

No. 8
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House of Representatives
94th Legislature
REGULAR SESSION OF 2008

House Chamber, Lansing, Wednesday, January 30, 2008.

1:30 p.m.

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

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

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

e/d/s = entered during session

Rep. Tim Moore, from the 97th District, offered the following invocation:

“Heavenly Father, as we begin another day in this magnificent and historic institution, let us pause to give You the praise You so richly deserve and ask for Your guidance as we proceed. Give us the wisdom and the desire to manage well all the things that You have given us. May we use our time, talents and resources for the good of those who sent us here to represent them. Make us sensitive to the needs of those less fortunate and give us hands that are ready to help. We ask this in Your name. Amen.”

Reports of Standing Committees

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

House Bill No. 5582, entitled

A bill to amend 1945 PA 327, entitled “Aeronautics code of the state of Michigan,” by amending section 203 (MCL 259.203), as amended by 2000 PA 404.

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. Bieda, Condino, Farrah, Robert Jones, Mayes, Meisner, Melton, Sheltroun, Warren, Young, Meltzer, Sheen, Pastor, Palmer, Wenke and Calley

Nays: None

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

House Bill No. 5583, entitled

A bill to amend 2000 PA 403, entitled “Motor fuel tax act,” by amending sections 30, 39, and 94 (MCL 207.1030, 207.1039, and 207.1094), section 30 as amended by 2002 PA 668 and section 39 as amended by 2006 PA 277.

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. Bieda, Condino, Farrah, Robert Jones, Mayes, Meisner, Melton, Sheltroun, Warren, Young, Meltzer, Sheen, Pastor, Palmer, Wenke and Calley

Nays: None

COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Wednesday, January 30, 2008

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

Absent: Rep. Steil

Excused: Rep. Steil

The Committee on Families and Children’s Services, by Rep. Clack, Chair, reported

Senate Bill No. 97, entitled

A bill to amend 1973 PA 116, entitled “An act to provide for the protection of children through the licensing and regulation of child care organizations; to provide for the establishment of standards of care for child care organizations;

to prescribe powers and duties of certain departments of this state and adoption facilitators; to provide penalties; and to repeal acts and parts of acts," (MCL 722.111 to 722.128) by adding sections 3f and 5h.

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. Clack, Dean, Accavitti, Hammon, Wojno, Sheen, Stahl, Hoogendyk and Palmer

Nays: None

The Committee on Families and Children's Services, by Rep. Clack, Chair, reported

Senate Bill No. 273, entitled

A bill to amend 1975 PA 238, entitled "Child protection law," by amending section 8 (MCL 722.628), as amended by 2006 PA 630.

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. Clack, Dean, Accavitti, Hammon, Wojno, Sheen, Stahl, Hoogendyk and Palmer

Nays: None

COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Clack, Chair, of the Committee on Families and Children's Services, was received and read:

Meeting held on: Wednesday, January 30, 2008

Present: Reps. Clack, Dean, Accavitti, Hammon, Wojno, Sheen, Stahl, Hoogendyk and Palmer

Second Reading of Bills

House Bill No. 5584, entitled

A bill to amend 2001 PA 266, entitled "Grade A milk law of 2001," by amending sections 2, 3, 4, 5, 6, 7, 20, 30, 31, 33a, 41, 44, 50, 53, 60, 61, 62, 63, 68, and 69 (MCL 288.472, 288.473, 288.474, 288.475, 288.476, 288.477, 288.490, 288.500, 288.501, 288.503a, 288.511, 288.514, 288.520, 288.523, 288.530, 288.531, 288.532, 288.533, 288.538, and 288.539), section 33a as added by 2004 PA 277.

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

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

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

The motion prevailed.

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

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

By unanimous consent the House returned to the order of

Third Reading of Bills

House Bill No. 5584, entitled

A bill to amend 2001 PA 266, entitled "Grade A milk law of 2001," by amending sections 2, 3, 4, 5, 6, 7, 20, 30, 31, 33a, 41, 44, 50, 53, 60, 61, 62, 63, 68, and 69 (MCL 288.472, 288.473, 288.474, 288.475, 288.476, 288.477, 288.490, 288.500, 288.501, 288.503a, 288.511, 288.514, 288.520, 288.523, 288.530, 288.531, 288.532, 288.533, 288.538, and 288.539), section 33a as added by 2004 PA 277.

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

Roll Call No. 12**Yeas—110**

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

Nays—0

In The Chair: Sak

The House agreed to the title of the bill.

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

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

Reps. Accavitti, Agema, Amos, Angerer, Ball, Bieda, Booher, Brandenburg, Calley, Casperson, Caswell, Caul, Cheeks, Clack, Clemente, Condino, Constan, DeRoche, Elsenheimer, Emmons, Gaffney, Gonzales, Griffin, Hammel, Hammon, Hansen, Hildenbrand, Hoogendyk, Hopgood, Horn, Huizenga, Hune, Johnson, Rick Jones, Knollenberg, LaJoy, David Law, Kathleen Law, LeBlanc, Meadows, Meekhof, Melton, Moolenaar, Moore, Moss, Nitz, Nofs, Opsommer, Palsrok, Pastor, Pearce, Robertson, Sak, Schuitmaker, Shaffer, Sheltrown, Simpson, Spade, Stakoe, Vagnozzi, Valentine, Ward and Wojno were named co-sponsors of the bill.

Second Reading of Bills**House Bill No. 5585, entitled**

A bill to amend 2001 PA 267, entitled "Manufacturing milk law of 2001," by amending sections 10, 11, 12, 13, 15, 16, 17, 70, 90, 110, 110a, 111, 113, 114, 115, 116, 119, 125, 130, 131, 136, 137, 139, 140, 141, 142, 143, 152, and 159 (MCL 288.570, 288.571, 288.572, 288.573, 288.575, 288.576, 288.577, 288.630, 288.650, 288.670, 288.670a, 288.671, 288.673, 288.674, 288.675, 288.676, 288.679, 288.685, 288.690, 288.691, 288.696, 288.697, 288.699, 288.700, 288.701, 288.702, 288.703, 288.712, and 288.719), section 110a as added by 2004 PA 282.

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

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

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

The motion prevailed.

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

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

By unanimous consent the House returned to the order of

Third Reading of Bills

House Bill No. 5585, entitled

A bill to amend 2001 PA 267, entitled "Manufacturing milk law of 2001," by amending sections 10, 11, 12, 13, 15, 16, 17, 70, 90, 110, 110a, 111, 113, 114, 115, 116, 119, 125, 130, 131, 136, 137, 139, 140, 141, 142, 143, 152, and 159 (MCL 288.570, 288.571, 288.572, 288.573, 288.575, 288.576, 288.577, 288.630, 288.650, 288.670, 288.670a, 288.671, 288.673, 288.674, 288.675, 288.676, 288.679, 288.685, 288.690, 288.691, 288.696, 288.697, 288.699, 288.700, 288.701, 288.702, 288.703, 288.712, and 288.719), section 110a as added by 2004 PA 282.

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

Roll Call No. 13

Yeas—110

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

Nays—0

The House agreed to the title of the bill.

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

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

Reps. Accavitti, Acciavatti, Agema, Amos, Ball, Bauer, Bieda, Booher, Brandenburg, Calley, Casperson, Caswell, Caul, Cheeks, Clemente, Condino, Constan, Corriveau, Cushingberry, DeRoche, Elsenheimer, Emmons, Farrah, Gaffney, Garfield, Gillard, Gonzales, Green, Griffin, Hammel, Hammon, Hansen, Hildenbrand, Hoogendyk, Hopgood, Horn, Huizenga, Jackson, Johnson, Rick Jones, Knollenberg, Lahti, LaJoy, David Law, Kathleen Law, LeBlanc, Leland, Lemmons, Lindberg, Marleau, Meadows, Meekhof, Melton, Meltzer, Moolenaar, Moore, Moss, Nitz, Nofs, Opsommer, Palsrok, Pastor, Pavlov, Pearce, Proos, Sak, Schuitmaker, Shaffer, Sheen, Sheltroun, Simpson, Alma Smith, Spade, Stakoe, Steil, Vagnozzi, Walker, Ward and Wojno were named co-sponsors of the bill.

By unanimous consent the House returned to the order of

Motions and Resolutions

Reps. McDowell, Accavitti, Ball, Bieda, Booher, Brandenburg, Brown, Byrnes, Caul, Condino, Constan, Dean, Farrah, Gonzales, Green, Hammel, Hammon, Huizenga, Robert Jones, Lahti, Kathleen Law, LeBlanc, Lemmons, Marleau, Meadows, Moolenaar, Polidori, Rocca, Sak, Sheltroun, Spade, Stahl, Tobocman, Vagnozzi, Valentine, Walker, Wojno, Bauer, Clack, Cushingberry, Ebli, Leland and Melton offered the following resolution:

House Resolution No. 259.

A resolution to urge the United States Congress to renew for an extended period the federal Production Tax Credit to promote wind and renewable energy.

Whereas, Expanding domestically produced clean renewable energy is key to the future well being of Americans and the strength of the American economy. Renewable energy enhances national security by reducing dependence on foreign energy supplies, decreases environmental impacts compared to traditional energy production, helps mitigate climate change, and stimulates state and local economies; and

Whereas, Since its inception, the federal Energy Production Tax Credit (PTC) Program has been a key component in the expansion of renewable wind development across the country. The United States Congress established the PTC Program in the Energy Policy Act of 1992, to provide an inflation-adjusted 1.5 cents per kilowatt hour tax credit for electrical energy produced from new wind turbines. In 2004, the Congress expanded the credit to other renewable energy technologies, including solar, geothermal, small irrigation power, landfill gas, and biomass. A recently released study by the University of Minnesota concluded that the single most important federal incentive to invest in wind is the federal PTC; and

Whereas, Since first enacted, the PTC has been renewed or extended on five occasions. The original PTC program expired in June 1999 and was renewed in December 1999 for a two-year period. The credit expired and was renewed again in 2002 and 2004. In 2005, and most recently in 2006, the PTC was extended before it was allowed to expire; and

Whereas, The short term, start-and-stop status of the PTC discourages utilities, developers, and manufacturers from maximizing the full potential of wind and other renewable energies. Data shows that when the PTC is allowed to expire, construction of new wind farms drops precipitously. When it expired in 2003, wind development dropped by 75 percent the next year. Many wind projects have been delayed or cancelled due to uncertainty about the PTC. Failure to extend the PTC Program means that contracts will be put on hold, workers will be laid off, and the growing momentum toward developing renewable energy markets will be brought to a halt. Clearly, in these energy-challenged times, Congress should send a message to the market that it is prudent to invest in domestic wind and renewable energy. This important program should be renewed and extended until 2015 to provide the necessary stability to the private sector to plan and finance renewable energy projects; now, therefore, be it

Resolved by the House of Representatives, That we urge the United States Congress to renew for an extended period of time the federal Production Tax Credit to promote wind and renewable energy; and be it further

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

The resolution was referred to the Committee on Energy and Technology.

Reps. Accavitti, Ball, Bieda, Booher, Brandenburg, Brown, Byrnes, Caul, Condino, Constan, Dean, Farrah, Gonzales, Hammel, Hammon, Huizenga, Robert Jones, Lahti, Kathleen Law, LeBlanc, Lemmons, Marleau, Meadows, Meekhof, Moolenaar, Palmer, Polidori, Sak, Shaffer, Sheltroun, Alma Smith, Spade, Stahl, Tobocman, Vagnozzi, Valentine, Wojno, Bauer, Clack, Cushingberry, Leland and Melton offered the following resolution:

House Resolution No. 260.

A resolution declaring January 30 through February 3, 2008, as American Power Boat Association Days in Michigan.

Whereas, The American Power Boat Association has been based in Eastpointe for over twenty-five years; and

Whereas, The American Power Boat Association is the only internationally recognized power boat racing sanctioning body in America; and

Whereas, The American Power Boat Association National Meeting is being held at the Westin Hotel in Romulus; and
Whereas, Our state has been integrally linked to power boat racing through people such as Michigan native, Clark Sintz, the Grand Rapids inventor who received patents for the earliest 2-cycle and 4-cycle marine engines in the 1890s in Michigan; and

Whereas, Fifteen American Power Boat Association sanctioned races take place in our state every year with events from in Cheboygan to North American Championships in Bay City, World Championships in Trenton; and

Whereas, The prestigious Gold Cup will be held on the Detroit River for the 100th time in July of 2008; and

Whereas, The American Power Boat Association is an integral part of our tourism industry in this state, bringing in exciting, family-oriented events that highlight our water wonderland; now, therefore, be it

Resolved by the House of Representatives, That the members of this legislative body declare January 30 through February 3, 2008 as American Power Boat Association Days in Michigan; and be it further

Resolved, That a copy of this resolution be transmitted to Governor Granholm and Members of the Legislature.

Pending the reference of the resolution to a committee,

Rep. Angerer moved that Rule 71 be suspended and the resolution be considered at this time.

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

The question being on the adoption of the resolution,

The resolution was adopted.

Reps. Brown, Espinoza, Accavitti, Ball, Bieda, Booher, Brandenburg, Byrnes, Caul, Constan, Dean, Farrah, Gonzales, Green, Hammel, Hammon, Horn, Huizenga, Robert Jones, Lahti, Kathleen Law, LeBlanc, Lemmons, Marleau, Meadows, Moolenaar, Palmer, Polidori, Rocca, Sak, Scott, Sheltroun, Alma Smith, Spade, Stahl, Tobocman, Vagnozzi, Valentine, Wojno, Bauer, Clack, Cushingberry, Ebli, Johnson, Leland and Melton offered the following concurrent resolution:

House Concurrent Resolution No. 69.

A concurrent resolution to urge the United States Congress to renew for an extended period the federal Production Tax Credit to promote wind and renewable energy.

Whereas, Expanding domestically produced clean renewable energy is key to the future well being of Americans and the strength of the American economy. Renewable energy enhances national security by reducing dependence on foreign energy supplies, decreases environmental impacts compared to traditional energy production, helps mitigate climate change, and stimulates state and local economies; and

Whereas, Since its inception, the federal Energy Production Tax Credit (PTC) Program has been a key component in the expansion of renewable wind development across the country. The United States Congress established the PTC Program in the Energy Policy Act of 1992, to provide an inflation-adjusted 1.5 cents per kilowatt hour tax credit for electrical energy produced from new wind turbines. In 2004, the Congress expanded the credit to other renewable energy technologies, including solar, geothermal, small irrigation power, landfill gas, and biomass. A recently released study by the University of Minnesota concluded that the single most important federal incentive to invest in wind is the federal PTC; and

Whereas, Since first enacted, the PTC has been renewed or extended on five occasions. The original PTC program expired in June 1999 and was renewed in December 1999 for a two-year period. The credit expired and was renewed again in 2002 and 2004. In 2005, and most recently in 2006, the PTC was extended before it was allowed to expire; and

Whereas, The short term, start-and-stop status of the PTC discourages utilities, developers, and manufacturers from maximizing the full potential of wind and other renewable energies. Data shows that when the PTC is allowed to expire, construction of new wind farms drops precipitously. When it expired in 2003, wind development dropped by 75 percent the next year. Many wind projects have been delayed or cancelled due to uncertainty about the PTC. Failure to extend the PTC Program means that contracts will be put on hold, workers will be laid off, and the growing momentum toward developing renewable energy markets will be brought to a halt. Clearly, in these energy-challenged times, Congress should send a message to the market that it is prudent to invest in domestic wind and renewable energy. This important program should be renewed and extended until 2015 to provide the necessary stability to the private sector to plan and finance renewable energy projects; now, therefore, be it

Resolved by the House of Representatives (the Senate concurring), That we urge the United States Congress to renew for an extended period of time the federal Production Tax Credit to promote wind and renewable energy; and be it further

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

The concurrent resolution was referred to the Committee on Energy and Technology.

Announcement by the Clerk of Printing and Enrollment

The Clerk announced that the following Senate bill had been received on Tuesday, January 29:

Senate Bill No. 568

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

Senate Bill Nos. 1063 1064 1065

Reports of Standing Committees

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

House Bill No. 4872, entitled

A bill to amend 1931 PA 328, entitled "The Michigan penal code," (MCL 750.1 to 750.568) by adding section 135a.

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. Condino, Coulouris, Bieda, Corriveau, Meadows, Meisner, Scott, Warren, Schuitmaker, David Law, Stakoe and Rick Jones

Nays: None

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

House Bill No. 4873, entitled

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending section 16g of chapter XVII (MCL 777.16g), as amended by 2002 PA 630.

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. Condino, Coulouris, Bieda, Corriveau, Meadows, Meisner, Scott, Warren, Schuitmaker, David Law, Stakoe and Rick Jones

Nays: None

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

House Bill No. 5041, entitled

A bill to amend 1931 PA 328, entitled "The Michigan penal code," by amending section 520c (MCL 750.520c), as amended by 2006 PA 171.

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

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

Favorable Roll Call

To Report Out:

Yeas: Reps. Condino, Coulouris, Bieda, Corriveau, Meadows, Meisner, Virgil Smith, Warren, Schuitmaker, David Law, Stakoe and Rick Jones

Nays: None

COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Wednesday, January 30, 2008

Present: Reps. Condino, Coulouris, Bieda, Corriveau, Meadows, Meisner, Scott, Virgil Smith, Warren, Schuitmaker, David Law, Stakoe and Rick Jones

Absent: Reps. Elsenheimer and Rocca

Excused: Reps. Elsenheimer and Rocca

The Committee on Military and Veterans Affairs and Homeland Security, by Rep. Polidori, Chair, reported
House Bill No. 5189, entitled

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending sections 43537, 74117, and 83106 (MCL 324.43537, 324.74117, and 324.83106), section 43537 as amended by 1996 PA 585, section 74117 as amended by 2006 PA 477, and section 83106 as amended by 2004 PA 587.

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

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

Favorable Roll Call

To Report Out:

Yeas: Reps. Polidori, Brown, Dean, Lemmons, Sheltroun, Emmons, Garfield and Horn

Nays: None

The Committee on Military and Veterans Affairs and Homeland Security, by Rep. Polidori, Chair, reported
House Bill No. 5632, entitled

A bill to provide for family military leave from employment for certain relatives of an individual called to active military service; to prohibit retaliation; and to prescribe remedies.

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. Polidori, Brown, Dean, Lemmons, Sheltroun, Emmons, Garfield and Horn

Nays: None

The Committee on Military and Veterans Affairs and Homeland Security, by Rep. Polidori, Chair, reported
Senate Bill No. 751, entitled

A bill to amend 1984 PA 431, entitled "The management and budget act," by amending section 261 (MCL 18.1261), as amended by 2006 PA 622.

Without amendment and with the recommendation that the bill pass.

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

Favorable Roll Call

To Report Out:

Yeas: Reps. Polidori, Brown, Dean, Lemmons, Sheltroun, Emmons, Garfield and Horn

Nays: None

COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Wednesday, January 30, 2008

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

Absent: Rep. Pastor

Excused: Rep. Pastor

COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Wednesday, January 30, 2008

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

Absent: Reps. Jackson and Caul
Excused: Reps. Jackson and Caul

Messages from the Senate

Senate Bill No. 568, entitled

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

The Senate has passed the bill.

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

Introduction of Bills

Reps. Young, Jackson and Scott introduced

House Bill No. 5670, entitled

A bill to amend 1999 PA 212, entitled "An act to restrict certain governmental entities from requiring individuals to reside within certain geographic areas or specified distances or travel times from their place of employment as a condition of employment or promotion," by amending section 2 (MCL 15.602).

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

Rep. Johnson introduced

House Bill No. 5671, entitled

A bill to amend 1999 PA 212, entitled "An act to restrict certain governmental entities from requiring individuals to reside within certain geographic areas or specified distances or travel times from their place of employment as a condition of employment or promotion," by amending section 2 (MCL 15.602).

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

Reps. Knollenberg, Dean, Moss, Hoogendyk, Shaffer, Palmer and Agema introduced

House Bill No. 5672, entitled

A bill to amend 1964 PA 154, entitled "Minimum wage law of 1964," by amending section 14 (MCL 408.394), as amended by 2006 PA 373.

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

Rep. David Law introduced

House Bill No. 5673, entitled

A bill to amend 1978 PA 368, entitled "Public health code," by amending section 7212 (MCL 333.7212), as amended by 2002 PA 710.

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

Rep. Cushingberry introduced

House Bill No. 5674, entitled

A bill to make, supplement, and adjust appropriations for various state departments and agencies for the fiscal year ending September 30, 2009; and to provide for the expenditure of the appropriations.

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

Announcements by the Clerk

January 29, 2008

Received from the Auditor General a copy of the following audit report and/or report summary:
Performance audit of Commercial Vehicle Enforcement, Michigan Department of State Police, January 2008.

Richard J. Brown
Clerk of the House

Rep. Schuitmaker moved that the House adjourn.
The motion prevailed, the time being 2:55 p.m.

The Speaker Pro Tempore declared the House adjourned until Thursday, January 31, at 12:00 Noon.

RICHARD J. BROWN
Clerk of the House of Representatives

