

**No. 53**  
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**REGULAR SESSION OF 2011**

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House Chamber, Lansing, Wednesday, June 8, 2011.

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.

Agema—present	Gilbert—present	Lipton—present	Pscholka—present
Ananich—present	Glardon—present	Liss—present	Rendon—present
Barnett—present	Goike—present	Lori—present	Rogers—present
Bauer—present	Haines—present	Lund—present	Rutledge—present
Bledsoe—present	Hammel—present	Lyons—present	Santana—present
Bolger—present	Haugh—excused	MacGregor—present	Schmidt, R.—present
Brown—present	Haveman—present	MacMaster—present	Schmidt, W.—present
Brunner—present	Heise—present	McBroom—present	Scott—present
Bumstead—present	Hobbs—present	McCann—present	Segal—present
Byrum—present	Hooker—present	McMillin—present	Shaughnessy—present
Callton—present	Horn—present	Meadows—present	Shirkey—present
Cavanagh—present	Hovey-Wright—present	Melton—present	Slavens—present
Clemente—present	Howze—present	Moss—present	Smiley—present
Constan—present	Hughes—present	Muxlow—present	Somerville—present
Cotter—present	Huuki—present	Nathan—present	Stallworth—present
Crawford—present	Irwin—present	Nesbitt—present	Stamas—present
Daley—present	Jackson—present	O’Brien—present	Stanley—present
Damrow—present	Jacobsen—present	Oakes—present	Stapleton—present
Darany—present	Jenkins—present	Olson—present	Switalski—present
Denby—present	Johnson—present	Olumba—present	Talabi—present
Dillon—present	Kandrevas—present	Opsommer—present	Tlaib—present
Durhal—present	Knollenberg—present	Ouimet—present	Townsend—present
Farrington—present	Kowall—present	Outman—present	Tyler—present
Forlini—present	Kurtz—present	Pettalia—present	Walsh—present
Foster—present	LaFontaine—present	Poleski—present	Womack—present
Franz—present	Lane—present	Potvin—present	Yonker—present
Geiss—present	LeBlanc—present	Price—present	Zorn—present
Genetski—present	Lindberg—present		

e/d/s = entered during session

Rep. Sean McCann, from the 60th District, offered the following invocation:

“As we gather here today, let us pray together within our minds and each of us according to our individual beliefs. Let us offer thanks for our nourishment, blessings for one another, and for absent friends and family. Let us be a source of hope to those in need and of inspiration to our young people. Let us give thanks for the great opportunity and honor in serving others. Let us incorporate love, kindness, and humanity in all our actions. Let us be honest and ethical in all our dealings. Let us do good. And, finally, let us try to live by the Golden Rule: Do unto others as you would have them do unto you. Amen.”

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The Speaker assumed the Chair.

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Rep. Segal moved that Rep. Haugh be excused from today’s session.  
The motion prevailed.

### **Motions and Resolutions**

Reps. Hughes, Franz, Yonker, Bumstead, Gilbert, Genetski, Wayne Schmidt, Price, Jacobsen, Rendon, Walsh, Kurtz, Pettalia, LaFontaine, Denby, Muxlow, Shaughnessy, Horn, Rogers, Potvin, Ouimet, Foster, Goike, Scott, Kowall, Callton, Olson, Somerville, Cotter, Shirkey, Tyler, MacMaster, Haveman, Haines, Moss, Agema, Lori, Forlini, Lyons, O’Brien, Zorn, Knollenberg, Barnett, Brown, Darany, Hooker, LeBlanc, Liss, Poleski and Slavens offered the following resolution:

#### **House Resolution No. 98.**

A resolution to declare June 11-19, 2011, as Aquatic Invasive Species Awareness Week in the state of Michigan.

Whereas, Michigan and its economy are defined by the Great Lakes and depend on their great abundance of freshwater for manufacturing, tourism, fishing, public water supplies, agriculture and numerous other uses; and

Whereas, Over 180 non-indigenous aquatic invasive species have been introduced to the Great Lakes; many of which are displacing native species, disrupting habitats and degrading natural, managed and agricultural landscapes, resulting in millions of dollars for control efforts each year; and

Whereas, Michigan has over 1 million registered boaters and many other recreational, commercial and industrial users of over 46,000 lakes and ponds and over 76,000 miles of streams in the state, many of which are impacted by aquatic invasive species; and

Whereas, Preventing the introduction of aquatic invasive species ultimately benefits the state of Michigan, and stopping the introduction of these species would eliminate the need of the state government, business, industry and citizens from employing costly methods to control and manage them; and

Whereas, Michigan has taken the lead in protecting the Great Lakes from aquatic invasive species from a number of pathways including ballast water, canals and waterways, organisms in trade, and recreational activities; and

Whereas, Spring marks the beginning of water-related recreational activities in Michigan; and

Whereas, Aquatic invasive species awareness is an important first step towards behavior change, which prevents the introduction and spread of aquatic invasive species; and

Whereas, Aquatic Invasive Species Awareness Week is an opportunity for government to join forces with business, industry, environmental groups, community organizations and citizens to take action against the introduction and spread of aquatic invasive species; now, therefore, be it

Resolved by the House of Representatives, That the members of this legislative body declare June 11-19, 2011, as Aquatic Invasive Species Awareness Week in the state of Michigan; and be it further

Resolved, That all citizens must increase their understanding and awareness of aquatic invasive species and their ecological and economic impacts and take preventative measures to stop the spread and introduction of aquatic invasive species; and be it further

Resolved, That a copy of this resolution be transmitted to the Michigan Department of Environmental Quality, Michigan Department of Agriculture, Michigan Department of Natural Resources, Michigan Department of Transportation, Great Lakes Fishery Commission, Council of Great Lakes Governors, Michigan congressional delegation, and the Great Lakes Commission.

The question being on the adoption of the resolution,  
The resolution was adopted.

Reps. Dillon, Roy Schmidt, Geiss, Liss, Bauer, Howze, Hovey-Wright, Brunner, Rutledge, Melton, Ananich, Smiley, McCann, Irwin, Stapleton, Oakes, Townsend, Switalski, Stanley, Tlaib, Brown, Barnett, Kandrevas, Byrum, Bledsoe, Lipton, Olumba, Cavanagh, Hammel, Segal, Constan, Darany, Meadows, Durhal, Hobbs, Lindberg and Slavens offered the following resolution:

**House Resolution No. 99.**

A resolution to memorialize the Congress and the President of the United States to oppose any proposal that will eliminate the traditional Medicare program and to convert the Medicaid program to a block grant.

Whereas, It is well known that the Michigan economy has yet to fully recover from the economic crisis of the past decade and that the current state of the Michigan economy is fragile at best. In this fragile state, any legislation that would result in the elimination of jobs or an increase in cost for basic services would prove devastating; and

Whereas, The Republican state budget and tax plans recently passed through the Michigan Legislature will only increase the risk of the tenuous Michigan recovery failing. By increasing taxes on senior citizens and slashing resources for services they depend on, these actions have made life even more difficult for our older adults; and

Whereas, Rep. Paul Ryan, Chair of the United States House of Representatives Budget Committee, recently introduced a proposal to eliminate traditional Medicare for individuals under age 55 and replace it with a voucher system for purchasing private insurance. This measure would further burden seniors of this state who are already struggling with stretching their limited resources; and

Whereas, The congressional Republican plan could force at least 37,100 Michigan seniors to pay over \$3.8 million more for annual wellness and more than 97,700 Michigan seniors would pay \$55 million more for prescription drugs in 2012. The Congressional Republican plan to end Medicare will increase out-of-pocket health care costs for a typical 65 year-old Michigan senior by \$6,880 in 2022 – more than double the cost under current law; and

Whereas, Furthermore, by turning the Medicaid program into a block grant program, funding for the program would be cut by \$180 billion through 2020. The Congressional Republican plan could cost Michigan at least 49,200 private-sector jobs over the next five years. This drop off in private-sector jobs will put a greater burden on the state economy, and lead to a reduction in state revenue which could potentially cause a cut in already under funded public services; now, therefore be it

Resolved by the House of Representatives, That we memorialize the Congress and the President of the United States to oppose any proposal that would eliminate the traditional Medicare program and to convert the Medicaid program to a block grant; and be it further

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

The resolution was referred to the Committee on Government Operations.

Reps. Franz, Barnett, Darany, Hooker, LeBlanc, Liss, Poleski, Rogers, Slavens and Tyler offered the following concurrent resolution:

**House Concurrent Resolution No. 30.**

A concurrent resolution to declare June 11-19, 2011, as Aquatic Invasive Species Awareness Week in the state of Michigan.

Whereas, Michigan and its economy are defined by the Great Lakes and depend on their great abundance of freshwater for manufacturing, tourism, fishing, public water supplies, agriculture and numerous other uses; and

Whereas, Over 180 non-indigenous aquatic invasive species have been introduced to the Great Lakes; many of which are displacing native species, disrupting habitats and degrading natural, managed and agricultural landscapes, resulting in millions of dollars for control efforts each year; and

Whereas, Michigan has over 1 million registered boaters and many other recreational, commercial and industrial users of over 46,000 lakes and ponds and over 76,000 miles of streams in the state, many of which are impacted by aquatic invasive species; and

Whereas, Preventing the introduction of aquatic invasive species ultimately benefits the state of Michigan, and stopping the introduction of these species would eliminate the need of the state government, business, industry and citizens from employing costly methods to control and manage them; and

Whereas, Michigan has taken the lead in protecting the Great Lakes from aquatic invasive species from a number of pathways including ballast water, canals and waterways, organisms in trade, and recreational activities; and

Whereas, Spring marks the beginning of water-related recreational activities in Michigan; and

Whereas, Aquatic invasive species awareness is an important first step towards behavior change, which prevents the introduction and spread of aquatic invasive species; and

Whereas, Aquatic Invasive Species Awareness Week is an opportunity for government to join forces with business, industry, environmental groups, community organizations and citizens to take action against the introduction and spread of aquatic invasive species; now, therefore, be it

Resolved by the House of Representatives, That the members of this legislative body declare June 11-19, 2011, as Aquatic Invasive Species Awareness Week in the state of Michigan; and be it further

Resolved, That all citizens must increase their understanding and awareness of aquatic invasive species and their ecological and economic impacts and take preventative measures to stop the spread and introduction of aquatic invasive species; and be it further

Resolved, That a copy of this resolution be transmitted to the Michigan Department of Environmental Quality, Michigan Department of Agriculture, Michigan Department of Natural Resources, Michigan Department of Transportation, Great Lakes Fishery Commission, Council of Great Lakes Governors, Michigan congressional delegation, and the Great Lakes Commission.

The concurrent resolution was referred to the Committee on Natural Resources, Tourism, and Outdoor Recreation.

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The Speaker called the Speaker Pro Tempore to the Chair.

### Third Reading of Bills

#### Senate Bill No. 104, entitled

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending section 811e (MCL 257.811e), as amended by 2009 PA 99, and by adding section 811r.

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

#### Roll Call No. 163

#### Yeas—109

Agema	Gilbert	Lipton	Pscholka
Ananich	Glardon	Liss	Rendon
Barnett	Goike	Lori	Rogers
Bauer	Haines	Lund	Rutledge
Bledsoe	Hammel	Lyons	Santana
Bolger	Haveman	MacGregor	Schmidt, R.
Brown	Heise	MacMaster	Schmidt, W.
Brunner	Hobbs	McBroom	Scott
Bumstead	Hooker	McCann	Segal
Byrum	Horn	McMillin	Shaughnessy
Callton	Hovey-Wright	Meadows	Shirkey
Cavanagh	Howze	Melton	Slavens
Clemente	Hughes	Moss	Smiley
Constan	Huuki	Muxlow	Somerville
Cotter	Irwin	Nathan	Stallworth
Crawford	Jackson	Nesbitt	Stamas
Daley	Jacobsen	O'Brien	Stanley
Damrow	Jenkins	Oakes	Stapleton
Darany	Johnson	Olson	Switalski
Denby	Kandrevas	Olumba	Talabi
Dillon	Knollenberg	Opsommer	Tlaib

Durhal	Kowall	Ouimet	Townsend
Farrington	Kurtz	Outman	Tyler
Forlini	LaFontaine	Pettalia	Walsh
Foster	Lane	Poleski	Womack
Franz	LeBlanc	Potvin	Yonker
Geiss	Lindberg	Price	Zorn
Genetski			

**Nays—0**

In The Chair: Walsh

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

“An act to provide for the registration, titling, sale, transfer, and regulation of certain vehicles operated upon the public highways of this state or any other place open to the general public or generally accessible to motor vehicles and distressed vehicles; to provide for the licensing of dealers; to provide for the examination, licensing, and control of operators and chauffeurs; to provide for the giving of proof of financial responsibility and security by owners and operators of vehicles; to provide for the imposition, levy, and collection of specific taxes on vehicles, and the levy and collection of sales and use taxes, license fees, and permit fees; to provide for the regulation and use of streets and highways; to create certain funds; to provide penalties and sanctions for a violation of this act; to provide for civil liability of owners and operators of vehicles and service of process on residents and nonresidents; to regulate the introduction and use of certain evidence; to provide for the levy of certain assessments; to provide for the enforcement of this act; to provide for the creation of and to prescribe the powers and duties of certain state and local agencies; to impose liability upon the state or local agencies; to provide appropriations for certain purposes; to repeal all other acts or parts of acts inconsistent with this act or contrary to this act; and to repeal certain parts of this act on a specific date,”

The House agreed to the full title.

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

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

**Senate Bill No. 159, entitled**

A bill to amend 1965 PA 213, entitled “An act to provide for setting aside the conviction in certain criminal cases; to provide for the effect of such action; to provide for the retention of certain nonpublic records and their use; to prescribe the powers and duties of certain public agencies and officers; and to prescribe penalties,” by amending section 1 (MCL 780.621), as amended by 2002 PA 472.

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

**Roll Call No. 164****Yeas—109**

Agema	Gilbert	Lipton	Pscholka
Ananich	Glardon	Liss	Rendon
Barnett	Goike	Lori	Rogers
Bauer	Haines	Lund	Rutledge
Bledsoe	Hammel	Lyons	Santana
Bolger	Haveman	MacGregor	Schmidt, R.
Brown	Heise	MacMaster	Schmidt, W.
Brunner	Hobbs	McBroom	Scott
Bumstead	Hooker	McCann	Segal
Byrum	Horn	McMillin	Shaughnessy
Callton	Hovey-Wright	Meadows	Shirkey
Cavanagh	Howze	Melton	Slavens
Clemente	Hughes	Moss	Smiley
Constan	Huuki	Muxlow	Somerville
Cotter	Irwin	Nathan	Stallworth

Crawford	Jackson	Nesbitt	Stamas
Daley	Jacobsen	O'Brien	Stanley
Damrow	Jenkins	Oakes	Stapleton
Darany	Johnson	Olson	Switalski
Denby	Kandrevas	Olumba	Talabi
Dillon	Knollenberg	Opsommer	Tlaib
Durhal	Kowall	Ouimet	Townsend
Farrington	Kurtz	Outman	Tyler
Forlini	LaFontaine	Pettalia	Walsh
Foster	Lane	Poleski	Womack
Franz	LeBlanc	Potvin	Yonker
Geiss	Lindberg	Price	Zorn
Genetski			

**Nays—0**

In The Chair: Walsh

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

**House Bill No. 4563, entitled**

A bill to amend 1995 PA 29, entitled "Uniform unclaimed property act," (MCL 567.221 to 567.265) by adding section 37a.

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

**Roll Call No. 165****Yeas—108**

Agema	Genetski	Lindberg	Pscholka
Ananich	Gilbert	Lipton	Rendon
Barnett	Glardon	Liss	Rogers
Bauer	Goike	Lori	Rutledge
Bledsoe	Haines	Lund	Santana
Bolger	Hammel	Lyons	Schmidt, R.
Brown	Haveman	MacGregor	Schmidt, W.
Brunner	Heise	MacMaster	Scott
Bumstead	Hobbs	McBroom	Segal
Byrum	Hooker	McCann	Shaughnessy
Callton	Horn	McMillin	Shirkey
Cavanagh	Hovey-Wright	Meadows	Slavens
Clemente	Howze	Melton	Smiley
Constan	Hughes	Moss	Somerville
Cotter	Huuki	Muxlow	Stallworth
Crawford	Irwin	Nathan	Stamas
Daley	Jackson	Nesbitt	Stanley
Damrow	Jacobsen	O'Brien	Stapleton
Darany	Jenkins	Oakes	Switalski
Denby	Johnson	Olson	Talabi
Dillon	Kandrevas	Olumba	Tlaib
Durhal	Knollenberg	Opsommer	Townsend
Farrington	Kowall	Ouimet	Tyler
Forlini	Kurtz	Outman	Walsh

Foster	LaFontaine	Pettalia	Womack
Franz	Lane	Potvin	Yonker
Geiss	LeBlanc	Price	Zorn

**Nays—1**

Poleski

In The Chair: Walsh

The House agreed to the title of the bill.

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

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

Rep. Poleski, having reserved the right to explain his protest against the passage of the bill, made the following statement:  
“Mr. Speaker and members of the House:

I have discussed this matter with several people, including the Chamber of Commerce and Consumers Energy. I understand this bill’s motivation grows from some egregious audit practices, and I deplore those practices as thinly-disguised revenue grabs. However, I don’t think that exempting business-to-business transactions from escheat is the proper fix. If audit abuse is the problem, I prefer to address that than to exempt business-to-business unclaimed property from escheat to the State.”

**House Bill No. 4003, entitled**

A bill to amend 1947 PA 336, entitled “An act to prohibit strikes by certain public employees; to provide review from disciplinary action with respect thereto; to provide for the mediation of grievances and the holding of elections; to declare and protect the rights and privileges of public employees; and to prescribe means of enforcement and penalties for the violation of the provisions of this act,” by amending sections 1 and 14 (MCL 423.201 and 423.214), section 1 as amended by 1999 PA 204.

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

**Roll Call No. 166****Yeas—63**

Agema	Goike	Lund	Potvin
Bolger	Haines	Lyons	Price
Bumstead	Haveman	MacGregor	Pscholka
Callton	Heise	MacMaster	Rendon
Cotter	Hooker	McBroom	Rogers
Crawford	Horn	McMillin	Schmidt, W.
Daley	Hughes	Moss	Scott
Damrow	Huuki	Muxlow	Shaughnessy
Denby	Jacobsen	Nesbitt	Shirkey
Farrington	Jenkins	O’Brien	Somerville
Forlini	Johnson	Olson	Stamas
Foster	Knollenberg	Opsommer	Tyler
Franz	Kowall	Ouimet	Walsh
Genetski	Kurtz	Outman	Yonker
Gilbert	LaFontaine	Pettalia	Zorn
Glardon	Lori	Poleski	

## Nays—46

Ananich	Durhal	Lipton	Segal
Barnett	Geiss	Liss	Slavens
Bauer	Hammel	McCann	Smiley
Bledsoe	Hobbs	Meadows	Stallworth
Brown	Hovey-Wright	Melton	Stanley
Brunner	Howze	Nathan	Stapleton
Byrum	Irwin	Oakes	Switalski
Cavanagh	Jackson	Olumba	Talabi
Clemente	Kandrevas	Rutledge	Tlaib
Constan	Lane	Santana	Townsend
Darany	LeBlanc	Schmidt, R.	Womack
Dillon	Lindberg		

In The Chair: Walsh

The House agreed to the title of the bill.

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

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

Reps. Agema, Bumstead, Cotter, Crawford, Damrow, Farrington, Foster, Franz, Genetski, Gilbert, Glardon, Haveman, Heise, Hooker, Horn, Huuki, Knollenberg, Kurtz, Lyons, MacGregor, MacMaster, McMillin, Nesbitt, O'Brien, Olson, Pettalia, Potvin, Price, Rendon, Shaughnessy and Zorn were named co-sponsors of the bill.

### Second Reading of Bills

#### House Bill No. 4625, entitled

A bill to amend 1937 (Ex Sess) PA 4, entitled "An act relative to continuing tenure of office of certificated teachers in public educational institutions; to provide for probationary periods; to regulate discharges or demotions; to provide for resignations and leaves of absence; to create a state tenure commission and to prescribe the powers and duties thereof; and to prescribe penalties for violation of the provisions of this act," by amending sections 1, 2, 3, and 3a of article II, sections 1, 2, and 3 of article III, and section 4 of article IV (MCL 38.81, 38.82, 38.83, 38.83a, 38.91, 38.92, 38.93, and 38.104), sections 1 and 2 of article II and section 2 of article III as amended and section 3a of article II and section 3 of article III as added by 1993 PA 59, section 1 of article III as amended by 1996 PA 282, and section 4 of article IV as amended by 1993 PA 60, and by adding sections 3b and 3c to article II and section 1a to article III; and to repeal acts and parts of acts.

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

The substitute (H-4) was not adopted, a majority of the members serving not voting therefor.

Rep. Rogers moved to substitute (H-7) the bill.

The motion prevailed and the substitute (H-7) was adopted, a majority of the members serving voting therefor.

Rep. Rutledge moved to amend the bill as follows:

1. Amend page 3, line 4, after "writing" by inserting "at least ~~60~~**15** days before the ~~close~~**END** of the school year".  
The motion prevailed and the amendment was adopted, a majority of the members serving voting therefor.

Rep. Melton moved to amend the bill as follows:

1. Amend page 8, line 21, after "ON" by striking out "AN ANNUAL YEAR-END PERFORMANCE EVALUATION" and inserting "**2 CONSECUTIVE ANNUAL YEAR-END PERFORMANCE EVALUATIONS**".  
2. Amend page 8, line 26, after "ON" by striking out "AN ANNUAL YEAR-END PERFORMANCE EVALUATION" and inserting "**2 CONSECUTIVE ANNUAL YEAR-END PERFORMANCE EVALUATIONS**".

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



Rep. Segal moved to amend the bill as follows:

1. Amend page 16, line 13, by striking out all of subdivision (c).

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

Rep. Segal demanded the yeas and nays.

The demand was supported.

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

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

**Roll Call No. 167**

**Yeas—47**

Ananich	Durhal	Lipton	Segal
Barnett	Geiss	Liss	Slavens
Bauer	Hammel	McBroom	Smiley
Bledsoe	Hobbs	McCann	Stallworth
Brown	Hovey-Wright	Meadows	Stanley
Brunner	Howze	Melton	Stapleton
Byrum	Irwin	Nathan	Switalski
Cavanagh	Jackson	Oakes	Talabi
Clemente	Kandrevas	Olumba	Tlaib
Constan	Lane	Rutledge	Townsend
Darany	LeBlanc	Santana	Womack
Dillon	Lindberg	Schmidt, R.	

**Nays—62**

Agema	Goike	Lund	Potvin
Bolger	Haines	Lyons	Price
Bumstead	Haveman	MacGregor	Pscholka
Callton	Heise	MacMaster	Rendon
Cotter	Hooker	McMillin	Rogers
Crawford	Horn	Moss	Schmidt, W.
Daley	Hughes	Muxlow	Scott
Damrow	Huuki	Nesbitt	Shaughnessy
Denby	Jacobsen	O'Brien	Shirkey
Farrington	Jenkins	Olson	Somerville
Forlini	Johnson	Opsommer	Stamas
Foster	Knollenberg	Ouimet	Tyler
Franz	Kowall	Outman	Walsh
Genetski	Kurtz	Pettalia	Yonker
Gilbert	LaFontaine	Poleski	Zorn
Glardon	Lori		

In The Chair: Walsh

Rep. Brown moved to substitute (H-3) the bill.

The question being on the adoption of the substitute (H-3) offered by Rep. Brown,

Rep. Brown demanded the yeas and nays,

The demand was supported.

The question being on the adoption of the substitute (H-3) offered by Rep. Brown,

The substitute (H-3) was not adopted, a majority of the members serving not voting therefor, by yeas and nays, as follows:

**Roll Call No. 168****Yeas—47**

Ananich	Durhal	Lipton	Segal
Barnett	Geiss	Liss	Slavens
Bauer	Hammel	McCann	Smiley
Bledsoe	Hobbs	Meadows	Stallworth
Brown	Hovey-Wright	Melton	Stanley
Brunner	Howze	Nathan	Stapleton
Byrum	Irwin	Oakes	Switalski
Cavanagh	Jackson	Olumba	Talabi
Clemente	Kandrevas	Potvin	Tlaib
Constan	Lane	Rutledge	Townsend
Darany	LeBlanc	Santana	Womack
Dillon	Lindberg	Schmidt, R.	

**Nays—62**

Agema	Goike	Lund	Poleski
Bolger	Haines	Lyons	Price
Bumstead	Haveman	MacGregor	Pscholka
Callton	Heise	MacMaster	Rendon
Cotter	Hooker	McBroom	Rogers
Crawford	Horn	McMillin	Schmidt, W.
Daley	Hughes	Moss	Scott
Damrow	Huuki	Muxlow	Shaughnessy
Denby	Jacobsen	Nesbitt	Shirkey
Farrington	Jenkins	O'Brien	Somerville
Forlini	Johnson	Olson	Stamas
Foster	Knollenberg	Opsommer	Tyler
Franz	Kowall	Ouimet	Walsh
Genetski	Kurtz	Outman	Yonker
Gilbert	LaFontaine	Pettalia	Zorn
Glardon	Lori		

In The Chair: Walsh

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

**House Bill No. 4626, entitled**

A bill to amend 1937 (Ex Sess) PA 4, entitled "An act relative to continuing tenure of office of certificated teachers in public educational institutions; to provide for probationary periods; to regulate discharges or demotions; to provide for resignations and leaves of absence; to create a state tenure commission and to prescribe the powers and duties thereof; and to prescribe penalties for violation of the provisions of this act," by amending section 4 of article I and sections 1 and 3 of article IV (MCL 38.74, 38.101, and 38.103), section 4 of article I and section 3 of article IV as amended by 2005 PA 124 and section 1 of article IV as amended by 2005 PA 136.

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

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

Rep. Melton moved to amend the bill as follows:

1. Amend page 1, line 2, after "**FOR**" by striking out "**20**" and inserting "**15**".
2. Amend page 2, line 2, after "to" by striking out "**40**" and inserting "**30**".

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

Rep. Brown moved to amend the bill as follows:

1. Amend page 2, line 11, after “for” by striking out “**A REASON THAT IS NOT ARBITRARY AND CAPRICIOUS**” and inserting “reasonable and just cause”.

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

Rep. Townsend moved to amend the bill as follows:

1. Amend page 5, line 1, by striking out all of subdivision (c).

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

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

The motion prevailed.

### **House Bill No. 4627, entitled**

A bill to amend 1976 PA 451, entitled “The revised school code,” (MCL 380.1 to 380.1852) by adding sections 1247 and 1248.

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

The substitute (H-2) was not adopted, a majority of the members serving not voting therefor.

Rep. O’Brien moved to substitute (H-3) the bill.

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

Rep. Jackson moved to amend the bill as follows:

1. Amend page 1, line 5, after “**TEACHERS**” by striking out “**THAT IS**” and inserting “**WHEN CONDUCTING A REDUCTION IN FORCE OR A RECALL FROM A REDUCTION IN FORCE OR IN HIRING AFTER A REDUCTION IN FORCE. THIS POLICY SHALL BE**”.

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

Rep. Roy Schmidt moved to amend the bill as follows:

1. Amend page 2, following line 15, by inserting:

“(D) **THE POLICY SHALL PROVIDE THAT A TEACHER WHO IS RATED AS EITHER EFFECTIVE OR HIGHLY EFFECTIVE ON HIS OR HER MOST RECENT PERFORMANCE EVALUATION UNDER SECTION 1249 IS EXEMPT FROM THE POLICY.**”.

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

Rep. Segal moved to amend the bill as follows:

1. Amend page 5, line 20, by striking out all of subdivision (c).

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

Rep. O’Brien moved that the bill be placed on the order of Third Reading of Bills.

The motion prevailed.

### **House Bill No. 4628, entitled**

A bill to amend 1947 PA 336, entitled “An act to prohibit strikes by certain public employees; to provide review from disciplinary action with respect thereto; to provide for the mediation of grievances and the holding of elections; to declare and protect the rights and privileges of public employees; to require certain provisions in collective bargaining agreements; and to prescribe means of enforcement and penalties for the violation of the provisions of this act,” by amending section 15 (MCL 423.215), as amended by 2011 PA 9.

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

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

Rep. Yonker moved to amend the bill as follows:

1. Amend page 6, line 3, after “**COMPENSATION**” by striking out the balance of the line through “**COMPENSATION**” on line 4.

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

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

The motion prevailed.

Rep. Stamas 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

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

The Clerk announced the enrollment printing and presentation to the Governor on Tuesday, June 7, 2011, for his approval of the following bills:

**Enrolled House Bill No. 4325 at 4:15 p.m.**

**Enrolled House Bill No. 4526 at 4:17 p.m.**

The Clerk announced the enrollment printing and presentation to the Governor on Wednesday, June 8, 2011, for his approval of the following bills:

**Enrolled House Bill No. 4623 at 2:20 p.m.**

**Enrolled House Bill No. 4624 at 2:22 p.m.**

**Enrolled House Bill No. 4231 at 2:24 p.m.**

The Clerk announced that the following bills had been printed and placed upon the files of the members on Wednesday, June 8:

<b>House Bill Nos.</b>	<b>4705</b>	<b>4706</b>	<b>4707</b>	<b>4708</b>	<b>4709</b>	<b>4710</b>	<b>4711</b>	<b>4712</b>	<b>4713</b>	<b>4714</b>										
<b>Senate Bill Nos.</b>	<b>404</b>	<b>405</b>	<b>406</b>	<b>407</b>	<b>408</b>	<b>410</b>	<b>411</b>	<b>412</b>	<b>413</b>	<b>414</b>	<b>415</b>	<b>416</b>	<b>417</b>	<b>418</b>						
	<b>419</b>	<b>420</b>																		

The Clerk announced that the following Senate bills had been received on Wednesday, June 8:

**Senate Bill Nos. 281 384**

**Reports of Standing Committees**

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

**House Bill No. 4666, entitled**

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending section 36111 (MCL 324.36111), as amended by 2002 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. Daley, Denby, Kurtz, Tyler, Glardon, Johnson, LaFontaine, McBroom, Outman, Rendon, Santana, Brunner, Oakes, Hovey-Wright and Segal

Nays: None

COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Wednesday, June 8, 2011

Present: Reps. Daley, Denby, Kurtz, Tyler, Glardon, Johnson, LaFontaine, McBroom, Outman, Rendon, Santana, Brunner, Oakes, Talabi, Hovey-Wright and Segal

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

**House Bill No. 4496, entitled**

A bill to amend 1966 PA 331, entitled "Community college act of 1966," by amending sections 105 and 121 (MCL 389.105 and 389.121), section 105 as amended by 2003 PA 306 and section 121 as amended by 1997 PA 135.

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. Hooker, Crawford, McMillin, Franz, Heise, Hughes, Nesbitt, Shaughnessy, Yonker, Darany, Howze, Hobbs, Rutledge and Geiss

Nays: Reps. Price and Brown

## COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Wednesday, June 8, 2011

Present: Reps. Scott, Hooker, Crawford, McMillin, Franz, Heise, Hughes, Nesbitt, O'Brien, Price, Shaughnessy, Yonker, Brown, Darany, Howze, Hobbs, Rutledge, Stallworth and Geiss

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

**House Concurrent Resolution No. 13.**

A concurrent resolution approving the conveyance of property to the State Building Authority and approving a lease among the State of Michigan, the State Building Authority, and Kirtland Community College relative to the Kirtland Community College Well Water System Upgrade.

(For text of concurrent resolution, see House Journal No. 39, p. 577.)

With the recommendation that the concurrent resolution be adopted.

## Favorable Roll Call

## To Report Out:

Yeas: Reps. Moss, Haveman, Agema, Genetski, Kowall, Lori, Rogers, Bumstead, Cotter, Forlini, Goike, Jenkins, MacGregor, MacMaster, Poleski, Pscholka, Potvin, LeBlanc, Ananich, Bauer, Dillon, Durhal, Lindberg, Lipton, McCann and Tlaib

Nays: None

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

**House Concurrent Resolution No. 14.**

A concurrent resolution approving the conveyance of property to the State Building Authority and approving a lease among the State of Michigan, the State Building Authority, and Oakland University relative to the Oakland University Human Health Building.

(For text of concurrent resolution, see House Journal No. 39, p. 578.)

With the recommendation that the concurrent resolution be adopted.

## Favorable Roll Call

## To Report Out:

Yeas: Reps. Moss, Haveman, Agema, Genetski, Kowall, Lori, Rogers, Bumstead, Cotter, Forlini, Goike, Jenkins, MacGregor, MacMaster, Poleski, Pscholka, Potvin, LeBlanc, Ananich, Bauer, Dillon, Durhal, Lindberg, Lipton, McCann and Tlaib

Nays: None

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

**House Concurrent Resolution No. 15.**

A concurrent resolution approving a decrease in Total Project Cost and approving a lease between the State of Michigan (the "State") and the State Building Authority (the "Authority") relative to the Department of Management and Budget State Facility Preservation Projects-Phase I and Phase II Group E Special Maintenance Projects (the "Facility").

(For text of concurrent resolution, see House Journal No. 39, p. 579.)

With the recommendation that the concurrent resolution be adopted.

## Favorable Roll Call

## To Report Out:

Yeas: Reps. Moss, Haveman, Agema, Genetski, Kowall, Lori, Rogers, Bumstead, Cotter, Forlini, Goike, Jenkins, MacGregor, MacMaster, Poleski, Pscholka, Potvin, LeBlanc, Ananich, Bauer, Dillon, Durhal, Lindberg, Lipton, McCann and Tlaib

Nays: None

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

**House Concurrent Resolution No. 16.**

A concurrent resolution approving a decrease in the Total Project Cost and approving a lease between the State of Michigan (the "State") and the State Building Authority (the "Authority") relative to the Department of Technology, Management and Budget State Facility Preservation Projects-Phase I and II Group F VanWagoner Building (the "Facility").

(For text of concurrent resolution, see House Journal No. 39, p. 580.)

With the recommendation that the concurrent resolution be adopted.

## Favorable Roll Call

## To Report Out:

Yeas: Reps. Moss, Haveman, Agema, Genetski, Kowall, Lori, Rogers, Bumstead, Cotter, Forlini, Goike, Jenkins, MacGregor, MacMaster, Poleski, Pscholka, Potvin, LeBlanc, Ananich, Bauer, Dillon, Durhal, Lindberg, Lipton, McCann and Tlaib

Nays: None

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

**House Concurrent Resolution No. 17.**

A concurrent resolution approving a decrease in Total Project Cost and approving a lease between the State of Michigan (the "State") and the State Building Authority (the "Authority") relative to the Department of Technology, Management and Budget State Facility Preservation Projects-Phase I and II Group G Special Maintenance Projects (the "Facility").

(For text of concurrent resolution, see House Journal No. 39, p. 581.)

With the recommendation that the concurrent resolution be adopted.

## Favorable Roll Call

## To Report Out:

Yeas: Reps. Moss, Haveman, Agema, Genetski, Kowall, Lori, Rogers, Bumstead, Cotter, Forlini, Goike, Jenkins, MacGregor, MacMaster, Poleski, Pscholka, Potvin, LeBlanc, Ananich, Bauer, Dillon, Durhal, Lindberg, Lipton, McCann and Tlaib

Nays: None

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

**House Concurrent Resolution No. 18.**

A concurrent resolution approving a lease between the State of Michigan and the State Building Authority relative to the Department of Technology, Management and Budget State Facility Preservation Projects-Phase I and II Group H Special Maintenance Projects (the "Facility").

(For text of concurrent resolution, see House Journal No. 39, p. 582.)

With the recommendation that the concurrent resolution be adopted.

## Favorable Roll Call

## To Report Out:

Yeas: Reps. Moss, Haveman, Agema, Genetski, Kowall, Lori, Rogers, Bumstead, Cotter, Forlini, Goike, Jenkins, MacGregor, MacMaster, Poleski, Pscholka, Potvin, LeBlanc, Ananich, Bauer, Dillon, Durhal, Lindberg, Lipton, McCann and Tlaib

Nays: None

The Committee on Appropriations, by Rep. Moss, Chair, reported  
**House Concurrent Resolution No. 19.**

A concurrent resolution approving the conveyance of property to the State Building Authority and approving a lease between the State of Michigan and the State Building Authority relative to the Department of Technology, Management and Budget State Facility Preservation Projects-Phase I and Phase II Group I Michigan Library and Historical Center (the "Facility").

(For text of concurrent resolution, see House Journal No. 39, p. 582.)

With the recommendation that the concurrent resolution be adopted.

Favorable Roll Call

To Report Out:

Yeas: Reps. Moss, Haveman, Agema, Genetski, Kowall, Lori, Rogers, Bumstead, Cotter, Forlini, Goike, Jenkins, MacGregor, MacMaster, Poleski, Pscholka, Potvin, LeBlanc, Ananich, Bauer, Dillon, Durhal, Lindberg, Lipton, McCann and Tlaib

Nays: None

The Committee on Appropriations, by Rep. Moss, Chair, reported  
**House Concurrent Resolution No. 20.**

A concurrent resolution approving a lease between the State of Michigan and the State Building Authority relative to the Department of Technology, Management and Budget State Facility Preservation Projects-Phase III Group O Special Maintenance Projects (the "Facility").

(For text of concurrent resolution, see House Journal No. 39, p. 583.)

With the recommendation that the concurrent resolution be adopted.

Favorable Roll Call

To Report Out:

Yeas: Reps. Moss, Haveman, Agema, Genetski, Kowall, Lori, Rogers, Bumstead, Cotter, Forlini, Goike, Jenkins, MacGregor, MacMaster, Poleski, Pscholka, Potvin, LeBlanc, Ananich, Bauer, Dillon, Durhal, Lindberg, Lipton, McCann and Tlaib

Nays: None

The Committee on Appropriations, by Rep. Moss, Chair, reported  
**House Concurrent Resolution No. 21.**

A concurrent resolution approving the conveyance of property to the State Building Authority and approving a lease between the State of Michigan and the State Building Authority relative to the Department of Technology, Management and Budget State Facility Preservation Projects-Phase III Group N Huron Valley Food Service Building.

(For text of concurrent resolution, see House Journal No. 39, p. 584.)

With the recommendation that the concurrent resolution be adopted.

Favorable Roll Call

To Report Out:

Yeas: Reps. Moss, Haveman, Agema, Genetski, Kowall, Lori, Rogers, Bumstead, Cotter, Forlini, Goike, Jenkins, MacGregor, MacMaster, Poleski, Pscholka, Potvin, LeBlanc, Ananich, Bauer, Dillon, Durhal, Lindberg, Lipton, McCann and Tlaib

Nays: None

The Committee on Appropriations, by Rep. Moss, Chair, reported  
**House Concurrent Resolution No. 22.**

A concurrent resolution approving the conveyance of property to the State Building Authority and approving a lease between the State of Michigan and the State Building Authority relative to the Department of Technology, Management

and Budget State Facility Preservation Projects-Phase II and III Group M Maxey Transition (Green Oaks Addition, Huron Center and Woodland Infirmary).

(For text of concurrent resolution, see House Journal No. 39, p. 585.)

With the recommendation that the concurrent resolution be adopted.

#### Favorable Roll Call

To Report Out:

Yeas: Reps. Moss, Haveman, Agema, Genetski, Kowall, Lori, Rogers, Bumstead, Cotter, Forlini, Goike, Jenkins, MacGregor, MacMaster, Poleski, Pscholka, Potvin, LeBlanc, Ananich, Bauer, Dillon, Durhal, Lindberg, Lipton, McCann and Tlaib

Nays: None

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

#### **House Concurrent Resolution No. 23.**

A concurrent resolution approving a lease between the State of Michigan and the State Building Authority relative to the Department of Technology, Management and Budget State Facility Preservation Projects-Phase I and III Group L Maxey Special Maintenance Projects (the "Facility").

(For text of concurrent resolution, see House Journal No. 39, p. 586.)

With the recommendation that the concurrent resolution be adopted.

#### Favorable Roll Call

To Report Out:

Yeas: Reps. Moss, Haveman, Agema, Genetski, Kowall, Lori, Rogers, Bumstead, Cotter, Forlini, Goike, Jenkins, MacGregor, MacMaster, Poleski, Pscholka, Potvin, LeBlanc, Ananich, Bauer, Dillon, Durhal, Lindberg, Lipton, McCann and Tlaib

Nays: None

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

#### **House Concurrent Resolution No. 24.**

A concurrent resolution approving the conveyance of property to the State Building Authority and approving a lease between the State of Michigan and the State Building Authority relative to the Department of Technology, Management and Budget State Facility Preservation Projects-Phase III Group K Huron Valley Drop Ship Building and Sewage Pump Station.

(For text of concurrent resolution, see House Journal No. 39, p. 587.)

With the recommendation that the concurrent resolution be adopted.

#### Favorable Roll Call

To Report Out:

Yeas: Reps. Moss, Haveman, Agema, Genetski, Kowall, Lori, Rogers, Bumstead, Cotter, Forlini, Goike, Jenkins, MacGregor, MacMaster, Poleski, Pscholka, Potvin, LeBlanc, Ananich, Bauer, Dillon, Durhal, Lindberg, Lipton, McCann and Tlaib

Nays: None

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

#### **House Concurrent Resolution No. 25.**

A concurrent resolution approving a lease between the State of Michigan and the State Building Authority relative to the Department of Technology, Management and Budget State Facility Preservation Projects-Phase I, II, and III Group J Huron Valley Special Maintenance Projects (the "Facility").

(For text of concurrent resolution, see House Journal No. 39, p. 587.)

With the recommendation that the concurrent resolution be adopted.



## Favorable Roll Call

## To Report Out:

Yeas: Reps. Moss, Haveman, Agema, Genetski, Kowall, Lori, Rogers, Bumstead, Cotter, Forlini, Goike, Jenkins, MacGregor, MacMaster, Poleski, Pscholka, Potvin, LeBlanc, Ananich, Bauer, Dillon, Durhal, Lindberg, Lipton, McCann and Tlaib

Nays: None

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

**House Concurrent Resolution No. 26.**

A concurrent resolution approving the conveyance of property to the State Building Authority and approving a lease among the State of Michigan, the State Building Authority, and Michigan Technological University relative to the Michigan Technological University Great Lakes Research Center.

(For text of concurrent resolution, see House Journal No. 39, p. 588.)

With the recommendation that the concurrent resolution be adopted.

## Favorable Roll Call

## To Report Out:

Yeas: Reps. Moss, Haveman, Agema, Genetski, Kowall, Lori, Rogers, Bumstead, Cotter, Forlini, Goike, Jenkins, MacGregor, MacMaster, Poleski, Pscholka, Potvin, LeBlanc, Ananich, Bauer, Dillon, Durhal, Lindberg, Lipton, McCann and Tlaib

Nays: None

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

**House Concurrent Resolution No. 27.**

A concurrent resolution approving the conveyance of property to the State Building Authority and approving a lease among the State of Michigan, the State Building Authority, and Eastern Michigan University relative to the Eastern Michigan University Pray-Harrold Hall Renovations.

(For text of concurrent resolution, see House Journal No. 40, p. 603.)

With the recommendation that the concurrent resolution be adopted.

## Favorable Roll Call

## To Report Out:

Yeas: Reps. Moss, Haveman, Agema, Genetski, Kowall, Lori, Rogers, Bumstead, Cotter, Forlini, Goike, Jenkins, MacGregor, MacMaster, Poleski, Pscholka, Potvin, LeBlanc, Ananich, Bauer, Dillon, Durhal, Lindberg, Lipton, McCann and Tlaib

Nays: None

## COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Wednesday, June 8, 2011

Present: Reps. Moss, Haveman, Agema, Genetski, Kowall, Lori, Rogers, Bumstead, Cotter, Forlini, Goike, Jenkins, MacGregor, MacMaster, Poleski, Pscholka, Potvin, LeBlanc, Ananich, Bauer, Dillon, Durhal, Jackson, Lindberg, Lipton, McCann and Tlaib

The Committee on Transportation, by Rep. Opsommer, Chair, reported

**Senate Bill No. 214, entitled**

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending section 803i (MCL 257.803i), as amended by 1998 PA 68.

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. Opsommer, Glardon, Daley, Wayne Schmidt, Huuki, Jacobsen, Muxlow, Olson, Ouimet, Somerville, Talabi, Nathan, Liss, Byrum, Smiley and Roy Schmidt

Nays: None

The Committee on Transportation, by Rep. Opsommer, Chair, reported

**Senate Bill No. 287, entitled**

A bill to amend 1933 PA 254, entitled "The motor carrier act," by amending section 2 of article V (MCL 479.2), as amended by 2008 PA 584.

With the recommendation that the following amendment be adopted and that the bill then pass.

1. Amend page 6, following line 9, by inserting:

"Enacting section 1. This amendatory act takes effect January 1, 2012."

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

## Favorable Roll Call

## To Report Out:

Yeas: Reps. Opsommer, Glardon, Daley, Wayne Schmidt, Huuki, Jacobsen, Muxlow, Olson, Ouimet, Somerville, Talabi, Nathan, Liss, Byrum, Smiley and Roy Schmidt

Nays: None

## COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Wednesday, June 8, 2011

Present: Reps. Opsommer, Glardon, Daley, Wayne Schmidt, Huuki, Jacobsen, Muxlow, Olson, Ouimet, Somerville, Talabi, Nathan, Liss, Byrum, Smiley and Roy Schmidt

Absent: Rep. Geiss

Excused: Rep. Geiss

## COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Wednesday, June 8, 2011

Present: Reps. Gilbert, Walsh, Horn, Farrington, Foster, Lyons, Nesbitt, O'Brien, Olson, Ouimet, Constan, Barnett, Kandrevas, Meadows, Townsend, Cavanagh and Hobbs

## COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Crawford, Chair, of the Committee on Regulatory Reform, was received and read:

Meeting held on: Wednesday, June 8, 2011

Present: Reps. Crawford, Yonker, Opsommer, Daley, McMillin, Stamas, Shirkey, Franz, McBroom, Rendon, Melton, Byrum, Slavens and Womack

Absent: Rep. Haugh

Excused: Rep. Haugh

## COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Wayne Schmidt, Chair, of the Committee on Commerce, was received and read:

Meeting held on: Wednesday, June 8, 2011

Present: Reps. Wayne Schmidt, Tyler, Knollenberg, Denby, Lund, Shirkey, Glardon, Shaughnessy, Somerville, Zorn, Switalski, Bledsoe and Clemente

Absent: Reps. Gilbert, Farrington, Haugh, Barnett, Melton and Olumba

### Messages from the Senate

#### Senate Bill No. 281, entitled

A bill to require the operators of bowling centers to give certain notices to bowlers; and to grant immunity from civil liability to operators of bowling centers.

The Senate has passed the bill.

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

#### Senate Bill No. 384, entitled

A bill to amend 1978 PA 368, entitled "Public health code," by amending sections 16104, 17048, 17049, 17050, 17076, 17078, 17548, 17549, 17745, 17757, 18048, 18049, and 20201 (MCL 333.16104, 333.17048, 333.17049, 333.17050, 333.17076, 333.17078, 333.17548, 333.17549, 333.17745, 333.17757, 333.18048, 333.18049, and 333.20201), section 16104 as amended by 1993 PA 80, section 17048 as amended by 2010 PA 124, sections 17049 and 17549 as amended by 2004 PA 512, section 17050 as amended by 1990 PA 247, sections 17076 and 17548 as amended by 1996 PA 355, section 17078 as amended and sections 18048 and 18049 as added by 2006 PA 161, section 17745 as amended by 2006 PA 672, section 17757 as amended by 1986 PA 304, and section 20201 as amended by 2006 PA 38.

The Senate has passed the bill.

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

### Notices

June 8, 2011

Mr. Gary L. Randall, Clerk  
Michigan House of Representatives  
State Capitol Building  
Lansing, Michigan 48913

Dear Mr. Clerk:

Pursuant to MCL 333.20915, I am appointing Rep. Peter MacGregor to the **State Emergency Medical Services Coordination Committee** for the term from January 1, 2011 to December 31, 2012.

Sincerely,  
Jase Bolger, Speaker  
Michigan House of Representatives

### Messages from the Governor

Date: June 3, 2011

Time: 10:36 a.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

#### **Enrolled House Bill No. 4441 (Public Act No. 51, I.E.), being**

An act to amend 1978 PA 368, entitled "An act to protect and promote the public health; to codify, revise, consolidate, classify, and add to the laws relating to public health; to provide for the prevention and control of diseases and disabilities; to provide for the classification, administration, regulation, financing, and maintenance of personal, environmental, and other health services and activities; to create or continue, and prescribe the powers and duties of, departments, boards, commissions, councils, committees, task forces, and other agencies; to prescribe the powers and duties of governmental entities and officials; to regulate occupations, facilities, and agencies affecting the public health; to regulate health maintenance organizations and certain third party administrators and insurers; to provide for the imposition of a regulatory fee; to provide for the levy of taxes against certain health facilities or agencies; to promote the efficient and economical delivery of health care services, to provide for the appropriate utilization of health care facilities and services, and to provide for the closure of hospitals or consolidation of hospitals or services; to provide for the collection and use of data and information; to provide for the transfer of property; to provide certain immunity from liability; to regulate and prohibit the sale and offering for sale of drug paraphernalia under certain circumstances; to provide for the implementation of federal law; to provide for penalties and remedies; to provide for sanctions for violations of this act and local

ordinances; to provide for an appropriation and supplements; to repeal certain acts and parts of acts; to repeal certain parts of this act; and to repeal certain parts of this act on specific dates," by amending sections 22208 and 22210 (MCL 333.22208 and 333.22210), section 22208 as amended by 1993 PA 88 and section 22210 as amended by 2006 PA 195.

(Filed with the Secretary of State June 8, 2011, at 9:10 a.m.)

Date: June 7, 2011

Time: 3:35 p.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

**Enrolled House Bill No. 4442 (Public Act No. 52, I.E.), being**

An act to amend 1969 PA 306, entitled "An act to provide for the effect, processing, promulgation, publication, and inspection of state agency rules, determinations, and other matters; to provide for the printing, publishing, and distribution of certain publications; to provide for state agency administrative procedures and contested cases and appeals from contested cases in licensing and other matters; to create and establish certain committees and offices; to provide for declaratory judgments as to rules; to repeal certain acts and parts of acts; and to repeal certain parts of this act on a specific date," by amending section 7 (MCL 24.207), as amended by 2000 PA 216.

(Filed with the Secretary of State June 8, 2011, at 9:12 a.m.)

Date: June 7, 2011

Time: 3:43 p.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

**Enrolled House Bill No. 4443 (Public Act No. 53, I.E.), being**

An act to amend 1939 PA 280, entitled "An act to protect the welfare of the people of this state; to provide general assistance, hospitalization, infirmary and medical care to poor or unfortunate persons; to provide for compliance by this state with the social security act; to provide protection, welfare and services to aged persons, dependent children, the blind, and the permanently and totally disabled; to administer programs and services for the prevention and treatment of delinquency, dependency and neglect of children; to create a state department of social services; to prescribe the powers and duties of the department; to provide for the interstate and intercounty transfer of dependents; to create county and district departments of social services; to create within certain county departments, bureaus of social aid and certain divisions and offices thereunder; to prescribe the powers and duties of the departments, bureaus and officers; to provide for appeals in certain cases; to prescribe the powers and duties of the state department with respect to county and district departments; to prescribe certain duties of certain other state departments, officers, and agencies; to make an appropriation; to prescribe penalties for the violation of the provisions of this act; and to repeal certain parts of this act on specific dates," by amending section 109 (MCL 400.109), as amended by 2006 PA 576.

(Filed with the Secretary of State June 8, 2011, at 9:14 a.m.)

Date: June 7, 2011

Time: 3:38 p.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

**Enrolled House Bill No. 4152 (Public Act No. 54, I.E.), being**

An act to amend 1947 PA 336, entitled "An act to prohibit strikes by certain public employees; to provide review from disciplinary action with respect thereto; to provide for the mediation of grievances and the holding of elections; to declare and protect the rights and privileges of public employees; to require certain provisions in collective bargaining agreements; and to prescribe means of enforcement and penalties for the violation of the provisions of this act," (MCL 423.201 to 423.217) by adding section 15b.

(Filed with the Secretary of State June 8, 2011, at 9:16 a.m.)

Date: June 7, 2011

Time: 3:33 p.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

**Enrolled House Bill No. 4389 (Public Act No. 55, I.E.), being**

An act to amend 1978 PA 368, entitled "An act to protect and promote the public health; to codify, revise, consolidate, classify, and add to the laws relating to public health; to provide for the prevention and control of diseases and disabilities;

to provide for the classification, administration, regulation, financing, and maintenance of personal, environmental, and other health services and activities; to create or continue, and prescribe the powers and duties of, departments, boards, commissions, councils, committees, task forces, and other agencies; to prescribe the powers and duties of governmental entities and officials; to regulate occupations, facilities, and agencies affecting the public health; to regulate health maintenance organizations and certain third party administrators and insurers; to provide for the imposition of a regulatory fee; to provide for the levy of taxes against certain health facilities or agencies; to promote the efficient and economical delivery of health care services, to provide for the appropriate utilization of health care facilities and services, and to provide for the closure of hospitals or consolidation of hospitals or services; to provide for the collection and use of data and information; to provide for the transfer of property; to provide certain immunity from liability; to regulate and prohibit the sale and offering for sale of drug paraphernalia under certain circumstances; to provide for the implementation of federal law; to provide for penalties and remedies; to provide for sanctions for violations of this act and local ordinances; to provide for an appropriation and supplements; to repeal certain acts and parts of acts; to repeal certain parts of this act; and to repeal certain parts of this act on specific dates,” by amending section 16185 (MCL 333.16185), as added by 2006 PA 25.

(Filed with the Secretary of State June 8, 2011, at 9:18 a.m.)

### Introduction of Bills

Reps. Hooker, Yonker, Damrow, Johnson, Gilbert, Heise, Haveman, Potvin, Jenkins, Rendon, Shirkey, Muxlow, Goike, LaFontaine, Shaughnessy, MacGregor, Jacobsen, Horn, Price, Knollenberg, LeBlanc, Roy Schmidt, Daley, McBroom, Genetski, Lori, Lyons, Kurtz, Nesbitt, McMillin, Zorn and Agema introduced

#### **House Bill No. 4715, entitled**

A bill to amend 1978 PA 368, entitled “Public health code,” by amending section 17515 (MCL 333.17515), as added by 1993 PA 133, and by adding section 17015a.

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

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Rep. Lori moved that the House adjourn.  
The motion prevailed, the time being 3:10 p.m.

The Speaker Pro Tempore declared the House adjourned until Thursday, June 9, at 12:00 Noon.

GARY L. RANDALL  
Clerk of the House of Representatives

