

**No. 67**  
**STATE OF MICHIGAN**  
**JOURNAL**  
**OF THE**  
**House of Representatives**  
**90th Legislature**  
**REGULAR SESSION OF 2000**

---

---

House Chamber, Lansing, Thursday, November 30, 2000.

12:00 Noon.

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

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

e/d/s = entered during session

Rep. Ed LaForge, from the 60th District, offered the following invocation:

“A compilation of children’s letters to God:

Dear God, In school they told us what You do. Who does it when You are on vacation?

Dear God, I read the Bible. What does ‘begat’ mean? Nobody will tell me.

Dear God, Are You really invisible or is that just a trick?

Dear God, Is it true my father won’t get in Heaven if he uses his bowling words in the house?

Dear God, Did You mean for the giraffe to look like that or was it an accident?

Dear God, Instead of letting people die and having to make new ones, why don’t You just keep the ones You have now?

Dear God, I went to this wedding and they kissed right in church. Is that okay?

Dear God, What does it mean You are a Jealous God? I thought You had everything.

Dear God, Did You really mean “do unto others as they do unto you”? Because if You did, then I’m going to fix my brother.

Dear God, Thank You for the baby brother, but what I prayed for was a puppy.

Dear God, Please send me a pony. I never asked for anything before. You can look it up.

Dear God, If we come back as something—please don’t let me be Jennifer Horton because I hate her.

Dear God, Maybe Cain and Abel would not kill each other so much if they had their own rooms. It works with my brother.

Dear God, I bet it is very hard for You to love all of everybody in the whole world. There are only 4 people in our family and I can never do it.

Dear God, My brother told me about being born but it doesn’t sound right. They’re just kidding, aren’t they?

Dear God, We read Thomas Edison made light. But in Sunday school they said You did it. So I bet he stoled Your idea.

And finally...

Dear God, I didn’t think orange went with purple until I saw the sunset You made on Tuesday. That was cool.

Thank You Dear Lord, for all of the children.”

---

Rep. DeHart moved that Rep. Mans and be excused from today’s session.

The motion prevailed.

Rep. DeWeese moved that Rep. Faunce be excused from today’s session.

The motion prevailed.

Rep. Julian moved that Rep. Tabor be excused temporarily from today’s session.

The motion prevailed.

Rep. DeHart moved that Reps. Schermesser, Thomas and Kilpatrick be excused temporarily from today’s session.

The motion prevailed.

Rep. Vander Roest moved that Rep. Raczkowski be excused temporarily from today’s session.

The motion prevailed.

### Messages from the Senate

The Speaker laid before the House

#### **Senate Bill No. 1243, entitled**

A bill to amend 1949 PA 300, entitled “An act to provide for the registration, titling, sale, transfer, and regulation of certain vehicles operated upon the public highways of this state or any other place open to the general public or generally accessible to motor vehicles and distressed vehicles; to provide for the licensing of dealers; to provide for the examination, licensing, and control of operators and chauffeurs; to provide for the giving of proof of financial responsibility and security by owners and operators of vehicles; to provide for the imposition, levy, and collection of specific taxes on vehicles, and the levy and collection of sales and use taxes, license fees, and permit fees; to provide

for the regulation and use of streets and highways; to create certain funds and grant programs; to provide for the appropriation of money for certain grant programs; 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 sections 217, 222, and 251 (MCL 257.217, 257.222, and 257.251), section 217 as amended by 1998 PA 247, section 222 as amended by 1999 PA 267, and section 251 as amended by 1998 PA 455.

(The bill was received from the Senate on October 4, with amendments to the House amendments, consideration of which, under the rules, was postponed until November 9, see House Journal No. 62, p. 2286.)

The question being on concurring in the amendments to the House amendments made to the bill by the Senate,

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

### Roll Call No. 982

### Yeas—96

Allen	DeWeese	Kelly	Richner
Baird	Ehardt	Koetje	Rison
Basham	Frank	Kowall	Rivet
Birkholz	Garcia	Kuipers	Rocca
Bisbee	Garza	LaForge	Sanborn
Bishop	Gielegem	LaSata	Schauer
Bogardus	Gilbert	Law	Scranton
Bovin	Godchaux	Lemmons	Shackleton
Bradstreet	Gosselin	Lockwood	Sheltrown
Brater	Green	Martinez	Shulman
Brewer	Hager	Mead	Spade
Brown, B.	Hale	Middaugh	Stallworth
Brown, C.	Hanley	Minore	Stamas
Byl	Hansen	Mortimer	Switalski
Callahan	Hart	Neumann	Tesanovich
Cassis	Howell	Pappageorge	Toy
Caul	Jacobs	Patterson	Van Woerkom
Cherry	Jamnick	Perricone	Vander Roest
Clark, I.	Jansen	Pestka	Vaughn
Clarke, H.	Jelinek	Price	Vear
DeHart	Jellema	Prusi	Voorhees
Dennis	Johnson, Rick	Pumford	Wojno
DeRossett	Johnson, Ruth	Quarles	Woodward
DeVuyst	Julian	Richardville	Woronchak

### Nays—0

In The Chair: Patterson

### Third Reading of Bills

#### House Bill No. 6017, entitled

A bill to commission and confer certain police and arrest powers on certain sergeants at arms and assistant sergeants at arms in the legislative branch; and to prescribe certain duties and responsibilities of certain state employees.

(The bill was read a third time, motion made to re-refer the bill to the Committee on House Oversight and Operations defeated and bill postponed for the day on November 29, see House Journal No. 66, p. 2395.)

The question being on the passage of the bill,

Reps. Julian, Rivet, Bradstreet and DeHart moved to amend the bill as follows:

1. Amend page 3, following line 4, by inserting:

“Sec. 2. (1) The house of representatives bipartisan sergeant at arms oversight committee is established. The house of representatives bipartisan sergeant at arms oversight committee shall consist of 6 members of the house of representatives and membership shall be equally divided between the majority and minority parties. The house of representatives bipartisan sergeant at arms oversight committee shall consist of all of the following members of the house of representatives:

- (a) The speaker, who shall serve as chair.
- (b) The majority floor leader.
- (c) The minority leader.
- (d) The minority floor leader.
- (e) One member appointed by the majority caucus leader.
- (f) One member appointed by the minority caucus leader.

(2) The house of representatives bipartisan sergeant at arms oversight committee shall recommend to the speaker of the house of representatives policy considerations that affect the powers of the sergeant at arms provided in this act.”.

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

The question being on the passage of the bill,

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

### Roll Call No. 983

### Yeas—64

Allen	DeWeese	Kowall	Rocca
Birkholz	Ehardt	Kuipers	Sanborn
Bisbee	Garcia	LaSata	Scranton
Bishop	Gilbert	Law	Shackleton
Bovin	Gosselin	Lemmons	Shulman
Bradstreet	Green	Mead	Spade
Brewer	Hager	Middaugh	Stamas
Brown, B.	Hart	Mortimer	Switalski
Brown, C.	Howell	Pappageorge	Toy
Byl	Jansen	Patterson	Van Woerkom
Cassis	Jelinek	Perricone	Vander Roest
Caul	Jellema	Pumford	Vaughn
Clarke, H.	Johnson, Rick	Rackowski	Vear
DeHart	Johnson, Ruth	Richardville	Voorhees
DeRossett	Julian	Richner	Wojno
DeVuyst	Koetje	Rivet	Woronchak

### Nays—34

Baird	Frank	Kelly	Quarles
Basham	Garza	Kilpatrick	Rison
Bogardus	Gielegem	LaForge	Schauer
Brater	Godchaux	Lockwood	Schermesser
Callahan	Hale	Martinez	Sheltrown
Cherry	Hanley	Minore	Stallworth
Clark, I.	Hansen	Price	Thomas
Daniels	Jacobs	Prusi	Woodward
Dennis	Jamnick		

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. Bisbee, DeRossett, Gilbert, Howell, Julian, Kuipers, LaSata, Mortimer, Pappageorge, Richardville, Shackleton, Toy and Voorhees were named co-sponsors of the bill.

**House Bill No. 6016, entitled**

A bill to amend 1965 PA 203, entitled “Commission on law enforcement standards act,” by amending sections 2 and 9a (MCL 28.602 and 28.609a), section 2 as amended and section 9a as added by 1998 PA 237.

(The bill was read a third time and postponed temporarily on November 29, see House Journal No. 66, p. 2395.)

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. 984**

**Yeas—66**

Allen	Ehardt	Kuipers	Rocca
Birkholz	Garcia	LaSata	Sanborn
Bisbee	Geiger	Law	Scranton
Bishop	Gilbert	Mead	Shackleton
Bovin	Green	Middaugh	Shulman
Bradstreet	Hager	Mortimer	Spade
Brewer	Hansen	Neumann	Stamas
Brown, B.	Hart	Pappageorge	Switalski
Brown, C.	Howell	Patterson	Toy
Byl	Jansen	Perricone	Van Woerkom
Cassis	Jelinek	Pestka	Vander Roest
Caul	Jellema	Pumford	Vaughn
Clarke, H.	Johnson, Rick	Raczkowski	Vear
DeHart	Johnson, Ruth	Richardville	Voorhees
DeRossett	Julian	Richner	Wojno
DeVuyst	Koetje	Rivet	Woronchak
DeWeese	Kowall		

**Nays—34**

Baird	Frank	LaForge	Rison
Basham	Garza	Lemmons	Schauer
Bogardus	Gielegem	Lockwood	Schermesser
Brater	Hale	Martinez	Sheltrown
Callahan	Hanley	O’Neil	Stallworth
Cherry	Jacobs	Price	Tesanovich
Clark, I.	Jamnick	Prusi	Thomas
Daniels	Kelly	Quarles	Woodward
Dennis	Kilpatrick		

In The Chair: Patterson

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 1965 PA 203, entitled “Commission on law enforcement standards act,” by amending section 2 (MCL 28.602), as amended by 1998 PA 237.

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. Bradstreet, DeRossett, Jansen, Koetje, Pappageorge, Richardville, Toy, Vear and Voorhees were named co-sponsors of the bill.

### Second Reading of Bills

#### 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.

Was read a second time, and the question being on the adoption of the proposed amendment previously recommended by the Committee on Tax Policy (for amendment, see House Journal No. 45 of 1999, p. 934),

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

Rep. Cassis moved to substitute (H-4) the bill.

The motion prevailed and the substitute (H-4) was adopted, a majority of the members serving voting therefor.

Rep. Cassis moved to amend the bill as follows:

1. Amend page 2, line 3, after "DECEMBER 31," by striking out "2000" and inserting "2001".
2. Amend page 4, line 4, after "JANUARY 1," by striking out "2001" and inserting "2002".
3. Amend page 4, line 8, after "DECEMBER 31," by striking out "2000" and inserting "2001".
4. Amend page 4, line 15, after "DECEMBER 31," by striking out "2000" and inserting "2001".
5. Amend page 6, line 11, after "JANUARY 1," by striking out "2001" and inserting "2002".
6. Amend page 6, line 23, after "DECEMBER 31," by striking out "2000" and inserting "2001".
7. Amend page 7, line 5, after "DECEMBER 31," by striking out "2000" and inserting "2001".
8. Amend page 13, line 23, by striking out "2001" and inserting "2002".
9. Amend page 14, line 13, after "DECEMBER 31," by striking out "2000" and inserting "2001".
10. Amend page 14, line 24, after "DECEMBER 31," by striking out "2000" and inserting "2001".
11. Amend page 21, line 26, after "JANUARY 1," by striking out "2001" and inserting "2002".
12. Amend page 22, line 6, after "DECEMBER 31," by striking out "2000" and inserting "2001".
13. Amend page 22, line 10, after "DECEMBER 31," by striking out "2000" and inserting "2001".

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

Rep. Cassis 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. 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.

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

#### Roll Call No. 985

#### Yeas—89

Allen	Frank	Koetje	Rison
Baird	Garcia	Kowall	Rivet
Basham	Garza	LaSata	Rocca
Birkholz	Geiger	Law	Sanborn
Bisbee	Gielegthem	Lemmons	Schauer
Bishop	Gilbert	Lockwood	Scranton
Bogardus	Gosselin	Mead	Shackleton

Bovin	Green	Middaugh	Shulman
Brown, B.	Hager	Minore	Spade
Brown, C.	Hale	Mortimer	Stallworth
Byl	Hanley	Neumann	Stamas
Callahan	Hansen	O'Neil	Switalski
Cassis	Howell	Pappageorge	Tabor
Caul	Jacobs	Patterson	Thomas
Cherry	Jamnick	Perricone	Toy
Clark, I.	Jansen	Pestka	Van Woerkom
Clarke, H.	Jelinek	Price	Vaughn
Daniels	Jellema	Pumford	Vear
Dennis	Johnson, Rick	Quarles	Voorhees
DeRossett	Johnson, Ruth	Raczkowski	Wojno
DeVuyst	Julian	Richardville	Woodward
DeWeese	Kilpatrick	Richner	Woronchak
Ehardt			

#### Nays—14

Bradstreet	Godchaux	LaForge	Schermesser
Brater	Hart	Martinez	Sheltrown
Brewer	Kelly	Prusi	Vander Roest
DeHart	Kuipers		

In The Chair: Patterson

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 1893 PA 206, entitled "The general property tax act," by amending sections 2, 8, 9f, 14, and 34c (MCL 211.2, 211.8, 211.9f, 211.14, and 211.34c), section 2 as amended by 1993 PA 313, section 8 as amended by 1983 PA 254, section 9f as amended by 1999 PA 20, and section 34c as amended by 1996 PA 476.

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.

#### Second Reading of Bills

##### House Bill No. 5333, entitled

A bill to amend 1986 PA 157, entitled "Michigan export development act," by amending section 2 (MCL 447.152), as amended by 1990 PA 304.

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

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. Vander Roest moved that Rep. Perricone 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. 5333, entitled**

A bill to amend 1986 PA 157, entitled "Michigan export development act," by amending section 2 (MCL 447.152), as amended by 1990 PA 304.

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

**Roll Call No. 986**

**Yeas—99**

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

**Nays—1**

Brewer

In The Chair: Patterson

The House agreed to the title of the bill.

Rep. Rackowski 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. 5334, entitled**

A bill to amend 1960 PA 136, entitled "Sale of checks act," by amending section 4 (MCL 487.904), as amended by 1990 PA 81.

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



The substitute (H-1) was adopted, a majority of the members serving voting therefor.  
 Rep. Patterson 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. 5334, entitled**

A bill to amend 1960 PA 136, entitled "Sale of checks act," by amending section 4 (MCL 487.904), as amended by 1990 PA 81.

Was read a third time and passed, 2/3 of the members serving voting therefor, by yeas and nays, as follows:

**Roll Call No. 987**

**Yeas—101**

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

**Nays—1**

Brewer

In The Chair: Patterson

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. 5336, entitled

A bill to amend 1998 PA 386, entitled "Estates and protected individuals code," by amending section 1214 (MCL 700.1214).

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

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

Rep. Wojno 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. Byl 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. 5336, entitled

A bill to amend 1998 PA 386, entitled "Estates and protected individuals code," by amending section 1214 (MCL 700.1214).

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

#### Roll Call No. 988

#### Yeas—101

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

#### Nays—0

The House agreed to the title of the bill.

Rep. Byl 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. 5343, entitled

A bill to amend 1986 PA 89, entitled "Michigan BIDCO act," by amending section 717 (MCL 487.1717).

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

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

Rep. Thomas 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. Byl 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. 5343, entitled

A bill to amend 1986 PA 89, entitled "Michigan BIDCO act," by amending section 717 (MCL 487.1717).

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

#### Roll Call No. 989

#### Yeas—100

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

#### Nays—0

The House agreed to the title of the bill.  
Rep. Byl 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. 5332, entitled**

A bill to amend 1976 PA 331, entitled "Michigan consumer protection act," by amending section 4 (MCL 445.904), as amended by 1993 PA 10.

Was read a second time, and the question being on the adoption of the proposed substitute (H-7) previously recommended by the Committee on Insurance and Financial Services,

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

Rep. Bisbee 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. Byl 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. 5332, entitled**

A bill to amend 1976 PA 331, entitled "Michigan consumer protection act," by amending section 4 (MCL 445.904), as amended by 1993 PA 10.

The bill was read a third time.

The question being on the passage of the bill,

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

The motion prevailed.

### **Second Reading of Bills**

#### **Senate Bill No. 746, entitled**

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending section 20101b (MCL 324.20101b), as added by 1995 PA 71.

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

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

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

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

---

Rep. Vander Roest moved that Rep. DeWeese be excused temporarily from today's session.  
The motion prevailed.

By unanimous consent the House returned to the order of

### **Third Reading of Bills**

#### **Senate Bill No. 746, entitled**

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending section 20101b (MCL 324.20101b), as added by 1995 PA 71.

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

**Roll Call No. 990****Yeas—100**

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

**Nays—0**

In The Chair: Patterson

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

“An act to protect the environment and natural resources of the state; to codify, revise, consolidate, and classify laws relating to the environment and natural resources of the state; to regulate the discharge of certain substances into the environment; to regulate the use of certain lands, waters, and other natural resources of the state; to prescribe the powers and duties of certain state and local agencies and officials; to provide for certain charges, fees, and assessments; to provide certain appropriations; to prescribe penalties and provide remedies; to repeal certain parts of this act on a specific date; and to repeal certain acts and parts of acts.”

The House agreed to the full title.

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

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

---

Rep. Quarles moved that Rep. Stallworth be excused temporarily from today's session.  
The motion prevailed.

The House returned to the consideration of  
**House Bill No. 5332, entitled**

A bill to amend 1976 PA 331, entitled “Michigan consumer protection act,” by amending section 4 (MCL 445.904), as amended by 1993 PA 10.

(The bill was considered earlier today, see today's journal, p. 2426.)

The question being on the passage of the bill,

The bill was then not passed, a majority of the members serving not voting therefor, by yeas and nays, as follows:

**Roll Call No. 991****Yeas—54**

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

**Nays—46**

Basham	Dennis	Lockwood	Schauer
Bogardus	Frank	Martinez	Schermesser
Bovin	Garza	Minore	Sheltrown
Brater	Gielegem	Neumann	Spade
Brewer	Hale	Pestka	Stallworth
Brown, B.	Hanley	Price	Switalski
Callahan	Hansen	Prusi	Tesanovich
Cherry	Jacobs	Quarles	Thomas
Clark, I.	Jamnick	Richardville	Vaughn
Clarke, H.	Kelly	Rison	Wojno
Daniels	LaForge	Rivet	Woodward
DeHart	Lemmons		

In The Chair: Patterson

Rep. Raczkowski moved to reconsider the vote by which the House did not pass the bill.  
 The question being on the motion made by Rep. Raczkowski,  
 Rep. Raczkowski moved that consideration of the motion be postponed temporarily.  
 The motion prevailed.

**Second Reading of Bills****Senate Bill No. 752, entitled**

A bill to amend 1980 PA 307, entitled "Savings and loan act of 1980," by amending sections 107, 700, and 800 (MCL 491.107, 491.700, and 491.800), section 107 as added and sections 700 and 800 as amended by 1987 PA 106.

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

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

Rep. Raczkowski 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**

**Senate Bill No. 752, entitled**

A bill to amend 1980 PA 307, entitled "Savings and loan act of 1980," by amending sections 107, 700, and 800 (MCL 491.107, 491.700, and 491.800), section 107 as added and sections 700 and 800 as amended by 1987 PA 106.

Was read a third time and passed, 2/3 of the members serving voting therefor, by yeas and nays, as follows:

**Roll Call No. 992**

**Yeas—101**

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

**Nays—1**

Brewer

In The Chair: Patterson

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

"An act to revise and codify the laws relating to savings and loan associations; to provide for the incorporation, regulation, supervision, and internal administration of associations; to prescribe the rights, powers, and immunities of associations; to provide for voluntary and involuntary changes in the corporate structure of associations; to prescribe the powers, rights, and duties of certain state agencies in relation to associations; to require certain reports and examinations of associations; to prescribe remedies and penalties for violations of this act; and to repeal certain acts and parts of acts,".

The House agreed to the full title.

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

#### Senate Bill No. 612, entitled

A bill to amend 1978 PA 59, entitled "Condominium act," by amending sections 3, 6, 10, 45, 47a, 52, 58, 67, 73, 90, 108, 111, 112, 113, 132, and 135 (MCL 559.103, 559.106, 559.110, 559.145, 559.147a, 559.152, 559.158, 559.167, 559.173, 559.190, 559.208, 559.211, 559.212, 559.213, 559.232, and 559.235), sections 3, 10, 52, 67, 73, 112, and 135 as amended by 1982 PA 538, section 6 as amended by 1983 PA 113, section 47a as amended by 1998 PA 36, and section 90 as amended by 1988 PA 147, and by adding sections 72b, 90a, and 176.

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

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

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

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

By unanimous consent the House returned to the order of

### Third Reading of Bills

#### Senate Bill No. 612, entitled

A bill to amend 1978 PA 59, entitled "Condominium act," by amending sections 3, 6, 10, 45, 47a, 52, 58, 67, 73, 90, 108, 111, 112, 113, 132, and 135 (MCL 559.103, 559.106, 559.110, 559.145, 559.147a, 559.152, 559.158, 559.167, 559.173, 559.190, 559.208, 559.211, 559.212, 559.213, 559.232, and 559.235), sections 3, 10, 52, 67, 73, 112, and 135 as amended by 1982 PA 538, section 6 as amended by 1983 PA 113, section 47a as amended by 1998 PA 36, and section 90 as amended by 1988 PA 147, and by adding sections 72b, 90a, and 176.

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

#### Roll Call No. 993

#### Yeas—103

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



**Nays—0**

In The Chair: Patterson

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 1978 PA 59, entitled “An act relative to condominiums and condominium projects; to prescribe powers and duties of the administrator; to provide certain protections for certain tenants, senior citizens, and persons with disabilities relating to conversion condominium projects; to provide for escrow arrangements; to provide an exemption from certain property tax increases; to impose duties on certain state departments; to prescribe remedies and penalties; and to repeal acts and parts of acts,” by amending sections 3, 6, 10, 40, 45, 47a, 52, 58, 67, 69, 73, 90, 106, 108, 111, 112, 113, 132, and 135 (MCL 559.103, 559.106, 559.110, 559.140, 559.145, 559.147a, 559.152, 559.158, 559.167, 559.169, 559.173, 559.190, 559.206, 559.208, 559.211, 559.212, 559.213, 559.232, and 559.235), sections 3, 10, 52, 67, 73, 112, and 135 as amended by 1982 PA 538, section 6 as amended by 1983 PA 113, section 47a as amended by 1998 PA 36, and section 90 as amended by 1988 PA 147, and by adding sections 72b, 90a, and 176.

The motion prevailed.

The House agreed to the title as amended.

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

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

**Second Reading of Bills****Senate Bill No. 613, entitled**

A bill to amend 1961 PA 236, entitled “Revised judicature act of 1961,” by amending section 3240 (MCL 600.3240), as amended by 1996 PA 214.

The bill was read a second time.

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

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

By unanimous consent the House returned to the order of

**Third Reading of Bills****Senate Bill No. 613, entitled**

A bill to amend 1961 PA 236, entitled “Revised judicature act of 1961,” by amending section 3240 (MCL 600.3240), as amended by 1996 PA 214.

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

**Roll Call No. 994****Yeas—101**

Allen	Ehardt	Koetje	Rivet
Baird	Frank	Kowall	Rocca
Basham	Garcia	Kuipers	Sanborn
Birkholz	Geiger	LaForge	Schauer
Bisbee	Gielegem	LaSata	Schermesser
Bishop	Gilbert	Law	Scranton
Bogardus	Godchaux	Lemmons	Shackleton
Bovin	Gosselin	Lockwood	Sheltrown
Bradstreet	Green	Martinez	Shulman
Brater	Hager	Mead	Spade
Brewer	Hale	Middaugh	Stallworth
Brown, B.	Hanley	Minore	Stamas
Brown, C.	Hansen	Mortimer	Switalski

Byl	Hart	Neumann	Tabor
Callahan	Howell	O'Neil	Tesanovich
Cassis	Jacobs	Pappageorge	Thomas
Caul	Jamnack	Patterson	Toy
Cherry	Jansen	Perricone	Van Woerkom
Clark, I.	Jelinek	Pestka	Vander Roest
Clarke, H.	Jellema	Price	Vaughn
Daniels	Johnson, Rick	Prusi	Vear
DeHart	Johnson, Ruth	Pumford	Voorhees
Dennis	Julian	Raczkowski	Wojno
DeRossett	Kelly	Richardville	Woodward
DeVuyst	Kilpatrick	Richner	Woronchak
DeWeese			

### Nays—0

In The Chair: Patterson

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

“An act to revise and consolidate the statutes relating to the organization and jurisdiction of the courts of this state; the powers and duties of such courts, and of the judges and other officers thereof; the forms and attributes of civil claims and actions; the time within which civil actions and proceedings may be brought in said courts; pleading, evidence, practice and procedure in civil and criminal actions and proceedings in said courts; to provide remedies and penalties for the violation of certain provisions of this act; to repeal all acts and parts of acts inconsistent with or contravening any of the provisions of this act; and to repeal acts and parts of acts.”.

The House agreed to the full title.

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

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

### Second Reading of Bills

#### Senate Bill No. 1262, entitled

A bill to amend 1976 PA 451, entitled “The revised school code,” (MCL 380.1 to 380.1852) by adding section 1274b.

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

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

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

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

By unanimous consent the House returned to the order of

### Third Reading of Bills

#### Senate Bill No. 1262, entitled

A bill to amend 1976 PA 451, entitled “The revised school code,” (MCL 380.1 to 380.1852) by adding section 1274b.

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

### Roll Call No. 995

### Yeas—97

Allen	Frank	LaSata	Rocca
Baird	Garcia	Law	Sanborn
Basham	Garza	Lemmons	Schauer
Birkholz	Geiger	Lockwood	Schermesser

Bisbee	Gielegem	Martinez	Scranton
Bishop	Gilbert	Mead	Shackleton
Bogardus	Gosselin	Middaugh	Sheltrown
Bovin	Green	Minore	Shulman
Bradstreet	Hager	Mortimer	Spade
Brater	Hale	Neumann	Stallworth
Brown, B.	Hanley	O'Neil	Stamas
Brown, C.	Hansen	Pappageorge	Switalski
Byl	Hart	Patterson	Tabor
Callahan	Howell	Perricone	Tesanovich
Cassis	Jacobs	Pestka	Thomas
Caul	Jansen	Price	Toy
Cherry	Jelinek	Prusi	Van Woerkom
Clark, I.	Jellema	Pumford	Vander Roest
Clarke, H.	Johnson, Rick	Quarles	Vaughn
Daniels	Johnson, Ruth	Raczkowski	Vear
Dennis	Julian	Richardville	Voorhees
DeRossett	Koetje	Richner	Wojno
DeVuyst	Kowall	Rison	Woodward
DeWeese	LaForge	Rivet	Woronchak
Ehardt			

### Nays—2

Godchaux

Kuipers

In The Chair: Patterson

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

“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.”.

The House agreed to the full title.

Rep. Middaugh 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. 6115, entitled

A bill to amend 1936 (Ex Sess) PA 1, entitled “Michigan employment security act,” by amending section 43 (MCL 421.43), as amended by 1996 PA 145.

The bill was read a second time.

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. Middaugh 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. 6115, entitled**

A bill to amend 1936 (Ex Sess) PA 1, entitled "Michigan employment security act," by amending section 43 (MCL 421.43), as amended by 1996 PA 145.

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

**Roll Call No. 996**

**Yeas—64**

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	Pappageorge	Stamas
Cassis	Jelinek	Patterson	Switalski
Caul	Jellema	Perricone	Tabor
DeRossett	Johnson, Rick	Pestka	Toy
DeVuyst	Johnson, Ruth	Pumford	Van Woerkom
DeWeese	Julian	Raczkowski	Vander Roest
Ehardt	Koetje	Richardville	Vear
Frank	Kowall	Richner	Voorhees
Garcia	Kuipers	Rivet	Woronchak

**Nays—37**

Baird	Daniels	Jamnick	Rison
Basham	DeHart	Kelly	Schauer
Bogardus	Dennis	LaForge	Schermesser
Bovin	Garza	Lemmons	Stallworth
Brater	Gielegem	Martinez	Tesanovich
Brewer	Hale	Minore	Thomas
Callahan	Hanley	O'Neil	Vaughn
Cherry	Hansen	Price	Wojno
Clark, I.	Jacobs	Prusi	Woodward
Clarke, H.			

In The Chair: Patterson

The House agreed to the title of the bill.

Rep. Middaugh 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. 5869, entitled**

A bill to create certain prescription programs relating to the elderly; to enhance access to prescription drugs to certain elderly residents of the state; to prescribe the powers and duties of certain state departments and agencies; and to repeal acts and parts of acts.

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

The substitute (H-1) was adopted, a majority of the members serving voting therefor.  
 Rep. Middaugh 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. Byl 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. 5869, entitled**

A bill to create certain prescription programs relating to the elderly; to enhance access to prescription drugs to certain elderly residents of the state; to prescribe the powers and duties of certain state departments and agencies; and to repeal acts and parts of acts.

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

**Roll Call No. 997**

**Yeas—101**

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

**Nays—0**

In The Chair: Patterson

The House agreed to the title of the bill.

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

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

Reps. Allen, Basham, Bisbee, Bogardus, Bradstreet, Brater, Bob Brown, Byl, Callahan, Cassis, Caul, Cherry, Clark, Clarke, DeHart, Dennis, DeRossett, DeWeese, Ehardt, Garza, Geiger, Gielegem, Godchaux, Gosselin, Hager, Hale,

Hanley, Hansen, Jacobs, Jansen, Jellema, Jelinek, Ruth Johnson, Law, Lemmons, Lockwood, Martinez, Mead, Minore, O'Neil, Patterson, Pestka, Price, Prusi, Pumford, Rivet, Rocca, Schauer, Schermesser, Shackleton, Sheltroun, Shulman, Spade, Stallworth, Tabor, Tesanovich, Thomas, Toy, Van Woerkom, Vaughn, Vear, Voorhees and Woronchak were named co-sponsors of the bill.

### Second Reading of Bills

#### House Bill No. 6094, entitled

A bill to amend 1978 PA 368, entitled "Public health code," (MCL 333.1101 to 333.25211) by adding section 21734. Was read a second time, and the question being on the adoption of the proposed substitute (H-2) previously recommended by the Committee on Senior Health, Security and Retirement, The substitute (H-2) was adopted, a majority of the members serving voting therefor.

Rep. DeHart moved to amend the bill as follows:

1. Amend page 3, following line 18, by inserting:

"(6) IF NO UNIFORM STANDARDS CAN BE DEVELOPED BY THIS ADVISORY COMMITTEE, THEN THE LEGISLATURE MAY TAKE THE NECESSARY STEPS TO REPEAL THIS AMENDATORY ACT."

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

Reps. Kuipers, DeHart and Voorhees moved to amend the bill as follows:

1. Amend page 2, line 20, after "APPOINT" by striking out "10" and inserting "12".
2. Amend page 3, following line 5, by inserting:

"(G) TWO MEMBERS SHALL BE EITHER A RESIDENT OR A FAMILY MEMBER OF A RESIDENT."

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

Rep. Kuipers 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. Byl 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. 6094, entitled

A bill to amend 1978 PA 368, entitled "Public health code," (MCL 333.1101 to 333.25211) by adding section 21734. Was read a third time and passed, a majority of the members serving voting therefor, by yeas and nays, as follows:

#### Roll Call No. 998

#### Yeas—88

Allen	Ehardt	Julian	Richner
Baird	Frank	Kelly	Rison
Basham	Garcia	Koetje	Rivet
Birkholz	Garza	Kowall	Rocca
Bisbee	Geiger	Kuipers	Sanborn
Bishop	Gielegem	LaForge	Schauer
Bogardus	Gilbert	LaSata	Schermesser
Bovin	Godchaux	Law	Scranton
Bradstreet	Gosselin	Lemmons	Shackleton
Brewer	Green	Lockwood	Sheltroun
Brown, B.	Hager	Mead	Spade
Brown, C.	Hale	Middaugh	Stamas
Byl	Hanley	Mortimer	Switalski
Callahan	Hansen	Neumann	Tabor
Cassis	Hart	O'Neil	Toy
Caul	Howell	Pappageorge	Van Woerkom

Clark, I.	Jamnick	Patterson	Vander Roest
Clarke, H.	Jansen	Perricone	Vaughn
DeHart	Jelinek	Pestka	Vear
DeRossett	Jellema	Pumford	Voorhees
DeVuyst	Johnson, Rick	Rackowski	Wojno
DeWeese	Johnson, Ruth	Richardville	Woronchak

**Nays—14**

Brater	Jacobs	Quarles	Tesanovich
Cherry	Martinez	Shulman	Thomas
Daniels	Price	Stallworth	Woodward
Dennis	Prusi		

In The Chair: Patterson

The House agreed to the title of the bill.

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

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

Reps. Birkholz, Callahan, Hart, Pappageorge, Shackleton, Spade and Vaughn were named co-sponsors of the bill.

**Second Reading of Bills****Senate Bill No. 1057, entitled**

A bill to repeal 1863 PA 211, entitled "An act to establish a military school in connection with the agricultural college," (MCL 390.171 to 390.173).

The bill was read a second time.

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

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

By unanimous consent the House returned to the order of

**Third Reading of Bills****Senate Bill No. 1057, entitled**

A bill to repeal 1863 PA 211, entitled "An act to establish a military school in connection with the agricultural college," (MCL 390.171 to 390.173).

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

**Roll Call No. 999****Yeas—103**

Allen	Ehardt	Koetje	Rison
Baird	Frank	Kowall	Rocca
Basham	Garcia	Kuipers	Sanborn
Birkholz	Garza	LaForge	Schauer
Bisbee	Geiger	LaSata	Schermesser
Bishop	Gielegem	Law	Scranton
Bogardus	Gilbert	Lemmons	Shackleton
Bovin	Godchaux	Lockwood	Sheltrown

Bradstreet	Gosselin	Martinez	Shulman
Brater	Green	Mead	Spade
Brewer	Hager	Middaugh	Stallworth
Brown, B.	Hale	Minore	Stamas
Brown, C.	Hanley	Mortimer	Switalski
Byl	Hansen	Neumann	Tabor
Callahan	Hart	O'Neil	Tesanovich
Cassis	Howell	Pappageorge	Thomas
Caul	Jacobs	Patterson	Toy
Cherry	Jamnick	Perricone	Van Woerkom
Clark, I.	Jansen	Pestka	Vander Roest
Clarke, H.	Jelinek	Price	Vaughn
Daniels	Jellema	Prusi	Vear
DeHart	Johnson, Rick	Pumford	Voorhees
Dennis	Johnson, Ruth	Quarles	Wojno
DeRossett	Julian	Raczkowski	Woodward
DeVuyst	Kelly	Richardville	Woronchak
DeWeese	Kilpatrick	Richner	

### Nays—0

In The Chair: Patterson

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

#### Senate Bill No. 1124, entitled

A bill to repeal 1887 PA 229, entitled “An act establishing a lien for labor and services upon lumber, shingles, logs, timber, cedar posts, telegraph poles, railroad ties, bark, shingle-bolts, stave-bolts, staves, cord-wood, pulp-wood, hop-poles, hoop-poles, veneering wood and all other forest products, and to repeal Act No. 145 of the Session Laws of 1881, entitled “An act establishing a lien for labor and services upon logs, timber, cedar posts, telegraph poles, railroad ties, tanbark, shingle-bolts and staves, and to repeal Act No. 185 of the Session Laws of 1873, entitled ‘An act establishing a lien for labor and services upon logs and timber, as amended by Act No. 253 of the Public Acts of 1879’,” (MCL 426.1 to 426.15).

The bill was read a second time.

Rep. Raczkowski 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

#### Senate Bill No. 1124, entitled

A bill to repeal 1887 PA 229, entitled “An act establishing a lien for labor and services upon lumber, shingles, logs, timber, cedar posts, telegraph poles, railroad ties, bark, shingle-bolts, stave-bolts, staves, cord-wood, pulp-wood, hop-poles, hoop-poles, veneering wood and all other forest products, and to repeal Act No. 145 of the Session Laws of 1881, entitled “An act establishing a lien for labor and services upon logs, timber, cedar posts, telegraph poles, railroad ties, tanbark, shingle-bolts and staves, and to repeal Act No. 185 of the Session Laws of 1873, entitled ‘An act establishing a lien for labor and services upon logs and timber, as amended by Act No. 253 of the Public Acts of 1879’,” (MCL 426.1 to 426.15).

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





**Roll Call No. 1001****Yeas—55**

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

**Nays—39**

Basham	Dennis	Lockwood	Schermesser
Bogardus	Frank	Martinez	Sheltrown
Bovin	Garza	Minore	Spade
Brater	Gielegem	Neumann	Stallworth
Brewer	Hanley	Pestka	Switalski
Brown, B.	Hansen	Price	Thomas
Callahan	Jacobs	Prusi	Vaughn
Clark, I.	Jamnick	Rison	Wojno
Clarke, H.	Kelly	Rivet	Woodward
DeHart	LaForge	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.

**Second Reading of Bills****House Bill No. 4766, entitled**

A bill to amend 1964 PA 154, entitled "Minimum wage law of 1964," by amending the title and section 3 (MCL 408.383).

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

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

Rep. Basham moved to amend the bill as follows:

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

"(3) A LOCAL UNIT OF GOVERNMENT SHALL NOT ENACT OR ENFORCE A LICENSING FEE TO HUNT MOURNING DOVES OR LAME DUCKS AS PRESCRIBED BY THE NATURAL RESOURCES COMMISSION."

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,

**Point of Order**

Rep. Raczkowski requested a ruling from the Chair regarding the germaneness of the amendment offered by Rep. Basham.

The Chair ruled that the amendment is not germane.

Rep. Woodward moved to amend the bill as follows:

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

“(3) THE PROHIBITORY LANGUAGE OF THIS AMENDATORY ACT SHALL NOT APPLY TO AN EMPLOYER WHO RECEIVES A TAX ABATEMENT FROM A LOCAL UNIT OF GOVERNMENT.”.

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

Rep. Woodward demanded the yeas and nays.

The demand was supported.

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

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

**Roll Call No. 1002****Yeas—47**

Basham	Dennis	LaForge	Rivet
Bogardus	DeWeese	Lemmons	Schermesser
Bovin	Frank	Lockwood	Sheltrown
Brater	Garza	Martinez	Spade
Brewer	Gielegem	Minore	Stallworth
Brown, B.	Hale	Neumann	Switalski
Callahan	Hanley	O’Neil	Tesanovich
Cherry	Hansen	Pestka	Thomas
Clark, I.	Jacobs	Price	Vaughn
Clarke, H.	Jamnick	Prusi	Wojno
Daniels	Kelly	Quarles	Woodward
DeHart	Kilpatrick	Rison	

**Nays—53**

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

In The Chair: Scranton

Rep. DeWeese moved to amend the bill as follows:

1. Amend page 1, line 11, after “RULE,” by inserting “OR”.

2. Amend page 1, line 11, after “RESOLUTION,” by striking out the balance of the line through “CONTRACT,” on line 1 of page 2.

3. Amend page 2, line 2, after "RATE." by inserting "THIS SUBSECTION SHALL NOT PROHIBIT A LOCAL UNIT OF GOVERNMENT FROM ENACTING, MAINTAINING, OR ENFORCING THROUGH A COLLECTIVE BARGAINING AGREEMENT OR OTHER MEANS A MINIMUM WAGE REQUIREMENT GOVERNING COMPENSATION PAID BY THAT LOCAL UNIT OF GOVERNMENT TO EMPLOYEES OF THAT LOCAL UNIT OF GOVERNMENT."

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

Rep. DeWeese moved to amend the bill as follows:

1. Amend page 1, line 10, after "(2)" by inserting "EXCEPT AS OTHERWISE PROVIDED IN SUBSECTION (3)."

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

"(3) SUBSECTION (2) SHALL NOT LIMIT A LOCAL PREVAILING WAGE REQUIREMENT OR THE PREVAILING WAGE REQUIREMENTS SET FORTH IN 1965 PA 166, MCL 408.551 TO 408.558. AS USED IN THIS SUBSECTION:

(A) "CONSTRUCTION MECHANIC" MEANS A SKILLED OR UNSKILLED MECHANIC, LABORER, WORKER, HELPER, ASSISTANT, OR APPRENTICE WORKING ON A PROJECT FUNDED IN WHOLE OR IN PART BY A LOCAL UNIT OF GOVERNMENT. CONSTRUCTION MECHANIC DOES NOT INCLUDE EXECUTIVE, ADMINISTRATIVE, PROFESSIONAL, OFFICE, OR CUSTODIAL EMPLOYEES.

(B) "LOCAL PREVAILING WAGE REQUIREMENT" MEANS AN ORDINANCE, RULE, RESOLUTION, OR REGULATION ADOPTED BY A LOCAL UNIT OF GOVERNMENT OR AN EXPRESS PROVISION IN A CONTRACT EXECUTED BETWEEN A LOCAL UNIT OF GOVERNMENT AND A CONTRACTOR FOR A PROJECT THAT REQUIRES OR INVOLVES THE EMPLOYMENT OF 1 OR MORE CONSTRUCTION MECHANICS, OTHER THAN THOSE SUBJECT TO THE JURISDICTION OF THE STATE CIVIL SERVICE COMMISSION, WHICH ORDINANCE, RULE, RESOLUTION, REGULATION, OR CONTRACT PROVISION STATES THAT THE RATES OF WAGES AND FRINGE BENEFITS TO BE PAID TO EACH CLASS OF CONSTRUCTION MECHANIC BY A CONTRACTOR AND ALL SUBCONTRACTORS, SHALL BE NOT LESS THAN THE WAGE AND FRINGE BENEFIT RATES PREVAILING IN THE LOCALITY IN WHICH THE WORK IS TO BE PERFORMED."

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

Rep. LaForge moved to amend the bill as follows:

1. Amend page 2, line 2, after "RATE" by striking out the balance of the subsection and inserting "UNLESS THAT MINIMUM WAGE REQUIREMENT CONFORMS WITH SUBSECTION (3)."

2. Amend page 2, following line 5, following subsection (3), by inserting:

"(3) A LOCAL UNIT OF GOVERNMENT MAY ENACT, MAINTAIN, OR ENFORCE BY CHARTER, ORDINANCE, REGULATION, RULE, OR RESOLUTION A MINIMUM WAGE REQUIREMENT THAT IS GREATER THAN THE APPLICABLE RATE FOR ALL EMPLOYERS LOCATED WITHIN OR CONTRACTORS ENTERING INTO A CONTRACT WITH THE LOCAL UNIT OF GOVERNMENT IF ALL OF THE FOLLOWING REQUIREMENTS ARE SATISFIED:

(A) EMPLOYERS OR CONTRACTORS SHALL PAY EMPLOYEES A MINIMUM WAGE OF NOT LESS THAN EITHER OF THE FOLLOWING:

(i) IF THE EMPLOYER OR CONTRACTOR PROVIDES THE EMPLOYEE WITH QUALIFIED MEDICAL BENEFITS AS PROVIDED IN THIS SUBPARAGRAPH, \$14.50 PER HOUR. QUALIFIED MEDICAL BENEFITS SHALL CONSIST OF NOT LESS THAN \$1.25 PER HOUR TOWARDS THE PROVISION OF HEALTH CARE BENEFITS FOR AN EMPLOYEE AND HIS OR HER DEPENDENTS. THE EMPLOYER OR CONTRACTOR SHALL PROVIDE PROOF OF THE PROVISION OF QUALIFIED MEDICAL BENEFITS TO THE LOCAL UNIT OF GOVERNMENT NOT LATER THAN 30 DAYS AFTER TRANSACTING BUSINESS WITHIN THE LOCAL UNIT OF GOVERNMENT OR EXECUTING A CONTRACT WITH THE LOCAL UNIT OF GOVERNMENT TO QUALIFY FOR THE WAGE RATE UNDER THIS SUBPARAGRAPH.

(ii) IF THE EMPLOYER OR CONTRACTOR DOES NOT PROVIDE THE EMPLOYEE WITH QUALIFIED MEDICAL BENEFITS AS PROVIDED IN THIS SUBSECTION, \$15.75 PER HOUR.

(B) THE MINIMUM WAGE AND QUALIFIED MEDICAL BENEFITS PROVIDED UNDER SUBDIVISION (A) SHALL BE ADJUSTED EACH JANUARY 1 PURSUANT TO THE ANNUAL AVERAGE PERCENTAGE INCREASE OR DECREASE IN THE DETROIT CONSUMER PRICE INDEX FOR ALL ITEMS AS REPORTED BY THE UNITED STATES DEPARTMENT OF LABOR.

(C) AN EMPLOYER OR CONTRACTOR SHALL PROVIDE EMPLOYEES NOT LESS THAN 16 DAYS OFF PER YEAR FOR SICK LEAVE, VACATION, OR PERSONAL NECESSITY AT THE EMPLOYEE'S REQUEST. COMPENSATED DAYS OFF SHALL ACCRUE AND BE ADMINISTERED AS FOLLOWS:

(i) NOT LESS THAN 1 COMPENSATED DAY OFF PER MONTH OF FULL-TIME EMPLOYMENT.

(ii) NOT LESS THAN 1 ADDITIONAL COMPENSATED DAY OFF FOR EACH 3 MONTHS OF FULL-TIME EMPLOYMENT.

(iii) PART-TIME EMPLOYEES SHALL ACCRUE COMPENSATED DAYS OFF IN INCREMENTS PROPORTIONAL TO THAT ACCRUED BY FULL-TIME EMPLOYEES.

(iv) EMPLOYEES SHALL BE ELIGIBLE TO USE ACCRUED DAYS OFF AFTER THE FIRST 6 MONTHS OF EMPLOYMENT OR CONSISTENT WITH THE EMPLOYER’S OR CONTRACTOR’S POLICY, WHICHEVER IS SOONER.

(v) NOT MORE THAN 6 PAID HOLIDAYS, CONSISTENT WITH THE EMPLOYER’S OR CONTRACTOR’S ESTABLISHED POLICY, MAY BE COUNTED TOWARD THE NUMBER OF DAYS OFF REQUIRED UNDER THIS SUBDIVISION.

(vi) COMPENSATED DAYS OFF SHALL ACCRUE YEAR TO YEAR.

(D) IN ADDITION TO THE NUMBER OF COMPENSATED DAYS OFF PROVIDED UNDER SUBDIVISION (C), AN EMPLOYER OR CONTRACTOR SHALL ALSO PROVIDE EMPLOYEES NOT LESS THAN 10 ADDITIONAL DAYS OF UNCOMPENSATED TIME OFF PER YEAR.

(4) AS USED IN THIS SECTION, “LOCAL UNIT OF GOVERNMENT” MEANS A CITY, COUNTY, TOWNSHIP, VILLAGE, SCHOOL DISTRICT, INTERMEDIATE SCHOOL DISTRICT, OR ANY POLITICAL SUBDIVISION OF THIS STATE.”.

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

**Point of Order**

Rep. Raczkowski requested a ruling from the Chair regarding the germaneness of the amendments offered by Rep. LaForge.

The Chair ruled that the amendments are not germane pursuant to House Rule 64. The amendments introduce a new proposition which is not germane to the subject matter of the bill as it was originally introduced and as it is currently before the House.

Rep. Richner 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. 4766, entitled**

A bill to amend 1964 PA 154, entitled “Minimum wage law of 1964,” by amending the title and section 3 (MCL 408.383).

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

**Roll Call No. 1003**

**Yeas—55**

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

**Nays—46**

Basham	Dennis	Martinez	Schauer
Bogardus	Frank	Minore	Schermesser
Bovin	Garza	Neumann	Sheltrown
Brater	Gielegthem	O'Neil	Spade
Brewer	Hale	Pestka	Stallworth
Brown, B.	Hanley	Price	Switalski
Callahan	Hansen	Prusi	Tesanovich
Cherry	Jamnick	Quarles	Thomas
Clark, I.	Kelly	Rison	Vaughn
Clarke, H.	Kilpatrick	Rivet	Wojno
Daniels	LaForge	Rocca	Woodward
DeHart	Lockwood		

In The Chair: Scranton

The House agreed to the title of the bill.

**Second Reading of Bills****House Bill No. 5812, entitled**

A bill to amend 1990 PA 271, entitled "Limousine transportation act," by amending sections 7 and 33 (MCL 257.1907 and 257.1933).

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

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

Reps. DeRossett and Lemmons moved to amend the bill as follows:

1. Amend page 1, line 4, by striking out all of line 4 through "TRIP." on line 11.
2. Amend page 2, following 10, by inserting:

"(3) A PERSON LICENSED UNDER THIS ACT IS PROHIBITED FROM PICKING UP OR TRANSPORTING PASSENGERS THAT ARE NOT PRESCHEDULED UNLESS PERMITTED BY A LOCAL GOVERNING AUTHORITY. A LOCAL GOVERNING AUTHORITY MAY IMPOSE FINES FOR FAILURE TO COMPLY WITH THIS SUBSECTION."

The question being on the adoption of the amendments offered by Reps. DeRossett and Lemmons,

Rep. DeRossett demanded the yeas and nays.

The demand was supported.

The question being on the adoption of the amendments offered by Reps. DeRossett and Lemmons,

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

**Roll Call No. 1004****Yeas—59**

Basham	Dennis	LaForge	Rison
Bogardus	DeRossett	LaSata	Rivet
Bovin	Frank	Lemmons	Rocca
Bradstreet	Garza	Lockwood	Schermesser
Brater	Gielegthem	Martinez	Sheltrown
Brewer	Hale	Middaugh	Spade
Brown, B.	Hanley	Minore	Stallworth
Brown, C.	Hansen	Neumann	Switalski
Byl	Hart	O'Neil	Tesanovich

Callahan	Jacobs	Pestka	Thomas
Cherry	Jansen	Price	Vaughn
Clark, I.	Johnson, Ruth	Prusi	Wojno
Clarke, H.	Kelly	Quarles	Woodward
Daniels	Kilpatrick	Richardville	Woronchak
DeHart	Kowall	Richner	

### Nays—37

Allen	Godchaux	Koetje	Shackleton
Birkholz	Green	Kuipers	Shulman
Bisbee	Hager	Mead	Stamas
Bishop	Howell	Mortimer	Tabor
Cassis	Jamnick	Pappageorge	Toy
Caul	Jelinek	Patterson	Van Woerkom
DeWeese	Jellema	Perricone	Vander Roest
Garcia	Johnson, Rick	Pumford	Vear
Geiger	Julian	Scranton	Voorhees
Gilbert			

In The Chair: Scranton

Rep. Hale moved to amend the bill as follows:

1. Amend page 2, line 4, after "BOTH." by inserting "FIFTY PERCENT OF THE INCOME FROM THE SALE OF BONDS REQUIRED TO BE OBTAINED BY THE VEHICLE FOR HIRE ORDINANCE OF A CITY WITH A POPULATION OF 250,000 OR MORE SHALL BE DEPOSITED INTO A FUND TO BE ADMINISTERED BY THAT CITY FOR THE PURPOSE OF ASSISTING LICENSED TAXICAB DRIVERS IN ACQUIRING HEALTH CARE INSURANCE. THIS FUND SHALL BE ESTABLISHED NO LATER THAN MARCH 1, 2001."

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

Rep. Hale demanded the yeas and nays.

The demand was supported.

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

### Point of Order

Rep. Raczkowski requested a ruling from the Chair regarding the germaneness of the amendment offered by Rep. Hale.

The Chair ruled that the amendment is not germane pursuant to House Rule 64. The amendment introduce a new proposition which is not germane to the subject matter of the bill as it was originally introduced and as it is currently before the House.

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. Sanborn moved that Rep. Jansen be excused temporarily from today's session.

The motion prevailed.

Rep. Tabor moved that Rep. DeWeese be excused temporarily from today's session.  
The motion prevailed.

Rep. Schermesser moved that Rep. DeHart 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. 5812, entitled

A bill to amend 1990 PA 271, entitled "Limousine transportation act," by amending sections 7 and 33 (MCL 257.1907 and 257.1933).

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

#### Roll Call No. 1005

#### Yeas—95

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

#### Nays—3

Godchaux	Stallworth	Vaughn
----------	------------	--------

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 1990 PA 271, entitled "Limousine transportation act," by amending section 7 (MCL 257.1907).

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.



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

Rep. Sanborn moved that the Committee on Tax Policy be discharged from further consideration of **House Bill No. 6095**.  
(For first notice see House Journal No. 66, p. 2413.)  
The question being on the motion made by Rep. Sanborn,  
The motion prevailed.

---

The Speaker Pro Tempore assumed the Chair.

### Reports of Standing Committees

The Committee on Family and Civil Law, by Rep. Richner, Chair, reported  
**House Bill No. 5763, entitled**

A bill to amend 1964 PA 265, entitled "Uniform securities act," by amending the title and sections 101, 102, 103, 201, 202, 203, 204, 301, 304a, 305, 401, 402, 403, 405, 406, 409, 410, 412, 413, 414, and 417 (MCL 451.501, 451.502, 451.503, 451.601, 451.602, 451.603, 451.604, 451.701, 451.704a, 451.705, 451.801, 451.802, 451.803, 451.805, 451.806, 451.809, 451.810, 451.812, 451.813, 451.814, and 451.817), section 201 as amended by 1996 PA 349, sections 202, 203, 402, and 410 as amended by 1990 PA 150, section 304a as added and section 305 as amended by 1996 PA 529, sections 401 and 409 as amended by 1988 PA 408, and section 413 as amended by 1992 PA 207, and by adding sections 202a and 308.

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 5763** To Report Out:

Yeas: Reps. Richner, Shulman, Hart, Koetje, Sanborn, Voorhees, Baird, Minore, Switalski,  
Nays: None.

The Committee on Family and Civil Law, by Rep. Richner, Chair, reported  
**House Bill No. 5962, entitled**

A bill to amend 1961 PA 236, entitled "Revised judicature act of 1961," by amending sections 1304, 1304a, 1308, 1309, 1310, 1311, 1312, 1313, 1314, 1315, 1316, 1317, 1319, 1320, 1321, 1322, 1323, 1324, 1326, 1327, 1328, 1330, 1331, 1340, 1341, 1342, 1345, and 1346 (MCL 600.1304, 600.1304a, 600.1308, 600.1309, 600.1310, 600.1311, 600.1312, 600.1313, 600.1314, 600.1315, 600.1316, 600.1317, 600.1319, 600.1320, 600.1321, 600.1322, 600.1323, 600.1324, 600.1326, 600.1327, 600.1328, 600.1330, 600.1331, 600.1340, 600.1341, 600.1342, 600.1345, and 600.1346), sections 1304, 1310, 1311, and 1312 as amended by 1986 PA 104; and to repeal acts and parts of acts.

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 5962** To Report Out:

Yeas: Reps. Richner, Shulman, Hart, Koetje, Sanborn, Voorhees, Baird, Minore, Switalski,  
Nays: None.

The Committee on Family and Civil Law, by Rep. Richner, Chair, reported  
**Senate Bill No. 863, entitled**

A bill to amend 1998 PA 386, entitled "Estates and protected individuals code," by amending sections 1106, 5106, 5313, and 5409 (MCL 700.1106, 700.5106, 700.5313, and 700.5409), section 1106 as amended by 2000 PA 54, section 5313 as amended by 2000 PA 312, and section 5409 as amended by 1998 PA 386.

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

1. Amend page 5, line 11, by striking out "INCAPACITATED" and inserting "developmentally disabled".
  2. Amend page 5, line 11, after "individual's" by inserting a comma and "INCAPACITATED INDIVIDUAL'S,".
- The bill and amendments were referred to the order of Second Reading of Bills.

Favorable Roll Call

**SB 863** To Report Out:

Yeas: Reps. Richner, Shulman, Hart, Koetje, Law, Sanborn, Voorhees, Minore, Switalski,  
Nays: None.

The Committee on Family and Civil Law, by Rep. Richner, Chair, reported

**Senate Bill No. 1170, entitled**

A bill to amend 1961 PA 236, entitled "Revised judicature act of 1961," (MCL 600.101 to 600.9948) by adding section 2971.

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

1. Amend page 2, following line 6, by inserting:

"Enacting section 1. This amendatory act applies only to a cause of action arising on or after the effective date of this amendatory act."

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

Favorable Roll Call

**SB 1170** To Report Out:

Yeas: Reps. Richner, Shulman, Hart, Koetje, Sanborn, Voorhees, Switalski,  
Nays: Reps. Baird, Minore.

The Committee on Family and Civil Law, by Rep. Richner, Chair, reported

**Senate Bill No. 1244, entitled**

A bill to amend 1970 PA 91, entitled "Child custody act of 1970," (MCL 722.21 to 722.30) by adding section 11.

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

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

Favorable Roll Call

**SB 1244** To Report Out:

Yeas: Reps. Richner, Shulman, Hart, Koetje, Voorhees, Switalski,  
Nays: None.

The Committee on Family and Civil Law, by Rep. Richner, Chair, reported

**Senate Bill No. 1313, entitled**

A bill to amend 1980 PA 299, entitled "Occupational code," by amending sections 2512 and 2517 (MCL 339.2512 and 339.2517), section 2512 as amended by 1996 PA 430 and section 2517 as amended by 2000 PA 236.

With the recommendation that the bill pass.

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

Favorable Roll Call

**SB 1313** To Report Out:

Yeas: Reps. Richner, Shulman, Hart, Koetje, Sanborn, Voorhees, Minore, Switalski,  
Nays: None.

The Committee on Family and Civil Law, by Rep. Richner, Chair, reported

**Senate Bill No. 1385, entitled**

A bill to amend 1998 PA 386, entitled "Estates and protected individuals code," by amending sections 5305 and 5406 (MCL 700.5305 and 700.5406), section 5406 as amended by 2000 PA 54.

With the recommendation that the bill pass.

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

## Favorable Roll Call

**SB 1385** To Report Out:

Yeas: Reps. Richner, Shulman, Hart, Koetje, Law, Sanborn, Voorhees, Minore, Switalski,  
Nays: None.

The Committee on Family and Civil Law, by Rep. Richner, Chair, reported

**Senate Bill No. 1386, entitled**

A bill to amend 1998 PA 386, entitled "Estates and protected individuals code," (MCL 700.1101 to 700.8102) by adding section 5108.

With the recommendation that the bill pass.

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

## Favorable Roll Call

**SB 1386** To Report Out:

Yeas: Reps. Richner, Shulman, Law, Sanborn, Minore, Switalski,  
Nays: Reps. Hart, Koetje.

The Committee on Family and Civil Law, by Rep. Richner, Chair, reported

**Senate Bill No. 1387, entitled**

A bill to amend 1998 PA 386, entitled "Estates and protected individuals code," by amending section 5401 (MCL 700.5401).

With the recommendation that the bill pass.

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

## Favorable Roll Call

**SB 1387** To Report Out:

Yeas: Reps. Richner, Shulman, Hart, Koetje, Law, Sanborn, Voorhees, Minore, Switalski,  
Nays: None.

The Committee on Family and Civil Law, by Rep. Richner, Chair, reported

**Senate Bill No. 1388, entitled**

A bill to amend 1998 PA 386, entitled "Estates and protected individuals code," by amending section 5314 (MCL 700.5314), as amended by 2000 PA 313.

With the recommendation that the substitute (H-1) be adopted and that the bill then pass.

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

## Favorable Roll Call

**SB 1388** To Report Out:

Yeas: Reps. Richner, Shulman, Hart, Koetje, Law, Sanborn, Voorhees, Minore, Switalski,  
Nays: None.

The Committee on Family and Civil Law, by Rep. Richner, Chair, reported

**Senate Bill No. 1389, entitled**

A bill to amend 1998 PA 386, entitled "Estates and protected individuals code," by amending section 5303 (MCL 700.5303).

With the recommendation that the bill pass.

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

## Favorable Roll Call

**SB 1389** To Report Out:

Yeas: Reps. Richner, Shulman, Hart, Koetje, Law, Sanborn, Voorhees, Minore, Switalski,  
Nays: None.

The Committee on Family and Civil Law, by Rep. Richner, Chair, reported

**Senate Bill No. 1390, entitled**

A bill to amend 1998 PA 386, entitled "Estates and protected individuals code," by amending sections 5215, 5314, and 5423 (MCL 700.5215, 700.5314, and 700.5423), section 5314 as amended by 2000 PA 313, and by adding section 5108.

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 1390** To Report Out:

Yeas: Reps. Richner, Shulman, Hart, Koetje, Law, Sanborn, Voorhees, Minore, Switalski,  
Nays: None.

## COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Richner, Chair of the Committee on Family and Civil Law, was received and read:

Meeting held on: Thursday, November 30, 2000, at 9:00 a.m.,

Present: Reps. Richner, Shulman, Hart, Koetje, Law, Sanborn, Voorhees, Baird, Minore, Switalski,

Absent: Rep. Schermesser,

Excused: Rep. Schermesser.

## Second Reading of Bills

**House Bill No. 5763, entitled**

A bill to amend 1964 PA 265, entitled "Uniform securities act," by amending the title and sections 101, 102, 103, 201, 202, 203, 204, 301, 304a, 305, 401, 402, 403, 405, 406, 409, 410, 412, 413, 414, and 417 (MCL 451.501, 451.502, 451.503, 451.601, 451.602, 451.603, 451.604, 451.701, 451.704a, 451.705, 451.801, 451.802, 451.803, 451.805, 451.806, 451.809, 451.810, 451.812, 451.813, 451.814, and 451.817), section 201 as amended by 1996 PA 349, sections 202, 203, 402, and 410 as amended by 1990 PA 150, section 304a as added and section 305 as amended by 1996 PA 529, sections 401 and 409 as amended by 1988 PA 408, and section 413 as amended by 1992 PA 207, and by adding sections 202a and 308.

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

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

Rep. Richner moved to amend the bill as follows:

1. Amend page 15, line 7, after "78o," by inserting "AND SECTION 222 OF THE INVESTMENT ADVISERS ACT OF 1940, 15 U.S.C. 80b-18a,".

2. Amend page 72, line 23, after "Any" by inserting "security listed or approved for listing upon notice of issuance on the New York or American stock exchanges; any other security of the same issuer which is of senior or substantially equal rank; any".

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

Rep. Richner 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. 5763, entitled**

A bill to amend 1964 PA 265, entitled "Uniform securities act," by amending the title and sections 101, 102, 103, 201, 202, 203, 204, 301, 304a, 305, 401, 402, 403, 405, 406, 409, 410, 412, 413, 414, and 417 (MCL 451.501, 451.502, 451.503, 451.601, 451.602, 451.603, 451.604, 451.701, 451.704a, 451.705, 451.801, 451.802, 451.803, 451.805, 451.806, 451.809, 451.810, 451.812, 451.813, 451.814, and 451.817), section 201 as amended by 1996 PA 349, sections 202, 203, 402, and 410 as amended by 1990 PA 150, section 304a as added and section 305 as amended by 1996 PA 529, sections 401 and 409 as amended by 1988 PA 408, and section 413 as amended by 1992 PA 207, and by adding sections 202a and 308.

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

**Roll Call No. 1006**

**Yeas—97**

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

**Nays—0**

In The Chair: Birkholz

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. 5962, entitled**

A bill to amend 1961 PA 236, entitled "Revised judicature act of 1961," by amending sections 1304, 1304a, 1308, 1309, 1310, 1311, 1312, 1313, 1314, 1315, 1316, 1317, 1319, 1320, 1321, 1322, 1323, 1324, 1326, 1327, 1328, 1330, 1331, 1340, 1341, 1342, 1345, and 1346 (MCL 600.1304, 600.1304a, 600.1308, 600.1309, 600.1310, 600.1311,

600.1312, 600.1313, 600.1314, 600.1315, 600.1316, 600.1317, 600.1319, 600.1320, 600.1321, 600.1322, 600.1323, 600.1324, 600.1326, 600.1327, 600.1328, 600.1330, 600.1331, 600.1340, 600.1341, 600.1342, 600.1345, and 600.1346), sections 1304, 1310, 1311, and 1312 as amended by 1986 PA 104; and to repeal acts and parts of acts.

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

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

Rep. Richner moved to amend the bill as follows:

1. Amend page 2, line 2, by striking out "BOARD OF COMMISSIONERS" and inserting "EXECUTIVE,".
2. Amend page 2, line 3, by striking out "EXECUTIVE" and inserting "BOARD OF COMMISSIONERS,".

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

Rep. Richner 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. 5962, entitled

A bill to amend 1961 PA 236, entitled "Revised judicature act of 1961," by amending sections 1304, 1304a, 1308, 1309, 1310, 1311, 1312, 1313, 1314, 1315, 1316, 1317, 1319, 1320, 1321, 1322, 1323, 1324, 1326, 1327, 1328, 1330, 1331, 1340, 1341, 1342, 1345, and 1346 (MCL 600.1304, 600.1304a, 600.1308, 600.1309, 600.1310, 600.1311, 600.1312, 600.1313, 600.1314, 600.1315, 600.1316, 600.1317, 600.1319, 600.1320, 600.1321, 600.1322, 600.1323, 600.1324, 600.1326, 600.1327, 600.1328, 600.1330, 600.1331, 600.1340, 600.1341, 600.1342, 600.1345, and 600.1346), sections 1304, 1310, 1311, and 1312 as amended by 1986 PA 104; and to repeal acts and parts of acts.

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

#### Roll Call No. 1007

#### Yeas—99

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

**Nays—0**

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 1961 PA 236, entitled "Revised judicature act of 1961," by amending section 1301 (MCL 600.1301).

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

The motion prevailed.

Rep. Kilpatrick moved that Rep. Jamnick be excused from the balance of today's session.

The motion prevailed.

**Second Reading of Bills****House Bill No. 6095, entitled**

A bill to amend 1967 PA 281, entitled "Income tax act of 1967," (MCL 206.1 to 206.532) by adding section 267.

The bill was read a second time.

Rep. Raczkowski moved to amend the bill as follows:

1. Amend page 1, line 10, after "TAXPAYER" by striking out the balance of the subdivision and inserting a period.

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

Rep. Sanborn 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. 6095, entitled**

A bill to amend 1967 PA 281, entitled "Income tax act of 1967," (MCL 206.1 to 206.532) by adding section 267.

The bill was read a third time.

The question being on the passage of the bill,

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

The motion prevailed.

**Quorum Call**

Rep. Raczkowski questioned the presence of a quorum and moved that the roll be called and printed in the Journal.

The motion prevailed.

The roll was called and the Clerk announced that a quorum was present .

The following is the roll call:

**Roll Call No. 1008****Yeas—85**

Allen	Garza	LaSata	Rivet
Basham	Gielegthem	Law	Rocca
Birkholz	Gilbert	Lemmons	Sanborn
Bishop	Gosselin	Lockwood	Schauer
Bogardus	Green	Martinez	Schermesser
Bovin	Hager	Mead	Scranton
Bradstreet	Hale	Middaugh	Shackleton
Brater	Hansen	Minore	Sheltrown
Brewer	Hart	Mortimer	Shulman
Brown, B.	Howell	Neumann	Spade
Brown, C.	Jacobs	O'Neil	Stamas
Callahan	Jelinek	Pappageorge	Switalski
Cassis	Jellema	Patterson	Tabor
Caul	Johnson, Rick	Perricone	Tesanovich
Clark, I.	Johnson, Ruth	Pestka	Toy
Clarke, H.	Julian	Price	Van Woerkom
DeHart	Kelly	Prusi	Vaughn
Dennis	Koetje	Pumford	Voorhees
DeRossett	Kowall	Rackowski	Wojno
DeVuyst	Kuipers	Richardville	Woodward
DeWeese	LaForge	Richner	Woronchak
Garcia			

In The Chair: Birkholz

Rep. Cassis moved that Rep. Bisbee be excused temporarily from today's session.  
The motion prevailed.

Rep. Jacobs moved that Reps. Thomas, Quarles, Kilpatrick, Stallworth and Rison be excused from the balance of today's session.  
The motion prevailed.

Rep. Hart moved that Rep. Jansen be excused temporarily from today's session.  
The motion prevailed.

The House returned to the consideration of  
**House Bill No. 6095, entitled**

A bill to amend 1967 PA 281, entitled "Income tax act of 1967," (MCL 206.1 to 206.532) by adding section 267.  
(The bill was considered earlier today, see today's journal, p. 2453.)

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. 1009****Yeas—93**

Allen	Frank	Kowall	Rivet
Basham	Garcia	Kuipers	Rocca
Birkholz	Garza	LaSata	Sanborn
Bishop	Geiger	Law	Schauer
Bogardus	Gielegthem	Lemmons	Schermesser
Bovin	Gilbert	Lockwood	Scranton
Bradstreet	Godchaux	Martinez	Shackleton



Brater	Gosselin	Mead	Sheltrown
Brewer	Green	Middaugh	Shulman
Brown, B.	Hager	Minore	Spade
Brown, C.	Hale	Mortimer	Stamas
Byl	Hanley	Neumann	Switalski
Callahan	Hansen	O'Neil	Tabor
Cassis	Hart	Pappageorge	Tesanovich
Caul	Howell	Patterson	Toy
Cherry	Jacobs	Perricone	Van Woerkom
Clark, I.	Jelinek	Pestka	Vander Roest
Clarke, H.	Jellema	Price	Vaughn
DeHart	Johnson, Rick	Prusi	Vear
Dennis	Johnson, Ruth	Pumford	Voorhees
DeRossett	Julian	Raczkowski	Wojno
DeVuyst	Kelly	Richardville	Woodward
DeWeese	Koetje	Richner	Woronchak
Ehardt			

### Nays—1

LaForge

In The Chair: Birkholz

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. Basham, Bogardus, Bovin, Brater, Brewer, Cameron Brown, Callahan, Cassis, Clarke, DeHart, Dennis, Gielegem, Hale, Jacobs, Lockwood, Martinez, Minore, O'Neil, Price, Schauer, Schermesser, Switalski, Tesanovich, Vaughn, Wojno and Woodward were named co-sponsors of the bill.

Rep. LaForge, 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:

This bill is one of the most cynical pieces of legislation proposed by the Republicans in this session. Supposedly, it will offer preventative diabetes programs to every citizen in Michigan. The fallacy is that low income citizens who have no insurance, do not have an income level to even receive a tax credit. Beam us up Scottie!”

### Second Reading of Bills

#### Senate Bill No. 260, entitled

A bill to amend 1980 PA 350, entitled “The nonprofit health care corporation reform act,” (MCL 550.1101 to 550.1704) by adding section 416b.

(The bill was discharged from the Committee on Insurance and Financial Services on November 29, see House Journal No. 66, p. 2378.)

The bill was read a second time.

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

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

Rep. Schauer demanded the yeas and nays.

The demand was supported.

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

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

**Roll Call No. 1010****Yeas—40**

Birkholz	Geiger	Koetje	Richner
Bishop	Gilbert	LaSata	Rocca
Bradstreet	Gosselin	Law	Sanborn
Brown, C.	Green	Mead	Shulman
Byl	Hart	Middaugh	Stamas
Cassis	Howell	Mortimer	Tabor
Caul	Jelinek	Pappageorge	Van Woerkom
DeRossett	Jellema	Perricone	Vander Roest
DeVuyst	Johnson, Rick	Pumford	Vear
Garcia	Johnson, Ruth	Raczkowski	Voorhees

**Nays—49**

Allen	Frank	Kuipers	Schauer
Basham	Garza	LaForge	Schermesser
Bogardus	Gielegem	Lemmons	Scranton
Bovin	Godchaux	Lockwood	Shackleton
Brater	Hager	Martinez	Sheltrown
Brown, B.	Hale	Minore	Spade
Callahan	Hanley	Neumann	Switalski
Cherry	Hansen	Patterson	Tesanovich
Clark, I.	Jacobs	Pestka	Toy
Clarke, H.	Julian	Price	Vaughn
DeHart	Kelly	Prusi	Woodward
Dennis	Kowall	Rivet	Woronchak
DeWeese			

In The Chair: Birkholz

Rep. Raczkowski moved to amend the bill as follows:

1. Amend page 4, following line 3, by inserting:

“Enacting section 1. This amendatory act does not take effect unless House Bill No. 6095 of the 90th Legislature is enacted into law.”.

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

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

The motion prevailed.

Rep. Scranton asked and obtained an excuse from the balance of today’s session.

Rep. Tesanovich moved that Rep. Godchaux be excused from the balance of today’s session.

The motion prevailed.

**House Bill No. 5818, entitled**

A bill to amend 1967 PA 281, entitled “Income tax act of 1967,” by amending section 30 (MCL 206.30), as amended by 1999 PA 181; and to repeal acts and parts of acts.

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

The substitute (H-3) was adopted, a majority of the members serving voting therefor.  
 Rep. Jellema 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. 5818, entitled**

A bill to amend 1967 PA 281, entitled "Income tax act of 1967," by amending section 30 (MCL 206.30), as amended by 1999 PA 181; and to repeal acts and parts of acts.

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

**Roll Call No. 1011**

**Yeas—89**

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

**Nays—0**

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 1967 PA 281, entitled "Income tax act of 1967," by amending section 30 (MCL 206.30), as amended by 2000 PA 301.

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, Basham, Bishop, Bovin, Bradstreet, Brater, Brewer, Bob Brown, Cameron Brown, Byl, Callahan, Cassis, Clarke, DeHart, DeRossett, DeWeese, Ehardt, Geiger, Gielegem, Gilbert, Hager, Hale, Hansen, Hart, Howell, Jacobs, Jelinek, Rick Johnson, Ruth Johnson, Julian, Koetje, Kowall, Kuipers, LaSata, Law, Lemmons, Lockwood, Martinez, Mead, Middaugh, Mortimer, Neumann, O'Neil, Patterson, Pestka, Price, Prusi, Pumford, Richardville, Rivet, Rocca, Sanborn, Schermesser, Shackleton, Shulman, Spade, Tabor, Tesanovich, Toy, Van Woerkom, Vander Roest, Vaughn, Voorhees, Wojno, Woodward and Woronchak were named co-sponsors of the bill.

### Second Reading of Bills

#### House Bill No. 4332, entitled

A bill to amend 1956 PA 218, entitled "The insurance code of 1956," (MCL 500.100 to 500.8302) by adding section 3010. Was read a second time, and the question being on the adoption of the proposed substitute (H-1) previously recommended by the Committee on Insurance and Financial Services,

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

Rep. Wojno moved to amend the bill as follows:

1. Amend page 1, line 5, after "A", by striking out the balance of the line through "TRUE" on line 6.

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

Rep. Basham moved to amend the bill as follows:

1. Amend page 4, following line 7, by inserting:

"Enacting section 1. This amendatory act is repealed January 1, 2005."

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

Rep. Daniels moved to amend the bill as follows:

1. Amend 4, following line 7, by inserting:

"(10) AN INSURER SHALL PAY AN INSURED'S CLAIM OR SHALL PROVIDE IN WRITING TO THE INSURED WHY A CLAIM IS NOT BEING PAID OR IS NOT BEING PAID IN FULL NOT LATER THAN 30 DAYS AFTER RECEIPT OF THE REPORT UNDER SUBSECTION (1). IF AN INSURER FAILS TO MAKE PAYMENT, THE INSURED MAY COMMENCE A CIVIL ACTION FOR PAYMENT. IF THE COURT DETERMINES THAT THE INSURER WAS UNREASONABLE IN REFUSING TO PAY, THE INSURED IS ENTITLED TO RECOVER DOUBLE THE AMOUNT OF DAMAGES PLUS COSTS AND REASONABLE ATTORNEY FEES."

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

Rep. Lemmons demanded the yeas and nays.

The demand was supported.

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

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

#### Roll Call No. 1012

#### Yeas—33

Bogardus	Dennis	LaForge	Rivet
Bovin	Frank	Lemmons	Sheltrown
Brater	Garza	Lockwood	Spade
Brewer	Gielegem	Martinez	Switalski
Brown, B.	Hale	Neumann	Tesanovich
Callahan	Hansen	O'Neil	Vaughn
Clark, I.	Jacobs	Price	Wojno
Clarke, H.	Kelly	Prusi	Woodward
DeHart			

#### Nays—53

Allen	Gilbert	Kowall	Richner
Basham	Gosselin	Kuipers	Rocca
Birkholz	Green	LaSata	Sanborn

Bishop	Hager	Law	Shackleton
Bradstreet	Hart	Mead	Shulman
Brown, C.	Howell	Middaugh	Stamas
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	Raczkowski	Voorhees
Garcia	Koetje	Richardville	Woronchak
Geiger			

In The Chair: Birkholz

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

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

Reps. Pappageorge, Raczkowski, Allen, Howell, Richner, Daniels, Jellema, Stamas, Pestka, Bovin, Neumann, Rivet, Godchaux, Gosselin, Tesanovich, Vaughn, Price, Rick Johnson, LaForge, Kelly, Brewer, Frank, Pumford, Mead, Bishop, Cameron Brown, Garcia, Shulman, Mortimer, Middaugh, Caul, Ruth Johnson, Richardville, Koetje, Julian, Tabor, DeRossett, Switalski, DeHart, Hanley, Hansen, Cherry, Wojno, Spade, Lemmons, Schermesser, Jacobs, Kuipers, Brater, Clarke, LaSata, Vander Roest, Cassis, Birkholz, Ehardt, Kilpatrick, Van Woerkom, Gielegem, Hager, Voorhees, Toy, Kowall, DeVuyst, Vear and Sanborn offered the following resolution:

**House Resolution No. 437.**

A resolution declaring February 2001 as Ethnic and Cultural Heritage Month in Michigan.

Whereas, The culture of the people of the State of Michigan has been continually renewed and enriched by the many different people who have chosen to come here over many decades and become citizens; and

Whereas, Each individual brings a part of his or her own heritage which, over time, becomes part of our common heritage leading us to become a more united people; and

Whereas, Michigan is fortunate to count among its population, large numbers of citizens of numerous descents, who together make important contributions to our economy and society through their commitment to numerous professions, commerce, family, and the arts; and

Whereas, We must foster an interest in the heritage, culture, and history of all peoples and pass that understanding and knowledge on to the next generation awakening in every American community awareness of the quality of the contributions that all types of ethnicities can bring to our modern American lifestyle; now, therefore, be it

Resolved by the House of Representatives, That the members of this legislative body declare February 2001 as Ethnic and Cultural Heritage Month in the State of Michigan.

The resolution was referred to the Committee on House Oversight and Operations.

Reps. Green, Switalski, Koetje, DeHart, Hanley, Kelly, Bovin, Hansen, Cherry, Spade, Vaughn, Lemmons, Minore, Jamnick, Schermesser, Richardville, Neumann, Raczkowski, Tesanovich, Jacobs, Kuipers, Geiger, Brater, Jellema, Lockwood, Clarke, LaSata, Mead, Garcia, Howell, DeRossett, Middaugh, Pumford, Vander Roest, Tabor, Cassis, Stamas, Jansen, Jelinek, Bishop, Birkholz, Ehardt, Pappageorge, Julian, Gilbert, Kilpatrick, Van Woerkom, Sheltroun, Hager, Voorhees, Toy, Shulman, Kowall, Allen, Richner, DeVuyst, Gosselin, Vear, Sanborn, Bradstreet and Scranton offered the following resolution:

**House Resolution No. 438.**

A resolution honoring Jack Laurie as he retires from the Michigan Farm Bureau.

Whereas, Jack Laurie has been actively involved in agricultural issues his entire life; and

Whereas, Jack has served on the Farm Bureau Board of Directors since 1966, was the Farm Bureau Vice President from 1977 to 1986, and served with distinction as the President of the Michigan Farm Bureau from 1986 through 2000; and

Whereas, During his tenure as President, Jack has received numerous awards, including an Honorary Doctor of Agriculture Degree from Michigan State University and the 1999 Dairy Farmer of the Year; and

Whereas, Jack Laurie has served the State of Michigan in several capacities, including the Chairmanship of the Michigan State Fair Council, a member of the Michigan International Trade Coalition, and has served nationally, and most notably, as the Vice President of the American Farm Bureau Federation's board of directors; and

Whereas, Jack Laurie's active support of policy initiatives, particularly the Animal Agriculture Initiative, Project GREEN, and Proposal A, will have a lasting positive effect on Michigan agriculture; and

Whereas, Jack, his wife Betty, and their family maintain their strong agricultural roots through the operation of their dairy and cash crop farm in Tuscola county; and

Whereas, Jack Laurie has been a leader for Michigan agriculture and for the State of Michigan as a whole; now, therefore, be it

Resolved by the House of Representatives, That this legislative body honor Jack Laurie upon his retirement from the Michigan Farm Bureau; and be it further

Resolved, That a copy of the resolution be transmitted to Jack Laurie.

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. Gielegem, Woodward, Switalski, Koetje, DeHart, Hanley, Kelly, Bovin, Hansen, Cherry, Wojno, Spade, Vaughn, LaForge, Lemmons, Minore, Clark, Jammick, Callahan, Schermesser, Bogardus, Richardville, Neumann, Raczkowski, Tesanovich, Jacobs, Baird, Brater, Lockwood, Clarke, Quarles, LaSata, Mead, Howell, Birkholz, Ehardt, Pappageorge, Kilpatrick, Van Woerkom, Richner, Vear and Scranton offered the following resolution:

**House Resolution No. 439.**

A resolution offered in appreciation to His All Holiness Ecumenical Patriarch Bartholomew, spiritual leader of Orthodox Christians, for his three-day visit to Michigan.

Whereas, Patriarch Bartholomew has been recognized worldwide for his leadership in concern for the environment. The people of our state would like to express their thanks to His All Holiness for bringing to us his message of faith, love, peace, reconciliation, and respect for the environment in his Millennium Visit; and

Whereas, Patriarch Bartholomew has brought a new era to many Orthodox Christians around the world in promoting unity among the branches of Orthodoxy and among Christian churches; and

Whereas, We wish to join with Orthodox Christians and all the people of our state in expressing gratitude to His All Holiness Ecumenical Patriarch Bartholomew for bringing his message to the interfaith community. We join them in offering our thanks for his visit, the first Ecumenical Patriarch of Constantinople to come to Michigan. Patriarch Bartholomew's words and strengths will continue to be of the greatest value to our state long after his visit has ended; now, therefore, be it

Resolved by the House of Representatives, That we offer this expression of tribute as appreciation for Patriarch Bartholomew's historic unifying visit November 10-12, 2000; and be it further

Resolved, That a copy of this resolution be transmitted to the Greek Orthodox Diocese of Detroit in honor of the Millennium Visit of His All Holiness Ecumenical Patriarch Bartholomew.

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. Lemmons, Switalski, DeHart, Hanley, Kelly, Bovin, Hansen, Spade, Vaughn, LaForge, Clark, Jammick, Schermesser, Bogardus, Daniels, Neumann, Tesanovich, Jacobs, Baird, Brater, Clarke, Quarles, LaSata, Garza, Ehardt, Kilpatrick, Gielegem and Vear offered the following resolution:

**House Resolution No. 440.**

A resolution honoring Carl Brashear.

Whereas, Carl Brashear is a man of humble origins born in Hardin County, Kentucky in 1931 to Gonzella and McDonald Brashear on land sharecropped by his parents. The crippling effect of the poverty of that period in American history was made worse by the set of restrictions that became known as the "Jim Crow Laws". Despite these hurdles, Carl Brashear persevered and went on to become one of the United States' fighting men by enlisting in the United States Navy in 1948; and

Whereas, Life for African-Americans in the Navy was difficult. He was able to overcome the restrictions imposed by those kowtowing to racial bigotry and discrimination. In 1954, Carl Brashear was enrolled into the Naval Institute where he would learn, among other things, the science of deep sea diving; and

Whereas, In 1964, Carl Brashear graduated number three from the Naval Institute and went on to serve aboard the USS Shakori and the USS Hoist. It was while working on the USS Hoist that he was called to recover a nuclear bomb lost off the coast of Spain. There he was badly injured and his leg amputated; and

Whereas, Carl Brashear refused to submit to the medical boards, that would have retired him as "unfit for duty", choosing instead to continue diving despite his handicap. After demonstrating that he could still dive and perform his other duties, he went on to serve in the Harbor Clearance Unit, Naval Air Station, Norfolk Virginia, the submarine, Hunley, the USS Recovery, and the Naval Safety Center; and

Whereas, In 1970, Carl Brashear became the first black Master Diver in the history of the U.S. Navy and his life story has inspired the movie "Men of Honor". Furthermore, Carl Brashear has been added to the pantheon of heroes that "Never Say Die"; now, therefore, be it

Resolved by the House of Representatives, That this legislative body honor Carl Brashear on being the first black Master Diver in the history of the U.S. Navy; and be it further

Resolved, That a copy of this resolution be transmitted to Carl Brashear as a token of our esteem.

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 Veterans Affairs, by Rep. Richardville, Chair, reported

#### **House Bill No. 6139, entitled**

A bill to name a certain portion of highway I-69 the "Pearl Harbor Memorial Highway"; and to prescribe certain duties of the state transportation department.

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 6139** To Report Out:

Yeas: Reps. Richardville, Ehardt, Allen, Garcia, Bovin,

Nays: None.

The Committee on Veterans Affairs, by Rep. Richardville, Chair, reported

#### **Senate Bill No. 1172, entitled**

A bill to amend 1967 PA 150, entitled "Michigan military act," by repealing section 421 (MCL 32.821).

With the recommendation that the bill pass.

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

#### Favorable Roll Call

#### **SB 1172** To Report Out:

Yeas: Reps. Richardville, Ehardt, Allen, Garcia,

Nays: None.

### COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Thursday, November 30, 2000, at 9:00 a.m.,

Present: Reps. Richardville, Ehardt, Allen, Garcia, Bovin,

Absent: Reps. Schermesser, Mans,

Excused: Reps. Schermesser, Mans.

The Committee on Conservation and Outdoor Recreation, by Rep. DeVuyst, Chair, reported  
**House Bill No. 6153, entitled**

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending sections 41701, 41702, 41703, 41704, 41706, 41707, 41708, 41710, 41712, and 43530 (MCL 324.41701, 324.41702, 324.41703, 324.41704, 324.41706, 324.41707, 324.41708, 324.41710, 324.41712, and 324.43530), sections 41701, 41702, 41703, 41704, 41706, 41707, 41708, 41710, and 41712 as added by 1995 PA 57 and section 43530 as amended by 1996 PA 585.

With the recommendation that the bill pass.

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

Favorable Roll Call

**HB 6153** To Report Out:

Yeas: Reps. DeVuyst, DeRossett, Allen, Green, Middaugh, Sanborn, Basham, Brater, Gielegem, Sheltroun,

Nays: None.

The Committee on Conservation and Outdoor Recreation, by Rep. DeVuyst, Chair, reported

**Senate Bill No. 1343, entitled**

A bill to authorize the department of natural resources to convey certain state owned property in Macomb county; to prescribe conditions for the conveyance; and to provide for disposition of the revenue from the conveyance.

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 1343** To Report Out:

Yeas: Reps. DeVuyst, Tabor, DeRossett, Green, Middaugh, Basham, Gielegem, Sheltroun,

Nays: None.

#### COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. DeVuyst, Chair of the Committee on Conservation and Outdoor Recreation, was received and read:

Meeting held on: Thursday, November 30, 2000, at 8:00 a.m.,

Present: Reps. DeVuyst, Tabor, DeRossett, Allen, Green, Middaugh, Sanborn, Basham, Brater, Gielegem, Sheltroun,

Absent: Reps. Kowall, Patterson, Callahan, Mans,

Excused: Reps. Kowall, Patterson, Callahan, Mans.

The Committee on Agriculture and Resource Management, by Rep. Green, Chair, reported

**House Bill No. 5585, entitled**

A bill to amend 1984 PA 44, entitled "Motor fuels quality act," by amending section 4a (MCL 290.644a), as added by 1986 PA 127.

With the recommendation that the bill pass.

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

Favorable Roll Call

**HB 5585** To Report Out:

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

Nays: None.

The Committee on Agriculture and Resource Management, by Rep. Green, Chair, reported

**House Bill No. 5586, entitled**

A bill to amend 1974 PA 181, entitled "An act to provide for the testing, condemnation and disposal of livestock and livestock products; to provide for the testing of certain livestock; to provide for the quarantine of certain livestock; to prescribe the conditions of condemnation; to provide for the indemnification of owners of quarantined or disposed



livestock or livestock products; to provide for recovery of the costs of testing, condemnation, disposal, and indemnification; and to prescribe the powers and duties of the department of agriculture,” by amending sections 3b and 7 (MCL 287.73b and 287.77); and to repeal acts and parts of acts.

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 5586** To Report Out:

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

Nays: None.

The Committee on Agriculture and Resource Management, by Rep. Green, Chair, reported

#### **Senate Bill No. 795, entitled**

A bill to amend 1978 PA 90, entitled “Youth employment standards act,” by amending section 11 (MCL 409.111), as amended by 1996 PA 499.

With the recommendation that the bill pass.

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

#### Favorable Roll Call

#### **SB 795** To Report Out:

Yeas: Reps. Green, Julian, Bradstreet, DeRossett, DeVuyst, Ehardt, Howell, Rick Johnson, Vear,

Nays: Reps. Brater, Bogardus, Hansen, LaForge, Rivet, Sheltroun.

The Committee on Agriculture and Resource Management, by Rep. Green, Chair, reported

#### **Senate Bill No. 1078, entitled**

A bill to amend 1917 PA 74, entitled “An act to fix standards for climax baskets for grapes and other fruits and vegetables, and to fix standards for baskets and other containers for small fruits, berries, and vegetables, and to punish violations of the same,” by amending section 4 (MCL 290.134).

With the recommendation that the bill pass.

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

#### Favorable Roll Call

#### **SB 1078** To Report Out:

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

Nays: None.

### 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: Thursday, November 30, 2000, at 9:00 a.m.,

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

Absent: Rep. Koetje,

Excused: Rep. Koetje.

The Committee on Local Government and Urban Policy, by Rep. Hager, Vice-Chair, reported

#### **Senate Bill No. 764, entitled**

A bill to amend 1945 PA 327, entitled “Aeronautics code of the state of Michigan,” by amending sections 9 and 151 (MCL 259.9 and 259.151), as amended by 1996 PA 370.

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 764** To Report Out:

Yeas: Reps. Hager, DeWeese, Vander Roest, Lockwood, Jamnick, Minore,  
Nays: None.

The Committee on Local Government and Urban Policy, by Rep. Hager, Vice-Chair, reported

**Senate Bill No. 765, entitled**

A bill to amend 1921 PA 207, entitled "City and village zoning act," by amending sections 1, 4, and 20 (MCL 125.581, 125.584, and 125.600), section 1 as amended by 1995 PA 36 and section 20 as added by 1996 PA 571.

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 765** To Report Out:

Yeas: Reps. Hager, DeWeese, Julian, Vander Roest, Lockwood, Jamnick, Minore,  
Nays: None.

The Committee on Local Government and Urban Policy, by Rep. Hager, Vice-Chair, reported

**Senate Bill No. 1292, entitled**

A bill to amend 1968 PA 2, entitled "Uniform budgeting and accounting act," by amending sections 1, 2a, 2b, 2c, 2d, 4, 7, 8, 14, 15, 16, 17, 18, 19, and 20 (MCL 141.421, 141.422a, 141.422b, 141.422c, 141.422d, 141.424, 141.427, 141.428, 141.434, 141.435, 141.436, 141.437, 141.438, 141.439, and 141.440), sections 1 and 7 as amended by 1982 PA 451, sections 2b and 4 as amended by 1996 PA 439, section 2d as amended by 1999 PA 142, section 8 as amended by 1996 PA 400, section 15 as amended by 1981 PA 77, and sections 16 and 17 as amended by 1995 PA 41.

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 1292** To Report Out:

Yeas: Reps. Hager, DeWeese, Julian, Vander Roest, Lockwood, Jamnick, Minore,  
Nays: None.

The Committee on Local Government and Urban Policy, by Rep. Hager, Vice-Chair, reported

**Senate Bill No. 1337, entitled**

A bill to authorize the state administrative board to convey certain state owned property in Jackson county in exchange for certain other parcels in Jackson county; to prescribe certain conditions for that exchange; and to provide for certain powers and duties of the department of management and budget, the department of corrections, and the attorney general in regard to that exchange.

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 1337** To Report Out:

Yeas: Reps. Hager, Bishop, Julian, Tabor, Vander Roest, Lockwood, Jamnick, Minore,  
Nays: None.

The Committee on Local Government and Urban Policy, by Rep. Hager, Vice-Chair, reported

**Senate Bill No. 1365, entitled**

A bill to authorize the department of management and budget to convey certain state owned property in the county of Jackson in exchange for certain other property in the county of Jackson.

With the recommendation that the bill pass.

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

## Favorable Roll Call

**SB 1365** To Report Out:

Yeas: Reps. Hager, Bishop, Julian, Tabor, Vander Roest, Lockwood, Jamnick, Minore,  
Nays: None.

## COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Hager, Vice-Chair of the Committee on Local Government and Urban Policy, was received and read:

Meeting held on: Thursday, November 30, 2000, at 9:00 a.m.,

Present: Reps. Birkholz, Hager, Bishop, DeWeese, Julian, Tabor, Vander Roest, Lockwood, Jamnick, Minore,

Absent: Rep. Reeves,

Excused: Rep. Reeves.

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

The Clerk announced that the following bills had been printed and placed upon the files of the members, Thursday, November 30:

**House Bill Nos. 6170 6171**

The Clerk announced that the following Senate bills had been received on Thursday, November 30:

**Senate Bill Nos. 1046 1116**

By unanimous consent the House returned to the order of

**Messages from the Senate****Senate Bill No. 1046, entitled**

A bill to amend 1995 PA 24, entitled "Michigan economic growth authority act," by amending section 3 (MCL 207.803), as amended by 2000 PA 144.

The Senate has passed the bill.

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

**Senate Bill No. 1116, entitled**

A bill to amend 1931 PA 328, entitled "The Michigan penal code," by amending sections 448, 449, 450, 451, and 462 (MCL 750.448, 750.449, 750.450, 750.451, and 750.462) and by adding section 465a.

The Senate has passed the bill.

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

**House Concurrent Resolution No. 114.**

A concurrent resolution approving the conveyance of property to the State Building Authority and approving a lease among the State of Michigan, the State Building Authority, and Charles Stewart Mott Community College relative to the Charles Stewart Mott Community College Regional Technology Center.

(For text of resolution, see House Journal No. 61, p. 2210.)

The Senate has adopted the concurrent resolution Senator Young was named co-sponsor of the concurrent resolution.

The concurrent resolution was referred to the Clerk for record.

**House Concurrent Resolution No. 115.**

A concurrent resolution approving the conveyance of property to the State Building Authority and approving a lease among the State of Michigan, the State Building Authority, and Northern Michigan University relative to the Northern Michigan University West Science Building Remodeling (Phase II).

(For text of resolution, see House Journal No. 61, p. 2211.)

The Senate has adopted the concurrent resolution Senator Young was named co-sponsor of the concurrent resolution.

The concurrent resolution was referred to the Clerk for record.

**House Concurrent Resolution No. 117.**

A concurrent resolution approving the conveyance of property to the State Building Authority and approving a lease between the State of Michigan and the State Building Authority relative to the Department of Corrections Camp Pugsley Additional Housing Units.

(For text of resolution, see House Journal No. 61, p. 2213.)

The Senate has adopted the concurrent resolution Senator Young was named co-sponsor of the concurrent resolution. The concurrent resolution was referred to the Clerk for record.

**House Concurrent Resolution No. 118.**

A concurrent resolution approving the conveyance of property to the State Building Authority and approving a lease between the State of Michigan and the State Building Authority relative to the Department of Corrections Multilevel Correctional Facility at Ionia.

(For text of resolution, see House Journal No. 61, p. 2214.)

The Senate has adopted the concurrent resolution Senator Young was named co-sponsor of the concurrent resolution. The concurrent resolution was referred to the Clerk for record.

**House Concurrent Resolution No. 121.**

A concurrent resolution to change the scope of the Pharmacy Building project at Wayne State University.

(For text of resolution, see House Journal No. 63, p. 2304.)

The Senate has adopted the concurrent resolution Senator Young was named co-sponsor of the concurrent resolution. The concurrent resolution was referred to the Clerk for record.

**Introduction of Bills**

Reps. Bisbee, Cassis, Rocca and Voorhees introduced

**House Bill No. 6172, entitled**

A bill to amend 1975 PA 228, entitled "Single business tax act," (MCL 208.1 208.145) by adding section 31e. The bill was read a first time by its title and referred to the Committee on Tax Policy.

Rep. Bisbee introduced

**House Bill No. 6173, entitled**

A bill to amend 1937 PA 94, entitled "Use tax act," by amending section 14 (MCL 205.104), as amended by 1986 PA 41.

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

Reps. Ruth Johnson, Toy, Rocca and Gosselin introduced

**House Bill No. 6174, entitled**

A bill to amend 1954 PA 116, entitled "Michigan election law," by amending sections 358a, 635, 649, and 707 (MCL 168.358a, 168.635, 168.649, and 168.707), section 358a as amended by 1990 PA 235 and section 707 as amended by 1994 PA 152; and to repeal acts and parts of acts.

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

Reps. Ruth Johnson, Toy, Rocca and Gosselin introduced

**House Bill No. 6175, entitled**

A bill to amend 1923 PA 116, entitled "Township and village public improvement and public service act," by amending section 6a (MCL 41.416a), as added by 1989 PA 82.

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

Reps. Ruth Johnson, Toy, Rocca and Gosselin introduced

**House Bill No. 6176, entitled**

A bill to amend 1909 PA 278, entitled "The home rule village act," by amending sections 4, 7, 14, 17, and 26 (MCL 78.4, 78.7, 78.14, 78.17, and 78.26), section 26 as amended by 1995 PA 211.

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

Rep. Garcia introduced

**House Bill No. 6177, entitled**

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending sections 303, 319, 320a, 625, 625m, 732, and 904d (MCL 257.303, 257.319, 257.320a, 257.625, 257.625m, 257.732, and 257.904d), sections 303 and 732 as amended by 1999 PA 73, section 319 as amended by 2000 PA 152, section 320a as amended by 1999 PA 40, section 625 as amended by 2000 PA 77, section 625m as amended by 1998 PA 347, and section 904d as amended by 1999 PA 267.

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

By unanimous consent the House returned to the order of

**Notices**

I hereby replace Rep. Schermesser with Rep. Bovin on the Conference Committee for **House Bill No. 4335**.

Rep. Perricone

By unanimous consent the House returned to the order of

**Second Reading of Bills**

**House Bill No. 5684, entitled**

A bill to amend 1846 RS 83, entitled "Of marriage and the solemnization thereof," by amending sections 7 and 16 (MCL 551.7 and 551.16), section 7 as amended by 1983 PA 64.

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

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

Rep. Bradstreet moved to amend the bill as follows:

1. Amend page 2, line 20, after the first "A" by inserting "MINISTER OF THE GOSPEL, RABBI, PRIEST, IMAM, OR OTHER".

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

Rep. Brater 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. 5684, entitled**

A bill to amend 1846 RS 83, entitled "Of marriage and the solemnization thereof," by amending sections 7 and 16 (MCL 551.7 and 551.16), section 7 as amended by 1983 PA 64.

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

**Roll Call No. 1013**

**Yeas—91**

Allen	Ehardt	Kowall	Rivet
Basham	Frank	Kuipers	Rocca
Birkholz	Garcia	LaForge	Sanborn
Bishop	Garza	LaSata	Schauer
Bogardus	Gielegem	Law	Schermesser
Bovin	Gilbert	Lemmons	Shackleton
Bradstreet	Gosselin	Lockwood	Sheltrown
Brater	Green	Martinez	Shulman
Brewer	Hager	Mead	Spade
Brown, B.	Hale	Middaugh	Stamas
Brown, C.	Hanley	Minore	Switalski
Byl	Hansen	Neumann	Tabor

Callahan	Hart	O'Neil	Tesanovich
Cassis	Howell	Pappageorge	Toy
Caul	Jacobs	Patterson	Van Woerkom
Cherry	Jansen	Perricone	Vander Roest
Clark, I.	Jelinek	Pestka	Vaughn
Clarke, H.	Jellema	Price	Vear
DeHart	Johnson, Rick	Prusi	Voorhees
Dennis	Johnson, Ruth	Pumford	Wojno
DeRossett	Julian	Raczkowski	Woodward
DeVuyst	Kelly	Richardville	Woronchak
DeWeese	Koetje	Richner	

### Nays—0

In The Chair: Birkholz

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. 5685, entitled

A bill to amend 1887 PA 128, entitled "An act establishing the minimum ages for contracting marriages; to require a civil license in order to marry and its registration; to provide for the implementation of federal law; and to provide a penalty for the violation of this act," by amending sections 1, 3, 4, and 6 (MCL 551.101, 551.103, 551.104, and 551.106), section 3 as amended by 1984 PA 346.

The bill was read a second time.

Rep. Brater moved to amend the bill as follows:

1. Amend page 6, line 2, after the first "No." by striking out the balance of the line through "04796'99 \*)" on line 3 and inserting "5684".

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

Rep. Brater 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. 5685, entitled

A bill to amend 1887 PA 128, entitled "An act establishing the minimum ages for contracting marriages; to require a civil license in order to marry and its registration; to provide for the implementation of federal law; and to provide a penalty for the violation of this act," by amending sections 1, 3, 4, and 6 (MCL 551.101, 551.103, 551.104, and 551.106), section 3 as amended by 1984 PA 346.

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

### Roll Call No. 1014

### Yeas—92

Allen	Ehardt	Kowall	Richner
Basham	Frank	Kuipers	Rivet
Birkholz	Garcia	LaForge	Rocca
Bishop	Garza	LaSata	Sanborn

Bogardus	Gielegem	Law	Schauer
Bovin	Gilbert	Lemmons	Schermesser
Bradstreet	Gosselin	Lockwood	Shackleton
Brater	Green	Martinez	Sheltrown
Brewer	Hager	Mead	Shulman
Brown, B.	Hale	Middaugh	Spade
Brown, C.	Hanley	Minore	Stamas
Byl	Hansen	Mortimer	Switalski
Callahan	Hart	Neumann	Tabor
Cassis	Howell	O'Neil	Tesanovich
Caul	Jacobs	Pappageorge	Toy
Cherry	Jansen	Patterson	Van Woerkom
Clark, I.	Jelinek	Perricone	Vander Roest
Clarke, H.	Jellema	Pestka	Vaughn
DeHart	Johnson, Rick	Price	Vear
Dennis	Johnson, Ruth	Prusi	Voorhees
DeRossett	Julian	Pumford	Wojno
DeVuyst	Kelly	Raczkowski	Woodward
DeWeese	Koetje	Richardville	Woronchak

### Nays—0

In The Chair: Birkholz

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

The House returned to the consideration of

#### House Bill No. 4332, entitled

A bill to amend 1956 PA 218, entitled "The insurance code of 1956," (MCL 500.100 to 500.8302) by adding section 3010. (The bill was considered earlier today, see today's journal, p. 2458.)

Rep. Wojno moved to amend the bill as follows:

1. Amend page 4, line 4, by striking out all of subsection (9).

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

### Roll Call No. 1015

### Yeas—38

Basham	DeHart	LaForge	Schauer
Bogardus	Dennis	Lemmons	Schermesser
Bovin	Frank	Martinez	Sheltrown
Brater	Garza	Minore	Spade
Brewer	Gielegem	Neumann	Switalski
Brown, B.	Hale	Pestka	Tesanovich

Callahan	Hanley	Price	Vaughn
Cherry	Hansen	Prusi	Wojno
Clark, I.	Jacobs	Rivet	Woodward
Clarke, H.	Kelly		

**Nays—54**

Allen	Gilbert	LaSata	Richner
Birkholz	Gosselin	Law	Rocca
Bishop	Green	Lockwood	Sanborn
Bradstreet	Hager	Mead	Shackleton
Brown, C.	Hart	Middaugh	Shulman
Byl	Jansen	Mortimer	Stamas
Cassis	Jelinek	O'Neil	Tabor
Caul	Jellema	Pappageorge	Toy
DeRossett	Johnson, Rick	Patterson	Van Woerkom
DeVuyst	Johnson, Ruth	Perricone	Vander Roest
DeWeese	Julian	Pumford	Vear
Ehardt	Koetje	Rackowski	Voorhees
Garcia	Kowall	Richardville	Woronchak
Geiger	Kuipers		

In The Chair: Birkholz

Rep. Rackowski moved to reconsider the vote by which the House did not adopt the amendment offered previously by Rep. Wojno.

The motion prevailed, a majority of the members present voting therefore.

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

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

Rep. Wojno moved to amend the bill as follows:

1. Amend page 4, line 7, after "SECTION" by inserting "UNLESS THE INSURER OR AN AGENT OR EMPLOYEE OF THE INSURER FAILS TO DEAL FAIRLY AND IN GOOD FAITH WITH THE INSURED".

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

**Roll Call No. 1016****Yeas—33**

Basham	Frank	Lemmons	Schermesser
Bovin	Gielegem	Martinez	Sheltrown
Brater	Hale	Minore	Spade
Brewer	Hanley	Neumann	Switalski
Brown, B.	Hansen	Pestka	Tesanovich
Callahan	Jacobs	Price	Vaughn
Clark, I.	Kelly	Prusi	Wojno
Clarke, H.	LaForge	Rivet	Woodward
Dennis			

**Nays—55**

Allen	Gilbert	Kuipers	Richner
Birkholz	Gosselin	LaSata	Rocca
Bishop	Green	Law	Sanborn



Bradstreet	Hager	Lockwood	Shackleton
Brown, C.	Hart	Mead	Shulman
Byl	Howell	Middaugh	Stamas
Cassis	Jansen	Mortimer	Tabor
Caul	Jelinek	O'Neil	Toy
DeRossett	Jellema	Pappageorge	Van Woerkom
DeVuyst	Johnson, Rick	Patterson	Vander Roest
DeWeese	Johnson, Ruth	Perricone	Vear
Ehardt	Julian	Pumford	Voorhees
Garcia	Koetje	Raczkowski	Woronchak
Geiger	Kowall	Richardville	

In The Chair: Birkholz

Rep. Basham moved to amend the bill as follows:

1. Amend page 2, line 6, after "TOWNSHIP." by inserting "IF THE INSURER OR THE FIRE OR LAW ENFORCEMENT AUTHORITY DESIGNATED BY THE CITY, VILLAGE, OR TOWNSHIP DETERMINES THAT THE FIRE OR EXPLOSION MAY NOT BE ACCIDENTAL, THE INSURER OR THE FIRE OR LAW ENFORCEMENT AUTHORITY DESIGNATED BY THE CITY, VILLAGE, OR TOWNSHIP SHALL NOTIFY THE INSURED OF THE REQUIREMENT FOR A REPORT UNDER THIS SECTION BY NOT LATER THAN 30 DAYS AFTER THE DETERMINATION BY THE INSURER OR THE FIRE OR LAW ENFORCEMENT AUTHORITY DESIGNATED BY THE CITY, VILLAGE, OR TOWNSHIP:".

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

**Roll Call No. 1017**

**Yeas—89**

Allen	Frank	Kowall	Richardville
Basham	Garcia	Kuipers	Richner
Birkholz	Garza	LaForge	Rocca
Bishop	Geiger	LaSata	Sanborn
Bovin	Gielegthem	Law	Schermesser
Bradstreet	Gilbert	Lemmons	Shackleton
Brater	Gosselin	Lockwood	Sheltrown
Brewer	Green	Martinez	Shulman
Brown, B.	Hager	Mead	Spade
Brown, C.	Hale	Middaugh	Stamas
Byl	Hanley	Minore	Switalski
Callahan	Hansen	Mortimer	Tabor
Cassis	Hart	Neumann	Tesanovich
Caul	Howell	O'Neil	Toy
Cherry	Jacobs	Pappageorge	Van Woerkom
Clark, I.	Jansen	Patterson	Vander Roest
Clarke, H.	Jelinek	Perricone	Vaughn
DeHart	Johnson, Rick	Pestka	Vear
Dennis	Johnson, Ruth	Price	Voorhees
DeRossett	Julian	Prusi	Wojno
DeVuyst	Kelly	Pumford	Woodward
DeWeese	Koetje	Raczkowski	Woronchak
Ehardt			

**Nays—0**

In The Chair: Birkholz

Rep. Richner 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. DeHart moved that Rep. Schermesser 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. 4332, entitled**

A bill to amend 1956 PA 218, entitled "The insurance code of 1956," (MCL 500.100 to 500.8302) by adding section 3010.  
 Was read a third time and passed, a majority of the members serving voting therefor, by yeas and nays, as follows:

**Roll Call No. 1018**

**Yeas—86**

Allen	Garcia	Kuipers	Richardville
Birkholz	Garza	LaForge	Richner
Bishop	Geiger	LaSata	Rivet
Bovin	Gielegem	Law	Rocca
Bradstreet	Gilbert	Lemmons	Sanborn
Brater	Gosselin	Lockwood	Schauer
Brewer	Green	Martinez	Shackleton
Brown, B.	Hager	Mead	Sheltrown
Brown, C.	Hale	Middaugh	Shulman
Byl	Hansen	Minore	Spade
Callahan	Hart	Mortimer	Stamas
Cassis	Howell	Neumann	Switalski
Caul	Jacobs	O'Neil	Tabor
Cherry	Jansen	Pappageorge	Tesanovich
Clark, I.	Jelinek	Patterson	Toy
DeHart	Jellema	Perricone	Van Woerkom
Dennis	Johnson, Rick	Pestka	Vander Roest
DeRossett	Johnson, Ruth	Price	Vear
DeVuyst	Julian	Prusi	Voorhees
DeWeese	Kelly	Pumford	Woodward
Ehardt	Koetje	Raczkowski	Woronchak
Frank	Kowall		

**Nays—4**

Basham	Clarke, H.	Vaughn	Wojno
--------	------------	--------	-------

In The Chair: Birkholz

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. Allen, Callahan, DeRossett, Julian, O'Neil and Woodward were named co-sponsors of the bill.

Associate Speaker Pro Tempore Patterson resumed the Chair.

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

Rep. Frank asked and obtained a temporary excuse from today's session.

### Second Reading of Bills

The House returned to the consideration of

#### **Senate Bill No. 260, entitled**

A bill to amend 1980 PA 350, entitled "The nonprofit health care corporation reform act," (MCL 550.1101 to 550.1704) by adding section 416b.

(The bill was considered earlier today, see today's journal, p. 2455.)

Rep. Raczkowski 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

#### **Senate Bill No. 260, entitled**

A bill to amend 1980 PA 350, entitled "The nonprofit health care corporation reform act," (MCL 550.1101 to 550.1704) by adding section 416b.

The bill was read a third time.

The question being on the passage of the bill,

Rep. Raczkowski moved to reconsider the vote by which the House placed the bill on the order of Third Reading of Bills.

The motion prevailed, a majority of the members present voting therefore.

### Second Reading of Bills

The House returned to the consideration of

#### **Senate Bill No. 260, entitled**

A bill to amend 1980 PA 350, entitled "The nonprofit health care corporation reform act," (MCL 550.1101 to 550.1704) by adding section 416b.

(The bill was considered earlier today, see today's journal, p. 2473.)

Rep. Raczkowski moved to reconsider the vote by which the House did not adopt the substitute (H-3) offered previously by Rep. Koetje.

The motion prevailed, a majority of the members present voting therefore.

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

Rep. Neumann demanded the yeas and nays.

The demand was supported.

The question being on the adoption of the substitute (H-3) offered previously by Reps. Koetje,

The substitute (H-3) was adopted, a majority of the members serving voting therefor, by yeas and nays, as follows:

#### **Roll Call No. 1019**

#### **Yeas—59**

Allen  
Birkholz  
Bishop

Gilbert  
Gosselin  
Green

LaSata  
Law  
Lockwood

Rivet  
Rocca  
Sanborn

Bradstreet	Hager	Mead	Schauer
Brown, C.	Hart	Middaugh	Shulman
Byl	Howell	Minore	Stamas
Cassis	Jansen	Mortimer	Switalski
Caul	Jelinek	O'Neil	Tabor
Cherry	Jellema	Pappageorge	Toy
DeRossett	Johnson, Rick	Patterson	Van Woerkom
DeVuyst	Johnson, Ruth	Perricone	Vander Roest
DeWeese	Julian	Pumford	Vear
Ehardt	Koetje	Rackowski	Voorhees
Garcia	Kowall	Richardville	Woronchak
Geiger	LaForge	Richner	

### Nays—24

Bovin	Clarke, H.	Hansen	Prusi
Brater	Dennis	Jacobs	Sheltrown
Brewer	Frank	Kelly	Spade
Brown, B.	Garza	Kuipers	Tesanovich
Callahan	Gielegem	Martinez	Vaughn
Clark, I.	Hale	Neumann	Woodward

In The Chair: Patterson

Rep. Rackowski moved to amend the bill as follows:

1. Amend page 2, following line 20, by inserting:

“Enacting section 1. This amendatory act does not take effect unless House Bill No. 6095 of the 90th Legislature is enacted into law.”.

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

Rep. Schauer moved to amend the bill as follows:

1. Amend page 1, line 3, after “EQUIPMENT” by striking out “AND SUPPLIES” and inserting a comma and “SUPPLIES, AND EDUCATIONAL TRAINING”.

2. Amend page 2, following line 7, by inserting:

“(J) DIABETES SELF-MANAGEMENT TRAINING TO ENSURE THAT PERSONS WITH DIABETES ARE TRAINED AS TO THE PROPER SELF-MANAGEMENT AND TREATMENT OF THEIR DIABETIC CONDITION, INCLUDING INFORMATION ON MEDICAL NUTRITION THERAPY.”.

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

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

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

By unanimous consent the House returned to the order of

### Third Reading of Bills

#### Senate Bill No. 260, entitled

A bill to amend 1980 PA 350, entitled “The nonprofit health care corporation reform act,” (MCL 550.1101 to 550.1704) by adding section 416b.

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. 1020****Yeas—75**

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

**Nays—11**

Brater	Hale	LaForge	Sheltrown
Clark, I.	Jacobs	Martinez	Woodward
Garza	Kelly	Prusi	

In The Chair: Patterson

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

“An act to provide for the incorporation of nonprofit health care corporations; to provide their rights, powers, and immunities; to prescribe the powers and duties of certain state officers relative to the exercise of those rights, powers, and immunities; to prescribe certain conditions for the transaction of business by those corporations in this state; to define the relationship of health care providers to nonprofit health care corporations and to specify their rights, powers, and immunities with respect thereto; to provide for a Michigan caring program; to provide for the regulation and supervision of nonprofit health care corporations by the commissioner of insurance; to prescribe powers and duties of certain other state officers with respect to the regulation and supervision of nonprofit health care corporations; to provide for the imposition of a regulatory fee; to regulate the merger or consolidation of certain corporations; to prescribe an expeditious and effective procedure for the maintenance and conduct of certain administrative appeals relative to provider class plans; to provide for certain administrative hearings relative to rates for health care benefits; to provide for certain causes of action; to prescribe penalties and to provide civil fines for violations of this act; and to repeal certain acts and parts of acts.”.

The House agreed to the full title.

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****Senate Bill No. 261, entitled**

A bill to amend 1956 PA 218, entitled “The insurance code of 1956,” (MCL 500.100 to 500.8302) by adding section 3406n.

(The bill was discharged from the Committee on Insurance and Financial Services on November 29, see House Journal No. 66, p. 2378.)

The bill was read a second time.

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

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

Rep. Schauer demanded the yeas and nays.

The demand was supported.

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

The substitute (H-3) was adopted, a majority of the members serving voting therefor, by yeas and nays, as follows:

**Roll Call No. 1021****Yeas—64**

Allen	Garcia	Kuipers	Richner
Basham	Geiger	LaSata	Rivet
Birkholz	Gilbert	Law	Rocca
Bishop	Gosselin	Lockwood	Sanborn
Bradstreet	Green	Mead	Schauer
Brown, C.	Hager	Middaugh	Shackleton
Byl	Hart	Mortimer	Shulman
Cassis	Howell	Neumann	Spade
Caul	Jansen	O'Neil	Stamas
Cherry	Jelinek	Pappageorge	Switalski
Clarke, H.	Jellema	Patterson	Tabor
DeRossett	Johnson, Rick	Perricone	Toy
DeVuyst	Johnson, Ruth	Pestka	Van Woerkom
DeWeese	Julian	Pumford	Vander Roest
Ehardt	Koetje	Rackowski	Voorhees
Frank	Kowall	Richardville	Wojno

**Nays—22**

Bovin	Dennis	Jacobs	Prusi
Brater	Garza	Kelly	Sheltrown
Brewer	Gielegem	Lemmons	Tesanovich
Brown, B.	Hale	Martinez	Vaughn
Callahan	Hanley	Minore	Woodward
Clark, I.	Hansen		

In The Chair: Patterson

Rep. Rackowski moved to amend the bill as follows:

1. Amend page 3, following line 5, by inserting:

“Enacting section 1. This amendatory act does not take effect unless House Bill No. 6095 of the 90th Legislature in enacted into law.”.

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

Rep. Schauer moved to amend the bill as follows:

1. Amend page 1, line 5, after “EQUIPMENT” by striking out “AND SUPPLIES” and inserting a comma and “SUPPLIES, AND EDUCATIONAL TRAINING”.

2. Amend page 2, following line 8, by inserting:

“(H) DIABETES SELF-MANAGEMENT TRAINING TO ENSURE THAT PERSONS WITH DIABETES ARE TRAINED AS TO THE PROPER SELF-MANAGEMENT AND TREATMENT OF THEIR DIABETIC CONDITION, INCLUDING INFORMATION ON MEDICAL NUTRITION THERAPY.”.

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

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

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

By unanimous consent the House returned to the order of

**Third Reading of Bills**

**Senate Bill No. 261, entitled**

A bill to amend 1956 PA 218, entitled "The insurance code of 1956," (MCL 500.100 to 500.8302) by adding section 3406n.

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

**Roll Call No. 1022**

**Yeas—74**

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

**Nays—13**

Brater	Hart	LaForge	Prusi
Clark, I.	Jacobs	Lemmons	Sheltrown
Garza	Kelly	Martinez	Woodward
Hale			

In The Chair: Patterson

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

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

A bill to amend 1956 PA 218, entitled "An act to revise, consolidate, and classify the laws relating to the insurance and surety business; to regulate the incorporation or formation of domestic insurance and surety companies and associations and the admission of foreign and alien companies and associations; to provide their rights, powers, and immunities and to prescribe the conditions on which companies and associations organized, existing, or authorized under this act may exercise their powers; to provide the rights, powers, and immunities and to prescribe the conditions on which other persons, firms, corporations, associations, risk retention groups, and purchasing groups engaged in an insurance or surety business may exercise their powers; to provide for the imposition of a privilege fee on domestic insurance companies and associations and the state accident fund; to provide for the imposition of a tax on the business of foreign and alien companies and associations; to provide for the imposition of a tax on risk retention groups and purchasing groups; to provide for the imposition of a tax on the business of surplus line agents; to provide for the imposition of regulatory fees on certain insurers; to modify tort liability arising out of certain accidents; to provide for

limited actions with respect to that modified tort liability and to prescribe certain procedures for maintaining those actions; to require security for losses arising out of certain accidents; to provide for the continued availability and affordability of automobile insurance and homeowners insurance in this state and to facilitate the purchase of that insurance by all residents of this state at fair and reasonable rates; to provide for certain reporting with respect to insurance and with respect to certain claims against uninsured or self-insured persons; to prescribe duties for certain state departments and officers with respect to that reporting; to provide for certain assessments; to establish and continue certain state insurance funds; to modify and clarify the status, rights, powers, duties, and operations of the nonprofit malpractice insurance fund; to provide for the departmental supervision and regulation of the insurance and surety business within this state; to provide for regulation over worker's compensation self-insurers; to provide for the conservation, rehabilitation, or liquidation of unsound or insolvent insurers; to provide for the protection of policyholders, claimants, and creditors of unsound or insolvent insurers; to provide for associations of insurers to protect policyholders and claimants in the event of insurer insolvencies; to prescribe educational requirements for insurance agents and solicitors; to provide for the regulation of multiple employer welfare arrangements; to create an automobile theft prevention authority to reduce the number of automobile thefts in this state; to prescribe the powers and duties of the automobile theft prevention authority; to provide certain powers and duties upon certain officials, departments, and authorities of this state; to repeal acts and parts of acts; and to provide penalties for the violation of this act," (MCL 500.100 to 500.8302) by adding section 3406p.

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. Raczkowski moved that when the House adjourns today it stand adjourned until Tuesday, December 5, at 10:00 a.m.  
The motion prevailed.

Rep. Middaugh moved that the House adjourn.  
The motion prevailed, the time being 11:00 p.m.

Associate Speaker Pro Tempore Patterson declared the House adjourned until Tuesday, December 5, at 10:00 a.m.

GARY L. RANDALL  
Clerk of the House of Representatives.