

No. 64
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House of Representatives
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House Chamber, Lansing, Tuesday, October 5, 1999.

2:00 p.m.

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

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

Allen—present	Frank—present	Kuipers—present	Rison—excused
Baird—present	Garcia—present	Kukuk—present	Rivet—present
Basham—present	Garza—present	LaForge—present	Rocca—present
Birkholz—present	Geiger—present	Kukuk—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—excused
Bovin—present	Gosselin—present	Mans—present	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—absent
Dennis—present	Johnson, Ruth—present	Quarles—present	Vear—present
DeRossett—present	Julian—present	Raczkowski—present	Voorhees—present
DeVuyst—present	Kelly—present	Reeves—present	Wojno—present
DeWeese—excused	Kilpatrick—present	Richardville—present	Woodward—present
Ehardt—present	Koetje—present	Richner—present	Woronchak—present
Faunce—present	Kowall—present		

e/d/s = entered during session

Rev. Jerry Switzer, Pastor of the Christ of the Lakes Lutheran Church in White Lake Township, offered the following invocation:

“Heavenly Father, we offer our thanks to You for all of Your gifts, for Your gift of love especially, and for each breath that we take. We thank You for the gift of creation, especially at this time of year as we look around and see the bright colors, the majesty, and the joy that it seems to express. We are thankful for our nation and state. We are thankful that we live, although in an imperfect flawed system, we are thankful that it is one that does have windows of opportunity. The windows are pretty small for some, and we pray that You would help us make the little windows bigger so that people can get through. At a time when politicians are often derided and viewed with suspicion, and sometimes even with hostility, we are thankful for those who are willing to take the risks of public service. Help us to overcome the despairing cloud of cynicism that often overwhelms us. Although we prize individualism, above all we need to remember that we live in community. Help us to transcend barriers of partisan division, personal selfishness, and become a community of compassion and hope. We pray for those who live with pain whether it is emotional, physical, or whatever it may be, because they have no other choice. We especially pray for all our families who endure our long hours away. We pray that You guide and direct us in our deliberations and discussions. Help us to remember that we are people of Your grace. When we become too impressed by our own importance, remind us we are people of Your grace. When we are down, discouraged, and feel no one cares, remind us we are people of Your grace. Through Your grace, we are creatures of beauty. In Your name. Amen.”

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

Rep. Julian moved that Rep. DeWeese be excused from today’s session.
The motion prevailed.

Second Reading of Bills

House Bill No. 4844, entitled

A bill to amend 1974 PA 198, entitled “An act to provide for the establishment of plant rehabilitation districts and industrial development districts in local governmental units; to provide for the exemption from certain taxes; to levy and collect a specific tax upon the owners of certain facilities; to provide for the disposition of the tax; to provide for the obtaining and transferring of an exemption certificate and to prescribe the contents of those certificates; to prescribe the powers and duties of the state tax commission and certain officers of local governmental units; and to provide penalties,” by amending sections 2, 4, and 9 (MCL 207.552, 207.554, and 207.559), section 2 as amended by 1986 PA 66, section 4 as amended by 1995 PA 218, and section 9 as amended by 1996 PA 513.

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

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

Rep. Basham moved to amend the bill as follows:

1. Amend page 13, following line 11, by inserting:

“(J) IF THE FACILITY IS LOCATING IN A PLANT REHABILITATION DISTRICT OR AN INDUSTRIAL DEVELOPMENT DISTRICT FROM ANOTHER LOCATION IN THIS STATE, THE OWNER OF THE FACILITY COMPENSATES THE LOCAL GOVERNMENTAL UNIT FROM WHICH THE FACILITY IS LEAVING FOR ALL UNREIMBURSED COSTS INCURRED BY THE LOCAL GOVERNMENTAL UNIT TO ACCOMMODATE THAT FACILITY WHILE IT WAS LOCATED IN THAT LOCAL GOVERNMENTAL UNIT.”.

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

Rep. Basham demanded the yeas and nays.

The demand was supported.

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

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

Roll Call No. 833**Yeas—52**

Baird	Dennis	Lemmons	Rivet
Basham	Frank	Lockwood	Rocca
Bogardus	Garza	Mans	Schauer
Bovin	Gielegem	Martinez	Schermesser
Brater	Hale	Minore	Sheltrown
Brewer	Hanley	Neumann	Spade
Brown, B.	Hansen	O'Neil	Stallworth
Callahan	Hardman	Pestka	Switalski
Cherry	Jacobs	Price	Tesanovich
Clark, I.	Jamnick	Prusi	Thomas
Clarke, H.	Kelly	Quarles	Vander Roest
Daniels	Kilpatrick	Reeves	Wojno
DeHart	LaForge	Richardville	Woodward

Nays—54

Allen	Geiger	Koetje	Raczkowski
Birkholz	Gilbert	Kowall	Richner
Bisbee	Godchaux	Kuipers	Sanborn
Bishop	Gosselin	Kukuk	Scranton
Bradstreet	Green	LaSata	Shackleton
Brown, C.	Hager	Law	Shulman
Byl	Hart	Mead	Stamas
Cassis	Howell	Middaugh	Tabor
Caul	Jansen	Mortimer	Toy
DeRossett	Jelinek	Pappageorge	Van Woerkom
DeVuyst	Jellema	Patterson	Vear
Ehardt	Johnson, Rick	Perricone	Voorhees
Faunce	Johnson, Ruth	Pumford	Woronchak
Garcia	Julian		

In The Chair: Birkholz

Rep. Minore moved to amend the bill as follows:

1. Amend page 4, line 1, after "GOVERNMENT." by striking out the balance of the line through "SIZE." on line 3. The question being on the adoption of the amendment offered by Rep. Minore,

Rep. Minore demanded the yeas and nays.

The demand was supported.

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

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

Roll Call No. 834**Yeas—49**

Baird	Dennis	Koetje	Rivet
Basham	Frank	LaForge	Rocca
Bogardus	Garza	Lockwood	Schauer
Bovin	Gielegem	Mans	Schermesser
Brater	Hale	Martinez	Sheltrown
Brewer	Hanley	Minore	Spade

Brown, B.	Hansen	Neumann	Stallworth
Callahan	Hardman	O'Neil	Switalski
Cherry	Jacobs	Pestka	Thomas
Clark, I.	Jamnack	Price	Vander Roest
Clarke, H.	Kelly	Quarles	Wojno
Daniels	Kilpatrick	Reeves	Woodward
DeHart			

Nays—49

Allen	Geiger	Kowall	Richardville
Birkholz	Gilbert	Kukuk	Richner
Bisbee	Gosselin	LaSata	Sanborn
Bishop	Green	Law	Shackleton
Bradstreet	Hager	Mead	Shulman
Brown, C.	Hart	Middaugh	Stamas
Cassis	Howell	Mortimer	Tabor
Caul	Jansen	Pappageorge	Toy
DeRossett	Jelinek	Patterson	Van Woerkom
DeVuyst	Johnson, Rick	Perricone	Vear
Ehardt	Johnson, Ruth	Pumford	Voorhees
Faunce	Julian	Rackowski	Woronchak
Garcia			

In The Chair: Birkholz

Rep. Wojno moved to amend the bill as follows:

1. Amend page 13, following line 11, by inserting:

“(J) IF THE FACILITY IS LOCATING IN A PLANT REHABILITATION DISTRICT OR AN INDUSTRIAL DEVELOPMENT DISTRICT FROM ANOTHER LOCATION IN THIS STATE, THE OWNER OF THE FACILITY IS NOT DELINQUENT IN ANY OF THE TAXES DESCRIBED IN SECTION 10(1)(A) OF THE MICHIGAN RENAISSANCE ZONE ACT, 1996 PA 376, MCL 125.2690, OR SUBSTANTIALLY DELINQUENT IN ANY OF THE TAXES DESCRIBED IN AND AS PROVIDED UNDER SECTION 10(1)(B) OF THE MICHIGAN RENAISSANCE ZONE ACT, 1996 PA 376, MCL 125.2690.”.

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

Rep. Wojno demanded the yeas and nays.

The demand was supported.

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

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

Roll Call No. 835**Yeas—104**

Allen	Faunce	Kilpatrick	Reeves
Baird	Frank	Koetje	Richardville
Basham	Garcia	Kowall	Richner
Birkholz	Garza	Kuipers	Rivet
Bisbee	Geiger	Kukuk	Rocca
Bishop	Gielegem	LaForge	Sanborn
Bogardus	Gilbert	LaSata	Schauer
Bovin	Godchaux	Law	Schermesser
Bradstreet	Gosselin	Lemmons	Scranton
Brater	Green	Lockwood	Shackleton
Brewer	Hager	Mans	Sheltrown

Brown, B.	Hale	Martinez	Shulman
Brown, C.	Hanley	Mead	Spade
Byl	Hansen	Middaugh	Stallworth
Callahan	Hardman	Minore	Stamas
Cassis	Hart	Mortimer	Switalski
Caul	Howell	Neumann	Tabor
Cherry	Jacobs	Pappageorge	Thomas
Clark, I.	Jamnick	Patterson	Toy
Clarke, H.	Jansen	Perricone	Van Woerkom
Daniels	Jelinek	Pestka	Vander Roest
DeHart	Jellema	Price	Vear
Dennis	Johnson, Rick	Prusi	Voorhees
DeRossett	Johnson, Ruth	Pumford	Wojno
DeVuyst	Julian	Quarles	Woodward
Ehardt	Kelly	Raczkowski	Woronchak

Nays—0

In The Chair: Birkholz

Rep. Jamnick moved to amend the bill as follows:

1. Amend page 10, line 3, by inserting:

“(f) Completion of the facility shall not have the effect of transferring employment from 1 or more local governmental units of this state to the local governmental unit in which the facility is to be located, except that this restriction does not prevent the granting of a certificate if the legislative body of each local governmental unit from which employment is to be transferred consents by resolution to the granting of the certificate OR IS OTHERWISE APPROVED BY THE COMMISSION. If the local governmental unit does not give its consent, a copy of the resolution of denial showing reasons for the denial shall be filed within 20 days after adoption with the department of consumer and industry services AND THE COMMISSION. IF THE LOCAL GOVERNMENTAL UNIT DOES NOT GIVE ITS CONSENT TO THE GRANTING OF A CERTIFICATE UNDER THIS SUBDIVISION, THE COMMISSION MAY APPROVE THE GRANTING OF A CERTIFICATE IF THE COMMISSION DETERMINES THAT THE RELOCATION OF THE FACILITY IS IN THE BEST ECONOMIC INTEREST OF THIS STATE. THE COMMISSION SHALL MAKE A DETERMINATION WITHIN 30 DAYS OF RECEIVING A COPY OF THE RESOLUTION OF DENIAL UNDER THIS SUBDIVISION.” and relettering the remaining subdivisions.

2. Amend page 14, line 8, after “(2)(e)” by inserting “and (f)”.

The question being on the adoption of the amendments offered by Rep. Jamnick,

Rep. Jamnick demanded the yeas and nays.

The demand was supported.

The question being on the adoption of the amendments offered by Rep. Jamnick,

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

Roll Call No. 836

Yeas—45

Baird	Dennis	Lemmons	Rivet
Basham	Garza	Lockwood	Rocca
Bogardus	Hale	Mans	Schermesser
Bovin	Hanley	Martinez	Sheltrown
Brater	Hansen	Neumann	Spade
Brewer	Hardman	Pappageorge	Stallworth
Brown, B.	Jacobs	Pestka	Switalski
Callahan	Jamnick	Price	Tesanovich
Clark, I.	Kelly	Prusi	Thomas
Clarke, H.	Kilpatrick	Quarles	Vander Roest

Daniels
DeHart

LaForge

Reeves

Woodward

Nays—58

Allen
Birkholz
Bisbee
Bishop
Bradstreet
Brown, C.
Byl
Cassis
Caul
Cherry
DeRossett
DeVuyst
Ehardt
Faunce
Frank

Garcia
Geiger
Gielegem
Gilbert
Godchaux
Gosselin
Green
Hager
Hart
Howell
Jansen
Jelinek
Jellema
Johnson, Rick
Johnson, Ruth

Julian
Koetje
Kowall
Kuipers
Kukuk
LaSata
Law
Mead
Middaugh
O'Neil
Patterson
Perricone
Pumford
Raczkowski

Richardville
Richner
Sanborn
Schauer
Scranton
Shackleton
Shulman
Stamas
Tabor
Toy
Van Woerkom
Vear
Voorhees
Woronchak

In The Chair: Birkholz

Rep. Callahan moved to amend the bill as follows:

1. Amend page 15, following line 14, by inserting:

“SEC. 21A. BEGINNING JANUARY 1, 2000, A LOCAL GOVERNMENTAL UNIT AND THE COMMISSION SHALL NOT GRANT AN INDUSTRIAL FACILITIES EXEMPTION CERTIFICATE UNDER THIS ACT.”.

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

Rep. Callahan demanded the yeas and nays.

The demand was supported.

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

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

Roll Call No. 837

Yeas—30

Baird
Basham
Bogardus
Bovin
Brater
Brewer
Callahan
Cherry

Clarke, H.
DeHart
Dennis
Gielegem
Godchaux
Hale
Hanley
Jacobs

Jamnick
Kelly
LaForge
Lemmons
Mans
Neumann
O'Neil

Rocca
Schermesser
Scranton
Stallworth
Switalski
Wojno
Woodward

Nays—66

Allen
Birkholz
Bisbee
Bishop

Gilbert
Gosselin
Green
Hager

LaSata
Law
Lockwood
Mead

Rivet
Sanborn
Schauer
Shackleton

Bradstreet	Hansen	Middaugh	Sheltrown
Brown, B.	Hart	Minore	Shulman
Brown, C.	Howell	Mortimer	Spade
Byl	Jansen	Pappageorge	Stamas
Cassis	Jelinek	Patterson	Tabor
Caul	Jellema	Perricone	Tesanovich
DeRossett	Johnson, Rick	Pestka	Toy
DeVuyst	Johnson, Ruth	Prusi	Van Woerkom
Ehardt	Julian	Pumford	Vander Roest
Faunce	Koetje	Raczkowski	Vear
Frank	Kowall	Richardville	Voorhees
Garcia	Kuipers	Richner	Woronchak
Geiger	Kukuk		

In The Chair: Birkholz

Rep. Kelly moved to amend the bill as follows:

1. Amend page 15, following line 14, by inserting:

“SEC. 20A. BEGINNING JANUARY 1, 2000, THIS STATE SHALL REIMBURSE EACH PUBLIC LIBRARY IN THIS STATE FOR ALL GENERAL AD VALOREM PROPERTY TAX REVENUE LOST EACH YEAR AS A RESULT OF AN INDUSTRIAL FACILITIES EXEMPTION CERTIFICATE ISSUED AFTER DECEMBER 31, 1999 UNDER THIS ACT.”.

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

Rep. Kelly demanded the yeas and nays.

The demand was supported.

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

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

Roll Call No. 838

Yeas—52

Baird	Dennis	Kilpatrick	Quarles
Basham	Frank	LaForge	Reeves
Bogardus	Garza	Law	Rivet
Bovin	Gielegem	Lemmons	Rocca
Brater	Green	Lockwood	Schauer
Brewer	Hale	Mans	Schermesser
Brown, B.	Hanley	Martinez	Sheltrown
Callahan	Hansen	Minore	Spade
Cherry	Hardman	Neumann	Stallworth
Clark, I.	Howell	O’Neil	Tesanovich
Clarke, H.	Jacobs	Pestka	Thomas
Daniels	Jamnick	Price	Wojno
DeHart	Kelly	Prusi	Woodward

Nays—53

Allen	Geiger	Kuipers	Sanborn
Birkholz	Gilbert	Kukuk	Scranton
Bisbee	Godchaux	LaSata	Shackleton
Bishop	Gosselin	Mead	Shulman
Bradstreet	Hager	Middaugh	Stamas
Brown, C.	Hart	Mortimer	Switalski

Byl	Jansen	Pappageorge	Tabor
Cassis	Jelinek	Patterson	Toy
Caul	Johnson, Rick	Perricone	Van Woerkom
DeRossett	Johnson, Ruth	Pumford	Vander Roest
DeVuyst	Julian	Raczkowski	Vear
Ehardt	Koetje	Richardville	Voorhees
Faunce	Kowall	Richner	Woronchak
Garcia			

In The Chair: Birkholz

Rep. Rivet moved to amend the bill as follows:

1. Amend page 7, following line 19, by inserting:

“(8) NOTWITHSTANDING ANY OTHER PROVISION OF THIS ACT, BEGINNING JANUARY 1, 2000, THE COMMISSION SHALL NOT ISSUE AN INDUSTRIAL FACILITIES EXEMPTION CERTIFICATE UNLESS THE STATE TREASURER APPROVES THE ISSUANCE OF THE INDUSTRIAL FACILITIES EXEMPTION CERTIFICATE. THE STATE TREASURER SHALL APPROVE THE ISSUANCE OF THE INDUSTRIAL FACILITIES EXEMPTION CERTIFICATE WITHIN 10 DAYS OF A REQUEST BY THE COMMISSION IF IT IS IN THE BEST ECONOMIC INTEREST OF THE STATE.”.

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

Rep. Rivet demanded the yeas and nays.

The demand was supported.

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

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

Roll Call No. 839

Yeas—30

Basham	Garza	Lemmons	Reeves
Bogardus	Hale	Mans	Rivet
Bovin	Hanley	Minore	Rocca
Brater	Hansen	Neumann	Sheltrown
Brewer	Hardman	Price	Spade
Brown, B.	Jacobs	Prusi	Stallworth
Callahan	Jamnick	Quarles	Thomas
Clark, I.	Kilpatrick		

Nays—73

Allen	Garcia	Kuipers	Sanborn
Baird	Geiger	Kukuk	Schauer
Birkholz	Gielegem	LaSata	Schermesser
Bisbee	Gilbert	Law	Scranton
Bishop	Godchaux	Lockwood	Shackleton
Bradstreet	Gosselin	Martinez	Shulman
Brown, C.	Green	Mead	Stamas
Byl	Hager	Middaugh	Switalski
Cassis	Hart	Mortimer	Tabor
Caul	Howell	O’Neil	Tesanovich
Cherry	Jansen	Pappageorge	Toy
Clarke, H.	Jelinek	Patterson	Van Woerkom
DeHart	Jellema	Perricone	Vander Roest
Dennis	Johnson, Rick	Pestka	Vear

DeRossett	Johnson, Ruth	Pumford	Voorhees
DeVuyst	Julian	Raczkowski	Wojno
Ehardt	Koetje	Richardville	Woodward
Faunce	Kowall	Richner	Woronchak
Frank			

In The Chair: Birkholz

Rep. Kuipers moved to amend the bill as follows:

1. Amend page 3, line 26, after “company.” by inserting “FOR APPLICATIONS APPROVED BY THE LEGISLATIVE BODY OF A LOCAL GOVERNMENTAL UNIT BETWEEN JUNE 30, 1999 AND JUNE 30, 2002.”.

2. Amend page 4, line 12, after “GOVERNMENT” by inserting “AND FOR WHICH AN APPLICATION WAS APPROVED BY THE LEGISLATIVE BODY OF A LOCAL GOVERNMENTAL UNIT BETWEEN JUNE 30, 1999 AND JUNE 30, 2002”.

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

Rep. Brater moved to amend the bill as follows:

1. Amend page 15, following line 14, by inserting:

“Sec. 21. (1) An industrial facilities exemption certificate may be transferred and assigned by the holder ~~thereof~~ OF THE INDUSTRIAL FACILITIES EXEMPTION CERTIFICATE to a new owner or lessee of the facility but only with the approval of the local governmental unit and the commission after application by the new owner or lessee, and notice and hearing in the same manner as provided in section 5 for the application for a certificate.

(2) IF THE OWNER OR LESSEE OF A FACILITY FOR WHICH AN INDUSTRIAL FACILITIES EXEMPTION CERTIFICATE IS IN EFFECT RELOCATES THAT FACILITY OUTSIDE OF THE INDUSTRIAL DEVELOPMENT DISTRICT OR PLANT REHABILITATION DISTRICT DURING THE PERIOD IN WHICH THE INDUSTRIAL FACILITIES EXEMPTION CERTIFICATE IS IN EFFECT, THE OWNER OR LESSEE SHALL PAY TO THE LOCAL GOVERNMENTAL UNIT UPON RELOCATING AN AMOUNT EQUAL TO THE DIFFERENCE BETWEEN THE INDUSTRIAL FACILITIES TAX PAID BY THE OWNER OR LESSEE OF THAT FACILITY FOR THAT FACILITY FOR ALL YEARS IN WHICH THAT INDUSTRIAL FACILITIES EXEMPTION WAS IN EFFECT AND THE GENERAL AD VALOREM PROPERTY TAX THAT THE OWNER OR LESSEE WOULD HAVE PAID IF THE OWNER OR LESSEE OF THAT FACILITY DID NOT HAVE AN INDUSTRIAL FACILITIES EXEMPTION CERTIFICATE IN EFFECT FOR THOSE YEARS. THE PAYMENT PROVIDED IN THIS SUBSECTION SHALL BE DISTRIBUTED IN THE SAME MANNER AS THE INDUSTRIAL FACILITIES TAX IS DISTRIBUTED.”.

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. 840

Yeas—48

Baird	Dennis	LaForge	Richardville
Basham	Frank	Lemmons	Rocca
Bogardus	Garza	Lockwood	Schauer
Bovin	Gielegem	Mans	Schermesser
Brater	Hale	Martinez	Sheltrown
Brewer	Hanley	Minore	Spade
Brown, B.	Hansen	Neumann	Stallworth
Callahan	Hardman	Pestka	Switalski
Clark, I.	Jacobs	Price	Tesanovich
Clarke, H.	Jamnick	Prusi	Thomas
Daniels	Kelly	Quarles	Vander Roest
DeHart	Kilpatrick	Reeves	Woodward

Nays—54

Allen	Geiger	Koetje	Rackowski
Bisbee	Gilbert	Kowall	Richner
Bishop	Godchaux	Kuipers	Sanborn
Bradstreet	Gosselin	Kukuk	Scranton
Brown, C.	Green	LaSata	Shackleton
Byl	Hager	Law	Shulman
Cassis	Hart	Mead	Stamas
Caul	Howell	Middaugh	Tabor
Cherry	Jansen	Mortimer	Toy
DeRossett	Jelinek	Pappageorge	Van Woerkom
DeVuyst	Jellema	Patterson	Vear
Ehardt	Johnson, Rick	Perricone	Voorhees
Faunce	Johnson, Ruth	Pumford	Woronchak
Garcia	Julian		

In The Chair: Birkholz

Rep. Martinez moved to amend the bill as follows:

1. Amend page 3, line 27, after "INCLUDES" by striking out "AN ELECTRIC" and inserting "A".
2. Amend page 3, line 27, after "PLANT" by inserting "THAT IS OPERATED BY NATURAL GAS, WIND, SOLAR, OR ANOTHER RENEWABLE ENERGY SOURCE".
3. Amend page 4, line 10, by striking out all of line 10 through "ELECTRIC" on line 11 and inserting "A".
4. Amend page 4, line 12, after "GOVERNMENT" by inserting "THAT IS OPERATED BY NATURAL GAS, WIND, SOLAR, OR ANOTHER RENEWABLE ENERGY SOURCE".

The question being on the adoption of the amendments offered by Rep. Martinez,

Rep. Martinez demanded the yeas and nays.

The demand was supported.

The question being on the adoption of the amendments offered by Rep. Martinez,

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

Roll Call No. 841**Yeas—39**

Baird	Daniels	Jamnick	Reeves
Basham	DeHart	Kelly	Rivet
Bogardus	Dennis	Kilpatrick	Schauer
Bovin	Garza	LaForge	Schermesser
Brater	Gielegem	Mans	Stallworth
Brewer	Hale	Martinez	Tesanovich
Callahan	Hanley	Minore	Thomas
Cherry	Hansen	Price	Wojno
Clark, I.	Hardman	Prusi	Woodward
Clarke, H.	Jacobs	Quarles	

Nays—66

Allen	Gilbert	LaSata	Rocca
Birkholz	Godchaux	Law	Sanborn
Bisbee	Gosselin	Lockwood	Scranton
Bishop	Green	Mead	Shackleton
Bradstreet	Hager	Middaugh	Sheltrown

Brown, B.	Hart	Mortimer	Shulman
Brown, C.	Howell	Neumann	Spade
Byl	Jansen	O'Neil	Stamas
Cassis	Jelinek	Pappageorge	Switalski
Caul	Jellema	Patterson	Tabor
DeRossett	Johnson, Rick	Perricone	Toy
DeVuyst	Johnson, Ruth	Pestka	Van Woerkom
Ehardt	Julian	Pumford	Vander Roest
Faunce	Koetje	Rackowski	Vear
Frank	Kowall	Richardville	Voorhees
Garcia	Kuipers	Richner	Woronchak
Geiger	Kukuk		

In The Chair: Birkholz

Rep. Schauer moved to amend the bill as follows:

1. Amend page 15, following line 14, by inserting:

“Sec. 21. (1) An industrial facilities exemption certificate may be transferred and assigned by the holder ~~thereof~~ OF THE INDUSTRIAL FACILITIES EXEMPTION CERTIFICATE to a new owner or lessee of the facility but only with the approval of the local governmental unit and the commission after application by the new owner or lessee, and notice and hearing in the same manner as provided in section 5 for the application for a certificate.

(2) NOTWITHSTANDING ANY OTHER PROVISION OF THIS ACT, IF THE OWNER OR LESSEE OF A FACILITY FOR WHICH AN INDUSTRIAL FACILITIES EXEMPTION CERTIFICATE IS IN EFFECT RELOCATES THAT FACILITY OUTSIDE OF THE INDUSTRIAL DEVELOPMENT DISTRICT OR PLANT REHABILITATION DISTRICT DURING THE PERIOD IN WHICH THE INDUSTRIAL FACILITIES EXEMPTION CERTIFICATE IS IN EFFECT, THE INDUSTRIAL FACILITIES EXEMPTION CERTIFICATE IS VOID AND THE OWNER OR LESSEE OF THAT FACILITY IS LIABLE FOR GENERAL AD VALOREM PROPERTY TAXES COLLECTED UNDER THE GENERAL PROPERTY TAX ACT, 1893 PA 206, MCL 211.1 TO 211.157 AS OF THE DATE OF THE RELOCATION.”.

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

Rep. O'Neil moved to amend the bill as follows:

1. Amend page 4, line 2, after “CENTERS” by striking out the balance of the sentence and inserting a period.

The question being on the adoption of the amendment offered by Rep. O'Neil,

Rep. O'Neil demanded the yeas and nays.

The demand was supported.

The question being on the adoption of the amendment offered by Rep. O'Neil,

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

Roll Call No. 842

Yeas—49

Baird	DeHart	LaForge	Schauer
Basham	Dennis	Lemmons	Schermesser
Bogardus	Frank	Lockwood	Sheltrown
Bovin	Garza	Mans	Spade
Brater	Gielegem	Minore	Stallworth
Brewer	Hale	Neumann	Switalski
Brown, B.	Hanley	O'Neil	Tesanovich
Callahan	Hansen	Pestka	Thomas
Caul	Jacobs	Price	Vander Roest
Cherry	Jamnick	Prusi	Vear

Clark, I.
Clarke, H.
Daniels

Kelly
Kilpatrick

Quarles
Rivet

Wojno
Woodward

Nays—54

Allen
Birkholz
Bisbee
Bishop
Bradstreet
Brown, C.
Byl
Cassis
DeRossett
DeVuyst
Ehardt
Faunce
Garcia
Geiger

Gilbert
Godchaux
Gosselin
Green
Hager
Hart
Howell
Jansen
Jelinek
Jellema
Johnson, Rick
Johnson, Ruth
Julian
Koetje

Kowall
Kuipers
Kukuk
LaSata
Law
Mead
Middaugh
Mortimer
Pappageorge
Patterson
Perricone
Pumford
Raczkowski

Richardville
Richner
Rocca
Sanborn
Scranton
Shackleton
Shulman
Stamas
Tabor
Toy
Van Woerkom
Voorhees
Woronchak

In The Chair: Birkholz

Rep. Price moved to amend the bill as follows:

1. Amend page 15, following line 14, by inserting:

“SEC. 20A. BEGINNING JANUARY 1, 2000, THIS STATE SHALL REIMBURSE EACH COMMUNITY COLLEGE IN THIS STATE FOR ALL GENERAL AD VALOREM PROPERTY TAX REVENUE LOST EACH YEAR AS A RESULT OF AN INDUSTRIAL FACILITIES EXEMPTION CERTIFICATE ISSUED AFTER DECEMBER 31, 1999 UNDER THIS ACT.”.

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

Rep. Price demanded the yeas and nays.

The demand was supported.

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

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

Roll Call No. 843

Yeas—48

Baird
Basham
Bogardus
Brater
Brewer
Brown, B.
Callahan
Cherry
Clark, I.
Clarke, H.
Daniels
DeHart

Dennis
Frank
Garza
Gielegem
Hale
Hanley
Hansen
Hardman
Jacobs
Jammnick
Kelly
Kilpatrick

LaForge
Lemmons
Lockwood
Mans
Martinez
Minore
Neumann
O’Neil
Pestka
Price
Prusi
Quarles

Reeves
Rivet
Rocca
Schauer
Schermesser
Sheltrown
Spade
Stallworth
Tesanovich
Thomas
Wojno
Woodward

Nays—57

Allen
Birkholz

Geiger
Gilbert

Kowall
Kuipers

Richner
Sanborn

Bisbee	Gosselin	Kukuk	Scranton
Bishop	Green	LaSata	Shackleton
Bovin	Hager	Law	Shulman
Bradstreet	Hart	Mead	Stamas
Brown, C.	Howell	Middaugh	Switalski
Byl	Jansen	Mortimer	Tabor
Cassis	Jelinek	Pappageorge	Toy
Caul	Jellema	Patterson	Van Woerkom
DeRossett	Johnson, Rick	Perricone	Vander Roest
DeVuyst	Johnson, Ruth	Pumford	Vear
Ehardt	Julian	Rackowski	Voorhees
Faunce	Koetje	Richardville	Woronchak
Garcia			

In The Chair: Birkholz

Reps. LaSata and Basham moved to amend the bill as follows:

1. Amend page 15, following line 14, by inserting:

“Sec. 21. (1) An industrial facilities exemption certificate may be transferred and assigned by the holder ~~thereof~~ OF THE INDUSTRIAL FACILITIES EXEMPTION CERTIFICATE to a new owner or lessee of the facility but only with the approval of the local governmental unit and the commission after application by the new owner or lessee, and notice and hearing in the same manner as provided in section 5 for the application for a certificate.

(2) IF THE OWNER OR LESSEE OF A FACILITY FOR WHICH AN INDUSTRIAL FACILITIES EXEMPTION CERTIFICATE IS IN EFFECT RELOCATES THAT FACILITY OUTSIDE OF THE INDUSTRIAL DEVELOPMENT DISTRICT OR PLANT REHABILITATION DISTRICT DURING THE PERIOD IN WHICH THE INDUSTRIAL FACILITIES EXEMPTION CERTIFICATE IS IN EFFECT, THE OWNER OR LESSEE IS LIABLE TO THE LOCAL GOVERNMENTAL UNIT FROM WHICH IT IS LEAVING, UPON RELOCATING, FOR AN AMOUNT EQUAL TO THE DIFFERENCE BETWEEN THE INDUSTRIAL FACILITIES TAX TO BE PAID BY THE OWNER OR LESSEE OF THAT FACILITY FOR THAT FACILITY FOR THE TAX YEARS REMAINING UNDER THE INDUSTRIAL FACILITIES EXEMPTION CERTIFICATE THAT IS IN EFFECT AND THE GENERAL AD VALOREM PROPERTY TAX THAT THE OWNER OR LESSEE WOULD HAVE PAID IF THE OWNER OR LESSEE OF THAT FACILITY DID NOT HAVE AN INDUSTRIAL FACILITIES EXEMPTION CERTIFICATE IN EFFECT FOR THOSE YEARS. IF THE LOCAL GOVERNMENTAL UNIT DETERMINES THAT IT IS IN ITS BEST INTEREST, THE LOCAL GOVERNMENTAL UNIT MAY FORGIVE THE LIABILITY OF THE OWNER OR LESSEE UNDER THIS SUBSECTION. THE PAYMENT PROVIDED IN THIS SUBSECTION SHALL BE DISTRIBUTED IN THE SAME MANNER AS THE INDUSTRIAL FACILITIES TAX IS DISTRIBUTED.”.

The question being on the adoption of the amendment offered by Reps. LaSata and Basham,

Rep. LaSata demanded the yeas and nays.

The demand was supported.

The question being on the adoption of the amendment offered by Reps. LaSata and Basham,

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

Roll Call No. 844

Yeas—103

Allen	Frank	Kowall	Richner
Baird	Garcia	Kuipers	Rivet
Basham	Garza	Kukuk	Rocca
Birkholz	Geiger	LaForge	Sanborn
Bisbee	Gielegem	LaSata	Schauer
Bishop	Gilbert	Law	Schermesser
Bogardus	Godchaux	Lemmons	Scranton
Bovin	Gosselin	Lockwood	Shackleton
Bradstreet	Green	Mans	Sheltrown
Brater	Hager	Mead	Shulman
Brewer	Hale	Middaugh	Spade

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

Nays—0

In The Chair: Birkholz

Rep. Cassis moved to amend the bill as follows:

1. Amend page 15, following line 14, by inserting:

“(8) PROPERTY OWNED OR OPERATED BY A CASINO IS NOT INDUSTRIAL PROPERTY OR OTHERWISE ELIGIBLE FOR AN ABATEMENT OR REDUCTION OF AD VALOREM PROPERTY TAXES UNDER THIS ACT. AS USED IN THIS SUBSECTION, “CASINO” MEANS A CASINO OR A PARKING LOT, HOTEL, MOTEL, CONVENTION AND TRADE CENTER, OR RETAIL STORE OWNED OR OPERATED BY A CASINO, AN AFFILIATE, OR AN AFFILIATED COMPANY, REGULATED BY THIS STATE PURSUANT TO THE MICHIGAN GAMING CONTROL AND REVENUE ACT, THE INITIATED LAW OF 1996, MCL 432.201 TO 432.226.”.

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

Rep. O'Neil demanded the yeas and nays.

The demand was supported.

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

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

Roll Call No. 845**Yeas—85**

Allen	Frank	Kowall	Richner
Baird	Garcia	Kuipers	Rocca
Basham	Geiger	Kukuk	Sanborn
Birkholz	Gielegem	LaSata	Schauer
Bisbee	Gilbert	Law	Schermesser
Bishop	Godchaux	Lockwood	Scranton
Bradstreet	Gosselin	Mans	Shackleton
Brater	Green	Martinez	Sheltrown
Brewer	Hager	Mead	Shulman
Brown, B.	Hansen	Middaugh	Spade
Brown, C.	Hart	Mortimer	Stamas
Byl	Howell	Neumann	Switalski
Callahan	Jacobs	Pappageorge	Tabor
Cassis	Jansen	Patterson	Toy
Caul	Jelinek	Perricone	Van Woerkom
Clarke, H.	Jellema	Pestka	Vander Roest
DeHart	Johnson, Rick	Prusi	Vear

Dennis	Johnson, Ruth	Pumford	Voorhees
DeRossett	Julian	Raczkowski	Wojno
DeVuyst	Kilpatrick	Reeves	Woodward
Ehardt	Koetje	Richardville	Woronchak
Faunce			

Nays—11

Cherry	Kelly	O'Neil	Stallworth
Hale	LaForge	Price	Tesanovich
Jamnack	Lemmons	Rivet	

In The Chair: Birkholz

Rep. Faunce 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. 4844, entitled**

A bill to amend 1974 PA 198, entitled "An act to provide for the establishment of plant rehabilitation districts and industrial development districts in local governmental units; to provide for the exemption from certain taxes; to levy and collect a specific tax upon the owners of certain facilities; to provide for the disposition of the tax; to provide for the obtaining and transferring of an exemption certificate and to prescribe the contents of those certificates; to prescribe the powers and duties of the state tax commission and certain officers of local governmental units; and to provide penalties," by amending sections 2, 4, and 9 (MCL 207.552, 207.554, and 207.559), section 2 as amended by 1986 PA 66, section 4 as amended by 1995 PA 218, and section 9 as amended by 1996 PA 513.

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

Roll Call No. 846**Yeas—88**

Allen	Ehardt	Kilpatrick	Pumford
Baird	Faunce	Koetje	Reeves
Basham	Frank	Kowall	Richner
Birkholz	Garcia	Kuipers	Rivet
Bisbee	Garza	Kukuk	Sanborn
Bishop	Geiger	LaSata	Scranton
Bogardus	Gielegem	Law	Shackleton
Bovin	Gilbert	Lemmons	Sheltrown
Bradstreet	Gosselin	Lockwood	Shulman
Brewer	Green	Mans	Spade
Brown, B.	Hager	Martinez	Stallworth
Brown, C.	Hansen	Mead	Stamas
Byl	Hardman	Middaugh	Switalski
Cassis	Hart	Minore	Tabor
Caul	Howell	Mortimer	Thomas
Cherry	Jacobs	Neumann	Toy
Clark, I.	Jansen	O'Neil	Van Woerkom
Clarke, H.	Jelinek	Patterson	Vear

Daniels	Jellema	Perricone	Voorhees
Dennis	Johnson, Rick	Pestka	Wojno
DeRossett	Johnson, Ruth	Price	Woodward
DeVuyst	Julian	Prusi	Woronchak

Nays—16

Brater	Hale	LaForge	Rocca
Callahan	Hanley	Pappageorge	Schauer
DeHart	Jamnack	Raczkowski	Schermesser
Godchaux	Kelly	Richardville	Vander Roest

In The Chair: Birkholz

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 1974 PA 198, entitled “An act to provide for the establishment of plant rehabilitation districts and industrial development districts in local governmental units; to provide for the exemption from certain taxes; to levy and collect a specific tax upon the owners of certain facilities; to provide for the disposition of the tax; to provide for the obtaining and transferring of an exemption certificate and to prescribe the contents of those certificates; to prescribe the powers and duties of the state tax commission and certain officers of local governmental units; and to provide penalties,” by amending sections 2, 4, 9, and 21 (MCL 207.552, 207.554, 207.559, and 207.571), section 2 as amended by 1986 PA 66, section 4 as amended by 1995 PA 218, and section 9 as amended by 1996 PA 513.

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.

Reps. Allen, Cassis, DeRossett, Gielegem, Jelinek, Koetje, Kowall, Kuipers, Kukuk, LaSata, Lemmons, Mortimer, O’Neil, Richner, Shulman, Switalski and Vear were named co-sponsors of the bill.

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:

This bill is yet another assault on local government and their ability to make decisions on their community’s future and best interests.

I have voted ‘no’ on HB 4844 because there are other solutions to resolve stalemates between communities over the relocation of jobs. This bill is more about special interest than anything else. One company, plus a convention center located in a committee chair’s community, plus offering incentives to electric generators looking to deregulation of this industry, when we really have no idea of what they will need in the future.”

Rep. Richardville, 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 HB 4844 because of the following reasons:

First, the intent on this draft bill will directly attack the previously-mentioned policy that local units should not pirate or raid other local units for attracting jobs and tax base;

Second, central and distressed municipalities may become exposed to resident firms seeking relocation to reduce their tax cost while ultimately increasing long-term public service or infrastructure costs for both the receiving and transferring communities;

Third, passage of this bill will open a significant loophole for firms to vacate existing abatements. Public Act 334 of 1993 required firms seeking abatements to enter into agreements with local units to assure their staying put during

the term of the abatement (the 'Willow Run' act). Adoption of this bill will allow any firm with an abatement approved prior to January 1994 to simply walk away from the host community, if they desire, without any ability of the host community to respond. In Monroe, this loophole will open for 23% of existing tax abatements, representing 53% of all abated taxable value."

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

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

Reps. Bob Brown, Bogardus, Hansen, LaForge, Sheltroun, Spade, Jamnick, Kelly, Kilpatrick, Hanley, Clark, Woodward, Dennis, Garza, Minore, Bovin, Daniels, Brater, Rivet, Basham, Hardman, Lemmons, DeHart, Martinez, Jacobs, Cherry, Rocca, Prusi, Bishop, Vander Roest, Kowall, Julian, Woronchak, Ehardt, Green, Wojno, Godchaux, Scranton, Baird, Clarke, Schauer, Van Woerkom, Hager, Caul, Gielegem, Switalski and Thomas offered the following resolution:

House Resolution No. 192.

A resolution recognizing October 17-23, 1999, as "Week Without Violence."

Whereas, The YWCA Week Without Violence, a public awareness campaign led by the YWCA, falls on October 17 through 23, 1999; and

Whereas, The YWCA, the oldest women's membership movement in the United States, has a long history of empowering women and families, fostering racial justice, and preventing violence. Through 323 local member associations with programs in thousands of communities in all 50 states, the YWCA represents approximately 2 million women, girls, and their families. The YWCAs provide a wide range of programs and services including battered women's shelters and counseling, child care, support to victims of rape and sexual assault, job training, sports and fitness, and legal advocacy; and

Whereas, The campaign will focus unprecedented attention on practical and sustainable alternatives to violence with programs at YWCAs, schools, community organizations, neighborhoods, and workplaces nationwide and around the world; and

Whereas, The campaign will provide a series of national and local forums that will inspire communities to work together to create effective alternatives to violence. The YWCA Week Without Violence is a challenge to all Americans to spend seven days without committing, condoning, or contributing to violence; now, therefore, be it

Resolved by the House of Representatives, That we hereby proclaim October 17 through 23, 1999, as the YWCA Week Without Violence.

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. Brater, Bogardus, Hansen, LaForge, Sheltroun, Spade, Callahan, Jamnick, Kelly, Kilpatrick, Hanley, Clark, Woodward, Dennis, Garza, Minore, Bovin, Daniels, Rivet, Basham, Hardman, Reeves, Lemmons, DeHart, Martinez, Jacobs, Cherry, Neumann, Rocca, Prusi, Vander Roest, Kowall, Julian, Woronchak, Ehardt, Green, Wojno, Godchaux, Scranton, Baird, Kukuk, Clarke, Schauer, Van Woerkom, Hager, Tabor, Caul, Gielegem, DeRossett, Switalski and Thomas offered the following resolution:

House Resolution No. 193.

A resolution recognizing October 2-9, 1999, as Mental Illness Awareness Week.

Whereas, Each year since 1983, a growing number of mental health organizations, facilities, and advocates recognize the first full week of October as Mental Illness Awareness Week. During this week, tens of thousands of dedicated health care professionals, treatment facilities, affiliates of the National Alliance for the Mentally Ill, local mental health associations, mental health consumer self-help groups, civic groups, officials, and concerned citizens join in a true grassroots campaign to bring information, hope, and treatment to millions. They hold mental health fairs, candlelight vigils, produce special television programs, organize free depression screenings for the general public, and

give countless speeches and presentations before classrooms, PTOs, local government and civil leaders, and groups; and

Whereas, Mental illness will strike one in five adult Americans in a given year without regard to age, gender, race, ethnicity, religion, or economic status. One in five children suffer from a diagnosable mental, emotional, or behavioral disorder and one in ten have a serious disorder which, if left untreated, can lead to school failure, substance abuse, and even suicide. All mental disorders collectively make mental illness one of the most prevalent health problems in America today—more common than cancer, and lung and heart disease combined. Mental illnesses are treatable and a majority of people who seek professional help are successfully treated; and

Whereas, Brain disorders result in staggering economic costs to society, which are estimated to be in excess of \$40 billion annually, including direct treatment and support costs, and indirect costs such as lost productivity. Mental illness is an increasingly treatable disability with excellent prospects for remedy and recovery when properly recognized. Serious mental illness such as schizophrenia, and the major depressions, are now known to be diseases of the brain and not caused by individual weaknesses or poor family life. Persons with mental illnesses and their families may be stigmatized by the myths and prejudices surrounding mental illness and are thereby doubly victimized by the illness; now, therefore, be it

Resolved by the House of Representatives, That the members of this legislative body commend organizers of this event and recognize October 2-9, 1999, as Mental Illness Awareness Week.

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.

Reports of Standing Committees

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

House Bill No. 4796, entitled

A bill to amend 1967 PA 281, entitled "Income tax act of 1967," by amending section 30 (MCL 206.30), as amended by 1997 PA 86.

With the recommendation that the bill pass.

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

Favorable Roll Call

HB 4796 To Report Out:

Yeas: Reps. Cassis, Woronchak, Allen, Faunce, Gilbert, Koetje, Patterson, Vander Roest, Vear, Quarles, Basham, Garza, 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, October 5, 1999, at 9:00 a.m.,

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

Absent: Reps. Gosselin, Jamnick,

Excused: Reps. Gosselin, Jamnick.

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, October 5, 1999, at 8:00 a.m.,

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

COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Tuesday, October 5, 1999, at 10:30 a.m.,

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

Absent: Reps. DeWeese, Hart, Voorhees, Scott,

Excused: Reps. DeWeese, Hart, Voorhees, Scott.

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, October 5, 1999, at 12:00 Noon,

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

Absent: Rep. Vaughn,

Excused: Rep. Vaughn.

Announcement by the Clerk of Printing and Enrollment

The Clerk announced that the following bill had been printed and placed upon the files of the members, Wednesday, September 29:

Senate Bill No. 774

The Clerk announced that the following bills had been printed and placed upon the files of the members, Monday, October 4:

House Bill Nos.	4853	4854	4855	4856	4857	4858	4859	4860	4861	4862	4863	4864	4865	4866
	4867	4868	4869	4870	4871	4872	4873	4874	4875	4876	4877	4878	4879	4880
	4881	4882	4883	4884	4885	4886	4887	4888	4889	4890	4891	4892	4893	4894
	4895	4896	4897	4898	4899	4900	4901	4902	4903					

The Clerk announced that the following bills had been printed and placed upon the files of the members, Tuesday, October 5:

House Bill Nos.	4904	4905	4906	4907	4908	4909	4910	4911	4912	4913	4914	4915	4916	4917
	4918	4919	4920	4921	4922	4923	4924	4925	4926	4927	4928	4929	4930	4931
	4932	4933	4934	4935	4936	4937								

The Clerk announced that the following Senate bills had been received on Tuesday, October 5:

Senate Bill Nos. 462 501

By unanimous consent the House returned to the order of

Messages from the Senate**Senate Bill No. 462, entitled**

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," (MCL 324.101 to 324.90106) by adding section 2521; 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 Conservation and Outdoor Recreation.

Senate Bill No. 501, entitled

A bill to amend 1976 PA 451, entitled "The revised school code," (MCL 380.1 to 380.1852) by adding section 1237.

The Senate has passed the bill.

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

Communications from State Officers

The following communication from the Department of Environmental Quality was received and read:

September 30, 1999

Attached please find the report to the Michigan Legislature as required by Section 227, 1998 PA 292, regarding anticipated Great Lakes water diversions in the twenty-first century as well as recommendations on a research program and other measures needed to evaluate the impact of proposed diversions.

If you have any questions regarding this report, please contact Mr. G. Tracy Mehan, III, Director, Office of the Great Lakes, at (517) 335-4056.

Sincerely,
Russell J. Harding
Director
(517) 373-7917

The communication was referred to the Clerk.

The following communication from Schoolcraft College was received and read:

September 30, 1999

As required, we are enclosing a copy of the audited financial statements and the management letter for Schoolcraft College for the fiscal year ended June 30, 1999.

Sincerely,
Jill O'Sullivan
Executive Director
Financial Services

The communication was referred to the Clerk.

The following communication from the Northeast Michigan Consortium Workforce Development Board was received and read:

October 1, 1999

The Workforce Development Board of Northeast Michigan Consortium has prepared the final Work First Plan for Fiscal Year 2000. Total Work First Program funds planned for FY00 are \$626,628.00.

A copy of the Plan is available at Northeast Michigan Consortium, 20709 State Street, P. O. Box 711, Onaway, Michigan 49765 for public review. Please address questions or comments to Terry L. Basel, Program Coordinator.

The communication was referred to the Clerk.

Introduction of Bills

Reps. LaSata, Sanborn, Kukuk, Mortimer and Shulman introduced

House Bill No. 4938, entitled

A bill to designate an official agricultural insect of this state.

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

Reps. Raczkowski, Richardville, Hansen, Jacobs, Gilbert, Julian, Kowall, Hager, Van Woerkom, Bisbee, Ruth Johnson, Switalski, LaSata and Bishop introduced

House Bill No. 4939, entitled

A bill to amend 1893 PA 206, entitled "The general property tax act," by amending section 7cc (MCL 211.7cc), as amended by 1996 PA 476.

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

Reps. Raczkowski and LaSata introduced

House Bill No. 4940, entitled

A bill to amend 1961 PA 236, entitled "Revised judicature act of 1961," by amending section 8408 (MCL 600.8408), as amended by 1991 PA 192.

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

Reps. Raczkowski, LaSata and Bishop introduced

House Bill No. 4941, entitled

A bill to amend 1961 PA 236, entitled "Revised judicature act of 1961," (MCL 600.101 to 600.9948) by adding chapter 28.

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

Reps. Switalski, DeHart, Jamnick, Hale, Woodward, Bovin, Baird, Lemmons, Rivet, Daniels, Vaughn, Mans, Gielegem, Vear, Brater and Jacobs introduced

House Bill No. 4942, entitled

A bill to amend 1951 PA 51, entitled "An act to provide for the classification of all public roads, streets, and highways in this state, and for the revision of that classification and for additions to and deletions from each classification; to set up and establish the Michigan transportation fund; to provide for the deposits in the Michigan transportation fund of specific taxes on motor vehicles and motor vehicle fuels; to provide for the allocation of funds from the Michigan transportation fund and the use and administration of the fund for transportation purposes; to set up and establish the truck safety fund; to provide for the allocation of funds from the truck safety fund and administration of the fund for truck safety purposes; to set up and establish the Michigan truck safety commission; to establish certain standards for road contracts for certain businesses; to provide for the continuing review of transportation needs within the state; to authorize the state transportation commission, counties, cities, and villages to borrow money, issue bonds, and make pledges of funds for transportation purposes; to authorize counties to advance funds for the payment of deficiencies necessary for the payment of bonds issued under this act; to provide for the limitations, payment, retirement, and security of the bonds and pledges; to provide for appropriations and tax levies by counties and townships for county roads; to authorize contributions by townships for county roads; to provide for the establishment and administration of the state trunk line fund, critical bridge fund, comprehensive transportation fund, and certain other funds; to provide for the deposits in the state trunk line fund, critical bridge fund, comprehensive transportation fund, and certain other funds of money raised by specific taxes and fees; to provide for definitions of public transportation functions and criteria; to define the purposes for which Michigan transportation funds may be allocated; to provide for Michigan transportation fund grants; to provide for review and approval of transportation programs; to provide for submission of annual legislative requests and reports; to provide for the establishment and functions of certain advisory entities; to provide for conditions for grants; to provide for the issuance of bonds and notes for transportation purposes; to provide for the powers and duties of certain state and local agencies and officials; to provide for the making of loans for transportation purposes by the state transportation department and for the receipt and repayment by local units and agencies of those loans from certain specified sources; and to repeal acts and parts of acts," by amending sections 1c, 11, 12, and 13 (MCL 247.651c, 247.661, 247.662, and 247.663), section 1c as amended by 1982 PA 438, section 11 as amended by 1998 PA 308, section 12 as amended by 1997 PA 79, and section 13 as amended by 1999 PA 54.

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

Reps. Allen, Rick Johnson, Bradstreet and Mead introduced

House Bill No. 4943, entitled

A bill to designate the cherry burger as the official burger of this state.

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

Reps. Schermesser, DeHart, Scott, Jamnick, Bogardus, Basham, Bovin, LaSata, Wojno and Hale introduced

House Bill No. 4944, entitled

A bill to amend 1987 PA 96, entitled "The mobile home commission act," by amending section 17 (MCL 125.2317).

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

Reps. Scranton, Stallworth, Jellema, Jelinek, Byl and Mead introduced

House Bill No. 4945, entitled

A bill to amend 1967 PA 204, entitled "Metropolitan transportation authorities act of 1967," by amending sections 2 and 5 (MCL 124.402 and 124.405), as amended by 1988 PA 481; and to repeal acts and parts of acts.

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

Reps. Hager, Gilbert, Kowall, Julian, Hart, Gosselin, Patterson, Bishop, Mortimer, Tabor, Voorhees, Ehardt, Woronchak, Bradstreet, Birkholz, Richner, Shackleton, Shulman, Stamas, Kukuk, Richardville, Mead, DeHart and Raczkowski introduced

House Bill No. 4946, entitled

A bill to amend 1931 PA 328, entitled "The Michigan penal code," (MCL 750.1 to 750.568) by adding section 411r.

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

Reps. Lemmons, Price, Hale, Daniels, Reeves, Hardman, Clark, Thomas, Brewer, Garza, Tesanovich, Brater, Scott, Julian, DeWeese and Jacobs introduced

House Bill No. 4947, 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," (MCL 791.201 to 791.283) by adding section 69b.

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

Reps. Lemmons, Vaughn, Garza, Brewer, Clark, Hager, Clarke, Minore, Reeves, Thomas, Daniels, Brater, Price, Hale, Tesanovich, Scott, DeWeese and Jacobs introduced

House Bill No. 4948, entitled

A bill to amend 1991 PA 179, entitled "Michigan telecommunications act," by amending section 317 (MCL 484.2317), as added by 1995 PA 216.

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

Reps. Howell, Gilbert, Allen, DeVuyst, Caul, Kowall, Scranton, DeHart, Bishop, Garcia, Kuipers, Shackleton, Green, Patterson, Julian and Birkholz introduced

House Bill No. 4949, entitled

A bill to amend 1893 PA 206, entitled "The general property tax act," (MCL 211.1 to 211.157) by adding section 7gg.

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

Reps. Neumann, Thomas, Bovin, Lockwood, Brewer, Pestka, Schauer, Garza, Clark, Sheltroun, Gielegem, Wojno, Dennis, DeHart, Daniels, Quarles and Frank introduced

House Bill No. 4950, entitled

A bill to amend 1975 PA 228, entitled "Single business tax act," (MCL 208.1 to 208.145) by adding section 39d.

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

Reps. Neumann, Bovin, Brewer, Gielegem, Pestka, Schauer, Sheltroun, Dennis, Wojno, DeHart, Thomas, Daniels and Quarles introduced

House Bill No. 4951, entitled

A bill to designate the part of highway M-32 located between Ripley boulevard and Bagley street in the city of Alpena as the "Veterans Memorial Highway"; and to prescribe the duties of the state transportation department.

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

Reps. Lemmons, Baird, Jacobs, Hansen, Woodward, Hardman, Reeves, Dennis, Brater, Hale, Clark, Minore, Clarke, Martinez, Daniels and Thomas introduced

House Bill No. 4952, entitled

A bill to amend 1931 PA 328, entitled "The Michigan penal code," by amending section 223 (MCL 750.223), as amended by 1992 PA 221.

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

Reps. Clark, Martinez, Garza, Reeves, Hardman, Hale, Lemmons, LaForge, Gielegem, Brewer, Wojno, Hansen, Dennis, Woodward, Baird, Hanley, Vaughn, Lockwood, O'Neil, Jacobs, Schauer, Callahan, Spade, Clarke, Minore, Bogardus, Jammick, Basham, Pestka, Rivet, Quarles, Kelly, Daniels, DeHart, Brater, Price, Tesanovich, Scott, Prusi, Rick Johnson, Allen, Thomas, Kilpatrick and Sheltrown introduced

House Bill No. 4953, entitled

A bill to regulate check cashing businesses; to provide for licensing and fees; to prescribe the powers and duties of certain state agencies and officials; and to provide for penalties.

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

Rep. Scranton introduced

House Bill No. 4954, entitled

A bill to amend 1967 PA 281, entitled "Income tax act of 1967," by amending section 30 (MCL 206.30), as amended by 1997 PA 86; and to repeal acts and parts of acts.

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

Rep. Scranton introduced

House Bill No. 4955, entitled

A bill to amend 1978 PA 368, entitled "The public health code," (MCL 333.1101 to 333.25211) by adding section 2222.

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

Reps. Switalski, Basham, Dennis, Gielegem, Schauer, Garza, DeHart, O'Neil, Jacobs, Woodward, Callahan, Lockwood, Bogardus and Hardman introduced

House Bill No. 4956, entitled

A bill to amend 1972 PA 382, entitled "Traxler-McCauley-Law-Bowman bingo act," by amending sections 9 and 10 (MCL 432.109 and 432.110), as amended by 1999 PA 108.

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

Reps. Frank, Sheltrown, Pestka, O'Neil, Callahan, Lemmons, Spade, Neumann, Bovin, Brewer, Julian and Prusi introduced

House Bill No. 4957, entitled

A bill to amend 1967 PA 281, entitled "Income tax act of 1967," by amending section 30 (MCL 206.30), as amended by 1997 PA 86; and to repeal acts and parts of acts.

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

Reps. Law, Jacobs, O'Neil, DeHart, Hale and Richner introduced

House Bill No. 4958, entitled

A bill to amend 1998 PA 58, entitled "Michigan liquor control code of 1998," by amending section 515 (MCL 436.1515).

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

Reps. Geiger, Shackleton, Kukuk, Jellema, Shulman, Middaugh, Van Woerkom, Tesanovich, Jelinek, Caul, Clarke, Bishop, Bovin, Garcia, Julian, Mortimer and Birkholz introduced

House Bill No. 4959, entitled

A bill to amend 1976 PA 451, entitled "The revised school code," (MCL 380.1 to 380.1852) by adding sections 15 and 602.

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

Rep. Kuipers moved that the House adjourn.
The motion prevailed, the time being 5:25 p.m.

The Speaker Pro Tempore declared the House adjourned until Wednesday, October 6, at 2:00 p.m.

GARY L. RANDALL
Clerk of the House of Representatives.