hune Nofs Jackson Constan Opsommer Johnson Palmer Corriveau Coulouris Jones, Rick Palsrok Cushingberry Jones, Robert Pastor DeRoche Knollenberg Pavlov Dillon Lahti Pearce

Stakoe Steil Tobocman Vagnozzi Valentine Walker Ward Warren Wenke Wojno Young

Nays—0

In The Chair: Sak

The House agreed to the title of the bill.

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

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

Second Reading of Bills

House Bill No. 4054, entitled

A bill to amend 1980 PA 299, entitled "Occupational code," by amending section 2635 (MCL 339.2635), as amended by 2006 PA 414.

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

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

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

The motion prevailed.

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

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

By unanimous consent the House returned to the order of

Third Reading of Bills

House Bill No. 4054, entitled

A bill to amend 1980 PA 299, entitled "Occupational code," by amending section 2635 (MCL 339.2635), as amended by 2006 PA 414.

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

Roll Call No. 822 Yeas—108

Accavitti Dillon Pearce Lahti Acciavatti Donigan LaJov Polidori Ebli Law, David Agema Proos Amos Elsenheimer Law, Kathleen Robertson Angerer **Emmons** LeBlanc Rocca Espinoza Leland Ball Sak Schuitmaker Bauer Farrah Lemmons

Bennett Gaffney Garfield Bieda Booher Gillard Brandenburg Gonzales Brown Green **Byrnes** Griffin Byrum Hammel Hammon Calley Hansen Casperson Caswell Hildenbrand Caul Hoogendyk Cheeks Hopgood Clack Horn Clemente Huizenga Condino Hune Constan Jackson Corriveau Johnson Jones, Rick Coulouris Cushingberry Jones, Robert DeRoche Knollenberg

Lindberg Marleau Maves **McDowell** Meadows Meekhof Meisner Melton Meltzer Miller Moolenaar Moore Moss Nitz Nofs Opsommer Palmer Palsrok Pastor Pavlov

Shaffer Sheen Sheltrown Simpson Smith, Alma Smith, Virgil Spade Stahl Stakoe Steil Tobocman Vagnozzi Valentine Walker Ward Warren Wenke Woino Young

Scott

Nays-0

In The Chair: Sak

The House agreed to the title of the bill.

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

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

Second Reading of Bills

House Bill No. 6148, entitled

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending section 14p of chapter XVII (MCL 777.14p), as amended by 2006 PA 251.

The bill was read a second time.

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

The motion prevailed.

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

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

By unanimous consent the House returned to the order of

Third Reading of Bills

House Bill No. 6148, entitled

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending section 14p of chapter XVII (MCL 777.14p), as amended by 2006 PA 251.

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

Roll Call No. 823 Yeas—108

Accavitti Dillon Lahti Pearce Acciavatti Donigan LaJoy Polidori Agema Ebli Law, David Proos Amos Elsenheimer Law, Kathleen Robertson Angerer **Emmons** LeBlanc Rocca Ball Espinoza Leland Sak Bauer Farrah Lemmons Schuitmaker Bennett Gaffney Lindberg Scott Garfield Marleau Shaffer Bieda Gillard Mayes Booher Sheen McDowell Brandenburg Gonzales Sheltrown Brown Green Meadows Simpson Griffin **Byrnes** Meekhof Smith, Alma Byrum Hammel Meisner Smith, Virgil Calley Hammon Melton Spade Casperson Hansen Meltzer Stahl Caswell Hildenbrand Stakoe Miller Caul Hoogendyk Moolenaar Steil Cheeks Hopgood Moore Tobocman Clack Horn Moss Vagnozzi Huizenga Valentine Clemente Nitz Condino Hune Nofs Walker Ward Constan Jackson Opsommer Corriveau Johnson Palmer Warren Jones, Rick Wenke Coulouris Palsrok Cushingberry Jones, Robert **Pastor** Woino DeRoche Knollenberg Pavlov Young

Nays—0

In The Chair: Sak

The House agreed to the title of the bill.

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

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

Second Reading of Bills

House Bill No. 5677, entitled

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending section 36101 (MCL 324.36101), as amended by 2000 PA 262.

The bill was read a second time.

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

The motion prevailed.

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

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

By unanimous consent the House returned to the order of

Third Reading of Bills

House Bill No. 5677, entitled

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending section 36101 (MCL 324.36101), as amended by 2000 PA 262.

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

Roll Call No. 824

Yeas—108

Dillon Pearce Accavitti Lahti Acciavatti Donigan LaJov Polidori Law, David Agema Ebli Proos Amos Elsenheimer Law, Kathleen Robertson Angerer Emmons LeBlanc Rocca Ball Espinoza Leland Sak Bauer Farrah Lemmons Schuitmaker Bennett Gaffney Lindberg Scott Bieda Garfield Marleau Shaffer Booher Gillard Mayes Sheen Brandenburg Gonzales McDowell Sheltrown Green Brown Meadows Simpson Griffin **Byrnes** Meekhof Smith, Alma Byrum Hammel Meisner Smith, Virgil Hammon Calley Melton Spade Casperson Hansen Meltzer Stahl Caswell Hildenbrand Miller Stakoe Caul Hoogendyk Moolenaar Steil Hopgood Cheeks Moore Tobocman Clack Horn Moss Vagnozzi Valentine Huizenga Nitz Clemente Walker Condino Hune Nofs Jackson Opsommer Ward Constan Corriveau Johnson Palmer Warren Coulouris Jones, Rick Palsrok Wenke Cushingberry Jones, Robert Pastor Wojno DeRoche Knollenberg Young Pavlov

Nays-0

In The Chair: Sak

The House agreed to the title of the bill.

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

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

Second Reading of Bills

House Bill No. 5678, entitled

A bill to amend 1893 PA 206, entitled "The general property tax act," by amending section 9 (MCL 211.9), as amended by 2006 PA 550.

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

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

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

The motion prevailed.

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

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

By unanimous consent the House returned to the order of

Third Reading of Bills

House Bill No. 5678, entitled

A bill to amend 1893 PA 206, entitled "The general property tax act," by amending section 9 (MCL 211.9), as amended by 2006 PA 550.

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

Roll Call No. 825

Yeas-108

Accavitti Dillon Lahti Pearce LaJoy Polidori Acciavatti Donigan Ebli Law, David Agema Proos Law, Kathleen Amos Elsenheimer Robertson LeBlanc Angerer Emmons Rocca Ball Leland Espinoza Sak Bauer Farrah Lemmons Schuitmaker Bennett Gaffney Lindberg Scott Bieda Garfield Marleau Shaffer Gillard Booher Mayes Sheen McDowell Brandenburg Gonzales Sheltrown Green Meadows Brown Simpson Griffin Meekhof **Byrnes** Smith, Alma **Byrum** Hammel Meisner Smith, Virgil Calley Hammon Melton Spade Casperson Hansen Meltzer Stahl Caswell Hildenbrand Miller Stakoe Caul Hoogendyk Moolenaar Steil Tobocman Cheeks Hopgood Moore Clack Horn Moss Vagnozzi Clemente Huizenga Nitz Valentine Condino Nofs Walker Hune Jackson Opsommer Ward Constan Corriveau Johnson Palmer Warren Coulouris Jones, Rick Palsrok Wenke Woino Cushingberry Jones, Robert Pastor DeRoche Knollenberg Pavlov Young

Nays-0

In The Chair: Sak

The House agreed to the title of the bill.

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

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

Second Reading of Bills

House Bill No. 5679, entitled

A bill to amend 2000 PA 92, entitled "Food law of 2000," by amending section 1107 (MCL 289.1107).

Was read a second time, and the question being on the adoption of the proposed substitute (H-3) previously recommended by the Committee on Agriculture,

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

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

The motion prevailed.

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

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

Rep. Angerer moved that Reps. Dillon and Tobocman be excused temporarily from today's session. The motion prevailed.

By unanimous consent the House returned to the order of

Third Reading of Bills

House Bill No. 5679, entitled

A bill to amend 2000 PA 92, entitled "Food law of 2000," by amending section 1107 (MCL 289.1107). Was read a third time and passed, a majority of the members serving voting therefor, by yeas and nays, as follows:

Roll Call No. 826

Yeas—106

Accavitti Donigan LaJoy Pearce Acciavatti Ebli Law, David Polidori Elsenheimer Law, Kathleen Agema Proos LeBlanc Amos Emmons Robertson Espinoza Leland Rocca Angerer Ball Farrah Lemmons Sak Bauer Gaffney Lindberg Schuitmaker Bennett Garfield Marleau Scott Bieda Gillard Mayes Shaffer McDowell Booher Gonzales Sheen Brandenburg Green Meadows Sheltrown Griffin Meekhof Simpson Brown **Byrnes** Hammel Meisner Smith, Alma Byrum Hammon Melton Smith, Virgil Meltzer Spade Calley Hansen Casperson Hildenbrand Miller Stahl Caswell Hoogendyk Moolenaar Stakoe Caul Hopgood Moore Steil Cheeks Horn Moss Vagnozzi Valentine Clack Huizenga Nitz Walker Clemente Hune Nofs Condino Jackson Opsommer Ward Warren Constan Johnson Palmer Jones, Rick Wenke Corriveau Palsrok Coulouris Jones, Robert Pastor Wojno Cushingberry Knollenberg Pavlov Young DeRoche Lahti

Nays—0

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

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

A bill to amend 2000 PA 92, entitled "Food law of 2000," by amending sections 1105 and 1107 (MCL 289.1105 and 289.1107), as amended by 2007 PA 113.

The motion prevailed.

The House agreed to the title as amended.

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

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

Second Reading of Bills

House Bill No. 6401, entitled

A bill to amend 1893 PA 206, entitled "The general property tax act," by amending section 9 (MCL 211.9), as amended by 2006 PA 550.

The bill was read a second time.

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

The motion prevailed.

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

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

By unanimous consent the House returned to the order of

Third Reading of Bills

House Bill No. 6401, entitled

A bill to amend 1893 PA 206, entitled "The general property tax act," by amending section 9 (MCL 211.9), as amended by 2006 PA 550.

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

Roll Call No. 827 Yeas—106

Accavitti Donigan LaJov Acciavatti Ebli Law, David Law, Kathleen Agema Elsenheimer **Emmons** LeBlanc Amos Espinoza Leland Angerer Ball Farrah Lemmons Bauer Gaffney Lindberg Garfield Marleau Bennett Bieda Gillard Mayes Booher Gonzales McDowell Brandenburg Green Meadows Brown Griffin Meekhof **Byrnes** Hammel Meisner Byrum Hammon Melton Calley Hansen Meltzer Casperson Hildenbrand Miller Caswell Hoogendyk Moolenaar Hopgood Caul Moore Cheeks Horn Moss Huizenga Nitz Clack Clemente Hune Nofs Condino Jackson Opsommer Constan Johnson Palmer Corriveau Jones, Rick Palsrok

Polidori Proos Robertson Rocca Sak Schuitmaker Scott Shaffer Sheen Sheltrown Simpson Smith, Alma Smith, Virgil Spade Stahl Stakoe Steil Vagnozzi Valentine Walker Ward Warren Wenke

Pearce

Coulouris Jones, Robert Knollenberg Cushingberry DeRoche

Lahti

Pastor Pavlov Wojno Young

Nays—0

In The Chair: Sak

The House agreed to the title of the bill.

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

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

Second Reading of Bills

House Bill No. 6468, entitled

A bill to amend 1976 PA 388, entitled "Michigan campaign finance act," by amending section 12 (MCL 169.212), as amended by 2001 PA 250.

The bill was read a second time.

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

The motion prevailed.

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

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

By unanimous consent the House returned to the order of

Third Reading of Bills

House Bill No. 6468, entitled

A bill to amend 1976 PA 388, entitled "Michigan campaign finance act," by amending section 12 (MCL 169.212), as amended by 2001 PA 250.

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

Roll Call No. 828 Yeas-73

Dillon Accavitti Acciavatti Donigan Angerer Ebli Ball **Emmons** Bauer Espinoza Bennett Farrah Bieda Gaffney Brandenburg Gillard Gonzales Brown **Byrnes** Griffin Byrum Hammel Cheeks Hammon Clack Hansen Hildenbrand Clemente Condino Hopgood

Knollenberg LaJoy Law, Kathleen LeBlanc Leland Lemmons Lindberg Mayes **McDowell** Meadows Meisner Melton Miller Moolenaar

Moore

Pearce Polidori Rocca Sak Schuitmaker Scott Sheltrown Simpson Smith, Alma Smith, Virgil Spade Tobocman Vagnozzi Valentine Ward

ConstanHuneNofsWarrenCorriveauJohnsonOpsommerWojnoCoulourisJones, RobertPalmerYoung

Cushingberry

Nays—35

Garfield Agema Marleau Robertson Amos Green Meekhof Shaffer Booher Hoogendyk Meltzer Sheen Horn Calley Moss Stahl Casperson Huizenga Nitz Stakoe Caswell Jackson Palsrok Steil Caul Jones, Rick Pastor Walker DeRoche Lahti Pavlov Wenke Elsenheimer Law, David Proos

In The Chair: Sak

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

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

A bill to amend 1976 PA 388, entitled "Michigan campaign finance act," by amending sections 12 and 52 (MCL 169.212 and 169.252), as amended by 2001 PA 250.

The motion prevailed.

The House agreed to the title as amended.

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

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

Second Reading of Bills

House Bill No. 6476, entitled

A bill to amend 1953 PA 232, entitled "Corrections code of 1953," by amending section 34a (MCL 791.234a), as amended by 2008 PA 158.

The bill was read a second time.

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

The motion prevailed.

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

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

By unanimous consent the House returned to the order of

Third Reading of Bills

House Bill No. 6476, entitled

A bill to amend 1953 PA 232, entitled "Corrections code of 1953," by amending section 34a (MCL 791.234a), as amended by 2008 PA 158.

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

Roll Call No. 829 Yeas—56

Accavitti	Coulouris	Jones, Robert	Sak
Angerer	Cushingberry	Lahti	Scott
Bauer	Dillon	Law, Kathleen	Sheltrown

Bennett Donigan LeBlanc Simpson Smith, Alma Bieda Ebli Leland Espinoza Smith, Virgil Brown Lemmons Farrah Lindberg **Bvrnes** Spade Gillard Tobocman Byrum Mayes Cheeks Gonzales McDowell Vagnozzi Valentine Clack Hammel Meadows Clemente Hammon Ward Meisner Condino Hopgood Melton Warren Constan Jackson Miller Wojno Corriveau Young Johnson Polidori

Nays—52

Acciavatti Gaffney Law, David Pavlov Garfield Pearce Marleau Agema Amos Green Meekhof Proos Ball Griffin Meltzer Robertson Booher Hansen Moolenaar Rocca Brandenburg Hildenbrand Moore Schuitmaker Calley Hoogendyk Moss Shaffer Casperson Horn Nitz Sheen Caswell Huizenga Nofs Stahl Opsommer Caul Hune Stakoe DeRoche Jones, Rick Palmer Steil Palsrok Walker Elsenheimer Knollenberg LaJoy Wenke **Emmons** Pastor

In The Chair: Sak

The House agreed to the title of the bill.

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

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

Second Reading of Bills

House Bill No. 5437, entitled

A bill to amend 1893 PA 206, entitled "The general property tax act," (MCL 211.1 to 211.157) by adding section 7ll. Was read a second time, and the question being on the adoption of the proposed substitute (H-3) previously recommended by the Committee on Intergovernmental, Urban and Regional Affairs,

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

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

The motion prevailed.

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

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

By unanimous consent the House returned to the order of

Third Reading of Bills

House Bill No. 5437, entitled

A bill to amend 1893 PA 206, entitled "The general property tax act," (MCL 211.1 to 211.157) by adding section 7ll. Was read a third time and passed, a majority of the members serving voting therefor, by yeas and nays, as follows:

Roll Call No. 830

Yeas—108

Accavitti Dillon Pearce Lahti LaJoy Polidori Acciavatti Donigan Law, David Agema Ebli Proos Law, Kathleen Amos Elsenheimer Robertson **Emmons** LeBlanc Angerer Rocca Ball Espinoza Leland Sak Bauer Farrah Lemmons Schuitmaker Gaffney Bennett Lindberg Scott Garfield Shaffer Bieda Marleau Gillard Maves Sheen Booher Brandenburg Gonzales **McDowell** Sheltrown Meadows Brown Green Simpson Smith, Alma **Byrnes** Griffin Meekhof Smith, Virgil Byrum Hammel Meisner Spade Calley Hammon Melton Casperson Hansen Meltzer Stahl Caswell Hildenbrand Miller Stakoe Caul Hoogendyk Moolenaar Steil Cheeks Hopgood Moore Tobocman Clack Horn Moss Vagnozzi Clemente Huizenga Nitz Valentine Walker Condino Hune Nofs Jackson Opsommer Ward Constan Corriveau Johnson Palmer Warren Jones, Rick Palsrok Wenke Coulouris Cushingberry Jones, Robert Woino Pastor DeRoche Knollenberg Pavlov Young

Nays—0

In The Chair: Sak

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

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

A bill to amend 1893 PA 206, entitled "The general property tax act," (MCL 211.1 to 211.155) by adding section 7nn.

The motion prevailed.

The House agreed to the title as amended.

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

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

Second Reading of Bills

House Bill No. 6492, entitled

A bill to amend 1976 PA 451, entitled "The revised school code," by amending section 1211 (MCL 380.1211), as amended by 2007 PA 37.

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

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

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

The motion prevailed.

Rep. Angerer moved that the bill be placed on its immediate passage. The motion prevailed, a majority of the members serving voting therefor.

By unanimous consent the House returned to the order of

Third Reading of Bills

House Bill No. 6492, entitled

A bill to amend 1976 PA 451, entitled "The revised school code," by amending section 1211 (MCL 380.1211), as amended by 2007 PA 37.

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

Roll Call No. 831

Yeas—108

Accavitti Dillon Lahti Pearce Polidori Acciavatti Donigan LaJoy Agema Ebli Law, David Amos Elsenheimer Law, Kathleen Angerer Emmons LeBlanc Ball Espinoza Leland Bauer Farrah Lemmons Gaffney Lindberg Bennett Garfield Marleau Bieda Gillard Mayes Booher McDowell Brandenburg Gonzales Brown Green Meadows **Byrnes** Griffin Meekhof Byrum Hammel Meisner Calley Hammon Melton Casperson Hansen Meltzer Caswell Hildenbrand Miller Caul Hoogendyk Moolenaar Cheeks Hopgood Moore Clack Horn Moss Clemente Huizenga Nitz Condino Hune Nofs Constan Jackson Opsommer Johnson Palmer Corriveau Coulouris Jones, Rick Palsrok Jones, Robert Cushingberry Pastor DeRoche Knollenberg Pavlov

Proos Robertson Rocca Sak Schuitmaker Scott Shaffer Sheen Sheltrown Simpson Smith, Alma Smith, Virgil Spade Stahl Stakoe Steil Tobocman Vagnozzi Valentine Walker Ward Warren Wenke Wojno

Young

Nays—0

In The Chair: Sak

The House agreed to the title of the bill.

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

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

Second Reading of Bills

House Bill No. 6493, entitled

A bill to amend 1966 PA 346, entitled "State housing development authority act of 1966," (MCL 125.1401 to 125.1499c) by adding chapter 3B.

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

The substitute (H-1) was not adopted, a majority of the members serving not voting therefor.

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

The motion prevailed.

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

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

By unanimous consent the House returned to the order of

Third Reading of Bills

House Bill No. 6493, entitled

A bill to amend 1966 PA 346, entitled "State housing development authority act of 1966," (MCL 125.1401 to 125.1499c) by adding chapter 3B.

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

Roll Call No. 832

Yeas—108

Accavitti Dillon Lahti LaJov Acciavatti Donigan Law, David Agema Ebli Elsenheimer Law, Kathleen Amos Angerer **Emmons** LeBlanc Ball Espinoza Leland Bauer Farrah Lemmons Bennett Gaffney Lindberg Garfield Marleau Bieda Booher Gillard Maves Brandenburg Gonzales McDowell Green Meadows Brown **Byrnes** Griffin Meekhof Byrum Hammel Meisner Calley Hammon Melton Casperson Hansen Meltzer Caswell Hildenbrand Miller Caul Hoogendyk Moolenaar Cheeks Hopgood Moore Clack Horn Moss Huizenga Clemente Nitz Condino Hune Nofs Constan Jackson Opsommer Corriveau Johnson Palmer Coulouris Jones, Rick Palsrok Jones, Robert Cushingberry Pastor DeRoche Knollenberg Pavlov

Robertson Rocca Sak Schuitmaker Scott Shaffer Sheen Sheltrown Simpson Smith, Alma Smith, Virgil Spade Stahl Stakoe Steil Tobocman Vagnozzi Valentine Walker Ward Warren Wenke Wojno

Young

Pearce

Proos

Polidori

Nays—0

In The Chair: Sak

The House agreed to the title of the bill.

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

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

Second Reading of Bills

House Bill No. 5778, entitled

A bill to amend 1893 PA 206, entitled "The general property tax act," by amending section 51 (MCL 211.51), as amended by 2005 PA 114.

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

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

Rep. Spade moved to amend the bill as follows:

- 1. Amend page 3, line 19, after "COMPANY" by striking out "EITHER".
- 2. Amend page 3, line 19, after "QUALIFIED" by striking out "OR WOULD HAVE QUALIFIED".

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

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

The motion prevailed.

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

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

By unanimous consent the House returned to the order of

Third Reading of Bills

House Bill No. 5778, entitled

A bill to amend 1893 PA 206, entitled "The general property tax act," by amending section 51 (MCL 211.51), as amended by 2005 PA 114.

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

Roll Call No. 833

Yeas-108

Accavitti Dillon Lahti Donigan LaJoy Acciavatti Ebli Law, David Agema Law, Kathleen Amos Elsenheimer Angerer **Emmons** LeBlanc Espinoza Ball Leland Farrah Bauer Lemmons Gaffney Bennett Lindberg Garfield Bieda Marleau Booher Gillard Mayes Brandenburg Gonzales McDowell Brown Green Meadows **Byrnes** Griffin Meekhof **Byrum** Hammel Meisner Calley Hammon Melton Casperson Hansen Meltzer Caswell Hildenbrand Miller Caul Hoogendyk Moolenaar Hopgood Cheeks Moore Clack Horn Moss Clemente Huizenga Nitz Condino Hune Nofs Constan Jackson Opsommer Corriveau Johnson Palmer Coulouris Jones, Rick Palsrok Jones, Robert Cushingberry Pastor DeRoche Knollenberg Pavlov

Polidori Proos Robertson Rocca Sak Schuitmaker Scott Shaffer Sheen Sheltrown Simpson Smith, Alma Smith, Virgil Spade Stahl Stakoe Steil Tobocman Vagnozzi Valentine Walker Ward Warren Wenke Wojno Young

Pearce

Nays—0

In The Chair: Sak

The House agreed to the title of the bill.

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

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

Rep. Angerer 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

Rep. Angerer moved to suspend that portion of Rule 41 requiring bills to be handed to the Clerk three hours prior to calling the House to order.

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

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 Friday, November 7:

House Bill Nos.	6592	6593	6594	6595	6596	6597	6598	6599	6600	6601	6602	6603	6604	6605
	6606	6607	6608	6609	6610	6611	6612	6613	6614	6615	6616	6617	6618	
Senate Bill Nos.	1595	1596	1597	1598	1599	1600	1601	1602	1603	1604	1605	1606	1607	1608
	1609	1610	1611	1612	1613	1614	1615	1616	1617	1618	1619	1620	1621	1622

The Clerk announced that the following bills had been printed and placed upon the files of the members on Wednesday, November 12:

Senate Bill Nos. 1635 1636 1637 1638 1639 1640 1641 1642

The Clerk announced that the following Senate bills had been received on Wednesday, November 12:

Senate Bill Nos. 1327 1459 1475 1476 1477 1478

Notices

Pursuant to Rule 41, the Speaker has made the following reassignments:

House Bill No. 6604 referred to the Committee on Agriculture on November 7, 2008.

House Bill No. 6607 referred to the Committee on Tax Policy on November 7, 2008.

By unanimous consent the House returned to the order of

Reports of Standing Committees

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

House Bill No. 6574, entitled

A bill to amend 2007 PA 36, entitled "Michigan business tax act," by amending section 201 (MCL 208.1201), as amended by 2008 PA 168.

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. Bieda, Condino, Robert Jones, Meisner, Melton, Young, Meltzer, Pastor, Wenke and Calley

Nays: None

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

House Bill No. 6596, entitled

A bill to amend 2007 PA 36, entitled "Michigan business tax act," by amending section 111 (MCL 208.1111), as amended by 2007 PA 207.

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. Bieda, Condino, Robert Jones, Meisner, Melton, Meltzer, Pastor, Wenke and Calley

Nays: None

COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Wednesday, November 12, 2008

Present: Reps. Bieda, Condino, Robert Jones, Meisner, Melton, Warren, Young, Meltzer, Sheen, Pastor, Palmer, Wenke and Calley

Absent: Reps. Farrah, Mayes, Sheltrown and Steil Excused: Reps. Farrah, Mayes, Sheltrown and Steil

The Committee on Judiciary, by Rep. Condino, Chair, reported

House Bill No. 6592, entitled

A bill to amend 1961 PA 236, entitled "Revised judicature act of 1961," by amending section 8311 (MCL 600.8311). 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. Condino, Coulouris, Bieda, Corriveau, Meadows, Virgil Smith, Schuitmaker, Elsenheimer and Stakoe Nays: None

The Committee on Judiciary, by Rep. Condino, Chair, reported

House Bill No. 6593, entitled

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending sections 1, 4, 5, 6, 7, 8, 9, 10, 11, 13, 14, 15, 16, and 17 of chapter VI (MCL 766.1, 766.4, 766.5, 766.6, 766.7, 766.8, 766.9, 766.10, 766.11, 766.13, 766.14, 766.15, 766.16, and 766.17), section 4 as amended by 1994 PA 167, section 9 as amended by 1988 PA 106, and section 14 as amended by 1998 PA 520, and by adding section 2.

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. Condino, Coulouris, Bieda, Corriveau, Meadows, Virgil Smith, Schuitmaker, Elsenheimer and Stakoe

Nays: None

The Committee on Judiciary, by Rep. Condino, Chair, reported

Senate Bill No. 865, entitled

A bill to amend 1961 PA 236, entitled "Revised judicature act of 1961," by amending sections 5805 and 5839 (MCL 600.5805 and 600.5839), section 5805 as amended by 2002 PA 715 and section 5839 as amended by 1985 PA 188.

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. Condino, Coulouris, Bieda, Corriveau, Meadows, Meisner, Virgil Smith, Warren, Schuitmaker and Elsenheimer

Nays: None

COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Wednesday, November 12, 2008

Present: Reps. Condino, Coulouris, Bieda, Corriveau, Meadows, Meisner, Virgil Smith, Warren, Schuitmaker, Elsenheimer and Stakoe

Absent: Reps. Scott, David Law, Rick Jones and Rocca Excused: Reps. Scott, David Law, Rick Jones and Rocca

The Committee on Energy and Technology, by Rep. Accavitti, Chair, reported

House Bill No. 6609, entitled

A bill to amend 1893 PA 206, entitled "The general property tax act," (MCL 211.1 to 211.155) by adding section 7mm.

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. Accavitti, Mayes, Angerer, Brown, Ebli, Hammon, Hopgood, Lemmons, Lindberg, Melton, Miller, Nofs, Palsrok, Huizenga, Moolenaar and Opsommer

Nays: None

COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Wednesday, November 12, 2008

Present: Reps. Accavitti, Mayes, Angerer, Brown, Ebli, Hammon, Hopgood, Lemmons, Lindberg, Melton, Miller, Nofs, Palsrok, Huizenga, Moolenaar and Opsommer

Absent: Reps. Clemente, Garfield and Horn Excused: Reps. Clemente, Garfield and Horn

The Committee on Tourism, Outdoor Recreation and Natural Resources, by Rep. Sheltrown, Chair, reported House Bill No. 6616, entitled

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending sections 216, 248, and 719a (MCL 257.216, 257.248, and 257.719a), section 216 as amended by 2002 PA 642, section 248 as amended by 2004 PA 495, and section 719a as amended by 1996 PA 136, and by adding sections 38a, 49a, and 74a.

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. Sheltrown, Ebli, Brown, Hammon, Kathleen Law, Lindberg, Simpson, Walker, Stakoe and Horn

Nays: None

The Committee on Tourism, Outdoor Recreation and Natural Resources, by Rep. Sheltrown, Chair, reported **House Bill No. 6617, entitled**

A bill to regulate recreational vehicle dealers, manufacturers, wholesalers, warrantors, and their representatives; to regulate dealings between recreational vehicle manufacturers, wholesalers, warrantors, and dealers; to regulate dealings between consumers and recreational vehicle manufacturers, wholesalers, warrantors, and dealers; to prohibit certain trade practices; to provide for the powers and duties of certain state and local governmental officers and entities; and to provide remedies.

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. Sheltrown, Ebli, Brown, Hammon, Kathleen Law, Lindberg, Simpson, Walker, Stakoe and Horn

Nays: None

The Committee on Tourism, Outdoor Recreation and Natural Resources, by Rep. Sheltrown, Chair, reported Senate Bill No. 1077, entitled

A bill to amend 2008 PA 290, entitled "An act to authorize the removal, capture, or lethal control of a gray wolf that is preying upon livestock under certain circumstances; and to provide for penalties," (MCL 324.95151 to 324.95153) by adding section 5.

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. Sheltrown, Ebli, Brown, Hammon, Kathleen Law, Lindberg, Simpson, Walker and Horn

Nays: None

The Committee on Tourism, Outdoor Recreation and Natural Resources, by Rep. Sheltrown, Chair, reported Senate Bill No. 1084, entitled

A bill to authorize the removal, capture, or lethal control of a gray wolf that is preying upon a dog under certain circumstances; to provide for penalties; and to promulgate rules.

With the recommendation that the substitute (H-1) be adopted and that the bill then pass.

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

Favorable Roll Call

To Report Out:

Yeas: Reps. Sheltrown, Ebli, Brown, Hammon, Kathleen Law, Lindberg, Simpson, Walker and Horn

Nays: None

COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Sheltrown, Chair, of the Committee on Tourism, Outdoor Recreation and Natural Resources, was received and read:

Meeting held on: Wednesday, November 12, 2008

Present: Reps. Sheltrown, Ebli, Brown, Hammon, Kathleen Law, Lindberg, Simpson, Walker, Stakoe and Horn

Absent: Rep. Casperson Excused: Rep. Casperson

The Committee on Military and Veterans Affairs and Homeland Security, by Rep. Polidori, Chair, reported **House Bill No. 4977, entitled**

A bill to amend 1980 PA 300, entitled "The public school employees retirement act of 1979," by amending section 73 (MCL 38.1373), as amended by 1989 PA 194.

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. Polidori, Brown, Lemmons, Emmons, Garfield, Pastor and Horn

Nays: None

COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Polidori, Chair, of the Committee on Military and Veterans Affairs and Homeland Security, was received and read:

Meeting held on: Wednesday, November 12, 2008

Present: Reps. Polidori, Brown, Lemmons, Emmons, Garfield, Pastor and Horn

Absent: Reps. Dean and Sheltrown Excused: Reps. Dean and Sheltrown

The Committee on Great Lakes and Environment, by Rep. Warren, Chair, reported

House Bill No. 6612, entitled

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending section 2505 (MCL 324.2505), as added by 1995 PA 60; and to repeal acts and parts of acts.

Without amendment and with the recommendation that the bill pass.

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

Favorable Roll Call

To Report Out:

Yeas: Reps. Warren, Donigan, Ebli, Griffin, Kathleen Law, Leland, Meadows, Valentine, Palmer, Emmons and Walker

Nays: None

The Committee on Great Lakes and Environment, by Rep. Warren, Chair, reported

House Bill No. 6613, entitled

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending sections 11135 and 11153 (MCL 324.11135 and 324.11153), as amended by 2007 PA 75.

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. Warren, Donigan, Ebli, Griffin, Kathleen Law, Leland, Meadows, Miller, Valentine, Palmer, Emmons and Walker

Nays: None

COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Warren, Chair, of the Committee on Great Lakes and Environment, was received and read:

Meeting held on: Wednesday, November 12, 2008

Present: Reps. Warren, Donigan, Ebli, Griffin, Kathleen Law, Leland, Meadows, Miller, Valentine, Robertson, Palmer, Emmons, Moolenaar, Walker and Meekhof

The Committee on Education, by Rep. Melton, Chair, reported

House Bill No. 6184, entitled

A bill to amend 1966 PA 331, entitled "Community college act of 1966," (MCL 389.1 to 389.195) by amending the title, as amended by 1998 PA 153, and by adding chapter 13 to part 2.

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. Melton, Valentine, Angerer, Brown, Byrum, Clack, Corriveau, Hopgood, Lindberg, Meisner, Miller, Polidori, Moolenaar, Emmons, Hoogendyk, Pearce, Schuitmaker, Knollenberg, Opsommer and Pavlov

Nays: None

The Committee on Education, by Rep. Melton, Chair, reported

House Bill No. 6185, entitled

A bill to amend 1967 PA 281, entitled "Income tax act of 1967," by amending sections 351, 355, and 365 (MCL 206.351, 206.355, and 206.365), section 351 as amended by 2003 PA 22, section 355 as amended by 2003 PA 48, and section 365 as amended by 2003 PA 47, and by adding section 366.

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. Melton, Valentine, Angerer, Brown, Byrum, Clack, Corriveau, Hopgood, Lindberg, Meisner, Miller, Polidori, Moolenaar, Emmons, Pearce, Schuitmaker, Knollenberg, Opsommer and Pavlov

Nays: Rep. Hoogendyk

The Committee on Education, by Rep. Melton, Chair, reported

Senate Bill No. 1342, entitled

A bill to amend 1966 PA 331, entitled "Community college act of 1966," (MCL 389.1 to 389.195) by amending the title, as amended by 1998 PA 153, and by adding chapter 13 to part 2.

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. Melton, Valentine, Angerer, Brown, Byrum, Clack, Corriveau, Hopgood, Lindberg, Meisner, Miller, Polidori, Moolenaar, Emmons, Steil, Pearce, Schuitmaker, Knollenberg, Opsommer and Pavlov

Nays: Rep. Hoogendyk

The Committee on Education, by Rep. Melton, Chair, reported

Senate Bill No. 1343, entitled

A bill to amend 1967 PA 281, entitled "Income tax act of 1967," by amending sections 351, 355, and 365 (MCL 206.351, 206.355, and 206.365), section 351 as amended by 2003 PA 22, section 355 as amended by 2003 PA 48, and section 365 as amended by 2003 PA 47, and by adding section 366.

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. Melton, Valentine, Angerer, Brown, Byrum, Clack, Corriveau, Hopgood, Lindberg, Meisner, Miller, Polidori, Moolenaar, Emmons, Steil, Pearce, Schuitmaker, Knollenberg, Opsommer and Pavlov

Nays: None

COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Wednesday, November 12, 2008

Present: Reps. Melton, Valentine, Angerer, Brown, Byrum, Clack, Corriveau, Hopgood, Lindberg, Meisner, Miller, Polidori, Moolenaar, Emmons, Hoogendyk, Steil, Pearce, Schuitmaker, Knollenberg, Opsommer and Pavlov

Absent: Reps. Dean and Scott Excused: Reps. Dean and Scott

The Committee on Intergovernmental, Urban and Regional Affairs, by Rep. Byrum, Chair, reported

House Bill No. 5438, entitled

A bill to provide for the exemption of certain property from certain taxes; to levy and collect a specific tax upon the owners of certain property; to provide for the disposition of the tax; to prescribe the powers and duties of certain local government officials; and to provide penalties.

With the recommendation that the bill be referred to the Committee on Tax Policy.

Favorable Roll Call

To Report Out:

Yeas: Reps. Byrum, Young, Farrah, Meadows, Pavlov and Meekhof

Nays: None

The recommendation was concurred in and the bill was referred to the Committee on Tax Policy.

The Committee on Intergovernmental, Urban and Regional Affairs, by Rep. Byrum, Chair, reported House Bill No. 6548, entitled

A bill to amend 1972 PA 348, entitled "An act to regulate relationships between landlords and tenants relative to rental agreements for rental units; to regulate the payment, repayment, use and investment of security deposits; to provide for commencement and termination inventories of rental units; to provide for termination arrangements relative to rental units; to provide for legal remedies; and to provide penalties," (MCL 554.601 to 554.616) by adding section 1b.

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. Byrum, Young, Farrah, Meadows, Pavlov, Nitz and Meekhof

Nays: Rep. Opsommer

The Committee on Intergovernmental, Urban and Regional Affairs, by Rep. Byrum, Chair, reported Senate Bill No. 927, entitled

A bill to amend 1846 RS 65, entitled "Of alienation by deed, and the proof and recording of conveyances, and the canceling of mortgages," by amending sections 24 and 25 (MCL 565.24 and 565.25), section 25 as amended by 1996 PA 526, and by adding section 24a.

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. Byrum, Young, Farrah, Meadows, Pavlov and Meekhof

Nays: None

The Committee on Intergovernmental, Urban and Regional Affairs, by Rep. Byrum, Chair, reported

Senate Bill No. 1160, entitled

A bill to amend 1846 RS 65, entitled "Of alienation by deed, and the proof and recording of conveyances, and the canceling of mortgages," by amending sections 27, 28, and 43 (MCL 565.27, 565.28, and 565.43), sections 28 and 43 as amended by 1992 PA 212; and to repeal acts and parts of acts.

Without amendment and with the recommendation that the bill pass.

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

Favorable Roll Call

To Report Out:

Yeas: Reps. Byrum, Young, Farrah, Meadows, Pavlov and Meekhof

Nays: None

The Committee on Intergovernmental, Urban and Regional Affairs, by Rep. Byrum, Chair, reported Senate Bill No. 1487, entitled

A bill to amend 1905 PA 157, entitled "An act to provide for the acquisition, maintenance, management, and control of township parks, resorts, bathing beaches, and places of recreation; to provide for the creation of a township park commission; to provide for a board of commissioners to provide for the issuance of bonds and the levy of taxes; to provide for the transfer of certain real property for parks; to authorize cities and villages to appropriate money for park purposes; to provide for the acquisition, construction, and use of wharves, piers, docks, and landing places in townships; to provide the powers and duties of certain local units of government and certain officials; and to prescribe penalties and provide remedies," (MCL 41.421 to 41.429) by amending the title, as amended by 1998 PA 160, and by adding sections 6g and 6h.

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. Byrum, Young, Farrah, Meadows, Pavlov, Meekhof and Opsommer

Nays: None

The Committee on Intergovernmental, Urban and Regional Affairs, by Rep. Byrum, Chair, reported

Senate Bill No. 1550, entitled

A bill to amend 1893 PA 206, entitled "The general property tax act," by amending section 44a (MCL 211.44a), as amended by 2004 PA 357.

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. Byrum, Young, Farrah, Meadows, Pavlov and Meekhof

Nays: None

COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Byrum, Chair, of the Committee on Intergovernmental, Urban and Regional Affairs, was received and read:

Meeting held on: Wednesday, November 12, 2008

Present: Reps. Byrum, Young, Farrah, Meadows, Pavlov, Nitz, Meekhof and Opsommer

Absent: Reps. Coulouris, Johnson and Tobocman Excused: Reps. Coulouris, Johnson and Tobocman

The Committee on New Economy and Quality of Life, by Rep. Clemente, Chair, reported

House Bill No. 6495, entitled

A bill to amend 2007 PA 36, entitled "Michigan business tax act," by amending section 435 (MCL 208.1435), as amended by 2007 PA 216.

With the recommendation that the substitute (H-1) be adopted and that the bill then pass.

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

Favorable Roll Call

To Report Out:

Yeas: Reps. Clemente, Leland, Clack, Griffin, Meadows, Meisner, Melton, Hildenbrand and Pastor

Nays: Rep. Huizenga

The Committee on New Economy and Quality of Life, by Rep. Clemente, Chair, reported

House Bill No. 6496, entitled

A bill to amend 1967 PA 281, entitled "Income tax act of 1967," by amending section 266 (MCL 206.266), as amended by 2007 PA 94.

With the recommendation that the substitute (H-1) be adopted and that the bill then pass.

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

Favorable Roll Call

To Report Out:

Yeas: Reps. Clemente, Leland, Clack, Griffin, Meadows, Meisner, Melton, Hildenbrand and Pastor

Nays: Rep. Huizenga

The Committee on New Economy and Quality of Life, by Rep. Clemente, Chair, reported

House Bill No. 6606, entitled

A bill to amend 1995 PA 24, entitled "Michigan economic growth authority act," by amending section 8 (MCL 207.808), as amended by 2008 PA 257.

With the recommendation that the substitute (H-1) be adopted and that the bill then pass.

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

Favorable Roll Call

To Report Out:

Yeas: Reps. Clemente, Leland, Clack, Griffin, Meadows, Meisner, Melton, Hildenbrand and Pastor

Nays: None

The Committee on New Economy and Quality of Life, by Rep. Clemente, Chair, reported Senate Bill No. 982, entitled

A bill to amend 2007 PA 36, entitled "Michigan business tax act," by amending section 437 (MCL 208.1437).

With the recommendation that the substitute (H-1) be adopted and that the bill then pass.

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

Favorable Roll Call

To Report Out:

Yeas: Reps. Clemente, Leland, Clack, Griffin, Meadows, Meisner, Melton, Huizenga, Hildenbrand and Pastor

Navs: None

COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Clemente, Chair, of the Committee on New Economy and Quality of Life, was received and read:

Meeting held on: Wednesday, November 12, 2008

Present: Reps. Clemente, Leland, Clack, Griffin, Meadows, Meisner, Melton, Huizenga, Hildenbrand and Pastor

Absent: Rep. Garfield Excused: Rep. Garfield

The Committee on Banking and Financial Services, by Rep. Coulouris, Chair, reported

House Bill No. 6549, entitled

A bill to amend 1966 PA 346, entitled "State housing development authority act of 1966," by amending section 22 (MCL 125.1422), as amended by 2002 PA 385.

With the recommendation that the substitute (H-1) be adopted and that the bill then pass.

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

Favorable Roll Call

To Report Out:

Yeas: Reps. Coulouris, Clemente, Mayes, Virgil Smith, Moore, Robertson, Green and Calley

Nays: None

The Committee on Banking and Financial Services, by Rep. Coulouris, Chair, reported

House Bill No. 6550, entitled

A bill to amend 2006 PA 513, entitled "Individual or family development account program act," by amending sections 2, 3, 5, 7, 8, 9, and 10 (MCL 206.702, 206.703, 206.705, 206.707, 206.708, 206.709, and 206.710).

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. Coulouris, Clemente, Mayes, Virgil Smith, Moore, Robertson, Green and Calley

Nays: None

The Committee on Banking and Financial Services, by Rep. Coulouris, Chair, reported

House Bill No. 6562, entitled

A bill to amend 1987 PA 173, entitled "Mortgage brokers, lenders, and servicers licensing act," by amending section 33 (MCL 445.1683), as amended by 2008 PA 64.

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. Coulouris, Clemente, Mayes, Virgil Smith, Moore, Robertson and Green

Navs: None

The Committee on Banking and Financial Services, by Rep. Coulouris, Chair, reported

House Bill No. 6618, entitled

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending section 14p of chapter XVII (MCL 777.14p), as amended by 2006 PA 251.

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. Coulouris, Clemente, Mayes, Virgil Smith, Moore, Robertson, Green and Calley

Nays: None

The Committee on Banking and Financial Services, by Rep. Coulouris, Chair, reported

Senate Bill No. 1517, entitled

A bill to amend 1943 PA 20, entitled "An act relative to the investment of funds of public corporations of the state; and to validate certain investments," by amending section 1 (MCL 129.91), as amended by 2006 PA 400.

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. Coulouris, Clemente, Moore, Robertson and Green

Nays: None

COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Coulouris, Chair, of the Committee on Banking and Financial Services, was received and read:

Meeting held on: Wednesday, November 12, 2008

Present: Reps. Coulouris, Johnson, Clemente, Mayes, Virgil Smith, Moore, Robertson, Green and Calley

The Committee on Agriculture, by Rep. Mayes, Chair, reported

House Bill No. 6462, entitled

A bill to amend 1967 PA 281, entitled "Income tax act of 1967," by amending section 435 (MCL 206.435), as amended by 2008 PA 162.

With the recommendation that the substitute (H-1) be adopted and that the bill then pass.

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

Favorable Roll Call

To Report Out:

Yeas: Reps. Mayes, Byrum, Angerer, Brown, Kathleen Law, Leland, Sheltrown, Walker, Nitz, Ball and Meekhof

Nays: None

The Committee on Agriculture, by Rep. Mayes, Chair, reported

House Bill No. 6604, entitled

A bill to amend 1964 PA 283, entitled "Weights and measures act," (MCL 290.601 to 290.634) by adding section 28d.

With the recommendation that the substitute (H-1) be adopted and that the bill then pass.

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

Favorable Roll Call

To Report Out:

Yeas: Reps. Mayes, Byrum, Angerer, Brown, Kathleen Law, Leland, Sheltrown, Walker, Nitz, Ball and Meekhof Nays: None

The Committee on Agriculture, by Rep. Mayes, Chair, reported

House Bill No. 6608, entitled

A bill to amend 1964 PA 283, entitled "Weights and measures act," by amending section 28c (MCL 290.628c), as amended by 2003 PA 189.

With the recommendation that the substitute (H-1) be adopted and that the bill then pass.

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

Favorable Roll Call

To Report Out:

Yeas: Reps. Mayes, Byrum, Angerer, Brown, Kathleen Law, Leland, Sheltrown, Walker, Nitz, Ball and Meekhof Nays: None

COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Mayes, Chair, of the Committee on Agriculture, was received and read: Meeting held on: Wednesday, November 12, 2008

Present: Reps. Mayes, Byrum, Angerer, Brown, Kathleen Law, Leland, Sheltrown, Walker, Nitz, Ball and Meekhof

COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Robert Jones, Chair, of the Committee on Senior Health, Security, and Retirement, was received and read:

Meeting held on: Wednesday, November 12, 2008

Present: Reps. Robert Jones, Constan, Hopgood, Lemmons, Warren, Ball, Sheen and Stahl

Absent: Rep. Green Excused: Rep. Green

Notices

I hereby give notice that on the next legislative session day I will move to discharge the Committee on Judiciary from further consideration of **House Bill No. 4402**.

Rep. Condino

I hereby give notice that on the next legislative session day I will move to discharge the Committee on Judiciary from further consideration of **House Bill No. 4403**.

Rep. Condino

I hereby give notice that on the next legislative session day I will move to discharge the Committee on Judiciary from further consideration of **House Bill No. 4404**.

Rep. Condino

I hereby give notice that on the next legislative session day I will move to discharge the Committee on Judiciary from further consideration of **House Bill No. 4405**.

Rep. Condino

I hereby give notice that on the next legislative session day I will move to discharge the Committee on Ethics and Elections from further consideration of **House Bill No. 6499**.

Rep. Tobocman

I hereby give notice that on the next legislative session day I will move to discharge the Committee on Labor from further consideration of **House Bill No. 6599**.

Rep. Tobocman

I hereby give notice that on the next legislative session day I will move to discharge the Committee on Labor from further consideration of **House Bill No. 6600**.

Rep. Tobocman

I hereby give notice that on the next legislative session day I will move to discharge the Committee on Labor from further consideration of **House Bill No. 6601**.

Rep. Tobocman

By unanimous consent the House returned to the order of

Motions and Resolutions

Speaker Dillon and Rep. DeRoche offered the following resolution:

House Resolution No. 459.

A resolution to memorialize the United States House of Representatives to retain the Honorable John Dingell as the chair of the Energy and Commerce Committee.

Whereas, Over the course of his remarkable career as a member of the United States House of Representatives, John Dingell has exerted an impact that has strengthened our nation and safeguarded our people in many ways. His unprecedented tenure of leadership has had a profound impact in such fundamental policy areas as environmental protection, energy, health care, and commerce. The "Dean of the House," Representative Dingell has amassed a record unparalleled in scope and depth; and

Whereas, John Dingell's effectiveness in marshaling support among his colleagues for vitally important legislation is well established. He has been essential, as an author and co-author, in the crafting of many of the nation's most important environmental and conservation laws. These included not only landmark legislation dealing with brownfield revitalization, safe drinking water, and hazardous and solid waste handling, but also lead exposure reduction, weatherization grants, and energy conservation; and

Whereas, Several pressing problems facing our nation at this critical time are policy areas that have long been the focus of Representative Dingell's diligence. Health care, including treatment standards, patient rights, and access for children, have long been championed by this tenacious public servant. Moreover, at a juncture where the very survival of America's large manufacturing industry is in peril, John Dingell brings a breadth of knowledge to these challenges that is unsurpassed. Clearly, his grasp of key issues and his ability to get results are needed more than ever in the chair of the Energy and Commerce Committee; now, therefore, be it

Resolved by the House of Representatives, That we memorialize the United States House of Representatives to retain the Honorable John Dingell as the chair of the Energy and Commerce Committee; and be it further

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

Pending the reference of the resolution to a committee,

Rep. Angerer moved that Rule 71 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. Coulouris, Accavitti, Amos, Ball, Bieda, Brown, Byrnes, Clack, Constan, Garfield, Gillard, Gonzales, Green, Hammon, Hildenbrand, Hopgood, Horn, Rick Jones, Robert Jones, Lahti, Kathleen Law, LeBlanc, Leland, Lemmons, Marleau, Meisner, Meltzer, Miller, Opsommer, Palmer, Pearce, Polidori, Proos, Rocca, Sak, Schuitmaker, Shaffer, Sheltrown, Spade, Tobocman, Valentine, Wojno and Cushingberry offered the following resolution:

House Resolution No. 460.

A resolution recognizing October 13-17, 2008, as Credit Union Week and honoring all Michigan credit unions.

Whereas, Credit unions have been organized in Michigan since 1934, they have a proud tradition of innovation and leadership among the nation's credit unions. The Michigan credit union movement is one of growth, progress, and success; and

Whereas, Michigan credit unions are rooted in the communities in which they serve, whether supporting local charities; offering financial education seminars; or operating student-run credit union branches in schools. They do this voluntarily, because as not-for-profit, member-owned, financial cooperatives, credit unions recognize that social responsibility is an integral part of their mission; and

Whereas, Michigan credit unions continue to improve the financial literacy of their members and the community, following the credit union philosophy of "People Helping People", and

Whereas, Michigan credit unions remain informed through the assistance of the Michigan Credit Union League which has focused exclusively on serving its members throughout its history; a commitment that is concisely expressed in its mission statement: To foster, protect, and promote the vitality of credit unions by providing programs and services that will enhance their ability to enrich the lives of members; now, therefore, be it

Resolved by the House of Representatives, that the members of this legislative body honor Michigan credit unions as they celebrate Credit Union Week.

Pending the reference of the resolution to a committee,

Rep. Angerer moved that Rule 71 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.

Communications from State Officers

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

Notice of Filing Administrative Rules

November 3, 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 4:07 p.m. this date, administrative rule (08-11-01) for the Department of Labor and Economic Growth, State Office of Administrative Hearings and Rules "State Board of Education-Hearings".

This rescission takes effect immediately upon the 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 Treasury was received and read:

November 3, 2008

On July 17, 2008, the Governor signed into law Public Acts 232 and 233, establishing a divestment program for investments in Iran and Sudan. Under the new laws, the Department of Treasury is charged with the task of developing and maintaining a list of scrutinized companies for each country.

The Department was given 90 days from the effective date of the Acts to develop the scrutinized company lists. In addition, the Department is required by MCL 38.1133c(6) and MCL 38.1133d(6) to forward to the legislature a publicly available report that includes a copy of the scrutinized company lists within 30 days after the lists are created. Those lists are attached.

Larry Steckelberg, Legislative Liaison Michigan Department of Treasury

Announcements by the Clerk

November 7, 2008

Received from the Auditor General a copy of the following audit report and/or report summary: Performance audit of Michigan Technical Education Centers, November 2008.

November 7, 2008

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

Performance audit of Selected Payment and Related Systems, Michigan Department of Education and Michigan Department of Information Technology, November 2008.

Richard J. Brown Clerk of the House

By unanimous consent the House returned to the order of

Messages from the Senate

House Bill No. 6403, entitled

A bill to authorize the state administrative board to convey certain state owned property in Clinton county; to prescribe conditions for the conveyance; and to provide for disposition of the revenue from the conveyance.

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.

Senate Bill No. 1327, entitled

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending sections 78101 and 78110 (MCL 324.78101 and 324.78110), section 78101 as amended by 2006 PA 466 and section 78110 as amended by 2004 PA 587.

The Senate has passed the bill.

The bill was read a first time by its title and referred to the Committee on Tourism, Outdoor Recreation and Natural Resources.

Senate Bill No. 1459, entitled

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending section 811e (MCL 257.811e), as amended by 2006 PA 562, and by adding sections 811r, 811s, 811t, and 811u.

The Senate has passed the bill.

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

Senate Bill No. 1475, entitled

A bill to amend 1956 PA 218, entitled "The insurance code of 1956," by amending sections 1204b and 1204c (MCL 500.1204b and 500.1204c), section 1204b as amended by 1992 PA 84 and section 1204c as amended by 2006 PA 442.

The Senate has passed the bill.

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

Senate Bill No. 1476, entitled

A bill to amend 1956 PA 218, entitled "The insurance code of 1956," by amending section 1204a (MCL 500.1204a), as amended by 2006 PA 442.

The Senate has passed the bill.

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

Senate Bill No. 1477, entitled

A bill to amend 1956 PA 218, entitled "The insurance code of 1956," by amending section 1204 (MCL 500.1204), as amended by 2001 PA 228.

The Senate has passed the bill.

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

Senate Bill No. 1478, entitled

A bill to amend 1956 PA 218, entitled "The insurance code of 1956," (MCL 500.100 to 500.8302) by adding section 1206c.

The Senate has passed the bill.

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

Introduction of Bills

Rep. Bauer introduced

House Bill No. 6619, entitled

A bill to amend 1948 (1st Ex Sess) PA 31, entitled "An act to provide for the incorporation of authorities to acquire, furnish, equip, own, improve, enlarge, operate, and maintain buildings, automobile parking lots or structures, recreational facilities, stadiums, and the necessary site or sites therefor, together with appurtenant properties and facilities necessary or convenient for the effective use thereof, for the use of any county, city, village, or township, or for the use of any combination of 2 or more counties, cities, villages, or townships, or for the use of any school district and any city, village, or township wholly or partially within the district's boundaries, or for the use of any school district and any combination of 2 or more cities, villages, or townships wholly or partially within the district's boundaries, or for the use of any intermediate school district and any constituent school district or any city, village, or township, wholly or partially within the intermediate school district's boundaries; to provide for compensation of authority commissioners; to permit transfers of property to authorities; to authorize the execution of contracts, leases, and subleases pertaining to authority property and the use of authority property; to authorize incorporating units to impose taxes without limitation as to rate or amount and to pledge their full faith and credit for the payment of contract of lease obligations in anticipation of which bonds are issued by an authority; to provide for the issuance of bonds by such authorities; to validate action taken and bonds issued; to provide other powers, rights, and duties of authorities and incorporating units, including those for the disposal of authority property; and to prescribe penalties and provide remedies," by amending section 11 (MCL 123.961), as amended by 1980 PA 74.

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

Rep. Bauer introduced

House Bill No. 6620, entitled

A bill to amend 1980 PA 450, entitled "The tax increment finance authority act," by amending section 1 (MCL 125.1801), as amended by 2005 PA 29.

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

Reps. Warren, Bieda, Corriveau, Mayes, Espinoza, Melton, Polidori, Brown, Valentine, Kathleen Law, Hopgood, Wojno, Robert Jones and Vagnozzi introduced

House Bill No. 6621, entitled

A bill to amend 1967 PA 281, entitled "Income tax act of 1967," by amending section 30 (MCL 206.30), as amended by 2007 PA 154.

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

Rep. Bieda introduced

House Bill No. 6622, 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. 6623, entitled

A bill to amend 1893 PA 206, entitled "The general property tax act," by amending sections 44 and 78a (MCL 211.44 and 211.78a), section 44 as amended by 2002 PA 641 and section 78a as added by 1999 PA 123.

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

Rep. Bieda introduced

House Bill No. 6624, entitled

A bill to amend 1954 PA 116, entitled "Michigan election law," by amending section 692 (MCL 168.692).

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

Rep. Hopgood introduced

House Bill No. 6625, entitled

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending section 14m of chapter XVII (MCL 777.14m), as amended by 2002 PA 659.

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

Rep. Miller introduced

House Bill No. 6626, entitled

A bill to amend 1974 PA 258, entitled "Mental health code," by amending section 134a (MCL 330.1134a), as added by 2006 PA 27.

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

Rep. Miller introduced

House Bill No. 6627, entitled

A bill to amend 1978 PA 368, entitled "Public health code," by amending section 20173a (MCL 333.20173a), as amended by 2008 PA 123.

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

Rep. Accavitti introduced

House Bill No. 6628, entitled

A bill to amend 1979 PA 218, entitled "Adult foster care facility licensing act," by amending section 34b (MCL 400.734b), as amended by 2008 PA 135.

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

Rep. Accavitti introduced

House Bill No. 6629, entitled

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending section 1f of chapter IX (MCL 769.1f), as amended by 2002 PA 120.

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

Rep. Opsommer introduced

House Bill No. 6630, entitled

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending sections 12g and 16p of chapter XVII (MCL 777.12g and 777.16p), section 12g as added by 2002 PA 34 and section 16p as amended by 2005 PA 168. The bill was read a first time by its title and referred to the Committee on Judiciary.

Rep. Opsommer introduced

House Bill No. 6631, entitled

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending section 82147 (MCL 324.82147), as amended by 2001 PA 148.

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

Rep. Hopgood introduced

House Bill No. 6632, entitled

A bill to amend 1956 PA 218, entitled "The insurance code of 1956," by amending section 3341 (MCL 500.3341), as amended by 2002 PA 656.

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

Rep. Tobocman introduced

House Bill No. 6633, entitled

A bill to amend 1975 PA 169, entitled "Charitable organizations and solicitations act," by amending section 3 (MCL 400.273).

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

Rep. Gaffney introduced

House Bill No. 6634, entitled

A bill to amend 1961 PA 236, entitled "Revised judicature act of 1961," by amending section 4011 (MCL 600.4011), as amended by 1994 PA 346.

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

Rep. Byrnes introduced

House Bill No. 6635, entitled

A bill to amend 1939 PA 280, entitled "The social welfare act," (MCL 400.1 to 400.119b) by adding section 74a. The bill was read a first time by its title and referred to the Committee on Families and Children's Services.

Rep. Bauer introduced

House Bill No. 6636, entitled

A bill to amend 1943 PA 240, entitled "State employees' retirement act," by amending sections 1d and 49 (MCL 38.1d and 38.49), section 1d as amended by 2002 PA 93 and section 49 as amended by 2004 PA 33.

The bill was read a first time by its title and referred to the Committee on Senior Health, Security, and Retirement.

Rep. Gaffney introduced

House Bill No. 6637, entitled

A bill to amend 1986 PA 182, entitled "State police retirement act of 1986," by amending sections 3 and 14a (MCL 38.1603 and 38.1614a), section 3 as amended by 2004 PA 83 and section 14a as amended by 2004 PA 50.

The bill was read a first time by its title and referred to the Committee on Senior Health, Security, and Retirement.

Rep. Hopgood introduced

House Bill No. 6638, entitled

A bill to amend 1980 PA 300, entitled "The public school employees retirement act of 1979," by amending sections 4 and 108 (MCL 38.1304 and 38.1408), section 4 as amended by 2007 PA 15 and section 108 as amended by 2002 PA 94. The bill was read a first time by its title and referred to the Committee on Senior Health, Security, and Retirement.

Rep. Hune introduced

House Bill No. 6639, entitled

A bill to amend 1992 PA 234, entitled "The judges retirement act of 1992," by amending sections 105 and 604 (MCL 38.2105 and 38.2604), as amended by 2002 PA 95.

The bill was read a first time by its title and referred to the Committee on Senior Health, Security, and Retirement.

Rep. Robert Jones introduced

House Bill No. 6640, entitled

A bill to amend 1957 PA 261, entitled "Michigan legislative retirement system act," by amending sections 8a and 59a (MCL 38.1008a and 38.1059a), section 8a as amended by 2002 PA 97 and section 59a as amended by 2006 PA 614. The bill was read a first time by its title and referred to the Committee on Senior Health, Security, and Retirement.

Reps. Alma Smith, Ward, Condino, Virgil Smith and Byrnes introduced

House Bill No. 6641, entitled

A bill to amend 1953 PA 232, entitled "Corrections code of 1953," by repealing section 5a (MCL 791.205a), as added by 1996 PA 140.

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

Reps. Ward, Alma Smith, Condino, Virgil Smith, Vagnozzi and Byrnes introduced

House Bill No. 6642, entitled

A bill to amend 1953 PA 232, entitled "Corrections code of 1953," (MCL 791.201 to 791.285) by adding section 47. The bill was read a first time by its title and referred to the Committee on Judiciary.

Reps. Alma Smith, Ward, Condino, Virgil Smith and Rick Jones introduced

House Bill No. 6643, entitled

A bill to amend 1943 PA 240, entitled "State employees' retirement act," by amending section 68c (MCL 38.68c), as added by 2007 PA 95.

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

Reps. Farrah and Ward introduced

House Bill No. 6644, entitled

A bill to amend 1998 PA 58, entitled "Michigan liquor control code of 1998," by amending section 203 (MCL 436.1203), as amended by 2005 PA 268.

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

Rep. Warren introduced

House Bill No. 6645, entitled

A bill to amend 1990 PA 250, entitled "DNA identification profiling system act," by amending section 3a (MCL 28.173a), as added by 2001 PA 88.

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

Rep. Ebli introduced

House Bill No. 6646, entitled

A bill to amend 1990 PA 250, entitled "DNA identification profiling system act," (MCL 28.171 to 28.176) by adding section 5.

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

Reps. Lahti, McDowell, Spade, Lindberg, Valentine and Meadows introduced

House Bill No. 6647, entitled

A bill to amend 1962 PA 174, entitled "Uniform commercial code," by amending section 9502 (MCL 440.9502), as amended by 2000 PA 348.

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

Reps. Lahti, McDowell, Spade, LeBlanc, Lindberg, Shaffer, Bauer and Valentine introduced

House Bill No. 6648, entitled

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending section 41301 (MCL 324.41301), as amended by 2005 PA 77, and by adding section 41325.

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

Reps. Sheen, Hoogendyk, Agema, Emmons, Palmer, Stahl, Meekhof and Casperson introduced

House Bill No. 6649, entitled

A bill to amend 1975 PA 238, entitled "Child protection law," by amending section 8d (MCL 722.628d), as amended by 2006 PA 618.

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

Rep. Clack moved that the House adjourn.

The motion prevailed, the time being 6:05 p.m.

The Speaker Pro Tempore declared the House adjourned until Thursday, November 13, at 12:00 Noon.

RICHARD J. BROWN Clerk of the House of Representatives