

**No. 45**  
**STATE OF MICHIGAN**  
**JOURNAL**  
**OF THE**  
**House of Representatives**  
**90th Legislature**  
**REGULAR SESSION OF 1999**

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House Chamber, Lansing, Wednesday, May 19, 1999.

12:05 a.m.

The House was called to order by Associate Speaker Pro Tempore Scranton.

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

Allen—present	Frank—present	Kuipers—present	Rison—present
Baird—present	Garcia—present	Kukuk—present	Rivet—present
Basham—present	Garza—present	LaForge—present	Rocca—present
Birkholz—present	Geiger—present	LaSata—present	Sanborn—present
Bisbee—present	Gielegem—present	Law—present	Schauer—present
Bishop—present	Gilbert—present	Lemmons—present	Schermesser—present
Bogardus—present	Godchaux—present	Lockwood—present	Scott—present
Bovin—present	Gosselin—present	Mans—excused	Scranton—present
Bradstreet—present	Green—present	Martinez—present	Shackleton—present
Brater—present	Hager—present	Mead—present	Sheltrown—present
Brewer—present	Hale—present	Middaugh—present	Shulman—present
Brown, Bob—present	Hanley—present	Minore—present	Spade—present
Brown, Cameron—present	Hansen—present	Mortimer—present	Stallworth—present
Byl—present	Hardman—present	Neumann—present	Stamas—present
Callahan—present	Hart—present	O’Neil—present	Switalski—present
Cassis—present	Howell—present	Pappageorge—present	Tabor—present
Caul—present	Jacobs—present	Patterson—present	Tesanovich—present
Cherry—present	Jamnick—present	Perricone—present	Thomas—present
Clark—present	Jansen—present	Pestka—present	Toy—present
Clarke—present	Jelinek—present	Price—present	Vander Roest—present
Daniels—present	Jellema—present	Prusi—present	Van Woerkom—present
DeHart—present	Johnson, Rick—present	Pumford—present	Vaughn—present
Dennis—present	Johnson, Ruth—present	Quarles—present	Year—present
DeRossett—present	Julian—present	Raczkowski—present	Voorhees—present
DeVuyst—present	Kelly—excused	Reeves—present	Wojno—present
DeWeese—present	Kilpatrick—present	Richardville—present	Woodward—present
Ehardt—present	Koetje—present	Richner—present	Woronchak—present
Faunce—present	Kowall—present		

e/d/s = entered during session

Alan Cropsey, former State Representative from the 86th District, offered the following invocation:

“Dear Lord God, we just look into the Psalms this morning and we realize that You demand of us righteousness in our dealings with each other, and grace and mercy with one another. I just pray, Lord, that we will keep these things in mind as the deliberations go on this day. We ask this in the name of Our Lord and Savior Jesus Christ. Amen.”

Rep. Scott moved that Reps. Kelly and Mans be excused from today’s session.  
The motion prevailed.

### Third Reading of Bills

#### House Bill No. 4530, 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; to provide for the forfeiture of firearms possessed in violation of this act; to provide immunity from civil liability under certain circumstances; to prescribe the powers and duties of certain state and local agencies; and to repeal all acts and parts of acts inconsistent with the provisions of this act,” by amending the title and sections 1, 8, 12, 12a, and 14 (MCL 28.421, 28.428, 28.432, 28.432a, and 28.434), the title as amended by 1990 PA 320 and section 1 as amended by 1992 PA 219, and by adding sections 1a, 2a, 5, 5a, 5b, 5c, 5d, 5e, 5f, 5g, 5h, 5i, 5j, 5k, 5l, 5m, and 5n; and to repeal acts and parts of acts.

(The bill was read a third time and postponed temporarily on May 18, see House Journal No. 44, p. 886.)

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. 384

#### Yeas—72

Allen	Geiger	Mead	Schauer
Basham	Gilbert	Middaugh	Schermesser
Birkholz	Gosselin	Mortimer	Scranton
Bishop	Green	Neumann	Shackleton
Bovin	Hager	O’Neil	Sheltrown
Bradstreet	Hart	Pappageorge	Shulman
Brown, B.	Howell	Patterson	Spade
Brown, C.	Jansen	Perricone	Stamas
Cassis	Jelinek	Pestka	Tabor
Caul	Jellema	Prusi	Tesanovich
DeHart	Johnson, Rick	Pumford	Toy
DeRossett	Johnson, Ruth	Rackowski	Van Woerkom
DeVuyst	Julian	Reeves	Vander Roest
DeWeese	Koetje	Richardville	Vaughn
Ehardt	Kowall	Richner	Vear
Faunce	Kuipers	Rivet	Voorhees
Frank	Kukuk	Rocca	Wojno
Garcia	LaSata	Sanborn	Woronchak

#### Nays—35

Baird	Clarke, H.	Hardman	Price
Bisbee	Daniels	Jacobs	Quarles
Bogardus	Dennis	Jamnack	Rison
Brater	Garza	Kilpatrick	Scott
Brewer	Gielegem	LaForge	Stallworth
Byl	Godchaux	Lemmons	Switalski

Callahan  
Cherry  
Clark, I.

Hale  
Hanley  
Hansen

Lockwood  
Martinez  
Minore

Thomas  
Woodward

In The Chair: Scranton

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

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

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; to provide for the forfeiture of firearms possessed in violation of this act; to provide immunity from civil liability under certain circumstances; to prescribe the powers and duties of certain state and local agencies; and to repeal all acts and parts of acts inconsistent with the provisions of this act," by amending the title and sections 1, 8, 12, 12a, and 14 (MCL 28.421, 28.428, 28.432, 28.432a, and 28.434), the title as amended by 1990 PA 320 and section 1 as amended by 1992 PA 219, and by adding sections 1a, 2a, 5, 5a, 5b, 5c, 5d, 5e, 5f, 5g, 5h, 5i, 5j, 5k, 5l, 5m, 5n, and 5o; and to repeal acts and parts of acts.

The motion prevailed.

The House agreed to the title as amended.

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

The question being on the motion by Rep. Raczkowski,

Rep. Kilpatrick demanded the yeas and nays.

The demand was supported.

The question being on the motion by Rep. Raczkowski,

The motion did not prevail, 2/3 of the members serving not voting therefor, by yeas and nays, as follows:

### Roll Call No. 385

### Yeas—61

Allen	Faunce	Kowall	Rocca
Basham	Garcia	Kuipers	Sanborn
Birkholz	Geiger	Kukuk	Schermesser
Bisbee	Gilbert	LaSata	Scranton
Bishop	Gosselin	Mead	Shackleton
Bovin	Green	Middaugh	Sheltrown
Bradstreet	Hart	Mortimer	Shulman
Brown, B.	Howell	O'Neil	Stamas
Brown, C.	Jansen	Pappageorge	Tabor
Cassis	Jelinek	Patterson	Toy
Caul	Jellema	Perricone	Van Woerkom
DeHart	Johnson, Rick	Pumford	Vander Roest
DeRossett	Johnson, Ruth	Raczkowski	Vear
DeVuyst	Julian	Richardville	Voorhees
DeWeese	Koetje	Richner	Woronchak
Ehardt			

### Nays—41

Baird	Garza	Kilpatrick	Rivet
Bogardus	Gielegem	LaForge	Schauer
Brater	Godchaux	Lemmons	Scott
Brewer	Hager	Lockwood	Spade
Byl	Hale	Martinez	Stallworth
Callahan	Hanley	Minore	Switalski
Cherry	Hansen	Price	Tesanovich
Clark, I.	Hardman	Quarles	Thomas

Clarke, H.  
Daniels  
Dennis

Jacobs  
Jamnick

Reeves  
Rison

Wojno  
Woodward

In The Chair: Scranton

Rep. Cherry, having reserved the right to explain her protest against the passage of the bill, made the following statement:

“Mr. Speaker and members of the House:

I am voting no on this legislation because I have concerns about the inability of the gun board to have any discretion in making decisions regarding the issuance of concealed weapon permits. I believe there is a need to reform the permitting process, that the local gun board should be required to state the reason for denial and that the citizens should be able to appeal any decision of the board. However, I also believe that the Callahan amendment, which allows the board to use their judgement in considering an individual’s request should be included as an important component of this bill. If the Callahan amendment would have been adopted, I would have voted for HB 4530. Even though many argue that requirements of due process and appeal rights are not enough to change the way some gun boards operate, I think these changes will change gun board deliberations. I believe that we have a responsibility to require a fair and open process which guarantees the rights of our citizens. I believe that changes which require due process, an explanation of the gun board’s decision and the right to appeal, meet those requirements. I also believe that such requirements will force gun boards which operate in an arbitrary manner to change their methods of decision-making or be faced with court decisions overturning their decisions. We should allow local boards some ability to fully consider the application and record before them, including knowledge the board may have about the applicant from credible sources. That’s all the Callahan amendment would do. It is how Macomb County, the county which every group points to as THE county which is fair and consistent, operates.

In conclusion, I believe there is a need to reform the concealed weapons permitting process. We should have a fair method which recognizes the rights of Michigan’s citizens to carry a weapon but also protects the safety of all of Michigan’s citizens. I do not believe that HB 4530 as it is currently before this legislature, accomplishes this goal. It is unfortunate that members who are supporting HB 4530 would not consider the Callahan amendment because this amendment would have addressed my concern. Since this amendment was not placed on this bill, I am voting no on HB 4530.”

Rep. Jamnick, having reserved the right to explain her protest against the passage of the bill, made the following statement:

“Mr. Speaker and members of the House:

When discussions began it was said, this was a ‘lesson learned from Columbine, Colorado’. The lesson I heard was that our world/country needs to return to patience, understanding and a respect for one another.

Totally arming ourselves cannot be a solution to finding a sense of safety. Continually seeing signs warning of concealed weapons, metal detectors, etc. All we do is reinforce on a daily basis we are not safe . . . at work, play or in our homes.

There are respectful gun owners. I don’t feel what we are doing with this legislation ensures their respectful number will be growing.

Within the last 2 years, cable T.V. had a program ‘5 children, 5 guns’ . . . it was one of the saddest programs I have ever seen. Those 5 guns were rightfully owned by 5 family members one of which was a police officer and resulted in the loss of 5 young family members, tragically.

I respect everyone here and your vote representing your constituency. I respectfully will vote no for the majority of my constituency.”

Rep. Clarke, 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 oppose this bill largely because it would diminish the discretion of prosecutors to regulate gun use.”

Rep. Callahan, 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:

A.) It does not allow for ‘Questionable Individuals’ under a ‘catch-all’ clause to a ‘MAY’ issue with a right to appeal.

B.) It exempts ‘Trainer Liability’.

C.) Need to add ‘Self Defense’ to the list of reasons for issue of need.

D.) Should be on state-wide referendum. The people should decide.

E.) Weapon size should be limited to 12” overall.”

Rep. Dennis, having reserved the right to explain her protest against the passage of the bill, made the following statement:

“Mr. Speaker and members of the House:

First, the bill does not give the local gun board an out to denying a permit under a ‘catch-all’ clause if the individual seeking the permit has a questionable past while there is no paper trail that might disqualify him or her.

Second, it exempts all ‘trainers’ from liability.

Third, it does not add ‘self-defense’ to the list of reasons for issue of need.

Fourth, the people of Michigan were denied the right to decide the issue at the ballot box.

Last, when most people think of a pistol, they do not think of one being ‘30 inches’ in length. The amendment to reduce the size to 12 inches should have been passed.”

Rep. Bogardus, having reserved the right to explain her protest against the passage of the bill, made the following statement:

“Mr. Speaker and members of the House:

I voted no on HB 4530 because it is not a bill about gun ownership. It is a bill that allows guns to be carried in churches, schools and day care centers. Under this bill gun boards will be forced to issue permits to anyone. That is why prosecutors have asked to be taken off gun boards if this legislation passes. This is dangerous legislation it is not about recreational gun use.”

Rep. Switalski, 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:

Macomb county is unique among Michigan’s 3 counties in its administration of CCW permits. We issue almost half of all the permits issued in the entire state. Advocates of more permissive CCW laws embodied in this bill cite Macomb as the model for the rest of the state.

But Macomb does not support his bill. County Prosecutor Carl Marlinga, who chairs the Macomb Gun Board, asked for several amendments to allow the Macomb Board to continue to function as it has for the last 3 years. Without some discretion on the part of the local board, without some local control, prosecutors, police, and local government oppose the bill.

This legislation rejected amendments to provide for local discretion and control. The state will now impose a uniform policy on all 83 counties, rural and urban, rich and poor, regardless of circumstance and tradition. This strips away the local power that up to now was able to take account of local circumstances in exercising judgements. We need more local judgement and discretion, not less, when determining who is permitted to carry concealed weapons in our society.”

## Second Reading of Bills

### House Bill No. 4647, 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; to provide for the forfeiture of firearms possessed in violation of this act; to provide immunity from civil liability under certain circumstances; to prescribe the powers and duties of certain state and local agencies; and to repeal all acts and parts of acts inconsistent with the provisions of this act,” by amending sections 2 and 6 (MCL 28.422 and 28.426), as amended by 1994 PA 338.

(The bill was read a second time, substitute (H-1) adopted, amendment offered and bill postponed for the day on May 13, see House Journal No. 43, p. 834.)

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

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

### Roll Call No. 386

### Yeas—58

Allen	Faunce	Koetje	Rivet
Basham	Frank	Kowall	Rocca
Birkholz	Garcia	Kuipers	Sanborn
Bisbee	Geiger	Kukuk	Schermesser
Bishop	Gilbert	LaSata	Shackleton
Bradstreet	Gosselin	Middaugh	Sheltrown
Brown, B.	Green	Mortimer	Shulman

Brown, C.	Hager	Neumann	Stamas
Cassis	Hart	Pappageorge	Tabor
Caul	Howell	Patterson	Toy
DeHart	Jansen	Perricone	Vander Roest
DeRossett	Jelinek	Raczkowski	Vear
DeVuyst	Johnson, Rick	Richardville	Voorhees
DeWeese	Johnson, Ruth	Richner	Woronchak
Ehardt	Julian		

**Nays—49**

Baird	Gielegem	Lockwood	Schauer
Bogardus	Godchaux	Martinez	Scott
Bovin	Hale	Mead	Scranton
Brater	Hanley	Minore	Spade
Brewer	Hansen	O'Neil	Stallworth
Byl	Hardman	Pestka	Switalski
Callahan	Jacobs	Price	Tesanovich
Cherry	Jamnick	Prusi	Thomas
Clark, I.	Jellema	Pumford	Van Woerkom
Clarke, H.	Kilpatrick	Quarles	Vaughn
Daniels	LaForge	Reeves	Wojno
Dennis	Lemmons	Rison	Woodward
Garza			

In The Chair: Scranton

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

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

Rep. Raczkowski 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. 4647, 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; to provide for the forfeiture of firearms possessed in violation of this act; to provide immunity from civil liability under certain circumstances; to prescribe the powers and duties of certain state and local agencies; and to repeal all acts and parts of acts inconsistent with the provisions of this act," by amending sections 2 and 6 (MCL 28.422 and 28.426), as amended by 1994 PA 338.

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

**Roll Call No. 387****Yeas—74**

Allen	Frank	LaSata	Schermesser
Basham	Garcia	Mead	Shackleton
Birkholz	Geiger	Middaugh	Sheltrown
Bisbee	Gilbert	Mortimer	Shulman
Bishop	Gosselin	Neumann	Spade
Bovin	Green	Pappageorge	Stallworth

Bradstreet	Hager	Patterson	Stamas
Brown, B.	Hart	Perricone	Switalski
Brown, C.	Howell	Pestka	Tabor
Cassis	Jansen	Prusi	Tesanovich
Caul	Jelinek	Pumford	Toy
Clarke, H.	Jellema	Raczkowski	Van Woerkom
Daniels	Johnson, Rick	Reeves	Vander Roest
DeHart	Johnson, Ruth	Richardville	Vaughn
DeRossett	Julian	Richner	Vear
DeVuyst	Koetje	Rivet	Voorhees
DeWeese	Kowall	Rocca	Wojno
Ehardt	Kuipers	Sanborn	Woronchak
Faunce	Kukuk		

### Nays—32

Baird	Garza	Jamnick	Price
Brater	Gielegem	Kilpatrick	Quarles
Brewer	Godchaux	LaForge	Rison
Byl	Hale	Lemmons	Schauer
Callahan	Hanley	Lockwood	Scott
Cherry	Hansen	Martinez	Scranton
Clark, I.	Hardman	Minore	Thomas
Dennis	Jacobs	O'Neil	Woodward

In The Chair: Scranton

The House agreed to the title of the bill.

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

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

Reps. Martinez, Brater, Thomas, Lemmons, Cherry, Rison, Baird, Hardman, Jacobs and Clark moved that their names be removed as co-sponsors of the bill.

The motion prevailed.

Rep. Dennis, having reserved the right to explain her protest against the passage of the bill, made the following statement:

“Mr. Speaker and members of the House:

Amendment number three offered by Rep. Bradstreet gutted the bill. Therefor, I could not support the bill, because it lowered its original intent from 21 to 18 with a high school diploma!”

Rep. Schauer, 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 respectfully request to explain my no vote on House Bill 4647 (H-1) as amended by the Bradstreet amendment.

This bill was originally introduced, and supported by the Speaker, to increase the age to 21 years old for purchasing, carrying, or transporting a pistol. I supported this purpose, especially in light of the recent tragedy in Littleton, Colorado, and others in which young people have accessed guns and committed fatal crimes.

Maturity and experience are factors in issuing drivers licenses in Michigan. So too should they be in issuing licenses to purchase, carry, and transport handguns.

My no vote is not an anti-handgun vote nor is it a vote against those under age 21. It merely recognizes the need for caution and great care in issuing handgun licenses.”

Rep. Callahan, 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:

By putting on the Bradstreet amendment, it stripped the intent of keeping guns away from teens.”

Rep. Minore, 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:

As proposed, the bill would have made it illegal for young people ages 18-21 to purchase firearms. The bill was amended to essentially thwart the original purpose, and to allow most 18, 19 and 20 year olds free reign to purchase, carry, possess or sell firearms in direct contradiction of the original purpose.”

Rep. Gielegheem, 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:

House Bill 4647 was introduced with the intent of changing the law to require a Michigan resident to have arrived at 21 years of age. Amendments proposed on the House floor completely changed the intent of the legislation. If our efforts are to remove guns from our classrooms and ensure that people who have guns are indeed responsible gun owners, this legislation is inadequate.”

Rep. Hanley, 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 4647 because the legislation which passed at the end of the day is not the same as the legislation which came before us at the beginning of the day. The bill as introduced raised the age limit for purchasing a handgun to 21. I supported this bill in the spirit in which it was introduced—as an effort to better ensure that young people who buy guns are mature enough to handle them responsibly. However, an amendment added on the House floor before final passage gutted the original bill by effectively keeping the age limit at 18. Because this amendment was added I could not, in good conscience, lend support to the bill on its final passage.”

Rep. Woodward, 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:

The legislative intent of HB 4647 was to keep guns out of our schools. I believe that before Amendment No. 3 offered by Rep. Bradstreet was narrowly passed, HB 4647 would have met this objective. I would have voted yes if this was the case. But, Amendment No. 3 allows for 18 to 19 year olds to purchase handguns as long as they have a high school diploma, GED, or its equivalent. I cannot in the best interest of my district vote to support this legislation. We continue to support the principle that no one under the age of 21 should be able to purchase alcohol, because of the maturity and good judgement that is necessary when choosing to drink. At minimum, that same maturity and good judgement is necessary when making the decision to purchase and use a handgun.”

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Rep. DeWeese asked and obtained a temporary excuse from today’s session.

### **Second Reading of Bills**

#### **House Bill No. 4532, entitled**

A bill to amend 1931 PA 328, entitled “The Michigan penal code,” by amending section 231a (MCL 750.231a). (The bill was read a second time and postponed temporarily on May 18, see House Journal No. 44, p. 844.)

Rep. Brater moved to amend the bill as follows:

1. Amend page 3, line 9, by striking out all of enacting section 2.

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

Rep. Brater demanded the yeas and nays.

The demand was supported.



The question being on the adoption of the amendment offered by Rep. Brater,  
The amendment was not adopted, a majority of the members serving not voting therefor, by yeas and nays, as follows:

**Roll Call No. 388****Yeas—37**

Baird	Dennis	Kilpatrick	Rison
Bogardus	Garza	LaForge	Schauer
Brater	Gielegem	Lemmons	Scott
Brewer	Godchaux	Lockwood	Stallworth
Byl	Hale	Martinez	Switalski
Callahan	Hansen	Minore	Tesanovich
Cherry	Hardman	Prusi	Thomas
Clark, I.	Jacobs	Quarles	Vaughn
Clarke, H.	Jamnick	Reeves	Woodward
Daniels			

**Nays—67**

Allen	Garcia	Kukuk	Sanborn
Basham	Geiger	LaSata	Schermesser
Birkholz	Gilbert	Mead	Scranton
Bisbee	Gosselin	Middaugh	Shackleton
Bishop	Green	Mortimer	Sheltrown
Bovin	Hager	Neumann	Shulman
Bradstreet	Hart	O'Neil	Spade
Brown, B.	Howell	Pappageorge	Stamas
Brown, C.	Jansen	Patterson	Tabor
Cassis	Jelinek	Perricone	Toy
Caul	Jellema	Pestka	Van Woerkom
DeHart	Johnson, Rick	Pumford	Vander Roest
DeRossett	Johnson, Ruth	Raczkowski	Vear
DeVuyst	Julian	Richardville	Voorhees
Ehardt	Koetje	Richner	Wojno
Faunce	Kowall	Rivet	Woronchak
Frank	Kuipers	Rocca	

In The Chair: Scranton

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

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

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

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

Rep. LaForge asked and obtained an excuse from the balance of today's session.

By unanimous consent the House returned to the order of

**Third Reading of Bills****House Bill No. 4532, entitled**

A bill to amend 1931 PA 328, entitled "The Michigan penal code," by amending section 231a (MCL 750.231a).

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

**Roll Call No. 389****Yeas—80**

Allen	Garcia	LaSata	Schauer
Basham	Geiger	Lemmons	Schermesser
Birkholz	Gielegem	Mead	Scranton
Bisbee	Gilbert	Middaugh	Shackleton
Bishop	Gosselin	Mortimer	Sheltrown
Bovin	Green	Neumann	Shulman
Bradstreet	Hager	O'Neil	Spade
Brown, B.	Hansen	Pappageorge	Stamas
Brown, C.	Hart	Patterson	Switalski
Byl	Howell	Perricone	Tabor
Callahan	Jansen	Pestka	Tesanovich
Cassis	Jelinek	Prusi	Toy
Caul	Jellema	Pumford	Van Woerkom
Cherry	Johnson, Rick	Raczkowski	Vander Roest
DeHart	Johnson, Ruth	Reeves	Vaughn
DeRossett	Julian	Richardville	Vear
DeVuyst	Koetje	Richner	Voorhees
Ehardt	Kowall	Rivet	Wojno
Faunce	Kuipers	Rocca	Woodward
Frank	Kukuk	Sanborn	Woronchak

**Nays—25**

Baird	Dennis	Jacobs	Price
Bogardus	Garza	Jamnick	Quarles
Brater	Godchaux	Kilpatrick	Rison
Brewer	Hale	Lockwood	Scott
Clark, I.	Hanley	Martinez	Stallworth
Clarke, H.	Hardman	Minore	Thomas
Daniels			

In The Chair: Scranton

The House agreed to the title of the bill.

Rep. Raczkowski 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. 4533, 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; to provide for the forfeiture of firearms possessed in violation of this act; to provide immunity from civil liability under certain circumstances; to prescribe the powers and duties of certain state and local agencies; and to repeal all acts and parts of acts inconsistent with the provisions of this act," (MCL 28.421 to 28.434) by amending the title, as amended by 1990 PA 320, and by adding section 1b.

(The bill was read a second time and postponed temporarily on May 18, see House Journal No. 44, p. 844.)

Rep. Brater moved to amend the bill as follows:

1. Amend page 3, line 3, by striking out all of enacting section 2.

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

Rep. Brater demanded the yeas and nays.

The demand was supported.

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

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

**Roll Call No. 390****Yeas—33**

Baird	Dennis	Jamnick	Quarles
Bogardus	Garza	Kilpatrick	Rison
Brater	Gielegem	Lemmons	Scott
Byl	Godchaux	Lockwood	Stallworth
Callahan	Hanley	Martinez	Tesanovich
Cherry	Hansen	Minore	Thomas
Clark, I.	Hardman	Price	Vaughn
Clarke, H.	Jacobs	Prusi	Woodward
Daniels			

**Nays—71**

Allen	Garcia	Kukuk	Sanborn
Basham	Geiger	LaSata	Schauer
Birkholz	Gilbert	Mead	Schermesser
Bisbee	Gosselin	Middaugh	Scranton
Bishop	Green	Mortimer	Shackleton
Bovin	Hager	Neumann	Sheltrown
Bradstreet	Hale	O'Neil	Shulman
Brewer	Hart	Pappageorge	Spade
Brown, B.	Howell	Patterson	Stamas
Brown, C.	Jansen	Perricone	Switalski
Cassis	Jelinek	Pestka	Toy
Caul	Jellema	Pumford	Van Woerkom
DeHart	Johnson, Rick	Raczkowski	Vander Roest
DeRossett	Johnson, Ruth	Reeves	Vear
DeVuyst	Julian	Richardville	Voorhees
Ehardt	Koetje	Richner	Wojno
Faunce	Kowall	Rivet	Woronchak
Frank	Kuipers	Rocca	

In The Chair: Scranton

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

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

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

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

Rep. Price asked and obtained an excuse from the balance of today's session.

By unanimous consent the House returned to the order of

**Third Reading of Bills****House Bill No. 4533, 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; to provide for the forfeiture of firearms possessed in violation of this act; to provide immunity from civil liability under certain circumstances; to prescribe the powers and duties of certain state and local agencies; and to repeal all acts and parts of acts inconsistent with the provisions of this act," (MCL 28.421 to 28.434) by amending the title, as amended by 1990 PA 320, and by adding section 1b.

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

**Roll Call No. 391****Yeas—90**

Allen	Frank	Kukuk	Sanborn
Basham	Garcia	LaSata	Schauer
Birkholz	Geiger	Lemmons	Schermesser
Bisbee	Gielegem	Lockwood	Scranton
Bishop	Gilbert	Mead	Shackleton
Bovin	Godchaux	Middaugh	Sheltrown
Bradstreet	Gosselin	Minore	Shulman
Brewer	Green	Mortimer	Spade
Brown, B.	Hager	Neumann	Stallworth
Brown, C.	Hale	O'Neil	Stamas
Byl	Hansen	Pappageorge	Switalski
Callahan	Hart	Patterson	Tabor
Cassis	Howell	Perricone	Tesanovich
Caul	Jansen	Pestka	Toy
Cherry	Jelinek	Prusi	Van Woerkom
Clarke, H.	Jellema	Pumford	Vander Roest
Daniels	Johnson, Rick	Raczkowski	Vaughn
DeHart	Johnson, Ruth	Reeves	Vear
Dennis	Julian	Richardville	Voorhees
DeRossett	Kilpatrick	Richner	Wojno
DeVuyst	Koetje	Rivet	Woodward
Ehardt	Kowall	Rocca	Woronchak
Faunce	Kuipers		

**Nays—12**

Baird	Garza	Jacobs	Rison
Brater	Hanley	Martinez	Scott
Clark, I.	Hardman	Quarles	Thomas

In The Chair: Scranton

The House agreed to the title of the bill.

Rep. Raczkowski 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. 4534, entitled**

A bill to amend 1931 PA 328, entitled "The Michigan penal code," by amending section 239 (MCL 750.239).

The bill was read a second time.

Rep. Brater moved to amend the bill as follows:

1. Amend page 2, line 5, by striking out all of enacting section 2.

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

Rep. Brater demanded the yeas and nays.

The demand was supported.

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

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

**Roll Call No. 392****Yeas—33**

Baird	Dennis	Jacobs	Rison
Bogardus	Garza	Jamnack	Scott
Brater	Gielegem	Kilpatrick	Stallworth

Brewer	Godchaux	Lemmons	Switalski
Byl	Hale	Lockwood	Tesanovich
Callahan	Hanley	Martinez	Thomas
Clark, I.	Hansen	Minore	Vaughn
Clarke, H.	Hardman	Prusi	Woodward
Daniels			

**Nays—69**

Allen	Geiger	LaSata	Sanborn
Basham	Gilbert	Mead	Schauer
Birkholz	Gosselin	Middaugh	Schermesser
Bisbee	Green	Mortimer	Scranton
Bishop	Hager	Neumann	Shackleton
Bovin	Hart	O'Neil	Sheltrown
Bradstreet	Howell	Pappageorge	Shulman
Brown, B.	Jansen	Patterson	Spade
Brown, C.	Jelinek	Perricone	Stamas
Cassis	Jellema	Pestka	Tabor
Caul	Johnson, Rick	Pumford	Toy
DeHart	Johnson, Ruth	Raczkowski	Van Woerkom
DeRossett	Julian	Reeves	Vander Roest
DeVuyst	Koetje	Richardville	Vear
Ehardt	Kowall	Richner	Voorhees
Faunce	Kuipers	Rivet	Wojno
Frank	Kukuk	Rocca	Woronchak
Garcia			

In The Chair: Scranton

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

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

Rep. Raczkowski 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. 4534, entitled**

A bill to amend 1931 PA 328, entitled "The Michigan penal code," by amending section 239 (MCL 750.239).

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

**Roll Call No. 393****Yeas—88**

Allen	Frank	Kuipers	Rocca
Basham	Garcia	Kukuk	Sanborn
Birkholz	Geiger	LaSata	Schauer
Bisbee	Gielegem	Lemmons	Schermesser
Bishop	Gilbert	Lockwood	Scranton
Bogardus	Gosselin	Mead	Shackleton
Bovin	Green	Middaugh	Sheltrown
Bradstreet	Hager	Minore	Shulman
Brewer	Hale	Mortimer	Spade
Brown, B.	Hansen	Neumann	Stamas
Brown, C.	Hardman	O'Neil	Switalski
Byl	Hart	Pappageorge	Tabor

Callahan	Howell	Patterson	Tesanovich
Cassis	Jansen	Perricone	Toy
Caul	Jelinek	Pestka	Van Woerkom
Cherry	Jellema	Prusi	Vander Roest
Clark, I.	Johnson, Rick	Pumford	Vaughn
Daniels	Johnson, Ruth	Raczkowski	Vear
DeHart	Julian	Reeves	Voorhees
DeRossett	Kilpatrick	Richardville	Wojno
DeVuyst	Koetje	Richner	Woodward
Faunce	Kowall	Rivet	Woronchak

### Nays—10

Baird	Godchaux	Martinez	Scott
Brater	Hanley	Rison	Thomas
Clarke, H.	Jacobs		

In The Chair: Scranton

The House agreed to the title of the bill.  
 Rep. Raczkowski 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. 4535, entitled

A bill to amend 1931 PA 328, entitled "The Michigan penal code," by amending section 239 (MCL 750.239).  
 The bill was read a second time.

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

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

Rep. Raczkowski 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. 4535, entitled

A bill to amend 1931 PA 328, entitled "The Michigan penal code," by amending section 239 (MCL 750.239).  
 The bill was read a third time.

The question being on the passage of the bill,

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

The motion prevailed.

Rep. Scott moved that Rep. Vaughn be excused from the balance of today's session.

The motion prevailed.

### Second Reading of Bills

#### House Bill No. 4537, entitled

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending section 43513 (MCL 324.43513), as amended by 1998 PA 129.

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

The substitute (H-1) was adopted, a majority of the members serving voting therefor.  
 Rep. Ehardt moved that the bill be placed on the order of Third Reading of Bills.  
 The motion prevailed, a majority of the members voting therefor.  
 Rep. Raczkowski moved that the bill be placed on its immediate passage.  
 The motion prevailed, a majority of the members serving voting therefor.

Rep. Bogardus moved that Rep. Jamnick be excused from the balance of today’s session.  
 The motion prevailed.

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

**House Bill No. 4537, entitled**

A bill to amend 1994 PA 451, entitled “Natural resources and environmental protection act,” by amending section 43513 (MCL 324.43513), as amended by 1998 PA 129.

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

**Roll Call No. 394**

**Yeas—88**

Allen	Garcia	Kukuk	Rocca
Basham	Geiger	LaSata	Sanborn
Birkholz	Gielegem	Lemmons	Schauer
Bisbee	Gilbert	Lockwood	Schermesser
Bishop	Gosselin	Mead	Scranton
Bovin	Green	Middaugh	Shackleton
Bradstreet	Hager	Mortimer	Sheltrown
Brown, B.	Hale	Neumann	Shulman
Brown, C.	Hansen	O’Neil	Spade
Byl	Hardman	Pappageorge	Stallworth
Callahan	Hart	Patterson	Stamas
Cassis	Howell	Perricone	Switalski
Caul	Jansen	Pestka	Tabor
Cherry	Jelinek	Prusi	Tesanovich
Clark, I.	Jellema	Pumford	Toy
Daniels	Johnson, Rick	Quarles	Van Woerkom
DeHart	Johnson, Ruth	Raczkowski	Vander Roest
DeRossett	Julian	Reeves	Vear
DeVuyst	Kilpatrick	Richardville	Voorhees
Ehardt	Koetje	Richner	Wojno
Faunce	Kowall	Rison	Woodward
Frank	Kuipers	Rivet	Woronchak

**Nays—12**

Baird	Clarke, H.	Hanley	Minore
Brater	Garza	Jacobs	Scott
Brewer	Godchaux	Martinez	Thomas

In The Chair: Scranton

The House agreed to the title of the bill.

Rep. Raczkowski moved that the bill be given immediate effect.  
The motion prevailed, 2/3 of the members serving voting therefor.

Rep. Bogardus moved that Rep. Minore be excused from the balance of today's session.  
The motion prevailed.

The House returned to the consideration of  
**House Bill No. 4535, entitled**

A bill to amend 1931 PA 328, entitled "The Michigan penal code," by amending section 239 (MCL 750.239).  
(The bill was considered earlier today, see today's Journal, p. 904.)

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. 395****Yeas—77**

Allen	Geiger	Lemmons	Schauer
Basham	Gielegem	Lockwood	Schermesser
Birkholz	Gilbert	Mead	Scranton
Bisbee	Gosselin	Middaugh	Shackleton
Bishop	Green	Mortimer	Sheltrown
Bovin	Hager	Neumann	Shulman
Bradstreet	Hart	O'Neil	Spade
Brown, B.	Howell	Pappageorge	Stamas
Brown, C.	Jansen	Patterson	Switalski
Callahan	Jelinek	Perricone	Tabor
Cassis	Jellema	Pestka	Tesanovich
Caul	Johnson, Rick	Prusi	Toy
Cherry	Johnson, Ruth	Pumford	Van Woerkom
Clarke, H.	Julian	Raczkowski	Vander Roest
DeHart	Koetje	Richardville	Vear
DeRossett	Kowall	Richner	Voorhees
DeVuyst	Kuipers	Rivet	Wojno
Ehardt	Kukuk	Rocca	Woodward
Faunce	LaSata	Sanborn	Woronchak
Frank			

**Nays—23**

Baird	Daniels	Hanley	Reeves
Bogardus	Dennis	Hardman	Rison
Brater	Garcia	Jacobs	Scott
Brewer	Garza	Kilpatrick	Stallworth
Byl	Godchaux	Martinez	Thomas
Clark, I.	Hale	Quarles	

In The Chair: Scranton

The House agreed to the title of the bill.

Rep. Raczkowski 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. 4538, entitled

A bill to amend 1976 PA 267, entitled "Open meetings act," by amending section 8 (MCL 15.268), as amended by 1996 PA 464.

The bill was read a second time.

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

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

Rep. Raczkowski 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. 4538, entitled

A bill to amend 1976 PA 267, entitled "Open meetings act," by amending section 8 (MCL 15.268), as amended by 1996 PA 464.

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

#### Roll Call No. 396

#### Yeas—75

Allen	Garcia	Lemmons	Schermesser
Basham	Geiger	Mead	Scranton
Birkholz	Gilbert	Middaugh	Shackleton
Bisbee	Gosselin	Mortimer	Sheltrown
Bishop	Green	Neumann	Shulman
Bovin	Hager	O'Neil	Spade
Bradstreet	Hart	Pappageorge	Stamas
Brown, B.	Howell	Perricone	Switalski
Brown, C.	Jansen	Pestka	Tabor
Byl	Jelinek	Prusi	Tesanovich
Callahan	Jellema	Pumford	Toy
Cassis	Johnson, Rick	Raczkowski	Van Woerkom
Caul	Johnson, Ruth	Reeves	Vander Roest
DeHart	Julian	Richardville	Vear
DeRossett	Koetje	Richner	Voorhees
DeVuyst	Kowall	Rivet	Wojno
Ehardt	Kuipers	Rocca	Woodward
Faunce	Kukuk	Sanborn	Woronchak
Frank	LaSata	Schauer	

#### Nays—25

Baird	Daniels	Hanley	Martinez
Bogardus	Dennis	Hansen	Patterson
Brater	Garza	Hardman	Quarles
Brewer	Gielegem	Jacobs	Scott
Cherry	Godchaux	Kilpatrick	Stallworth
Clark, I.	Hale	Lockwood	Thomas
Clarke, H.			

The House agreed to the title of the bill.  
 Rep. Raczkowski 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. 4545, entitled

A bill to amend 1976 PA 442, entitled "Freedom of information act," by amending section 13 (MCL 15.243), as amended by 1996 PA 553.

The bill was read a second time.

Rep. Middaugh moved to amend the bill as follows:

1. Amend page 8, line 22, after "(Z)" by striking out the balance of the subdivision and inserting "ANY INFORMATION CONTAINED IN AN APPLICATION FOR A LICENSE TO CARRY A CONCEALED PISTOL OR IN A LICENSE TO CARRY A CONCEALED PISTOL THAT IDENTIFIES THE APPLICANT OR LICENSEE."

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

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

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

Rep. Raczkowski 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. 4545, entitled

A bill to amend 1976 PA 442, entitled "Freedom of information act," by amending section 13 (MCL 15.243), as amended by 1996 PA 553.

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

#### Roll Call No. 397

#### Yeas—58

Allen	Faunce	Kuipers	Rivet
Basham	Garcia	Kukuk	Rocca
Birkholz	Geiger	LaSata	Sanborn
Bisbee	Gilbert	Mead	Schermesser
Bishop	Gosselin	Middaugh	Scranton
Bovin	Green	Mortimer	Shackleton
Bradstreet	Hager	Neumann	Sheltrown
Brown, B.	Hart	O'Neil	Shulman
Brown, C.	Howell	Pappageorge	Tabor
Cassis	Jansen	Perricone	Toy
Caul	Jelinek	Pumford	Van Woerkom
DeHart	Johnson, Rick	Raczkowski	Vander Roest
DeRossett	Julian	Reeves	Vear
DeVuyst	Koetje	Richardville	Voorhees
Ehardt	Kowall		

#### Nays—43

Baird	Frank	Kilpatrick	Scott
Bogardus	Garza	Lemmons	Spade
Brater	Gielegem	Lockwood	Stallworth
Brewer	Godchaux	Martinez	Stamas

Byl	Hale	Patterson	Switalski
Callahan	Hanley	Pestka	Tesanovich
Cherry	Hansen	Prusi	Thomas
Clark, I.	Hardman	Quarles	Wojno
Clarke, H.	Jacobs	Richner	Woodward
Daniels	Jellema	Rison	Woronchak
Dennis	Johnson, Ruth	Schauer	

In The Chair: Scranton

The House agreed to the title of the bill.

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

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

Rep. Woronchak moved that his name be removed as co-sponsor of the bill.

\_\_\_\_\_

Rep. Bogardus, having reserved the right to explain her protest against the passage of the bill, made the following statement:

“Mr. Speaker and members of the House:

I voted no on HB 4545 because I believe the public needs to have information to prevent the fraud as was present in my county.”

Rep. Cherry, having reserved the right to explain her protest against the passage of the bill, made the following statement:

“Mr. Speaker and members of the House:

I am voting no on HB 4545 to exempt identifying information on gun license applications from the Freedom of Information Act. In Genesee County, there was a violation of the concealed weapon law because concealed weapon applications had incorrect information put on the application intentionally and signatures were forged. A local elected official was prosecuted for this action. However, this information would never have come to light if the local paper had not investigated and requested such information through a FOIA request. If this bill is passed into law, it is likely that this investigation would not have been conducted and violations to the concealed weapon law would be kept in secret. If we want to have a fair and open local gun control board operation, the applications, along with the proceedings of the gun board must remain open and under public scrutiny.

Because I believe that keeping identifying information public is vital to ensuring compliance with the law, I am voting no on HB 4545.”

Rep. Callahan, 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 4545 because it exempts certain information from the Freedom of Information Act. The FOIA assures accountability and helps to avoid the type of corruption that occurred in Genesee County not too long ago. Without this accountability I could not in good faith vote for House Bill 4545.”

### Second Reading of Bills

#### House Bill No. 4536, entitled

A bill to amend 1931 PA 328, entitled “The Michigan penal code,” (MCL 750.1 to 750.568) by adding section 230a. (The bill was read a second time, amendment offered and bill postponed for the day on May 13, see House Journal No. 43, p. 831.)

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

Rep. Thomas moved to withdraw his request for a record roll call.

The motion prevailed.

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

The amendment was not adopted, a majority of the members serving not voting therefor.

Rep. Rick Johnson moved that the bill be placed on the order of Third Reading of Bills.  
 The motion prevailed, a majority of the members voting therefor.  
 Rep. Raczkowski moved that the bill be placed on its immediate passage.  
 The motion prevailed, a majority of the members serving voting therefor.

Rep. Scott moved that Rep. Rison be excused from the balance of today's session.  
 The motion prevailed.

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

**House Bill No. 4536, entitled**

A bill to amend 1931 PA 328, entitled "The Michigan penal code," (MCL 750.1 to 750.568) by adding section 230a.  
 Was read a third time and passed, a majority of the members serving voting therefor, by yeas and nays, as follows:

**Roll Call No. 398**

**Yeas—81**

Allen	Garcia	Kukuk	Sanborn
Basham	Geiger	LaSata	Schauer
Birkholz	Gielegem	Lemmons	Schermesser
Bisbee	Gilbert	Lockwood	Scranton
Bishop	Gosselin	Mead	Shackleton
Bovin	Green	Middaugh	Sheltrown
Bradstreet	Hager	Mortimer	Shulman
Brown, B.	Hanley	Neumann	Spade
Brown, C.	Hansen	O'Neil	Stamas
Byl	Hart	Pappageorge	Switalski
Callahan	Howell	Patterson	Tabor
Cassis	Jansen	Perricone	Tesanovich
Caul	Jelinek	Pestka	Toy
Cherry	Jellema	Prusi	Van Woerkom
Clarke, H.	Johnson, Rick	Pumford	Vander Roest
DeHart	Johnson, Ruth	Raczkowski	Vear
DeRossett	Julian	Richardville	Voorhees
DeVuyst	Koetje	Richner	Wojno
Ehardt	Kowall	Rivet	Woodward
Faunce	Kuipers	Rocca	Woronchak
Frank			

**Nays—18**

Baird	Dennis	Jacobs	Reeves
Brater	Garza	Kilpatrick	Scott
Brewer	Godchaux	Martinez	Stallworth
Clark, I.	Hale	Quarles	Thomas
Daniels	Hardman		

In The Chair: Scranton

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

Rep. Pumford moved that Rep. Byl be excused temporarily from today's session.  
The motion prevailed.

### Second Reading of Bills

#### House Bill No. 4543, entitled

A bill to amend 1931 PA 328, entitled "The Michigan penal code," by amending sections 233, 234d, 234e, 234f, 235, and 237 (MCL 750.233, 750.234d, 750.234e, 750.234f, 750.235, and 750.237), section 234d as amended by 1994 PA 158, section 234e as added by 1990 PA 321, and section 234f as amended by 1996 PA 80.

(The bill was read a second time, substitute (H-2) adopted, amendments offered and bill postponed for the day on May 13, see House Journal No. 43, p. 832.)

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

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

#### Roll Call No. 399

#### Yeas—46

Baird	Daniels	Kilpatrick	Schauer
Birkholz	Dennis	Lemmons	Scott
Bogardus	Frank	Lockwood	Spade
Bovin	Garza	Martinez	Stallworth
Brater	Gielegem	Neumann	Switalski
Brewer	Godchaux	O'Neil	Tesanovich
Brown, B.	Hager	Pestka	Thomas
Callahan	Hale	Quarles	Van Woerkom
Cassis	Hanley	Reeves	Wojno
Cherry	Hansen	Richner	Woodward
Clark, I.	Hardman	Rivet	Woronchak
Clarke, H.	Jacobs		

#### Nays—50

Allen	Geiger	Kowall	Richardville
Basham	Gilbert	Kuipers	Rocca
Bisbee	Gosselin	Kukuk	Sanborn
Bishop	Green	LaSata	Scranton
Bradstreet	Hart	Mead	Shackleton
Brown, C.	Howell	Middaugh	Sheltrown
Caul	Jansen	Mortimer	Shulman
DeHart	Jelinek	Pappageorge	Stamas
DeRossett	Jellema	Patterson	Tabor
DeVuyst	Johnson, Rick	Perricone	Toy
Ehardt	Johnson, Ruth	Pumford	Vear
Faunce	Julian	Rackowski	Voorhees
Garcia	Koetje		

In The Chair: Scranton

Reps. Shackleton, Howell, Richardville, Faunce, Julian and Caul, having reserved the right to explain their nay vote, made the following statement:

"Mr. Speaker and members of the House:

This amendment is not needed as the bill already provides every school with the option of being weapon-free. A school's weapon-free status applies to ccw permit holders."

Rep. LaForge moved to amend the bill as follows:

1. Amend page 4, following line 27, by inserting:

“(I) AN INSTITUTION OF HIGHER EDUCATION OR ANY BUILDING, FACILITY, OR REAL PROPERTY OPERATED BY AN INSTITUTION OF HIGHER EDUCATION.”.

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

Rep. Hanley moved that Rep. Cherry be excused temporarily from today’s session.

The motion prevailed.

Rep. Scott moved to amend the bill as follows:

1. Amend page 1, following “THE PEOPLE OF THE STATE OF MICHIGAN ENACT:” by inserting:

“SEC. 223A. (1) AN INDIVIDUAL WHO OWNS OR HAS CUSTODY OF A FIREARM AND KNOWS OR REASONABLY SHOULD KNOW THAT THE FIREARM IS ACCESSIBLE TO A MINOR, WITHOUT THE CONSENT OF THE MINOR’S PARENT OR OTHER PERSON HAVING CHARGE OF THE MINOR, SHALL KEEP OR STORE THE FIREARM ON ANY PREMISES UNDER HIS OR HER CONTROL IN 1 OR MORE OF THE FOLLOWING WAYS:

(A) IN A SECURELY LOCKED BOX OR OTHER LOCKED CONTAINER.

(B) LOCKED WITH A TRIGGER LOCK.

(2) SUBSECTION (1) DOES NOT APPLY TO AN INDIVIDUAL WHO CARRIES A FIREARM ON HIS OR HER PERSON.

(3) SUBJECT TO SUBSECTION (4), A PERSON WHO VIOLATES SUBSECTION (1) IS GUILTY OF A CRIME AS FOLLOWS:

(A) IF A MINOR GAINS ACCESS TO THE FIREARM AND POSSESSES THE FIREARM IN A PUBLIC PLACE OR EXHIBITS THE FIREARM IN A RECKLESS, CARELESS, OR THREATENING MANNER IN ANY PLACE, THE INDIVIDUAL IS GUILTY OF A MISDEMEANOR PUNISHABLE BY IMPRISONMENT FOR NOT MORE THAN 93 DAYS OR A FINE OF NOT MORE THAN \$100.00, OR BOTH.

(B) IF A MINOR GAINS ACCESS TO A FIREARM AND INFLECTS DEATH OR INJURY UPON HIMSELF OR HERSELF OR ANY OTHER PERSON, THE INDIVIDUAL IS GUILTY OF A FELONY PUNISHABLE BY IMPRISONMENT FOR NOT MORE THAN 5 YEARS OR A FINE OF NOT MORE THAN \$5,000.00, OR BOTH.

(4) THIS SECTION DOES NOT APPLY TO AN INDIVIDUAL WHOSE FIREARM IS OBTAINED BY A MINOR THROUGH AN UNLAWFUL ENTRY UPON THE PREMISES WHERE THE FIREARM IS KEPT OR STORED.

(5) A PERSON WHO ENGAGES IN THE BUSINESS OF SELLING FIREARMS IN THIS STATE SHALL DO BOTH OF THE FOLLOWING:

(A) POST A NOTICE IN A CONSPICUOUS PLACE THAT NOTIFIES THE PURCHASER OF A FIREARM OF THE CONTENTS OF THIS SECTION.

(B) PROVIDE TO EACH PURCHASER OF A FIREARM A WRITTEN COPY OF THIS SECTION.

(6) AS USED IN THIS SECTION:

(A) “MINOR” MEANS A PERSON WHO IS LESS THAN 18 YEARS OF AGE.

(B) “TRIGGER LOCK” MEANS A DEVICE ATTACHED TO A FIREARM’S TRIGGER MECHANISM THAT PREVENTS THE FIREARM FROM BEING FIRED.”.

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

Rep. Scott demanded the yeas and nays.

The demand was supported.

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

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

#### Roll Call No. 400

#### Yeas—34

Baird	Clarke, H.	Hardman	Scott
Birkholz	Daniels	Jacobs	Spade
Bogardus	Dennis	Kilpatrick	Stallworth
Brater	Garza	Lemmons	Switalski
Brewer	Gielegem	Lockwood	Thomas
Brown, B.	Godchaux	Martinez	Van Woerkom
Byl	Hale	Reeves	Wojno
Caul	Hanley	Schermesser	Woodward
Clark, I.	Hansen		

**Nays—56**

Allen	Gosselin	Kukuk	Rivet
Bisbee	Green	LaSata	Rocca
Bishop	Hager	Mead	Sanborn
Bradstreet	Hart	Middaugh	Scranton
Brown, C.	Howell	Mortimer	Shackleton
Cassis	Jansen	Neumann	Sheltrown
DeRossett	Jelinek	Pappageorge	Shulman
DeVuyst	Jellema	Patterson	Stamas
Ehardt	Johnson, Rick	Perricone	Tabor
Faunce	Johnson, Ruth	Pestka	Toy
Frank	Julian	Pumford	Vander Roest
Garcia	Koetje	Rackowski	Vear
Geiger	Kowall	Richardville	Voorhees
Gilbert	Kuipers	Richner	Woronchak

In The Chair: Scranton

Rep. Lemmons moved to amend the bill as follows:

1. Amend page 1, after “THE PEOPLE OF THE STATE OF MICHIGAN ENACT:” by inserting:

“SEC. 223B. (1) A PERSON SHALL NOT LEAVE A LOADED FIREARM IN A MOTOR VEHICLE THAT IS UNATTENDED.

(2) A PERSON WHO VIOLATES SUBSECTION (1) IS GUILTY OF A MISDEMEANOR PUNISHABLE BY IMPRISONMENT FOR NOT MORE THAN 93 DAYS OR BY A FINE OF NOT MORE THAN \$500.00, OR BOTH.

(3) A PERSON WHO COMMITS A SECOND OR SUBSEQUENT VIOLATION OF SUBSECTION (1) IS GUILTY OF A FELONY PUNISHABLE BY IMPRISONMENT FOR NOT MORE THAN 2 YEARS OR A FINE OF NOT MORE THAN \$1,000.00, OR BOTH.”.

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

Rep. Lemmons demanded the yeas and nays.

The demand was supported.

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

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

**Roll Call No. 401****Yeas—23**

Baird	Daniels	Hansen	Quarles
Bogardus	Dennis	Jacobs	Schauer
Brater	Garza	Jellema	Scott
Byl	Gielegem	Lemmons	Switalski
Clark, I.	Godchaux	Lockwood	Thomas
Clarke, H.	Hanley	Martinez	

**Nays—72**

Allen	Geiger	LaSata	Sanborn
Basham	Gilbert	Mead	Schermesser
Birkholz	Gosselin	Middaugh	Scranton
Bisbee	Green	Mortimer	Shackleton
Bishop	Hager	Neumann	Sheltrown
Bovin	Hale	O’Neil	Shulman
Bradstreet	Hart	Pappageorge	Spade
Brown, B.	Howell	Patterson	Stamas
Brown, C.	Jansen	Perricone	Tabor
Cassis	Jelinek	Pestka	Tesanovich

Caul	Johnson, Rick	Prusi	Toy
DeHart	Johnson, Ruth	Pumford	Van Woerkom
DeRossett	Julian	Rackowski	Vander Roest
DeVuyst	Kilpatrick	Reeves	Vear
Ehardt	Koetje	Richardville	Voorhees
Faunce	Kowall	Richner	Wojno
Frank	Kuipers	Rivet	Woodward
Garcia	Kukuk	Rocca	Woronchak

In The Chair: Scranton

Rep. Baird moved to amend the bill as follows:

1. Amend page 4, following line 27, by inserting:

“(I) ANY RESIDENCE, BUSINESS ESTABLISHMENT, OR OTHER PRIVATE PROPERTY AT WHICH THE PROPERTY OWNER HAS POSTED A SIGN THAT CONTAINS THE STATEMENT “NO FIREARMS ALLOWED” OR AT WHICH THE PROPERTY OWNER HAS VERBALLY INFORMED THE PERSON THAT FIREARMS ARE PROHIBITED ON THE PREMISES.”.

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

Rep. Baird demanded the yeas and nays.

The demand was supported.

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

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

**Roll Call No. 402**

**Yeas—34**

Baird	Garza	Lemmons	Scott
Bogardus	Gielegem	Lockwood	Spade
Brater	Godchaux	Martinez	Stallworth
Byl	Hale	O’Neil	Switalski
Callahan	Hanley	Prusi	Tesanovich
Clark, I.	Hansen	Quarles	Thomas
Clarke, H.	Hardman	Rivet	Wojno
Daniels	Jacobs	Schauer	Woodward
Dennis	Kilpatrick		

**Nays—60**

Allen	Faunce	Koetje	Rocca
Basham	Garcia	Kowall	Sanborn
Birkholz	Geiger	Kuipers	Schermesser
Bisbee	Gilbert	Kukuk	Scranton
Bishop	Gosselin	LaSata	Shackleton
Bovin	Green	Mead	Sheltrown
Bradstreet	Hager	Middaugh	Shulman
Brown, B.	Hart	Mortimer	Stamas
Brown, C.	Howell	Pappageorge	Tabor
Cassis	Jansen	Patterson	Toy
Caul	Jelinek	Perricone	Van Woerkom
DeHart	Jellema	Pumford	Vander Roest
DeRossett	Johnson, Rick	Rackowski	Vear
DeVuyst	Johnson, Ruth	Richardville	Voorhees
Ehardt	Julian	Richner	Woronchak

In The Chair: Scranton



Rep. Baird moved to amend the bill as follows:

1. Amend page 4, following line 11, by inserting:

“Sec. 234a. (1) Except as provided in subsection (2), ~~or~~ (3), (4), OR (5), an individual who intentionally discharges a firearm from a motor vehicle, a snowmobile, or an off-road vehicle in such a manner as to endanger the safety of another individual is guilty of a felony, punishable by imprisonment for not more than 4 years, or a fine of not more than \$2,000.00, or both.

(2) AN INDIVIDUAL WHO COMMITS A SECOND OR SUBSEQUENT VIOLATION OF SUBSECTION (1) IS GUILTY OF A FELONY PUNISHABLE BY IMPRISONMENT FOR NOT MORE THAN 8 YEARS OR A FINE OF NOT MORE THAN \$5,000.00, OR BOTH.

(3) AN INDIVIDUAL WHO IS LICENSED TO CARRY A CONCEALED PISTOL WHO VIOLATES SUBSECTION (1) AND IS CARRYING A PISTOL, WHETHER CONCEALED OR NOT, AT THE TIME HE OR SHE COMMITS THE VIOLATION IS GUILTY OF A FELONY PUNISHABLE BY IMPRISONMENT FOR NOT MORE THAN 8 YEARS OR A FINE OF NOT MORE THAN \$5,000.00, OR BOTH.

(4) ~~(2) Subsection (1) does~~ SUBSECTIONS (1), (2), AND (3) DO not apply to a peace officer of this state or another state, or of a local unit of government of this state or another state, or of the United States, performing his or her duties as a peace officer while on or off a scheduled work shift as a peace officer.

(5) ~~(3) Subsection (1) does~~ SUBSECTIONS (1), (2), AND (3) DO not apply to an individual who discharges a firearm in self-defense or the defense of another individual.”.

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

Rep. Baird demanded the yeas and nays.

The demand was supported.

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

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

**Roll Call No. 403**

**Yeas—99**

Allen	Faunce	Koetje	Rocca
Baird	Frank	Kowall	Sanborn
Basham	Garcia	Kuipers	Schauer
Birkholz	Garza	Kukuk	Schermesser
Bisbee	Geiger	LaSata	Scott
Bishop	Gielegem	Lemmons	Scranton
Bogardus	Gilbert	Lockwood	Shackleton
Bovin	Godchaux	Martinez	Sheltrown
Bradstreet	Gosselin	Mead	Shulman
Brater	Green	Middaugh	Spade
Brewer	Hager	Mortimer	Stallworth
Brown, B.	Hale	Neumann	Stamas
Brown, C.	Hanley	O’Neil	Switalski
Byl	Hansen	Pappageorge	Tabor
Callahan	Hardman	Patterson	Tesanovich
Cassis	Hart	Perricone	Thomas
Caul	Howell	Pestka	Toy
Clark, I.	Jacobs	Prusi	Van Woerkom
Clarke, H.	Jansen	Pumford	Vander Roest
Daniels	Jelinek	Quarles	Vear
DeHart	Jellema	Rackowski	Voorhees
Dennis	Johnson, Rick	Reeves	Wojno
DeRossett	Johnson, Ruth	Richardville	Woodward
DeVuyst	Julian	Richner	Woronchak
Ehardt	Kilpatrick	Rivet	

**Nays—0**

Rep. Baird moved to amend the bill as follows:

1. Amend page 4, following line 27, by inserting:

“(I) AN INSTITUTION OF HIGHER EDUCATION OR ANY BUILDING, FACILITY, OR REAL PROPERTY OPERATED BY AN INSTITUTION OF HIGHER EDUCATION, UNLESS THE INDIVIDUAL IS PARTICIPATING IN A CRIMINAL JUSTICE COURSE OF STUDY OR TRAINING THAT REQUIRES THE INDIVIDUAL TO CARRY A CONCEALED PISTOL DURING THAT COURSE OF STUDY OR TRAINING.”.

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

Rep. Baird demanded the yeas and nays.

The demand was supported.

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

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

**Roll Call No. 404**

**Yeas—32**

Baird	Garza	Kilpatrick	Scott
Bogardus	Gielegem	Lemmons	Spade
Brater	Godchaux	Lockwood	Stallworth
Brown, B.	Hale	Martinez	Switalski
Byl	Hanley	O’Neil	Thomas
Clarke, H.	Hansen	Quarles	Van Woerkom
Daniels	Hardman	Richner	Wojno
Dennis	Jacobs	Schauer	Woodward

**Nays—65**

Allen	Garcia	Kuipers	Rivet
Basham	Geiger	Kukuk	Rocca
Birkholz	Gilbert	LaSata	Sanborn
Bisbee	Gosselin	Mead	Schermesser
Bishop	Green	Middaugh	Scranton
Bovin	Hager	Mortimer	Shackleton
Bradstreet	Hart	Neumann	Sheltrown
Brewer	Howell	Pappageorge	Shulman
Brown, C.	Jansen	Patterson	Stamas
Cassis	Jelinek	Perricone	Tabor
Caul	Jellema	Pestka	Tesanovich
DeHart	Johnson, Rick	Prusi	Toy
DeRossett	Johnson, Ruth	Pumford	Vander Roest
DeVuyst	Julian	Raczkowski	Vear
Ehardt	Koetje	Reeves	Voorhees
Faunce	Kowall	Richardville	Woronchak
Frank			

In The Chair: Scranton

Rep. Quarles moved that Rep. Clark be excused from the balance of today’s session.  
The motion prevailed.

The question being on the adoption of the amendment offered previously by Rep. Thomas,  
The amendment was not adopted, a majority of the members serving not voting therefor, by yeas and nays, as follows:

**Roll Call No. 405****Yeas—41**

Baird	Garza	Kilpatrick	Rivet
Birkholz	Gielegem	Lemmons	Schauer
Bogardus	Godchaux	Lockwood	Scott
Brater	Hale	Martinez	Spade
Brewer	Hanley	O'Neil	Stallworth
Brown, B.	Hansen	Pestka	Switalski
Byl	Hardman	Prusi	Thomas
Cassis	Jacobs	Pumford	Van Woerkom
Caul	Jellema	Quarles	Wojno
Daniels	Johnson, Ruth	Richner	Woodward
Dennis			

**Nays—54**

Allen	Gilbert	LaSata	Schermesser
Basham	Gosselin	Mead	Scranton
Bisbee	Green	Middaugh	Shackleton
Bishop	Hager	Mortimer	Sheltrown
Bovin	Hart	Neumann	Shulman
Bradstreet	Howell	Pappageorge	Stamas
Brown, C.	Jansen	Patterson	Tabor
DeHart	Jelinek	Perricone	Tesanovich
DeRossett	Johnson, Rick	Raczkowski	Toy
DeVuyst	Julian	Reeves	Vander Roest
Ehardt	Koetje	Richardville	Vear
Faunce	Kowall	Rocca	Voorhees
Garcia	Kuipers	Sanborn	Woronchak
Geiger	Kukuk		

In The Chair: Scranton

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

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

**Roll Call No. 406****Yeas—49**

Allen	Dennis	Kilpatrick	Richner
Baird	Garza	Lemmons	Rivet
Birkholz	Gielegem	Lockwood	Scott
Bogardus	Godchaux	Martinez	Sheltrown
Bovin	Hager	Middaugh	Spade
Brater	Hale	Neumann	Stallworth
Brewer	Hanley	O'Neil	Switalski
Brown, B.	Hansen	Pestka	Tesanovich
Byl	Hardman	Prusi	Thomas
Callahan	Jacobs	Pumford	Van Woerkom
Cassis	Jelinek	Quarles	Wojno
Caul	Jellema	Reeves	Woodward
Daniels			

**Nays—45**

Basham	Geiger	Kowall	Rocca
Bisbee	Gilbert	Kuipers	Sanborn
Bishop	Gosselin	Kukuk	Shackleton
Bradstreet	Green	LaSata	Shulman
Brown, C.	Hart	Mead	Stamas
DeHart	Howell	Mortimer	Tabor
DeRossett	Jansen	Pappageorge	Toy
DeVuyst	Johnson, Rick	Patterson	Vander Roest
Ehardt	Johnson, Ruth	Perricone	Vear
Faunce	Julian	Raczkowski	Voorhees
Frank	Koetje	Richardville	Woronchak
Garcia			

**In The Chair: Scranton**

Rep. Callahan moved to amend the bill as follows:

1. Amend page 5, line 6, by striking out all of subdivision (c) and inserting:

“(C) WITH REGARD TO SUBDIVISION (1)(A), a person licensed by this state or another state to carry a concealed weapon.”.

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

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

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

Rep. Raczkowski 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. 4543, entitled**

A bill to amend 1931 PA 328, entitled “The Michigan penal code,” by amending sections 233, 234d, 234e, 234f, 235, and 237 (MCL 750.233, 750.234d, 750.234e, 750.234f, 750.235, and 750.237), section 234d as amended by 1994 PA 158, section 234e as added by 1990 PA 321, and section 234f as amended by 1996 PA 80.

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

**Roll Call No. 407****Yeas—81**

Allen	Geiger	LaSata	Schauer
Basham	Gielegem	Lockwood	Schermesser
Birkholz	Gilbert	Mead	Scranton
Bisbee	Gosselin	Middaugh	Shackleton
Bishop	Green	Mortimer	Sheltrown
Bovin	Hanley	Neumann	Shulman
Bradstreet	Hansen	O’Neil	Spade
Brown, B.	Hart	Pappageorge	Stallworth
Brown, C.	Howell	Patterson	Stamas
Byl	Jansen	Perricone	Switalski
Callahan	Jelinek	Pestka	Tabor
Cassis	Jellema	Prusi	Tesanovich
Caul	Johnson, Rick	Pumford	Toy
Daniels	Johnson, Ruth	Raczkowski	Van Woerkom
DeHart	Julian	Reeves	Vander Roest
DeRossett	Kilpatrick	Richardville	Vear

DeVuyst	Koetje	Richner	Voorhees
Ehardt	Kowall	Rivet	Wojno
Faunce	Kuipers	Rocca	Woodward
Frank	Kukuk	Sanborn	Woronchak
Garcia			

**Nays—15**

Baird	Dennis	Hardman	Quarles
Bogardus	Garza	Jacobs	Scott
Brater	Godchaux	Lemmons	Thomas
Brewer	Hale	Martinez	

In The Chair: Scranton

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

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

A bill to amend 1931 PA 328, entitled "The Michigan penal code," by amending sections 227, 233, 234a, 234d, 234e, 234f, 235, 237, and 237a (MCL 750.227, 750.233, 750.234a, 750.234d, 750.234e, 750.234f, 750.235, 750.237, and 750.237a), section 227 as amended by 1986 PA 8, section 234a as amended by 1996 PA 163, section 234d as amended and section 237a as added by 1994 PA 158, section 234e as added by 1990 PA 321, and section 234f as amended by 1996 PA 80.

The motion prevailed.

The House agreed to the title as amended.

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

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

Rep. Dennis, having reserved the right to explain her protest against the passage of the bill, made the following statement:

"Mr. Speaker and members of the House:

The bill does not go far enough in restrictions placed on a concealed weapons permit holder. We had the opportunity to pass amendments that prohibited concealed weapons from being brought on to school premises for example. However, the amendments were defeated. Therefore, I cannot support this bill."

**House Bill No. 4641, entitled**

A bill to amend 1970 PA 202, entitled "Explosives act of 1970," by amending sections 5 and 15 (MCL 29.45 and 29.55).

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

**Roll Call No. 408****Yeas—97**

Allen	Frank	Kowall	Rocca
Baird	Garcia	Kuipers	Sanborn
Basham	Garza	Kukuk	Schauer
Birkholz	Gielegem	LaSata	Schermesser
Bisbee	Gilbert	Lemmons	Scott
Bishop	Godchaux	Lockwood	Scranton
Bogardus	Gosselin	Martinez	Shackleton
Bovin	Green	Mead	Sheltrown
Bradstreet	Hager	Middaugh	Shulman
Brater	Hale	Mortimer	Spade

Brewer	Hanley	Neumann	Stallworth
Brown, B.	Hansen	O'Neil	Stamas
Brown, C.	Hardman	Pappageorge	Switalski
Byl	Hart	Patterson	Tabor
Callahan	Howell	Perricone	Tesanovich
Cassis	Jacobs	Pestka	Thomas
Caul	Jansen	Prusi	Toy
Clarke, H.	Jelinek	Pumford	Van Woerkom
Daniels	Jellema	Quarles	Vander Roest
DeHart	Johnson, Rick	Raczkowski	Vear
Dennis	Johnson, Ruth	Reeves	Voorhees
DeRossett	Julian	Richardville	Wojno
DeVuyst	Kilpatrick	Richner	Woodward
Ehardt	Koetje	Rivet	Woronchak
Faunce			

### Nays—0

In The Chair: Scranton

The House agreed to the title of the bill.

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

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

### House Bill No. 4642, entitled

A bill to amend 1931 PA 328, entitled "The Michigan penal code," by amending section 528a (MCL 750.528a), as added by 1986 PA 113.

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

### Roll Call No. 409

### Yeas—96

Allen	Faunce	Koetje	Rocca
Baird	Frank	Kowall	Sanborn
Basham	Garcia	Kuipers	Schauer
Birkholz	Garza	Kukuk	Schermesser
Bisbee	Gielegem	LaSata	Scott
Bishop	Gilbert	Lemmons	Scranton
Bogardus	Godchaux	Lockwood	Shackleton
Bovin	Gosselin	Mead	Sheltrown
Bradstreet	Green	Middaugh	Shulman
Brater	Hager	Mortimer	Spade
Brewer	Hale	Neumann	Stallworth
Brown, B.	Hanley	O'Neil	Stamas
Brown, C.	Hansen	Pappageorge	Switalski
Byl	Hardman	Patterson	Tabor
Callahan	Hart	Perricone	Tesanovich
Cassis	Howell	Pestka	Thomas
Caul	Jacobs	Prusi	Toy
Clarke, H.	Jansen	Pumford	Van Woerkom
Daniels	Jelinek	Quarles	Vander Roest
DeHart	Jellema	Raczkowski	Vear
Dennis	Johnson, Rick	Reeves	Voorhees
DeRossett	Johnson, Ruth	Richardville	Wojno
DeVuyst	Julian	Richner	Woodward
Ehardt	Kilpatrick	Rivet	Woronchak

**Nays—0**

In The Chair: Scranton

The House agreed to the title of the bill.

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

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

**House Bill No. 4643, entitled**

A bill to amend 1931 PA 328, entitled "The Michigan penal code," by amending sections 209a and 212a (MCL 750.209a and 750.212a), as added by 1998 PA 206.

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

**Roll Call No. 410****Yeas—98**

Allen	Frank	Kowall	Rocca
Baird	Garcia	Kuipers	Sanborn
Basham	Garza	Kukuk	Schauer
Birkholz	Geiger	LaSata	Schermesser
Bisbee	Gielegem	Lemmons	Scott
Bishop	Gilbert	Lockwood	Scranton
Bogardus	Godchaux	Martinez	Shackleton
Bovin	Gosselin	Mead	Sheltrown
Bradstreet	Green	Middaugh	Shulman
Brater	Hager	Mortimer	Spade
Brewer	Hale	Neumann	Stallworth
Brown, B.	Hanley	O'Neil	Stamas
Brown, C.	Hansen	Pappageorge	Switalski
Byl	Hardman	Patterson	Tabor
Callahan	Hart	Perricone	Tesanovich
Cassis	Howell	Pestka	Thomas
Caul	Jacobs	Prusi	Toy
Clarke, H.	Jansen	Pumford	Van Woerkom
Daniels	Jelinek	Quarles	Vander Roest
DeHart	Jellema	Raczkowski	Vear
Dennis	Johnson, Rick	Reeves	Voorhees
DeRossett	Johnson, Ruth	Richardville	Wojno
DeVuyst	Julian	Richner	Woodward
Ehardt	Kilpatrick	Rivet	Woronchak
Faunce	Koetje		

**Nays—0**

In The Chair: Scranton

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

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

A bill to amend 1931 PA 328, entitled "The Michigan penal code," by amending sections 209a and 212a (MCL 750.209a and 750.212a), section 209a as added by 1998 PA 206 and section 212a as added by 1998 PA 207.

The motion prevailed.

The House agreed to the title as amended.

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

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

Rep. Garza asked and obtained an excuse from the balance of today's session.

### Second Reading of Bills

#### House Bill No. 4648, entitled

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending section 904d (MCL 257.904d), as added by 1998 PA 358.

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

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

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

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

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

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

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Rep. Woodward moved that Rep. Reeves be excused temporarily from today's session.  
The motion prevailed.

Rep. Rivet moved that Rep. Tesanovich be excused temporarily from today's session.  
The motion prevailed.

Rep. Bob Brown moved that Rep. Thomas 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. 4648, entitled

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending section 904d (MCL 257.904d), as added by 1998 PA 358.

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

#### Roll Call No. 411

#### Yeas—91

Allen	Faunce	Kilpatrick	Rivet
Basham	Frank	Koetje	Rocca
Birkholz	Garcia	Kowall	Sanborn
Bisbee	Geiger	Kuipers	Schauer
Bishop	Gielegem	Kukuk	Schermesser
Bogardus	Gilbert	LaSata	Scott
Bovin	Godchaux	Lemmons	Scranton
Bradstreet	Gosselin	Lockwood	Shackleton
Brater	Green	Martinez	Sheltrown
Brewer	Hager	Mead	Shulman
Brown, B.	Hale	Middaugh	Spade
Brown, C.	Hanley	Neumann	Stallworth
Byl	Hansen	O'Neil	Stamas
Callahan	Hardman	Pappageorge	Switalski
Cassis	Hart	Patterson	Tabor
Caul	Howell	Perricone	Toy
Clarke, H.	Jacobs	Pestka	Van Woerkom
Daniels	Jansen	Prusi	Vander Roest
DeHart	Jelinek	Pumford	Voorhees



Dennis  
DeRossett  
DeVuyst  
Ehardt

Jellema  
Johnson, Rick  
Johnson, Ruth  
Julian

Quarles  
Raczkowski  
Richardville  
Richner

Wojno  
Woodward  
Woronchak

### Nays—0

In The Chair: Scranton

The House agreed to the title of the bill.

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

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

Rep. Raczkowski moved that House Committees be given leave to meet during the balance of today's session.  
The motion prevailed.

### Introduction of Bills

Rep. DeWeese introduced

**House Bill No. 4705, entitled**

A bill to amend 1976 PA 451, entitled "The revised school code," by amending section 502 (MCL 380.502), as amended by 1995 PA 289.

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

Rep. Lemmons introduced

**House Bill No. 4706, entitled**

A bill to amend 1976 PA 451, entitled "The revised school code," by amending sections 502 and 504 (MCL 380.502 and 380.504), section 502 as amended by 1995 PA 289 and section 504 as amended by 1994 PA 416.

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

Rep. Voorhees introduced

**House Bill No. 4707, entitled**

A bill to amend 1976 PA 451, entitled "The revised school code," by amending section 504 (MCL 380.504), as amended by 1994 PA 416.

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

Reps. Faunce, Godchaux, Baird, Wojno, Richner, Kowall, Law and Scranton introduced

**House Bill No. 4708, entitled**

A bill to amend 1961 PA 236, entitled "Revised judiciary act of 1961," by amending sections 2529, 2950, and 2950a (MCL 600.2529, 600.2950, and 600.2950a), section 2529 as amended by 1994 PA 403, section 2950 as amended by 1998 PA 477, and section 2950a as amended by 1998 PA 476.

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

Reps. Shulman, Faunce, Baird, Wojno, Richner, Kowall, Law and Scranton introduced

**House Bill No. 4709, entitled**

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending sections 15, 15a, 15b, 15c, and 15e of chapter IV (MCL 764.15, 764.15a, 764.15b, 764.15c, and 764.15e), section 15 as amended by 1996 PA 490, section 15a as amended by 1996 PA 138, sections 15b and 15c as amended by 1998 PA 475, and section 15e as added by 1993 PA 52.

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

Reps. Sanborn, Faunce, Wojno, Richner, Kowall, Law and Scranton introduced  
**House Bill No. 4710, entitled**

A bill to amend 1935 PA 59, entitled "An act to provide for the public safety; to create the Michigan state police, and provide for the organization thereof; to transfer thereto the offices, duties and powers of the state fire marshal, the state oil inspector, the department of the Michigan state police as heretofore organized, and the department of public safety; to create the office of commissioner of the Michigan state police; to provide for an acting commissioner and for the appointment of the officers and members of said department; to prescribe their powers, duties, and immunities; to provide the manner of fixing their compensation; to provide for their removal from office; and to repeal Act No. 26 of the Public Acts of 1919, being sections 556 to 562, inclusive, of the Compiled Laws of 1929, and Act No. 123 of the Public Acts of 1921, as amended, being sections 545 to 555, inclusive, of the Compiled Laws of 1929," by amending section 6 (MCL 28.6), as amended by 1989 PA 10.

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

Reps. Scranton, Faunce, Wojno, Richner, Kowall and Law introduced  
**House Bill No. 4711, entitled**

A bill to amend 1931 PA 328, entitled "The Michigan penal code," by amending section 411 (MCL 750.411).

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

Reps. Caul, Howell, Voorhees, Ruth Johnson, Rocca, Geiger, Jellema, Kukuk, Faunce, Law and Scranton introduced  
**House Bill No. 4712, entitled**

A bill to amend 1961 PA 236, entitled "Revised judicature act of 1961," by amending sections 916 and 2950b (MCL 600.916 and 600.2950b), section 2950b as amended by 1994 PA 403, and by adding section 2950c.

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

Reps. Kowall, Faunce, Wojno, Richner, Law and Scranton introduced  
**House Bill No. 4713, entitled**

A bill to amend 1931 PA 328, entitled "The Michigan penal code," by amending sections 81 and 81a (MCL 750.81 and 750.81a), section 81 as amended by 1994 PA 64 and section 81a as amended by 1994 PA 65.

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

Reps. Richner, Faunce, Wojno, Kowall, Law and Scranton introduced  
**House Bill No. 4714, entitled**

A bill to amend 1953 PA 232, entitled "An act to revise, consolidate, and codify the laws relating to probationers and probation officers, to pardons, reprieves, commutations, and paroles, to the administration of correctional institutions, correctional farms, and probation recovery camps, to prisoner labor and correctional industries, and to the supervision and inspection of local jails and houses of correction; to provide for the siting of correctional facilities; to create a state department of corrections, and to prescribe its powers and duties; to provide for the transfer to and vesting in said department of powers and duties vested by law in certain other state boards, commissions, and officers, and to abolish certain boards, commissions, and offices the powers and duties of which are transferred by this act; to allow for the operation of certain facilities by private entities; to prescribe the powers and duties of certain other state departments and agencies; to provide for the creation of a local lockup advisory board; to prescribe penalties for the violation of the provisions of this act; to make certain appropriations; to repeal certain parts of this act on specific dates; and to repeal all acts and parts of acts inconsistent with the provisions of this act," by amending section 36 (MCL 791.236), as amended by 1998 PA 315.

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

Reps. Baird, Faunce, Shulman, Wojno, Richner, Kowall, Law and Scranton introduced  
**House Bill No. 4715, entitled**

A bill to amend 1978 PA 389, entitled "An act to provide for the prevention and treatment of domestic violence; to develop and establish policies, procedures, and standards for providing domestic violence assistance programs and services; to create a domestic violence prevention and treatment board and prescribe its powers and duties; to establish a domestic violence prevention and treatment fund and provide for its use; and to prescribe powers and duties of the department of social services," by amending the title and section 1 (MCL 400.1501).

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

Reps. Godchaux, Faunce, Baird, Wojno, Richner, Kowall, Law and Scranton introduced  
**House Bill No. 4716, entitled**

A bill to amend 1961 PA 44, entitled "An act to provide for the release of misdemeanor prisoners by giving bond to the arresting officer in certain circumstances not inconsistent with public safety; and to repeal certain acts and parts of acts," by amending section 2a (MCL 780.582a), as added by 1990 PA 308.

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

Reps. Bovin, Faunce, Law and Scranton introduced  
**House Bill No. 4717, entitled**

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending section 3 of chapter XI (MCL 771.3), as amended by 1998 PA 520.

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

Reps. Van Woerkom, Faunce, Wojno, Richner, Kowall, Law and Scranton introduced  
**House Bill No. 4718, entitled**

A bill to amend 1976 PA 451, entitled "The revised school code," (MCL 380.1 to 380.1852) by adding section 1137a. The bill was read a first time by its title and referred to the Committee on Criminal Law and Corrections.

Reps. Wojno, Woodward, Dennis, Hale, Kelly, Spade, Gielegem, LaForge, Scott, Rick Johnson, DeHart, Rocca, Basham, Thomas, Bogardus, Pestka, Sanborn, Faunce, Richner, Kowall, Law and Scranton introduced

**House Bill No. 4719, entitled**

A bill to amend 1974 PA 258, entitled "Mental health code," by amending section 746 (MCL 330.1746) and by adding section 747.

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

Reps. Scott, Richner, Prusi, DeHart, Daniels, Allen, Rick Johnson, LaForge, Wojno, Rocca, Voorhees, Ruth Johnson, Garcia, Geiger, Price, Rivet, Jellema, Kelly, Brewer, Pestka, Frank, Faunce, Kowall, Law and Scranton introduced

**House Bill No. 4720, entitled**

A bill to amend 1978 PA 368, entitled "Public health code," (MCL 333.1101 to 333.25211) by adding sections 16290 and 20175a.

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

By unanimous consent the House returned to the order of

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

The Clerk announced the enrollment printing and presentation to the Governor on Friday, May 14, for his approval of the following bills:

**Enrolled House Bill No. 4103 at 9:40 a.m.**

**Enrolled House Bill No. 4403 at 9:42 a.m.**

The Clerk announced that the following bills and joint resolution had been printed and placed upon the files of the members, Friday, May 14:

<b>House Bill Nos.</b>	<b>4649</b>	<b>4650</b>	<b>4651</b>	<b>4652</b>	<b>4653</b>	<b>4654</b>	<b>4655</b>	<b>4656</b>	<b>4657</b>	<b>4660</b>	<b>4661</b>	<b>4662</b>	<b>4663</b>	<b>4664</b>
	<b>4665</b>	<b>4667</b>	<b>4668</b>	<b>4669</b>	<b>4670</b>	<b>4671</b>	<b>4672</b>	<b>4673</b>	<b>4674</b>	<b>4675</b>	<b>4676</b>	<b>4677</b>	<b>4678</b>	<b>4679</b>
	<b>4680</b>	<b>4681</b>	<b>4682</b>											
<b>Senate Bill Nos.</b>	<b>588</b>	<b>599</b>	<b>600</b>	<b>601</b>	<b>602</b>	<b>603</b>	<b>604</b>							
<b>Senate Joint Resolution</b>		<b>L</b>												

The Clerk announced that the following Senate bills had been received on Tuesday, May 18:

<b>Senate Bill Nos.</b>	<b>281</b>	<b>343</b>	<b>344</b>	<b>345</b>	<b>346</b>	<b>347</b>	<b>348</b>	<b>385</b>	<b>454</b>	<b>485</b>	<b>487</b>	<b>488</b>	<b>489</b>	<b>505</b>
	<b>506</b>	<b>507</b>	<b>509</b>	<b>513</b>	<b>514</b>	<b>515</b>	<b>516</b>	<b>517</b>	<b>518</b>	<b>519</b>	<b>555</b>	<b>556</b>	<b>557</b>	<b>558</b>
	<b>559</b>	<b>560</b>	<b>566</b>	<b>567</b>	<b>568</b>	<b>569</b>	<b>570</b>	<b>571</b>	<b>586</b>					

The Clerk announced that the following bills had been printed and placed upon the files of the members, Wednesday, May 19:

**House Bill Nos. 4689 4696 4704**

The Clerk announced that the following Senate bills had been received on Wednesday, May 19:

**Senate Bill Nos. 96 315 436 497 598**

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

**Senate Bill No. 281, entitled**

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," (MCL 324.101 to 324.90106) by adding section 504a.

The Senate has passed the bill.

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

**Senate Bill No. 343, entitled**

A bill to create an urban homestead program; to permit certain local governmental units or nonprofit community organizations to create and administer urban homestead programs; to prescribe the powers and duties of certain state entities and local governmental units; and to provide for the disposition of personal and real property.

The Senate has passed the bill.

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

**Senate Bill No. 344, entitled**

A bill to create an urban homestead program for single-family public housing; to provide that certain local governmental units, public housing entities, nonprofit community organizations, and certain state entities create and administer urban homestead programs for single-family public housing; to prescribe the powers and duties of certain state and local governmental units, public housing entities, and nonprofit community organizations; and to provide for the disposition of personal and real property.

The Senate has passed the bill.

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

**Senate Bill No. 345, entitled**

A bill to create an urban homestead program for multifamily public housing; to provide that certain local governmental units and public housing entities create and administer urban homestead programs for multifamily public housing; to prescribe the powers and duties of certain state and local governmental units and public housing entities; and to provide for the disposition of personal and real property.

The Senate has passed the bill.

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

**Senate Bill No. 346, entitled**

A bill to create an urban homestead program for certain vacant land; to empower certain local governmental units to create and administer urban homestead programs for vacant land; to prescribe the powers and duties of certain state and local governmental units; and to provide for the disposition of personal and real property.

The Senate has passed the bill.

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

**Senate Bill No. 347, entitled**

A bill to amend 1933 (Ex Sess) PA 18, entitled "An act to authorize any city, village, township, or county to purchase, acquire, construct, maintain, operate, improve, extend, and repair housing facilities; to eliminate housing conditions which are detrimental to the public peace, health, safety, morals, or welfare; and for any such purposes to authorize any such city, village, township, or county to create a commission with power to effectuate said purposes, and to prescribe the powers and duties of such commission and of such city, village, township, or county; and for any such purposes to authorize any such commission, city, village, township, or county to issue notes and revenue bonds; to regulate the issuance, sale, retirement, and refunding of such notes and bonds; to regulate the rentals of such projects and the use of the revenues of the projects; to prescribe the manner of selecting tenants for such projects; to provide for condemnation of private property for such projects; to confer certain powers upon such commissions, cities, villages, townships, and counties in relation to such projects, including the power to receive aid and cooperation of the federal government; to provide for a referendum thereon; to provide for cooperative financing by 2 or more commissions, cities, villages, townships, or counties or any combination thereof; to provide for the issuance, sale, and

retirement of revenue bonds and special obligation notes for such purposes; to provide for financing agreements between cooperating borrowers; to provide for other matters relative to the bonds and notes and methods of cooperative financing; for other purposes; and to prescribe penalties and provide remedies," by amending section 44b (MCL 125.694b).

The Senate has passed the bill.

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

**Senate Bill No. 348, entitled**

A bill to amend 1966 PA 346, entitled "State housing development authority act of 1966," by amending section 22 (MCL 125.1422), as amended by 1998 PA 33.

The Senate has passed the bill.

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

**Senate Bill No. 385, entitled**

A bill to prohibit certain state agencies and certain local governmental units from placing certain information on certain documents; to impose certain duties on certain state officials; and to prescribe remedies and penalties.

The Senate has passed the bill.

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

**Senate Bill No. 454, entitled**

A bill to amend 1967 PA 281, entitled "Income tax act of 1967," by amending section 508 (MCL 206.508), as amended by 1990 PA 283.

The Senate has passed the bill.

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

**Senate Bill No. 485, entitled**

A bill to amend 1943 PA 202, entitled "Municipal finance act," by amending section 1b of chapter VII (MCL 137.1b), as amended by 1982 PA 469.

The Senate has passed the bill.

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

**Senate Bill No. 487, entitled**

A bill to amend 1893 PA 206, entitled "The general property tax act," by amending the title and sections 57, 60, 61, 73c, 74, 87b, 87c, 108, 131, 131c, and 131e (MCL 211.57, 211.60, 211.61, 211.73c, 211.74, 211.87b, 211.87c, 211.108, 211.131, 211.131c, and 211.131e), the title as amended by 1983 PA 254, sections 57, 60, 61, 73c, 74, 108, 131, and 131c as amended by 1993 PA 291, section 87b as amended by 1994 PA 189, section 87c as amended by 1988 PA 450, and section 131e as amended by 1996 PA 476, and by adding sections 60a, 78, 78a, 78b, 78c, 78d, 78e, 78f, 78g, 78h, 78i, 78j, 78k, 78l, 78m, and 78n; and to repeal acts and parts of acts.

The Senate has passed the bill.

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

**Senate Bill No. 488, entitled**

A bill to provide for the identification, inspection, and certification of abandoned property; to prescribe certain duties for certain local units of government and county treasurers; to provide for certain administration and collection fees; and to facilitate the return of abandoned tax delinquent property to productive use.

The Senate has passed the bill.

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

**Senate Bill No. 489, entitled**

A bill to amend 1893 PA 206, entitled "The general property tax act," (MCL 211.1 to 211.157) by adding sections 79, 79a, and 79b.

The Senate has passed the bill.

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

**Senate Bill No. 505, entitled**

A bill to amend 1984 PA 387, entitled "State food stamp distribution act," by amending section 1 (MCL 400.751). 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. 506, entitled**

A bill to amend 1939 PA 280, entitled "The social welfare act," by amending section 60 (MCL 400.60). 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. 507, entitled**

A bill to allow local units of government to obtain clear title to property previously acquired through the tax reversion process; to provide due process to those persons with a prior recorded interest in that property; to allow local units of government to reduce the backlog of tax reverted property; and to facilitate the return of tax reverted property to productive use.

The Senate has passed the bill.

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

**Senate Bill No. 509, entitled**

A bill to amend 1950 (Ex Sess) PA 23, entitled "Airport zoning act," by amending section 24 (MCL 259.454).

The Senate has passed the bill.

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

**Senate Bill No. 513, entitled**

A bill to amend 1980 PA 299, entitled "Occupational code," by amending sections 2601, 2603, 2605, 2607, 2609, 2611, 2613, 2615, 2617, 2619, 2621, 2623, 2625, 2627, 2629, 2633, 2635, and 2637 (MCL 339.2601, 339.2603, 339.2605, 339.2607, 339.2609, 339.2611, 339.2613, 339.2615, 339.2617, 339.2619, 339.2621, 339.2623, 339.2625, 339.2627, 339.2629, 339.2633, 339.2635, and 339.2637), section 2601 as amended by 1994 PA 125 and sections 2603, 2605, 2607, 2609, 2611, 2613, 2615, 2617, 2619, 2621, 2623, 2625, 2627, 2629, 2633, 2635, and 2637 as added by 1990 PA 269, and by adding sections 2614 and 2636.

The Senate has passed the bill.

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

**Senate Bill No. 514, entitled**

A bill to amend 1979 PA 152, entitled "State license fee act," by amending sections 2, 6, and 38 (MCL 338.2202, 338.2206, and 338.2238), sections 2 and 6 as added by 1988 PA 461 and section 38 as added by 1990 PA 268.

The Senate has passed the bill.

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

**Senate Bill No. 515, entitled**

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending sections 30510 and 30512 (MCL 324.30510 and 324.30512), as added by 1995 PA 59.

The Senate has passed the bill.

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

**Senate Bill No. 516, entitled**

A bill to amend 1943 PA 183, entitled "County zoning act," by amending section 20 (MCL 125.220).

The Senate has passed the bill.

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

**Senate Bill No. 517, entitled**

A bill to amend 1943 PA 184, entitled "Township zoning act," by amending section 20 (MCL 125.290).

The Senate has passed the bill.

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

**Senate Bill No. 518, entitled**

A bill to amend 1921 PA 207, entitled "City and village zoning act," by amending section 5 (MCL 125.585), as amended by 1986 PA 191.

The Senate has passed the bill.

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

**Senate Bill No. 519, entitled**

A bill to amend 1980 PA 87, entitled "The uniform condemnation procedures act," by amending section 5 (MCL 213.55), as amended by 1996 PA 474.

The Senate has passed the bill.

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

**Senate Bill No. 555, entitled**

A bill to amend 1933 PA 167, entitled "General sales tax act," by amending section 4g (MCL 205.54g), as amended by 1998 PA 60.

The Senate has passed the bill.

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

**Senate Bill No. 556, entitled**

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending sections 204a, 219, 233, 258, 303, 310d, 321a, 323, 602a, 605, 625, 625g, 625h, 732, 904, 904c, 904d, and 904e (MCL 257.204a, 257.219, 257.233, 257.258, 257.303, 257.310d, 257.321a, 257.323, 257.602a, 257.605, 257.625, 257.625g, 257.625h, 257.732, 257.904, 257.904c, 257.904d, and 257.904e), sections 204a, 219, 233, and 323 as amended by 1998 PA 346, sections 258 and 602a as amended by 1998 PA 347, section 303 as amended by 1998 PA 351, sections 310d and 321a as amended by 1998 PA 343, section 625 as amended by 1998 PA 350, section 625g as amended by 1994 PA 450, section 625h as amended by 1996 PA 59, section 732 as amended by 1999 PA 21, section 904 as amended by 1998 PA 342, section 904c as added by 1998 PA 359, and sections 904d and 904e as added by 1998 PA 358.

The Senate has passed the bill.

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

**Senate Bill No. 557, entitled**

A bill to amend 1978 PA 368, entitled "Public health code," by amending section 7408a (MCL 333.7408a), as added by 1993 PA 361.

The Senate has passed the bill.

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

**Senate Bill No. 558, entitled**

A bill to amend 1961 PA 236, entitled "Revised judicature act of 1961," by amending section 8511 (MCL 600.8511), as amended by 1996 PA 79.

The Senate has passed the bill.

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

**Senate Bill No. 559, entitled**

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending section 9f of chapter IV (MCL 764.9f), as amended by 1998 PA 264.

The Senate has passed the bill.

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

**Senate Bill No. 560, entitled**

A bill to amend 1925 PA 289, entitled "An act to create a bureau of criminal identification and records within the department of state police; to require peace officers, persons in charge of certain institutions, and others to make reports respecting juvenile offenses, crimes, and criminals to the state police; to require the fingerprinting of an accused by certain persons; and to provide penalties for violation of this act," by amending section 3 (MCL 28.243), as amended by 1989 PA 97.

The Senate has passed the bill.

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

**Senate Bill No. 566, entitled**

A bill to amend 1994 PA 295, entitled "Sex offenders registration act," by amending sections 2, 3, 4, 5, 7, 8, 9, and 10 (MCL 28.722, 28.723, 28.724, 28.725, 28.727, 28.728, 28.729, and 28.730), section 3 as amended by 1995 PA 10, sections 7 and 10 as amended by 1996 PA 494, and section 8 as amended by 1996 PA 494, and by adding sections 5a, 8a, and 8b.

The Senate has passed the bill.

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

**Senate Bill No. 567, entitled**

A bill to amend 1939 PA 288, entitled "Probate code of 1939," by amending section 18 of chapter XIIA (MCL 712A.18), as amended by 1998 PA 478.

The Senate has passed the bill.

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

**Senate Bill No. 568, entitled**

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending sections 1 and 16a of chapter IX (MCL 769.1 and 769.16a), section 1 of chapter IX as amended by 1998 PA 520 and section 16a of chapter IX as amended by 1993 PA 85.

The Senate has passed the bill.

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

**Senate Bill No. 569, entitled**

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending section 307 (MCL 257.307), as amended by 1998 PA 330.

The Senate has passed the bill.

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

**Senate Bill No. 570, entitled**

A bill to amend 1972 PA 222, entitled "An act to provide for an official personal identification card; to provide for its form, issuance and use; to regulate the use and disclosure of information obtained from the card; to prescribe the powers and duties of the secretary of state; to prescribe fees; and to prescribe certain penalties for violations," by amending section 2 (MCL 28.292), as amended by 1998 PA 118.

The Senate has passed the bill.

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

**Senate Bill No. 571, entitled**

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending section 11 of chapter XVII (MCL 777.11), as added by 1998 PA 317.

The Senate has passed the bill.

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

**Senate Bill No. 586, entitled**

A bill to amend 1998 PA 58, entitled "Michigan liquor control code of 1998," by amending section 531 (MCL 436.1531), as amended by 1998 PA 416.

The Senate has passed the bill.

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

**Senate Bill No. 96, entitled**

A bill to amend 1974 PA 258, entitled "Mental health code," (MCL 330.1001 to 330.2106) by adding chapter 10A.

The Senate has passed the bill.

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

**Senate Bill No. 315, entitled**

A bill to amend 1931 PA 328, entitled "The Michigan penal code," by amending section 136b (MCL 750.136b), as added by 1988 PA 251.

The Senate has passed the bill.

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



**Senate Bill No. 436, entitled**

A bill to amend 1978 PA 368, entitled "Public health code," by amending section 17745a (MCL 333.17745a), as added by 1993 PA 305.

The Senate has passed the bill.

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

**Senate Bill No. 497, entitled**

A bill to authorize certain interceptions of communications and the use of interception devices for certain offenses; to provide for and regulate the application, issuance, and execution of interception orders; to prescribe the powers and duties of certain agencies, officers, and employees; to regulate the use and disclosure of communications and evidence intercepted or obtained under this act; to provide remedies and exemptions from liability; to prescribe penalties; and to repeal acts and parts of acts.

The Senate has passed the bill.

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

**Senate Bill No. 598, entitled**

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending section 16z of chapter XVII (MCL 777.16z), as added by 1998 PA 317, and by adding section 19a to chapter XVII.

The Senate has passed the bill.

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

**House Bill No. 4470, entitled**

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending section 3118 (MCL 324.3118), as amended by 1995 PA 169.

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. 4394, entitled**

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," (MCL 324.101 to 324.90106) by adding sections 81140a and 82147a.

The Senate has amended the bill as follows:

1. Amend page 1, line 3, after "UNDER" by striking out "OF".
2. Amend page 1, line 11, by striking out "90" and inserting "93".
3. Amend page 2, line 15, by striking out "90" and inserting "93".

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

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

By unanimous consent the House returned to the order of

**Motions and Resolutions**

Reps. Middaugh, Kelly, Woodward, Dennis, Hardman, Switalski, Brater, LaSata, Kuipers, Cassis, Bogardus, Basham, DeHart, Julian, Tabor, DeRossett, Bishop, Kowall, Gosselin, Pappageorge, Mead, Schauer, Perricone, Jacobs, Green, Mortimer, Raczkowski, Ehardt, Van Woerkom, Baird, Vaughn, Vander Roest, Birkholz, Howell, Kukuk, Jansen, DeVuyst, Garcia, Caul, Toy and Richner offered the following resolution:

**House Resolution No. 99.**

A resolution memorializing the Michigan Civil Rights Commission to establish a policy prohibiting the use of genetic testing as a precondition for employment.

Whereas, The Michigan Commission on Genetic Privacy and Progress (the "Genetics Commission") was established by Governor Engler in September 1997 to recommend, among other things, state policy to prevent discrimination based on genetic information in the area of employment. The Genetics Commission issued its final report in February 1999; and

Whereas, The Genetics Commission gathered testimony from the public, health care professionals, and various organizations at public forums held in eight different locations across Michigan. As the report notes: "Regarding employment discrimination, one common view is that to condition employment on genetic information is to deprive capable individuals of the opportunity to be contributing members of the workforce"; and

Whereas, The Genetics Commission recommended the adoption of state policies to prohibit the use of genetic testing or the use of genetic information as a condition of employment; and

Whereas, The controlling state law dealing with discriminatory employment practices is the Persons with Disabilities Civil Rights Act of 1998 (the "Act"), formerly known as the Michigan Handicappers' Civil Rights Act. Under the Act, the Michigan Civil Rights Commission may establish policy concerning its application of the Act; and

Whereas, The director of the Michigan Department of Civil Rights was a member of the Genetics Commission and is the chief state official responsible to the Commission for enforcement of the Persons with Disabilities Civil Rights Act; and

Whereas, In 1986, the Michigan Civil Rights Commission interpreted the Michigan Handicapper Civil Rights Act to prohibit employment discrimination against persons infected with the AIDS virus; now, therefore, be it

Resolved by the House of Representatives, That we memorialize the Michigan Civil Rights Commission to adopt a policy prohibiting the use of genetic testing or genetic information as a condition of employment and a strategy to inform Michigan employers of this new policy; and be it further

Resolved, That a copy of this resolution be transmitted to the Michigan Civil Rights Commission, the director of the Michigan Department of Civil Rights, and the Governor of Michigan.

The resolution was referred to the Committee on Health Policy.

Reps. Perricone, LaForge, Kelly, Woodward, Dennis, Frank, Sheltroun, Brater, LaSata, Kuipers, Cassis, Middaugh, Jamnick, Koetje, DeHart, Julian, Tabor, DeRossett, Bishop, Kowall, Gosselin, Sanborn, Hager, Pappageorge, Mead, Schauer, Jacobs, Green, Kilpatrick, Mortimer, Ehardt, Van Woerkom, Baird, Vaughn, Vander Roest, Birkholz, Howell, Kukuk, Jansen, DeVuyst, Garcia, Caul, Toy, Jellema and Richner offered the following resolution:

**House Resolution No. 100.**

A resolution honoring Mr. Jack Brown upon the occasion of his retirement.

Whereas, With his retirement as Executive Director of the Michigan Fraternal Order of Police, Mr. Jack Brown shall bring to a close an outstanding career of thirty-four years in law enforcement service. We salute him for his commitment to our communities, our citizens and, especially, to the most vulnerable members of society, our children and our senior citizens; and

Whereas, Mr. Brown began his law enforcement career in 1965 as a patrol officer with the Ferndale Police Department in Michigan. His diligence and dedication allowed him to excel. In 1973, Mr. Brown was advanced to Sergeant and by 1976, he was promoted to Lieutenant; and

Whereas, In 1966, Mr. Brown joined the South Oakland Lodge #130 of the Michigan Fraternal Order of Police and in 1970 was elected Lodge President. During these years, Mr. Brown developed the steadfastness to bring forth representational reform to the field of law enforcement and fire fighting in labor negotiations. He spearheaded legislation that established compulsory binding interest arbitration for police officers and fire fighters. This legislation, Public Act 312, was passed and, henceforth, police officers and fire fighters were no longer to be treated as second class citizens during contract negotiations. His tenacity and strong dedication to his profession gave the men and women in law enforcement and fire fighting recognition and fairness in our state; and

Whereas, With the Michigan Fraternal Order of Police, Mr. Brown moved up through the ranks to State Lodge President. In 1978, he was appointed by Governor William Milliken to develop, monitor, and enforce the standards for law enforcement training. By 1980, he was hired as the first Executive Director for Michigan in the Fraternal Order. He served on various national committees including the National Labor Committee, the Insurance Committee, and as the Chairman of the Education Services Committee; and

Whereas, An example of Mr. Brown's commitment to uphold the law and to provide a safe environment for our children came with the KIDS - DON'T GO WITH STRANGERS campaign. This program was designed to warn children and their parents about the importance of teaching and guiding children to act in a prudent manner. This campaign was executed by drawing media attention, distributing thousands and thousands of bumper stickers, school involvement, and help from the Fraternal Order of Police lodges to get the message out statewide. Eventually, the KIDS - DON'T GO WITH STRANGERS campaign became the topic of conversation at dinner tables, in school classrooms, and wherever children gathered. As a consequence of Mr. Brown's effort, the lives of many children have been saved; now, therefore, be it

Resolved by the House of Representatives, That the members of this legislative body dedicate this document to honor and commend Mr. Jack Brown upon his retirement from the Michigan Fraternal Order of Police. This document serves as a testimony of recognition to a man who has served our state and its people well. He is a true example of a man leaving his profession, and all who came in contact with him, better for knowing and working with him. May he know of the high esteem in which he is held by the people of the State of Michigan for his outstanding service throughout his career; and be it further

Resolved, That a copy of this resolution be transmitted to Mr. Jack Brown as evidence of our appreciation and gratitude.

Pending the reference of the resolution to a committee,  
Rep. Raczkowski 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.

Reps. Richner, Kelly, Woodward, Dennis, Spade, Cassis, Bogardus, Basham, Jamnick, Koetje, DeHart, Julian, Tabor, DeRossett, Bishop, Kowall, Gosselin, Sanborn, Hager, Pappageorge, Mead, Perricone, Jacobs, Green, Mortimer, Raczkowski, Ehardt, Van Woerkom, Baird, Vaughn, Vander Roest, Birkholz, Howell, Kukuk, Jansen, DeVuyst, Garcia, Richardville, Caul and Toy offered the following resolution:

**House Resolution No. 101.**

A resolution to memorialize the Congress of the United States to enact the World War II Memorial Completion Act.

Whereas, Public Law 103-32, signed in 1993, authorized the establishment of a memorial to the valor of World War II veterans. The men and women who fought and who died during the century's darkest hours to secure the freedoms we enjoy today command our lasting gratitude. Their supreme sacrifices continue to touch every American. The World War II Memorial is a small but important step in repaying the immeasurable debt we owe these individuals. Many of these men and women have continued serving their country in community service organizations, such as the Veterans of Foreign Wars and the American Legion. This legislation set in motion a long process of securing support, establishing a site and design, and working with the American Battle Monuments Commission and the National Park Service to bring this project to completion; and

Whereas, In an effort to expedite the establishment of this memorial and to ensure adequate funding for its repair and maintenance in perpetuity, Congress has before it H.R. 1247, the World War II Memorial Completion Act. This bill addresses a variety of issues, especially refining powers and purposes of the fund created to handle the collection and disbursement of money, including the authority to borrow, as well as the protection of intellectual property and licensing rights related to the memorial; and

Whereas, The World War II Memorial, which is to be located on the National Mall in Washington, is an important expression of the nation's debt to a remarkable generation. The World War II Memorial Completion Act will play a vital role in ensuring the success of this venture to perpetuate for future generations the memory of valor and sacrifices that must never be forgotten; now, therefore, be it

Resolved by the House of Representatives, That we memorialize the Congress of the United States to enact the World War II Memorial Completion Act. We urge all parties involved to work cooperatively toward the completion of this important piece of our country's history; 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 Veterans Affairs.

Reps. Middaugh, Kelly, Woodward, Dennis, Hardman, Switalski, Brater, LaSata, Kuipers, Cassis, Bogardus, Basham, DeHart, Julian, Tabor, DeRossett, Bishop, Kowall, Gosselin, Pappageorge, Mead, Schauer, Perricone, Jacobs, Green, Mortimer, Raczkowski, Ehardt, Van Woerkom, Baird, Vaughn, Vander Roest, Birkholz, Howell, Kukuk, Jansen, DeVuyst, Garcia, Caul, Toy and Richner offered the following concurrent resolution:

**House Concurrent Resolution No. 36.**

A concurrent resolution memorializing the Michigan Civil Rights Commission to establish a policy prohibiting the use of genetic testing as a precondition for employment.

Whereas, The Michigan Commission on Genetic Privacy and Progress (the "Genetics Commission") was established by Governor Engler in September 1997 to recommend, among other things, state policy to prevent discrimination based on genetic information in the area of employment. The Genetics Commission issued its final report in February 1999; and

Whereas, The Genetics Commission gathered testimony from the public, health care professionals, and various organizations at public forums held in eight different locations across Michigan. As the report notes: "Regarding employment discrimination, one common view is that to condition employment on genetic information is to deprive capable individuals of the opportunity to be contributing members of the workforce"; and

Whereas, The Genetics Commission recommended the adoption of state policies to prohibit the use of genetic testing or the use of genetic information as a condition of employment; and

Whereas, The controlling state law dealing with discriminatory employment practices is the Persons with Disabilities Civil Rights Act of 1998 (the "Act"), formerly known as the Michigan Handicappers' Civil Rights Act. Under the Act, the Michigan Civil Rights Commission may establish policy concerning its application of the Act; and

Whereas, The director of the Michigan Department of Civil Rights was a member of the Genetics Commission and is the chief state official responsible to the Commission for enforcement of the Persons with Disabilities Civil Rights Act; and

Whereas, In 1986, the Michigan Civil Rights Commission interpreted the Michigan Handicapper Civil Rights Act to prohibit employment discrimination against persons infected with the AIDS virus; now, therefore, be it

Resolved by the House of Representatives (the Senate concurring), That we memorialize the Michigan Civil Rights Commission to adopt a policy prohibiting the use of genetic testing or genetic information as a condition of employment and a strategy to inform Michigan employers of this new policy; and be it further

Resolved, That a copy of this resolution be transmitted to the Michigan Civil Rights Commission, the director of the Michigan Department of Civil Rights, and the Governor of Michigan.

The concurrent resolution was referred to the Committee on Health Policy.

### Reports of Standing Committees

The Committee on Economic Development, by Rep. Garcia, Chair, reported

#### **Senate Bill No. 484, entitled**

A bill to amend 1961 PA 120, entitled "An act to authorize the development or redevelopment of principal shopping districts of certain cities; to permit the creation of certain boards; and to authorize the collection of revenue and the bonding of certain cities for the development or redevelopment projects," by amending the title and sections 1, 2, 3, 4, and 5 (MCL 125.981, 125.982, 125.983, 125.984, and 125.985), as amended by 1992 PA 146.

With the recommendation that the bill pass.

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

#### Favorable Roll Call

#### **SB 484** To Report Out:

Yeas: Reps. Garcia, Kowall, Bisbee, Richardville, Van Woerkom, Bob Brown, Lockwood, Vaughn,

Nays: None.

### COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Garcia, Chair of the Committee on Economic Development, was received and read:

Meeting held on: Tuesday, May 18, 1999, at 9:00 a.m.,

Present: Reps. Garcia, Kowall, Bisbee, Richardville, Van Woerkom, Bob Brown, Lockwood, Vaughn,

Absent: Rep. Mans,

Excused: Rep. Mans.

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

#### **House Bill No. 4373, entitled**

A bill to amend 1893 PA 206, entitled "The general property tax act," by amending sections 2, 8, 14, and 34c (MCL 211.2, 211.8, 211.14, and 211.34c), section 2 as amended by 1993 PA 313, section 8 as amended by 1983 PA 254, and section 34c as amended by 1996 PA 476.

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

1. Amend page 8, line 9, by striking out all of subsection (2) and renumbering the remaining subsections.

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

#### Favorable Roll Call

#### **HB 4373** To Report Out:

Yeas: Reps. Cassis, Woronchak, Allen, Faunce, Gilbert, Gosselin, Koetje, Patterson, Quarles, Basham, Garza, Jamnick, Minore, Switalski,

Nays: Rep. Vander Roest.

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

#### **Senate Bill No. 396, entitled**

A bill to amend 1933 PA 167, entitled "General sales tax act," (MCL 205.51 to 205.78) by adding section 4s.

With the recommendation that the bill pass.

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

## Favorable Roll Call

**SB 396** To Report Out:

Yeas: Reps. Cassis, Woronchak, Faunce, Gilbert, Gosselin, Koetje, Patterson, Vander Roest, Vear, Quarles, Basham, Garza, Jamnick, Minore, O'Neil, Switalski,  
Nays: None.

## COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Tuesday, May 18, 1999, at 9:00 a.m.,

Present: Reps. Cassis, Woronchak, Allen, Faunce, Gilbert, Gosselin, Koetje, Patterson, Vander Roest, Vear, Quarles, Basham, Garza, Jamnick, Minore, O'Neil, Switalski.

The Committee on Criminal Law and Corrections, by Rep. Howell, Vice-Chair, reported

**House Bill No. 4640, entitled**

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending section 34 of chapter IX and sections 31, 43, 46, and 48 of chapter XVII (MCL 769.34, 777.31, 777.43, 777.46, and 777.48), section 34 of chapter IX as amended and sections 31, 43, 46, and 48 of chapter XVII as added by 1998 PA 317.

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

1. Amend page 2, line 7, after "sentence" by striking out the balance of the line through "SENTENCE" on line 9.
2. Amend page 2, line 11, after "sentence" by inserting "OR A SENTENCE THAT EXCEEDS THE RECOMMENDED SENTENCE RANGE BUT IS LESS THAN THE MANDATORY MINIMUM SENTENCE".

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

## Favorable Roll Call

**HB 4640** To Report Out:

Yeas: Reps. Faunce, Howell, Bishop, Julian, Richner, Sanborn, Shulman, Baird, Jacobs, O'Neil,  
Nays: None.

The Committee on Criminal Law and Corrections, by Rep. Howell, Vice-Chair, reported

**House Bill No. 4669, entitled**

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending sections 25a and 25b (MCL 764.25a and 764.25b), section 25a as amended by 1983 PA 92 and section 25b as amended by 1996 PA 418.

With the recommendation that the bill pass.

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

## Favorable Roll Call

**HB 4669** To Report Out:

Yeas: Reps. Faunce, Howell, Bishop, Julian, Sanborn, Shulman, O'Neil,  
Nays: None.

The Committee on Criminal Law and Corrections, by Rep. Howell, Vice-Chair, reported

**House Bill No. 4670, entitled**

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending section 16l of chapter XVII (MCL 777.16l), as added by 1998 PA 317.

With the recommendation that the bill pass.

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

## Favorable Roll Call

**HB 4670** To Report Out:

Yeas: Reps. Faunce, Howell, Bishop, Julian, Richner, Sanborn, Shulman, Baird, Jacobs, O'Neil,  
Nays: None.

The Committee on Criminal Law and Corrections, by Rep. Howell, Vice-Chair, reported

**Senate Bill No. 528, entitled**

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending section 17 of chapter XVII (MCL 777.17), as added by 1998 PA 317.

With the recommendation that the bill pass.

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

Favorable Roll Call

**SB 528** To Report Out:

Yeas: Reps. Faunce, Howell, Bishop, Julian, Richner, Sanborn, Shulman, Baird, Jacobs,

Nays: None.

COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Howell, Vice-Chair of the Committee on Criminal Law and Corrections, was received and read:

Meeting held on: Tuesday, May 18, 1999, at 10:30 a.m.,

Present: Reps. Faunce, Howell, Bishop, Julian, Richner, Sanborn, Shulman, Baird, Jacobs, O'Neil,

Absent: Rep. Callahan,

Excused: Rep. Callahan.

The Committee on House Oversight and Operations, by Rep. Raczkowski, Chair, reported

**Senate Bill No. 303, entitled**

A bill to amend 1986 PA 268, entitled "Legislative council act," by amending section 203 (MCL 4.1203).

With the recommendation that the bill pass.

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

Favorable Roll Call

**SB 303** To Report Out:

Yeas: Reps. Raczkowski, Howell, Richardville, Rivet, Brewer, DeHart,

Nays: None.

The Committee on House Oversight and Operations, by Rep. Raczkowski, Chair, reported

**House Resolution No. 43.**

A resolution commemorating May 1999 as Motorcycle Safety Awareness Month.

(For text of resolution, see House Journal No. 26, p. 451.)

With the recommendation that the resolution be adopted.

The Speaker announced that under Rule 77 the resolution would lie over one day.

Favorable Roll Call

**HR 43** To Report Out:

Yeas: Reps. Raczkowski, Howell, Richardville, Rivet, Brewer, DeHart,

Nays: None.

The Committee on House Oversight and Operations, by Rep. Raczkowski, Chair, reported

**House Resolution No. 48.**

A resolution to memorialize the Congress of the United States to reject a proposed reduction in the Temporary Assistance to Needy Families (TANF) Block Grant.

(For text of resolution, see House Journal No. 27, p. 490.)

With the recommendation that the following substitute (H-2) be adopted and that the resolution then be adopted.

**Substitute for House Resolution No. 48.**

A resolution to memorialize the Congress of the United States to reject proposed reductions in the Temporary Assistance to Needy Families (TANF) Block Grant.

Whereas, The Congress of the United States is presently considering the possibility of major cuts in the funding for the Temporary Assistance to Needy Families Block Grant (TANF); and

Whereas, The TANF program is a key element of the landmark welfare reforms of 1996. Congress would be breaking the successful welfare agreement if it were to raid this money. This would be a serious blow to the states and a threat to changes in welfare policies that are truly making a difference in this country; and

Whereas, When the welfare agreement was reached in 1996, federal and state officials, including governors, lawmakers, and other policy makers, also built in a 5-year guarantee of level funding. The notion of any reduction, regardless of whether it is called a deferral or anything else, is a clear violation of this carefully crafted agreement. It is unacceptable for this program to be raided in this manner; now, therefore, be it

Resolved by the House of Representatives, That we memorialize the Congress of the United States to reject proposed reductions in the Temporary Assistance to Needy Families (TANF) Block Grant and to not reduce, defer, or otherwise spend TANF reserve funds except for their intended purpose; 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 Speaker announced that under Rule 77 the resolution would lie over one day.

#### Favorable Roll Call

#### **HR 48** To Report Out:

Yeas: Reps. Raczkowski, Howell, Richardville, Rivet, Brewer, DeHart,

Nays: None.

#### COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Raczkowski, Chair of the Committee on House Oversight and Operations, was received and read:

Meeting held on: Tuesday, May 18, 1999, at 12:00 Noon,

Present: Reps. Raczkowski, Howell, Richardville, Rivet, Brewer, DeHart,

Absent: Rep. Shackleton,

Excused: Rep. Shackleton.

The Committee on Constitutional Law and Ethics, by Rep. Bishop, Chair, reported

#### **House Bill No. 4531, entitled**

A bill to amend 1964 PA 170, entitled "An act to make uniform the liability of municipal corporations, political subdivisions, and the state, its agencies and departments, officers, employees, and volunteers thereof, and members of certain boards, councils, and task forces when engaged in the exercise or discharge of a governmental function, for injuries to property and persons; to define and limit this liability; to define and limit the liability of the state when engaged in a proprietary function; to authorize the purchase of liability insurance to protect against loss arising out of this liability; to provide for defending certain claims made against public officers and paying damages sought or awarded against them; to provide for the legal defense of public officers and employees; to provide for reimbursement of public officers and employees for certain legal expenses; and to repeal certain acts and parts of acts," (MCL 691.1401 to 691.1415) by adding section 7a.

With the recommendation that the bill pass.

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

#### Favorable Roll Call

#### **HB 4531** To Report Out:

Yeas: Reps. Bishop, Patterson, Bradstreet, Green, Rocca, Vaughn,

Nays: None.

The Committee on Constitutional Law and Ethics, by Rep. Bishop, Chair, reported

#### **House Bill No. 4540, entitled**

A bill to amend 1931 PA 328, entitled "The Michigan penal code," by amending sections 317 and 321 (MCL 750.317 and 750.321).

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

**HB 4540** To Report Out:

Yeas: Reps. Bishop, Patterson, Bradstreet, Green, Rocca,  
Nays: None.

The Committee on Constitutional Law and Ethics, by Rep. Bishop, Chair, reported

**House Bill No. 4541, entitled**

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending section 3 of chapter XI (MCL 771.3), as amended by 1998 PA 520.

With the recommendation that the bill pass.

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

## Favorable Roll Call

**HB 4541** To Report Out:

Yeas: Reps. Bishop, Patterson, Bradstreet, Green, Rocca,  
Nays: None.

The Committee on Constitutional Law and Ethics, by Rep. Bishop, Chair, reported

**House Bill No. 4542, entitled**

A bill to amend 1931 PA 328, entitled "The Michigan penal code," by amending section 227b (MCL 750.227b), as amended by 1990 PA 321.

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

**HB 4542** To Report Out:

Yeas: Reps. Bishop, Patterson, Bradstreet, Green, Rocca, Lemmons,  
Nays: None.

The Committee on Constitutional Law and Ethics, by Rep. Bishop, Chair, reported

**House Bill No. 4544, entitled**

A bill to amend 1931 PA 328, entitled "The Michigan penal code," by amending section 357b (MCL 750.357b), as added by 1990 PA 321.

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

**HB 4544** To Report Out:

Yeas: Reps. Bishop, Patterson, Bradstreet, Green, Rocca, Lemmons,  
Nays: None.

The Committee on Constitutional Law and Ethics, by Rep. Bishop, Chair, reported

**House Bill No. 4634, entitled**

A bill to amend 1931 PA 328, entitled "The Michigan penal code," by amending section 226 (MCL 750.226).

With the recommendation that the bill pass.

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

## Favorable Roll Call

**HB 4634** To Report Out:

Yeas: Reps. Bishop, Patterson, Bradstreet, Green, Rocca, Lemmons,  
Nays: None.



## COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Bishop, Chair of the Committee on Constitutional Law and Ethics, was received and read:

Meeting held on: Tuesday, May 18, 1999, at 9:00 a.m.,

Present: Reps. Bishop, Patterson, Bradstreet, Green, Rocca, Vaughn, Brater, Garza, Lemmons.

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

**Senate Bill No. 357, entitled**

A bill to make appropriations for the department of agriculture for the fiscal year ending September 30, 2000; to provide for the expenditure of the appropriations; to create funds; to provide for the imposition of fees; to require reports, audits, and plans; to authorize certain transfers by certain state agencies; and to provide for the disposition of fees and other income received by certain state agencies.

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

**SB 357** To Report Out:

Yeas: Reps. Jellema, Cameron Brown, Byl, Caul, Godchaux, Jansen, Jelinek, Kukuk, LaSata, Mead, Mortimer, Pappageorge, Pumford, Scranton, Stamas, Price, Cherry, Clarke, Frank, Kelly, Martinez, Pestka, Prusi, Stallworth, Tesanovich,

Nays: None.

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

**Senate Bill No. 368, entitled**

A bill to make appropriations for the judicial branch for the fiscal year ending September 30, 2000; to provide for the expenditure of these appropriations; to place certain restrictions on the expenditure of these appropriations; to prescribe the powers and duties of certain officials and employees; to require certain reports; and to provide for the disposition of fees and other income received by the judicial branch.

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

**SB 368** To Report Out:

Yeas: Reps. Geiger, Jellema, Cameron Brown, Caul, Godchaux, Jansen, Jelinek, Kukuk, LaSata, Mead, Mortimer, Pappageorge, Pumford, Scranton, Stamas, Toy, Pestka,

Nays: Reps. Cherry, Frank, Kelly, Prusi, Stallworth.

## COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Tuesday, May 18, 1999, at 9:00 a.m.,

Present: Reps. Geiger, Jellema, Cameron Brown, Byl, Caul, Godchaux, Jansen, Jelinek, Kukuk, LaSata, Mead, Mortimer, Pappageorge, Pumford, Scranton, Stamas, Toy, Price, Cherry, Clarke, Frank, Kelly, Martinez, Pestka, Prusi, Stallworth, Tesanovich.

The Committee on Regulatory Reform, by Rep. Rocca, Chair, reported

**House Bill No. 4451, entitled**

A bill to amend 1978 PA 368, entitled "Public health code," by amending sections 13101 and 13102 (MCL 333.13101 and 333.13102), as added by 1996 PA 223, and by adding sections 13104, 13105, 13106, 13107, 13108, 13109, and 13110.

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

1. Amend page 3, line 16, after "FACILITY" by striking out "MAY" and inserting "SHALL".

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

## Favorable Roll Call

**HB 4451** To Report Out:

Yeas: Reps. Rocca, Vear, Faunce, Kuipers, Woronchak, Scott, Vaughn, Wojno, Hale,  
Nays: None.

## COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Rocca, Chair of the Committee on Regulatory Reform, was received and read:  
Meeting held on: Tuesday, May 18, 1999, at 6:38 p.m.,  
Present: Reps. Rocca, Vear, Faunce, Kuipers, Woronchak, Scott, Vaughn, Wojno, Hale.

The Committee on Gaming and Casino Oversight, by Rep. Koetje, Chair, reported

**House Bill No. 4689, entitled**

A bill to amend 1931 PA 328, entitled "The Michigan penal code," (MCL 750.1 to 750.568) by adding section 315b.  
With the recommendation that the bill pass.  
The bill was referred to the order of Second Reading of Bills.

## Favorable Roll Call

**HB 4689** To Report Out:

Yeas: Reps. Koetje, Vander Roest, Law, Richner, Voorhees, Hardman,  
Nays: Rep. Garza.

## COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Koetje, Chair of the Committee on Gaming and Casino Oversight, was received and read:

Meeting held on: Wednesday, May 19, 1999, at 10:30 a.m.,  
Present: Reps. Koetje, Vander Roest, Law, Richner, Voorhees, Garza, Hardman,  
Absent: Reps. Brewer, Callahan,  
Excused: Reps. Brewer, Callahan.

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

**House Bill No. 4659, entitled**

A bill to amend 1986 PA 32, entitled "Emergency telephone service enabling act," (MCL 484.1101 to 484.1604) by adding chapter VII; and to repeal acts and parts of acts.  
With the recommendation that the bill pass.  
The bill was referred to the order of Second Reading of Bills.

## Favorable Roll Call

**HB 4659** To Report Out:

Yeas: Reps. Middaugh, Bradstreet, Birkholz, Bisbee, Cassis, Gosselin, Howell, Kowall, Kuipers, Shulman, Thomas, Bob Brown, Lemmons, Woodward,  
Nays: None.

## COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Wednesday, May 19, 1999, at 10:30 a.m.,

Present: Reps. Middaugh, Bradstreet, Birkholz, Bisbee, Cassis, Garcia, Gosselin, Howell, Kowall, Kuipers, Richardville, Shulman, Thomas, Bob Brown, Daniels, Hansen, Lemmons, Neumann, Schauer, Woodward,  
Absent: Rep. Quarles,  
Excused: Rep. Quarles.

The Committee on Appropriations, by Rep. Geiger, Chair, reported  
**Senate Bill No. 68, entitled**

A bill to make, supplement, and adjust appropriations for capital outlay, the judiciary, the legislature, and various state departments and agencies for the fiscal year ending September 30, 1999; to make appropriations for community colleges, colleges, and universities; to provide for the expenditure of those appropriations; to create funds and accounts; to provide for the imposition of fees; to require reports, audits, and plans; to authorize certain transfers by certain state agencies; to provide for the disposition of fees and other income received by certain state agencies; and to repeal acts and parts of acts.

With the recommendation that the bill pass.

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

#### Favorable Roll Call

**SB 68** To Report Out:

Yeas: Reps. Geiger, Jellema, Cameron Brown, Byl, Caul, Godchaux, Jansen, Jelinek, Kukuk, LaSata, Mead, Mortimer, Pappageorge, Pumford, Scranton, Stamas, Toy, Cherry, Clarke, Frank, Pestka, Prusi, Tesanovich,

Nays: Reps. Price, Martinez, Stallworth.

#### COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Geiger, Chair of the Committee on Appropriations, was received and read:  
Meeting held on: Wednesday, May 19, 1999, at 9:00 a.m.,

Present: Reps. Geiger, Jellema, Cameron Brown, Byl, Caul, Godchaux, Jansen, Jelinek, Kukuk, LaSata, Mead, Mortimer, Pappageorge, Pumford, Scranton, Stamas, Toy, Price, Cherry, Clarke, Frank, Kelly, Martinez, Pestka, Prusi, Stallworth, Tesanovich.

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

**House Bill No. 4666, entitled**

A bill to create the Michigan merit award scholarship trust fund; to create the Michigan merit award scholarship trust fund commission and prescribe the powers and duties of the commission; and to provide for the Michigan merit award scholarship program.

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

**HB 4666** To Report Out:

Yeas: Reps. Allen, Ruth Johnson, Bradstreet, DeWeese, Hager, Hart, Rick Johnson, Kuipers, Van Woerkom, Voorhees, Spade,

Nays: None.

#### COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Wednesday, May 19, 1999, at 3:00 p.m.,

Present: Reps. Allen, Ruth Johnson, Bradstreet, DeWeese, Hager, Hart, Rick Johnson, Kuipers, Van Woerkom, Voorhees, Bogardus, Clark, Daniels, Gielegem, Hansen, Scott, Spade.

### COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Tuesday, May 18, 1999, at 9:00 a.m.,

Present: Reps. Green, Julian, Bradstreet, DeVuyst, Ehardt, Howell, Rick Johnson, Koetje, Vear, Brater, Bogardus, Hansen, LaForge, Rivet, Sheltroun, Spade,

Absent: Rep. DeRossett,

Excused: Rep. DeRossett.

### COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Tuesday, May 18, 1999, at 10:30 a.m.,

Present: Reps. Allen, Ruth Johnson, Bradstreet, DeWeese, Hager, Hart, Rick Johnson, Kuipers, Van Woerkom, Voorhees, Bogardus, Clark, Daniels, Gielegem, Hansen, Scott, Spade.

### COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Wednesday, May 19, 1999, at 9:00 a.m.,

Present: Reps. Sanborn, Bisbee, Bishop, DeVuyst, Hager, Julian, Law, Richner, Van Woerkom, Wojno, Bob Brown,

Absent: Reps. Ehardt, Rick Johnson, Shackleton, Basham, Clark, Daniels, Hale, O'Neil, Scott, Thomas,

Excused: Reps. Ehardt, Rick Johnson, Shackleton, Basham, Clark, Daniels, Hale, O'Neil, Scott, Thomas.

### Notices

#### Public Hearing

Committee on Family and Civil Law

Date: Friday, May 21, 1999

Time: 11:00 a.m.

Place: Lake County Courthouse, 800 Tenth Street, Baldwin, MI 49304

Rep. Richner,

Chair

Agenda: House Joint Resolution F - Courts; jurisdiction; constitutional structure of judicial branch; revise and any/or all business properly before this committee.

### Messages from the Governor

The following messages from the Governor, approving and signing the following bills at the times designated below, were received and read:

Date: May 12, 1999

Time: 5:14 p.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

**Enrolled House Bill No. 4241 (Public Act No. 23, I.E.), being**

An act to amend 1976 PA 451, entitled "An act to provide a system of public instruction and elementary and secondary schools; to revise, consolidate, and clarify the laws relating to elementary and secondary education; to provide for the organization, regulation, and maintenance of schools, school districts, public school academies, and intermediate school districts; to prescribe rights, powers, duties, and privileges of schools, school districts, public school academies, and intermediate school districts; to provide for the regulation of school teachers and certain other

school employees; to provide for school elections and to prescribe powers and duties with respect thereto; to provide for the levy and collection of taxes; to provide for the borrowing of money and issuance of bonds and other evidences of indebtedness; to establish a fund and provide for expenditures from that fund; to provide for and prescribe the powers and duties of certain state departments, the state board of education, and certain other boards and officials; to provide for licensure of boarding schools; to prescribe penalties; and to repeal acts and parts of acts," by amending sections 5, 14, 374, and 1311 (MCL 380.5, 380.14, 380.374, and 380.1311), section 5 as amended by 1995 PA 289, section 14 as added by 1998 PA 406, section 374 as added by 1999 PA 10, and section 1311 as amended by 1995 PA 250, and by adding sections 1311b, 1311c, 1311d, 1311e, 1311f, 1311g, 1311h, 1311i, 1311j, 1311k, and 1311l.

(Filed with the Secretary of State May 12, 1999, at 5:25 p.m.)

Date: May 12, 1999

Time: 5:50 p.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

**Enrolled House Bill No. 4323 (Public Act No. 24, I.E.), being**

An act 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 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 section 721 (MCL 257.721), as amended by 1995 PA 248.

(Filed with the Secretary of State May 13, 1999, at 2:10 p.m.)

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Rep. Patterson moved that the House adjourn.  
The motion prevailed, the time being 8:45 p.m.

Associate Speaker Pro Tempore Scranton declared the House adjourned until Thursday, May 20, at 12:00 Noon.

GARY L. RANDALL  
Clerk of the House of Representatives.

