

No. 28
STATE OF MICHIGAN
JOURNAL
OF THE
House of Representatives
91st Legislature
REGULAR SESSION OF 2002

House Chamber, Lansing, Thursday, March 21, 2002.

12:00 Noon.

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

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

Adamini—present	Garza—present	Lockwood—present	Schauer—present
Allen—present	George—present	Mans—present	Schermesser—present
Anderson—present	Gielegem—present	McConico—present	Scranton—present
Basham—present	Gilbert—present	Mead—present	Shackleton—present
Bernero—present	Godchaux—present	Meyer—present	Sheltrown—present
Birkholz—present	Gosselin—present	Middaugh—present	Shulman—present
Bisbee—present	Hager—present	Minore—present	Spade—present
Bishop—present	Hale—present	Mortimer—present	Stallworth—excused
Bogardus—present	Hansen—present	Murphy—present	Stamas—present
Bovin—present	Hardman—e/d/s	Neumann—present	Stewart—present
Bradstreet—present	Hart—present	Newell—present	Switalski—present
Brown, Bob—present	Howell—present	O’Neil—present	Tabor—present
Brown, Cameron—present	Hummel—present	Palmer—present	Thomas—present
Brown, Rich—present	Jacobs—present	Pappageorge—present	Toy—present
Callahan—present	Jamnack—present	Patterson—present	Van Woerkom—present
Cassis—present	Jansen—present	Pestka—present	Vander Roest—present
Caul—present	Jelinek—present	Phillips—present	Vander Veen—present
Clark—present	Johnson, Rick—present	Plakas—present	Vear—present
Clarke—present	Johnson, Ruth—present	Pumford—present	Voorhees—present
Daniels—present	Julian—present	Quarles—present	Waters—present
Dennis—present	Koetje—present	Raczkowski—present	Whitmer—excused
DeRossett—present	Kolb—present	Reeves—present	Williams—present
DeVuyst—present	Kooiman—present	Richardville—present	Wojno—present
DeWeese—present	Kowall—present	Richner—present	Woodward—present
Drolet—present	Kuipers—present	Rison—excused	Woronchak—present
Ehardt—present	LaSata—present	Rivet—present	Zelenko—present
Fauce—present	Lemmons—present	Rocca—present	
Frank—present	Lipsey—present		

e/d/s = entered during session

Rep. Larry DeVuyst, from the 93rd District, offered the following invocation:

“No one should fear to undertake any task in the name of our Savior, if it is just and the intention is purely for His holy service. The working out of all things has been assigned to each person here by our Lord, but it all happens according to His sovereign will and by the will and blessing of God. May this country become a splendid monument, not of oppression and terror, but of wisdom, peace and liberty. Father, we ask Your guidance and protection as we try to make this part of America a better place to work, to live and to serve. We pray in the name of Your son and our Savior, Jesus Christ. Amen.”

Rep. Minore moved that Reps. Rison, Stallworth and Whitmer be excused from today’s session.
The motion prevailed.

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

Second Reading of Bills

House Bill No. 5642, entitled

A bill to make appropriations for the department of agriculture for the fiscal year ending September 30, 2003; to provide for the expenditure of the appropriations; to create funds; to provide for the imposition of fees; to require reports, audits, and plans; to authorize certain transfers by certain state agencies; and to provide for the disposition of fees and other income received by certain state agencies.

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. Bernero moved to amend the bill as follows:

1. Amend page 3, line 23, by striking out “10,242,700” and “10,492,700” and adjusting the subtotals, totals, and section 201 accordingly.

2. Amend page 20, following line 5, by inserting:

“Sec. 403. (1) From the funds appropriated in section 104, \$250,000.00 shall be expended to locate milk vending machines in all schools statewide. The department shall work with administrators at the schools within the state to facilitate the location of the milk vending machines in their respective school buildings. The milk vending machines shall be placed in the same proximity as all other vending machines, preferable adjacent to soda machines.

(2) The department director shall work with the superintendent of public education and other departments or agencies necessary to implement this initiative.”

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

Rep. Pumford moved to amend the bill as follows:

1. Amend page 17, following line 15, by inserting:

“Sec. 221. All funded and vacant food inspection and animal inspection positions that are vacant as a result of the early retirement shall be classified as essential and shall be given priority for rehires.”

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

Rep. Bovin moved to amend the bill as follows:

1. Amend page 8, line 6, by striking out “1,214,400” and inserting “1,382,300” and adjusting the subtotals, totals, and section 201 accordingly.

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

Reps. Plakas and Phillips moved to amend the bill as follows:

1. Amend page 17, following line 15, following section 221, by inserting:

“Sec. 222. The department shall not take disciplinary action against an employee that communicates with a member of the legislature or their staff.”

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

Rep. Pumford moved that the bill be placed on the order of Third Reading of Bills.
The motion prevailed.

Rep. Richardville moved that the bill be placed on its immediate passage.
The motion prevailed, a majority of the members serving voting therefor.

Rep. Zelenko moved that Rep. Mans be excused temporarily from today's session.
The motion prevailed.

Rep. Jacobs moved that Reps. Schermesser and Callahan be excused temporarily from today's session.
The motion prevailed.

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

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

House Bill No. 5642, entitled

A bill to make appropriations for the department of agriculture for the fiscal year ending September 30, 2003; to provide for the expenditure of the appropriations; to create funds; to provide for the imposition of fees; to require reports, audits, and plans; to authorize certain transfers by certain state agencies; and to provide for the disposition of fees and other income received by certain state agencies.

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

Roll Call No. 362

Yeas—95

Allen	Gielegem	Lipsey	Rocca
Anderson	Gilbert	Lockwood	Schauer
Basham	Godchaux	McConico	Scranton
Bernero	Gosselin	Mead	Sheltrown
Birkholz	Hager	Meyer	Shulman
Bisbee	Hale	Middaugh	Spade
Bishop	Hansen	Minore	Stamas
Bradstreet	Hart	Mortimer	Stewart
Brown, B.	Howell	Murphy	Switalski
Brown, C.	Hummel	Neumann	Tabor
Cassis	Jacobs	Newell	Thomas
Caul	Jamnick	O'Neil	Toy
Clark, I.	Jansen	Palmer	Van Woerkom
Clarke, H.	Jelinek	Pappageorge	Vander Roest
Daniels	Johnson, Rick	Patterson	Vander Veen
Dennis	Johnson, Ruth	Pestka	Vear
DeRossett	Julian	Phillips	Voorhees
DeVuyst	Koetje	Pumford	Waters
DeWeese	Kolb	Quarles	Williams
Ehardt	Kooiman	Raczkowski	Wojno
Faunce	Kowall	Reeves	Woodward
Frank	Kuipers	Richardville	Woronchak
Garza	LaSata	Richner	Zelenko
George	Lemmons	Rivet	

Nays—5Adamini
Bovin

Brown, R.

Drolet

Shackleton

In The Chair: Julian

The House agreed to the title of the bill.

Reps. Adamini and Rich Brown, having reserved the right to explain their protest against the passage of the bill, made the following statement:

“Mr. Speaker and members of the House:

I voted against HB 5642 because there is a \$167,000 decrease in General Fund dollars to the UP State Fair. The UP State Fair is annual family event in Escanaba.

The staff from the Department of Agriculture said that it was part of their five-year plan to have the Fair to be self-sufficient. That was their rationale for the decrease.

I looked in the boilerplate of every budget since Fiscal Year 1990-1. There was no language confirming this five-year plan. There were no references to the plan in administrative rule.

In the House Appropriations Committee, it was mentioned that the plan was simply a bureaucratic mandate with no legislative intent.

Right now, we need to encourage more quality family time in the northern part of the state. Reducing funding for the UP State Fair moves in the opposite direction.

Although there are other notable elements of the Fiscal Year 2002-3 Agriculture budget, the fact that this budget includes a decrease to the UP State Fair is the rationale for my no vote of HB 5642.”

Second Reading of Bills**House Bill No. 4602, entitled**

A bill to establish Holocaust remembrance week in the state of Michigan.

The bill was read a second time.

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

The motion prevailed.

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

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

Rep. Hale moved that Rep. Bogardus 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. 4602, entitled**

A bill to establish Holocaust remembrance week in the state of Michigan.

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

Roll Call No. 363**Yeas—103**

Adamini	Garza	Lipsey	Rocca
Allen	George	Lockwood	Schauer
Anderson	Gielegem	Mans	Schermesser
Basham	Gilbert	McConico	Scranton
Bernero	Godchaux	Mead	Shackleton
Birkholz	Gosselin	Meyer	Sheltrown
Bisbee	Hager	Middaugh	Shulman
Bishop	Hale	Minore	Spade
Bovin	Hansen	Mortimer	Stamas
Bradstreet	Hart	Murphy	Stewart
Brown, B.	Howell	Neumann	Switalski
Brown, C.	Hummel	Newell	Tabor
Brown, R.	Jacobs	O'Neil	Thomas
Cassis	Jamnick	Palmer	Toy
Caul	Jansen	Pappageorge	Van Woerkom
Clark, I.	Jelinek	Patterson	Vander Roest
Clarke, H.	Johnson, Rick	Pestka	Vander Veen
Daniels	Johnson, Ruth	Phillips	Vear
Dennis	Julian	Plakas	Voorhees
DeRossett	Koetje	Pumford	Waters
DeVuyst	Kolb	Quarles	Williams
DeWeese	Kooiman	Raczkowski	Wojno
Drolet	Kowall	Reeves	Woodward
Ehardt	Kuipers	Richardville	Woronchak
Faunce	LaSata	Richner	Zelenko
Frank	Lemmons	Rivet	

Nays—0

In The Chair: Julian

The House agreed to the title of the bill.

Rep. Patterson 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

Reports of Standing Committees

The Speaker laid before the House

House Resolution No. 314.

A resolution to memorialize the Congress of the United States and the Immigration and Naturalization Service to determine the appropriateness of increasing the number of visas for temporary agricultural workers.

(For text of resolution, see House Journal No. 10, p. 173.)

(The resolution was reported by the Committee on Agriculture and Resource Management on March 7, with substitute (H-1), consideration of which, under the rules, was postponed until March 12.)

(For text of substitute, see House Journal No. 22, p. 518.)

The question being on the adoption of the proposed substitute (H-1) recommended by the Committee,

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

The question being on the adoption of the resolution,

Rep. Bogardus moved to amend the resolution as follows:

1. Amend the first Resolving clause, line 1, after "That" by striking out the balance of the clause and inserting "any reform of the current federal program for issuing temporary agricultural worker visas (H-2A visas) should guarantee workers already in the country and those who come in the future equitable and enforceable labor rights, including at least the same labor laws that protect United States farm workers, access to social and health protections, and a path

to lawful immigration status and citizenship for those who seek it. To prevent the displacement of legal domestic farm workers, temporary foreign worker visas should continue to be issued for foreign laborers in Michigan only in response to measurable labor market needs in Michigan; and be it further”.

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

The question being on the adoption of the resolution,

The resolution was adopted.

Messages from the Senate

The Speaker laid before the House

House Bill No. 5021, entitled

A bill to amend 1949 PA 300, entitled “Michigan vehicle code,” by amending section 320a (MCL 257.320a), as amended by 2001 PA 103.

(The bill was received from the Senate on March 14, with an amendment, full title inserted and immediate effect given by the Senate, consideration of which, under the rules, was postponed until March 19, see House Journal No. 25, p. 655.)

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

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

Roll Call No. 364

Yeas—100

Adamini	Frank	Lemmons	Rocca
Allen	Garza	Lipsey	Schauer
Anderson	George	Lockwood	Schermesser
Basham	Gielegem	Mans	Scranton
Bernero	Gilbert	McConico	Shackleton
Birkholz	Godchaux	Mead	Sheltrown
Bishop	Gosselin	Meyer	Shulman
Bovin	Hager	Middaugh	Spade
Bradstreet	Hale	Minore	Stamas
Brown, B.	Hansen	Mortimer	Stewart
Brown, C.	Hart	Murphy	Switalski
Brown, R.	Howell	Neumann	Tabor
Callahan	Hummel	Newell	Thomas
Cassis	Jacobs	O’Neil	Toy
Caul	Jamnack	Palmer	Van Woerkom
Clark, I.	Jansen	Pappageorge	Vander Roest
Clarke, H.	Jelinek	Patterson	Vander Veen
Daniels	Johnson, Rick	Pestka	Vear
Dennis	Johnson, Ruth	Phillips	Voorhees
DeRossett	Julian	Plakas	Waters
DeVuyst	Koetje	Pumford	Williams
DeWeese	Kolb	Reeves	Wojno
Drolet	Kooiman	Richardville	Woodward
Ehardt	Kowall	Richner	Woronchak
Faunce	Kuipers	Rivet	Zelenko

Nays—3

Bisbee

LaSata

Quarles

In The Chair: Julian

The House agreed to the full title of the bill.

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

The Speaker laid before the House

House Bill No. 5486, entitled

A bill to amend 1978 PA 59, entitled "Condominium act," by amending sections 58, 67, 69, 71, 90, 90a, 108, 112, 135, 173, and 176 (MCL 559.158, 559.167, 559.169, 559.171, 559.190, 559.190a, 559.208, 559.212, 559.235, 559.273, and 559.276), sections 58, 67, 69, 90, 108, 112, and 135 as amended and sections 90a and 176 as added by 2000 PA 379, section 71 as amended by 1982 PA 538, and section 173 as amended by 1983 PA 113; and to repeal acts and parts of acts.

(The bill was received from the Senate on March 20, with amendments, title amendment and immediate effect given by the Senate, consideration of which, under the rules, was postponed until today, see House Journal No. 27, p. 780.)

The question being on concurring in the 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. 365

Yeas—104

Adamini	Frank	Lemmons	Rivet
Allen	Garza	Lipsey	Rocca
Anderson	George	Lockwood	Schauer
Basham	Gielegthem	Mans	Schermesser
Bernero	Gilbert	McConico	Scranton
Birkholz	Godchaux	Mead	Shackleton
Bisbee	Gosselin	Meyer	Sheltrown
Bishop	Hager	Middaugh	Shulman
Bovin	Hale	Minore	Spade
Bradstreet	Hansen	Mortimer	Stamas
Brown, B.	Hart	Murphy	Stewart
Brown, C.	Howell	Neumann	Switalski
Brown, R.	Hummel	Newell	Tabor
Callahan	Jacobs	O'Neil	Thomas
Cassis	Jamnick	Palmer	Toy
Caul	Jansen	Pappageorge	Van Woerkom
Clark, I.	Jelinek	Patterson	Vander Roest
Clarke, H.	Johnson, Rick	Pestka	Vander Veen
Daniels	Johnson, Ruth	Phillips	Vear
Dennis	Julian	Plakas	Voorhees
DeRossett	Koetje	Pumford	Waters
DeVuyst	Kolb	Quarles	Williams
DeWeese	Kooiman	Raczkowski	Wojno
Drolet	Kowall	Reeves	Woodward
Ehardt	Kuipers	Richardville	Woronchak
Faunce	LaSata	Richner	Zelenko

Nays—0

In The Chair: Julian

The House agreed to the title as amended.

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

Senate Bill No. 930, entitled

A bill to amend 1931 PA 328, entitled "The Michigan penal code," (MCL 750.1 to 750.568) by adding chapter LXXXIII-A.

The Senate has amended the House substitute (H-1) as follows:

1. Amend page 1, line 5, after "A" by striking out "WILLFUL, DELIBERATE, AND PREMEDITATED" and inserting "WILLFUL AND DELIBERATE".

2. Amend page 3, line 27, after “KNOWINGLY” by inserting “AND WITH PREMEDITATION”.

3. Amend page 6, following line 2, by striking out all of enacting section 2 and renumbering the remaining enacting section.

The Senate has concurred in the House substitute (H-1) as amended.

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

Rep. Richardville moved that Rule 45 be suspended.

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

The question being on concurring in the amendments made to the House substitute (H-1) by the Senate,

Rep. Kolb moved to amend the Senate amendments as follows:

1. Amend Senate Amendment No. 2, after “2,” by striking out the balance of the amendment and inserting:

“Enacting section 2. Sections 543a to 543z of the Michigan penal code, 1931 PA 328, MCL 750.543a to 750.543z, are repealed effective April 22, 2005.”

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

Rep. Kolb demanded the yeas and nays.

The demand was supported.

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

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

Roll Call No. 366

Yeas—44

Anderson	Ehardt	Kowall	Reeves
Bernero	Frank	Lipsey	Rivet
Bogardus	Garza	Lockwood	Schauer
Bradstreet	Gielegem	McConico	Schermesser
Brown, B.	Godchaux	Minore	Switalski
Callahan	Hager	Murphy	Thomas
Clark, I.	Hale	O’Neil	Waters
Clarke, H.	Hansen	Patterson	Williams
Daniels	Jacobs	Phillips	Wojno
Dennis	Jamnack	Plakas	Woronchak
DeVuyst	Kolb	Rackowski	Zelenko

Nays—55

Adamini	Gilbert	Mans	Shackleton
Allen	Gosselin	Mead	Sheltrown
Birkholz	Hart	Meyer	Shulman
Bisbee	Howell	Middaugh	Spade
Bishop	Hummel	Mortimer	Stamas
Brown, C.	Jansen	Neumann	Stewart
Brown, R.	Jelinek	Newell	Tabor
Cassis	Johnson, Rick	Palmer	Toy
Caul	Johnson, Ruth	Pappageorge	Van Woerkom
DeRossett	Julian	Pestka	Vander Roest
DeWeese	Koetje	Pumford	Vander Veen
Drolet	Kooiman	Richardville	Vear
Faunce	Kuipers	Richner	Voorhees
George	LaSata	Rocca	

In The Chair: Julian

The question being on concurring in the amendments to the House substitute (H-1) 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. 367**Yeas—89**

Adamini	Frank	Lemmons	Rocca
Allen	George	Lipsey	Schauer
Anderson	Gielegem	Lockwood	Schermesser
Basham	Gilbert	Mans	Scranton
Bernero	Gosselin	Mead	Shackleton
Birkholz	Hager	Meyer	Sheltrown
Bisbee	Hale	Middaugh	Shulman
Bishop	Hansen	Mortimer	Spade
Bogardus	Hart	Murphy	Stamas
Bovin	Howell	Neumann	Stewart
Brown, B.	Hummel	Newell	Switalski
Brown, C.	Jamnick	O'Neil	Tabor
Brown, R.	Jansen	Palmer	Toy
Callahan	Jelinek	Pappageorge	Van Woerkom
Cassis	Johnson, Rick	Patterson	Vander Roest
Caul	Johnson, Ruth	Pestka	Vander Veen
Dennis	Julian	Phillips	Vear
DeRossett	Koetje	Plakas	Voorhees
DeVuyst	Kooiman	Pumford	Wojno
DeWeese	Kowall	Rackowski	Woodward
Drolet	Kuipers	Richardville	Woronchak
Ehardt	LaSata	Richner	Zelenko
Faunce			

Nays—16

Bradstreet	Garza	McConico	Rivet
Clark, I.	Godchaux	Minore	Thomas
Clarke, H.	Jacobs	Quarles	Waters
Daniels	Kolb	Reeves	Williams

In The Chair: Julian

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

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

The House agreed to the full title.

Rep. Clark, having reserved the right to explain her nay vote, made the following statement:

“Mr. Speaker and members of the House:

I voted no on final passage of Senate Bill 930 because despite attempts to narrow this bill's scope, there remains a risk of political misuse in its implementation. Senate Bill 930 will create situations in which prosecutors will be able to choose whether to prosecute someone for the crime of ‘terrorism’ rather than a specific underlying crime, and in such cases prosecutors may choose to pursue a terrorism charge based on a defendant's political views.

I take very seriously my responsibility as a legislator to safeguard the rights of individuals to free speech and free association as protected the Constitution. This bill creates too great a potential that the exercise of these rights may be chilled, or that people may face additional criminal liability based on the political views they may or may not hold.

Furthermore, the version of this bill that the House passed today does not contain an important safeguard that was included in the bill when it originally passed the House—the Senate removed the bill’s sunset provision that would have required the Legislature to revisit this law in two years to evaluate its implementation.”

Rep. Kolb, having reserved the right to explain his nay vote, made the following statement:

“Mr. Speaker and members of the House:

I voted no on final passage of Senate Bill 930 because despite attempts to narrow this bill’s scope, there remains a risk of political misuse in its implementation. Senate Bill 930 will create situations in which prosecutors will be able to choose whether to prosecute someone for the crime of ‘terrorism’ rather than a specific underlying crime, and in such cases prosecutors may choose to pursue a terrorism charge based on a defendant’s political views.

I take very seriously my responsibility as a legislator to safeguard the rights of individuals to free speech and free association as protected the Constitution. This bill creates too great a potential that the exercise of these Constitutional protected rights maybe be chilled, or that people may face additional criminal liability based on the political views they may or may not hold. We have seen the apprehension and incarceration of our constituents in southeast Michigan with failure to be brought up on any charges. These actions make me very leary of endorsing this legislation.

Furthermore, the version of this bill that the House passed today does not contain an important safeguard that was included in the bill when it originally passed the House—the Senate removed the bill’s sunset provision that would have required the Legislature to revisit this law in two years to evaluate its implementation. Without this safeguard I could not vote for this bill.”

Third Reading of Bills

House Bill No. 5717, entitled

A bill to amend 1883 PA 197, entitled “An act to provide for the disposition of certain lands granted to the state of Michigan for railroad purposes by acts of congress of June 3, 1856, and March 4, 1879, upon the route from Grand Haven to Flint and thence to Port Huron, in the state of Michigan; to secure the title thereto to bona fide settlers and purchasers; to provide for the further sale thereof, and to provide for the adjustment of certain taxes heretofore assessed thereon,” by amending section 10 (MCL 322.460).

(The bill was read a third time and postponed temporarily on March 14, see House Journal No. 25, p. 636.)

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. 368

Yeas—105

Adamini	Frank	Lemmons	Rivet
Allen	Garza	Lipsey	Rocca
Anderson	George	Lockwood	Schauer
Basham	Gielegem	Mans	Schermesser
Bernero	Gilbert	McConico	Scranton
Birkholz	Godchaux	Mead	Shackleton
Bisbee	Gosselin	Meyer	Sheltrown
Bishop	Hager	Middaugh	Shulman
Bogardus	Hale	Minore	Spade
Bovin	Hansen	Mortimer	Stamas
Bradstreet	Hart	Murphy	Stewart
Brown, B.	Howell	Neumann	Switalski
Brown, C.	Hummel	Newell	Tabor
Brown, R.	Jacobs	O’Neil	Thomas
Callahan	Jamnack	Palmer	Toy
Cassis	Jansen	Pappageorge	Van Woerkom
Caul	Jelinek	Patterson	Vander Roest
Clark, I.	Johnson, Rick	Pestka	Vander Veen
Clarke, H.	Johnson, Ruth	Phillips	Vear

Daniels	Julian	Plakas	Voorhees
Dennis	Koetje	Pumford	Waters
DeRossett	Kolb	Quarles	Williams
DeVuyst	Kooiman	Raczkowski	Wojno
DeWeese	Kowall	Reeves	Woodward
Drolet	Kuipers	Richardville	Woronchak
Ehardt	LaSata	Richner	Zelenko
Faunce			

Nays—0

In The Chair: Julian

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

Rep. Hardman entered the House Chambers.

House Bill No. 5718, entitled

A bill to amend 1994 PA 451, entitled “Natural resources and environmental protection act,” by amending sections 33934, 42506, 47104, and 52706 (MCL 324.33934, 324.42506, 324.47104, and 324.52706), section 33934 as added by 1995 PA 59 and sections 42506, 47104, and 52706 as added by 1995 PA 57.

(The bill was read a third time and postponed for the day on March 14, see House Journal No. 25, p. 636.)

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. 369**Yeas—106**

Adamini	Frank	Lemmons	Rivet
Allen	Garza	Lipsey	Rocca
Anderson	George	Lockwood	Schauer
Basham	Gielegem	Mans	Schermesser
Bernero	Gilbert	McConico	Scranton
Birkholz	Godchaux	Mead	Shackleton
Bisbee	Gosselin	Meyer	Sheltrown
Bishop	Hager	Middaugh	Shulman
Bogardus	Hale	Minore	Spade
Bovin	Hansen	Mortimer	Stamas
Bradstreet	Hardman	Murphy	Stewart
Brown, B.	Hart	Neumann	Switalski
Brown, C.	Howell	Newell	Tabor
Brown, R.	Hummel	O’Neil	Thomas
Callahan	Jacobs	Palmer	Toy
Cassis	Jamnick	Pappageorge	Van Woerkom
Caul	Jansen	Patterson	Vander Roest
Clark, I.	Jelinek	Pestka	Vander Veen
Clarke, H.	Johnson, Rick	Phillips	Vear
Daniels	Johnson, Ruth	Plakas	Voorhees

Dennis	Julian	Pumford	Waters
DeRossett	Koetje	Quarles	Williams
DeVuyst	Kolb	Raczkowski	Wojno
DeWeese	Kooiman	Reeves	Woodward
Drolet	Kowall	Richardville	Woronchak
Ehardt	Kuipers	Richner	Zelenko
Faunce	LaSata		

Nays—0

In The Chair: Julian

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

House Bill No. 4826, entitled

A bill to provide compensation to law enforcement officers who are killed in the line of duty.
 Was read a third time and passed, a majority of the members serving voting therefor, by yeas and nays, as follows:

Roll Call No. 370**Yeas—106**

Adamini	Frank	Lemmons	Rivet
Allen	Garza	Lipsey	Rocca
Anderson	George	Lockwood	Schauer
Basham	Gielegem	Mans	Schermesser
Bernero	Gilbert	McConico	Scranton
Birkholz	Godchaux	Mead	Shackleton
Bisbee	Gosselin	Meyer	Sheltrown
Bishop	Hager	Middaugh	Shulman
Bogardus	Hale	Minore	Spade
Bovin	Hansen	Mortimer	Stamas
Bradstreet	Hardman	Murphy	Stewart
Brown, B.	Hart	Neumann	Switalski
Brown, C.	Howell	Newell	Tabor
Brown, R.	Hummel	O'Neil	Thomas
Callahan	Jacobs	Palmer	Toy
Cassis	Jamnick	Pappageorge	Van Woerkom
Caul	Jansen	Patterson	Vander Roest
Clark, I.	Jelinek	Pestka	Vander Veen
Clarke, H.	Johnson, Rick	Phillips	Vear
Daniels	Johnson, Ruth	Plakas	Voorhees
Dennis	Julian	Pumford	Waters
DeRossett	Koetje	Quarles	Williams
DeVuyst	Kolb	Raczkowski	Wojno
DeWeese	Kooiman	Reeves	Woodward
Drolet	Kowall	Richardville	Woronchak
Ehardt	Kuipers	Richner	Zelenko
Faunce	LaSata		

Nays—0

In The Chair: Julian

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

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

A bill to provide compensation to dependents of public safety officers who are killed or who are permanently and totally disabled in the line of duty; to create the public safety officers benefit fund; to prescribe the duties and responsibilities of certain state officers; and to make an appropriation.

The motion prevailed.

The House agreed to the title as amended.

Rep. Richardville 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. 882, entitled

A bill to amend 1956 PA 218, entitled "The insurance code of 1956," (MCL 500.100 to 500.8302) by adding section 3341.

The bill was read a second time.

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

The motion prevailed.

House Bill No. 5568, entitled

A bill to amend 1974 PA 198, entitled "An act to provide for the establishment of plant rehabilitation districts and industrial development districts in local governmental units; to provide for the exemption from certain taxes; to levy and collect a specific tax upon the owners of certain facilities; to impose and provide for the disposition of an administrative fee; to provide for the disposition of the tax; to provide for the obtaining and transferring of an exemption certificate and to prescribe the contents of those certificates; to prescribe the powers and duties of the state tax commission and certain officers of local governmental units; and to provide penalties," by amending section 2 (MCL 207.552), as amended by 2000 PA 247.

The bill was read a second time.

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

The motion prevailed.

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

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

Rep. Kolb moved that Rep. Garza 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. 5568, entitled

A bill to amend 1974 PA 198, entitled "An act to provide for the establishment of plant rehabilitation districts and industrial development districts in local governmental units; to provide for the exemption from certain taxes; to levy and collect a specific tax upon the owners of certain facilities; to impose and provide for the disposition of an administrative fee; to provide for the disposition of the tax; to provide for the obtaining and transferring of an exemption certificate and to prescribe the contents of those certificates; to prescribe the powers and duties of the state tax commission and certain officers of local governmental units; and to provide penalties," by amending section 2 (MCL 207.552), as amended by 2000 PA 247.

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

Roll Call No. 371

Yeas—105

Adamini
Allen

Frank
George

Lemmons
Lipsey

Rivet
Rocca

Anderson	Gielegem	Lockwood	Schauer
Basham	Gilbert	Mans	Schermesser
Bernero	Godchaux	McConico	Scranton
Birkholz	Gosselin	Mead	Shackleton
Bisbee	Hager	Meyer	Sheltrown
Bishop	Hale	Middaugh	Shulman
Bogardus	Hansen	Minore	Spade
Bovin	Hardman	Mortimer	Stamas
Bradstreet	Hart	Murphy	Stewart
Brown, B.	Howell	Neumann	Switalski
Brown, C.	Hummel	Newell	Tabor
Brown, R.	Jacobs	O'Neil	Thomas
Callahan	Jamnick	Palmer	Toy
Cassis	Jansen	Pappageorge	Van Woerkom
Caul	Jelinek	Patterson	Vander Roest
Clark, I.	Johnson, Rick	Pestka	Vander Veen
Clarke, H.	Johnson, Ruth	Phillips	Vear
Daniels	Julian	Plakas	Voorhees
Dennis	Koetje	Pumford	Waters
DeRossett	Kolb	Quarles	Williams
DeVuyst	Kooiman	Raczkowski	Wojno
DeWeese	Kowall	Reeves	Woodward
Drolet	Kuipers	Richardville	Woronchak
Ehardt	LaSata	Richner	Zelenko
Faunce			

Nays—0

In The Chair: Julian

The House agreed to the title of the bill.

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

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

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

“Mr. Speaker and members of the House:

I was absent from the Chamber when the vote was taken on Roll Call No. 372. Had I been present, I would have voted ‘yea’.”

Second Reading of Bills

House Bill No. 5607, entitled

A bill to amend 1893 PA 206, entitled “The general property tax act,” by amending sections 8a, 8c, and 19 (MCL 211.8a, 211.8c, and 211.19), section 8a as amended and section 8c as added by 1998 PA 537 and section 19 as amended by 1996 PA 126.

The bill was read a second time.

Rep. Newell moved to substitute (H-2) the bill.

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

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

The motion prevailed.

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

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

The Speaker laid before the House
House Bill No. 5216, entitled

A bill to amend 1954 PA 116, entitled “Michigan election law,” by amending sections 2, 31, 770, 770a, 771, 773, and 794a (MCL 168.2, 168.31, 168.770, 168.770a, 168.771, 168.773, and 168.794a), section 2 as amended by 1999 PA 216, section 31 as amended by 1999 PA 220, and section 794a as amended by 1995 PA 261, and by adding section 37; and to repeal acts and parts of acts.

(The bill was received from the Senate on March 20, with substitute (S-4), title amendment and immediate effect given by the Senate, consideration of which, under the rules, was postponed until today, see House Journal No. 27, p. 780.)

The question being on concurring in the substitute (S-4) made to the bill by the Senate,

The substitute (S-4) was concurred in, a majority of the members serving voting therefor, by yeas and nays, as follows:

Roll Call No. 372

Yeas—97

Adamini	Faunce	Lockwood	Rocca
Anderson	Frank	Mans	Schauer
Basham	Garza	McConico	Schermesser
Bernero	George	Mead	Scranton
Birkholz	Gielegem	Meyer	Shackleton
Bisbee	Gilbert	Middaugh	Sheltrown
Bishop	Godchaux	Minore	Shulman
Bogardus	Gosselin	Mortimer	Spade
Bovin	Hager	Murphy	Stamas
Bradstreet	Hale	Neumann	Stewart
Brown, B.	Hansen	Newell	Switalski
Brown, C.	Hardman	O’Neil	Tabor
Brown, R.	Howell	Pappageorge	Thomas
Callahan	Jacobs	Patterson	Toy
Cassis	Jamnick	Pestka	Van Woerkom
Caul	Jelinek	Phillips	Vander Roest
Clark, I.	Johnson, Rick	Plakas	Vander Veen
Clarke, H.	Johnson, Ruth	Pumford	Voorhees
Daniels	Julian	Quarles	Waters
Dennis	Kolb	Raczkowski	Williams
DeRossett	Kowall	Reeves	Wojno
DeVuyst	Kuipers	Richardville	Woodward
DeWeese	LaSata	Richner	Woronchak
Drolet	Lipsey	Rivet	Zelenko
Ehardt			

Nays—7

Hart	Jansen	Kooiman	Vear
Hummel	Koetje	Palmer	

In The Chair: Julian

The House agreed to the title as amended.
The bill was referred to the Clerk for enrollment printing and presentation to the Governor.

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

Third Reading of Bills

House Bill No. 5057, entitled

A bill to amend 1954 PA 116, entitled "Michigan election law," by amending section 737a (MCL 168.737a), as added by 1996 PA 461.

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

Roll Call No. 373

Yeas—104

Adamini	Frank	LaSata	Rivet
Anderson	Garza	Lemmons	Rocca
Basham	George	Lipsey	Schauer
Bernero	Gielegem	Lockwood	Schermesser
Birkholz	Gilbert	Mans	Scranton
Bisbee	Godchaux	McConico	Shackleton
Bishop	Gosselin	Mead	Sheltrown
Bogardus	Hager	Meyer	Shulman
Bovin	Hale	Middaugh	Spade
Bradstreet	Hansen	Minore	Stamas
Brown, B.	Hardman	Mortimer	Stewart
Brown, C.	Hart	Murphy	Switalski
Brown, R.	Howell	Neumann	Tabor
Callahan	Hummel	Newell	Thomas
Cassis	Jacobs	O'Neil	Toy
Caul	Jamnick	Palmer	Van Woerkom
Clark, I.	Jansen	Pappageorge	Vander Roest
Clarke, H.	Jelinek	Patterson	Vander Veen
Daniels	Johnson, Rick	Pestka	Vear
Dennis	Johnson, Ruth	Phillips	Voorhees
DeRossett	Julian	Pumford	Waters
DeVuyst	Koetje	Quarles	Williams
DeWeese	Kolb	Raczkowski	Wojno
Drolet	Kooiman	Reeves	Woodward
Ehardt	Kowall	Richardville	Woronchak
Faunce	Kuipers	Richner	Zelenko

Nays—0

In The Chair: Julian

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

House Bill No. 5628, entitled

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending section 30717 (MCL 324.30717), as added by 1995 PA 59.

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

Roll Call No. 374**Yeas—104**

Adamini	Frank	LaSata	Rivet
Anderson	Garza	Lemmons	Rocca
Basham	George	Lipsey	Schauer
Bernero	Gielegem	Lockwood	Schermesser
Birkholz	Gilbert	Mans	Scranton
Bisbee	Godchaux	McConico	Shackleton
Bishop	Gosselin	Mead	Sheltrown
Bogardus	Hager	Meyer	Shulman
Bovin	Hale	Middaugh	Spade
Bradstreet	Hansen	Minore	Stamas
Brown, B.	Hardman	Mortimer	Stewart
Brown, C.	Hart	Murphy	Switalski
Brown, R.	Howell	Neumann	Tabor
Callahan	Hummel	Newell	Thomas
Cassis	Jacobs	O'Neil	Toy
Caul	Jamnick	Palmer	Van Woerkom
Clark, I.	Jansen	Pappageorge	Vander Roest
Clarke, H.	Jelinek	Patterson	Vander Veen
Daniels	Johnson, Rick	Pestka	Vear
Dennis	Johnson, Ruth	Phillips	Voorhees
DeRossett	Julian	Pumford	Waters
DeVuyst	Koetje	Quarles	Williams
DeWeese	Kolb	Raczkowski	Wojno
Drolet	Kooiman	Reeves	Woodward
Ehardt	Kowall	Richardville	Woronchak
Faunce	Kuipers	Richner	Zelenko

Nays—0

In The Chair: Julian

The House agreed to the title of the bill.

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

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

House Bill No. 5629, entitled

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending section 30922 (MCL 324.30922), as added by 1995 PA 59.

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

Roll Call No. 375**Yeas—105**

Adamini	Frank	LaSata	Richner
Allen	Garza	Lemmons	Rivet
Anderson	George	Lipsey	Rocca
Basham	Gielegem	Lockwood	Schauer
Bernero	Gilbert	Mans	Schermesser
Birkholz	Godchaux	McConico	Scranton
Bisbee	Gosselin	Mead	Shackleton
Bishop	Hager	Meyer	Sheltrown
Bogardus	Hale	Middaugh	Shulman

Bovin	Hansen	Minore	Spade
Bradstreet	Hardman	Mortimer	Stamas
Brown, B.	Hart	Murphy	Stewart
Brown, C.	Howell	Neumann	Switalski
Brown, R.	Hummel	Newell	Tabor
Callahan	Jacobs	O'Neil	Toy
Cassis	Jamnick	Palmer	Van Woerkom
Caul	Jansen	Pappageorge	Vander Roest
Clark, I.	Jelinek	Patterson	Vander Veen
Clarke, H.	Johnson, Rick	Pestka	Vear
Daniels	Johnson, Ruth	Phillips	Voorhees
Dennis	Julian	Plakas	Waters
DeRossett	Koetje	Pumford	Williams
DeVuyst	Kolb	Quarles	Wojno
DeWeese	Kooiman	Raczkowski	Woodward
Drolet	Kowall	Reeves	Woronchak
Ehardt	Kuipers	Richardville	Zelenko
Faunce			

Nays—0

In The Chair: Julian

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

House Bill No. 5630, entitled

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending section 33707 (MCL 324.33707), as added by 1995 PA 59.

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

Roll Call No. 376

Yeas—106

Adamini	Frank	Lemmons	Rivet
Allen	Garza	Lipsey	Rocca
Anderson	George	Lockwood	Schauer
Basham	Gielegem	Mans	Schermesser
Bernero	Gilbert	McConico	Scranton
Birkholz	Godchaux	Mead	Shackleton
Bisbee	Gosselin	Meyer	Sheltrown
Bishop	Hager	Middaugh	Shulman
Bogardus	Hale	Minore	Spade
Bovin	Hansen	Mortimer	Stamas
Bradstreet	Hardman	Murphy	Stewart
Brown, B.	Hart	Neumann	Switalski
Brown, C.	Howell	Newell	Tabor
Brown, R.	Hummel	O'Neil	Thomas
Callahan	Jacobs	Palmer	Toy
Cassis	Jamnick	Pappageorge	Van Woerkom
Caul	Jansen	Patterson	Vander Roest
Clark, I.	Jelinek	Pestka	Vander Veen
Clarke, H.	Johnson, Rick	Phillips	Vear
Daniels	Johnson, Ruth	Plakas	Voorhees
Dennis	Julian	Pumford	Waters

DeRossett
DeVuyst
DeWeese
Drolet
Ehardt
Faunce

Koetje
Kolb
Kooiman
Kowall
Kuipers
LaSata

Quarles
Rackowski
Reeves
Richardville
Richner

Williams
Wojno
Woodward
Woronchak
Zelenko

Nays—0

In The Chair: Julian

The House agreed to the title of the bill.
Rep. Richardville 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. 903, entitled

A bill to amend 1909 PA 269, entitled “An act to revise the laws relating to Michigan state university; and to prescribe the powers and duties of the board of trustees of Michigan state university,” by amending section 20 (MCL 390.120).

The bill was read a second time.

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

The motion prevailed.

Senate Bill No. 904, entitled

A bill to amend 1931 PA 96, entitled “An act to provide for the construction and maintenance of non-trunk line roads located within the limits of a United States forest,” by amending section 3 (MCL 249.33).

The bill was read a second time.

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

The motion prevailed.

Senate Bill No. 905, entitled

A bill to amend 1859 PA 143, entitled “An act relative to the university interest fund,” by amending section 1 (MCL 21.211).

The bill was read a second time.

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

The motion prevailed.

Senate Bill No. 906, entitled

A bill to amend 1901 PA 232, entitled “An act to extend aid to the Michigan state college of agriculture and applied science,” by amending section 4 (MCL 390.224); and to repeal acts and parts of acts.

The bill was read a second time.

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

The motion prevailed.

Senate Bill No. 907, entitled

A bill to amend 1925 PA 177, entitled “An act to protect and promote the public health and welfare, and to provide for the construction, maintenance and operation of hospitals and sanatoriums for the treatment of tuberculosis; and to make an appropriation therefor,” by amending sections 9 and 14 (MCL 332.159 and 332.164).

The bill was read a second time.

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

The motion prevailed.

Senate Bill No. 908, entitled

A bill to amend 1947 PA 4, entitled "An act to authorize and provide for the borrowing of \$270,000,000.00 to make payments to persons who served in the military, naval, marine or coast guard forces of the United States, including women serving in auxiliary branches thereof, or to their next of kin or estates, and the issuance of certain serial bonds and serial notes for such indebtedness; to create a veterans' military pay fund and a veterans' bond redemption fund; to pledge the full faith and credit of the state; to provide for the payment of principal and interest on such serial obligations; to make appropriations therefor; and to make such serial notes and serial bonds exempt from taxation," by amending section 1 (MCL 35.901).

The bill was read a second time.

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

The motion prevailed.

Senate Bill No. 909, entitled

A bill to amend 1947 PA 12, entitled "Veterans' military pay act," by amending section 8 (MCL 35.928).

The bill was read a second time.

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

The motion prevailed.

Senate Bill No. 910, entitled

A bill to amend 1955 PA 8, entitled "Korean veterans' military pay fund act of 1955," by amending sections 7 and 9 (MCL 35.977 and 35.979).

The bill was read a second time.

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

The motion prevailed.

Senate Bill No. 911, entitled

A bill to amend 1945 PA 72, entitled "An act to prevent the importation from other states, and the spread within this state, of all serious insect pests and contagious plant diseases and to provide for their repression and control, imposing certain powers and duties on the commissioner of agriculture; to prescribe penalties for the violation of the provisions of this act; and to repeal certain acts and parts of acts," by amending section 5 (MCL 286.255).

The bill was read a second time.

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

The motion prevailed.

Senate Bill No. 912, entitled

A bill to amend 1905 PA 311, entitled "An act with respect to the furnishing of bonds by state officers, their deputies, and officers of state institutions; to provide for the payment of the cost of such bonds, and to prescribe the places of filing the same," by amending sections 1 and 2 (MCL 15.71 to 15.72).

The bill was read a second time.

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

The motion prevailed.

Senate Bill No. 913, entitled

A bill to amend 1846 RS 60, entitled "Of the superintendence and disposition of the public lands," by amending section 19 (MCL 322.319).

The bill was read a second time.

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

The motion prevailed.

Senate Bill No. 915, entitled

A bill to amend 1933 PA 162, entitled "An act to provide for the levy of certain additional taxes in municipal school districts," by amending section 5 (MCL 211.255).

The bill was read a second time.

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

The motion prevailed.

Senate Bill No. 916, entitled

A bill to amend 1943 PA 92, entitled "An act to protect the interest of the public, acquired other than through taxation, in lands under the jurisdiction and control of the state land office board and department of conservation, and to make an appropriation therefor," by amending sections 1, 2, 3, and 4 (MCL 211.371, 211.372, 211.373, and 211.374).

The bill was read a second time.

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

The motion prevailed.

Senate Bill No. 918, entitled

A bill to amend 1897 PA 263, entitled "An act to authorize the auditor general to accept payment of taxes and charges from the owner of any description of land held by the state as state tax lands," by amending section 1 (MCL 211.541).

The bill was read a second time.

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

The motion prevailed.

House Bill No. 4428, entitled

A bill to amend 1976 PA 451, entitled "The revised school code," by amending section 1233 (MCL 380.1233), as amended by 2000 PA 288.

The bill was read a second time.

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

The motion prevailed.

Senate Bill No. 1057, entitled

A bill to amend 1925 PA 12, entitled "An act to provide for the laying out and establishing of additional trunk line mileage; to make all roads that have been improved as federal aid projects, and all roads that have been, or that may hereafter be, approved for federal aid, trunk line highways; to provide for the widening, altering or straightening of trunk line highways; to provide for the abandonment, alteration or change of any portion of the trunk line highway; and to repeal all acts and parts of acts inconsistent herewith," by repealing section 2 (MCL 250.112).

The bill was read a second time.

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

The motion prevailed.

Senate Bill No. 836, entitled

A bill to amend 1994 PA 325, entitled "The international tradeport development authority act," by amending section 16 (MCL 125.2536); and to repeal acts and parts of acts.

The bill was read a second time.

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

The motion prevailed.

Senate Bill No. 837, entitled

A bill to amend 1995 PA 280, entitled "An act to authorize local units of government to accept financial transaction device payments," by amending section 1 (MCL 129.221).

The bill was read a second time.

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

The motion prevailed.

Senate Bill No. 838, entitled

A bill to amend 1995 PA 266, entitled "An act to authorize and regulate credit card transactions involving local units of government, including the use of credit cards by officers and employees of local units of government; and to provide for powers and duties of certain state and local agencies, officers, and employees," by amending sections 1 and 2 (MCL 129.241 and 129.242), section 1 as amended by 2000 PA 169.

The bill was read a second time.

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

The motion prevailed.

Senate Bill No. 839, entitled

A bill to amend 1968 PA 2, entitled "Uniform budgeting and accounting act," by amending section 4 (MCL 141.424), as amended by 2000 PA 493.

The bill was read a second time.

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

The motion prevailed.

Senate Bill No. 1026, entitled

A bill to amend 1931 PA 328, entitled "The Michigan penal code," by repealing section 502 (MCL 750.502).

The bill was read a second time.

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

The motion prevailed.

Senate Bill No. 1027, entitled

A bill to amend 1931 PA 328, entitled "The Michigan penal code," by repealing section 41 (MCL 750.41).

The bill was read a second time.

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

The motion prevailed.

Senate Bill No. 1032, entitled

A bill to amend 1931 PA 328, entitled "The Michigan penal code," by repealing section 409 (MCL 750.409).

The bill was read a second time.

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

The motion prevailed.

Senate Bill No. 1034, entitled

A bill to amend 1931 PA 328, entitled "The Michigan penal code," by repealing section 348 (MCL 750.348).

The bill was read a second time.

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

The motion prevailed.

Senate Bill No. 1035, entitled

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

The bill was read a second time.

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

The motion prevailed.

Senate Bill No. 1037, entitled

A bill to amend 1931 PA 328, entitled "The Michigan penal code," by repealing section 494 (MCL 750.494).

The bill was read a second time.

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

The motion prevailed.

Senate Bill No. 1038, entitled

A bill to amend 1931 PA 328, entitled "The Michigan penal code," by repealing section 517 (MCL 750.517).

The bill was read a second time.

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

The motion prevailed.

Senate Bill No. 1039, entitled

A bill to amend 1931 PA 328, entitled "The Michigan penal code," by repealing section 516 (MCL 750.516).

The bill was read a second time.

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

The motion prevailed.

Senate Bill No. 1040, entitled

A bill to amend 1931 PA 328, entitled "The Michigan penal code," by repealing section 514 (MCL 750.514).
The bill was read a second time.

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

Senate Bill No. 1042, entitled

A bill to amend 1931 PA 328, entitled "The Michigan penal code," by repealing section 513 (MCL 750.513).
The bill was read a second time.

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

Senate Bill No. 1043, entitled

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending section 16x of chapter XVII (MCL 777.16x), as amended by 2000 PA 473.

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

The substitute (H-1) was not adopted, a majority of the members serving not voting therefor.

Rep. Faunce moved to substitute (H-2) the bill.

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

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

Senate Bill No. 1044, entitled

A bill to amend 1931 PA 328, entitled "The Michigan penal code," by repealing section 179 (MCL 750.179).
The bill was read a second time.

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

Senate Bill No. 1045, entitled

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

The bill was read a second time.

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

Senate Bill No. 1046, entitled

A bill to amend 1931 PA 328, entitled "The Michigan penal code," by repealing section 366 (MCL 750.366).
The bill was read a second time.

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

Senate Bill No. 1047, entitled

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

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

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

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

Senate Bill No. 1048, entitled

A bill to amend 1931 PA 328, entitled "The Michigan penal code," by repealing section 266 (MCL 750.266).
The bill was read a second time.

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

Senate Bill No. 1049, entitled

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

The bill was read a second time.

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

The motion prevailed.

—————

Rep. Vander Roest moved that Reps. Kowall and Toy 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. 939, entitled**

A bill to amend 1931 PA 328, entitled "The Michigan penal code," (MCL 750.1 to 750.568) by adding section 543r. (The bill was read a third time and postponed temporarily on March 7, see House Journal No. 22, p. 509.)

The question being on the passage of the bill,

Rep. Faunce moved to amend the bill as follows:

1. Amend page 2, following line 6, enacting section 1, after "effect" by striking out "May 1" and inserting "April 22". The motion was seconded and the amendment was adopted, a majority of the members serving voting therefor.

Reps. Faunce and McConico moved to amend the bill as follows:

1. Amend page 1, line 2, after "PRINT," by striking out the balance of the line through "SURVEILLANCE" on line 3 and inserting "AN ARCHITECTURAL OR ENGINEERING DIAGRAM, SECURITY PLAN, OR OTHER SIMILAR INFORMATION".

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. 377**Yeas—93**

Adamini	Garza	Lockwood	Rocca
Allen	George	Mans	Schauer
Anderson	Gielegem	McConico	Schermesser
Basham	Gilbert	Mead	Scranton
Bernero	Hager	Meyer	Shackleton
Birkholz	Hale	Middaugh	Sheltrown
Bisbee	Hansen	Minore	Shulman
Bogardus	Hardman	Mortimer	Spade
Bovin	Hart	Murphy	Stamas
Brown, B.	Howell	Neumann	Stewart
Brown, C.	Jacobs	Newell	Switalski
Brown, R.	Jamnick	O'Neil	Tabor
Callahan	Jelinek	Pappageorge	Thomas
Cassis	Johnson, Rick	Patterson	Van Woerkom
Caul	Johnson, Ruth	Pestka	Vander Roest
Clark, I.	Julian	Phillips	Vander Veen
Clarke, H.	Koetje	Plakas	Voorhees
Daniels	Kolb	Pumford	Waters
Dennis	Kooiman	Rackowski	Williams
DeRossett	Kuipers	Reeves	Wojno

Drolet
Ehardt
Faunce
Frank

LaSata
Lemmons
Lipse

Richardville
Richner
Rivet

Woodward
Woronchak
Zelenko

Nays—9

Bishop
Bradstreet
DeVuyst

Godchaux
Gosselin

Hummel
Jansen

Palmer
Vear

In The Chair: Julian

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

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

The House agreed to the full title.

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

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

Senate Bill No. 942, entitled

A bill to amend 1931 PA 328, entitled “The Michigan penal code,” (MCL 750.1 to 750.568) by adding section 543p. (The bill was read a third time and postponed temporarily on March 7, see House Journal No. 22, p. 510.)

The question being on the passage of the bill,

Rep. Faunce moved to substitute (H-2) the bill.

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

Rep. Faunce moved to amend the bill as follows:

1. Amend page 1, line 5, after “WILLFUL” by striking out “AND” and inserting a comma.
2. Amend page 1, line 5, after “DELIBERATE” by inserting a comma and “AND PREMEDITATED”.
3. Amend page 1, line 9, after “(B)” by inserting “AN ACT THAT THE PERSON KNOWS OR HAS REASON TO KNOW IS”.
4. Amend page 2, line 1, after “(C)” by inserting “AN ACT THAT IS”.

The motion was seconded.

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

Rep. Faunce moved that amendment Nos. 1 and 2 be considered separately.

The motion prevailed.

The question being on the adoption of amendment Nos. 1 and 2 offered by Rep. Faunce,

Rep. Faunce withdrew the amendments.

The question being on the adoption of amendment Nos. 3 and 4 offered by Rep. Faunce,

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

The question being on the passage of the bill,

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

Roll Call No. 378

Yeas—104

Adamini
Allen
Anderson
Basham

Frank
Garza
George
Gielegem

LaSata
Lemmons
Lipse
Lockwood

Richner
Rivet
Rocca
Schauer

Bernero	Gilbert	Mans	Schermesser
Birkholz	Godchaux	McConico	Scranton
Bisbee	Gosselin	Mead	Shackleton
Bishop	Hager	Meyer	Sheltrown
Bogardus	Hale	Middaugh	Shulman
Bovin	Hansen	Minore	Spade
Bradstreet	Hardman	Mortimer	Stamas
Brown, B.	Hart	Murphy	Stewart
Brown, C.	Howell	Neumann	Switalski
Brown, R.	Hummel	Newell	Tabor
Callahan	Jacobs	O'Neil	Thomas
Cassis	Jamnick	Palmer	Van Woerkom
Caul	Jansen	Pappageorge	Vander Roest
Clark, I.	Jelinek	Patterson	Vander Veen
Clarke, H.	Johnson, Rick	Pestka	Vear
Daniels	Johnson, Ruth	Phillips	Voorhees
Dennis	Julian	Plakas	Waters
DeRossett	Koetje	Pumford	Williams
DeVuyst	Kolb	Quarles	Wojno
Drolet	Kooiman	Rackowski	Woodward
Ehardt	Kowall	Reeves	Woronchak
Faunce	Kuipers	Richardville	Zelenko

Nays—0

In The Chair: Julian

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

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

The House agreed to the full title.

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

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

House Bill No. 4827, entitled

A bill to amend 1937 PA 345, entitled “Fire fighters and police officers retirement act,” by amending sections 6, 6a, and 6b (MCL 38.556, 38.556a, and 38.556b), section 6 as amended by 1991 PA 54, section 6a as amended by 1982 PA 145, and section 6b as added by 1986 PA 30.

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

Roll Call No. 379**Yeas—104**

Adamini	Frank	LaSata	Richner
Allen	Garza	Lemmons	Rivet
Anderson	George	Lipsey	Rocca
Basham	Gielegem	Lockwood	Schauer
Bernero	Gilbert	Mans	Schermesser
Birkholz	Godchaux	McConico	Scranton
Bisbee	Gosselin	Mead	Shackleton
Bishop	Hager	Meyer	Sheltrown
Bogardus	Hale	Middaugh	Shulman

Bovin	Hansen	Minore	Spade
Bradstreet	Hardman	Mortimer	Stamas
Brown, B.	Hart	Murphy	Stewart
Brown, C.	Howell	Neumann	Switalski
Brown, R.	Hummel	Newell	Tabor
Callahan	Jacobs	O'Neil	Thomas
Cassis	Jamnick	Palmer	Van Woerkom
Caul	Jansen	Pappageorge	Vander Roest
Clark, I.	Jelinek	Patterson	Vander Veen
Clarke, H.	Johnson, Rick	Pestka	Vear
Daniels	Johnson, Ruth	Phillips	Voorhees
Dennis	Julian	Plakas	Waters
DeRossett	Koetje	Pumford	Williams
DeVuyst	Kolb	Quarles	Wojno
Drolet	Kooiman	Raczkowski	Woodward
Ehardt	Kowall	Reeves	Woronchak
Faunce	Kuipers	Richardville	Zelenko

Nays—0

In The Chair: Julian

The House agreed to the title of the bill.

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

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

Senate Bill No. 934, entitled

A bill to amend 1945 PA 327, entitled "Aeronautics code of the state of Michigan," (MCL 259.1 to 259.208) by adding section 85a.

The bill was read a third time.

The question being on the passage of the bill,

Rep. Gilbert moved to amend the bill as follows:

1. Amend page 2, line 1, after "CHECKS." by inserting "THE FLIGHT SCHOOL MAY CHARGE THE FLIGHT SCHOOL APPLICANT A FEE FOR THE CRIMINAL HISTORY CHECK AND THE CRIMINAL RECORDS CHECK."

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. 380**Yeas—102**

Adamini	Frank	Lemmons	Richner
Allen	Garza	Lipsey	Rivet
Anderson	George	Lockwood	Rocca
Basham	Gielegem	Mans	Schauer
Bernero	Gilbert	McConico	Schermesser
Birkholz	Godchaux	Mead	Scranton
Bisbee	Hager	Meyer	Shackleton
Bishop	Hale	Middaugh	Sheltrown
Bogardus	Hansen	Minore	Shulman
Bovin	Hardman	Mortimer	Spade
Brown, B.	Hart	Murphy	Stamas

Brown, C.	Howell	Neumann	Stewart
Brown, R.	Hummel	Newell	Switalski
Callahan	Jacobs	O'Neil	Tabor
Cassis	Jamnack	Palmer	Thomas
Caul	Jansen	Pappageorge	Van Woerkom
Clark, I.	Jelinek	Patterson	Vander Roest
Clarke, H.	Johnson, Rick	Pestka	Vander Veen
Daniels	Johnson, Ruth	Phillips	Voorhees
Dennis	Julian	Plakas	Waters
DeRossett	Koetje	Pumford	Williams
DeVuyst	Kolb	Quarles	Wojno
DeWeese	Kooiman	Raczkowski	Woodward
Drolet	Kowall	Reeves	Woronchak
Ehardt	Kuipers	Richardville	Zelenko
Faunce	LaSata		

Nays—3

Bradstreet	Gosselin	Vear
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In The Chair: Julian

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

“An act relating to aeronautics in this state; providing for the development and regulation thereof; creating a state aeronautics commission; prescribing powers and duties; providing for the licensing, or registration, or supervision and control of all aircraft, airports and landing fields, schools of aviation, flying clubs, airmen, aviation instructors, airport managers, manufacturers, dealers, and commercial operation in intrastate commerce; providing for rules pertaining thereto; prescribing a privilege tax for the use of the aeronautical facilities on the lands and waters of this state; providing for the acquisition, development, and operation of airports, landing fields, and other aeronautical facilities by the state and by political subdivisions; providing jurisdiction of crimes, torts, and contracts; providing police powers for those entrusted to enforce this act; providing for civil liability of owners, operators, and others; making hunting from aircraft unlawful; providing for repair station operators lien; providing for appeals from rules or orders issued by the commission; providing for the transfer from the Michigan board of aeronautics to the aeronautics commission all properties and funds held by the board of aeronautics; providing for a state aeronautics fund and making an appropriation therefor; prescribing penalties; and making uniform the law with reference to state development and regulation of aeronautics.”

The House agreed to the full title.

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

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

Rep. Vander Roest moved that Rep. Hart be excused temporarily from today's session.

The motion prevailed.

Senate Bill No. 1006, entitled

A bill to amend 1945 PA 327, entitled “Aeronautics code of the state of Michigan,” by amending section 85 (MCL 259.85), as amended by 1996 PA 370.

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

Roll Call No. 381

Yeas—104

Adamini	Faunce	LaSata	Richner
Allen	Frank	Lemmons	Rivet

Anderson	Garza	Lipsey	Rocca
Basham	George	Lockwood	Schauer
Bernero	Gielegem	Mans	Schermesser
Birkholz	Gilbert	McConico	Scranton
Bisbee	Godchaux	Mead	Shackleton
Bishop	Gosselin	Meyer	Sheltrown
Bogardus	Hager	Middaugh	Shulman
Bovin	Hale	Minore	Spade
Bradstreet	Hansen	Mortimer	Stamas
Brown, B.	Hardman	Murphy	Stewart
Brown, C.	Howell	Neumann	Switalski
Brown, R.	Hummel	Newell	Tabor
Callahan	Jacobs	O'Neil	Thomas
Cassis	Jamnick	Palmer	Van Woerkom
Caul	Jansen	Pappageorge	Vander Roest
Clark, I.	Jelinek	Patterson	Vander Veen
Clarke, H.	Johnson, Rick	Pestka	Vear
Daniels	Johnson, Ruth	Phillips	Voorhees
Dennis	Julian	Plakas	Waters
DeRossett	Koetje	Pumford	Williams
DeVuyst	Kolb	Quarles	Wojno
DeWeese	Kooiman	Raczkowski	Woodward
Drolet	Kowall	Reeves	Woronchak
Ehardt	Kuipers	Richardville	Zelenko

Nays—0

In The Chair: Julian

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

“An act relating to aeronautics in this state; providing for the development and regulation thereof; creating a state aeronautics commission; prescribing powers and duties; providing for the licensing, or registration, or supervision and control of all aircraft, airports and landing fields, schools of aviation, flying clubs, airmen, aviation instructors, airport managers, manufacturers, dealers, and commercial operation in intrastate commerce; providing for rules pertaining thereto; prescribing a privilege tax for the use of the aeronautical facilities on the lands and waters of this state; providing for the acquisition, development, and operation of airports, landing fields, and other aeronautical facilities by the state, by political subdivisions, or by public airport authorities; providing for the incorporation of public airport authorities and providing for the powers, duties, and obligations of public airport authorities; providing for the transfer of airport management to public airport authorities, including the transfer of airport liabilities, employees, and operational jurisdiction; providing jurisdiction of crimes, torts, and contracts; providing police powers for those entrusted to enforce this act; providing for civil liability of owners, operators, and others; making hunting from aircraft unlawful; providing for repair station operators lien; providing for appeals from rules or orders issued by the commission; providing for the transfer from the Michigan board of aeronautics to the aeronautics commission all properties and funds held by the board of aeronautics; providing for a state aeronautics fund and making an appropriation therefor; prescribing penalties; and making uniform the law with reference to state development and regulation of aeronautics.”

The House agreed to the full title.

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

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

Senate Bill No. 946, entitled

A bill to amend 1927 PA 175, entitled “The code of criminal procedure,” by amending sections 22, 31, 37, and 49 of chapter XVII (MCL 777.22, 777.31, 777.37, and 777.49), section 22 as amended by 2000 PA 279, sections 31 and 49 as amended by 2001 PA 136, and section 37 as added by 1998 PA 317, and by adding section 49a.

The bill was read a third time.

The question being on the passage of the bill,

Rep. Faunce moved to amend the bill as follows:

1. Amend page 6, line 15, after "effect" by striking out "May 1" and inserting "April 22".

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. 382

Yeas—106

Adamini	Frank	Lemmons	Rivet
Allen	Garza	Lipsey	Rocca
Anderson	George	Lockwood	Schauer
Basham	Gielegem	Mans	Schermesser
Bernero	Gilbert	McConico	Scranton
Birkholz	Godchaux	Mead	Shackleton
Bisbee	Gosselin	Meyer	Sheltrown
Bishop	Hager	Middaugh	Shulman
Bogardus	Hale	Minore	Spade
Bovin	Hansen	Mortimer	Stamas
Bradstreet	Hardman	Murphy	Stewart
Brown, B.	Hart	Neumann	Switalski
Brown, C.	Howell	Newell	Tabor
Brown, R.	Hummel	O'Neil	Thomas
Callahan	Jacobs	Palmer	Toy
Cassis	Jamnick	Pappageorge	Van Woerkom
Caul	Jansen	Patterson	Vander Roest
Clark, I.	Jelinek	Pestka	Vander Veen
Clarke, H.	Johnson, Rick	Phillips	Vear
Daniels	Johnson, Ruth	Plakas	Voorhees
Dennis	Julian	Pumford	Waters
DeRossett	Koetje	Quarles	Williams
DeVuyst	Kolb	Rackowski	Wojno
DeWeese	Kooiman	Reeves	Woodward
Drolet	Kowall	Richardville	Woronchak
Ehardt	Kuipers	Richner	Zelenko
Faunce	LaSata		

Nays—0

In The Chair: Julian

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

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

A bill to amend 1927 PA 175, entitled "An act to revise, consolidate, and codify the laws relating to criminal procedure and to define the jurisdiction, powers, and duties of courts, judges, and other officers of the court under the provisions of this act; to provide laws relative to the rights of persons accused of criminal offenses and ordinance violations; to provide for the arrest of persons charged with or suspected of criminal offenses and ordinance violations; to provide for bail of persons arrested for or accused of criminal offenses and ordinance violations; to provide for the examination of persons accused of criminal offenses; to regulate the procedure relative to grand juries, indictments, informations, and proceedings before trial; to provide for trials of persons complained of or indicted for criminal offenses and ordinance violations and to provide for the procedure in those trials; to provide for judgments and sentences of persons convicted of criminal offenses and ordinance violations; to establish a sentencing commission and to prescribe its powers and duties; to provide for procedure relating to new trials and appeals in criminal and ordinance violation cases; to provide a uniform system of probation throughout this state and the appointment of probation officers; to prescribe the powers, duties, and compensation of probation officers; to provide penalties for the violation

of the duties of probation officers; to provide for procedure governing proceedings to prevent crime and proceedings for the discovery of crime; to provide for fees of officers, witnesses, and others in criminal and ordinance violation cases; to set forth miscellaneous provisions as to criminal procedure in certain cases; to provide penalties for the violation of certain provisions of this act; and to repeal all acts and parts of acts inconsistent with or contravening any of the provisions of this act," by amending sections 31, 37, and 49 of chapter XVII (MCL 777.31, 777.37, and 777.49), sections 31 and 49 as amended by 2001 PA 136 and section 37 as added by 1998 PA 317, and by adding section 49a.

The motion prevailed.

The House agreed to the title as amended.

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

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

Rep. Spade moved that Rep. O'Neil be excused temporarily from today's session.

The motion prevailed.

Senate Bill No. 949, entitled

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending section 1f of chapter IX (MCL 769.1f), as amended by 2001 PA 208.

The bill was read a third time.

The question being on the passage of the bill,

Rep. Faunce moved to amend the bill as follows:

1. Amend page 7, following line 11, enacting section 1, after "effect" by striking out "May 1" and inserting "April 22".

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. 383

Yeas—104

Adamini	Faunce	LaSata	Richner
Allen	Frank	Lemmons	Rocca
Anderson	George	Lipsey	Schauer
Basham	Gielegem	Lockwood	Schermesser
Bernero	Gilbert	Mans	Scranton
Birkholz	Godchaux	McConico	Shackleton
Bisbee	Gosselin	Mead	Sheltrown
Bishop	Hager	Meyer	Shulman
Bogardus	Hale	Middaugh	Spade
Bovin	Hansen	Minore	Stamas
Bradstreet	Hardman	Mortimer	Stewart
Brown, B.	Hart	Murphy	Switalski
Brown, C.	Howell	Neumann	Tabor
Brown, R.	Hummel	Newell	Thomas
Callahan	Jacobs	O'Neil	Toy
Cassis	Jamnick	Palmer	Van Woerkom
Caul	Jansen	Pappageorge	Vander Roest
Clark, I.	Jelinek	Patterson	Vander Veen
Clarke, H.	Johnson, Rick	Pestka	Vear
Daniels	Johnson, Ruth	Phillips	Voorhees
Dennis	Julian	Plakas	Waters
DeRossett	Koetje	Pumford	Williams
DeVuyst	Kolb	Quarles	Wojno
DeWeese	Kooiman	Rackowski	Woodward

Drolet
Ehardt

Kowall
Kuipers

Reeves
Richardville

Woronchak
Zelenko

Nays—0

In The Chair: Julian

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

“An act to revise, consolidate, and codify the laws relating to criminal procedure and to define the jurisdiction, powers, and duties of courts, judges, and other officers of the court under the provisions of this act; to provide laws relative to the rights of persons accused of criminal offenses and ordinance violations; to provide for the arrest of persons charged with or suspected of criminal offenses and ordinance violations; to provide for bail of persons arrested for or accused of criminal offenses and ordinance violations; to provide for the examination of persons accused of criminal offenses; to regulate the procedure relative to grand juries, indictments, informations, and proceedings before trial; to provide for trials of persons complained of or indicted for criminal offenses and ordinance violations and to provide for the procedure in those trials; to provide for judgments and sentences of persons convicted of criminal offenses and ordinance violations; to establish a sentencing commission and to prescribe its powers and duties; to provide for procedure relating to new trials and appeals in criminal and ordinance violation cases; to provide a uniform system of probation throughout this state and the appointment of probation officers; to prescribe the powers, duties, and compensation of probation officers; to provide penalties for the violation of the duties of probation officers; to provide for procedure governing proceedings to prevent crime and proceedings for the discovery of crime; to provide for fees of officers, witnesses, and others in criminal and ordinance violation cases; to set forth miscellaneous provisions as to criminal procedure in certain cases; to provide penalties for the violation of certain provisions of this act; and to repeal all acts and parts of acts inconsistent with or contravening any of the provisions of this act.”

The House agreed to the full title.

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

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

Rep. Jacobs moved that Rep. Murphy be excused temporarily from today’s session.

The motion prevailed.

Senate Bill No. 948, entitled

A bill to amend 1927 PA 175, entitled “The code of criminal procedure,” by amending section 24 of chapter VII (MCL 767.24), as amended by 2001 PA 6.

The bill was read a third time.

The question being on the passage of the bill,

Rep. Faunce moved to amend the bill as follows:

1. Amend page 3, following line 2, enacting section 1, after “effect” by striking out “May 1” and inserting “April 22”.

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. 384

Yeas—105

Adamini
Allen
Anderson
Basham

Frank
Garza
George
Gielegem

LaSata
Lemmons
Lipsey
Lockwood

Rivet
Rocca
Schauer
Schermesser

Bernero	Gilbert	Mans	Scranton
Birkholz	Godchaux	McConico	Shackleton
Bisbee	Gosselin	Mead	Sheltrown
Bishop	Hager	Meyer	Shulman
Bogardus	Hale	Middaugh	Spade
Bovin	Hansen	Minore	Stamas
Bradstreet	Hardman	Mortimer	Stewart
Brown, B.	Hart	Neumann	Switalski
Brown, C.	Howell	Newell	Tabor
Brown, R.	Hummel	O'Neil	Thomas
Callahan	Jacobs	Palmer	Toy
Cassis	Jamnick	Pappageorge	Van Woerkom
Caul	Jansen	Patterson	Vander Roest
Clark, I.	Jelinek	Pestka	Vander Veen
Clarke, H.	Johnson, Rick	Phillips	Vear
Daniels	Johnson, Ruth	Plakas	Voorhees
Dennis	Julian	Pumford	Waters
DeRossett	Koetje	Quarles	Williams
DeVuyst	Kolb	Raczkowski	Wojno
DeWeese	Kooiman	Reeves	Woodward
Drolet	Kowall	Richardville	Woronchak
Ehardt	Kuipers	Richner	Zelenko
Faunce			

Nays—0

In The Chair: Julian

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

“An act to revise, consolidate, and codify the laws relating to criminal procedure and to define the jurisdiction, powers, and duties of courts, judges, and other officers of the court under the provisions of this act; to provide laws relative to the rights of persons accused of criminal offenses and ordinance violations; to provide for the arrest of persons charged with or suspected of criminal offenses and ordinance violations; to provide for bail of persons arrested for or accused of criminal offenses and ordinance violations; to provide for the examination of persons accused of criminal offenses; to regulate the procedure relative to grand juries, indictments, informations, and proceedings before trial; to provide for trials of persons complained of or indicted for criminal offenses and ordinance violations and to provide for the procedure in those trials; to provide for judgments and sentences of persons convicted of criminal offenses and ordinance violations; to establish a sentencing commission and to prescribe its powers and duties; to provide for procedure relating to new trials and appeals in criminal and ordinance violation cases; to provide a uniform system of probation throughout this state and the appointment of probation officers; to prescribe the powers, duties, and compensation of probation officers; to provide penalties for the violation of the duties of probation officers; to provide for procedure governing proceedings to prevent crime and proceedings for the discovery of crime; to provide for fees of officers, witnesses, and others in criminal and ordinance violation cases; to set forth miscellaneous provisions as to criminal procedure in certain cases; to provide penalties for the violation of certain provisions of this act; and to repeal all acts and parts of acts inconsistent with or contravening any of the provisions of this act.”

The House agreed to the full title.

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

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

Rep. Sheltrown moved that Rep. Neumann be excused temporarily from today's session.
The motion prevailed.

Senate Bill No. 995, entitled

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

The bill was read a third time.

The question being on the passage of the bill,

Rep. Faunce moved to amend the bill as follows:

1. Amend page 3, following line 12, enacting section 1, after "effect" by striking out "May 1" and inserting "April 22". 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. 385**Yeas—99**

Allen	George	Lemmons	Rocca
Anderson	Gielegem	Lipsey	Schauer
Basham	Gilbert	Lockwood	Schermesser
Bernero	Godchaux	Mans	Scranton
Birkholz	Gosselin	McConico	Shackleton
Bisbee	Hager	Mead	Sheltrown
Bishop	Hale	Meyer	Shulman
Bogardus	Hansen	Middaugh	Spade
Bovin	Hardman	Minore	Stamas
Bradstreet	Hart	Mortimer	Stewart
Brown, B.	Howell	Newell	Switalski
Brown, C.	Hummel	O'Neil	Tabor
Callahan	Jacobs	Palmer	Toy
Cassis	Jamnick	Pappageorge	Van Woerkom
Caul	Jansen	Patterson	Vander Roest
Clark, I.	Jelinek	Pestka	Vander Veen
Clarke, H.	Johnson, Rick	Phillips	Vear
Daniels	Johnson, Ruth	Plakas	Voorhees
DeRossett	Julian	Pumford	Waters
DeVuyst	Koetje	Quarles	Williams
DeWeese	Kolb	Rackowski	Wojno
Drolet	Kooiman	Reeves	Woodward
Ehardt	Kowall	Richardville	Woronchak
Faunce	Kuipers	Richner	Zelenko
Garza	LaSata	Rivet	

Nays—0

In The Chair: Julian

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

"An act to revise, consolidate, and codify the laws relating to criminal procedure and to define the jurisdiction, powers, and duties of courts, judges, and other officers of the court under the provisions of this act; to provide laws relative to the rights of persons accused of criminal offenses and ordinance violations; to provide for the arrest of persons charged with or suspected of criminal offenses and ordinance violations; to provide for bail of persons arrested for or accused of criminal offenses and ordinance violations; to provide for the examination of persons accused of criminal offenses; to regulate the procedure relative to grand juries, indictments, informations, and proceedings before trial; to provide for trials of persons complained of or indicted for criminal offenses and ordinance violations and to provide for the procedure in those trials; to provide for judgments and sentences of persons convicted of criminal offenses and ordinance violations; to establish a sentencing commission and to prescribe its powers and duties; to

provide for procedure relating to new trials and appeals in criminal and ordinance violation cases; to provide a uniform system of probation throughout this state and the appointment of probation officers; to prescribe the powers, duties, and compensation of probation officers; to provide penalties for the violation of the duties of probation officers; to provide for procedure governing proceedings to prevent crime and proceedings for the discovery of crime; to provide for fees of officers, witnesses, and others in criminal and ordinance violation cases; to set forth miscellaneous provisions as to criminal procedure in certain cases; to provide penalties for the violation of certain provisions of this act; and to repeal all acts and parts of acts inconsistent with or contravening any of the provisions of this act.”.

The House agreed to the full title.

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

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

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

The motion prevailed.

Senate Bill No. 996, entitled

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

The bill was read a third time.

The question being on the passage of the bill,

Rep. Faunce moved to amend the bill as follows:

1. Amend page 3, line 4, after “effect” by striking out “May 1” and inserting “April 22”.

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. 386

Yeas—104

Adamini	Faunce	LaSata	Rivet
Allen	Frank	Lemmons	Rocca
Anderson	Garza	Lipsey	Schauer
Basham	George	Lockwood	Schermesser
Bernero	Gielegghem	Mans	Scranton
Birkholz	Gilbert	McConico	Shackleton
Bisbee	Godchaux	Mead	Sheltrown
Bishop	Hager	Meyer	Shulman
Bogardus	Hale	Middaugh	Spade
Bovin	Hansen	Minore	Stamas
Bradstreet	Hardman	Mortimer	Stewart
Brown, B.	Hart	Neumann	Switalski
Brown, C.	Howell	Newell	Tabor
Brown, R.	Hummel	O’Neil	Thomas
Callahan	Jacobs	Palmer	Toy
Cassis	Jamnack	Pappageorge	Van Woerkom
Caul	Jansen	Patterson	Vander Roest
Clark, I.	Jelinek	Pestka	Vander Veen
Clarke, H.	Johnson, Rick	Phillips	Vear
Daniels	Johnson, Ruth	Plakas	Voorhees
Dennis	Julian	Pumford	Waters
DeRossett	Koetje	Quarles	Williams
DeVuyst	Kolb	Rackowski	Wojno
DeWeese	Kooiman	Reeves	Woodward

Drolet
Ehardt

Kowall
Kuipers

Richardville
Richner

Woronchak
Zelenko

Nays—0

In The Chair: Julian

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

“An act to revise, consolidate, and codify the laws relating to criminal procedure and to define the jurisdiction, powers, and duties of courts, judges, and other officers of the court under the provisions of this act; to provide laws relative to the rights of persons accused of criminal offenses and ordinance violations; to provide for the arrest of persons charged with or suspected of criminal offenses and ordinance violations; to provide for bail of persons arrested for or accused of criminal offenses and ordinance violations; to provide for the examination of persons accused of criminal offenses; to regulate the procedure relative to grand juries, indictments, informations, and proceedings before trial; to provide for trials of persons complained of or indicted for criminal offenses and ordinance violations and to provide for the procedure in those trials; to provide for judgments and sentences of persons convicted of criminal offenses and ordinance violations; to establish a sentencing commission and to prescribe its powers and duties; to provide for procedure relating to new trials and appeals in criminal and ordinance violation cases; to provide a uniform system of probation throughout this state and the appointment of probation officers; to prescribe the powers, duties, and compensation of probation officers; to provide penalties for the violation of the duties of probation officers; to provide for procedure governing proceedings to prevent crime and proceedings for the discovery of crime; to provide for fees of officers, witnesses, and others in criminal and ordinance violation cases; to set forth miscellaneous provisions as to criminal procedure in certain cases; to provide penalties for the violation of certain provisions of this act; and to repeal all acts and parts of acts inconsistent with or contravening any of the provisions of this act.”.

The House agreed to the full title.

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

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

Senate Bill No. 997, entitled

A bill to amend 1931 PA 328, entitled “The Michigan penal code,” by amending section 159g (MCL 750.159g), as amended by 1997 PA 75.

The bill was read a third time.

The question being on the passage of the bill,

Rep. Faunce moved to amend the bill as follows:

1. Amend page 5, following line 4, enacting section 1, after “effect” by striking out “May 1” and inserting “April 22”.

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. 387

Yeas—103

Adamini
Allen
Anderson
Basham
Bernero
Birkholz
Bisbee
Bishop
Bogardus
Bovin
Bradstreet
Brown, B.

Frank
Garza
George
Gielegem
Gilbert
Godchaux
Gosselin
Hager
Hale
Hansen
Hardman
Hart

LaSata
Lemmons
Lipsey
Lockwood
Mans
McConico
Mead
Meyer
Middaugh
Minore
Mortimer
Neumann

Rocca
Schauer
Schermesser
Scranton
Shackleton
Sheltrown
Shulman
Spade
Stamas
Stewart
Switalski
Tabor

Brown, C.	Howell	Newell	Thomas
Brown, R.	Hummel	O'Neil	Toy
Callahan	Jacobs	Palmer	Van Woerkom
Cassis	Jamnack	Pappageorge	Vander Roest
Caul	Jansen	Patterson	Vander Veen
Clarke, H.	Jelinek	Pestka	Vear
Daniels	Johnson, Rick	Phillips	Voorhees
Dennis	Johnson, Ruth	Pumford	Waters
DeRossett	Julian	Quarles	Williams
DeVuyst	Koetje	Rackowski	Wojno
DeWeese	Kolb	Reeves	Woodward
Drolet	Kooiman	Richardville	Woronchak
Ehardt	Kowall	Richner	Zelenko
Faunce	Kuipers	Rivet	

Nays—0

In The Chair: Julian

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

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

The House agreed to the full title.

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

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

House Bill No. 5466, entitled

A bill to amend 1954 PA 116, entitled “Michigan election law,” by amending sections 46, 544c, 552, 590f, 590h, and 759 (MCL 168.46, 168.544c, 168.552, 168.590f, 168.590h, and 168.759), section 544c as amended by 1999 PA 219, section 552 as amended by 1999 PA 220, sections 590f and 590h as added by 1988 PA 116, and section 759 as amended by 1995 PA 261.

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

Roll Call No. 388

Yeas—104

Adamini	Faunce	Kuipers	Rivet
Allen	Frank	LaSata	Rocca
Anderson	Garza	Lemmons	Schauer
Basham	George	Lipsey	Schermesser
Bernero	Gielegem	Lockwood	Scranton
Birkholz	Gilbert	Mans	Shackleton
Bisbee	Godchaux	McConico	Sheltrown
Bishop	Gosselin	Mead	Shulman
Bogardus	Hager	Meyer	Spade
Bovin	Hale	Middaugh	Stamas
Bradstreet	Hansen	Minore	Stewart
Brown, B.	Hardman	Mortimer	Switalski
Brown, C.	Hart	Neumann	Tabor
Brown, R.	Howell	Newell	Thomas
Callahan	Hummel	O'Neil	Toy
Cassis	Jacobs	Palmer	Van Woerkom

Caul	Jamnick	Pappageorge	Vander Roest
Clark, I.	Jansen	Patterson	Vander Veen
Clarke, H.	Jelinek	Pestka	Vear
Daniels	Johnson, Rick	Phillips	Voorhees
Dennis	Johnson, Ruth	Pumford	Waters
DeRossett	Julian	Quarles	Williams
DeVuyst	Koetje	Rackowski	Wojno
DeWeese	Kolb	Reeves	Woodward
Drolet	Kooiman	Richardville	Woronchak
Ehardt	Kowall	Richner	Zelenko

Nays—0

In The Chair: Julian

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

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

A bill to amend 1954 PA 116, entitled "Michigan election law," by amending sections 46, 544c, and 590h (MCL 168.46, 168.544c, and 168.590h), section 544c as amended by 1999 PA 219 and section 590h as added by 1988 PA 116.

The motion prevailed.

The House agreed to the title as amended.

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

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

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

"Mr. Speaker and members of the House:

I was absent from the Chamber when the vote was taken on Roll Call No. 385. Had I been present, I would have voted 'yea'."

Senate Bill No. 811, entitled

A bill to amend 1941 PA 205, entitled "An act to provide for the construction, establishment, opening, use, discontinuing, vacating, closing, altering, improvement, and maintenance of limited access highways and facilities ancillary to those highways; to permit the acquiring of property and property rights and the closing or other treatment of intersecting roads for these purposes; to provide for the borrowing of money and for the issuing of bonds or notes payable from special funds for the acquisition, construction or improvement of such highways; and to provide for the receipt and expenditure of funds generated from the facilities," by amending section 2 (MCL 252.52), as amended by 2001 PA 47.

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

Roll Call No. 389

Yeas—103

Adamini	Frank	LaSata	Rocca
Allen	Garza	Lemmons	Schauer
Anderson	George	Lipsev	Schermesser
Basham	Gielegem	Lockwood	Scranton
Bernero	Gilbert	Mans	Shackleton
Birkholz	Godchaux	McConico	Sheltrown
Bisbee	Gosselin	Mead	Shulman
Bishop	Hager	Meyer	Spade

Bogardus	Hale	Middaugh	Stamas
Bovin	Hansen	Minore	Stewart
Bradstreet	Hardman	Mortimer	Switalski
Brown, B.	Hart	Neumann	Tabor
Brown, C.	Howell	Newell	Thomas
Brown, R.	Hummel	O'Neil	Toy
Callahan	Jacobs	Palmer	Van Woerkom
Cassis	Jamnick	Pappageorge	Vander Roest
Caul	Jansen	Patterson	Vander Veen
Clark, I.	Jelinek	Pestka	Vear
Clarke, H.	Johnson, Rick	Phillips	Voorhees
Daniels	Johnson, Ruth	Pumford	Waters
Dennis	Julian	Quarles	Williams
DeRossett	Koetje	Raczkowski	Wojno
DeVuyst	Kolb	Reeves	Woodward
DeWeese	Kooiman	Richardville	Woronchak
Ehardt	Kowall	Richner	Zelenko
Faunce	Kuipers	Rivet	

Nays—1

Drolet

In The Chair: Julian

The House agreed to the title of the bill.

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

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

Rep. Vander Roest moved that Rep. Scranton be excused temporarily from today's session.

The motion prevailed.

Rep. Anderson moved that Rep. Plakas be excused temporarily from today's session.

The motion prevailed.

Senate Bill No. 812, entitled

A bill to amend 1925 PA 368, entitled "An act to prohibit obstructions and encroachments on public highways, to provide for the removal thereof, to prescribe the conditions under which telegraph, telephone, power, and other public utility companies, cable television companies and municipalities may enter upon, construct and maintain telegraph, telephone, power or cable television lines, pipe lines, wires, cables, poles, conduits, sewers and like structures upon, over, across or under public roads, bridges, streets and waters and to provide penalties for the violation of this act," by amending section 13 (MCL 247.183), as amended by 1994 PA 306, and by adding section 1a.

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

Roll Call No. 390

Yeas—103

Adamini	Faunce	Kuipers	Rivet
Allen	Frank	LaSata	Rocca

Anderson	Garza	Lemmons	Schauer
Basham	George	Lipsey	Schermesser
Bernero	Gielegem	Lockwood	Shackleton
Birkholz	Gilbert	Mans	Sheltrown
Bisbee	Godchaux	McConico	Shulman
Bishop	Gosselin	Mead	Spade
Bogardus	Hager	Meyer	Stamas
Bovin	Hale	Middaugh	Stewart
Bradstreet	Hansen	Minore	Switalski
Brown, B.	Hardman	Mortimer	Tabor
Brown, C.	Hart	Neumann	Thomas
Brown, R.	Howell	Newell	Toy
Callahan	Hummel	O'Neil	Van Woerkom
Cassis	Jacobs	Palmer	Vander Roest
Caul	Jamnick	Pappageorge	Vander Veen
Clark, I.	Jansen	Patterson	Vear
Clarke, H.	Jelinek	Pestka	Voorhees
Daniels	Johnson, Rick	Phillips	Waters
Dennis	Johnson, Ruth	Pumford	Williams
DeRossett	Julian	Quarles	Wojno
DeVuyst	Koetje	Rackowski	Woodward
DeWeese	Kolb	Reeves	Woronchak
Drolet	Kooiman	Richardville	Zelenko
Ehardt	Kowall	Richner	

Nays—0

In The Chair: Julian

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

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

Senate Bill No. 971, entitled

A bill to amend 1893 PA 206, entitled "The general property tax act," by amending section 87c (MCL 211.87c), as amended by 1999 PA 123; 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. 391

Yeas—103

Adamini	Faunce	Kuipers	Rocca
Allen	Frank	LaSata	Schauer
Anderson	Garza	Lemmons	Schermesser
Basham	George	Lipsey	Scranton
Bernero	Gielegem	Mans	Shackleton
Birkholz	Gilbert	McConico	Sheltrown

Bisbee	Godchaux	Mead	Shulman
Bishop	Gosselin	Meyer	Spade
Bogardus	Hager	Middaugh	Stamas
Bovin	Hale	Minore	Stewart
Bradstreet	Hansen	Mortimer	Switalski
Brown, B.	Hardman	Neumann	Tabor
Brown, C.	Hart	Newell	Thomas
Brown, R.	Howell	O'Neil	Toy
Callahan	Hummel	Palmer	Van Woerkom
Cassis	Jacobs	Pappageorge	Vander Roest
Caul	Jamnick	Patterson	Vander Veen
Clark, I.	Jansen	Pestka	Vear
Clarke, H.	Jelinek	Phillips	Voorhees
Daniels	Johnson, Rick	Pumford	Waters
Dennis	Johnson, Ruth	Quarles	Williams
DeRossett	Julian	Rackowski	Wojno
DeVuyst	Koetje	Reeves	Woodward
DeWeese	Kolb	Richardville	Woronchak
Drolet	Kooiman	Richner	Zelenko
Ehardt	Kowall	Rivet	

Nays—0

In The Chair: Julian

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

“An act to provide for the assessment of rights and interests, including leasehold interests, in property and the levy and collection of taxes on property, and for the collection of taxes levied; making those taxes a lien on the property taxed, establishing and continuing the lien, providing for the sale or forfeiture and conveyance of property delinquent for taxes, and for the inspection and disposition of lands bid off to the state and not redeemed or purchased; to provide for the establishment of a delinquent tax revolving fund and the borrowing of money by counties and the issuance of notes; to define and limit the jurisdiction of the courts in proceedings in connection with property delinquent for taxes; to limit the time within which actions may be brought; to prescribe certain limitations with respect to rates of taxation; to prescribe certain powers and duties of certain officers, departments, agencies, and political subdivisions of this state; to provide for certain reimbursements of certain expenses incurred by units of local government; to provide penalties for the violation of this act; and to repeal acts and parts of acts.”.

The House agreed to the full title.

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

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

Senate Bill No. 973, entitled

A bill to amend 1893 PA 206, entitled “The general property tax act,” by amending section 89 (MCL 211.89), as amended by 1982 PA 503.

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

Roll Call No. 392

Yeas—105

Adamini	Frank	LaSata	Rivet
Allen	Garza	Lemmons	Rocca
Anderson	George	Lipsey	Schauer
Basham	Gielegem	Lockwood	Schermesser
Bernero	Gilbert	Mans	Scranton
Birkholz	Godchaux	McConico	Shackleton

Bisbee	Gosselin	Mead	Sheltrown
Bishop	Hager	Meyer	Shulman
Bogardus	Hale	Middaugh	Spade
Bovin	Hansen	Minore	Stamas
Bradstreet	Hardman	Mortimer	Stewart
Brown, B.	Hart	Murphy	Switalski
Brown, C.	Howell	Neumann	Tabor
Brown, R.	Hummel	Newell	Thomas
Callahan	Jacobs	O'Neil	Toy
Cassis	Jamnick	Palmer	Van Woerkom
Caul	Jansen	Pappageorge	Vander Roest
Clark, I.	Jelinek	Patterson	Vander Veen
Clarke, H.	Johnson, Rick	Pestka	Vear
Daniels	Johnson, Ruth	Phillips	Voorhees
Dennis	Julian	Pumford	Waters
DeRossett	Koetje	Quarles	Williams
DeVuyst	Kolb	Rackowski	Wojno
DeWeese	Kooiman	Reeves	Woodward
Drolet	Kowall	Richardville	Woronchak
Ehardt	Kuipers	Richner	Zelenko
Faunce			

Nays—0

In The Chair: Julian

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

“An act to provide for the assessment of rights and interests, including leasehold interests, in property and the levy and collection of taxes on property, and for the collection of taxes levied; making those taxes a lien on the property taxed, establishing and continuing the lien, providing for the sale or forfeiture and conveyance of property delinquent for taxes, and for the inspection and disposition of lands bid off to the state and not redeemed or purchased; to provide for the establishment of a delinquent tax revolving fund and the borrowing of money by counties and the issuance of notes; to define and limit the jurisdiction of the courts in proceedings in connection with property delinquent for taxes; to limit the time within which actions may be brought; to prescribe certain limitations with respect to rates of taxation; to prescribe certain powers and duties of certain officers, departments, agencies, and political subdivisions of this state; to provide for certain reimbursements of certain expenses incurred by units of local government; to provide penalties for the violation of this act; and to repeal acts and parts of acts.”

The House agreed to the full title.

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

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

Senate Bill No. 897, entitled

A bill to amend 1946 (1st Ex Sess) PA 9, entitled “An act to create the Michigan veterans’ trust fund, and to define who shall be eligible to receive assistance therefrom; to provide for the disbursement of the income thereof and surplus therein; to create a board of trustees, and to prescribe its powers and duties; to provide for county and district committees, and their powers, duties, and expenses; to prescribe penalties; and to make appropriations to carry out the provisions of this act,” by amending sections 7 and 8 (MCL 35.607 and 35.608).

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

Roll Call No. 393

Yeas—105

Adamini	Frank	LaSata	Rivet
Allen	Garza	Lemmons	Rocca

Anderson	George	Lipsey	Schauer
Basham	Gielegem	Lockwood	Schermesser
Bernero	Gilbert	Mans	Scranton
Birkholz	Godchaux	McConico	Shackleton
Bisbee	Gosselin	Mead	Sheltrown
Bishop	Hager	Meyer	Shulman
Bogardus	Hale	Middaugh	Spade
Bovin	Hansen	Minore	Stamas
Bradstreet	Hardman	Mortimer	Stewart
Brown, B.	Hart	Murphy	Switalski
Brown, C.	Howell	Neumann	Tabor
Brown, R.	Hummel	Newell	Thomas
Callahan	Jacobs	O'Neil	Toy
Cassis	Jamnick	Palmer	Van Woerkom
Caul	Jansen	Pappageorge	Vander Roest
Clark, I.	Jelinek	Patterson	Vander Veen
Clarke, H.	Johnson, Rick	Pestka	Vear
Daniels	Johnson, Ruth	Phillips	Voorhees
Dennis	Julian	Pumford	Waters
DeRossett	Koetje	Quarles	Williams
DeVuyst	Kolb	Rackowski	Wojno
DeWeese	Kooiman	Reeves	Woodward
Drolet	Kowall	Richardville	Woronchak
Ehardt	Kuipers	Richner	Zelenko
Faunce			

Nays—0

In The Chair: Julian

The House agreed to the title of the bill.

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

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

Senate Bill No. 898, entitled

A bill to amend 1911 PA 44, entitled "An act to create a state board of equalization; to prescribe its powers and duties; to provide that said board shall be furnished with certain information by the several boards of supervisors and by the state tax commission; to provide for meeting the expense authorized by this act, and to repeal all acts or parts of acts contravening the provisions of this act," by amending sections 3 and 4 (MCL 209.3 and 209.4), section 4 as amended by 2001 PA 36.

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

Roll Call No. 394**Yeas—104**

Adamini	Faunce	Kuipers	Rivet
Allen	Frank	LaSata	Rocca
Anderson	Garza	Lemmons	Schauer
Basham	George	Lipsey	Schermesser
Bernero	Gielegem	Mans	Scranton
Birkholz	Gilbert	McConico	Shackleton
Bisbee	Godchaux	Mead	Sheltrown
Bishop	Gosselin	Meyer	Shulman
Bogardus	Hager	Middaugh	Spade

Bovin	Hale	Minore	Stamas
Bradstreet	Hansen	Mortimer	Stewart
Brown, B.	Hardman	Murphy	Switalski
Brown, C.	Hart	Neumann	Tabor
Brown, R.	Howell	Newell	Thomas
Callahan	Hummel	O'Neil	Toy
Cassis	Jacobs	Palmer	Van Woerkom
Caul	Jamnick	Pappageorge	Vander Roest
Clark, I.	Jansen	Patterson	Vander Veen
Clarke, H.	Jelinek	Pestka	Vear
Daniels	Johnson, Rick	Phillips	Voorhees
Dennis	Johnson, Ruth	Pumford	Waters
DeRossett	Julian	Quarles	Williams
DeVuyst	Koetje	Raczkowski	Wojno
DeWeese	Kolb	Reeves	Woodward
Drolet	Kooiman	Richardville	Woronchak
Ehardt	Kowall	Richner	Zelenko

Nays—0

In The Chair: Julian

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

Senate Bill No. 899, entitled

A bill to amend 1917 PA 99, entitled "An act to provide for the construction, maintenance and improvement of federal aided roads; to authorize townships, good roads districts and counties to raise money by taxation and by loan for the purpose of contributing thereto; to validate and legalize proceedings heretofore taken to raise money for the purpose contemplated by this act; and to provide an appropriation for paying the state's portion of the expense incurred hereunder," by amending section 1 (MCL 249.1).

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

Roll Call No. 395

Yeas—105

Adamini	Frank	LaSata	Rivet
Allen	Garza	Lemmons	Rocca
Anderson	George	Lipsey	Schauer
Basham	Gielegem	Mans	Schermesser
Bernero	Gilbert	McConico	Scranton
Birkholz	Godchaux	Mead	Shackleton
Bisbee	Gosselin	Meyer	Sheltrown
Bishop	Hager	Middaugh	Shulman
Bogardus	Hale	Minore	Spade
Bovin	Hansen	Mortimer	Stamas
Bradstreet	Hardman	Murphy	Stewart
Brown, B.	Hart	Neumann	Switalski
Brown, C.	Howell	Newell	Tabor
Brown, R.	Hummel	O'Neil	Thomas
Callahan	Jacobs	Palmer	Toy
Cassis	Jamnick	Pappageorge	Van Woerkom
Caul	Jansen	Patterson	Vander Roest
Clark, I.	Jelinek	Pestka	Vander Veen

Clarke, H.	Johnson, Rick	Phillips	Vear
Daniels	Johnson, Ruth	Plakas	Voorhees
Dennis	Julian	Pumford	Waters
DeRossett	Koetje	Quarles	Williams
DeVuyst	Kolb	Raczkowski	Wojno
DeWeese	Kooiman	Reeves	Woodward
Drolet	Kowall	Richardville	Woronchak
Ehardt	Kuipers	Richner	Zelenko
Faunce			

Nays—0

In The Chair: Julian

The House agreed to the title of the bill.
Rep. Richardville 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

Reps. Patterson and Jacobs offer the following concurrent resolution:

House Concurrent Resolution No. 62.

A concurrent resolution prescribing the legislative schedule.

Resolved by the House of Representatives (the Senate concurring), That when the House of Representatives and Senate adjourn on Thursday, March 21, 2002, they stand adjourned until Tuesday, April 9, 2002.

Pending the reference of the concurrent resolution to a committee,

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

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

The question being on the adoption of the concurrent resolution,

The concurrent resolution was adopted.

Rep. Jacobs moved that Rep. Lockwood be excused temporarily from today's session.

The motion prevailed.

Third Reading of Bills

Senate Bill No. 900, entitled

A bill to repeal 1921 PA 358, entitled "An act authorizing the state to reimburse counties and townships to the extent of 1/2 of the amounts spent by such counties and townships in connection with the destruction of grasshoppers and similar pests, making an appropriation therefor, and providing a tax to meet the same," (MCL 286.131 to 286.135).

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

Roll Call No. 396

Yeas—104

Adamini	Faunce	Kuipers	Rivet
Allen	Frank	LaSata	Rocca

Anderson	Garza	Lemmons	Schauer
Basham	George	Lipse	Schermesser
Bernero	Gielegem	Mans	Scranton
Birkholz	Gilbert	McConico	Shackleton
Bisbee	Godchaux	Mead	Sheltrown
Bishop	Gosselin	Meyer	Shulman
Bogardus	Hager	Middaugh	Spade
Bovin	Hale	Minore	Stamas
Bradstreet	Hansen	Mortimer	Stewart
Brown, B.	Hardman	Murphy	Switalski
Brown, C.	Hart	Neumann	Tabor
Brown, R.	Howell	Newell	Thomas
Callahan	Hummel	O'Neil	Toy
Cassis	Jacobs	Palmer	Van Woerkom
Caul	Jamnick	Pappageorge	Vander Roest
Clark, I.	Jansen	Patterson	Vander Veen
Clarke, H.	Jelinek	Pestka	Vear
Daniels	Johnson, Rick	Plakas	Voorhees
Dennis	Johnson, Ruth	Pumford	Waters
DeRossett	Julian	Quarles	Williams
DeVuyst	Koetje	Rackowski	Wojno
DeWeese	Kolb	Reeves	Woodward
Drolet	Kooiman	Richardville	Woronchak
Ehardt	Kowall	Richner	Zelenko

Nays—0

In The Chair: Julian

The House agreed to the title of the bill.

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

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

Senate Bill No. 901, entitled

A bill to amend 1863 PA 140, entitled "An act to provide for the selection, care and disposition of the lands donated to the state of Michigan, by act of congress, approved July second, 1862, for the endowment of colleges for the benefit of agriculture and the mechanic arts," by amending sections 8 and 10 (MCL 322.178 and 322.180).

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

Roll Call No. 397**Yeas—105**

Adamini	Frank	LaSata	Rivet
Allen	Garza	Lemmons	Rocca
Anderson	George	Lipse	Schauer
Basham	Gielegem	Mans	Schermesser
Bernero	Gilbert	McConico	Scranton
Birkholz	Godchaux	Mead	Shackleton
Bisbee	Gosselin	Meyer	Sheltrown
Bishop	Hager	Middaugh	Shulman
Bogardus	Hale	Minore	Spade
Bovin	Hansen	Mortimer	Stamas
Bradstreet	Hardman	Murphy	Stewart
Brown, B.	Hart	Neumann	Switalski

Brown, C.	Howell	Newell	Tabor
Brown, R.	Hummel	O'Neil	Thomas
Callahan	Jacobs	Palmer	Toy
Cassis	Jamnack	Pappageorge	Van Woerkom
Caul	Jansen	Patterson	Vander Roest
Clark, I.	Jelinek	Pestka	Vander Veen
Clarke, H.	Johnson, Rick	Phillips	Vear
Daniels	Johnson, Ruth	Plakas	Voorhees
Dennis	Julian	Pumford	Waters
DeRossett	Koetje	Quarles	Williams
DeVuyst	Kolb	Raczkowski	Wojno
DeWeese	Kooiman	Reeves	Woodward
Drolet	Kowall	Richardville	Woronchak
Ehardt	Kuipers	Richner	Zelenko
Faunce			

Nays—0

In The Chair: Julian

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

—————

Rep. Allen moved that Rep. Rick Johnson be excused temporarily from today's session.
 The motion prevailed.

Senate Bill No. 902, entitled

A bill to amend 1909 PA 139, entitled "An act relative to the maintenance and construction of hospitals and sanatoria within the counties of this state and to provide a tax to raise moneys therefor," by amending section 5 (MCL 331.105).
 Was read a third time and passed, a majority of the members serving voting therefor, by yeas and nays, as follows:

Roll Call No. 398

Yeas—104

Adamini	Faunce	LaSata	Rivet
Allen	Frank	Lemmons	Rocca
Anderson	Garza	Lipsey	Schauer
Basham	George	Mans	Schermesser
Bernero	Gielegem	McConico	Scranton
Birkholz	Gilbert	Mead	Shackleton
Bisbee	Godchaux	Meyer	Sheltrown
Bishop	Gosselin	Middaugh	Shulman
Bogardus	Hager	Minore	Spade
Bovin	Hale	Mortimer	Stamas
Bradstreet	Hansen	Murphy	Stewart
Brown, B.	Hardman	Neumann	Switalski
Brown, C.	Hart	Newell	Tabor
Brown, R.	Howell	O'Neil	Thomas
Callahan	Hummel	Palmer	Toy

Cassis	Jacobs	Pappageorge	Van Woerkom
Caul	Jamnick	Patterson	Vander Roest
Clark, I.	Jansen	Pestka	Vander Veen
Clarke, H.	Jelinek	Phillips	Vear
Daniels	Johnson, Ruth	Plakas	Voorhees
Dennis	Julian	Pumford	Waters
DeRossett	Koetje	Quarles	Williams
DeVuyst	Kolb	Rackowski	Wojno
DeWeese	Kooiman	Reeves	Woodward
Drolet	Kowall	Richardville	Woronchak
Ehardt	Kuipers	Richner	Zelenko

Nays—0

In The Chair: Julian

The House agreed to the title of the bill.

Rep. Richardville 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. 1165, entitled

A bill to amend 1993 PA 331, entitled "State education tax act," by amending the title and sections 3 and 5 (MCL 211.903 and 211.905), as amended by 1994 PA 187, and by adding section 5b.

The bill was read a second time.

Rep. Meyer moved to amend the bill as follows:

1. Amend page 4, line 10, after "TOWNSHIP" by striking out "\$2.00" and inserting "\$2.50".
2. Amend page 4, line 27, after "COUNTY" by striking out "\$2.00" and inserting "\$2.50".

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

Rep. Cassis moved to amend the bill as follows:

1. Amend page 3, line 2, after "TAXES" by inserting a comma and "EXCEPT AS PROVIDED IN SECTION 89A OF THE GENERAL PROPERTY TAX ACT, 1893 PA 206, MCL 211.89A".

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

Rep. Cassis moved to amend the bill as follows:

1. Amend page 7, line 4, after "ACT." by inserting "FOR A COUNTY COLLECTING THE TAX UNDER THIS ACT, THE COUNTY BOARD OF COMMISSIONERS SHALL APPROPRIATE SUFFICIENT MONEY FROM THE ACCOUNT TO THE COUNTY TREASURER TO COVER THE COST OF COLLECTING THE TAX LEVIED UNDER THIS ACT."

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

Reps. Richardville and Minore moved to amend the bill as follows:

1. Amend page 3, line 25, after "1" by striking out the balance of the line and inserting a comma.
2. Amend page 4, line 2, after "1" by striking out "IN 2002 AND EACH YEAR AFTER" and inserting a comma.
3. Amend page 4, line 8, after "LOCATED." by inserting "IN JANUARY 2004 AND EACH JANUARY THEREAFTER, THE LEGISLATIVE BODY OF A CITY OR TOWNSHIP THAT HAS DECLINED TO COLLECT THE TAX UNDER THIS SUBSECTION MAY BY RESOLUTION ADOPTED BY A MAJORITY OF THE LEGISLATIVE BODY RESCIND THE EARLIER DECISION TO DECLINE TO COLLECT THE TAX. THE CITY OR TOWNSHIP SHALL IMMEDIATELY SEND A COPY OF THE RESOLUTION RESCINDING THE EARLIER DECISION TO DECLINE TO COLLECT THE TAX TO THE STATE TREASURER AND THE TREASURER OF THE COUNTY IN WHICH THE CITY OR TOWNSHIP IS LOCATED."

4. Amend page 4, line 17, after "1" by striking out "IN 2003 AND EACH YEAR AFTER" and inserting a comma.
5. Amend page 4, line 20, after "1" by striking out the balance of the line through "AFTER" on line 21 and inserting a comma.

6. Amend page 4, line 25, after "TREASURER." by inserting "IN FEBRUARY 2004 AND EACH FEBRUARY THEREAFTER, A COUNTY BOARD OF COMMISSIONERS THAT HAS DECLINED TO COLLECT THE TAX UNDER THIS SUBSECTION MAY BY RESOLUTION, WITH THE WRITTEN CONCURRENCE OF THE COUNTY TREASURER, RESCIND THE EARLIER DECISION TO DECLINE TO COLLECT THE TAX. THE COUNTY TREASURER SHALL IMMEDIATELY SEND A COPY OF THE RESOLUTION RESCINDING THE EARLIER DECISION TO DECLINE TO COLLECT THE TAX AND THE WRITTEN CONCURRENCE OF THE COUNTY TREASURER TO THE STATE TREASURER."

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

Rep. Vear moved to amend the bill as follows:

1. Amend page 7, line 4, after "ACT." BY INSERTING "FOR A COUNTY COLLECTING THE TAX UNDER THIS ACT, THE COUNTY BOARD OF COMMISSIONERS SHALL APPROPRIATE SUFFICIENT MONEY FROM THE ACCOUNT TO THE COUNTY TREASURER TO COVER THE COST OF COLLECTING THE TAX LEVIED UNDER THIS ACT."

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

Rep. Vear moved to amend the bill as follows:

1. Amend page 4, line 10, after "TOWNSHIP" by striking out "\$2.00" and inserting "3.00".
2. Amend page 4, line 27, after "COUNTY" by striking out "\$2.00" and inserting "3.00".

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

Rep. Vear moved to amend the bill as follows:

1. Amend page 3, line 3, after "2003," by inserting "EXCEPT AS OTHERWISE PROVIDED IN SUBSECTION (3),".
2. Amend page 3, following line 8, by inserting:
"(3) BEGINNING IN 2003, THE SUMMER LEVY UNDER THIS ACT ON QUALIFIED AGRICULTURAL PROPERTY UNDER SECTION 7EE OF THE GENERAL PROPERTY TAX ACT, 1893 PA 206, MCL 211.7EE, IS DEFERRED UNTIL THE IMMEDIATELY FOLLOWING FEBRUARY 15." and renumbering the remaining subsections.

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

Rep. Patterson moved to amend the bill as follows:

1. Amend page 2, line 7, after "OF" by striking out "5" and inserting "5.5".

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

Reps. Lipsey and George moved to amend the bill as follows:

1. Amend page 2, line 26, after "AND" by inserting a comma and "EXCEPT AS OTHERWISE PROVIDED IN SUBSECTION (3),".

2. Amend page 3, following line 8, by inserting:

"(3) NOTWITHSTANDING THE PROVISION OF A CHARTER OF A COUNTY ADOPTED PURSUANT TO 1966 PA 293, MCL 45.501 TO 45.521, OR THE PROVISIONS OF THE CHARTER OF A HOME RULE CITY, TO THE CONTRARY, THE CITY TREASURER OF A CITY THAT DOES NOT RETURN DELINQUENT REAL PROPERTY TAXES LEVIED BY THE CITY TO THE COUNTY TREASURER SHALL RETURN ALL UNCOLLECTED DELINQUENT TAXES LEVIED UNDER THIS ACT TO THE COUNTY TREASURER AS PROVIDED BY THE GENERAL PROPERTY TAX ACT, 1893 PA 206, MCL 211.1 TO 211.157, ON THE MARCH 1 IMMEDIATELY FOLLOWING THE YEAR IN WHICH THE TAXES ARE LEVIED. AFTER THE DELINQUENT REAL PROPERTY TAXES ARE RETURNED TO THE COUNTY TREASURER FOR COLLECTION UNDER THIS SECTION, THE PROVISIONS OF THE GENERAL PROPERTY TAX ACT, 1893 PA 206, MCL 211.1 TO 211.157, APPLY FOR THE COLLECTION OF THOSE TAXES AND FOR THE ISSUANCE OF NOTES IN ANTICIPATION OF THE COLLECTION OF THE TAXES." and renumbering the remaining subsections.

The motion prevailed and the amendments were 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.

Rep. Middaugh 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. DeVuyst 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. 1165, entitled

A bill to amend 1993 PA 331, entitled "State education tax act," by amending the title and sections 3 and 5 (MCL 211.903 and 211.905), as amended by 1994 PA 187, and by adding section 5b.

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

Roll Call No. 399

Yeas—92

Adamini	George	Mans	Rocca
Allen	Gilbert	McConico	Schauer
Anderson	Godchaux	Mead	Schermesser
Basham	Hager	Meyer	Scranton
Bernero	Hale	Middaugh	Shackleton
Birkholz	Hansen	Minore	Sheltrown
Bisbee	Hart	Mortimer	Shulman
Bishop	Howell	Murphy	Spade
Bovin	Hummel	Neumann	Stamas
Bradstreet	Jacobs	Newell	Stewart
Brown, C.	Jansen	O'Neil	Switalski
Brown, R.	Jelinek	Palmer	Tabor
Callahan	Johnson, Rick	Pappageorge	Thomas
Cassis	Johnson, Ruth	Patterson	Toy
Caul	Julian	Pestka	Van Woerkom
Clarke, H.	Koetje	Phillips	Vander Roest
Daniels	Kolb	Plakas	Vander Veen
DeRossett	Kooiman	Pumford	Vear
DeWeese	Kowall	Quarles	Voorhees
Drolet	Kuipers	Rackowski	Williams
Ehardt	LaSata	Richardville	Wojno
Faunce	Lemmons	Richner	Woronchak
Frank	Lipsey	Rivet	Zelenko

Nays—11

Bogardus	Garza	Hardman	Waters
Clark, I.	Gielegem	Jamnick	Woodward
Dennis	Gosselin	Reeves	

In The Chair: Julian

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

"An act to provide for the levy and collection of a state education tax; to create the education finance authority and board; to prescribe the powers and duties of the authority and the board; to provide for the levy of a tax by the authority and the distribution of the tax; and to prescribe the duties of certain state officers,".

The House agreed to the full title.

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

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

Reps. Reeves, Hardman, Garza, Clark, Bogardus and Dennis, having reserved the right to explain their protest against the passage of the bill, made the following statement:

“Mr. Speaker and members of the House:

I voted no on Senate Bills 1165 and 1166 because I believe it is a temporary solution to a long-term problem. Although this bill provides a creative fix to raise K-12 education foundation grants to \$6700 per pupil, it mortgages our future to pay for today’s budget crisis. In fiscal year 2003-04, this change will create a deficit in the School Aid budget of almost \$500 million. In addition, by cutting the State Education Tax rate from 6 mills to 5, this bill eliminates over \$250 million in School Aid funding. This is Enron style fiscal irresponsibility, particularly in today’s tenuous economic situation. Rather than continuing to rely on short-term fixes, Michigan needs to correct its structural budget flaws so that we can fully fund priorities such as education.”

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

“Mr. Speaker and members of the House:

I voted no on Senate Bills 1165 and 1166 because I believe it is a temporary solution to a long-term problem. Although this bill provides an ingenious fix to raise K-12 education foundation grants to \$6700 per pupil, it mortgages our future to pay for today’s budget crisis. In fiscal year 2003-04, this change will create a deficit in the School Aid budget of almost \$500 million. In addition, by cutting the State Education Tax rate from 6 mills to 5, this bill eliminates over \$250 million in School Aid funding. This is Enron style fiscal irresponsibility, particularly in today’s tenuous economic situation. Rather than continuing to rely on short-term fixes, Michigan needs to correct its structural budget flaws so that we can fully fund priorities such as education.”

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

“Mr. Speaker and members of the House:

I voted no on Senate Bills 1165 and 1166 because they are a short-sighted attempt to balance the state’s budget on our future. This kind of economics is not good for an individual, and it is not good for Michigan. I have always supported the highest funding for our public schools possible, but this is a short-time fix that is going to result in a long-term shortage in the School Aid Fund. There are other ways to fulfill the upcoming Education’s budget than balancing it on the backs of students in the future. I strongly believe in increasing the minimum foundation per pupil allowance to \$6,700, and there are many other alternatives we could have employed to make this happen. Poor management of our state dollars has helped create this problem, a long-term strategy needs to be implemented to fully fund our state priorities- namely education. Worst yet, is that working families and seniors that live in Royal Oak, Madison Heights, and Hazel Park on limited and fixed incomes are going to pay more taxes in a shorter amount of time. When many people I represent are living month-to-month and struggling to make current ends meet, this bill speeds up the time that you have to pay their school taxes. This has the initial effect of a tax increase on those who are least able to afford it. What are those who are struggling to afford food, prescription drugs, and other needs going to have to give up in order to pay their taxes six months early? In the end, this bill eliminates \$250 million in future School Aid Funding, and creates a potential \$500 million deficit in the 2003-04 school budget. The people of Michigan deserve more than a temporary quick fix for a long-term problem.”

Second Reading of Bills

Senate Bill No. 1166, entitled

A bill to amend 1893 PA 206, entitled “The general property tax act,” (MCL 211.1 to 211.157) by adding section 44d. 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.

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. 1166, entitled

A bill to amend 1893 PA 206, entitled “The general property tax act,” (MCL 211.1 to 211.157) by adding section 44d. Was read a third time and passed, a majority of the members serving voting therefor, by yeas and nays, as follows:

Roll Call No. 400**Yeas—93**

Adamini	George	Mans	Rocca
Allen	Gilbert	McConico	Schauer
Anderson	Godchaux	Mead	Schermesser
Basham	Hager	Meyer	Scranton
Bernero	Hale	Middaugh	Shackleton
Birkholz	Hansen	Minore	Sheltrown
Bisbee	Hart	Mortimer	Shulman
Bishop	Howell	Murphy	Spade
Bovin	Hummel	Neumann	Stamas
Bradstreet	Jacobs	Newell	Stewart
Brown, B.	Jansen	O'Neil	Switalski
Brown, C.	Jelinek	Palmer	Tabor
Brown, R.	Johnson, Rick	Pappageorge	Thomas
Callahan	Johnson, Ruth	Patterson	Toy
Cassis	Julian	Pestka	Van Woerkom
Caul	Koetje	Phillips	Vander Roest
Clarke, H.	Kolb	Plakas	Vander Veen
Daniels	Kooiman	Pumford	Vear
DeRossett	Kowall	Quarles	Voorhees
DeWeese	Kuipers	Rackowski	Williams
Drolet	LaSata	Richardville	Wojno
Ehardt	Lemmons	Richner	Woronchak
Faunce	Lipsey	Rivet	Zelenko
Frank			

Nays—11

Bogardus	Garza	Hardman	Waters
Clark, I.	Gielegem	Jamnick	Woodward
Dennis	Gosselin	Reeves	

In The Chair: Julian

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

“An act to provide for the assessment of rights and interests, including leasehold interests, in property and the levy and collection of taxes on property, and for the collection of taxes levied; making those taxes a lien on the property taxed, establishing and continuing the lien, providing for the sale or forfeiture and conveyance of property delinquent for taxes, and for the inspection and disposition of lands bid off to the state and not redeemed or purchased; to provide for the establishment of a delinquent tax revolving fund and the borrowing of money by counties and the issuance of notes; to define and limit the jurisdiction of the courts in proceedings in connection with property delinquent for taxes; to limit the time within which actions may be brought; to prescribe certain limitations with respect to rates of taxation; to prescribe certain powers and duties of certain officers, departments, agencies, and political subdivisions of this state; to provide for certain reimbursements of certain expenses incurred by units of local government; to provide penalties for the violation of this act; and to repeal acts and parts of acts.”.

The House agreed to the full title.

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

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

Reps. Reeves, Hardman, Garza, Clark, Bogardus and Dennis, having reserved the right to explain their protest against the passage of the bill, made the following statement:

“Mr. Speaker and members of the House:

I voted no on Senate Bills 1165 and 1166 because I believe it is a temporary solution to a long-term problem. Although this bill provides a creative fix to raise K-12 education foundation grants to \$6700 per pupil, it mortgages

our future to pay for today's budget crisis. In fiscal year 2003-04, this change will create a deficit in the School Aid budget of almost \$500 million. In addition, by cutting the State Education Tax rate from 6 mills to 5, this bill eliminates over \$250 million in School Aid funding. This is Enron style fiscal irresponsibility, particularly in today's tenuous economic situation. Rather than continuing to rely on short-term fixes, Michigan needs to correct its structural budget flaws so that we can fully fund priorities such as education."

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

"Mr. Speaker and members of the House:

I voted no on Senate Bills 1165 and 1166 because I believe it is a temporary solution to a long-term problem. Although this bill provides an ingenious fix to raise K-12 education foundation grants to \$6700 per pupil, it mortgages our future to pay for today's budget crisis. In fiscal year 2003-04, this change will create a deficit in the School Aid budget of almost \$500 million. In addition, by cutting the State Education Tax rate from 6 mills to 5, this bill eliminates over \$250 million in School Aid funding. This is Enron style fiscal irresponsibility, particularly in today's tenuous economic situation. Rather than continuing to rely on short-term fixes, Michigan needs to correct its structural budget flaws so that we can fully fund priorities such as education."

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

"Mr. Speaker and members of the House:

I voted no on Senate Bills 1165 and 1166 because they are a short-sighted attempt to balance the state's budget on our future. This kind of economics is not good for an individual, and it is not good for Michigan. I have always supported the highest funding for our public schools possible, but this is a short-time fix that is going to result in a long-term shortage in the School Aid Fund. There are other ways to fulfill the upcoming Education's budget than balancing it on the backs of students in the future. I strongly believe in increasing the minimum foundation per pupil allowance to \$6,700, and there are many other alternatives we could have employed to make this happen. Poor management of our state dollars has helped create this problem, a long-term strategy needs to be implemented to fully fund our state priorities- namely education. Worst yet, is that working families and seniors that live in Royal Oak, Madison Heights, and Hazel Park on limited and fixed incomes are going to pay more taxes in a shorter amount of time. When many people I represent are living month-to-month and struggling to make current ends meet, this bill speeds up the time that you have to pay their school taxes. This has the initial effect of a tax increase on those who are least able to afford it. What are those who are struggling to afford food, prescription drugs, and other needs going to have to give up in order to pay their taxes six months early? In the end, this bill eliminates \$250 million in future School Aid Funding, and creates a potential \$500 million deficit in the 2003-04 school budget. The people of Michigan deserve more than a temporary quick fix for a long-term problem."

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

The Speaker laid before the House
House Bill No. 5108, entitled

A bill to protect certain rights that public employees have in retirement benefits under certain circumstances; and to prescribe the powers and duties of certain retirement systems, state departments, courts, public officials, and public employees.

(The bill was received from the Senate on March 13, with substitute (S-1), title amendment and immediate effect given by the Senate, consideration of which, under the rules, was postponed until March 14, see House Journal No. 24, p. 615.)

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

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

Roll Call No. 401

Yeas—77

Adamini	George	Mans	Rocca
Allen	Gilbert	McConico	Schauer
Basham	Godchaux	Mead	Scranton
Bernero	Gosselin	Meyer	Shackleton
Birkholz	Hager	Middaugh	Sheltrown
Bisbee	Hart	Mortimer	Shulman

Bishop	Howell	Murphy	Spade
Bovin	Hummel	Newell	Stamas
Bradstreet	Jansen	O'Neil	Stewart
Brown, B.	Jelinek	Palmer	Tabor
Brown, C.	Johnson, Rick	Pappageorge	Thomas
Brown, R.	Johnson, Ruth	Patterson	Toy
Cassis	Julian	Pestka	Van Woerkom
Caul	Koetje	Phillips	Vander Roest
Clarke, H.	Kooiman	Pumford	Vander Veen
DeWeese	Kowall	Quarles	Vear
Drolet	Kuipers	Rackowski	Voorhees
Ehardt	LaSata	Richardville	Woronchak
Faunce	Lipse	Richner	Zelenko
Frank			

Nays—27

Anderson	Garza	Kolb	Schermesser
Bogardus	Gielegem	Lemmons	Switalski
Callahan	Hale	Minore	Waters
Clark, I.	Hansen	Neumann	Williams
Daniels	Hardman	Plakas	Wojno
Dennis	Jacobs	Reeves	Woodward
DeRossett	Jamnick	Rivet	

In The Chair: Julian

The House agreed to the title as amended.

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

The Speaker laid before the House

House Bill No. 5110, entitled

A bill to amend 1980 PA 300, entitled "The public school employees retirement act of 1979," by amending sections 46 and 85 (MCL 38.1346 and 38.1385), section 46 as amended by 1991 PA 47 and section 85 as amended by 1998 PA 213.

(The bill was received from the Senate on March 13, with substitute (S-1), title amendment and immediate effect given by the Senate, consideration of which, under the rules, was postponed until March 14, see House Journal No. 24, p. 616.)

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

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

Roll Call No. 402**Yeas—104**

Adamini	Frank	LaSata	Rivet
Allen	Garza	Lemmons	Rocca
Anderson	George	Lipse	Schauer
Basham	Gielegem	Mans	Schermesser
Bernero	Gilbert	McConico	Scranton
Birkholz	Godchaux	Mead	Shackleton
Bisbee	Gosselin	Meyer	Sheltrown
Bishop	Hager	Middaugh	Shulman
Bogardus	Hale	Minore	Spade

Bovin	Hansen	Mortimer	Stamas
Bradstreet	Hardman	Murphy	Stewart
Brown, B.	Hart	Neumann	Switalski
Brown, C.	Howell	Newell	Tabor
Brown, R.	Hummel	O'Neil	Thomas
Callahan	Jacobs	Palmer	Toy
Cassis	Jamnick	Pappageorge	Van Woerkom
Caul	Jansen	Patterson	Vander Roest
Clark, I.	Jelinek	Pestka	Vander Veen
Clarke, H.	Johnson, Rick	Phillips	Vear
Daniels	Johnson, Ruth	Plakas	Voorhees
Dennis	Julian	Pumford	Waters
DeRossett	Koetje	Quarles	Williams
DeWeese	Kolb	Raczkowski	Wojno
Drolet	Kooiman	Reeves	Woodward
Ehardt	Kowall	Richardville	Woronchak
Faunce	Kuipers	Richner	Zelenko

Nays—0

In The Chair: Julian

The House agreed to the title as amended.

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

The Speaker laid before the House

House Bill No. 5114, entitled

A bill to amend 1957 PA 261, entitled "Michigan legislative retirement system act," by amending sections 57 and 80 (MCL 38.1057 and 38.1080), section 57 as amended by 1995 PA 258 and section 80 as added by 1996 PA 486.

(The bill was received from the Senate on March 13, with substitute (S-1), title amendment and immediate effect given by the Senate, consideration of which, under the rules, was postponed until March 14, see House Journal No. 24, p. 616.)

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

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

Roll Call No. 403

Yeas—100

Adamini	Frank	LaSata	Rivet
Allen	Garza	Lemmons	Rocca
Anderson	George	Lipsey	Schauer
Basham	Gielegem	Mans	Schermesser
Bernero	Gilbert	McConico	Scranton
Birkholz	Godchaux	Mead	Shackleton
Bisbee	Gosselin	Meyer	Sheltrown
Bishop	Hager	Minore	Shulman
Bogardus	Hale	Mortimer	Spade
Bovin	Hansen	Murphy	Stamas
Bradstreet	Hardman	Neumann	Stewart
Brown, B.	Hart	Newell	Switalski
Brown, C.	Howell	O'Neil	Tabor
Brown, R.	Hummel	Palmer	Thomas

Callahan	Jacobs	Pappageorge	Toy
Caul	Jamnick	Patterson	Van Woerkom
Clark, I.	Jansen	Pestka	Vander Roest
Clarke, H.	Jelinek	Phillips	Vander Veen
Daniels	Johnson, Rick	Plakas	Vear
Dennis	Julian	Pumford	Voorhees
DeRossett	Koetje	Quarles	Waters
DeWeese	Kolb	Raczkowski	Williams
Drolet	Kooiman	Reeves	Woodward
Ehardt	Kowall	Richardville	Woronchak
Faunce	Kuipers	Richner	Zelenko

Nays—3

Cassis	Johnson, Ruth	Middaugh
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In The Chair: Julian

The House agreed to the title as amended.

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

House Bill No. 5109, entitled

A bill to amend 1943 PA 240, entitled “State employees’ retirement act,” by amending sections 31, 40, and 69 (MCL 38.31, 38.40, and 38.69), section 31 as amended by 1998 PA 205, section 40 as amended by 1991 PA 48, and section 69 as added by 1996 PA 487.

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

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

A bill to amend 1943 PA 240, entitled “An act to provide for a state employees’ retirement system; to create a state employees’ retirement board and prescribe its powers and duties; to establish certain funds in connection with the retirement system; to require contributions to the retirement system by and on behalf of members and participants of the retirement system; to create certain accounts and provide for expenditures from those accounts; to prescribe the powers and duties of certain state and local officers and employees and certain state departments and agencies; and to prescribe penalties and provide remedies,” by amending the title and sections 31, 40, and 69 (MCL 38.31, 38.40, and 38.69), the title as amended and section 69 as added by 1996 PA 487, section 31 as amended by 1998 PA 205, and section 40 as amended by 1991 PA 48, and by adding section 68a.

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

Rep. Richardville moved that Rule 45 be suspended.

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

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

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

Roll Call No. 404

Yeas—103

Adamini	Frank	LaSata	Rocca
Allen	Garza	Lemmons	Schauer
Anderson	George	Lipsey	Schermesser
Basham	Gielegthem	Mans	Scranton
Bernero	Gilbert	McConico	Shackleton
Birkholz	Godchaux	Mead	Sheltrown
Bisbee	Gosselin	Meyer	Shulman
Bishop	Hager	Middaugh	Spade

Bogardus	Hale	Minore	Stamas
Bovin	Hansen	Mortimer	Stewart
Bradstreet	Hardman	Murphy	Switalski
Brown, B.	Hart	Neumann	Tabor
Brown, C.	Howell	Newell	Thomas
Brown, R.	Hummel	O'Neil	Toy
Callahan	Jacobs	Palmer	Van Woerkom
Cassis	Jamnack	Pappageorge	Vander Roest
Caul	Jansen	Patterson	Vander Veen
Clark, I.	Jelinek	Pestka	Vear
Clarke, H.	Johnson, Rick	Phillips	Voorhees
Daniels	Johnson, Ruth	Plakas	Waters
Dennis	Julian	Pumford	Williams
DeRossett	Koetje	Quarles	Wojno
DeWeese	Kolb	Rackowski	Woodward
Drolet	Kooiman	Reeves	Woronchak
Ehardt	Kowall	Richardville	Zelenko
Faunce	Kuipers	Richner	

Nays—0

In The Chair: Julian

The House agreed to the title as amended.

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

Rep. Hardman moved that Rep. Reeves be excused from the balance of today's session.

The motion prevailed.

By unanimous consent the House returned to the order of

Motions and Resolutions

Rep. Patterson moved to reconsider the vote by which the House adopted **House Resolution No. 378**.

(The resolution was adopted on March 20, see House Journal No. 27, p. 778.)

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

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

The motion prevailed.

Third Reading of Bills

House Bill No. 5632, entitled

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending section 34146 (MCL 324.34146), as added by 1995 PA 59.

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

Roll Call No. 405

Yeas—102

Adamini	Garza	Lemmons	Rocca
Allen	George	Lipsey	Schauer
Anderson	Gielegem	Mans	Schermesser
Basham	Gilbert	McConico	Scranton
Bernero	Godchaux	Mead	Shackleton

Birkholz	Gosselin	Meyer	Sheltrown
Bisbee	Hager	Middaugh	Shulman
Bishop	Hale	Minore	Spade
Bogardus	Hansen	Mortimer	Stamas
Bovin	Hardman	Murphy	Stewart
Bradstreet	Hart	Neumann	Switalski
Brown, B.	Howell	Newell	Tabor
Brown, C.	Hummel	O'Neil	Thomas
Brown, R.	Jacobs	Palmer	Toy
Callahan	Jamnack	Pappageorge	Van Woerkom
Cassis	Jansen	Patterson	Vander Roest
Caul	Jelinek	Pestka	Vander Veen
Clark, I.	Johnson, Rick	Phillips	Vear
Clarke, H.	Johnson, Ruth	Plakas	Voorhees
Daniels	Julian	Pumford	Waters
Dennis	Koetje	Quarles	Williams
DeRossett	Kolb	Raczkowski	Wojno
Drolet	Kooiman	Richardville	Woodward
Ehardt	Kowall	Richner	Woronchak
Faunce	Kuipers	Rivet	Zelenko
Frank	LaSata		

Nays—0

In The Chair: Julian

The House agreed to the title of the bill.

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

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

House Bill No. 5633, entitled

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending section 50162 (MCL 324.50162), as added by 1995 PA 57.

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

Roll Call No. 406

Yeas—101

Adamini	Frank	Kuipers	Rocca
Allen	Garza	LaSata	Schauer
Anderson	George	Lemmons	Schermesser
Basham	Gielegem	Lipsey	Scranton
Bernero	Gilbert	Mans	Shackleton
Birkholz	Godchaux	McConico	Sheltrown
Bisbee	Gosselin	Mead	Shulman
Bishop	Hager	Meyer	Spade
Bogardus	Hale	Middaugh	Stamas
Bovin	Hansen	Minore	Stewart
Bradstreet	Hardman	Mortimer	Switalski
Brown, B.	Hart	Murphy	Tabor
Brown, C.	Howell	Neumann	Thomas
Brown, R.	Hummel	Newell	Toy
Callahan	Jacobs	O'Neil	Van Woerkom
Cassis	Jamnack	Palmer	Vander Roest
Caul	Jansen	Pappageorge	Vander Veen
Clark, I.	Jelinek	Patterson	Vear
Clarke, H.	Johnson, Rick	Pestka	Voorhees
Daniels	Johnson, Ruth	Phillips	Waters

Dennis	Julian	Pumford	Williams
DeRossett	Koetje	Quarles	Wojno
DeWeese	Kolb	Richardville	Woodward
Drolet	Kooiman	Richner	Woronchak
Ehardt	Kowall	Rivet	Zelenko
Faunce			

Nays—0

In The Chair: Julian

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

House Bill No. 5634, entitled

A bill to amend 1994 PA 451, entitled “Natural resources and environmental protection act,” by amending section 74112 (MCL 324.74112), as added by 1995 PA 58.

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

Roll Call No. 407**Yeas—103**

Adamini	Frank	LaSata	Rocca
Allen	Garza	Lemmons	Schauer
Anderson	George	Lipsey	Schermesser
Basham	Gielegem	Mans	Scranton
Bernero	Gilbert	McConico	Shackleton
Birkholz	Godchaux	Mead	Sheltrown
Bisbee	Gosselin	Meyer	Shulman
Bishop	Hager	Middaugh	Spade
Bogardus	Hale	Minore	Stamas
Bovin	Hansen	Mortimer	Stewart
Bradstreet	Hardman	Murphy	Switalski
Brown, B.	Hart	Neumann	Tabor
Brown, C.	Howell	Newell	Thomas
Brown, R.	Hummel	O’Neil	Toy
Callahan	Jacobs	Palmer	Van Woerkom
Cassis	Jamnick	Pappageorge	Vander Roest
Caul	Jansen	Patterson	Vander Veen
Clark, I.	Jelinek	Pestka	Vear
Clarke, H.	Johnson, Rick	Phillips	Voorhees
Daniels	Johnson, Ruth	Plakas	Waters
Dennis	Julian	Pumford	Williams
DeRossett	Koetje	Quarles	Wojno
DeWeese	Kolb	Raczkowski	Woodward
Drolet	Kooiman	Richardville	Woronchak
Ehardt	Kowall	Richner	Zelenko
Faunce	Kuipers	Rivet	

Nays—0

In The Chair: Julian

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

House Bill No. 5710, entitled

A bill to amend 1933 PA 133, entitled "An act to authorize the acceptance of bonds and coupons and other obligations of municipalities and special assessment districts and bonds and coupons of the Home Owners Loan Corporation in payment of certain taxes and special assessments under certain conditions, and to prescribe the effect thereof; and to prescribe the powers and duties of certain officials and bodies with respect thereto," by amending sections 3a, 4, and 6 (MCL 211.403a, 211.404, and 211.406).

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

Roll Call No. 408**Yeas—103**

Adamini	Frank	LaSata	Rocca
Allen	Garza	Lemmons	Schauer
Anderson	George	Lipsey	Schermesser
Basham	Gielegem	Mans	Scranton
Bernero	Gilbert	McConico	Shackleton
Birkholz	Godchaux	Mead	Sheltrown
Bisbee	Gosselin	Meyer	Shulman
Bishop	Hager	Middaugh	Spade
Bogardus	Hale	Minore	Stamas
Bovin	Hansen	Mortimer	Stewart
Bradstreet	Hardman	Murphy	Switalski
Brown, B.	Hart	Neumann	Tabor
Brown, C.	Howell	Newell	Thomas
Brown, R.	Hummel	O'Neil	Toy
Callahan	Jacobs	Palmer	Van Woerkom
Cassis	Jamnack	Pappageorge	Vander Roest
Caul	Jansen	Patterson	Vander Veen
Clark, I.	Jelinek	Pestka	Vear
Clarke, H.	Johnson, Rick	Phillips	Voorhees
Daniels	Johnson, Ruth	Plakas	Waters
Dennis	Julian	Pumford	Williams
DeRossett	Koetje	Quarles	Wojno
DeWeese	Kolb	Rackowski	Woodward
Drolet	Kooiman	Richardville	Woronchak
Ehardt	Kowall	Richner	Zelenko
Faunce	Kuipers	Rivet	

Nays—0

In The Chair: Julian

The House agreed to the title of the bill.

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

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

House Bill No. 5631, entitled

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending section 34141 (MCL 324.34141), as added by 1995 PA 59.

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

Roll Call No. 409**Yeas—103**

Adamini	Frank	LaSata	Rocca
Allen	Garza	Lemmons	Schauer

Anderson	George	Lipsey	Schermesser
Basham	Gielegem	Mans	Scranton
Bernero	Gilbert	McConico	Shackleton
Birkholz	Godchaux	Mead	Sheltrown
Bisbee	Gosselin	Meyer	Shulman
Bishop	Hager	Middaugh	Spade
Bogardus	Hale	Minore	Stamas
Bovin	Hansen	Mortimer	Stewart
Bradstreet	Hardman	Murphy	Switalski
Brown, B.	Hart	Neumann	Tabor
Brown, C.	Howell	Newell	Thomas
Brown, R.	Hummel	O'Neil	Toy
Callahan	Jacobs	Palmer	Van Woerkom
Cassis	Jamnick	Pappageorge	Vander Roest
Caul	Jansen	Patterson	Vander Veen
Clark, I.	Jelinek	Pestka	Vear
Clarke, H.	Johnson, Rick	Phillips	Voorhees
Daniels	Johnson, Ruth	Plakas	Waters
Dennis	Julian	Pumford	Williams
DeRossett	Koetje	Quarles	Wojno
DeWeese	Kolb	Rackowski	Woodward
Drolet	Kooiman	Richardville	Woronchak
Ehardt	Kowall	Richner	Zelenko
Faunce	Kuipers	Rivet	

Nays—0

In The Chair: Julian

The House agreed to the title of the bill.
Rep. Richardville 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

Messages from the Senate**Senate Bill No. 730, entitled**

A bill to amend 1966 PA 189, entitled "An act to provide procedures for making complaints for, obtaining, executing and returning search warrants; and to repeal certain acts and parts of acts," by amending sections 4 and 5 (MCL 780.654 and 780.655).

The Senate has amended the House substitute (H-1) as follows:

1. Amend page 3, line 14, after "effect" by striking out "May 1" and inserting "April 22".

The Senate has concurred in the House substitute (H-1) as amended, ordered that the bill be given immediate effect and agreed to the title as amended.

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

Rep. Richardville moved that Rule 45 be suspended.

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

The question being on concurring in the amendment to the House substitute (H-1) made to the bill by the Senate.

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

Roll Call No. 410**Yeas—69**

Allen	George	Kuipers	Rocca
Anderson	Gielegem	LaSata	Schauer

Basham	Gilbert	Mans	Schermesser
Birkholz	Gosselin	Mead	Scranton
Bisbee	Hager	Meyer	Shackleton
Bishop	Hart	Middaugh	Sheltrown
Bovin	Howell	Mortimer	Spade
Brown, B.	Hummel	Neumann	Stamas
Brown, C.	Jacobs	Newell	Stewart
Brown, R.	Jansen	O'Neil	Tabor
Callahan	Jelinek	Pappageorge	Toy
Cassis	Johnson, Rick	Patterson	Van Woerkom
Caul	Johnson, Ruth	Pestka	Vander Roest
DeRossett	Julian	Pumford	Vander Veen
DeWeese	Koetje	Raczkowski	Voorhees
Ehardt	Kooiman	Richardville	Wojno
Faunce	Kowall	Rivet	Woronchak
Frank			

Nays—34

Adamini	Garza	McConico	Shulman
Bernero	Godchaux	Minore	Switalski
Bogardus	Hale	Murphy	Thomas
Bradstreet	Hansen	Palmer	Vear
Clark, I.	Hardman	Phillips	Waters
Clarke, H.	Jamnick	Plakas	Williams
Daniels	Kolb	Quarles	Woodward
Dennis	Lemmons	Richner	Zelenko
Drolet	Lipsev		

In The Chair: Julian

Senate Bill No. 940, entitled

A bill to amend 1931 PA 328, entitled “An act to revise, consolidate, codify and add to the statutes relating to crimes; to define crimes and prescribe the penalties therefor; to provide for restitution under certain circumstances; to provide for the competency of evidence at the trial of persons accused of crime; to provide immunity from prosecution for certain witnesses appearing at such trials; and to repeal certain acts and parts of acts inconsistent with or contravening any of the provisions of this act,” by amending section 212a (MCL 750.212a), as added by 1998 PA 207.

The Senate has amended the House amendments as follows:

1. Amend page 2, following line 26, enacting section 1, after “effect” by striking out “May 1” and inserting “April 22”.

The Senate has concurred in the House amendments as amended, ordered that it given immediate effect and agreed to the full title.

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

Rep. Richardville moved that Rule 45 be suspended.

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

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

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

Roll Call No. 411

Yeas—102

Adamini	Frank	LaSata	Rocca
Allen	Garza	Lemmons	Schauer
Anderson	George	Lipsev	Schermesser
Basham	Gielegem	Mans	Scranton

Bernero	Gilbert	McConico	Shackleton
Birkholz	Godchaux	Mead	Sheltrown
Bisbee	Gosselin	Meyer	Shulman
Bishop	Hager	Middaugh	Spade
Bogardus	Hale	Minore	Stamas
Bovin	Hansen	Mortimer	Stewart
Bradstreet	Hardman	Murphy	Switalski
Brown, B.	Hart	Neumann	Tabor
Brown, C.	Howell	Newell	Thomas
Brown, R.	Hummel	O'Neil	Toy
Callahan	Jacobs	Palmer	Van Woerkom
Cassis	Jamnack	Pappageorge	Vander Roest
Caul	Jansen	Patterson	Vander Veen
Clark, I.	Jelinek	Pestka	Vear
Clarke, H.	Johnson, Rick	Phillips	Voorhees
Daniels	Johnson, Ruth	Plakas	Waters
Dennis	Julian	Pumford	Williams
DeRossett	Koetje	Quarles	Wojno
DeWeese	Kolb	Richardville	Woodward
Drolet	Kooiman	Richner	Woronchak
Ehardt	Kowall	Rivet	Zelenko
Faunce	Kuipers		

Nays—0

In The Chair: Julian

House Bill No. 5501, entitled

A bill to amend 1967 PA 150, entitled "Michigan military act," by amending sections 105, 179, and 310 (MCL 32.505, 32.579, and 32.710), sections 105 and 179 as amended by 1998 PA 212 and section 310 as amended by 1990 PA 301, and by adding section 372a.

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

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

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

Rep. Richardville moved that Rule 45 be suspended.

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

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

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

Roll Call No. 412**Yeas—99**

Adamini	Frank	Lemmons	Schauer
Allen	Garza	Lipsev	Schermesser
Anderson	George	Mans	Scranton
Basham	Gielegem	McConico	Shackleton
Bernero	Gilbert	Mead	Sheltrown
Birkholz	Gosselin	Meyer	Shulman
Bisbee	Hager	Middaugh	Spade
Bishop	Hale	Minore	Stamas
Bogardus	Hansen	Mortimer	Stewart
Bovin	Hardman	Murphy	Switalski

Bradstreet	Hart	Neumann	Tabor
Brown, B.	Howell	Newell	Thomas
Brown, C.	Hummel	O'Neil	Toy
Brown, R.	Jacobs	Palmer	Van Woerkom
Callahan	Jamnick	Pappageorge	Vander Roest
Cassis	Jansen	Patterson	Vander Veen
Caul	Jelinek	Pestka	Vear
Clark, I.	Johnson, Rick	Phillips	Voorhees
Clarke, H.	Johnson, Ruth	Pumford	Waters
Daniels	Julian	Quarles	Williams
Dennis	Koetje	Raczkowski	Wojno
DeRossett	Kolb	Richardville	Woodward
DeWeese	Kooiman	Richner	Woronchak
Ehardt	Kowall	Rivet	Zelenko
Faunce	Kuipers	Rocca	

Nays—3

Drolet	Godchaux	LaSata
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In The Chair: Julian

The House agreed to the full title of the bill.

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

House Bill No. 5507, entitled

A bill to amend 1931 PA 328, entitled "The Michigan penal code," by amending section 436 (MCL 750.436), as amended by 1988 PA 87.

The Senate has amended the bill as follows:

1. Amend page 3, following line 23, enacting section 1, after "effect" by striking out "May 1" and inserting "April 22".

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

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

Rep. Richardville moved that Rule 45 be suspended.

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

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

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

Roll Call No. 413

Yeas—103

Adamini	Frank	LaSata	Rocca
Allen	Garza	Lemmons	Schauer
Anderson	George	Lipsey	Schermesser
Basham	Gielegem	Mans	Scranton
Bernero	Gilbert	McConico	Shackleton
Birkholz	Godchaux	Mead	Sheltrown
Bisbee	Gosselin	Meyer	Shulman
Bishop	Hager	Middaugh	Spade
Bogardus	Hale	Minore	Stamas
Bovin	Hansen	Mortimer	Stewart
Bradstreet	Hardman	Murphy	Switalski
Brown, B.	Hart	Neumann	Tabor

Brown, C.	Howell	Newell	Thomas
Brown, R.	Hummel	O'Neil	Toy
Callahan	Jacobs	Palmer	Van Woerkom
Cassis	Jamnack	Pappageorge	Vander Roest
Caul	Jansen	Patterson	Vander Veen
Clark, I.	Jelinek	Pestka	Vear
Clarke, H.	Johnson, Rick	Phillips	Voorhees
Daniels	Johnson, Ruth	Plakas	Waters
Dennis	Julian	Pumford	Williams
DeRossett	Koetje	Quarles	Wojno
DeWeese	Kolb	Raczkowski	Woodward
Drolet	Kooiman	Richardville	Woronchak
Ehardt	Kowall	Richner	Zelenko
Faunce	Kuipers	Rivet	

Nays—0

In The Chair: Julian

The House agreed to the full title of the bill.

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

House Bill No. 5512, entitled

A bill to amend 1931 PA 328, entitled "The Michigan penal code," (MCL 750.1 to 750.568) by adding section 543x.

The Senate has substituted (S-2) the bill.

The Senate passed the bill as substituted (S-2), ordered that it be given immediate effect and pursuant to Joint Rule 20, inserted the full title.

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

Rep. Richardville moved that Rule 45 be suspended.

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

The question being on concurring in the substitute (S-2) made to the bill by the Senate,

The substitute (S-2) was concurred in, a majority of the members serving voting therefor, by yeas and nays, as follows:

Roll Call No. 414

Yeas—103

Adamini	Frank	LaSata	Rocca
Allen	Garza	Lemmons	Schauer
Anderson	George	Lipsey	Schermesser
Basham	Gielegem	Mans	Scranton
Bernero	Gilbert	McConico	Shackleton
Birkholz	Godchaux	Mead	Sheltrown
Bisbee	Gosselin	Meyer	Shulman
Bishop	Hager	Middaugh	Spade
Bogardus	Hale	Minore	Stamas
Bovin	Hansen	Mortimer	Stewart
Bradstreet	Hardman	Murphy	Switalski
Brown, B.	Hart	Neumann	Tabor
Brown, C.	Howell	Newell	Thomas
Brown, R.	Hummel	O'Neil	Toy
Callahan	Jacobs	Palmer	Van Woerkom
Cassis	Jamnack	Pappageorge	Vander Roest
Caul	Jansen	Patterson	Vander Veen

Clark, I.	Jelinek	Pestka	Vear
Clarke, H.	Johnson, Rick	Phillips	Voorhees
Daniels	Johnson, Ruth	Plakas	Waters
Dennis	Julian	Pumford	Williams
DeRossett	Koetje	Quarles	Wojno
DeWeese	Kolb	Raczkowski	Woodward
Drolet	Kooiman	Richardville	Woronchak
Ehardt	Kowall	Richner	Zelenko
Faunce	Kuipers	Rivet	

Nays—0

In The Chair: Julian

The House agreed to the full title of the bill.

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

House Bill No. 5270, entitled

A bill to amend 1966 PA 189, entitled “An act to provide procedures for making complaints for, obtaining, executing and returning search warrants; and to repeal certain acts and parts of acts,” by amending section 1 (MCL 780.651), as amended by 1990 PA 43.

The Senate has amended the bill as follows:

1. Amend page 3, line 15, after “effect” by striking out “May 1” and inserting “April 22”.

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

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

Rep. Richardville moved that Rule 45 be suspended.

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

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

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

Roll Call No. 415**Yeas—103**

Adamini	Frank	LaSata	Rocca
Allen	Garza	Lemmons	Schauer
Anderson	George	Lipsey	Schermesser
Basham	Gielegem	Mans	Scranton
Bernero	Gilbert	McConico	Shackleton
Birkholz	Godchaux	Mead	Sheltrown
Bisbee	Gosselin	Meyer	Shulman
Bishop	Hager	Middaugh	Spade
Bogardus	Hale	Minore	Stamas
Bovin	Hansen	Mortimer	Stewart
Bradstreet	Hardman	Murphy	Switalski
Brown, B.	Hart	Neumann	Tabor
Brown, C.	Howell	Newell	Thomas
Brown, R.	Hummel	O’Neil	Toy
Callahan	Jacobs	Palmer	Van Woerkom
Cassis	Jamnick	Pappageorge	Vander Roest
Caul	Jansen	Patterson	Vander Veen
Clark, I.	Jelinek	Pestka	Vear
Clarke, H.	Johnson, Rick	Phillips	Voorhees
Daniels	Johnson, Ruth	Plakas	Waters
Dennis	Julian	Pumford	Williams

DeRossett	Koetje	Quarles	Wojno
DeWeese	Kolb	Raczkowski	Woodward
Drolet	Kooiman	Richardville	Woronchak
Ehardt	Kowall	Richner	Zelenko
Faunce	Kuipers	Rivet	

Nays—0

In The Chair: Julian

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

House Bill No. 5495, entitled

A bill to amend 1931 PA 328, entitled “The Michigan penal code,” (MCL 750.1 to 750.568) by adding chapter LXXXIII-A.

The Senate has amended the bill as follows:

1. Amend page 2, line 6, after “effect” by striking out “May 1” and inserting “April 22”.

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

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

Rep. Richardville moved that Rule 45 be suspended.

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

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

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

Roll Call No. 416**Yeas—103**

Adamini	Frank	LaSata	Rocca
Allen	Garza	Lemmons	Schauer
Anderson	George	Lipsey	Schermesser
Basham	Gielegem	Mans	Scranton
Bernero	Gilbert	McConico	Shackleton
Birkholz	Godchaux	Mead	Sheltrown
Bisbee	Gosselin	Meyer	Shulman
Bishop	Hager	Middaugh	Spade
Bogardus	Hale	Minore	Stamas
Bovin	Hansen	Mortimer	Stewart
Bradstreet	Hardman	Murphy	Switalski
Brown, B.	Hart	Neumann	Tabor
Brown, C.	Howell	Newell	Thomas
Brown, R.	Hummel	O’Neil	Toy
Callahan	Jacobs	Palmer	Van Woerkom
Cassis	Jamnack	Pappageorge	Vander Roest
Caul	Jansen	Patterson	Vander Veen
Clark, I.	Jelinek	Pestka	Vear
Clarke, H.	Johnson, Rick	Phillips	Voorhees
Daniels	Johnson, Ruth	Plakas	Waters
Dennis	Julian	Pumford	Williams
DeRossett	Koetje	Quarles	Wojno
DeWeese	Kolb	Raczkowski	Woodward
Drolet	Kooiman	Richardville	Woronchak
Ehardt	Kowall	Richner	Zelenko
Faunce	Kuipers	Rivet	

Nays—0

In The Chair: Julian

The House agreed to the full title of the bill.

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

House Bill No. 5520, entitled

A bill to amend 1927 PA 175, entitled “The code of criminal procedure,” by amending section 22 of chapter XVII (MCL 777.22), as amended by 2000 PA 279.

The Senate has amended the bill as follows:

1. Amend page 2, line 15, after “effect” by striking out “May 1” and inserting “April 22”.

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

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

Rep. Richardville moved that Rule 45 be suspended.

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

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

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

Roll Call No. 417**Yeas—103**

Adamini	Frank	LaSata	Rocca
Allen	Garza	Lemmons	Schauer
Anderson	George	Lipsey	Schermesser
Basham	Gielegem	Mans	Scranton
Bernero	Gilbert	McConico	Shackleton
Birkholz	Godchaux	Mead	Sheltrown
Bisbee	Gosselin	Meyer	Shulman
Bishop	Hager	Middaugh	Spade
Bogardus	Hale	Minore	Stamas
Bovin	Hansen	Mortimer	Stewart
Bradstreet	Hardman	Murphy	Switalski
Brown, B.	Hart	Neumann	Tabor
Brown, C.	Howell	Newell	Thomas
Brown, R.	Hummel	O’Neil	Toy
Callahan	Jacobs	Palmer	Van Woerkom
Cassis	Jamnick	Pappageorge	Vander Roest
Caul	Jansen	Patterson	Vander Veen
Clark, I.	Jelinek	Pestka	Vear
Clarke, H.	Johnson, Rick	Phillips	Voorhees
Daniels	Johnson, Ruth	Plakas	Waters
Dennis	Julian	Pumford	Williams
DeRossett	Koetje	Quarles	Wojno
DeWeese	Kolb	Rackowski	Woodward
Drolet	Kooiman	Richardville	Woronchak
Ehardt	Kowall	Richner	Zelenko
Faunce	Kuipers	Rivet	

Nays—0

In The Chair: Julian

The House agreed to the full title of the bill.

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

House Bill No. 4037, entitled

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending section 310 (MCL 257.310), as amended by 1998 PA 226.

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

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

A bill to amend 1949 PA 300, entitled "An act to provide for the registration, titling, sale, transfer, and regulation of certain vehicles operated upon the public highways of this state or any other place open to the general public or generally accessible to motor vehicles and distressed vehicles; to provide for the licensing of dealers; to provide for the examination, licensing, and control of operators and chauffeurs; to provide for the giving of proof of financial responsibility and security by owners and operators of vehicles; to provide for the imposition, levy, and collection of specific taxes on vehicles, and the levy and collection of sales and use taxes, license fees, and permit fees; to provide for the regulation and use of streets and highways; to create certain funds; to provide penalties and sanctions for a violation of this act; to provide for civil liability of owners and operators of vehicles and service of process on residents and nonresidents; to provide for the levy of certain assessments; to provide for the enforcement of this act; to provide for the creation of and to prescribe the powers and duties of certain state and local agencies; to impose liability upon the state or local agencies; to repeal all other acts or parts of acts inconsistent with this act or contrary to this act; and to repeal certain parts of this act on a specific date," by amending section 310 (MCL 257.310), as amended by 2001 PA 216.

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

Rep. Richardville moved that Rule 45 be suspended.

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

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

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

Roll Call No. 418**Yeas—103**

Adamini	Frank	LaSata	Rocca
Allen	Garza	Lemmons	Schauer
Anderson	George	Lipsey	Schermesser
Basham	Gielegem	Mans	Scranton
Bernero	Gilbert	McConico	Shackleton
Birkholz	Godchaux	Mead	Sheltrown
Bisbee	Gosselin	Meyer	Shulman
Bishop	Hager	Middaugh	Spade
Bogardus	Hale	Minore	Stamas
Bovin	Hansen	Mortimer	Stewart
Bradstreet	Hardman	Murphy	Switalski
Brown, B.	Hart	Neumann	Tabor
Brown, C.	Howell	Newell	Thomas
Brown, R.	Hummel	O'Neil	Toy
Callahan	Jacobs	Palmer	Van Woerkom
Cassis	Jamnick	Pappageorge	Vander Roest
Caul	Jansen	Patterson	Vander Veen
Clark, I.	Jelinek	Pestka	Vear
Clarke, H.	Johnson, Rick	Phillips	Voorhees
Daniels	Johnson, Ruth	Plakas	Waters
Dennis	Julian	Pumford	Williams
DeRossett	Koetje	Quarles	Wojno
DeWeese	Kolb	Raczkowski	Woodward
Drolet	Kooiman	Richardville	Woronchak
Ehardt	Kowall	Richner	Zelenko
Faunce	Kuipers	Rivet	

Nays—0

The House agreed to the title as amended.

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

House Bill No. 5041, entitled

A bill to amend 1927 PA 175, entitled “The code of criminal procedure,” by amending section 12 of chapter XVII (MCL 777.12), as amended by 2001 PA 104.

The Senate has substituted (S-2) the bill.

The Senate has passed the bill as substituted (S-2), ordered that it be given immediate effect and amended the title to read as follows:

A bill to amend 1927 PA 175, entitled “An act to revise, consolidate, and codify the laws relating to criminal procedure and to define the jurisdiction, powers, and duties of courts, judges, and other officers of the court under the provisions of this act; to provide laws relative to the rights of persons accused of criminal offenses and ordinance violations; to provide for the arrest of persons charged with or suspected of criminal offenses and ordinance violations; to provide for bail of persons arrested for or accused of criminal offenses and ordinance violations; to provide for the examination of persons accused of criminal offenses; to regulate the procedure relative to grand juries, indictments, informations, and proceedings before trial; to provide for trials of persons complained of or indicted for criminal offenses and ordinance violations and to provide for the procedure in those trials; to provide for judgments and sentences of persons convicted of criminal offenses and ordinance violations; to establish a sentencing commission and to prescribe its powers and duties; to provide for procedure relating to new trials and appeals in criminal and ordinance violation cases; to provide a uniform system of probation throughout this state and the appointment of probation officers; to prescribe the powers, duties, and compensation of probation officers; to provide penalties for the violation of the duties of probation officers; to provide for procedure governing proceedings to prevent crime and proceedings for the discovery of crime; to provide for fees of officers, witnesses, and others in criminal and ordinance violation cases; to set forth miscellaneous provisions as to criminal procedure in certain cases; to provide penalties for the violation of certain provisions of this act; and to repeal all acts and parts of acts inconsistent with or contravening any of the provisions of this act,” by amending section 12d of chapter XVII (MCL 777.12d), as added by 2002 PA 34.

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

Rep. Richardville moved that Rule 45 be suspended.

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

The question being on concurring in the substitute (S-2) made to the bill by the Senate,

The substitute (S-2) was concurred in, a majority of the members serving voting therefor, by yeas and nays, as follows:

Roll Call No. 419

Yeas—103

Adamini	Frank	LaSata	Rocca
Allen	Garza	Lemmons	Schauer
Anderson	George	Lipsey	Schermesser
Basham	Gielegthem	Mans	Scranton
Bernero	Gilbert	McConico	Shackleton
Birkholz	Godchaux	Mead	Sheltrown
Bisbee	Gosselin	Meyer	Shulman
Bishop	Hager	Middaugh	Spade
Bogardus	Hale	Minore	Stamas
Bovin	Hansen	Mortimer	Stewart
Bradstreet	Hardman	Murphy	Switalski
Brown, B.	Hart	Neumann	Tabor
Brown, C.	Howell	Newell	Thomas
Brown, R.	Hummel	O’Neil	Toy
Callahan	Jacobs	Palmer	Van Woerkom
Cassis	Jamnick	Pappageorge	Vander Roest
Caul	Jansen	Patterson	Vander Veen
Clark, I.	Jelinek	Pestka	Vear
Clarke, H.	Johnson, Rick	Phillips	Voorhees
Daniels	Johnson, Ruth	Plakas	Waters
Dennis	Julian	Pumford	Williams

DeRossett	Koetje	Quarles	Wojno
DeWeese	Kolb	Raczkowski	Woodward
Drolet	Kooiman	Richardville	Woronchak
Ehardt	Kowall	Richner	Zelenko
Faunce	Kuipers	Rivet	

Nays—0

In The Chair: Julian

The House agreed to the title as amended.

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

House Bill No. 5295, entitled

A bill to amend 1927 PA 175, entitled “The code of criminal procedure,” (MCL 760.1 to 777.69) by adding section 2 to chapter II.

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

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

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

Rep. Middaugh moved that Rule 45 be suspended.

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

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

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

Roll Call No. 420**Yeas—103**

Adamini	Frank	LaSata	Rocca
Allen	Garza	Lemmons	Schauer
Anderson	George	Lipsey	Schermesser
Basham	Gielegghem	Mans	Scranton
Bernero	Gilbert	McConico	Shackleton
Birkholz	Godchaux	Mead	Sheltrown
Bisbee	Gosselin	Meyer	Shulman
Bishop	Hager	Middaugh	Spade
Bogardus	Hale	Minore	Stamas
Bovin	Hansen	Mortimer	Stewart
Bradstreet	Hardman	Murphy	Switalski
Brown, B.	Hart	Neumann	Tabor
Brown, C.	Howell	Newell	Thomas
Brown, R.	Hummel	O’Neil	Toy
Callahan	Jacobs	Palmer	Van Woerkom
Cassis	Jamnick	Pappageorge	Vander Roest
Caul	Jansen	Patterson	Vander Veen
Clark, I.	Jelinek	Pestka	Vear
Clarke, H.	Johnson, Rick	Phillips	Voorhees
Daniels	Johnson, Ruth	Plakas	Waters
Dennis	Julian	Pumford	Williams
DeRossett	Koetje	Quarles	Wojno
DeWeese	Kolb	Raczkowski	Woodward
Drolet	Kooiman	Richardville	Woronchak
Ehardt	Kowall	Richner	Zelenko
Faunce	Kuipers	Rivet	

Nays—0

In The Chair: Julian

The House agreed to the full title of the bill.

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

House Bill No. 5349, entitled

A bill to amend 1976 PA 442, entitled "Freedom of information act," by amending section 13 (MCL 15.243), as amended by 2001 PA 74.

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

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

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

Rep. Middaugh moved that Rule 45 be suspended.

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

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

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

Roll Call No. 421**Yeas—103**

Adamini	Frank	LaSata	Rocca
Allen	Garza	Lemmons	Schauer
Anderson	George	Lipsey	Schermesser
Basham	Gielegem	Mans	Scranton
Bernero	Gilbert	McConico	Shackleton
Birkholz	Godchaux	Mead	Sheltrown
Bisbee	Gosselin	Meyer	Shulman
Bishop	Hager	Middaugh	Spade
Bogardus	Hale	Minore	Stamas
Bovin	Hansen	Mortimer	Stewart
Bradstreet	Hardman	Murphy	Switalski
Brown, B.	Hart	Neumann	Tabor
Brown, C.	Howell	Newell	Thomas
Brown, R.	Hummel	O'Neil	Toy
Callahan	Jacobs	Palmer	Van Woerkom
Cassis	Jamnick	Pappageorge	Vander Roest
Caul	Jansen	Patterson	Vander Veen
Clark, I.	Jelinek	Pestka	Vear
Clarke, H.	Johnson, Rick	Phillips	Voorhees
Daniels	Johnson, Ruth	Plakas	Waters
Dennis	Julian	Pumford	Williams
DeRossett	Koetje	Quarles	Wojno
DeWeese	Kolb	Raczkowski	Woodward
Drolet	Kooiman	Richardville	Woronchak
Ehardt	Kowall	Richner	Zelenko
Faunce	Kuipers	Rivet	

Nays—0

In The Chair: Julian

The House agreed to the full title of the bill.

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

House Bill No. 5496, entitled

A bill to amend 1976 PA 390, entitled “Emergency management act,” by amending sections 3, 7, 7a, 8, 9, 10, and 11 (MCL 30.403, 30.407, 30.407a, 30.408, 30.409, 30.410, and 30.411), sections 3, 7, 8, 9, 10, and 11 as amended and section 7a as added by 1990 PA 50, and by adding section 21; and to repeal acts and parts of acts.

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

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

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

Rep. Middaugh moved that Rule 45 be suspended.

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

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

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

Roll Call No. 422

Yeas—103

Adamini	Frank	LaSata	Rocca
Allen	Garza	Lemmons	Schauer
Anderson	George	Lipsey	Schermesser
Basham	Gielegem	Mans	Scranton
Bernero	Gilbert	McConico	Shackleton
Birkholz	Godchaux	Mead	Sheltrown
Bisbee	Gosselin	Meyer	Shulman
Bishop	Hager	Middaugh	Spade
Bogardus	Hale	Minore	Stamas
Bovin	Hansen	Mortimer	Stewart
Bradstreet	Hardman	Murphy	Switalski
Brown, B.	Hart	Neumann	Tabor
Brown, C.	Howell	Newell	Thomas
Brown, R.	Hummel	O’Neil	Toy
Callahan	Jacobs	Palmer	Van Woerkom
Cassis	Jamnick	Pappageorge	Vander Roest
Caul	Jansen	Patterson	Vander Veen
Clark, I.	Jelinek	Pestka	Vear
Clarke, H.	Johnson, Rick	Phillips	Voorhees
Daniels	Johnson, Ruth	Plakas	Waters
Dennis	Julian	Pumford	Williams
DeRossett	Koetje	Quarles	Wojno
DeWeese	Kolb	Rackzkowski	Woodward
Drolet	Kooiman	Richardville	Woronchak
Ehardt	Kowall	Richner	Zelenko
Faunce	Kuipers	Rivet	

Nays—0

In The Chair: Julian

The House agreed to the full title of the bill.

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

House Bill No. 5112, entitled

A bill to amend 1992 PA 234, entitled “The judges retirement act of 1992,” by amending sections 308, 506, and 720 (MCL 38.2308, 38.2506, and 38.2670), section 506 as amended by 1999 PA 215 and section 720 as added by 1996 PA 523.

The Senate has substituted (S-2) the bill.

The Senate has passed the bill as substituted (S-2), ordered that it be given immediate effect and amended the title to read as follows:

A bill to amend 1992 PA 234, entitled "An act to establish a judges retirement system; to provide for the administration and maintenance of the retirement system; to create a retirement board; to prescribe the powers and duties of the retirement board; to establish certain reserves for the retirement system; to establish certain funds; to prescribe the powers and duties of certain state departments and certain state and local officials and employees; to prescribe penalties and provide remedies; and to repeal certain acts and parts of acts, by amending the title and sections 105, 213, 214, 216, 217, 304, 305, 308, 401a, 405, 506, 508, 604, 714, and 720 (MCL 38.2105, 38.2213, 38.2214, 38.2216, 38.2217, 38.2304, 38.2305, 38.2308, 38.2401a, 38.2405, 38.2506, 38.2508, 38.2604, 38.2664, and 38.2670), sections 105 and 604 as amended by 1995 PA 193, section 214 as amended and section 720 as added by 1996 PA 523, section 217 as amended by 1998 PA 99, and sections 401a, 506, 508, and 714 as amended by 1999 PA 215.

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

Rep. Middaugh moved that Rule 45 be suspended.

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

The question being on concurring in the substitute (S-2) made to the bill by the Senate,

The substitute (S-2) was concurred in, a majority of the members serving voting therefor, by yeas and nays, as follows:

Roll Call No. 423

Yeas—101

Adamini	Garza	LaSata	Rivet
Allen	George	Lemmons	Rocca
Anderson	Gielegem	Lipsey	Schauer
Basham	Gilbert	Mans	Schermesser
Bernero	Godchaux	McConico	Scranton
Birkholz	Gosselin	Mead	Shackleton
Bisbee	Hager	Meyer	Sheltrown
Bishop	Hale	Middaugh	Shulman
Bogardus	Hansen	Minore	Spade
Bradstreet	Hardman	Mortimer	Stamas
Brown, B.	Hart	Murphy	Stewart
Brown, C.	Howell	Neumann	Switalski
Brown, R.	Hummel	Newell	Tabor
Callahan	Jacobs	O'Neil	Thomas
Cassis	Jamnick	Palmer	Toy
Caul	Jansen	Pappageorge	Van Woerkom
Clark, I.	Jelinek	Patterson	Vander Roest
Clarke, H.	Johnson, Rick	Pestka	Vander Veen
Daniels	Johnson, Ruth	Phillips	Vear
Dennis	Julian	Plakas	Voorhees
DeRossett	Koetje	Pumford	Waters
DeWeese	Kolb	Quarles	Williams
Drolet	Kooiman	Rackowski	Woodward
Ehardt	Kowall	Richardville	Woronchak
Faunce	Kuipers	Richner	Zelenko
Frank			

Nays—1

Bovin

In The Chair: Julian

The House agreed to the title as amended.

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

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

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

Rep. Middaugh moved that Rule 45 be suspended.

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

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

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

Roll Call No. 425**Yeas—103**

Adamini	Frank	LaSata	Rocca
Allen	Garza	Lemmons	Schauer
Anderson	George	Lipsev	Schermesser
Basham	Gielegem	Mans	Scranton
Bernero	Gilbert	McConico	Shackleton
Birkholz	Godchaux	Mead	Sheltrown
Bisbee	Gosselin	Meyer	Shulman
Bishop	Hager	Middaugh	Spade
Bogardus	Hale	Minore	Stamas
Bovin	Hansen	Mortimer	Stewart
Bradstreet	Hardman	Murphy	Switalski
Brown, B.	Hart	Neumann	Tabor
Brown, C.	Howell	Newell	Thomas
Brown, R.	Hummel	O'Neil	Toy
Callahan	Jacobs	Palmer	Van Woerkom
Cassis	Jamnick	Pappageorge	Vander Roest
Caul	Jansen	Patterson	Vander Veen
Clark, I.	Jelinek	Pestka	Vear
Clarke, H.	Johnson, Rick	Phillips	Voorhees
Daniels	Johnson, Ruth	Plakas	Waters
Dennis	Julian	Pumford	Williams
DeRossett	Koetje	Quarles	Wojno
DeWeese	Kolb	Raczkowski	Woodward
Drolet	Kooiman	Richardville	Woronchak
Ehardt	Kowall	Richner	Zelenko
Faunce	Kuipers	Rivet	

Nays—0

In The Chair: Julian

The House agreed to the full title of the bill.

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

House Bill No. 5511, entitled

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

The Senate has substituted (S-2) the bill.

The Senate has passed the bill as substituted (S-2), ordered that it be given immediate effect and pursuant to Joint Rule 20, inserted the full title.

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

Rep. Middaugh moved that Rule 45 be suspended.

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

The question being on concurring in the substitute (S-2) made to the bill by the Senate,

The substitute (S-2) was concurred in, a majority of the members serving voting therefor, by yeas and nays, as follows:

Roll Call No. 426**Yeas—102**

Adamini	Frank	LaSata	Rocca
Allen	Garza	Lemmons	Schauer
Anderson	George	Lipsey	Schermesser
Basham	Gielegem	Mans	Scranton
Bernero	Gilbert	McConico	Shackleton
Birkholz	Godchaux	Mead	Sheltrown
Bisbee	Gosselin	Meyer	Shulman
Bishop	Hager	Middaugh	Spade
Bogardus	Hale	Minore	Stamas
Bovin	Hansen	Mortimer	Stewart
Bradstreet	Hardman	Murphy	Switalski
Brown, B.	Hart	Neumann	Tabor
Brown, C.	Howell	Newell	Thomas
Brown, R.	Hummel	O'Neil	Toy
Callahan	Jacobs	Palmer	Van Woerkom
Cassis	Jamnick	Pappageorge	Vander Roest
Caul	Jansen	Patterson	Vander Veen
Clark, I.	Jelinek	Pestka	Vear
Clarke, H.	Johnson, Rick	Phillips	Voorhees
Daniels	Johnson, Ruth	Plakas	Waters
Dennis	Julian	Pumford	Williams
DeRossett	Koetje	Quarles	Wojno
DeWeese	Kolb	Raczkowski	Woodward
Drolet	Kooiman	Richardville	Woronchak
Ehardt	Kowall	Richner	Zelenko
Faunce	Kuipers		

Nays—0

In The Chair: Julian

The House agreed to the full 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.

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

House Bill No. 5732, entitled

A bill to amend 1943 PA 240, entitled "State employees' retirement act," by amending sections 1b, 1d, 5, 11, 13, 19, 20, 20d, 21, 24, 33, 38, 46, 48, 49, and 52 (MCL 38.1b, 38.1d, 38.5, 38.11, 38.13, 38.19, 38.20, 38.20d, 38.21, 38.24, 38.33, 38.38, 38.46, 38.48, 38.49, and 38.52), section 1b as amended by 1996 PA 33, sections 1d and 49 as added by 1995 PA 176, sections 11 and 13 as amended and section 52 as added by 1996 PA 487, section 19 as amended by 1998 PA 205, section 20 as amended by 1996 PA 521, section 20d as amended by 1996 PA 532, section 38 as amended by 1996 PA 279, and section 48 as added by 1990 PA 110, and by adding section 19g.

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

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

A bill to amend 1943 PA 240, entitled "An act to provide for a state employees' retirement system; to create a state employees' retirement board and prescribe its powers and duties; to establish certain funds in connection with the

retirement system; to require contributions to the retirement system by and on behalf of members and participants of the retirement system; to create certain accounts and provide for expenditures from those accounts; to prescribe the powers and duties of certain state and local officers and employees and certain state departments and agencies; and to prescribe penalties and provide remedies," by amending sections 1b, 1d, 5, 11, 13, 17j, 19, 20, 20d, 21, 24, 31, 33, 38, 46, 48, 49, and 52 (MCL 38.1b, 38.1d, 38.5, 38.11, 38.13, 38.17j, 38.19, 38.20, 38.20d, 38.21, 38.24, 38.31, 38.33, 38.38, 38.46, 38.48, 38.49, and 38.52), section 1b as amended by 1996 PA 33, sections 1d and 49 as added by 1995 PA 176, sections 11 and 13 as amended and section 52 as added by 1996 PA 487, sections 17j, 19, and 31 as amended by 1998 PA 205, section 20 as amended by 1996 PA 521, section 20d as amended by 1996 PA 532, section 38 as amended by 1996 PA 279, and section 48 as added by 1990 PA 110, and by adding sections 17n, 19g, and 19h.

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

Rep. Middaugh moved that Rule 45 be suspended.

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

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

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

Roll Call No. 427

Yeas—92

Adamini	George	LaSata	Richner
Allen	Gielegem	Lemmons	Rocca
Anderson	Gilbert	Mans	Schauer
Basham	Gosselin	McConico	Schermesser
Bernero	Hager	Mead	Shackleton
Birkholz	Hale	Meyer	Shulman
Bisbee	Hansen	Middaugh	Spade
Bishop	Hardman	Minore	Stamas
Bradstreet	Hart	Mortimer	Stewart
Brown, B.	Howell	Murphy	Switalski
Brown, C.	Hummel	Neumann	Tabor
Brown, R.	Jacobs	Newell	Thomas
Callahan	Jamnick	O'Neil	Toy
Cassis	Jansen	Palmer	Van Woerkom
Caul	Jelinek	Pappageorge	Vander Roest
Clarke, H.	Johnson, Rick	Patterson	Vander Veen
Daniels	Johnson, Ruth	Pestka	Vear
DeRossett	Julian	Phillips	Voorhees
DeWeese	Koetje	Plakas	Waters
Drolet	Kolb	Pumford	Williams
Ehardt	Kooiman	Quarles	Woodward
Faunce	Kowall	Rackowski	Woronchak
Frank	Kuipers	Richardville	Zelenko

Nays—10

Bogardus	Dennis	Lipsey	Sheltrown
Bovin	Garza	Rivet	Wojno
Clark, I.	Godchaux		

In The Chair: Julian

The House agreed to the title as amended.

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

Rep. Scranton, under Rule 32(b), made the following statement:

“Mr. Speaker and members of the House:

I did not vote on Roll Call No. 427 because of a possible conflict of interest.”

Rep. Middaugh moved that when the House adjourns today it stand adjourned until Tuesday, April 9, at 2:00 p.m. The motion prevailed.

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

Reps. Shulman, Godchaux, Cassis, Ruth Johnson, Pappageorge, Kowall, Bishop, Quarles, Woodward, Gosselin, Jacobs and Raczkowski offered the following resolution:

House Resolution No. 381.

A resolution honoring the life of Seymour Gretchko, Ph.D.

Whereas, The recent passing of Seymour Gretchko, Ph.D., has deeply saddened those whose lives he touched throughout his career in public education. We wish to extend a heartfelt condolence to the family and friends of Seymour Gretchko; and

Whereas, Dr. Gretchko devoted his life to the education field. He was a strong advocate for public education, always placing children first. He began his career in the Detroit Public Schools as a teacher in 1952. His fondness and ability to relate to children led him to take a position as a counselor. Later, his administrative capabilities enabled him to serve as principal and from there, he rose to the rank of district superintendent; and

Whereas, After retiring from the Detroit Public Schools in 1982, Dr. Gretchko shared his talents with the West Bloomfield School District. The citizens and the education system of West Bloomfield soon realized the accomplishments of this distinguished man. In 1995, the school district honored the work of Dr. Gretchko by naming the new elementary school for him, Gretchko Elementary. This gave him the distinction of being the only living superintendent in the state of Michigan with a school named in his honor. A further testament to his greatness is the honor of being named the 2000 Michigan Superintendent of the Year; and

Whereas, We all have the desire to be remembered by those we encounter along one life journey. Many people hold fond memories of Dr. Seymour Gretchko and admire him for his tireless efforts, dependability, and his versatility in addressing the needs of the educational system. In paying homage to his life and memory, we also honor the people who were closest to him. May they find comfort in the knowledge that many people share in their bereavement and that the legacy of his accomplishments will long continue to help others; now, therefore, be it

Resolved by the House of Representatives, That the members of this legislative body honor the life of Seymour Gretchko, Ph.D.

The question being on the adoption of the resolution,

The resolution was adopted.

Reps. Kolb, Faunce, Spade, Rivet, Woodward, Callahan, McConico, Rich Brown, Lipsey, Wojno, Lemmons, Toy, Mead, Van Woerkom, Minore, Murphy, Kowall, Koetje, DeWeese, Bernero, Vander Veen, Kuipers, Bishop, LaSata, Shulman, Lockwood, Daniels, Anderson, Plakas, Neumann, DeRossett, Cassis, Raczkowski, Pappageorge, Basham, Richardville, Gielegem, Ehardt, Caul, Vander Roest, Dennis, Hansen, Zelenko, Clarke, Schermesser, Schauer, Scranton, Thomas, Bogardus, Jacobs, Bovin, Phillips, Jamnick, Clark, Hale, Waters, George and Adamini offered the following resolution:

House Resolution No. 382.

A resolution commemorating the twenty-fifth anniversary of the Michigan Sea Grant partnership in Great Lakes science and education between the University of Michigan and Michigan State University and declaring the week of April 15, 2002, as Michigan Sea Grant Week.

Whereas, The Great Lakes are Michigan's greatest natural resource. These incomparable freshwater seas present innumerable opportunities and challenges for Michigan. One of the largest opportunities for those living in the Great Lakes state of Michigan is to live in harmony within its ecosystem. Therefore, it is critical for people to develop an understanding of the Great Lakes and make a commitment to preserve and enhance the Lakes; and

Whereas, For the past twenty-five years, the University of Michigan and Michigan State University have worked cooperatively to contribute to the body of scientific knowledge about the Great Lakes and to convey this knowledge to Michigan's citizens, stakeholders, and others; and

Whereas, The knowledge developed through Michigan Sea Grant research, and the application of this science to the many communities throughout the state, has saved hundreds of millions of dollars, contributed to economic health, and restored environmental integrity. The outreach efforts of the Michigan Sea Grant has helped save lives, produced techniques for saving shoreline properties, and promoted the health of our commercial and recreational fisheries; and,

Whereas, The education efforts of the Michigan Sea Grant have introduced thousands of primary and university students to the wonder of the Great Lakes and promoted a greater understanding of the most important resource in the state of Michigan among the citizens and stakeholders of the state; now, therefore, be it

Resolved by the House of Representatives, That the members of this legislative body commemorate the twenty-fifth anniversary of the Michigan Sea Grant partnership in Great Lakes science and education between the University of Michigan and Michigan State University and declare the week of April 15, 2002, as Michigan Sea Grant Week; and be it further

Resolved, That we hereby recognize the vital importance and significant contributions of the Michigan Sea Grant college program, a partnership of the University of Michigan and Michigan State University to expand the state's Great Lakes opportunities and to help exceed our challenge; and be it further

Resolved, That a copy of this resolution be transmitted to Michigan Sea Grant as a token of our esteem.

Pending the reference of the resolution to a committee,

Rep. Patterson 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. Kolb, Faunce, Spade, Rivet, Woodward, Callahan, McConico, Rich Brown, Lipsey, Wojno, Lemmons, Toy, Mead, Van Woerkom, Minore, Murphy, Kowall, Koetje, DeWeese, Kuipers, Bishop, LaSata, Shulman, Lockwood, Daniels, Anderson, Plakas, Neumann, DeRossett, Cassis, Raczkowski, Pappageorge, Basham, Richardville, Gielegem, Ehardt, Caul, Drolet, Dennis, Hansen, Zelenko, Clarke, Schermesser, Schauer, Scranton, Thomas, Bogardus, Jacobs, Bovin, Phillips, Jamnick, Clark, Hale, Waters, George and Adamini offered the following resolution:

House Resolution No. 383.

A resolution recognizing and honoring the Avon Breast Cancer 3-Day event in Michigan on May 31 through June 2, 2002.

Whereas, Since 1993, the Avon Breast Cancer Crusade, a United States initiative of Avon Products, Inc., has sponsored several fundraising efforts. The Avon Breast Cancer 3-Day event is one of these fundraising events. The goal of the Avon Breast Cancer Crusade is to benefit all women, with a special emphasis on reaching the medically underserved, including low-income, elderly, minority women, and those with inadequate health insurance; and

Whereas, The mission of the Avon Breast Cancer Crusade is to fund access to care and find a cure for breast cancer. The Avon Breast Cancer Crusade supports its mission through five vital areas of the breast cancer cause: biomedical research, clinical care, financial assistance and support services, educational seminars and advocacy training, and early detection and awareness programs nationwide; and

Whereas, The Avon Breast Cancer Crusade helps women, most of whom are underserved and would not otherwise have access to education and diagnostic services, detect breast cancer early enough to survive. The Avon Breast Cancer 3-Day event, only four years old, is a blossoming event that has seen over 58,000 people participate. The Michigan walk from Ann Arbor to Detroit is one of thirteen such events across the country; now, therefore, be it

Resolved by The House of Representatives, That the members of this legislative body recognize and honor the Avon Breast Cancer 3-Day event in Michigan on May 31 through June 2, 2002; and be it further

Resolved, That a copy of this resolution be transmitted to Pallotta TeamWorks, the organizers of the event, as a token of our esteem.

Pending the reference of the resolution to a committee,

Rep. Patterson 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. Thomas, Faunce, Spade, Rivet, Woodward, McConico, Rich Brown, Lipsey, Wojno, Lemmons, Hager, Mead, Minore, Murphy, Kowall, Koetje, DeWeese, Bernero, Vander Veen, Kuipers, Bishop, LaSata, Shulman, Lockwood, Daniels, Anderson, Plakas, Neumann, DeRossett, Cassis, Raczkowski, Pappageorge, Basham, Richardville, Gielegem, Ehardt, DeVuyst, Vander Roest, Drolet, Kolb, Dennis, Hansen, Zelenko, Clarke, Schermesser, Schauer, Bogardus, Jacobs, Bovin, Phillips, Jamnick, Garza, Clark, Hale, Waters, George and Adamini offered the following resolution:

House Resolution No. 384.

A resolution honoring Wilkie Elizabeth and William Johnson as they celebrate their 63rd wedding anniversary.

Whereas, It is a distinct honor to join with the family and friends of Wilkie and William Johnson of Detroit, Michigan, as they celebrate their 63rd wedding anniversary. As they gather to mark this milestone in their lives, it is most appropriate to commend them for the manner in which their strong relationship has enhanced our state and the experiences of all those fortunate enough to know these two fine people; and

Whereas, On April 13, 2002, Mr. and Mrs. Johnson will renew the vows they spoke 63 years ago. The Johnsons have been recalling those vows every day, not just by words, but by the commitment they make in their deeds in coping with the challenges of life and the joys of this world. As the Johnsons would quickly affirm, no marriage can reach the milestone of 63 years without commitment and renewal; and

Whereas, Since they pledged their trust, respect, and affection in marriage, Wilkie and William Johnson have also witnessed changes in their own lives. Certainly, the central point of their attention is their family, to whom they have given countless gifts. Among the most precious of these gifts given to their 2 children, 5 grandchildren, 2 great-grandchildren, and their entire family, is the example of a wonderful marriage. As they mark this day, may they also know that this example has enriched our entire state; now, therefore, be it

Resolved by the House of Representatives, That the members of this legislative body honor Wilkie Elizabeth and William Johnson as they celebrate their 63rd wedding anniversary. May they continue to grow closer to one another with each passing day; and be it further

Resolved, That a copy of this resolution be transmitted to Wilkie and William Johnson as evidence of our great respect for their 63 years of marriage.

Pending the reference of the resolution to a committee,

Rep. Patterson 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. Koetje, Birkholz, Ehardt, Mortimer, Vander Veen, Kowall, Woodward, Lemmons, Hager, Mead, Van Woerkom, Meyer, Middaugh, Kuipers, LaSata, Lockwood, Neumann, DeRossett, Cassis, Pappageorge, Richardville, DeVuyst, Vander Roest, Kolb, Hansen, Clarke, Schermesser, Schauer, Thomas, Jacobs and Adamini offered the following resolution:

House Resolution No. 385.

A resolution to express disappointment with the closure of the Holland LifeSavers plant and to call for certain actions in response.

Whereas, The LifeSavers company has been located in Holland, Michigan, since 1967. Since that time, it has provided the Holland area economy with over 600 full-time jobs; and

Whereas, LifeSavers company recently announced the closing of its doors in Holland and the relocation of all of its production outside of Michigan and the United States by moving operations to Canada, for reasons that the LifeSavers company describes as a cost savings; and

Whereas, The LifeSavers company rejected an offer from the state of Michigan through the Michigan Economic Development Corporation to provide incentives of over \$38 million for it to stay in Michigan and keep those 600 jobs in Michigan; and

Whereas, The Michigan House of Representatives, while recognizing that a global economy exists and that economic decisions, including decisions of location or relocation, are the prerogatives of a company, shares in the disappointment of the Holland area and of those individuals who have lost their jobs at LifeSavers because of the plant closing and the shift of those jobs to Canada; and

Whereas, The LifeSavers company generates a significant percentage of its annual sales in the United States; now, therefore, be it

Resolved by the House of Representatives, That we call upon all Michigan citizens and people throughout the United States to refrain from purchasing LifeSavers candy for a period of two weeks, from June 1, 2002, through June 14, 2002, in a symbolic gesture of our deep sadness and disappointment over the decision of the LifeSavers company to leave the state of Michigan and the United States. We encourage this action as a gesture of support toward those workers who have lost or will soon lose their jobs because of the relocation. We recognize that an economic decision has been made by the LifeSavers company and encourage the people of Michigan, in this small way, to make an economic decision of their own to express their feelings about the closing of the Holland LifeSavers plant; and be it further

Resolved, That a copy of this resolution be transmitted to the LifeSavers company.

The resolution was referred to the Committee on Commerce.

Reps. Bishop, Faunce, Julian, Spade, Rivet, Woodward, McConico, Rich Brown, Lipsey, Wojno, Lemmons, Toy, Hager, Mead, Van Woerkom, Gosselin, Meyer, Murphy, Kowall, Koetje, DeWeese, Vander Veen, Kuipers, LaSata, Shulman, Lockwood, Anderson, DeRossett, Cassis, Raczkowski, Pappageorge, Basham, Richardville, Gielegem, Ehardt, DeVuyst, Vander Roest, Drolet, Kolb, Hansen, Zelenko, Clarke, Schermesser, Schauer, Scranton, Thomas, Bogardus, Jacobs, Bovin, Phillips, Waters, George and Adamini offered the following House Resolution:

House Resolution No. 386.

A resolution commemorating the month of April 2002 as Raise the Flags and Dig Safely Month.

Whereas, The month of April, traditionally the beginning of the construction season, will be known as Raise the Flags and Dig Safely Month; and

Whereas, The beginning of April brings with it increased construction activity. The growth in construction has led to an expansion in damages to underground facilities, which consist of cables and pipes located under the ground's surface. At times, these incidents have resulted in the loss of communication and utility service, sometimes causing damage to private property and even serious injury to Michigan's citizens and businesses. Michigan's major gas, electric, and telecommunication companies, as well as other associated groups, including the AUC: Michigan's Heavy Construction Association, MISS DIG System, Inc., and the Michigan Public Service Commission have come together to develop and implement the best practices designed to decrease such incidents; and

Whereas, The Raise the Flag campaign, sponsored by Consumers Energy, Michigan Consolidated Gas Company, Detroit Edison, and Ameritech, draws attention to the need to call MISS DIG. The campaign encourages contractors and the general public to call MISS DIG before digging, wait the required time to allow for staking, respect the staking flags, and dig carefully; and

Whereas, The Michigan Damage Prevention Board hopes to increase public safety by developing and implementing appropriate best practices and education programs which will significantly reduce accidents resulting from damage to underground facilities. Participants on the board include, Ameritech, AUC: Michigan's Heavy Construction Association, Associated Petroleum Industries of Michigan, Consumers Energy, Detroit Edison, Michigan Consolidated Gas Company, Marathon-Ashland Pipeline, Michigan Electric Cooperative Association, Michigan Electric and Gas Association, SEMCO Energy, Verizon, Telecommunications Association of Michigan, MISS DIG System, Inc., and the Michigan Public Service Commission; now, therefore, be it

Resolved by the House of Representatives, That the members of this legislative body commemorate the month of April 2002 as Raise the Flags and Dig Safely Month. We commend Michigan's major gas, electric, and telecommunication companies, as well as other associated groups, for coming together to find ways to decrease the number of incidents that damage underground facilities; and be it further

Resolved, That a copy of this resolution be transmitted to the Michigan Damage Prevention Board as a reflection of our appreciation for their efforts to ensure public safety.

Pending the reference of the resolution to a committee,

Rep. Patterson 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. Jamnick, Faunce, Julian, Spade, Rivet, Woodward, Callahan, McConico, Rich Brown, Lipsey, Wojno, Lemmons, Toy, Hager, Mead, Van Woerkom, Meyer, Minore, Murphy, Kowall, Koetje, DeWeese, Bernero, Vear, Vander Veen, Kuipers, Bishop, LaSata, Shulman, Lockwood, Anderson, Plakas, Neumann, DeRossett, Cassis, Raczkowski, Pappageorge, Basham, Richardville, Gielegem, Ehardt, Caul, DeVuyst, Vander Roest, Drolet, Kolb, Dennis, Hansen, Zelenko, Clarke, Schermesser, Schauer, Thomas, Bogardus, Quarles, Jacobs, Bovin, Phillips, Clark, Hale, Waters, George and Adamini offered the following resolution

House Resolution No. 387.

A resolution honoring Captain Robert Arvin's life and the VFW Post 2408 as they celebrate their 70th anniversary.

Whereas, It is with shared commitment to the noble ideals of our country that we join with the membership of the VFW Post 2408 in saluting Captain Robert Arvin, an Ypsilanti native, as this loyal and unselfish individual is honored for his dedication to our country. As members and friends gather to remember this patriotic man, we add our own thanks for the contributions Captain Robert Arvin made to keep our cherished liberties alive; and

Whereas, A veteran of service with the 82nd Airborne Division, Captain Robert Arvin, in a brief span of 23 months service, demonstrated outstanding professional competence and leadership. He rapidly rose through the ranks, serving briefly as platoon leader and executive officer, and then became the youngest company commander in the Division; and

Whereas, Captain Arvin received orders for Vietnam in early 1967, assigning him as an advisor in the Military Assistance Command Vietnam. He reported to his advisory detachment, the 7th Vietnamese Airborne Battalion in May of 1967. On September 5, 1967, Captain Arvin received the Silver Star and Purple Heart as a result of combat action; and

Whereas, Captain Robert Arvin returned to duty after a brief hospitalization. On October 8, 1967, Captain Arvin's unit was engaged in clearing enemy forces from an area threatening a vital air base. During the sweep, his unit was engaged by an entrenched enemy regiment and was pinned down in an exposed position. Captain Arvin's actions to dislodge the threatening elements of the enemy force resulted in his being mortally wounded. His valor was recognized by an award of a second Silver Star; and

Whereas, Captain Robert Arvin was an outstanding example of the kind of person who is not content to sit idly by while others take action. Through his commitment and love for our country, he made it clear that we have opportunities each and every day to put our love of country to good use in helping out our fellow citizens; and

Whereas, The VFW Post 2408 will hold its 70th year anniversary celebration this year. On June 15, 2002, the VFW Post 2408 will name their post in honor of Captain Robert Arvin, a local American hero. We all benefit from the patriotism of a man like Captain Robert Arvin; now, therefore, be it

Resolved by the House of Representatives, That the members of this legislative body honor the life of Captain Robert Arvin. We recognize him for his excellence in service to his country; and be it further

Resolved, That a copy of this resolution be transmitted to the VFW Post 2408 as they celebrate their 70th anniversary.

Pending the reference of the resolution to a committee,

Rep. Patterson 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, Spade, Rivet, Woodward, Callahan, McConico, Rich Brown, Lipsey, Wojno, Minore, Murphy, DeWeese, Bernero, Vander Veen, Kuipers, Shulman, Lockwood, Daniels, Anderson, Neumann, DeRossett, Raczkowski, Pappageorge, Basham, Richardville, Gielegem, Ehardt, Drolet, Kolb, Hansen, Zelenko, Clarke, Schermesser, Schauer, Thomas, Bogardus, Quarles, Jacobs, Bovin, Phillips, Jammick, Garza, Clark, Hale, Waters and Adamini offered the following resolution:

House Resolution No. 388.

A resolution honoring the life of Elder James Howard Reid.

Whereas, It is with deep appreciation for the hard work, dedication, and professionalism that James Howard Reid has put forth on behalf of the people of the city of Detroit, that we acknowledge his achievements and express our sorrow at his passing. The people of the city of Detroit have lost a conscientious individual who always put the interests of others first; and

Whereas, James Howard Reid was born on December 10, 1918, the eighth of eighteen children of Enoch and Nancy Reid, in Abbeville, Georgia. He attended and graduated from Gillespie Institution Presbyterian High School. From 1941 to 1945, he served his country in the United States Armed Services, and left with an honorable discharge. After serving his country, he moved to Detroit and graduated from the Detroit Institute of Commerce. He then majored in political science and public speaking at Wayne State University, a course of study which prepared him for the political and public advocacy that he practiced all his life; and

Whereas, Mr. Reid married Bertha Wilson on December 20, 1947, and their happy union lasted over 54 years. A deeply religious person, James Howard Reid was a member of the Mt. Zuma Baptist Church in Georgia and the St. John Presbyterian Church in Detroit. He was ordained as an Elder and served as Chairman of the Personnel and Administration Committee at St. John. He was also a member of Christ Presbyterian Church and Calvin Presbyterian Church; and

Whereas, Mr. Reid gave 34 years of dedicated service to the United States Postal Service, assisting many other postal employees as President of the National Alliance of Postal Employees for two consecutive terms; and

Whereas, He traveled extensively during his 20 years of enjoyable retirement, but still took the time to serve as an Equal Employment Opportunity Commission (EEOC) investigator and representative, working to save his clients' jobs and fairly represent their interests. With the personal sense of duty that James Howard Reid brought to every aspect of his life and work each day, he met each challenge with enthusiasm and a genuine interest in the people he vigorously served. This has been deeply appreciated, both by citizens and organizations in the city of Detroit that have benefited directly from James Howard Reid's work; and

Whereas, Mr. Reid was appointed captain of the region of the East Outer Drive Community Association and helped members obtain needed grants for their home repairs. He was a member of the EEOC and sponsored a little league baseball team. He supported political candidates he believed were worthwhile and gave his all for the people of the city of Detroit; and

Whereas, Elder James Howard Reid passed away to a better place on March 13, 2002, leaving behind a legacy of love with his beloved wife, Bertha; his four sisters, Mattie Staley, Ruby Brown, Florence Reid-Childs, and Lottie Reid; his brother, Ross Reid; six sisters-in-law, Lillie Pearl Reid, Ruth Reid, Corine Reid, Corine Reid, Carrie Sue Greene, and Bobbie Paymond; two brothers-in-law, Nathaniel Wilson and Andrew Paymond; 108 nieces and 122 nephews, as well as other relatives, friends and his constant friend, "Bud"; now, therefore, be it further

Resolved by the House of Representatives, That the members of this legislative body honor the life of Elder James Howard Reid. We join with the family, friends, loved ones, and citizens of the city of Detroit in acknowledgment of his outstanding years of public service and in sharing their sorrow at his loss; and be it further

Resolved, That a copy of this resolution be transmitted to the family of James Howard Reid as a token of our esteem.

The question being on the adoption of the resolution,

The resolution was adopted.

Reps. Cassis, Kowall, Wojno, Ruth Johnson, Rocca, Bishop, Faunce, Schauer and Cameron Brown offered the following resolution:

House Resolution No. 389.

A resolution to memorialize the Congress of the United States to enact legislation to authorize states to prohibit or restrict foreign municipal solid waste and to urge the Environmental Protection Agency to ensure full compliance with the transboundary hazardous waste agreement with Canada.

Whereas, Michigan has long been frustrated in efforts to regulate solid and hazardous wastes imported into our state. Our state is especially concerned about waste that is brought here from Ontario. Our citizens feel strongly that our environment should not be placed at additional risk from municipal solid waste and other materials that are generated elsewhere and transported here for disposal; and

Whereas, The volume of waste that comes into Michigan each year represents a significant portion of all trash handled here. As much as 20 percent of all solid waste in Michigan is from out of state, and the amount has increased significantly in recent years; and

Whereas, The authority to regulate the transportation and disposal of solid waste has been determined by the courts to be a federal matter under the interstate commerce clause of the United States Constitution. Congress must take actions to provide states with the tools to regulate or prohibit the importation of trash. Congress has before it now a bill that would provide the appropriate authority to the states. Under H.R. 1927, states could prohibit or impose certain limitations on the receipt of foreign municipal solid waste; and

Whereas, Hazardous waste transported between Canada and the United States is provided for in the Agreement Between the Government of Canada and the Government of the United States Concerning the Transboundary Movement of Hazardous Waste. It has been reported, however, that the notification requirements and procedures set forth in the agreement have not been followed. It is most disturbing to think that the protections provided in the agreement between our nations are not working. The people of this state have every right to know that all prudent measures are being enforced to protect our citizens and environment; now, therefore, be it

Resolved by the House of Representatives, That we memorialize the Congress of the United States to enact legislation to authorize states to prohibit or restrict foreign municipal solid waste and to urge the Environmental Protection Agency to ensure full compliance with the Agreement Between the Government of Canada and the Government of the United States Concerning the Transboundary Movement of Hazardous Waste; and be it further

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

The resolution was referred to the Committee on Land Use and Environment.

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, March 21:

House Bill Nos. 5817 5818 5819

The Clerk announced that the following Senate bills had been received on Thursday, March 21:

**Senate Bill Nos. 380 438 439 440 441 442 443 717 760 991 1007 1066 1086 1167
1168 1169 1170 1171 1172 1173 1174 1175 1176 1177 1178 1179 1180 1181
1182 1201**

By unanimous consent the House returned to the order of

Reports of Standing Committees

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

House Bill No. 5819, entitled

A bill to amend 1980 PA 299, entitled "Occupational code," by amending sections 2012 and 2014 (MCL 339.2012 and 339.2014), as amended by 1992 PA 103.

Without amendment and with the recommendation that the bill pass.

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

Favorable Roll Call

HB 5819 To Report Out:

Yeas: Reps. Bisbee, Palmer, Kuipers, Meyer,
Nays: Rep. Bernero.

COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Thursday, March 21, 2002, at 10:00 a.m.,
Present: Reps. Bisbee, Palmer, Kuipers, Meyer, Minore, Bernero, Dennis.

The Committee on Veterans Affairs, by Rep. Woronchak, Vice-Chair, reported

House Bill No. 4651, entitled

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending section 803e (MCL 257.803e), as amended by 1998 PA 68.

With the recommendation that the substitute (H-3) be adopted and that the bill then pass.

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

Favorable Roll Call

HB 4651 To Report Out:

Yeas: Reps. Richardville, Woronchak, Allen, Patterson, Woodward,
Nays: None.

COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Thursday, March 21, 2002, at 9:00 a.m.,
Present: Reps. Richardville, Woronchak, Allen, Patterson, Woodward,
Absent: Reps. Schermesser, Mans,

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

Senate Bill No. 562, entitled

A bill to amend 1976 PA 451, entitled "The revised school code," (MCL 380.1 to 380.1852) by adding section 1279a.

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 562 To Report Out:

Yeas: Reps. Kuipers, Meyer, Allen, Bradstreet, Hager, Hart, Ruth Johnson, Palmer, Van Woerkom, Voorhees, Hansen, Zelenko,
Nays: None.

COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Thursday, March 21, 2002, at 9:00 a.m.,
Present: Reps. Kuipers, Meyer, Allen, Bradstreet, Hager, Hart, Ruth Johnson, Palmer, Van Woerkom, Voorhees, Hansen, Zelenko,
Absent: Reps. Bogardus, Clark, Gielegem, McConico, Spade,
Excused: Reps. Bogardus, Clark, Gielegem, McConico, Spade.

COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Wednesday, March 20, 2002, at 10:30 a.m.,

Present: Reps. Richner, Bisbee, DeWeese, Ehardt, Hager, Hummel, Middaugh, Scranton, Van Woerkom, Wojno, Anderson, Schermesser, Woodward,

Absent: Reps. Clark, Daniels.

Messages from the Senate**House Bill No. 5422, entitled**

A bill to amend 1966 PA 331, entitled "Community college act of 1966," by amending section 127 (MCL 389.127), as added by 1982 PA 342.

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

The House agreed to the full title.

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

House Bill No. 5513, entitled

A bill to amend 1961 PA 236, entitled "Revised judicature act of 1961," by amending sections 4701 and 4702 (MCL 600.4701 and 600.4702), section 4701 as amended by 2000 PA 184 and section 4702 as added by 1988 PA 104.

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

The House agreed to the full title.

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

House Bill No. 5211, entitled

A bill to amend 1893 PA 206, entitled "The general property tax act," by amending section 19 (MCL 211.19), as amended by 1996 PA 126.

The Senate has substituted (S-2) the bill.

The Senate has passed the bill as substituted (S-2), ordered that it be given immediate effect and amended the title to read as follows:

A bill to amend 1893 PA 206, entitled "An act to provide for the assessment of rights and interests, including leasehold interests, in property and the levy and collection of taxes on property, and for the collection of taxes levied; making those taxes a lien on the property taxed, establishing and continuing the lien, providing for the sale or forfeiture and conveyance of property delinquent for taxes, and for the inspection and disposition of lands bid off to the state and not redeemed or purchased; to provide for the establishment of a delinquent tax revolving fund and the borrowing of money by counties and the issuance of notes; to define and limit the jurisdiction of the courts in proceedings in connection with property delinquent for taxes; to limit the time within which actions may be brought; to prescribe certain limitations with respect to rates of taxation; to prescribe certain powers and duties of certain officers, departments, agencies, and political subdivisions of this state; to provide for certain reimbursements of certain expenses incurred by units of local government; to provide penalties for the violation of this act; and to repeal acts and parts of acts," by amending section 19 (MCL 211.19), as amended by 1996 PA 126; and to repeal acts and parts of acts.

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

House Bill No. 5411, entitled

A bill to amend 1976 PA 451, entitled "The revised school code," by amending section 1225 (MCL 380.1225), as amended by 1997 PA 152.

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

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

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

House Bill No. 5415, entitled

A bill to amend 1976 PA 451, entitled "The revised school code," by amending section 1356 (MCL 380.1356), as amended by 1993 PA 312.

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

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

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

House Bill No. 5421, entitled

A bill to amend 1966 PA 331, entitled "Community college act of 1966," by amending section 126 (MCL 389.126).

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

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

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

House Bill No. 5504, entitled

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending sections 307, 312f, 319b, and 732 (MCL 257.307, 257.312f, 257.319b, and 257.732), section 307 as amended by 2001 PA 159, section 312f as amended by 1992 PA 180, section 319b as amended by 1998 PA 356, and section 732 as amended by 2001 PA 134.

The Senate has amended the bill as follows:

1. Amend page 32, following line 7, by inserting:

"Sec. 806. (1) A fee of \$10.00 shall accompany each application for a certificate of title required by this act or for a duplicate of a certificate of title. An additional fee of \$5.00 shall accompany an application if the applicant requests that the application be given special expeditious treatment.

(2) A fee of \$10.00 shall accompany an application for a special identifying number as provided in section 230.

(3) In addition to paying the fees required by subsection (1), until ~~April 1, 2002~~, MARCH 31, 2003, each person who applies for a certificate of title, a salvage vehicle certificate of title, or a scrap certificate of title under this act shall pay a tire disposal surcharge of 50 cents for each certificate of title or duplicate of a certificate of title that person receives. The secretary of state shall deposit money it receives under this subsection into the scrap tire regulatory fund created in section 16908 of the natural resources and environmental protection act, 1994 PA 451, MCL 324.16908."

2. Amend page 32, following line 7, following section 806, by striking out all of enacting section 1 and inserting:

"Enacting section 1. Sections 307, 312f, 319b, and 732 of the Michigan vehicle code, 1949 PA 300, MCL 257.307, 257.312f, 257.319b, and 257.732, as amended by this amendatory act take effect April 22, 2002."

The Senate has passed the bill as amended, ordered that it be given immediate effect and amended the title to read as follows:

A bill to amend 1949 PA 300, entitled An act to provide for the registration, titling, sale, transfer, and regulation of certain vehicles operated upon the public highways of this state or any other place open to the general public or generally accessible to motor vehicles and distressed vehicles; to provide for the licensing of dealers; to provide for the examination, licensing, and control of operators and chauffeurs; to provide for the giving of proof of financial responsibility and security by owners and operators of vehicles; to provide for the imposition, levy, and collection of specific taxes on vehicles, and the levy and collection of sales and use taxes, license fees, and permit fees; to provide for the regulation and use of streets and highways; to create certain funds; to provide penalties and sanctions for a violation of this act; to provide for civil liability of owners and operators of vehicles and service of process on residents and nonresidents; to provide for the levy of certain assessments; to provide for the enforcement of this act; to provide for the creation of and to prescribe the powers and duties of certain state and local agencies; to impose liability upon the state or local agencies; to 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 307, 312f, 319b, 732, and 806 (MCL 257.307, 257.312f, 257.319b, 257.732, and 257.806), section 307 as amended by 2001 PA 159, section 312f as amended by 1992 PA 180, section 319b as amended by 1998 PA 356, section 732 as amended by 2001 PA 134, and section 806 as amended by 2001 PA 268.

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

Senate Bill No. 380, entitled

A bill to amend 1961 PA 236, entitled "Revised judicature act of 1961," (MCL 600.101 to 600.9948) by adding sections 2973 and 2974.

The Senate has passed the bill.

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

Senate Bill No. 438, entitled

A bill to amend 1976 PA 451, entitled "The revised school code," by amending sections 4, 5, 6, 11a, 14, 503, 613, 614, 616, 617, 629, 661, 681, 682, 687, 690, 701, 702, 703, 705, 856, 857, 858, 859, 860, 861, 931, 932, 945, 1212, 1216, 1351, 1361, 1451, 1722, and 1724 (MCL 380.4, 380.5, 380.6, 380.11a, 380.14, 380.503, 380.613, 380.614, 380.616, 380.617, 380.629, 380.661, 380.681, 380.682, 380.687, 380.690, 380.701, 380.702, 380.703, 380.705, 380.856, 380.857, 380.858, 380.859, 380.860, 380.861, 380.931, 380.932, 380.945, 380.1212, 380.1216, 380.1351, 380.1361, 380.1451, 380.1722, and 380.1724), sections 5 and 14 as amended by 1999 PA 23, sections 6, 503, and 690 as amended and section 11a as added by 1995 PA 289, sections 614, 857, and 858 as amended by 1992 PA 263, section 617 as amended by 1989 PA 268, section 629 as amended by 1997 PA 152, sections 681, 682, 705, 1451, and 1724 as amended by 1994 PA 258, section 687 as amended by 2002 PA 62, section 703 as amended by 1981 PA 87, section 945 as added by 1984 PA 154, section 1212 as amended by 1993 PA 312, section 1216 as amended by 2002 PA 64, and section 1351 as amended by 2002 PA 67, and by adding section 1206; and to repeal acts and parts of acts.

The Senate has passed the bill.

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

Senate Bill No. 439, entitled

A bill to amend 1954 PA 116, entitled "Michigan election law," by amending section 641 (MCL 168.641).

The Senate has passed the bill.

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

Senate Bill No. 440, entitled

A bill to amend 1954 PA 116, entitled "Michigan election law," by amending sections 2, 3, 4, 321, 322, 358a, 370, 381, 382, 473b, 497, 498, 509aa, 509cc, 538, 598, 635, 643, 644e, 644g, 646a, 821, 963, and 971 (MCL 168.2, 168.3, 168.4, 168.321, 168.322, 168.358a, 168.370, 168.381, 168.382, 168.473b, 168.497, 168.498, 168.509aa, 168.509cc, 168.538, 168.598, 168.635, 168.643, 168.644e, 168.644g, 168.646a, 168.821, 168.963, and 168.971), section 2 as amended by 1999 PA 216, section 321 as amended by 1994 PA 277, section 322 as amended by 1999 PA 218, section 358a as amended by 1990 PA 235, section 370 as amended by 1990 PA 83, section 381 as amended by 1991 PA 16, section 473b as added by 1999 PA 219, section 497 as amended by 1989 PA 142, section 498 as amended by 1984 PA 89, section 509aa as amended by 2001 PA 269, section 509cc as added by 1994 PA 441, section 598 as amended by 1988 PA 116, section 643 as amended by 1998 PA 364, section 646a as amended by 1990 PA 7, section 821 as amended by 1988 PA 275, and section 963 as amended by 1999 PA 220, and by adding chapter XIV and sections 642, 642a, and 659; and to repeal acts and parts of acts.

The Senate has passed the bill.

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

Senate Bill No. 441, entitled

A bill to amend 1909 PA 279, entitled "The home rule city act," by amending sections 3, 8, 11, 21, 25, and 26 (MCL 117.3, 117.8, 117.11, 117.21, 117.25, and 117.26), section 3 as amended by 1999 PA 260 and section 25 as amended by 1982 PA 200.

The Senate has passed the bill.

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

Senate Bill No. 442, entitled

A bill to amend 1909 PA 278, entitled "The home rule village act," by amending sections 4, 7, 21, and 23 (MCL 78.4, 78.7, 78.21, and 78.23), section 23 as amended by 1999 PA 258.

The Senate has passed the bill.

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

Senate Bill No. 443, entitled

A bill to amend 1895 PA 3, entitled "The general law village act," by amending sections 1, 3, 4, 5, 6, and 13 of chapter II, sections 1, 2, 3, and 7 of chapter III, section 3 of chapter V, section 23 of chapter IX, section 3 of chapter XII, and sections 18a and 23g of chapter XIV (MCL 62.1, 62.3, 62.4, 62.5, 62.6, 62.13, 63.1, 63.2, 63.3, 63.7, 65.3, 69.23, 72.3, 74.18a, and 74.23g), sections 1, 4, 5, 6, and 13 of chapter II, sections 2 and 7 of chapter III, and section 3

of chapter V as amended and section 3 of chapter III as added by 1998 PA 255 and section 3 of chapter XII and section 18a of chapter XIV as amended and section 23g of chapter XIV as added by 1998 PA 254.

The Senate has passed the bill.

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

Senate Bill No. 717, entitled

A bill to amend 1972 PA 230, entitled "Stille-DeRossett-Hale single state construction code act," by amending section 19 (MCL 125.1519).

The Senate has passed the bill.

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

Senate Bill No. 760, entitled

A bill to amend 1954 PA 116, entitled "Michigan election law," by amending sections 30a, 500f, 500g, 501a, 505, 509n, 509r, 509gg, 544c, 644k, 690, 862, 863, 954, and 972 (MCL 168.30a, 168.500f, 168.500g, 168.501a, 168.505, 168.509n, 168.509r, 168.509gg, 168.544c, 168.644k, 168.690, 168.862, 168.863, 168.954, and 168.972), section 501a as amended by 1995 PA 87, section 509n as amended by 1999 PA 216, sections 509r and 509gg as added by 1994 PA 441, section 544c as amended by 1999 PA 219, and section 972 as amended by 1989 PA 26; and to repeal acts and parts of acts.

The Senate has passed the bill.

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

Senate Bill No. 991, entitled

A bill to amend 1956 PA 218, entitled "The insurance code of 1956," by amending sections 2103, 2111, 2117, 2118, 2121, 2930, and 2930a (MCL 500.2103, 500.2111, 500.2117, 500.2118, 500.2121, 500.2930, and 500.2930a), section 2103 as amended by 2001 PA 147, section 2111 as amended by 1996 PA 98, section 2117 as amended by 2001 PA 25, section 2118 as amended by 1988 PA 43, section 2121 as amended by 1998 PA 26, and section 2930a as amended by 1980 PA 461.

The Senate has passed the bill.

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

Senate Bill No. 1007, entitled

A bill to amend 1996 PA 354, entitled "Savings bank act," (MCL 487.3101 to 487.3804) by adding section 514.

The Senate has passed the bill.

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

Senate Bill No. 1066, entitled

A bill to amend 1986 PA 157, entitled "Michigan export development act," by amending section 10 (MCL 447.160), as amended by 1990 PA 304.

The Senate has passed the bill.

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

Senate Bill No. 1086, entitled

A bill to amend 1954 PA 188, entitled "An act to provide for the making of certain improvements by townships; to provide for paying for the improvements by the issuance of bonds; to provide for the levying of taxes; to provide for assessing the whole or a part of the cost of improvements against property benefited; and to provide for the issuance of bonds in anticipation of the collection of special assessments and for the obligation of the township on the bonds," by amending section 2 (MCL 41.722), as amended by 1995 PA 139.

The Senate has passed the bill.

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

Senate Bill No. 1167, entitled

A bill to amend 1967 PA 266, entitled "An act to authorize and provide for the issuance of notes of the state, including refunding notes and commercial paper; to provide funds to meet obligations incurred pursuant to

appropriations for fiscal years; to provide for the payment of such notes from revenues received during the same fiscal years; and to exempt certain notes and interest on those notes from taxation,” by amending section 4 (MCL 17.454).

The Senate has passed the bill.

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

Senate Bill No. 1168, entitled

A bill to amend 1974 PA 370, entitled “Vietnam veteran era bonus act,” by amending section 15 (MCL 35.1035).

The Senate has passed the bill.

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

Senate Bill No. 1169, entitled

A bill to amend 1966 PA 346, entitled “State housing development authority act of 1966,” by amending sections 22 and 25 (MCL 125.1422 and 125.1425), section 22 as amended by 1999 PA 131 and section 25 as amended by 1993 PA 220.

The Senate has passed the bill.

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

Senate Bill No. 1170, entitled

A bill to amend 1984 PA 270, entitled “Michigan strategic fund act,” by amending sections 23 and 47 (MCL 125.2023 and 125.2047), section 23 as amended by 1987 PA 278.

The Senate has passed the bill.

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

Senate Bill No. 1171, entitled

A bill to amend 1982 PA 220, entitled “Michigan family farm development act,” by amending section 13 (MCL 285.263), as amended by 1983 PA 68.

The Senate has passed the bill.

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

Senate Bill No. 1172, entitled

A bill to amend 1945 PA 47, entitled “An act to authorize 2 or more cities, townships, and villages, or any combination of cities, townships, and villages, to incorporate a hospital authority for planning, promoting, acquiring, constructing, improving, enlarging, extending, owning, maintaining, and operating 1 or more community hospitals and related buildings or structures and related facilities; to provide for the sale, lease, or other transfer of a hospital owned by a hospital authority to a nonprofit corporation established under the laws of this state for no or nominal monetary consideration; to define hospitals and community hospitals; to provide for changes in the membership therein; to authorize the cities, townships, and villages to levy taxes for community hospital purposes; to provide for the issuance of bonds; to provide for the pledge of assessments; to provide for borrowing money for operation and maintenance and issuing notes for operation and maintenance; to validate elections heretofore held and notes heretofore issued; to validate bonds heretofore issued; to authorize condemnation proceedings; to grant certain powers of a body corporate; to validate and ratify the organization, existence, and membership of entities acting as hospital authorities under the act and the actions taken by hospital authorities and by the members of the hospital authorities; and to prescribe penalties and provide remedies,” by amending sections 8 and 8a (MCL 331.8 and 331.8a), section 8a as amended by 1980 PA 104; and to repeal acts and parts of acts.

The Senate has passed the bill.

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

Senate Bill No. 1173, entitled

A bill to amend 1969 PA 38, entitled “Hospital finance authority act,” by amending sections 12 and 42 (MCL 331.42 and 331.72), section 12 as amended by 1994 PA 428 and section 42 as amended by 1992 PA 302; and to repeal acts and parts of acts.

The Senate has passed the bill.

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

Senate Bill No. 1174, entitled

A bill to amend 1969 PA 295, entitled "Higher education facilities authority act," by amending section 6 (MCL 390.926), as amended by 1982 PA 409.

The Senate has passed the bill.

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

Senate Bill No. 1175, entitled

A bill to amend 1975 PA 222, entitled "Higher education loan authority act," by amending section 5 (MCL 390.1155), as amended by 1984 PA 259.

The Senate has passed the bill.

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

Senate Bill No. 1176, entitled

A bill to amend 1976 PA 289, entitled "An act to implement, clarify, and confirm the constitutional powers of the bodies corporate controlling those institutions of higher education named in sections 4, 5, and 6 of article 8 of the state constitution of 1963, or established by law as therein provided, regarding the establishment and financing of student loan programs," by amending section 2 (MCL 390.1352).

The Senate has passed the bill.

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

Senate Bill No. 1177, entitled

A bill to amend 1964 PA 183, entitled "An act creating the state building authority with power to acquire, construct, furnish, equip, own, improve, enlarge, operate, mortgage, and maintain facilities for the use of the state or any of its agencies; to act as a developer or co-owner of facilities as a condominium project for the use of the state or any of its agencies; to authorize the execution of leases pertaining to those facilities by the building authority with the state or any of its agencies; to authorize the payment of true rentals by the state; to provide for the issuance of revenue obligations by the building authority to be paid from the true rentals to be paid by the state and other resources and security provided for and pledged by the building authority; to authorize the creation of funds; to authorize the conveyance of lands by the state or any of its agencies for the purposes authorized in this act; to authorize the appointment of a trustee for bondholders; to permit remedies for the benefit of parties in interest; to provide for other powers and duties of the authority; and to provide for other matters in relation to the authority and its obligations," by amending section 8 (MCL 830.418), as amended by 1997 PA 127.

The Senate has passed the bill.

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

Senate Bill No. 1178, entitled

A bill to amend 1985 PA 227, entitled "Shared credit rating act," by amending section 9 (MCL 141.1059), as amended by 1988 PA 316.

The Senate has passed the bill.

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

Senate Bill No. 1179, entitled

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending section 19603 (MCL 324.19603), as added by 1998 PA 288.

The Senate has passed the bill.

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

Senate Bill No. 1180, entitled

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending section 50510 (MCL 324.50510), as added by 1995 PA 57.

The Senate has passed the bill.

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

Senate Bill No. 1181, entitled

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending section 71503 (MCL 324.71503), as amended by 1995 PA 72.

The Senate has passed the bill.

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

Senate Bill No. 1182, entitled

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending section 76703 (MCL 324.76703), as amended by 2001 PA 78.

The Senate has passed the bill.

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

Senate Bill No. 1201, entitled

A bill relative to the reporting of the issuance of certain debt and securities; and to prescribe powers and duties of certain departments, agencies, officials, and employees.

The Senate has passed the bill.

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

House Concurrent Resolution No. 62.

A concurrent resolution prescribing the legislative schedule.

(For text of resolution, see today's Journal, p. 829.)

The Senate has adopted the concurrent resolution.

The concurrent resolution was referred to the Clerk for record.

Notices

March 21, 2002

Mr. Gary L. Randall, Clerk
Michigan House of Representatives
State Capitol Building
Lansing, Michigan 48913

Dear Mr. Clerk:

This letter is to inform you that effective immediately, I am removing Representative Charles LaSata from the Appropriations Subcommittee on Natural Resources and Environmental Quality and replacing him with Representative Mike Pumford.

Thank you for your attention to this matter.

Sincerely,
Rick Johnson
Speaker of the House

Messages from the Governor

The following message from the Governor, approving and signing the following bill at the time designated below, was received and read:

Date: March 21, 2002
Time: 9:44 a.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

Enrolled House Bill No. 5585 (Public Act No. 77, I.E.), being

An act to amend 1961 PA 236, entitled "An act to revise and consolidate the statutes relating to the organization and jurisdiction of the courts of this state; the powers and duties of such courts, and of the judges and other officers thereof;

the forms and attributes of civil claims and actions; the time within which civil actions and proceedings may be brought in said courts; pleading, evidence, practice and procedure in civil and criminal actions and proceedings in said courts; to provide remedies and penalties for the violation of certain provisions of this act; to repeal all acts and parts of acts inconsistent with or contravening any of the provisions of this act; and to repeal acts and parts of acts," by amending section 6013 (MCL 600.6013), as amended by 2001 PA 175.

(Filed with the Secretary of State March 21, 2002, at 11:27 a.m.)

Rep. Ehardt moved that the House adjourn.
The motion prevailed, the time being 8:25 p.m.

Associate Speaker Pro Tempore Julian declared the House adjourned until Tuesday, April 9, at 2:00 p.m.

GARY L. RANDALL
Clerk of the House of Representatives.

