

No. 91
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House of Representatives
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House Chamber, Lansing, Wednesday, December 6, 2006.

1:00 p.m.

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

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

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

e/d/s = entered during session

Rep. John C. Stewart, from the 20th District, offered the following invocation:

“Dear Lord, we thank You for the opportunity to come together as the Michigan Legislature. We are humbled and deeply grateful for the privilege to serve the citizens of the state of Michigan.

Forgive us of our sins and mistakes. Remind us that we should never think that God’s delays are God’s denials. We especially thank You for the kindness, intelligence and sensitivity of the Tour Guides in this historic building.

Give us the strength to hold on; hold fast and to accept that **patience is genius**.

When people are unreasonable, help us to love them anyway.

Inspire us to do **Your Will** and to act in the **‘best interests’** of all people, regardless of the consequences.

Encourage us to always strive for the closest approximation of **truth**.

Help us to be more **kind** and **humble** and teach us to serve **You** more each day.

All this we ask in Jesus’ name. Amen.”

Rep. Sak moved that Rep. Lemmons, III be excused from today’s session.
The motion prevailed.

Rep. Pastor moved that Reps. Amos and Stakoe be excused from today’s session.
The motion prevailed.

Rep. Pastor moved that Rep. Schuitmaker be excused temporarily from today’s session.
The motion prevailed.

Messages from the Senate

The Speaker laid before the House

House Bill No. 6032, entitled

A bill to amend 2000 PA 251, entitled “Patient’s right to independent review act,” by amending section 3 (MCL 550.1903).

(The bill was received from the Senate on September 20, with substitute (S-1), full title inserted and immediate effect given by the Senate, consideration of which, under the rules, was postponed until September 21, see House Journal No. 83, p. 2619.)

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

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

Roll Call No. 1165

Yeas—103

Accavitti	Ebli	Kooiman	Polidori
Acciavatti	Elsenheimer	LaJoy	Proos
Adamini	Emmons	Law, David	Robertson
Anderson	Espinoza	Law, Kathleen	Rocca
Angerer	Farhat	Leland	Sak
Ball	Farrah	Lemmons, Jr.	Sheen
Baxter	Gaffney	Lipsey	Sheltrown
Bennett	Garfield	Marleau	Smith, Alma
Bieda	Gillard	Mayer	Smith, Virgil
Booher	Gleason	McDowell	Spade
Brandenburg	Gonzales	Meadows	Stahl
Brown	Gosselin	Meisner	Steil
Byrnes	Green	Meyer	Stewart
Byrum	Hansen	Miller	Taub

Casperson	Hildenbrand	Moolenaar	Tobocman
Caswell	Hood	Moore	Vagnozzi
Caul	Hoogendyk	Mortimer	Van Regenmorter
Cheeks	Hopgood	Murphy	Vander Veen
Clack	Huizenga	Nitz	Walker
Clemente	Hummel	Nofs	Ward
Condino	Hune	Palmer	Waters
Cushingberry	Hunter	Palsrok	Wenke
DeRoche	Jones, Hayes	Pastor	Williams
Dillon	Jones, Rick	Pavlov	Wojno
Donigan	Kahn	Pearce	Zelenko
Drolet	Kolb	Plakas	

Nays—0

In The Chair: Kooiman

Rep. Ward moved that the bill be given immediate effect.
 The motion prevailed, 2/3 of the members serving voting therefor.
 The House agreed to the full title of the bill.
 The bill was referred to the Clerk for enrollment printing and presentation to the Governor.

Third Reading of Bills

House Bill No. 4648, entitled

A bill to amend 1943 PA 184, entitled “Township zoning act,” (MCL 125.271 to 125.310) by adding section 16j.
 The bill was read a third time.
 The question being on the passage of the bill,

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

House Bill No. 4649, entitled

A bill to amend 1943 PA 183, entitled “County zoning act,” (MCL 125.201 to 125.240) by adding section 16j.
 The bill was read a third time.
 The question being on the passage of the bill,

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

Reps. McConico and Newell entered the House Chambers.

House Bill No. 5923, entitled

A bill to amend 1974 PA 258, entitled “Mental health code,” by amending section 754 (MCL 330.1754), as amended by 1995 PA 290.

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

Roll Call No. 1166**Yeas—103**

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

Nays—3

Drolet	Garfield	Gosselin
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In The Chair: Kooiman

The House agreed to the title of the bill.

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

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

Rep. Shaffer entered the House Chambers.

Rep. Pastor moved that Reps. Emmons, DeRoche, Nofs and Huizenga be excused temporarily from today's session. The motion prevailed.

House Bill No. 5927, entitled

A bill to amend 1974 PA 258, entitled "Mental health code," by amending section 104 (MCL 330.1104), as amended by 1986 PA 287.

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

Roll Call No. 1167

Yeas—91

Accavitti	Ebli	Lemmons, Jr.	Rocca
Acciavatti	Espinoza	Lipsev	Sak
Adamini	Farhat	Marleau	Schuitmaker
Anderson	Farrah	Mayes	Shaffer
Angerer	Gaffney	McConico	Sheltrown
Ball	Gillard	McDowell	Smith, Alma
Bennett	Gleason	Meadows	Smith, Virgil
Bieda	Gonzales	Meisner	Spade
Booher	Green	Meyer	Steil
Brandenburg	Hansen	Miller	Stewart
Brown	Hildenbrand	Moolenaar	Taub
Byrnes	Hood	Moore	Tobocman
Byrum	Hopgood	Mortimer	Vagnozzi
Casperson	Hune	Murphy	Van Regenmorter
Caswell	Hunter	Newell	Vander Veen
Caul	Jones, Hayes	Nitz	Walker
Cheeks	Jones, Rick	Palsrok	Ward
Clack	Kahn	Pavlov	Waters
Clemente	Kolb	Pearce	Wenke
Condino	LaJoy	Plakas	Williams
Cushingberry	Law, David	Polidori	Wojno
Dillon	Law, Kathleen	Proos	Zelenko
Donigan	Leland	Robertson	

Nays—12

Baxter	Garfield	Hummel	Pastor
Drolet	Gosselin	Kooiman	Sheen
Elsenheimer	Hoogendyk	Palmer	Stahl

In The Chair: Kooiman

The House agreed to the title of the bill.

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

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

Reps. Lipsey, Williams, Hunter, Bieda, Wojno, Clack, Hune, Caswell, Ward, Gillard, Dillon, Angerer, Byrnes, Cheeks, Espinoza, Gonzales, Kahn, Mayes, Polidori, Schuitmaker, Spade and Murphy were named co-sponsors of the bill.

Rep. Tobocman moved that Rep. Mayes be excused temporarily from today's session.
The motion prevailed.

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

Senate Bill No. 387, entitled

A bill to amend 1975 PA 228, entitled "Single business tax act," (MCL 208.1 to 208.145) by adding section 35d.
Was read a third time and passed, a majority of the members serving voting therefor, by yeas and nays, as follows:

Roll Call No. 1168**Yeas—103**

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

Nays—0

In The Chair: Kooiman

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

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

A bill to amend 1975 PA 228, entitled "An act to provide for the imposition, levy, computation, collection, assessment and enforcement, by lien or otherwise, of taxes on certain commercial, business, and financial activities; to prescribe the manner and times of making certain reports and paying taxes; to prescribe the powers and duties of public officers and state departments; to permit the inspection of records of taxpayers; to provide for interest and penalties on unpaid taxes; to provide exemptions, credits, and refunds; to provide penalties; to provide for the disposition of funds; to provide for the interrelation of this act with other acts; and to provide an appropriation," (MCL 208.1 to 208.145) by adding section 34; and to repeal acts and parts of acts.

The motion prevailed.

The House agreed to the title as amended.

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

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

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

"Mr. Speaker and members of the House:

I was absent from the Chamber when the vote was taken on Roll Call No. 1168. Had I been present, I would have voted 'yea'."

House Bill No. 6695, 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,” (MCL 565.1 to 565.49) by adding section 50.

(The bill was read a third time and postponed for the day on December 5, see House Journal No. 90, p. 2881.)

The question being on the passage of the bill,

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

Roll Call No. 1169

Yeas—86

Accavitti	Farrah	Lemmons, Jr.	Rocca
Acciavatti	Gaffney	Marleau	Sak
Anderson	Garfield	McConico	Schuitmaker
Angerer	Gillard	McDowell	Shaffer
Ball	Gleason	Meisner	Sheen
Baxter	Gonzales	Meyer	Sheltrown
Booher	Gosselin	Moolenaar	Spade
Brandenburg	Green	Moore	Stahl
Brown	Hansen	Mortimer	Steil
Byrum	Hildenbrand	Murphy	Stewart
Casperson	Hoogendyk	Newell	Taub
Caswell	Hopgood	Nitz	Vagnozzi
Caul	Huizenga	Palmer	Van Regenmorter
Clack	Hummel	Palsrok	Vander Veen
Clemente	Hune	Pastor	Walker
Donigan	Jones, Hayes	Pavlov	Ward
Drolet	Jones, Rick	Pearce	Waters
Ebli	Kahn	Plakas	Wenke
Elsenheimer	Kooiman	Polidori	Williams
Emmons	LaJoy	Proos	Wojno
Espinoza	Law, David	Robertson	Zelenko
Farhat	Law, Kathleen		

Nays—18

Adamini	Condino	Kolb	Miller
Bennett	Cushingberry	Leland	Smith, Alma
Bieda	Dillon	Lipsey	Smith, Virgil
Byrnes	Hood	Meadows	Tobocman
Cheeks	Hunter		

In The Chair: Kooiman

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



Rep. Mayes, under Rule 33, made the following statement:
 “Mr. Speaker and members of the House:
 I was absent from the Chamber when the vote was taken on Roll Call Nos. 1168-1169. Had I been present, I would have voted ‘yea’.”

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

I voted ‘no’ on House Bill 6695 which would change the law of conveyances in this State. While I like the intent of HB 6695, the bill does represent a substantial change in Michigan law, and I believe that changes of this magnitude should be fully discussed and reviewed by the Judiciary Committee. This bill was not afforded that opportunity, and I think the process was seriously shortchanged because of a lack of input from the legal community. We can avoid unintended consequences from otherwise good bills when they are subjected to a more rigorous analysis. Unfortunately, this did not appear to have occurred with this particular bill.”

Second Reading of Bills

Senate Bill No. 906, entitled

A bill to amend 1921 PA 2, entitled “An act to promote the efficiency of the government of the state, to create a state administrative board, to define the powers and duties thereof, to provide for the transfer to said board of powers and duties now vested by law in other boards, commissions, departments and officers of the state, and for the abolishing of certain of the boards, commissions, departments and offices, whose powers and duties are hereby transferred,” (MCL 17.1 to 17.3) by adding section 2b.

The bill was read a second time.

Rep. Condino moved to amend the bill as follows:

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

“Enacting section 1. This amendatory act does not take effect unless House Bill No. 4811 of the 93rd Legislature is enacted into law and takes effect.”.

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

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

The motion prevailed.

House Bill No. 5966, entitled

A bill to amend 1961 PA 236, entitled “Revised judicature act of 1961,” by amending section 2567a (MCL 600.2567a), as amended by 2002 PA 700.

The bill was read a second time.

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

The motion prevailed.

Comments and Recommendations

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

The motion prevailed.

Rep. Anderson:

“I’d like to thank my colleagues for this opportunity to share some thoughts as my time in the Michigan House comes to a close and my term in the Senate is about to begin. I’d also like to express my appreciation for an understanding and supportive wife and family. Understanding of the time demands this position places on its members and supportive of my commitment to the citizens I’ve been given the opportunity to serve.

I remember as a child hearing my grandfather talk about how the years fly by and I recall the difficulty I had understanding what he meant. The last 6 years have certainly given me a better understanding of his words.

What an incredible opportunity we’ve all been given. I consider myself extremely fortunate to have made so many good friends here. Who could ever forget the story teller from the Marquette area, the soon to be octogenarian representative’s sense of humor, or the courage displayed on a particularly tough vote a couple of years ago by the good representative from the 63rd district and I will never forget my dear friend from the 4th district, Rep. Mary Waters.

Have you ever, like me, walked up the sidewalk in the evening from the office building with the Capitol aglow and marveled at this amazing building? I’ve also thought about the good fortune I’ve had to be but one of only 110 Michigan citizens given this opportunity at a given time?

While the memories of the last 6 years are many, I'd prefer to mention some of my observations and food for thought.

To all those who will not be returning next year, I'd like to say thank you for those of you who were respectful of the rights and obligations of other House members, even the rights of those of us who were in the minority. We all represent basically the same portion of our state's population and have the same right to be heard. As some wiser members realized and many more **now** realize, the shoe could be on the other foot someday.

To those colleagues who will be returning, I would ask that you take the time to acknowledge those dedicated individuals who help keep state government moving, help us do our jobs and in essence, make us look good. From the info systems staff, our central staff, policy staff, the clerk staff, our own office staff, the Sergeants and the many behind the scenes employees as well as even the House pages. I urge you to take the time to share a few minutes of your time and thank them for their contribution. I'd like to give my personal thanks to them now and especially my staff, Jamie and Russ and those before them who worked hard for me and the 18th District including Krysta Earhart and Jennifer Robel.

To our Democratic leader, I'd like to say thank you for taking our caucus to the majority. She never wavered from the goal she laid out from the day she became our leader and she accomplished this much sooner than anyone would have predicted. Unfortunately neither she, nor I will serve in this chamber to enjoy this new status. While there just may be a **just a handful here today who disagree...**, I'm sure Michigan will benefit by greater balance in the legislature. As my Democratic colleagues prepare for their new role in the majority, I urge the new Speaker Pro-tem to start out with a good eye exam. Hopefully he will not go to the same optometrist as the current speaker pro-tem.

I wish all of you the best in whatever you may pursue, I look forward to my new position across the hallway and to working with many of you in that capacity.

Good luck and God bless."

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

Senate Bill No. 603, entitled

A bill to amend 1980 PA 299, entitled "Occupational code," by amending section 303a (MCL 339.303a), as amended by 1995 PA 183, and by adding article 28.

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

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

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

The motion prevailed.

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

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

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

Senate Bill No. 603, entitled

A bill to amend 1980 PA 299, entitled "Occupational code," by amending section 303a (MCL 339.303a), as amended by 1995 PA 183, and by adding article 28.

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

Roll Call No. 1170

Yeas—76

Accavitti	Emmons	Law, Kathleen	Proos
Adamini	Farhat	Lemmons, Jr.	Sak
Anderson	Farrah	Lipsey	Schuitmaker
Angerer	Gaffney	Marleau	Shaffer
Ball	Gillard	Mayer	Spade
Bennett	Gleason	McDowell	Stahl
Bieda	Gonzales	Meisner	Steil
Booher	Hansen	Meyer	Stewart
Brown	Hildenbrand	Miller	Taub

Byrnes	Hopgood	Moolenaar	Vagnozzi
Byrum	Huizenga	Moore	Van Regenmorter
Casperson	Hummel	Mortimer	Vander Veen
Caswell	Hunter	Murphy	Walker
Caul	Jones, Rick	Newell	Ward
Clack	Kahn	Nitz	Waters
Clemente	Kolb	Palsrok	Wenke
DeRoche	Kooiman	Pavlov	Williams
Donigan	LaJoy	Pearce	Wojno
Ebli	Law, David	Plakas	Zelenko

Nays—30

Acciavatti	Elsenheimer	Jones, Hayes	Robertson
Baxter	Espinoza	Leland	Rocca
Brandenburg	Garfield	McConico	Sheen
Cheeks	Gosselin	Meadows	Sheltrown
Condino	Green	Palmer	Smith, Alma
Cushingberry	Hood	Pastor	Smith, Virgil
Dillon	Hoogendyk	Polidori	Tobocman
Drolet	Hune		

In The Chair: Kooiman

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

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

A bill to amend 1980 PA 299, entitled “An act to revise, consolidate, and classify the laws of this state regarding the regulation of certain occupations; to create a board for each of those occupations; to establish the powers and duties of certain departments and agencies and the boards of each occupation; to provide for the promulgation of rules; to provide for certain fees; to provide for penalties and civil fines; to establish rights, relationships, and remedies of certain persons under certain circumstances; to repeal certain parts of this act on a specific date; and to repeal certain acts and parts of acts,” by amending section 303a (MCL 339.303a), as amended by 1995 PA 183, and by adding article 29.

The motion prevailed.

The House agreed to the title as amended.

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

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

Second Reading of Bills

Senate Bill No. 604, entitled

A bill to amend 1979 PA 152, entitled “State license fee act,” (MCL 338.2201 to 338.2277) by adding section 28.

The bill was read a second time.

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

The motion prevailed.

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

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

By unanimous consent the House returned to the order of

Third Reading of Bills

Senate Bill No. 604, entitled

A bill to amend 1979 PA 152, entitled “State license fee act,” (MCL 338.2201 to 338.2277) by adding section 28.

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

Roll Call No. 1171**Yeas—74**

Accavitti	Farrah	Lipsey	Sak
Adamini	Gaffney	Marleau	Schuitmaker
Anderson	Gillard	Mayes	Shaffer
Angerer	Gleason	McDowell	Spade
Ball	Gonzales	Meisner	Stahl
Bennett	Hildenbrand	Meyer	Steil
Bieda	Hoogendyk	Miller	Stewart
Brown	Hopgood	Moolenaar	Taub
Byrnes	Huizenga	Moore	Vagnozzi
Byrum	Hummel	Mortimer	Van Regenmorter
Casperson	Hunter	Murphy	Vander Veen
Caswell	Jones, Rick	Newell	Walker
Caul	Kahn	Nitz	Ward
Clack	Kolb	Palsrok	Waters
Clemente	Kooiman	Pavlov	Wenke
DeRoche	LaJoy	Pearce	Williams
Donigan	Law, David	Plakas	Wojno
Ebli	Law, Kathleen	Proos	Zelenko
Emmons	Lemmons, Jr.		

Nays—32

Acciavatti	Drolet	Hood	Polidori
Baxter	Elsenheimer	Hune	Robertson
Booher	Espinoza	Jones, Hayes	Rocca
Brandenburg	Farhat	Leland	Sheen
Cheeks	Garfield	McConico	Sheltrown
Condino	Gosselin	Meadows	Smith, Alma
Cushingberry	Green	Palmer	Smith, Virgil
Dillon	Hansen	Pastor	Tobocman

In The Chair: Kooiman

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

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

The House agreed to the full title.

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

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

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

“Mr. Speaker and members of the House:

I was absent from the Chamber when the vote was taken on Roll Call Nos. 1167-1171. Had I been present, I would have voted ‘yea’.”

The Speaker Pro Tempore called Associate Speaker Pro Tempore Elsenheimer to the Chair.

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

By unanimous consent the House returned to the order of

Messages from the Senate

Senate Bill No. 248, entitled

A bill to amend 1949 PA 300, entitled "An act to provide for the registration, titling, sale, transfer, and regulation of certain vehicles operated upon the public highways of this state or any other place open to the general public or generally accessible to motor vehicles and distressed vehicles; to provide for the licensing of dealers; to provide for the examination, licensing, and control of operators and chauffeurs; to provide for the giving of proof of financial responsibility and security by owners and operators of vehicles; to provide for the imposition, levy, and collection of specific taxes on vehicles, and the levy and collection of sales and use taxes, license fees, and permit fees; to provide for the regulation and use of streets and highways; to create certain funds; to provide penalties and sanctions for a violation of this act; to provide for civil liability of owners and operators of vehicles and service of process on residents and nonresidents; to provide for the levy of certain assessments; to provide for the enforcement of this act; to provide for the creation of and to prescribe the powers and duties of certain state and local agencies; to impose liability upon the state or local agencies; to provide appropriations for certain purposes; to repeal all other acts or parts of acts inconsistent with this act or contrary to this act; and to repeal certain parts of this act on a specific date," by amending sections 628 and 629 (MCL 257.628 and 257.629), as amended by 2006 PA 85.

The Senate has amended the House substitute (H-8) as follows:

1. Amend page 6, line 22, after "**COUNTY**" by inserting "**ROAD**".

The Senate has concurred in the House substitute (H-8) as amended and agreed to the title as amended.

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

Rep. Ward moved that Rule 45 be suspended.

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

The question being on concurring in the amendment to the House substitute (H-8) made to the bill by the Senate,

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

Roll Call No. 1172

Yeas—72

Accavitti	Garfield	Lemmons, Jr.	Rocca
Acciavatti	Gleason	Marleau	Sak
Ball	Gonzales	Meisner	Schuitmaker
Baxter	Gosselin	Meyer	Shaffer
Booher	Green	Moolenaar	Sheen
Brandenburg	Hansen	Moore	Sheltrown
Byrum	Hildenbrand	Mortimer	Steil
Casperson	Hoogendyk	Murphy	Stewart
Caswell	Huizenga	Newell	Taub
Caul	Hummel	Nitz	Vagnozzi
Clack	Hune	Nofs	Van Regenmorter
DeRoche	Jones, Hayes	Palmer	Vander Veen
Drolet	Jones, Rick	Palsrok	Walker
Elsenheimer	Kahn	Pastor	Ward
Emmons	Kolb	Pavlov	Waters
Farhat	Kooiman	Pearce	Wenke
Farrah	LaJoy	Proos	Wojno
Gaffney	Law, David	Robertson	Zelenko

Nays—34

Adamini	Condino	Law, Kathleen	Plakas
Anderson	Cushingberry	Leland	Polidori

Angerer	Donigan	Lipsey	Smith, Alma
Bennett	Ebli	Mayes	Smith, Virgil
Bieda	Espinoza	McConico	Spade
Brown	Gillard	McDowell	Stahl
Byrnes	Hood	Meadows	Tobocman
Cheeks	Hopgood	Miller	Williams
Clemente	Hunter		

In The Chair: Elsenheimer

The Speaker Pro Tempore resumed the Chair.

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

The question being on the motion made by Rep. Ward,

Rep. Sak demanded the yeas and nays.

The demand was supported.

The question being on the motion made by Rep. Ward,

The motion prevailed, 2/3 of the members serving voting therefor, by yeas and nays, as follows:

Roll Call No. 1173

Yeas—84

Accavitti	Elsenheimer	Kooiman	Polidori
Acciavatti	Emmons	LaJoy	Proos
Angerer	Espinoza	Law, David	Robertson
Ball	Farhat	Lemmons, Jr.	Rocca
Baxter	Farrah	Marleau	Sak
Bennett	Gaffney	Mayes	Schuitmaker
Bieda	Garfield	McDowell	Shaffer
Booher	Gleason	Meisner	Sheen
Brandenburg	Gonzales	Meyer	Sheltrown
Byrnes	Gosselin	Moolenaar	Steil
Byrum	Green	Moore	Stewart
Casperson	Hansen	Mortimer	Taub
Caswell	Hildenbrand	Murphy	Vagnozzi
Caul	Hoogendyk	Newell	Van Regenmorter
Clack	Huizenga	Nitz	Vander Veen
Condino	Hummel	Nofs	Walker
DeRoche	Hune	Palmer	Ward
Dillon	Jones, Hayes	Palsrok	Waters
Donigan	Jones, Rick	Pastor	Wenke
Drolet	Kahn	Pavlov	Wojno
Ebli	Kolb	Pearce	Zelenko

Nays—23

Adamini	Gillard	Lipsey	Smith, Virgil
Anderson	Hood	McConico	Spade
Brown	Hopgood	Meadows	Stahl
Cheeks	Hunter	Miller	Tobocman

Clemente
Cushingberry

Law, Kathleen
Leland

Plakas
Smith, Alma

Williams

In The Chair: Kooiman

Comments and Recommendations

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

Rep. Gosselin:

“To the Members of the Michigan House of Representative – Dec. 2006

Thank you Mr. Speaker for this opportunity to address this distinguished body for a final time.

I leave here thankful to God for having been a part of this institution, and grateful to the people of Troy, Rochester Hills and Clawson who put their trust in this true-blue conservative to represent them, here.

I have had the privilege of serving under three different Speakers. Each brought to this room a different perspective based on their own spirit and views. I commend you, Mr. Speaker, and your predecessors, for your service to the people of Michigan, and your willingness to ride the roller coaster of ‘satisfaction and disappointment’, ‘success and failure’, ‘confidence and uncertainty’ that is an inseparable part of this key position.

My hat is off to you Speaker DeRoche and to Speaker Perricone and Speaker Johnson and for their service.

I arrived here as one of the most conservative members in the modern era, and that’s how I will leave. Some of the fine journalists we are privileged to work with here have consistently rated me as the ‘most conservative,’ and I wear that as a badge of honor.

I could not be prouder to find myself in the company of other past members who also were recognized for upholding the principles of true conservatism, people like Greg Kaza, Margaret O’Connor, Stephen Dresch, and Tim Walberg to name just a few.

I am proud — that like those individuals, I never forgot that ‘good conservatives’ stand for less government and less spending, ‘good conservatives’ work to get government off your back and out of your wallet. ‘Good conservatives’ work to let families make decisions for themselves, without government butting in and telling them where to go and how to get there. ‘Good conservatives’ want families to keep more of their hard earned dollars, because ‘good conservatives’ realize that families, not government know best how to spend their own money more wisely.

Mr. Speaker, I have followed the principals of less government. I have established benchmarks that made sense like ‘not voting for budgets that exceed the rate of inflation’. I recommend this principal to all future legislators as the House moves into a challenging new session.

As I leave I am saddened that we haven’t done more to remove the public policy obstacles that have made this state an ‘economic basket case’. We must ask the question. Why have so many new auto plants located in other states? Yes, Michigan has faced a tremendous challenge in seeing our largest employers fall behind in the ‘Hyper-competitive automotive market’. But this was not a unique challenge – other places have faced similar challenges.

The economy in this nation is dynamic, not static. Jobs are lost all the time, and new jobs are created. Some companies fall behind, and others gain. Nationally, for the past four years a record number of jobs have been created. But not here, and there are specific reasons for that.

Those reasons don’t include not spending enough on education. Michigan teachers are among the highest paid in the nation, and our per-pupil spending is also near the top.

Job providers haven’t bypassed Michigan because our government doesn’t spend enough to make our cities ‘cool’ or to bribe certain companies to locate here with corporate welfare handouts.

When it comes to ‘cool’, government doesn’t have a clue, and the same applies to bureaucrats picking winners and losers for special tax breaks.

Investors and job providers certainly haven’t avoided us because we uniquely fail to cap the amount of time people can collect welfare, or because we aren’t increasing Medicaid spending fast enough.

No, Mr. Speaker, none of these are reasons why Michigan’s economy has failed to thrive. The problem is, we’ve lost sight of why job providers and investors choose to risk their money. If they see that it’s harder to make money here they go someplace else. Our current laws tilt the playing field too far toward unions ‘stuck in an industrial era confrontational mind-set’, and because our regulators will drive them nuts and cost them a fortune they will just go someplace else.

The problem’s become much worse under an administration that’s failed to provide adult supervision, choosing instead to pay off its environmentalist and labor supporters by letting those bureaucrats run amok.

Mr. Speaker we need make fundamental changes to the way Michigan law addresses it businesses. It seems the administrations first item on the next legislature's agenda is to replace the SBT, I say don't replace it. The SBT was correctly seen as a cancer for business. We cut the cancer out. So why in the world is anyone talking about replacing the old cancer with a new cancer?

Businesses don't pay taxes – people do, and the real burden of business taxes falls also on investors and job providers the very people we need to make up the jobs lost by automaker downsizing. So why in the world is anyone even talking about taxing job providers? We can't afford that! We need jobs here in Michigan.

I mentioned our labor laws. The Detroit News business columnist wrote an article a few weeks ago describing Michigan as a 'labor viper pit.' Why in the world would job providers and investors want to come to a place where the deck is stacked in favor of organized labor? Michigan will never get past this problem until we adopt a 'right-to-work' policy that honors every employee's right to join a union or not join a union. That's the kind of policy change that will make job providers want to take a risk on Michigan. Policies of the past are not policies of the future in this new economy.

We have the highest unemployment rate in the country. The value of people's homes is falling by 15 and 30 percent. At this moment there are 30 homes sellers in the metro area for every one buyer. Homeowners are suffering now, and local governments will soon feel the pinch too, when lower assessments cut into their primary revenue source. Jobs have left, and people are leaving too – for the first time in the history of this state the population may be starting to go down. Why have we not done the things that would make Michigan a place where investors and job providers want to locate and build?

There are too many in Lansing whose main concern is hanging on to their piece of the taxpayer's pie, - and we've listened to them too much. Everyone knows there's waste and inefficiency in state government, and ways to do things for a lot less money, but that means making someone mad around here, and being unpopular in Lansing, and we didn't want to do that. This is foolish and shortsighted, because it creates a vicious circle.

Let me spell that out: High taxes, regulatory labor laws that tilt the playing field against job providers, and an unfriendly regulatory environment mean businesses close. Jobs disappear, and job providers and investors who might create new jobs go somewhere else. No jobs mean people move away. Fewer people and a slower economy mean property values fall. All of that leads to less tax revenues for - cities, township, Counties and state. Elected officials pressured by union bosses, environmentalists and spending lobbyist fail to cut taxes, reform labor laws and ease regulations. That means more jobs are lost, more people move away, and property values fall even lower. Michigan is in a tail spin.

With the right public policies Michigan can break that vicious cycle and once again have an economy as vibrant as when we were the 'arsenal of democracy'. Other places have fallen on hard times, and come back. Ireland is often cited as an example of what good tax policy can do. It's a good model in other ways, too. Ireland now has a fast growing population, more jobs than workers, rising property values, and all the other good things that come with a strong economy. They are number 1 in the world for growth. It happened not because 'things got bad enough,' but because leaders decided to put first things first by making that country a place where investors and job providers saw that they could make money. We can do the same.

Well Mr. Speaker, I arrived here as a genuine conservative with some pretty strong opinions, and it looks like I'm leaving the same way.

I look forward to my new job on the Oakland County Commission starting in January, where I will also preach the gospel of low taxes, less regulation, and limited government.

And I wish you all good health and God-speed. May we be able to make the changes in this state that are so desperately needed.

Thank you and farewell, Mr. Speaker, and colleagues. It has been an honor, and a pleasure to serve with you."

By unanimous consent the House returned to the order of

Reports of Standing Committees

The Committee on Judiciary, by Rep. Van Regenmorter, Chair, reported
House Bill No. 6693, entitled

A bill to amend 1988 PA 418, entitled "Uniform statutory rule against perpetuities," by amending sections 2 and 5 (MCL 554.72 and 554.75).

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. Van Regenmorter, Schuitmaker, Newell, Nofs, Rick Jones, David Law, Rocca, Lipsey, Adamini and Bieda

Nays: None

Second Reading of Bills

House Bill No. 6693, entitled

A bill to amend 1988 PA 418, entitled “Uniform statutory rule against perpetuities,” by amending sections 2 and 5 (MCL 554.72 and 554.75).

The bill was read a second time.

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

The motion prevailed.

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

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

Rep. Sak moved that Rep. Dillon 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. 6693, entitled

A bill to amend 1988 PA 418, entitled “Uniform statutory rule against perpetuities,” by amending sections 2 and 5 (MCL 554.72 and 554.75).

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

Roll Call No. 1174

Yeas—99

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

Nays—8Adamini
BennettCushingberry
EbliMcConico
MeadowsMeisner
Vagnozzi

In The Chair: Kooiman

The House agreed to the title of the bill.

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

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

Comments and Recommendations

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

The motion prevailed.

Rep. Zelenko:

“1. When I first came to the House, my friend and mentor, Jack Minore, introduced me as that “Burton Girl”. If you are not from Genesee County, you may not know what that means, although some of you have witnessed the qualities.

I was raised up in a low income family, where school shopping meant one pair of new shoes and two dresses, one of which was sure to be an ugly hand-me-down from my cousin, Louise. Where Christmas morning meant one gift under the tree and your stocking was filled with fruit, nuts, one candy cane, pencils and erasers. A stocking, which by the way, was literally a sock you took out of your dresser drawer and thumb-tacked to the door casing nearest the tree.

Both of my parents worked outside of the home. After a 10 hour workday polishing and crafting marble and granite, Dad plowed fields in the spring and driveways in the winter to make a little extra money.

Mom worked four days a week as a cosmetologist instructor and I thought I grew up normal. It wasn't until my teen years that I realized that kids outside of Burton, MI made fun of us.

We were different, And some of us were poor.

We were uncool, we were red-neck hillbillies, and looked down on. Until then, I never knew there were kids out there that never drew their own bath water or didn't have to wash the dishes, take out the garbage, work in the gardens, or clean their rooms.

Back then, if you grew up female in Burton, MI...you were a Burton Girl. A label given to you by the 'outsiders' because you got your hands dirty, had to do chores, you wore hand-me-downs, and rough housed with the boys, and you knew how to roll up your sleeves and show some smart ass your left jab.

Needless to say both my husbands are Burton Boys...they understood our unique qualities.

2. Yep, Burton Girl...got married straight out of high school, tried the college thing, but husband # 1 and I couldn't afford tuition for both of us so I dropped out. I did earn my PhT...yes PhT...Putting Him Through.

Then the babies started coming. Twelve years and three beautiful little girls later, I became a starving single parent, working three jobs while going back to school. I got a better job and cut back to working two jobs. Married again, acquired two step daughters, and gave birth to another. Little by little, I plugged along and tried to make a difference in my community, school district, and eventually elected to our city council and now State Representative. For a Burton Girl, this is big time stuff.

I didn't realize until years later that even though most of my life, I was a low to medium income Burton Girl, I was really never poor. I was rich in family and the values instilled in me. I grew from my experiences and became a stronger person because of the challenges I met head on. There is a difference in being poor and being broke. Broke is financial hardship; Poor is a state of mind. Once a Burton Girl, always a Burton Girl. So in a Paul Harvey sort of way...Now you know the rest of the story.

I can say that what I've found so interesting about my experience here is that even though each of us comes here with some unique qualities and make an outstanding contribution in our own individual way, how much this institution itself is something that is beyond any one of us.

How in spite of our moments of difficult debate, political posturing, and in spite of our moments of humor, this institution has guided this state through its existence. It's the process itself that is intended to help us gel together and produce a product that serves all the people of the state. It is the process itself that is at risk. Please save the institution.

I am grateful to God for this opportunity. For without Him, I would have never survived the challenges.

3. I would like to thank the members of the Democratic and Republican central staff. Because you are what really makes this whole thing work.

Thank you to my predecessor, Senator Deb Cherry, to Lt. Gov. John Cherry, Senator Bob Emerson, and to my successor, Representative-elect Ted Hammon for your friendship and guidance during my entire public office career. You've been instrumental in my transition from local government to state government. Thank you.

To my leader, Dianne Byrum, we may have disagreed more than we agreed, but thank you for your leadership and for staying the course.

My hat is off to you.

Speaker DeRoche, despite our philosophical differences, and the fact you no longer send me flowers, you are a pretty good egg. I will miss you.

I am thankful for each and everyone of you, and being a Burton Girl, and at the risk of offending someone, I am going to say a special thanks to some folks who have been especially close to me these past six years, whose friendship in various ways have enriched my life...Carl Williams, Barb VanderVeen, Doug Hart, Laura Toy, Ruth Ann Jamnick, Pan Godchaux, Julie Dennis, Gretchen Whitmer, Judy Scranton, Mary Waters, Brenda Clack, Jack Minore, Pat Lockwood, Gary Newell, Mike Murphy, Rich Brown, and Larry Julian. Thank you for your prayers, your strength, and your encouragement in helping through the difficult times of the deaths of my parents. You were my rocks through those difficult days.

I would be remiss if I didn't give credit where credit is really due.

My Staff.

Bette Bigsby, my Chief of Staff, a fellow Burton Girl, and my friend for years longer that we both care to admit, words do not exist that could accurately express my appreciation. Thank you.

Katie Whitman, my legislative assistant who started out as an intern and another Burton Girl and my right hand. I will miss you.

4. Bob Kefgen, a former intern and aid, moved on to Rep. Spade's office two years ago.

Sarah Walls, my intern now and a pleasure to have in the office.

Paula Anderson, who helped set up my office and transition me to Lansing life before leaving to join Senator Cherry's office.

These are the folks that have made Representative Paula Zelenko successful. When my constituents had their problems solved, it wasn't because I intervened. It was because I always had outstanding staff who served me well. Staff that knew me well, shared my values, and always put forth the best in serving the citizens of the 50th district.

Thank you to my husband, Bill, and my children. You were patient, loving, and understanding and you stuck with me through all of this.

I thank my parents, for even in their death continue to teach me.

But it is my constituency that elected me over and over again. They said job well done, keep working. I really thank them for this opportunity to be here, and I thank you all for your public service.

I have had the opportunity to get to know some great folks on both sides of the aisle; I only wish there had been time to know more of you. One of the pitfalls of term limits, is the constraints on forging relationships with colleagues...getting to really know each other and understanding where, how, and why we each think the way we do. Get to know one and another. Create affinity. Build the bridge.

Steve Adamini said it best when he said the tenure here in the House has been a meaningful experience, but it certainly doesn't compare to the wedding day (both of them for me) or the birth of my children and grandchildren or even the privilege of being present when my parents transitioned to their heavenly home.

My time here has been filled with rich experiences. I am a better person because of all of you. But as with all things, our time here must pass. The memory lasts and somehow sacredly, mystically by our remembrance, throughout our own existence, these memories are made immortal.

I believe our daily examples of integrity, service, and commitment to family and community will be our mark of excellent to the people of Michigan. Not how many bills we passed or how much campaign money we raised or what political party we belonged to.

In conclusion, I ask you to reflect on the words of President John F. Kennedy:

'Remembering on both sides, civility is not a sign of weakness, sincerity is always subject to proof, never negotiate out of fear and never fear to negotiate, explore what problems that unite us instead of belaboring those problems which divide us.'

God Bless you all."

By unanimous consent the House returned to the order of

Third Reading of Bills

Rep. Ward moved that **House Bill No. 5966** be placed on its immediate passage.

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

House Bill No. 5966, entitled

A bill to amend 1961 PA 236, entitled "Revised judicature act of 1961," by amending section 2567a (MCL 600.2567a), as amended by 2002 PA 700.

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

Roll Call No. 1175**Yeas—94**

Accavitti	Ebli	Law, Kathleen	Plakas
Acciavatti	Elsenheimer	Leland	Polidori
Adamini	Emmons	Lemmons, Jr.	Proos
Anderson	Espinoza	Lipsey	Sak
Angerer	Farrah	Marleau	Schuitmaker
Ball	Gaffney	Mayer	Shaffer
Bennett	Gillard	McConico	Sheltrown
Bieda	Gleason	McDowell	Smith, Alma
Booher	Gonzales	Meadows	Smith, Virgil
Brandenburg	Green	Meisner	Spade
Brown	Hansen	Meyer	Steil
Byrnes	Hildenbrand	Miller	Stewart
Byrum	Hood	Moolenaar	Taub
Casperson	Hopgood	Moore	Tobocman
Caswell	Huizenga	Mortimer	Vagnozzi
Caul	Hummel	Murphy	Van Regenmorter
Cheeks	Hunter	Newell	Vander Veen
Clack	Jones, Hayes	Nitz	Walker
Clemente	Jones, Rick	Nofs	Waters
Condino	Kahn	Palsrok	Wenke
Cushingberry	Kolb	Pastor	Williams
DeRoche	Kooiman	Pavlov	Wojno
Dillon	LaJoy	Pearce	Zelenko
Donigan	Law, David		

Nays—13

Baxter	Gosselin	Palmer	Sheen
Drolet	Hoogendyk	Robertson	Stahl
Farhat	Hune	Rocca	Ward
Garfield			

In The Chair: Kooiman

The House agreed to the title of the bill.

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

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

Comments and Recommendations

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

The motion prevailed.

Rep. Kolb:

"Thank you Mister Speaker, it is with great respect for this Chamber that I rise to give my farewell address. Before I forget I want to thank all those that have made this the greatest job of my life.

First and foremost, the Governor, Jennifer Granholm whose leadership has helped to guide our ship through troubled waters, with accommodations for all our residents. It has been an honor to serve with you.

To the Speaker who runs this chamber, who I became friends with when you were a freshman sitting across the aisle from me, with your seatmate Rep. Hune. I cherish our friendship and the conversations we have shared, some constructive, some more blue. We have not always agreed, nor have we always found resolution to the issues before us, but I do know that we both did try.

To my first Speaker, Rick Johnson; I will remember your friendship, your laughter and your anger (I think that is a Speaker thing). We worked together on land use issues; a farmer from up north in Leroy, a city kid from Ann Arbor working together on one of Michigan's most pressing issues. I look back in amazement on the ability of such strange bedfellow to work together and make good public policy.

To my leader, Dianne Byrum, I applaud your dedication, your steadfast resolve, the total commitment in your task to take back the Majority. To our past leaders, Kwame Kilpatrick, who gave many of us the baton and allowed us to run with it. To my friend, Buzz Thomas, who allowed me to keep discussions alive, and gave me the responsibility to collect the votes needed to complete the legislative agenda before us when he could not. I want to thank each of you for the effort and leadership you provide our caucus.

To my staff, the hardest working, most dedicated and knowledgeable staff in Lansing, Pat Niemela and Tina Reynolds, thank you for your years of service to this State, to the House and especially to the people of the 53rd District. You both made it easy for me to hit the ground running and never stop running. I knew you would have everything ready to go, including my coffee, regardless of the task or issue. I will miss you both and the district will miss you even more.

To my family, my parents and brother, who helped to mold me into the person I am today, I give you my heartfelt thanks. My parents gave my brother and me everything we needed, including their faith, their strength, their love and support to be whatever we wanted to be. One of my regrets was that my father, my best friend, never got the chance to see me take office here in Lansing.

To my partner Ken, who I owe too much to say, but who has stood by me in good times and bad, whose love is never-ending, whose love has given me strength and hope, who has had to share me with the public for virtually ten years, thank you for walking beside me and sharing your life with me.

To my constituents who elected me to public office for 13 years, including my six years here in the House. I will never forget your belief in me and support. Thank you.

Six years ago the voters of the 53rd District made history when they elected the first openly gay member to any state office. They judged me on my merits and my ability to do the job, on the values and perspective that I would bring to this chamber. I hope that I have met their challenge and measured up to their expectations. For it has been a true honor and privilege to serve the people of the 53rd District, my hometown, and the people of Michigan.

I will carry the memories and friendships that I have made here in the Capitol with me for the rest of my life. It has been such an honor to come to work here at the Capitol in the People's House. Still today I am in awe, looking out my office window, walking to the Capitol, looking up at the Dome, it brings forth such emotions of honor, obligation and responsibility to do the very best for the people of Michigan. I will miss my friends on both sides of the aisle, our staff (both partisan and non-partisan) who make us better legislators, the clerks, the sergeants of arms, the pages, all of seen and unseen staff that help us to do our job, and to the press corp who shine a light no matter how brightly on this chamber. I will miss one of the greatest experiences of my life being a part of this great experiment we call self-rule. This is the greatest job in the world, savor each day, honor it by giving it your all, six years goes faster than you might think.

As a new legislator you come in with your freshman class ready to roll up your shelves and work. You butt heads, you make mistakes, if your lucky you learn where the bathroom is before it's an emergency, you get your first bill passed, you learn to get things accomplished, you learn that time really can stand still in the House, and that six years is not long enough.

Life teaches us many lessons, and this past fall election has something to teach all of us. It is our job, our duty to address the issues that face our great State. The House has an important role to play in forging Michigan's future. We cannot shirk our responsibility. Our job is to legislate; we don't need to start the next campaign on the first day of session. Concentrate on the public policy and the politics will take care of itself.

While I have seen many of my bills signed into law, I still have a few hundred waiting for another member to take up the torch and move these fine pieces of legislation forward next session. As a policy wonk, I urge you to continue to work on diversifying our state's economy. Coming from a district with so much going on, everyday I can see the future of Michigan's economy. Few states or even regions of the world have the human and natural resources that we can bring together to forge a new and dynamic economy. Our future will be quite bright, if we pull together and work together to build a stronger economy. One thing you can do right away is to include software companies in the 21st Century Jobs Program. Another important issue we need to move forward is the ability to unleash the power of science and medical research. Michigan, with its great research universities and medical facilities should be a leader in embryonic stem cell research.

Energy is another area where Michigan can advance solid public policy and economic growth. Enact a Renewable Energy Portfolio Standard, support energy efficiency, and position Michigan to advance a strategy for Distributed Generation. Clean Technologies need to be invested in and encouraged to grow here in Michigan.

Speaker-Elect Dillon, I urge you to move forward on catastrophic health care insurance, if we can do it for auto insurance we can do it for health care insurance too. I share your interest and concern in helping businesses and our families address the need for access to affordable health care. For six years I have helped to champion Mental Health Parity, we need to join the overwhelming majority of states and enact this into law.

If we are to advance our economy, our state and the future economic well-being of the families we represent, there is no more important investment to be made than investing in education-access to higher education must be a right and an expectation.

Protecting our natural resources and the people of Michigan, our greatest resource, is our duty. Clean air to breathe, clean water to drink, and clean land to raise our families on is not a privilege it is a right. I urge you to ratify the Annex 2001 agreement that will help to protect the Great Lakes. Solutions to stopping global warming can be found at the state level, Michigan needs to be part of the solution, each one of us, and collectively, must tackle this moral issue, to ignore it is to advance our own ultimate demise.

Please do not forget to help those with the very least and those who are the most vulnerable in our state. As Jesus of Nazareth said, 'what you do unto those with the very least thee, you do unto me.' (Matthew 25:40). Giving families the tools and resources, the support, to be self-sufficient, breaking the cycle of poverty must be our goal. Be their champion!

The fabric of Michigan will not be complete until the rights of all of our residents are protected. We cannot have discrimination allowed in our state, nor written into our constitution. If we are to fully compete on the global economic stage, we must provide the leadership to lead our state into the future by building upon our diversity and creating an atmosphere of respect for all. When you're trying to attract businesses to our state you cannot be telling some workers they aren't welcome. Businesses will come if you welcome the best and the brightest...regardless of who they are, where they come from and whom they love.

I hope if you have learned one thing from me it is that I am just like you, I put my pants on one leg at a time; I have the same dreams and aspirations, the same hope for the future of our state. My family is just like yours, we have the same joys, the same stresses, the same dreams for our future as you do. I am not a lifestyle, I am not a choice, I am what I am. Just as I was born male, born with brown hair, I was born gay. There are times when I feel that I must speak for up to 1 million fellow Michigianians who have no protection from discrimination under state or federal law, who see their relationships discriminated against in our state's constitution. Michigan will not be the state we all know it can be until we are all respected and treated equal under the law. That is the great unfilled promise of this nation and of our state.

The low light of my tenure was the vote on the marriage issue. When my right to marry the one I love, was put up for a vote. It made me realize how important the right and act of marriage is, how little that right means if it does not include the right to marry the one you love. After my speech on the floor that day, after I had told this House that I hoped one day that my partner and I would get the chance to say "I do", Ken emailed me, as Peter Luke reported accurately, "I want a big rock." I laughed out loud and knew how much I loved him and how much I owed him for standing by me, how much I wanted to spend the rest of my life with him where ever our path shall take us.

The highlights? There are many:

Being sworn into office the first time;

Passing my first bill;

Rounding up the last three votes to pass the HAL legislation in the House;

Moving over to the Appropriations Committee (as we say on Approps, policy schmolicy);

Governor Granholm signing my bill into law, she at least sent a photo, Engler only sent a pen;

Getting out of a committee hearing chaired by Bruce Patterson, with my scrap and other body parts still intact;

Being on 'Off the Record' three times (can we make it four?);

Being relevant;

Meeting President Bill Clinton;

Meeting Sen. Hillary Clinton;

Meeting former President Jimmy Carter, and numerous other dignitaries;

Being the only 'No' vote on the 'In God We Trust' Legislation;

Being invited to the Governor's House;

Presenting at the NCSL with Rep. Shaffer on the House Civics Commission;

Talking to 4th graders each year;

Fighting the good fight even when the cards are so stacked against you;

Helping to lead the Fire Services Caucus (along with Representative Farhat, Senators Prusi and Garcia) and creating the new Bureau of Fire Services;

Going to Israel, it was an amazing trip I was honored to be selected to go. I remember floating in the Mediterranean Sea with the chair of Appropriations discussing world events and how we could work together, watching as a gunship flew overhead realizing the reality of life in the Middle East is far different than back home. In the City of Jerusalem, praying at the western wall, the wailing wall, with Republican and Democrats, Jews and Gentiles. Seeing firsthand the way a society tries to continue on in the face of so much violence and the impact of that violence has on all parties. Going out for a last drink in the German Colony; coming home to discover one week later that the same café had been bombed by a suicide bomber the table we sat at destroyed, so many lives lost. I understand so much more now.

Negotiating the original tobacco tax increase, at 3:30 AM, with Gov. Engler and Buzz Thomas. The Governor was dressed impeccably in a Blue Blazer, green polo, khakis and penny loafers; Buzz and I not looking our best shirt tails out, ties loosen if worn at all.

Earning the nickname of ‘Spiderman’ after finding myself trapped in the Speakers restroom, while everyone else was in caucus, and having to free myself by opening the window, leaping off the snowy ledge on to the balcony ledge in the dead of night.

Being tackled and assaulted by Sparty on the House Floor, another first for a State Representative and a historic moment I’m sure (Thanks Gretchen);

Watching Gretchen Whitmer struggle through signing the Victors;

Struggling myself through the Ohio State fight song;

Sailing around Boston Harbor in a tall ship with my fellow Caucus members and friends;

Feeding this Chambers sugar fix with candy each session day;

Bestowing a tiara on Princess Marcia for her birthday...and no it wasn’t one of mine and yes you can keep it.

Having served my entire term in the House in the Minority, I never got the chance to chair a committee, I had to fight and scrap, claw for even a crumb in the legislature, but I wouldn’t trade it for anything. I loved this job, every minute of it, even when you were kicking my butt all over the Capitol; I couldn’t wait to come back the next day. Go all night, no problem. Need a vote, let’s talk. Negotiations stalled, let’s jump start them. You’ve got a problem; I think we can find a solution.

I got a chance to work on some amazing pieces of legislation, work on some of the toughest budgets. Times will not change much in the coming years and tough decisions will have to be made. I trust you will make the right decisions.

What little insight I can pass along, I hope you will value it for what you paid for it. I truly believe that the center can govern, that legislators should be pragmatic, that you should learn to leave your ego and ideology at the door of this great chamber. You do not have to abandon your values or belief, in fact it is those very beliefs and values that you must hold dear, but the perspective, the beliefs and values that each of your fellow legislators bring are as important as yours. It is in your ability, and in your best interest, to ensure that the 110 different viewpoints throughout this group decision-making process, we call the House, are respected and called upon to form the best possible legislation and decisions as you can make. This is the marketplace of ideas, discover them, research them, voice them, sell them, and never stop working on them until they become a reality, an amendment, a statute.

So many of you I want to mention and I have taken far too much of the chambers time, but I do want to mention just a few of those with whom I have served. I must recognize my former Washtenaw County Representatives John Hansen, and Ruth Ann Jannick, all the back benchers (it really is the best seat in the House, unless you’re in the Speakers chair, of course), my friends who have graduated to other offices Gretchen, Buzz, Kwame, et al, the entire Senate, Rivet, Ruth Johnson, Jason Allen, the independent Republicans Godchaux, Scranton, Pumford, and the rest...Former Gov. Engler and his wife and family...my committee chairs and vice-chairs, my fellow committee members, my freshman classmates, Whitmer & Brown who led us effortlessly on Appropriations, my Committee Chair and Anderson 360 co-star Scott Hummel, Jerry Kooiman (and his better half, Maribeth). To all my colleagues I will remember you all fondly. My friend Bill McConico, who learned to stick his nose under the tent by watching me, please remember that when the ship was sinking, who didn’t abandon ship. Sandy Lipsey, my seatmate, my friend, the one I trusted with my last will and testament and who tells me what we’re voting on; we made one major error in not running you as our candidate for leader (no offense meant to any other candidate or leader). Your wisdom, warmth, trustworthiness, & hard work, make you the model legislator. I bow my head in respect to you.

To this Chamber and all that have served with me in the House and that other chamber, and all those that serve the people of Michigan I give you my deepest gratitude, my heartfelt respect, I do not say goodbye or farewell, only ‘until we meet again.’”

By unanimous consent the House returned to the order of

Second Reading of Bills

House Bill No. 6313, entitled

A bill to amend 1956 PA 218, entitled “The insurance code of 1956,” by amending sections 7702, 7704, 7705, 7706, 7707, 7708, 7709, 7711, 7712, 7714, and 7717 (MCL 500.7702, 500.7704, 500.7705, 500.7706, 500.7707, 500.7708,

500.7709, 500.7711, 500.7712, 500.7714, and 500.7717), sections 7702, 7708, 7709, 7711, 7712, 7714, and 7717 as amended by 1989 PA 302, sections 7704, 7705, and 7706 as amended by 1996 PA 548, and section 7707 as added by 1982 PA 194.

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

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. Pastor moved that Reps. Hummel and Ward be excused temporarily from today's session.
The motion prevailed.

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

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

Rep. Hildenbrand moved that **House Bill No. 6313** be placed on its immediate passage.
The motion prevailed, a majority of the members serving voting therefor.

House Bill No. 6313, entitled

A bill to amend 1956 PA 218, entitled "The insurance code of 1956," by amending sections 7702, 7704, 7705, 7706, 7707, 7708, 7709, 7711, 7712, 7714, and 7717 (MCL 500.7702, 500.7704, 500.7705, 500.7706, 500.7707, 500.7708, 500.7709, 500.7711, 500.7712, 500.7714, and 500.7717), sections 7702, 7708, 7709, 7711, 7712, 7714, and 7717 as amended by 1989 PA 302, sections 7704, 7705, and 7706 as amended by 1996 PA 548, and section 7707 as added by 1982 PA 194.

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

Roll Call No. 1176

Yeas—103

Accavitti	Elsenheimer	Law, David	Proos
Acciavatti	Emmons	Law, Kathleen	Robertson
Adamini	Espinoza	Leland	Rocca
Anderson	Farhat	Lemmons, Jr.	Sak
Angerer	Farrah	Lipsey	Schuitmaker
Ball	Gaffney	Marleau	Shaffer
Baxter	Garfield	Mayes	Sheen
Bennett	Gillard	McConico	Sheltrown
Bieda	Gleason	McDowell	Smith, Alma
Booher	Gonzales	Meadows	Smith, Virgil
Brandenburg	Gosselin	Meisner	Spade
Brown	Green	Meyer	Stahl
Byrnes	Hansen	Miller	Steil
Byrum	Hildenbrand	Moolenaar	Stewart
Casperson	Hood	Moore	Taub
Caswell	Hoogendyk	Mortimer	Tobocman
Caul	Hopgood	Murphy	Vagnozzi
Cheeks	Huizenga	Newell	Van Regenmorter
Clack	Hune	Nitz	Vander Veen
Clemente	Hunter	Nofs	Walker
Condino	Jones, Hayes	Palmer	Waters

Cushingberry	Jones, Rick	Palsrok	Wenke
Dillon	Kahn	Pastor	Williams
Donigan	Kolb	Pavlov	Wojno
Drolet	Kooiman	Pearce	Zelenko
Ebli	LaJoy	Polidori	

Nays—0

In The Chair: Kooiman

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

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

A bill to amend 1956 PA 218, entitled “The insurance code of 1956,” by amending sections 7702, 7704, 7705, 7706, 7707, 7708, 7709, 7711, 7712, 7714, and 7717 (MCL 500.7702, 500.7704, 500.7705, 500.7706, 500.7707, 500.7708, 500.7709, 500.7711, 500.7712, 500.7714, and 500.7717), sections 7702, 7708, 7709, 7711, 7712, 7714, and 7717 as amended by 1989 PA 302, sections 7704, 7705, and 7706 as amended by 1996 PA 548, and section 7707 as added by 1982 PA 194, and by adding section 838a.

The motion prevailed.

The House agreed to the title as amended.

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

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

The Speaker Pro Tempore called Associate Speaker Pro Tempore Elsenheimer to the Chair.

Rep. Sak moved that Rep. Meadows be excused temporarily from today’s session.

The motion prevailed.

House Bill No. 4647, entitled

A bill to amend 1975 PA 228, entitled “Single business tax act,” (MCL 208.1 to 208.145) by adding section 35c.

The bill was read a third time.

The question being on the passage of the bill,

Rep. Tobocman moved to amend the bill as follows:

1. Amend page 1, line 1, after “**31**,” by striking out “**2005**” and inserting “**2006**”.
2. Amend page 2, line 22, by striking out all of line 22 through “**SECTION.**” on line 24.

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

The question being on the passage of the bill,

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

Roll Call No. 1177**Yeas—102**

Accavitti	Elsenheimer	Law, David	Proos
Acciavatti	Emmons	Law, Kathleen	Robertson
Adamini	Espinoza	Leland	Rocca
Anderson	Farhat	Lemmons, Jr.	Sak
Angerer	Farrah	Lipsey	Schuitmaker
Ball	Gaffney	Marleau	Shaffer

Baxter	Garfield	Mayes	Sheen
Bennett	Gillard	McConico	Sheltrown
Bieda	Gleason	McDowell	Smith, Alma
Booher	Gonzales	Meisner	Smith, Virgil
Brandenburg	Gosselin	Meyer	Spade
Brown	Green	Miller	Stahl
Byrnes	Hansen	Moolenaar	Steil
Byrum	Hildenbrand	Moore	Stewart
Casperson	Hood	Mortimer	Taub
Caswell	Hoogendyk	Murphy	Tobocman
Caul	Hopgood	Newell	Vagnozzi
Cheeks	Huizenga	Nitz	Van Regenmorter
Clack	Hune	Nofs	Vander Veen
Clemente	Hunter	Palmer	Walker
Condino	Jones, Hayes	Palsrok	Waters
Cushingberry	Jones, Rick	Pastor	Wenke
Dillon	Kahn	Pavlov	Williams
Donigan	Kolb	Pearce	Wojno
Drolet	Kooiman	Polidori	Zelenko
Ebli	LaJoy		

Nays—0

In The Chair: Elsenheimer

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

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

A bill to amend 1975 PA 228, entitled “Single business tax act,” (MCL 208.1 to 208.145) by adding section 36e.

The motion prevailed.

The House agreed to the title as amended.

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

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

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

“Mr. Speaker and members of the House:

I was absent from the Chamber when the vote was taken on Roll Call No. 1177. Had I been present, I would have voted ‘yea’.”

Second Reading of Bills

House Bill No. 4731, entitled

A bill to amend 1976 PA 267, entitled “Open meetings act,” by amending sections 2 and 3 (MCL 15.262 and 15.263), section 2 as amended by 2001 PA 38 and section 3 as amended by 1988 PA 278.

The bill was read a second time.

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

The motion prevailed.

Rep. Hildenbrand 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. 4731, entitled

A bill to amend 1976 PA 267, entitled "Open meetings act," by amending sections 2 and 3 (MCL 15.262 and 15.263), section 2 as amended by 2001 PA 38 and section 3 as amended by 1988 PA 278.

The bill was read a third time.

The question being on the passage of the bill,

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

The motion prevailed.

Second Reading of Bills

House Bill No. 6638, entitled

A bill to amend 1949 PA 208, entitled "An act to authorize cities, villages and townships of this state to designate neighborhood areas for the purpose of planning and carrying out local public improvements for the prevention of blight within such areas; to authorize assistance in carrying out plans for local improvements by the acquisition and disposal of real property in such areas; to provide for the combining of neighborhood improvements that benefit the entire neighborhood into 1 improvement project; to provide for the establishment of local assessment districts coterminous with the neighborhood boundaries; to prescribe the methods of financing the exercise of these powers, and to declare the effect of this act," by amending sections 2 and 4 (MCL 125.942 and 125.944).

The bill was read a second time.

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

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

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

The motion prevailed.

Rep. Hildenbrand 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. 6638, entitled

A bill to amend 1949 PA 208, entitled "An act to authorize cities, villages and townships of this state to designate neighborhood areas for the purpose of planning and carrying out local public improvements for the prevention of blight within such areas; to authorize assistance in carrying out plans for local improvements by the acquisition and disposal of real property in such areas; to provide for the combining of neighborhood improvements that benefit the entire neighborhood into 1 improvement project; to provide for the establishment of local assessment districts coterminous with the neighborhood boundaries; to prescribe the methods of financing the exercise of these powers, and to declare the effect of this act," by amending sections 2 and 4 (MCL 125.942 and 125.944).

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

Roll Call No. 1178

Yeas—103

Accavitti	Elsenheimer	Law, David	Proos
Acciavatti	Emmons	Law, Kathleen	Robertson
Adamini	Espinoza	Leland	Rocca
Anderson	Farhat	Lemmons, Jr.	Sak
Angerer	Farrah	Lipsey	Schuitmaker
Ball	Gaffney	Marleau	Shaffer
Baxter	Garfield	Mayer	Sheen

Bennett	Gillard	McConico	Sheltrown
Bieda	Gleason	McDowell	Smith, Alma
Booher	Gonzales	Meadows	Smith, Virgil
Brandenburg	Gosselin	Meisner	Spade
Brown	Green	Meyer	Stahl
Byrnes	Hansen	Miller	Steil
Byrum	Hildenbrand	Moolenaar	Stewart
Casperson	Hood	Moore	Taub
Caswell	Hoogendyk	Mortimer	Tobocman
Caul	Hopgood	Murphy	Vagnozzi
Cheeks	Huizenga	Newell	Van Regenmorter
Clack	Hune	Nitz	Vander Veen
Clemente	Hunter	Nofs	Walker
Condino	Jones, Hayes	Palmer	Waters
Cushingberry	Jones, Rick	Palsrok	Wenke
Dillon	Kahn	Pastor	Williams
Donigan	Kolb	Pavlov	Wojno
Drolet	Kooiman	Pearce	Zelenko
Ebli	LaJoy	Polidori	

Nays—0

In The Chair: Elsenheimer

The House agreed to the title of the bill.

Rep. Hildenbrand 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. 6639, entitled

A bill to amend 1945 PA 344, entitled “An act to authorize counties, cities, villages and townships of this state to adopt plans to prevent blight and to adopt plans for the rehabilitation of blighted areas; to authorize assistance in carrying out such plans by the acquisition of real property, the improvement of such real property and the disposal of real property in such areas; to prescribe the methods of financing the exercise of these powers; and to declare the effect of this act,” by amending sections 2, 3, and 5 (MCL 125.72, 125.73, and 125.75), sections 2 and 3 as amended by 1986 PA 320.

The bill was read a second time.

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

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

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

The motion prevailed.

Rep. Hildenbrand 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. 6639, entitled

A bill to amend 1945 PA 344, entitled “An act to authorize counties, cities, villages and townships of this state to adopt plans to prevent blight and to adopt plans for the rehabilitation of blighted areas; to authorize assistance in

carrying out such plans by the acquisition of real property, the improvement of such real property and the disposal of real property in such areas; to prescribe the methods of financing the exercise of these powers; and to declare the effect of this act," by amending sections 2, 3, and 5 (MCL 125.72, 125.73, and 125.75), sections 2 and 3 as amended by 1986 PA 320.

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

Roll Call No. 1179**Yeas—103**

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

Nays—0

In The Chair: Elsenheimer

The House agreed to the title of the bill.

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

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

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

"Mr. Speaker and members of the House:

I was absent from the Chamber when the vote was taken on Roll Call Nos. 1176-1179. Had I been present, I would have voted 'yea'."

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

Rep. Drolet moved that the Committee on Government Operations be discharged from further consideration of **House Bill No. 5078**.

(For first notice see House Journal No. 90, p. 2891.)

The question being on the motion made by Rep. Drolet,

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

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

Messages from the Senate

Senate Concurrent Resolution No. 59.

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 Glen Oaks Community College relative to the Glen Oaks Community College Science Addition/Allied Health Renovation project.

Whereas, Section 5 of 1964 PA 183, as amended, being MCL § 830.415, requires the approval of the Board of Trustees of Glen Oaks Community College (the "Educational Institution"), the State Administrative Board, and the Michigan Legislature by concurrent resolution concurred in by a majority of the members elected to and serving in each house, with the votes and names of the members voting thereon entered in the journal, before land owned by the Educational Institution may be conveyed to the State Building Authority (the "Authority"); and

Whereas, The site for the Glen Oaks Community College Science Addition/Allied Health Renovation project (the "Facility") is currently owned by the Educational Institution; and

Whereas, Section 7 of 1964 PA 183, as amended, being MCL § 830.417, requires the approval of the State Administrative Board and the Michigan Legislature by concurrent resolution concurred in by a majority of the members elected to and serving in each house, with the votes and names of the members voting thereon entered in the journal, before the State of Michigan (the "State") may enter into a lease with the Authority upon a showing of a public purpose; and

Whereas, Providing additional space to be used by the Educational Institution pursuant to the lease for the Facility is a recognized public purpose; and

Whereas, A lease among the Authority, the State, and the Educational Institution has been prepared providing for the leasing of the Facility by the Authority to the State and the Educational Institution (the "Lease"); and

Whereas, The Executive Director of the Authority has furnished the Joint Capital Outlay Subcommittee of the Legislature with information and documents relative to the Lease; now, therefore, be it

Resolved by the Senate (the House of Representatives concurring), That the Total Facility Cost for the Glen Oaks Community College Science Addition/Allied Health Renovation project shall not exceed \$3,200,000 (the Authority share is \$1,599,800, the State General Fund/General Purpose share is \$200, and the Educational Institution share is \$1,600,000), plus interest charges on monies advanced by the State to meet the construction cash flow requirements of the Facility, if any, of which not more than \$1,599,800, plus interest charges on monies advanced by the State to meet the construction cash flow requirements of the Facility, if any, shall be financed from bonds issued by the Authority, exclusive of amounts necessary for reserves, interest, or other nonconstruction costs; and be it further

Resolved, That the Legislature hereby approves the necessary conveyances of property to the Authority as more particularly described in the Lease and attachments thereto; and be it further

Resolved, That the Legislature hereby approves the Authority acquiring the Facility and leasing it to the State and the Educational Institution and hereby determines that the leasing of the Facility from the Authority is for a public purpose as authorized by 1964 PA 183, as amended; and be it further

Resolved, That the annual amounts of "True Rental" for the Facility shall be within or below the range of \$107,000 and \$139,000, as shall reflect variations that may occur in the components upon which the appraisal of True Rental was based, which amounts shall be certified by the appraiser and thereafter approved by the State Administrative Board and the Authority as authorized by 1964 PA 183, as amended; and be it further

Resolved, That the Lease is hereby approved by this concurrent resolution, and the Governor and the Secretary of State are authorized and directed to execute the Lease for and on behalf of the State; and be it further

Resolved, That, by hereby approving the Lease among the State, the Educational Institution, and the Authority, the Legislature agrees to appropriate annually sufficient amounts to pay the rent as obligated pursuant to the Lease; and be it further

Resolved, That copies of this concurrent resolution be transmitted to the Governor, the Secretary of State, the Authority, the Board of Trustees of Glen Oaks Community College, and the State Budget Director.

The Senate has adopted the concurrent resolution.

Pending the reference of the concurrent resolution to a committee,

Rep. Hildenbrand moved that Rule 77 be suspended and the concurrent resolution be considered at this time.

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

The question being on the adoption of the concurrent resolution,

The Clerk made the following statement:

“Mr. Speaker and members of the House, the lease and exhibits attached to the resolution are available for review by the membership in the Clerk’s office.”

The question being on the adoption of the concurrent resolution,

Rep. Hildenbrand moved that consideration of the concurrent resolution be postponed for the day.

The motion prevailed.

Senate Concurrent Resolution No. 61.

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 Northwestern College relative to the Northwestern College Oleson Center Renovations.

Whereas, Section 5 of 1964 PA 183, as amended, being MCL § 830.415, requires the approval of the Board of Trustees of Northwestern College (the “Educational Institution”), the State Administrative Board, and the Michigan Legislature by concurrent resolution concurred in by a majority of the members elected to and serving in each house, with the votes and names of the members voting thereon entered in the journal, before land owned by the Educational Institution may be conveyed to the State Building Authority (the “Authority”); and

Whereas, The site for the Northwestern College Oleson Center Renovations (the “Facility”) is currently owned by the Educational Institution; and

Whereas, Section 7 of 1964 PA 183, as amended, being MCL § 830.417, requires the approval of the State Administrative Board and the Michigan Legislature by concurrent resolution concurred in by a majority of the members elected to and serving in each house, with the votes and names of the members voting thereon entered in the journal, before the State of Michigan (the “State”) may enter into a lease with the Authority upon a showing of a public purpose; and

Whereas, Providing additional space to be used by the Educational Institution pursuant to the lease for the Facility is a recognized public purpose; and

Whereas, A lease among the Authority, the State, and the Educational Institution has been prepared providing for the leasing of the Facility by the Authority to the State and the Educational Institution (the “Lease”); and

Whereas, The Executive Director of the Authority has furnished the Joint Capital Outlay Subcommittee of the Legislature with information and documents relative to the Lease; now, therefore, be it

Resolved by the Senate (the House of Representatives concurring), That the Total Facility Cost for the Northwestern College Oleson Center Renovations shall not exceed \$1,300,000 (the Authority share is \$649,800, the State General Fund/General Purpose share is \$200, and the Educational Institution share is \$650,000), plus interest charges on monies advanced by the State to meet the construction cash flow requirements of the Facility, if any, of which not more than \$649,800, plus interest charges on monies advanced by the State to meet the construction cash flow requirements of the Facility, if any, shall be financed from bonds issued by the Authority, exclusive of amounts necessary for reserves, interest, or other nonconstruction costs; and be it further

Resolved, That the Legislature hereby approves the necessary conveyances of property to the Authority as more particularly described in the Lease and attachments thereto; and be it further

Resolved, That the Legislature hereby approves the Authority acquiring the Facility and leasing it to the State and the Educational Institution and hereby determines that the leasing of the Facility from the Authority is for a public purpose as authorized by 1964 PA 183, as amended; and be it further

Resolved, That the annual amounts of “True Rental” for the Facility shall be within or below the range of \$43,000 and \$57,000, as shall reflect variations that may occur in the components upon which the appraisal of True Rental was based, which amounts shall be certified by the appraiser and thereafter approved by the State Administrative Board and the Authority as authorized by 1964 PA 183, as amended; and be it further

Resolved, That the Lease is hereby approved by this concurrent resolution, and the Governor and the Secretary of State are authorized and directed to execute the Lease for and on behalf of the State; and be it further

Resolved, That, by hereby approving the Lease among the State, the Educational Institution, and the Authority, the Legislature agrees to appropriate annually sufficient amounts to pay the rent as obligated pursuant to the Lease; and be it further

Resolved, That copies of this concurrent resolution be transmitted to the Governor, the Secretary of State, the Authority, the Board of Trustees of Northwestern College, and the State Budget Director.

The Senate has adopted the concurrent resolution.

Pending the reference of the concurrent resolution to a committee,

Rep. Hildenbrand moved that Rule 77 be suspended and the concurrent resolution be considered at this time.

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

The question being on the adoption of the concurrent resolution,

The Clerk made the following statement:

“Mr. Speaker and members of the House, the lease and exhibits attached to the resolution are available for review by the membership in the Clerk’s office.”

The question being on the adoption of the concurrent resolution,

Rep. Hildenbrand moved that consideration of the concurrent resolution be postponed for the day.

The motion prevailed.

Senate Concurrent Resolution No. 62.

A concurrent resolution approving a lease among the State of Michigan, the State Building Authority, and Michigan Technological University relative to the Michigan Technological University General Campus Renovations (the “Facility”).

Whereas, Section 7 of 1964 PA 183, as amended, being MCL § 830.417, requires that before a lease among the State of Michigan (the “State”), the State Building Authority (the “Authority”), and Michigan Technological University (the “Educational Institution”) that is only for capital maintenance improvements is executed, the general form of the lease shall be approved by a concurrent resolution of the Michigan Legislature concurred in by a majority of the members elected to and serving in each house. The description of the property to be leased and the rental to be paid by the State shall be approved by the State Administrative Board; and

Whereas, Providing capital maintenance improvements to be used by the Educational Institution pursuant to the lease for the Facility is a recognized public purpose; and

Whereas, A lease among the Authority, the State, and the Educational Institution has been prepared providing for the leasing of the Facility by the Authority to the State and the Educational Institution (the “Lease”); and

Whereas, The Executive Director of the Authority has furnished the Joint Capital Outlay Subcommittee of the Legislature with information and documents relative to the Lease; now, therefore, be it

Resolved by the Senate (the House of Representatives concurring), That the Total Facility Cost for the Michigan Technological University General Campus Renovations shall not exceed \$10,000,000 (the Authority share is \$7,499,800, the State General Fund/General Purpose share is \$200, and the Educational Institution share is \$2,500,000), plus interest charges on monies advanced by the State to meet the construction cash flow requirements of the Facility, if any, of which not more than \$7,499,800, plus interest charges on monies advanced by the State to meet the construction cash flow requirements of the Facility, if any, shall be financed from bonds issued by the Authority, exclusive of amounts necessary for reserves, interest, or other nonconstruction costs; and be it further

Resolved, That the Legislature hereby approves the Authority acquiring the Facility and leasing it to the State and the Educational Institution and hereby determines that the leasing of the Facility from the Authority is for a public purpose as authorized by 1964 PA 183, as amended; and be it further

Resolved, That the annual amounts of “True Rental” for the Facility shall be within or below the range of \$582,000 and \$737,000, as shall reflect variations that may occur in the components upon which the appraisal of True Rental was based, which amounts shall be certified by the appraiser and thereafter approved by the State Administrative Board and the Authority as authorized by 1964 PA 183, as amended; and be it further

Resolved, That the Lease is hereby approved by this concurrent resolution, and the Governor and the Secretary of State are authorized and directed to execute the Lease for and on behalf of the State; and be it further

Resolved, That, by hereby approving the Lease among the State, the Educational Institution, and the Authority, the Legislature agrees to appropriate annually sufficient amounts to pay the rent as obligated pursuant to the Lease; and be it further

Resolved, That copies of this concurrent resolution be transmitted to the Governor, the Secretary of State, the Authority, the Board of Control of Michigan Technological University, and the State Budget Director.

The Senate has adopted the concurrent resolution.

Pending the reference of the concurrent resolution to a committee,

Rep. Hildenbrand moved that Rule 77 be suspended and the concurrent resolution be considered at this time.

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

The question being on the adoption of the concurrent resolution,

The Clerk made the following statement:

“Mr. Speaker and members of the House, the lease and exhibits attached to the resolution are available for review by the membership in the Clerk’s office.”

The question being on the adoption of the concurrent resolution,

Rep. Hildenbrand moved that consideration of the concurrent resolution be postponed for the day.

The motion prevailed.

Senate Concurrent Resolution No. 63.

A concurrent resolution to revise the scope and increase the total project cost of the Technical and Industrial Building Renovations project at Washtenaw Community College.

Whereas, The Washtenaw Community College Technical and Industrial Building Renovations project plans were approved by the Joint Capital Outlay Subcommittee on December 1, 2005; and

Whereas, Washtenaw Community College recommends revisions to expand the scope of renovations and enhance programming for the facility; and

Whereas, The Washtenaw Community College Technical and Industrial Building Renovations project was authorized in 2005 PA 297 with a total project cost of \$7,185,000; and

Whereas, Washtenaw Community College has estimated that the total cost to construct the revised Technical and Industrial Building Renovations project has increased to \$10,685,000; and

Whereas, Washtenaw Community College has agreed to fund the increase in the project cost of \$3,500,000, with the State commitment remaining at \$3,000,000; and

Whereas, Pursuant to section 246 of 1984 PA 431, as amended, being MCL § 18.1246, 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 Senate (the House of Representatives concurring), That the Michigan Legislature recognizes the need to expand the scope of renovations and increase the total authorized cost to construct the revised Washtenaw Community College Technical and Industrial Building Renovations project to an amount not to exceed \$10,685,000 (State Building Authority share \$2,999,800; State General Fund/General Purpose share \$200; and Washtenaw Community College share \$7,685,000) 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 copies of this resolution be transmitted to the State Budget Director, the Director of the Department of Management and Budget, and Washtenaw Community College.

The Senate has adopted the concurrent resolution.

Pending the reference of the concurrent resolution to a committee,

Rep. Hildenbrand moved that Rule 77 be suspended and the concurrent resolution be considered at this time.

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

The question being on the adoption of the concurrent resolution,

The Clerk made the following statement:

“Mr. Speaker and members of the House, the lease and exhibits attached to the resolution are available for review by the membership in the Clerk’s office.”

The question being on the adoption of the concurrent resolution,

Rep. Hildenbrand moved that consideration of the concurrent resolution be postponed for the day.

The motion prevailed.

Announcement by the Clerk of Printing and Enrollment

The Clerk announced that the following Senate bills had been received on Wednesday, December 6:

Senate Bill Nos. 891 1508 1512

By unanimous consent the House returned to the order of
Messages from the Senate

Senate Bill No. 1508, entitled

A bill to amend 1893 PA 118, entitled "An act to revise and consolidate the laws relative to state prisons, to state houses of correction, and branches of state prisons and reformatories, and the government and discipline thereof and to repeal all acts inconsistent therewith," by amending section 41 (MCL 800.41), as amended by 1998 PA 513.

The Senate has passed the bill.

The bill was read a first time by its title.

Pending the reference of the bill to a committee,

Rep. Hildenbrand moved that Rules 44 and 45 be suspended.

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

Rep. Hildenbrand moved that the bill be placed on the order of Second Reading of Bills.

The motion prevailed.

The Senate returned, in accordance with the request of the House

Senate Bill No. 1128, entitled

A bill to amend 1982 PA 295, entitled "Support and parenting time enforcement act," (MCL 552.601 to 552.650) by adding section 15a.

(The bill was passed on September 20, see House Journal No. 83, p. 2600.)

Rep. Hildenbrand moved that Rule 67 be suspended.

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

Rep. Hildenbrand moved to reconsider the vote by which the House passed the bill.

The question being on the motion made by Rep. Hildenbrand,

Rep. Hildenbrand moved that consideration of the motion be postponed for the day.

The motion prevailed.

Senate Bill No. 640, entitled

A bill to permit the establishment and maintenance of individual or family development accounts; to provide for certain tax deductions and tax credits; to prescribe the requirements of and restrictions on individual or family development accounts; to provide for the promulgation of rules; and to provide penalties and remedies.

(The bill was passed on July 26, see House Journal No. 69, p. 2275; returned from the Senate per House request on November 30, see House Journal No. 89, p. 2806.)

Rep. Hildenbrand moved that Rule 67 be suspended.

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

Rep. Hildenbrand moved to reconsider the vote by which the House passed the bill.

The question being on the motion made by Rep. Hildenbrand,

Rep. Hildenbrand moved that consideration of the motion be postponed for the day.

The motion prevailed.

Rep. Hildenbrand 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

The Speaker, on behalf of the entire membership of the House of Representatives, offered the following resolution:
House Resolution No. 330.

A resolution of tribute for the Honorable Leon Drolet.

Whereas, It is with appreciation for his service to the people of Michigan in the House of Representatives that we join together to thank the Honorable Leon Drolet. With a background in private sector business and possessing a thorough knowledge of the legislative process, Leon Drolet was well prepared for the responsibilities of being a state representative. He put his knowledge and experience to good use for the people of our state during his tenure as a lawmaker; and

Whereas, Leon Drolet was first elected to the House of Representatives in a special election in 2001. Demonstrating the confidence his constituents had in him, Representative Drolet won reelection in 2002 and 2004. During challenging budgetary times, Representative Drolet was ever mindful of the burden of taxation on a struggling economy. In his efforts to forge state policies with this goal in mind, he founded the Taxpayer Protection Caucus in the House of Representatives; and

Whereas, Representative Drolet was able to address his policy concerns for his Macomb County district and at the state level in his role as chair of the House Committee on Government Operations. He also contributed his experience and ideas as a member of the Tax Policy, Energy and Technology, and Employment Relations, Training, and Safety Committees; now, therefore, be it

Resolved by the House of Representatives, That we honor Representative Leon Drolet as he concludes his service with the Michigan House of Representatives; and be it further

Resolved, That a copy of this resolution be transmitted to Representative Drolet as evidence of our esteem.

Pending the reference of the resolution to a committee,

Rep. Ward moved that Rule 77 be suspended and the resolution be considered at this time.

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

The question being on the adoption of the resolution,

The resolution was adopted.

The Speaker, on behalf of the entire membership of the House of Representatives, offered the following resolution:
House Resolution No. 331.

A resolution for the Honorable John Gleason.

Whereas, It is with great admiration and appreciation for his years of service to the people of this state, as well as his constituents in the Forty-eighth District, that we honor Representative John Gleason as he ends his tenure of service in the Michigan House of Representatives. His commitment to public service has enriched this legislative body; and

Whereas, A resident of Flushing, John Gleason came to the Michigan Legislature with a range of experiences that have contributed to his service in the House of Representatives. In addition to attending Mott Community College and Northern Michigan University, he was trained in the skilled trades as a millwright. He has also been a public servant at the local level as a member of the Genesee County Board of Commissioners; and

Whereas, Representative Gleason incorporated his insights in public policy issues into his role as a legislator, particularly as a member of the House Transportation Committee. We extend to him our gratitude for his years of service to this legislative body and his commitment to our state through the legislative process; now, therefore, be it

Resolved by the House of Representatives, That we offer this expression of admiration and thanks to Representative John Gleason for his dedication to the people of this state as a member of the House of Representatives; and be it further

Resolved, That copies of this resolution be transmitted to Representative Gleason as evidence of our gratitude and best wishes.

Pending the reference of the resolution to a committee,

Rep. Ward moved that Rule 77 be suspended and the resolution be considered at this time.

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

The question being on the adoption of the resolution,

The resolution was adopted.

The Speaker, on behalf of the entire membership of the House of Representatives, offered the following resolution:
House Resolution No. 332.

A resolution for the Honorable Chris Kolb.

Whereas, It is with great admiration for his commitment to the people of the Fifty-third District and to the entire state that we honor Representative Chris Kolb, who has greatly contributed to the legislative process over the past six years; and

Whereas, A native of Ann Arbor, Representative Kolb has dedicated his life to the community in which he was born and raised. He is an alumnus of the University of Michigan, earning a bachelor's degree in natural resources. He furthered his education by pursuing graduate studies in political science at Emory University and graduated from the Bowhay Institute for Legislative Leadership Development. He was also a recipient of the Henry Toll Fellowship in 2002 and was appointed to the Governor's Michigan Land Use Leadership Council in 2003; and

Whereas, Representative Kolb harnessed his wealth of expertise in environmental affairs and his background as legislative staffer and incorporated these experiences into his service as a legislator. He has contributed a great deal to the appropriations process as a member of the House Appropriations Committee and, in particular, the subcommittees on Economic Development, Department of Environmental Quality, and Department of Human Services; now, therefore, be it

Resolved by the House of Representatives, That we offer this expression of admiration and thanks to Representative Chris Kolb for his years of service in the Michigan House of Representatives; and be it further

Resolved, That copies of this resolution be transmitted to Representative Kolb as a token of the high esteem in which he is held by the members of this legislative body.

Pending the reference of the resolution to a committee,

Rep. Ward moved that Rule 77 be suspended and the resolution be considered at this time.

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

The question being on the adoption of the resolution,

The resolution was adopted.

The Speaker, on behalf of the membership of the House of Representatives, offered the following resolution:

House Resolution No. 333.

A resolution for the Honorable Alexander Lipsey.

Whereas, It is with great admiration and appreciation for his years of service to the people of this state as well as his constituents of the Sixtieth District that we honor Representative Alexander Lipsey as he ends his career of service in the Michigan House of Representatives. As Representative Alexander Lipsey brings to a close his tenure of service in the Michigan House of Representatives, we are pleased to take this opportunity to offer to him our commendations of praise and recognition. He has contributed to this legislative body and to the citizens of Michigan through his strong commitment to public service; and

Whereas, A graduate of Kalamazoo College with a bachelor's degree in physics, Representative Lipsey later earned a degree in law from the University of Michigan. Prior to his election to the Michigan Legislature, he worked as a bankruptcy attorney and trustee and operated a private practice. In addition to his distinguished career, he has been an active participant in numerous civic, community, and religious organizations; and

Whereas, Representative Lipsey incorporated his insights in public policy and law into his role as a legislator, particularly his role as a member of the House Judiciary Committee as well as the Government Operations and Higher Education and Career Preparation Committees. For his years of dedication to public service, we express to him our gratitude and well wishes for his future endeavors; now, therefore, be it

Resolved by the House of Representatives, That we offer this expression of admiration and thanks to Representative Alexander Lipsey for his dedication to the people of this state as a member of the House of Representatives; and be it further

Resolved, That copies of this resolution be transmitted to Representative Lipsey as a token of our esteem.

Pending the reference of the resolution to a committee,

Rep. Ward moved that Rule 77 be suspended and the resolution be considered at this time.

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

The question being on the adoption of the resolution,

The resolution was adopted.

The Speaker, on behalf of the entire membership of the House of Representatives, offered the following resolution:

House Resolution No. 334.

A resolution of tribute for the Honorable Bill McConico.

Whereas, It is a sincere pleasure to commend our friend and colleague, the Honorable Bill McConico, and to formally acknowledge the outstanding job he has done as a member of the Michigan Legislature. We join with those he has served so effectively in expressing our appreciation for his dedicated efforts throughout his service in this legislative body; and

Whereas, A graduate of Morehouse College and Case Western Reserve University School of Law, Representative McConico is a practicing attorney. He also worked as a legislative aide to a Michigan State Representative and two members of the United States Congress from Georgia. He is also active in community and professional associations; and

Whereas, Throughout his career, Representative McConico has served the residents of Detroit, Highland Park, and Hamtramck with distinction, always demonstrating a sincere concern for the best interest of his district and the state. As an effective and hardworking member of the House, Representative McConico has distinguished himself by serving as a member of the Judiciary, Commerce, Energy and Technology, Education, Local Government, and Appropriations Committees. He has sponsored legislation in a number of areas including measures dealing with alternative governance structures for the Detroit School Board, sentencing guidelines, financial recovery bonds, supporting the Detroit community, and single-gendered schools; and

Whereas, In every endeavor, Representative McConico has added his unique perspective, concern, and diligence in public service to the work of the Michigan Legislature. His efforts to enhance the quality of life for his constituents, as well as all of us in Michigan, merit our praise and heartfelt appreciation; now, therefore, be it

Resolved by the House of Representatives, That tribute is hereby accorded to express our gratitude and admiration to the Honorable Bill McConico for his service to the people of Michigan; and be it further

Resolved, That a copy of this resolution be transmitted to Representative McConico as a reflection of our esteem.

Pending the reference of the resolution to a committee,

Rep. Ward moved that Rule 77 be suspended and the resolution be considered at this time.

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

The question being on the adoption of the resolution,

The resolution was adopted.

The Speaker, on behalf of the entire membership of the House of Representatives, offered the following resolution:
House Resolution No. 335.

A resolution for the Honorable John Stewart.

Whereas, It is with great pleasure and gratitude that the Michigan House of Representatives offers its congratulations to Representative John Stewart for his dedicated public service on behalf of his Wayne County district and for the entire state. His contributions to the legislative process have earned him the admiration and gratitude of his colleagues and staff; and

Whereas, John Stewart earned his bachelor's degree from Eastern Michigan University, his master's degree from Wayne State University, and his law degree from Michigan State University College of Law (formerly Detroit College of Law). His legal experience includes working in private practice as an attorney in Plymouth. His numerous public service and volunteer activities include service as a Plymouth Township Trustee and membership in the Kiwanis and Chamber of Commerce. He was elected to the Michigan House of Representatives in 2000, and he brought with him the valuable knowledge and experience necessary to be an effective legislator; and

Whereas, As a member of the Appropriations Committee, including service as chair of the Higher Education Subcommittee and vice chair of the Judiciary Subcommittee, Representative Stewart was able to have a strong positive impact on the legislative process. During his tenure in the Michigan House of Representatives, John Stewart played an instrumental role in rewriting the funding formula for Michigan's major universities. Representative Stewart also sponsored legislation on economic development and education issues, among other areas, which demonstrated his goal to better the lives of Michigan citizens; now, therefore, be it

Resolved by the House of Representatives, That we offer this expression of sincere thanks and appreciation to commend the Honorable John Stewart for his notable service in the Michigan House of Representatives; and be it further

Resolved, That copies of this resolution be transmitted to Representative Stewart as evidence of our gratitude and best wishes.

Pending the reference of the resolution to a committee,

Rep. Ward moved that Rule 77 be suspended and the resolution be considered at this time.

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

The question being on the adoption of the resolution,

The resolution was adopted.

The Speaker, on behalf of the entire membership of the House of Representatives, offered the following resolution:
House Resolution No. 336.

A resolution for the Honorable Carl Williams.

Whereas, It is with appreciation for his hard work and dedication over the past six years that we salute Carl Williams upon the completion of his duties as a member of the Michigan House of Representatives. A key part of his work as a

legislator was his efforts at the committee level, most recently as a member of the House Appropriations Committee. His tireless work on raising the minimum wage, as well as his commitment to limit the amount of out-of-state waste that is disposed of in Michigan, has benefited not only the citizens of his Saginaw County district, but also the entire state; and

Whereas, A man of strong conviction and dedication, Representative Williams brought diverse public and private sector experience to the Capitol, which has been a great asset to this legislative body. His career accomplishments include studying business administration at Central Michigan University and 23 years of service as a manufacturing supervisor at Delphi Automotive Systems. His dedication to serving the people of Saginaw County was recognized by the constituents themselves when they elected Carl Williams to serve on the Saginaw City Council on his first bid for public office. He served on the City Council for more than eight years, including two years as mayor pro tem; and

Whereas, In addition to his contributions to state and local government, Representative Williams has been involved in numerous civic and community organizations. He was instrumental in establishing a Citywide Youth Initiative Program; he coordinated a free prescription drug program with the Black Nurses Association; and he started a program for pregnant women struggling with addiction and to provide help for their babies. Representative Carl Williams is a dedicated public servant who has served the citizens of the Ninety-fifth District with distinction; now, therefore, be it

Resolved by the House of Representatives, That we offer this resolution as an expression of our gratitude to the Honorable Carl Williams for his many contributions to the people of Michigan; and be it further

Resolved, That a copy of this resolution be transmitted to Representative Williams as evidence of our thanks and best wishes.

Pending the reference of the resolution to a committee,

Rep. Ward moved that Rule 77 be suspended and the resolution be considered at this time.

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

The question being on the adoption of the resolution,

The resolution was adopted.

The Speaker, on behalf of the entire membership of the House of Representatives, offered the following resolution:
House Resolution No. 337.

A resolution for the Honorable Paula Zelenko.

Whereas, It is with great admiration for her commitment to the people of the Fiftieth District, as well as the entire state, that we honor Representative Paula Zelenko as she ends her tenure of service as a member of this legislative body. During her years of service, she brought to the Michigan Legislature a wealth of knowledge and experience that have been beneficial to the legislative process and to her constituents; and

Whereas, During her six years in office, Paula Zelenko has worked tirelessly to address the concerns of the citizens of Genesee County. She has also sponsored legislation covering a broad range of issues including health care, family law, and insurance. Moreover, as a member of the Senior Health, Security and Retirement and Tax Policy Committees, she addressed numerous and highly complex issues that impact the people of this entire state; and

Whereas, In addition to her contributions to state government, Representative Zelenko has also served numerous civic and community organizations. Her commitment to the concerns of seniors is evidenced by her selection in 2004 to receive the Outstanding Service Award from Citizens for Better Care; now, therefore, be it

Resolved by the House of Representatives, That we offer this expression of tribute to commend and thank the Honorable Paula Zelenko for her contributions to this legislative body; and be it further

Resolved, That copies of this resolution be transmitted to Representative Zelenko as evidence of our gratitude and best wishes.

Pending the reference of the resolution to a committee,

Rep. Ward moved that Rule 77 be suspended and the resolution be considered at this time.

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

The question being on the adoption of the resolution,

The resolution was adopted.

Reports of Standing Committees

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

House Bill No. 5721, entitled

A bill to provide for a capital outlay program; to set forth the provisions for its implementation within the budgetary process; to make appropriations for planning and construction at state institutions and the acquisition of land; to

provide for the elimination of fire hazards at the institutions; to provide for certain special maintenance, remodeling, alteration, renovation, or demolition of and additions to projects at state institutions; to provide for elimination of occupational safety and health hazards at state agencies and institutions; to provide for the award of contracts; to provide for expenditures under the supervision of the director of the department of management and budget and the state administrative board; to provide for certain advances from the general fund; to prescribe powers and duties of certain state officers and agencies; to require certain reports, plans, and agreements; to provide for leases; to prescribe standards and conditions relating to the appropriations; to make appropriations for the fiscal year ending September 30, 2007; and to provide for the expenditure of the appropriations.

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. Hummel, Pastor, Acciavatti, Kooiman, Brandenburg, Caswell, Farhat, Steil, Walker, Booher, Caul, Hansen, Kahn, Brown, Kolb, Sak, Cushingberry, Cheeks, Williams, Plakas, Alma Smith, Gonzales and Hood

Nays: Rep. Taub

COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Wednesday, December 6, 2006

Present: Reps. Hummel, Pastor, Acciavatti, Kooiman, Brandenburg, Caswell, Farhat, Moolenaar, Steil, Taub, Walker, Booher, Caul, Hansen, Kahn, Brown, Kolb, Sak, Cushingberry, Cheeks, Williams, Plakas, Alma Smith, Gonzales and Hood

Absent: Reps. Stewart, Amos, Shaffer and Murphy

Excused: Reps. Stewart, Amos, Shaffer and Murphy

The Committee on Employment Relations, Training, and Safety, by Rep. Gosselin, Chair, reported

Senate Bill No. 927, entitled

A bill to amend 1959 PA 241, entitled "An act relating to the marking of containers used for liquefied petroleum or carbonic gas; to prohibit the defacing, erasing or other removal of such mark, and the filling, refilling, trafficking in or use of such containers without the authority of the owner; and to provide a penalty for the violation thereof," by amending the title and section 2 (MCL 429.112).

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. Gosselin, Marleau, Drolet, LaJoy, Bieda, Farrah and Hopgood

Nays: None

The Committee on Employment Relations, Training, and Safety, by Rep. Gosselin, Chair, reported

Senate Bill No. 928, entitled

A bill to amend 1959 PA 241, entitled "An act relating to the marking of containers used for liquefied petroleum or carbonic gas; to prohibit the defacing, erasing or other removal of such mark, and the filling, refilling, trafficking in or use of such containers without the authority of the owner; and to provide a penalty for the violation thereof," by amending section 3 (MCL 429.113).

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. Gosselin, Marleau, Drolet, LaJoy, Bieda, Farrah and Hopgood

Nays: None

The Committee on Employment Relations, Training, and Safety, by Rep. Gosselin, Chair, reported

Senate Bill No. 1288, entitled

A bill to establish the Michigan works one-stop service center system to deliver workforce development programs and services tailored to local needs; to provide for Michigan works areas; to provide for local workforce development boards; to provide for education advisory groups; to provide for consolidated access to employment and retention programs in one-stop service centers; and to prescribe the powers and duties of the Michigan works one-stop service center system and of certain state and local governmental officers and agencies.

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. Gosselin, Marleau, Drolet, LaJoy, Farrah and Hopgood

Nays: None

COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Gosselin, Chair, of the Committee on Employment Relations, Training, and Safety, was received and read:

Meeting held on: Wednesday, December 6, 2006

Present: Reps. Gosselin, Marleau, Drolet, LaJoy, Bieda, Farrah and Hopgood

The Committee on Natural Resources, Great Lakes, Land Use, and Environment, by Rep. Palsrok, Chair, reported

House Bill No. 6474, entitled

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending sections 16904 and 16905 (MCL 324.16904 and 324.16905), section 16905 as amended by 2002 PA 496.

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. Palsrok, Pavlov, Meyer, LaJoy, Elsenheimer, Moore, Pearce, Gillard, Miller, Byrnes, Kathleen Law and Donigan

Nays: None

The Committee on Natural Resources, Great Lakes, Land Use, and Environment, by Rep. Palsrok, Chair, reported **House Bill No. 6475, entitled**

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," (MCL 324.101 to 324.90106) by adding section 16908b.

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. Palsrok, Pavlov, Meyer, Palmer, LaJoy, Elsenheimer, Moore, Pearce, Gillard, Miller, Byrnes, Kathleen Law and Donigan

Nays: None

The Committee on Natural Resources, Great Lakes, Land Use, and Environment, by Rep. Palsrok, Chair, reported **House Bill No. 6476, entitled**

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending section 16906 (MCL 324.16906), as amended by 2002 PA 496.

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. Palsrok, Pavlov, Meyer, Palmer, LaJoy, Moore, Pearce, Gillard, Miller, Byrnes, Kathleen Law and Donigan

Nays: None

The Committee on Natural Resources, Great Lakes, Land Use, and Environment, by Rep. Palsrok, Chair, reported **House Bill No. 6477, entitled**

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," (MCL 324.101 to 324.90106) by adding section 16909a.

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. Palsrok, Pavlov, Meyer, Palmer, LaJoy, Moore, Pearce, Gillard, Miller, Byrnes, Kathleen Law and Donigan

Nays: None

The Committee on Natural Resources, Great Lakes, Land Use, and Environment, by Rep. Palsrok, Chair, reported **Senate Bill No. 123, entitled**

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," (MCL 324.101 to 324.90106) by amending the heading of part 172 and by adding section 17204.

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. Palsrok, Pavlov, Meyer, Palmer, LaJoy, Elsenheimer, Moore, Pearce, Gillard, Miller, Byrnes, Kathleen Law and Donigan

Nays: None

The Committee on Natural Resources, Great Lakes, Land Use, and Environment, by Rep. Palsrok, Chair, reported **Senate Bill No. 124, entitled**

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," (MCL 324.101 to 324.90106) by adding section 17205.

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. Palsrok, Pavlov, Meyer, Palmer, LaJoy, Elsenheimer, Moore, Pearce, Gillard, Miller, Byrnes, Kathleen Law and Donigan

Nays: None

The Committee on Natural Resources, Great Lakes, Land Use, and Environment, by Rep. Palsrok, Chair, reported **Senate Bill No. 186, entitled**

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending section 17201 (MCL 324.17201), as added by 2002 PA 578, and by adding section 17206.

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. Palsrok, Pavlov, Meyer, Palmer, LaJoy, Elsenheimer, Moore, Pearce, Gillard, Miller, Byrnes, Kathleen Law and Donigan

Nays: None

The Committee on Natural Resources, Great Lakes, Land Use, and Environment, by Rep. Palsrok, Chair, reported **Senate Bill No. 1418, entitled**

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending sections 16901 and 16909 (MCL 324.16901 and 324.16909), as amended by 2002 PA 496.

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. Palsrok, Pavlov, Meyer, Palmer, LaJoy, Moore, Pearce, Gillard, Miller, Byrnes, Kathleen Law and Donigan

Nays: None

The Committee on Natural Resources, Great Lakes, Land Use, and Environment, by Rep. Palsrok, Chair, reported **Senate Bill No. 1419, entitled**

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending section 16902 (MCL 324.16902), as amended by 2002 PA 496.

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. Palsrok, Pavlov, Meyer, Palmer, LaJoy, Moore, Pearce, Gillard, Miller, Byrnes, Kathleen Law and Donigan

Nays: None

The Committee on Natural Resources, Great Lakes, Land Use, and Environment, by Rep. Palsrok, Chair, reported **Senate Bill No. 1420, entitled**

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending section 16903 (MCL 324.16903), as amended by 2002 PA 496.

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. Palsrok, Pavlov, Meyer, Palmer, LaJoy, Moore, Pearce, Gillard, Miller, Byrnes, Kathleen Law and Donigan

Nays: None

The Committee on Natural Resources, Great Lakes, Land Use, and Environment, by Rep. Palsrok, Chair, reported **Senate Bill No. 1421, entitled**

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending section 16903b (MCL 324.16903b), as added by 2002 PA 496.

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. Palsrok, Pavlov, Meyer, Palmer, LaJoy, Moore, Pearce, Gillard, Miller, Byrnes, Kathleen Law and Donigan

Nays: None

The Committee on Natural Resources, Great Lakes, Land Use, and Environment, by Rep. Palsrok, Chair, reported **Senate Bill No. 1422, entitled**

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending section 16908 (MCL 324.16908), as amended by 2002 PA 496.

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. Palsrok, Pavlov, Meyer, Palmer, LaJoy, Moore, Pearce, Gillard, Miller, Byrnes, Kathleen Law and Donigan

Nays: None

The Committee on Natural Resources, Great Lakes, Land Use, and Environment, by Rep. Palsrok, Chair, reported **Senate Bill No. 1423, entitled**

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," (MCL 324.101 to 324.90106) by adding section 16911.

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. Palsrok, Pavlov, Palmer, LaJoy, Moore, Pearce, Gillard, Miller, Byrnes, Kathleen Law and Donigan

Nays: None

The Committee on Natural Resources, Great Lakes, Land Use, and Environment, by Rep. Palsrok, Chair, reported **Senate Bill No. 1424, entitled**

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending section 806 (MCL 257.806), as amended by 2005 PA 179.

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. Palsrok, Pavlov, Palmer, LaJoy, Moore, Pearce, Gillard, Miller, Byrnes, Kathleen Law and Donigan

Nays: None

The Committee on Natural Resources, Great Lakes, Land Use, and Environment, by Rep. Palsrok, Chair, reported **Senate Bill No. 1481, entitled**

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending sections 30104, 30105, and 30107 (MCL 324.30104, 324.30105, and 324.30107), sections 30104 and 30105 as amended by 2006 PA 275 and section 30107 as added by 1995 PA 59.

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. Palsrok, Pavlov, Meyer, Palmer, LaJoy, Elsenheimer, Moore, Pearce, Gillard, Miller, Byrnes, Kathleen Law and Donigan

Nays: None

COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Palsrok, Chair, of the Committee on Natural Resources, Great Lakes, Land Use, and Environment, was received and read:

Meeting held on: Wednesday, December 6, 2006

Present: Reps. Palsrok, Pavlov, Meyer, Palmer, LaJoy, Elsenheimer, Moore, Pearce, Gillard, Miller, Byrnes, Kathleen Law and Donigan

Absent: Reps. Ward and Bennett

Excused: Reps. Ward and Bennett

The Committee on Judiciary, by Rep. Van Regenmorter, Chair, reported

House Bill No. 4680, entitled

A bill to amend 1931 PA 328, entitled "The Michigan penal code," (MCL 750.1 to 750.568) by adding section 492b.

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. Van Regenmorter, Schuitmaker, Newell, Nofs, Rick Jones, David Law, Rocca, Lipsey, Condino, Adamini and Bieda

Nays: None

The Committee on Judiciary, by Rep. Van Regenmorter, Chair, reported
House Bill No. 4681, entitled

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending section 16x of chapter XVII (MCL 777.16x), as amended by 2003 PA 313.

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. Van Regenmorter, Schuitmaker, Newell, Nofs, Elsenheimer, Rick Jones, David Law, Rocca, Lipsey, Condino, Adamini and Bieda

Nays: None

The Committee on Judiciary, by Rep. Van Regenmorter, Chair, reported
House Bill No. 6698, entitled

A bill to create a child support formula commission; and to provide for its powers and duties.

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. Van Regenmorter, Schuitmaker, Newell, Rick Jones, David Law, Rocca, Lipsey, Condino, Adamini and Bieda

Nays: Rep. Nofs

The Committee on Judiciary, by Rep. Van Regenmorter, Chair, reported
House Bill No. 6699, entitled

A bill to amend 1982 PA 294, entitled "Friend of the court act," by amending sections 5, 17, 17e, and 19 (MCL 552.505, 552.517, 552.517e, and 552.519), section 5 as amended by 2002 PA 571, sections 17 and 19 as amended by 2004 PA 207, and section 17e as added by 1998 PA 63.

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. Van Regenmorter, Schuitmaker, Newell, Rick Jones, David Law, Rocca, Lipsey, Condino, Adamini, Bieda and Virgil Smith

Nays: Rep. Nofs

The Committee on Judiciary, by Rep. Van Regenmorter, Chair, reported
House Bill No. 6700, entitled

A bill to amend 1966 PA 138, entitled "The family support act," by amending section 4 (MCL 552.454), as amended by 1999 PA 158.

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. Van Regenmorter, Schuitmaker, Newell, Nofs, Rick Jones, David Law, Rocca, Lipsey, Condino, Adamini, Bieda and Virgil Smith

Nays: None

The Committee on Judiciary, by Rep. Van Regenmorter, Chair, reported

House Bill No. 6701, entitled

A bill to amend 1982 PA 295, entitled "Support and parenting time enforcement act," by amending section 5 (MCL 552.605), as added by 2001 PA 106.

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. Van Regenmorter, Schuitmaker, Newell, Rick Jones, David Law, Rocca, Lipsey, Condino, Adamini, Bieda and Virgil Smith

Nays: Rep. Nofs

The Committee on Judiciary, by Rep. Van Regenmorter, Chair, reported

House Bill No. 6702, entitled

A bill to amend 1961 PA 236, entitled "Revised judicature act of 1961," by amending section 5078 (MCL 600.5078), as added by 2000 PA 420.

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. Van Regenmorter, Schuitmaker, Newell, Rick Jones, David Law, Rocca, Lipsey, Condino, Adamini, Bieda and Virgil Smith

Nays: Rep. Nofs

The Committee on Judiciary, by Rep. Van Regenmorter, Chair, reported

House Bill No. 6703, entitled

A bill to amend 1968 PA 293, entitled "An act to establish the status of minors; to define the rights and duties of parents; to establish rights and duties to provide support for a child after the child reaches the age of majority under certain circumstances; and to establish the conditions for emancipation of minors," by amending section 3 (MCL 722.3), as amended by 2001 PA 110.

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. Van Regenmorter, Schuitmaker, Newell, Rick Jones, David Law, Rocca, Lipsey, Condino, Adamini, Bieda and Virgil Smith

Nays: Rep. Nofs

The Committee on Judiciary, by Rep. Van Regenmorter, Chair, reported

House Bill No. 6704, entitled

A bill to amend 1956 PA 205, entitled "The paternity act," by amending section 4 (MCL 722.714), as amended by 1998 PA 113.

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. Van Regenmorter, Schuitmaker, Newell, Nofs, Rick Jones, David Law, Rocca, Lipsey, Condino, Adamini, Bieda and Virgil Smith

Nays: None

The Committee on Judiciary, by Rep. Van Regenmorter, Chair, reported

House Bill No. 6705, entitled

A bill to amend 1952 PA 8, entitled "Revised uniform reciprocal enforcement of support act," by amending sections 13 and 14 (MCL 780.163 and 780.164), section 13 as amended by 1990 PA 241 and section 14 as amended by 1999 PA 155.

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. Van Regenmorter, Schuitmaker, Newell, Nofs, Rick Jones, David Law, Rocca, Lipsey, Condino, Adamini, Bieda and Virgil Smith

Nays: None

The Committee on Judiciary, by Rep. Van Regenmorter, Chair, reported

Senate Bill No. 102, entitled

A bill to amend 1953 PA 232, entitled "Corrections code of 1953," (MCL 791.201 to 791.283) by adding section 20d. With the recommendation that the following amendment be adopted and that the bill then pass.

1. Amend page 1, line 1, after "**JANUARY 1**," by striking out "**2006**" and inserting "**2007**".

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

Favorable Roll Call

To Report Out:

Yeas: Reps. Van Regenmorter, Schuitmaker, Newell, Nofs, Rick Jones, David Law, Rocca, Lipsey, Condino, Adamini and Bieda

Nays: None

The Committee on Judiciary, by Rep. Van Regenmorter, Chair, reported

Senate Bill No. 647, entitled

A bill to restrict the use and disclosure of certain statements made by law enforcement officers.

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. Van Regenmorter, Schuitmaker, Newell, Nofs, Elsenheimer, Rick Jones, David Law, Rocca, Lipsey, Condino, Adamini and Bieda

Nays: None

The Committee on Judiciary, by Rep. Van Regenmorter, Chair, reported

Senate Bill No. 1104, entitled

A bill to amend 1961 PA 236, entitled "Revised judicature act of 1961," by amending section 2534 (MCL 600.2534), as amended by 1996 PA 378.

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. Van Regenmorter, Schuitmaker, Newell, Nofs, Rick Jones, David Law, Rocca, Condino, Adamini and Bieda

Nays: None

The Committee on Judiciary, by Rep. Van Regenmorter, Chair, reported

Senate Bill No. 1241, entitled

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending section 208 (MCL 257.208), as amended by 2004 PA 362.

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. Van Regenmorter, Schuitmaker, Newell, Nofs, Rick Jones, David Law, Rocca, Lipsey, Condino, Adamini and Bieda

Nays: None

The Committee on Judiciary, by Rep. Van Regenmorter, Chair, reported

Senate Bill No. 1266, entitled

A bill to amend 2003 PA 238, entitled "Michigan notary public act," by amending sections 11, 13, 15, and 19 (MCL 55.271, 55.273, 55.275, and 55.279), as amended by 2006 PA 426.

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. Van Regenmorter, Schuitmaker, Newell, Nofs, Rick Jones, David Law, Rocca, Lipsey, Condino, Adamini and Bieda

Nays: None

The Committee on Judiciary, by Rep. Van Regenmorter, Chair, reported

Senate Bill No. 1292, entitled

A bill to amend 1939 PA 288, entitled "Probate code of 1939," by amending sections 1, 3, 7, 10, 11, 15, and 17 of chapter XII (MCL 712.1, 712.3, 712.7, 712.10, 712.11, 712.15, and 712.17), sections 1, 7, 10, 11, 15, and 17 as added by 2000 PA 232 and section 3 as amended by 2002 PA 688, and by adding section 2a to chapter XII; 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. Van Regenmorter, Schuitmaker, Newell, Nofs, Elsenheimer, Rick Jones, David Law, Rocca, Lipsey, Condino, Adamini and Bieda

Nays: None

The Committee on Judiciary, by Rep. Van Regenmorter, Chair, reported

Senate Bill No. 1404, entitled

A bill to amend 1931 PA 328, entitled "The Michigan penal code," by amending sections 50c and 81d (MCL 750.50c and 750.81d), section 50c as amended by 2002 PA 672 and section 81d as added by 2002 PA 266.

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. Van Regenmorter, Schuitmaker, Newell, Nofs, Elsenheimer, Rick Jones, David Law, Rocca, Lipsey, Condino, Adamini and Bieda

Nays: None

The Committee on Judiciary, by Rep. Van Regenmorter, Chair, reported

Senate Bill No. 1405, entitled

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending section 16b of chapter XVII (MCL 777.16b), as amended by 2000 PA 279.

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. Van Regenmorter, Schuitmaker, Newell, Nofs, Elsenheimer, Rick Jones, David Law, Rocca, Lipsey, Condino, Adamini and Bieda

Nays: None

The Committee on Judiciary, by Rep. Van Regenmorter, Chair, reported

Senate Bill No. 1428, entitled

A bill to amend 1961 PA 236, entitled "Revised judicature act of 1961," by amending sections 1060 and 1062 (MCL 600.1060 and 600.1062), as added by 2004 PA 224.

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. Van Regenmorter, Schuitmaker, Newell, Nofs, Rick Jones, David Law, Rocca, Lipsey, Condino, Adamini and Bieda

Nays: None

The Committee on Judiciary, by Rep. Van Regenmorter, Chair, reported

Senate Bill No. 1495, entitled

A bill to amend 1953 PA 232, entitled "Corrections code of 1953," by amending section 40a (MCL 791.240a), as amended by 2006 PA 316.

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. Van Regenmorter, Schuitmaker, Newell, Nofs, Rick Jones, David Law, Rocca, Lipsey, Adamini and Bieda

Nays: None

COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Van Regenmorter, Chair, of the Committee on Judiciary, was received and read:
Meeting held on: Wednesday, December 6, 2006

Present: Reps. Van Regenmorter, Schuitmaker, Newell, Nofs, Elsenheimer, Rick Jones, David Law, Rocca, Lipsey, Condino, Adamini, Bieda and Virgil Smith

Absent: Reps. Stakoe and McConico

Excused: Reps. Stakoe and McConico

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

House Bill No. 5890, entitled

A bill to amend 1978 PA 566, entitled "An act to encourage the faithful performance of official duties by certain public officers and public employees; to prescribe standards of conduct for certain public officers and public employees; to prohibit the holding of incompatible public offices; and to provide certain judicial remedies," by amending section 3 (MCL 15.183), as amended by 2004 PA 110.

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. Palmer, Gosselin, Hoogendyk, Vander Veen, Wenke, Ball, Hildenbrand, Pearce, Proos, Robertson, Hopgood, Miller, Angerer, Virgil Smith, Clack, Vagnozzi and Polidori

Nays: Rep. Meyer

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

House Bill No. 5963, entitled

A bill to amend 1976 PA 451, entitled "The revised school code," by amending section 1233b (MCL 380.1233b), by 1995 PA 289.

With the recommendation that the substitute (H-3) 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. Palmer, Gosselin, Meyer, Hoogendyk, Vander Veen, Wenke, Ball, Hildenbrand, Proos, Robertson, Miller and Angerer

Nays: Reps. Virgil Smith and Vagnozzi

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

House Bill No. 6287, entitled

A bill to amend 1976 PA 451, entitled "The revised school code," (MCL 380.1 to 380.1852) by adding section 1254a.

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. Palmer, Gosselin, Meyer, Hoogendyk, Vander Veen, Wenke, Ball, Hildenbrand, Pearce, Proos and Robertson

Nays: Reps. Hopgood, Miller, Virgil Smith, Clack, Vagnozzi and Polidori

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

House Bill No. 6528, 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 section 2a (MCL 423.202a), as added by 1994 PA 112.

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. Palmer, Gosselin, Meyer, Hoogendyk, Vander Veen, Wenke, Hildenbrand, Pearce, Proos and Robertson

Nays: Reps. Hopgood, Miller, Angerer, Virgil Smith, Clack, Vagnozzi and Polidori

COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Wednesday, December 6, 2006

Present: Reps. Palmer, Gosselin, Meyer, Hoogendyk, Vander Veen, Wenke, Ball, Hildenbrand, Pearce, Proos, Robertson, Hopgood, Miller, Angerer, Virgil Smith, Clack, Vagnozzi and Polidori

Absent: Rep. Mortimer

Excused: Rep. Mortimer

COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Wednesday, December 6, 2006

Present: Reps. Sheen, Gosselin, Drolet, Palmer, Hoogendyk, Rick Jones, Marleau, Bieda, Farrah, Zelenko, Meisner, Bennett and Mayes

Absent: Reps. Meyer, Newell, Stakoe and Miller

Excused: Reps. Meyer, Newell, Stakoe and Miller

Messages from the Senate**House Bill No. 4042, entitled**

A bill to amend 1927 PA 372, entitled "An act to regulate and license the selling, purchasing, possessing, and carrying of certain firearms and gas ejecting devices; to prohibit the buying, selling, or carrying of certain firearms and gas ejecting devices without a license or other authorization; to provide for the forfeiture of firearms under certain circumstances; to provide for penalties and remedies; to provide immunity from civil liability under certain circumstances; to prescribe the powers and duties of certain state and local agencies; to prohibit certain conduct against individuals who apply for or receive a license to carry a concealed pistol; to make appropriations; to prescribe certain conditions for the appropriations; and to repeal all acts and parts of acts inconsistent with this act," by amending section 51 (MCL 28.4251), as amended by 2006 PA 184.

The Senate has passed the bill and ordered that it be given immediate effect.

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

House Bill No. 5435, entitled

A bill to amend 1931 PA 328, entitled "The Michigan penal code," by amending section 224a (MCL 750.224a), as amended by 2004 PA 338.

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

The House agreed to the full title.

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

House Bill No. 5492, entitled

A bill to amend 1978 PA 368, entitled "Public health code," by amending section 7457 (MCL 333.7457), as added by 1988 PA 139.

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

The House agreed to the full title.

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

House Bill No. 6039, entitled

A bill to amend 1978 PA 368, entitled "Public health code," (MCL 333.1101 to 333.25211) by adding section 2511.

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

The House agreed to the full title.

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

House Bill No. 6318, entitled

A bill to amend 1969 PA 306, entitled "Administrative procedures act of 1969," by amending section 5 (MCL 24.205), as amended by 2004 PA 23.

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

The House agreed to the full title.

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

House Bill No. 6359, entitled

A bill to amend 1956 PA 218, entitled "The insurance code of 1956," by amending sections 3801, 3805, 3807, 3809, 3811, 3815, 3817, 3819, 3823, 3827, 3830, 3831, 3835, 3839, 3841, and 3849 (MCL 500.3801, 500.3805, 500.3807, 500.3809, 500.3811, 500.3815, 500.3817, 500.3819, 500.3823, 500.3827, 500.3830, 500.3831, 500.3835, 500.3839, 500.3841, and 500.3849), sections 3801, 3807, 3809, 3811, 3815, and 3819 as amended and section 3830 as added by 2002 PA 304 and sections 3805, 3817, 3823, 3827, 3831, 3835, 3839, 3841, and 3849 as added by 1992 PA 84, and by adding section 3804; and to repeal acts and parts of acts.

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

The House agreed to the full title.

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

House Bill No. 6455, entitled

A bill to amend 1985 PA 87, entitled "William Van Regenmorter crime victim's rights act," by amending sections 13a, 16a, 17a, 31, 41a, 44a, 46b, 61, 76a, 78a, and 80a (MCL 780.763a, 780.766a, 780.767a, 780.781, 780.791a, 780.794a, 780.796b, 780.811, 780.826a, 780.828a, and 780.830a), sections 13a, 16a, 31, 44a, 61, and 76a as amended and sections 17a, 46b, and 80a as added by 2005 PA 184 and sections 41a and 78a as amended by 2000 PA 503, and by adding sections 2a, 18b, 31a, 45a, 61b, and 77b.

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

The House agreed to the full title.

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

House Bill No. 5022, entitled

A bill to amend 1967 PA 281, entitled "Income tax act of 1967," (MCL 206.1 to 206.532) by adding section 272.

The Senate has substituted (S-3) the bill.

The Senate has passed the bill as substituted (S-3), ordered that it be given immediate effect and amended the title to read as follows:

A bill to amend 1967 PA 281, entitled "An act to meet deficiencies in state funds by providing for the imposition, levy, computation, collection, assessment, and enforcement by lien and otherwise of taxes on or measured by net income; to prescribe the manner and time of making reports and paying the taxes, and the functions of public officers and others as to the taxes; to permit the inspection of the records of taxpayers; to provide for interest and penalties on unpaid taxes; to provide exemptions, credits and refunds of the taxes; to prescribe penalties for the violation of this act; to provide an appropriation; and to repeal certain acts and parts of acts," (MCL 206.1 to 206.532) by adding section 276.

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

House Bill No. 5135, entitled

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending sections 12, 13, and 20a of chapter VIII, sections 10, 11, and 12 of chapter IX, and section 3 of chapter XI (MCL 768.12, 768.13, 768.20a, 769.10, 769.11, 769.12, and 771.3), section 20a of chapter VIII as amended by 1983 PA 42, sections 10, 11, and 12 of chapter IX as amended by 1998 PA 317, and section 3 of chapter XI as amended by 2004 PA 330; and to repeal acts and parts of acts.

The Senate has substituted (S-3) the bill.

The Senate has passed the bill as substituted (S-3), ordered that it be given immediate effect and amended the title to read as follows:

A bill to amend 1927 PA 175, entitled "An act to revise, consolidate, and codify the laws relating to criminal procedure and to define the jurisdiction, powers, and duties of courts, judges, and other officers of the court under the provisions of this act; to provide laws relative to the rights of persons accused of criminal offenses and ordinance violations; to provide for the arrest of persons charged with or suspected of criminal offenses and ordinance violations; to provide for bail of persons arrested for or accused of criminal offenses and ordinance violations; to provide for the examination of persons accused of criminal offenses; to regulate the procedure relative to grand juries, indictments, informations, and proceedings before trial; to provide for trials of persons complained of or indicted for criminal offenses and ordinance violations and to provide for the procedure in those trials; to provide for judgments and sentences of persons convicted of criminal offenses and ordinance violations; to establish a sentencing commission and to prescribe its powers and duties; to provide for procedure relating to new trials and appeals in criminal and ordinance violation cases; to provide a uniform system of probation throughout this state and the appointment of probation officers; to prescribe the powers, duties, and compensation of probation officers; to provide penalties for the violation of the duties of probation officers; to provide for procedure governing proceedings to prevent crime and proceedings for the discovery of crime; to provide for fees of officers, witnesses, and others in criminal and ordinance violation cases; to set forth miscellaneous provisions as to criminal procedure in certain cases; to provide penalties for the violation of certain provisions of this act; and to repeal all acts and parts of acts inconsistent with or contravening any of the provisions of this act," by amending section 37a of chapter VII, sections 12, 13, and 20a of chapter VIII, sections 1k, 10, 11, 12, and 13 of chapter IX, section 3 of chapter XI, and sections 13j, 16y, 16z, 21, 51, 52, 53, and 54 of chapter XVII (MCL 767.37a, 768.12, 768.13, 768.20a, 769.1k, 769.10, 769.11, 769.12, 769.13, 771.3, 777.13j, 777.16y, 777.16z, 777.21, 777.51, 777.52, 777.53, and 777.54), section 37a of chapter VII as added by 1994 PA 229, section 20a of chapter VIII as amended by 1983 PA 42, section 1k of chapter IX as added by 2005 PA 316, sections 10, 11, and 12 of chapter IX as amended and sections 51, 52, and 53 of chapter XVII as added by 1998 PA 317, section 13 of chapter IX as amended by 1994 PA 110, section 3 of chapter XI as amended by 2004 PA 330, section 13j of chapter XVII as added by 2002 PA 30, section 16y of chapter XVII as amended by 2006 PA 166, section 16z of chapter XVII as amended by 2006 PA 62, and sections 21 and 54 of chapter XVII as amended by 2000 PA 279; and to repeal acts and parts of acts.

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

House Bill No. 5374, entitled

A bill to amend 1961 PA 236, entitled "Revised judicature act of 1961," by amending sections 507, 508, 517, 518, 549a, and 549g (MCL 600.507, 600.508, 600.517, 600.518, 600.549a, and 600.549g), section 507 as amended by 2001 PA 252, section 508 as amended by 2001 PA 253, section 517 as amended by 2002 PA 715, section 518 as amended by 2001 PA 256, and section 549g as added by 1981 PA 182.

The Senate has substituted (S-3) the bill.

The Senate has passed the bill as substituted (S-3), ordered that it be given immediate effect and amended the title to read as follows:

A bill to amend 1961 PA 236, entitled "An act to revise and consolidate the statutes relating to the organization and jurisdiction of the courts of this state; the powers and duties of such courts, and of the judges and other officers thereof; the forms and attributes of civil claims and actions; the time within which civil actions and proceedings may be brought in said courts; pleading, evidence, practice and procedure in civil and criminal actions and proceedings in said courts; to provide remedies and penalties for the violation of certain provisions of this act; to repeal all acts and parts of acts inconsistent with or contravening any of the provisions of this act; and to repeal acts and parts of acts," by amending section 507 (MCL 600.507), as amended by 2006 PA 103.

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

House Bill No. 5968, entitled

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending section 4a of chapter IX (MCL 769.4a), as amended by 2004 PA 220.

The Senate has substituted (S-1) the bill.

The Senate has passed the bill as substituted (S-1), ordered that it be given immediate effect and pursuant to Joint Rule 20, inserted the full title.

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

House Bill No. 6118, entitled

A bill to amend 1995 PA 24, entitled "Michigan economic growth authority act," by amending sections 3, 8, and 10 (MCL 207.803, 207.808, and 207.810), sections 3 and 8 as amended by 2006 PA 117 and section 10 as amended by 2003 PA 248.

The Senate has substituted (S-1) the bill.

The Senate has passed the bill as substituted (S-1), ordered that it be given immediate effect and amended the title to read as follows:

A bill to amend 1995 PA 24, entitled "An act to promote economic growth and job creation within this state; to create and regulate the Michigan economic growth authority; to prescribe the powers and duties of the authority and of state and local officials; to assess and collect a fee; to approve certain plans and the use of certain funds; and to provide qualifications for and determine eligibility for tax credits and other incentives for authorized businesses and for qualified taxpayers," by amending sections 4 and 8 (MCL 207.804 and 207.808), section 4 as amended by 2003 PA 248 and section 8 as amended by 2006 PA 283.

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

Senate Bill No. 891, entitled

A bill to amend 1941 PA 122, entitled "An act to establish the revenue collection duties of the department of treasury; to prescribe its powers and duties as the revenue collection agency of the state; to prescribe certain powers and duties of the state treasurer; to regulate the importation, stamping, and disposition of certain tobacco products; to provide for the transfer of powers and duties now vested in certain other state boards, commissions, departments and offices; to prescribe certain duties of and require certain reports from the department of treasury; to provide procedures for the payment, administration, audit, assessment, levy of interests or penalties on, and appeals of taxes and tax liability; to prescribe its powers and duties if an agreement to act as agent for a city to administer, collect, and enforce the city income tax act on behalf of a city is entered into with any city; to provide an appropriation; to abolish the state board of tax administration; to prescribe penalties and provide remedies; and to declare the effect of this act," by amending the title and sections 1, 3, 13, and 28 (MCL 205.1, 205.3, 205.13, and 205.28), the title and section 1 as amended by 2002 PA 657, section 3 as amended by 2003 PA 92, section 13 as amended by 1996 PA 479, and section 28 as amended by 2003 PA 114.

The Senate has passed the bill.

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

Senate Bill No. 1512, entitled

A bill to amend 1975 PA 238, entitled "Child protection law," by amending section 7 (MCL 722.627), as amended by 2004 PA 563.

The Senate has passed the bill.

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

Notices

I hereby give notice that on the next legislative session day I will move to discharge the Committee on Education from further consideration of **House Bill No. 4319**.

Rep. Palmer

I hereby give notice that on the next legislative session day I will move to discharge the Committee on Health Policy from further consideration of **Senate Bill No. 1289**.

Rep. Ward

I hereby give notice that on the next legislative session day I will move to discharge the Committee on Family and Children Services from further consideration of **Senate Bill No. 1500**.

Rep. Ward

I hereby give notice that on the next legislative session day I will move to discharge the Committee on Family and Children Services from further consideration of **Senate Bill No. 1501**.

Rep. Ward

Public Hearing

Transportation - The Driver Responsibility Act

Date: Wednesday, December 13, 2006

Time: 8:30 a.m.

Place: 519 House Office Building, Lansing, MI

Rep. Tom Pearce, Co-Chair

Rep. Pam Byrnes, Co-Chair

Agenda: To receive public input regarding the Driver Responsibility Program or any business properly before this Committee

Rep. Gillard moved that the House adjourn.
The motion prevailed, the time being 6:40 p.m.

Associate Speaker Pro Tempore Elsenheimer declared the House adjourned until Thursday, December 7, at 10:30 a.m.

GARY L. RANDALL
Clerk of the House of Representatives