

No. 82
STATE OF MICHIGAN
JOURNAL
OF THE
House of Representatives
92nd Legislature
REGULAR SESSION OF 2003

House Chamber, Lansing, Thursday, October 30, 2003.

10:00 a.m.

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

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

Accavitti—present	Garfield—present	Meyer—present	Sheen—present
Acciavatti—present	Gieleghem—present	Middaugh—present	Sheltrown—excused
Adamini—present	Gillard—present	Milosch—present	Shulman—present
Amos—present	Gleason—present	Minore—present	Smith—excused
Anderson—present	Hager—present	Moolenaar—present	Spade—present
Bieda—present	Hardman—present	Mortimer—present	Stahl—present
Bisbee—present	Hart—present	Murphy—present	Stakoe—present
Bradstreet—present	Hood—present	Newell—present	Stallworth—present
Brandenburg—present	Hoogendyk—present	Nitz—present	Steil—present
Brown—present	Hopgood—present	Nofs—present	Stewart—present
Byrum—present	Howell—present	O’Neil—present	Tabor—present
Casperson—present	Huizenga—present	Paletko—present	Taub—present
Caswell—present	Hummel—present	Palmer—present	Tobocman—present
Caul—present	Hune—present	Palsrok—present	Vagnozzi—present
Cheeks—present	Hunter—present	Pappageorge—present	Van Regenmorter—present
Clack—present	Jamnick—present	Pastor—present	Vander Veen—present
Condino—present	Johnson, Rick—present	Phillips—present	Voorhees—present
Daniels—present	Johnson, Ruth—present	Plakas—present	Walker—present
Dennis—present	Julian—present	Pumford—present	Ward—present
DeRoche—present	Koetje—present	Reeves—present	Waters—present
DeRossett—present	Kolb—present	Richardville—present	Wenke—present
Drolet—present	Kooiman—present	Rivet—present	Whitmer—present
Ehardt—present	LaJoy—present	Robertson—present	Williams—present
Elkins—present	LaSata—present	Rocca—present	Wojno—present
Emmons—present	Law—present	Sak—present	Woodward—present
Farhat—present	Lipsey—present	Shackleton—present	Woronchak—present
Farrah—present	McConico—present	Shaffer—present	Zelenko—present
Gaffney—present	Meisner—present		

e/d/s = entered during session

Rep. Doug Spade, from the 57th District, offered the following invocation:

“Dear Lord, we pause to thank You for our many blessings. We are humbly grateful for the opportunity to work for the people of the state of Michigan as legislators and staff. We ask You to guide us in our deliberations today and in the weeks and months ahead as we face difficult budgeting choices. Give us the judgment, wisdom and understanding always to put partisan politics in their proper place and keep the right decisions and choices for the people of the state of Michigan as our top priority. Please help us to always remember why we are here, Lord, to serve our constituents, the people of this state and to serve You. We pray in Jesus’ name. Amen.”

Rep. Waters moved that Reps. Sheltroun and Smith be excused from today’s session.
The motion prevailed.

Second Reading of Bills

Senate Bill No. 352, entitled

A bill to designate March 31 of each year as Cesar E. Chavez day in the state of Michigan.

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

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

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

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

Rep. Richardville 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.

By unanimous consent the House returned to the order of

Third Reading of Bills

Senate Bill No. 352, entitled

A bill to designate March 31 of each year as Cesar E. Chavez day 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. 594

Yeas—99

Accavitti	Garfield	McConico	Shulman
Acciavatti	Gielegem	Meisner	Spade
Adamini	Gillard	Meyer	Stahl
Amos	Gleason	Minore	Stakoe
Anderson	Hager	Moolenaar	Stallworth
Bieda	Hardman	Mortimer	Steil
Brandenburg	Hart	Murphy	Stewart
Brown	Hood	Newell	Tabor
Byrum	Hopgood	Nofs	Taub
Casperson	Howell	O’Neil	Tobocman
Caul	Huizenga	Paletko	Vagnozzi
Cheeks	Hummel	Palmer	Van Regenmorter
Clack	Hune	Palsrok	Vander Veen
Condino	Hunter	Pappageorge	Voorhees
Daniels	Jamnick	Pastor	Walker

Dennis	Johnson, Rick	Phillips	Ward
DeRoche	Johnson, Ruth	Plakas	Waters
DeRossett	Julian	Pumford	Wenke
Drolet	Koetje	Richardville	Whitmer
Ehardt	Kolb	Rivet	Williams
Elkins	Kooiman	Robertson	Wojno
Emmons	LaJoy	Rocca	Woodward
Farhat	LaSata	Sak	Woronchak
Farrah	Law	Shackleton	Zelenko
Gaffney	Lipsey	Shaffer	

Nays—8

Bisbee	Caswell	Middaugh	Nitz
Bradstreet	Hoogendyk	Milosch	Sheen

In The Chair: Julian

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

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

A bill to designate March 31 of each year as Cesar E. Chavez day in the state of Michigan; to designate July 14 of each year as President Gerald R. Ford day in the state of Michigan; and to designate July 30 of each year as Henry Ford day in the state of Michigan.

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

House Bill No. 5183, entitled

A bill to amend 1939 PA 280, entitled “The social welfare act,” (MCL 400.1 to 400.119b) by adding section 18e.

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

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

Rep. Stahl 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.

By unanimous consent the House returned to the order of

Third Reading of Bills

House Bill No. 5183, entitled

A bill to amend 1939 PA 280, entitled “The social welfare act,” (MCL 400.1 to 400.119b) by adding section 18e.

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

Roll Call No. 595

Yeas—108

Accavitti	Gaffney	McConico	Shackleton
Acciavatti	Garfield	Meisner	Shaffer
Adamini	Gielegghem	Meyer	Sheen

Amos	Gillard	Middaugh	Shulman
Anderson	Gleason	Milosch	Spade
Bieda	Hager	Minore	Stahl
Bisbee	Hardman	Moolenaar	Stakoe
Bradstreet	Hart	Mortimer	Stallworth
Brandenburg	Hood	Murphy	Steil
Brown	Hoogendyk	Newell	Stewart
Byrum	Hopgood	Nitz	Tabor
Casperson	Howell	Nofs	Taub
Caswell	Huizenga	O'Neil	Tobocman
Caul	Hummel	Paletko	Vagnozzi
Cheeks	Hune	Palmer	Van Regenmorter
Clack	Hunter	Palsrok	Vander Veen
Condino	Jamnick	Pappageorge	Voorhees
Daniels	Johnson, Rick	Pastor	Walker
Dennis	Johnson, Ruth	Phillips	Ward
DeRoche	Julian	Plakas	Waters
DeRossett	Koetje	Pumford	Wenke
Drolet	Kolb	Reeves	Whitmer
Ehardt	Kooiman	Richardville	Williams
Elkins	LaJoy	Rivet	Wojno
Emmons	LaSata	Robertson	Woodward
Farhat	Law	Rocca	Woronchak
Farrah	Lipsey	Sak	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

House Bill No. 4600, entitled

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending section 310e (MCL 257.310e), as amended by 2002 PA 554.

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

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

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

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

Rep. Gaffney moved to amend the bill as follows:

1. Amend page 6, following line 8, by inserting:

"Enacting section 1. This amendatory act takes effect May 1, 2004."

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

Reps. Huizenga, Kooiman and Sak moved to amend the bill as follows:

1. Amend page 3, line 24, after "**members**" by inserting "**unless the person is accompanied by his or her parent or legal guardian or has in his or her possession the written authorization of his or her parent or legal guardian**".

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

Reps. Kooiman, Huizenga and Sak moved to amend the bill as follows:

1. Amend page 3, line 24, after “**members**” by inserting “**unless that transportation is to or from a project or activity sponsored by a public or private school**”.

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

Rep. Richardville moved to reconsider the vote by which the House adopted the amendment.

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

The question being on the adoption of the amendment offered previously by Reps. Kooiman, Huizenga and Sak, Rep. Kooiman withdrew the amendment.

Rep. Gaffney 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.

By unanimous consent the House returned to the order of

Third Reading of Bills

House Bill No. 4600, entitled

A bill to amend 1949 PA 300, entitled “Michigan vehicle code,” by amending section 310e (MCL 257.310e), as amended by 2002 PA 554.

The bill was read a third time.

The question being on the passage of the bill,

After debate,

Rep. Stewart demanded the previous question.

The demand was supported.

The question being, “Shall the main question now be put?”

The previous question was ordered.

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. 596

Yeas—57

Acciavatti	Gleason	Murphy	Stahl
Adamini	Hager	Nofs	Stakoe
Amos	Hart	Paletko	Steil
Bieda	Howell	Palsrok	Stewart
Bradstreet	Huizenga	Pappageorge	Taub
Brandenburg	Hummel	Pastor	Tobocman
Brown	Hune	Plakas	Van Regenmorter
Byrum	Hunter	Pumford	Voorhees
Caswell	Johnson, Rick	Richardville	Walker
DeRossett	Kolb	Robertson	Ward
Ehardt	LaJoy	Rocca	Wenke
Elkins	LaSata	Shackleton	Whitmer
Gaffney	Meisner	Shaffer	Wojno
Gielegem	Middaugh	Spade	Woronchak
Gillard			

Nays—43

Accavitti	Drolet	Law	Reeves
Anderson	Emmons	Lipsev	Rivet
Bisbee	Farrah	McConico	Sak
Casperson	Garfield	Milosch	Stallworth

Caul	Hardman	Minore	Vagnozzi
Cheeks	Hopgood	Mortimer	Vander Veen
Clack	Jamnack	Newell	Waters
Condino	Johnson, Ruth	Nitz	Williams
Daniels	Julian	O'Neil	Woodward
Dennis	Koetje	Palmer	Zelenko
DeRoche	Kooiman	Phillips	

In The Chair: Julian

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

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

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending section 310e (MCL 257.310e), as amended by 2003 PA 61.

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.

Reps. Kolb, Adamini, Brandenburg, Hune, Wenke and Palsrok were named co-sponsors of the bill.

Reps. Accavitti, Phillips, Condino, Anderson, Hopgood, Zelenko and Vagnozzi, 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:

Today I voted no on House Bill 4600 because the bill as passed by the House has been rendered ineffective by an exception amended into the bill. This amendment makes the new law practically unenforceable and ineffective. Had the original version been passed, I would have voted yes on the bill."

Rep. Kooiman, 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 against final passage of HB 4600, even though it was amended to partially relieve my concerns about the impact of the legislation on parental involvement in decision-making on their kids driving responsibilities. I was one of the authors of the amendment allowing parents to write a note authorizing their child to have more than one unrelated teen in their vehicle. While that amendment made a bad bill better, I still believe it is still bad public policy for the following reasons: 1) It's enforceability - How will police officers be able to determine the relationship of all passengers to the driver...these are teens, they do not all have IDs or drivers licenses, so now if they "look" 16 and have more than one passenger they are likely to be pulled over, even if they are obeying the law and have written permission; 2) This bill assumes all kids are irresponsible and immature and deals not with bad behavior, but simply the number of children in the vehicle; 3) This bill has the potential to raise legitimate concerns relative to profiling; 4) This bill is based on faulty facts. It assumes the worst drivers are 16 year olds, when in fact 17 & 18 year olds have more accidents than their younger peers and the most accident prone age group is those that are over 65 during the hours of 3 - 5.

This bill sends the wrong message to parents and kids. Let's do the right thing and provide increased education for parents without making their kids criminals. HB 4600 as amended is better than the introduced bill, but it is still bad public policy."

By unanimous consent the House returned to the order of

Motions and Resolutions

Rep. Richardville moved that Rule 45(c) be suspended.

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

Rep. Gielegem moved that the Committee on Land Use and Environment be discharged from further consideration of **House Bill No. 4098**.

(For first notice see House Journal No. 81, p. 2006.)

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

Rep. Gielegem demanded the yeas and nays.

The demand was supported.

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

Rep. Richardville moved that consideration of the motion be postponed for the day.
The motion prevailed.

Rep. Richardville moved that Rule 45(c) be suspended.
The motion prevailed, 3/5 of the members present voting therefor.

Rep. Gieleghem moved that the Committee on Land Use and Environment be discharged from further consideration of **House Bill No. 4099**.

(For first notice see House Journal No. 81, p. 2006.)

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

Rep. Gieleghem demanded the yeas and nays.

The demand was supported.

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

Rep. Richardville moved that consideration of the motion be postponed for the day.
The motion prevailed.

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

Reps. Brandenburg, Palmer, Nitz, Milosch, Bradstreet, Taub, Ward, Caswell, Garfield, Tabor, Walker, Shulman, DeRossett, Amos, Wenke, Stahl, Sheen, Rocca, Hoogendyk, Voorhees, Bisbee, Ehardt, Kooiman, Howell, LaJoy, Ruth Johnson, Sheltroun, DeRoche, Spade, Woronchak, Middaugh, Farhat, Shackleton, Nofs, Gaffney, Steil, Van Regenmorter, Pappageorge, Caul, Hart, Shaffer, Meyer, Stewart, Drolet, Acciavatti, Emmons, Robertson, Vander Veen, Casperson, Pastor, Stakoe, Mortimer, Palsrok, Newell, Hummel, Huizenga, Accavitti, Gieleghem, Wojno, Law, Gleason, Hager, Hune, Murphy, O'Neil, Plakas, Richardville and Sak offered the following resolution:

House Resolution No. 161.

A resolution to urge the United States Supreme Court to uphold the constitutionality of the Pledge of Allegiance with the phrase "under God" and permit its recitation in classrooms.

Whereas, In a ruling that has upset citizens all across our country, a California federal appellate court ruled that the phrase "under God" in the Pledge of Allegiance amounts to an unconstitutional "endorsement of religion." This case is now before the United States Supreme Court; and

Whereas, For nearly 50 years, the phrase "under God" has been part of the Pledge of Allegiance as an expression of nondenominational faith in a higher power that is a fitting continuation of the sentiments that have been part of our national heritage since the founders included such references in the Declaration of Independence. Indeed, the Declaration of Independence includes such terms as "God," "Creator," and "Divine Providence," and our national motto is "In God We Trust"; and

Whereas, At the heart of this case is whether or not students should be allowed to say the Pledge of Allegiance in its entirety. A key point to remember is the fact that permitting students to say the Pledge is not the same as compelling them to do so, a distinction that the United States Supreme Court has already addressed; and

Whereas, The move to question the constitutionality of the Pledge of Allegiance with "under God" is strongly opposed by many people as a reflection of oversensitivity to political correctness and insensitivity to our history, our culture, and the will of our citizens; now, therefore, be it

Resolved by the House of Representatives, That we urge the United States Supreme Court to uphold the constitutionality of the Pledge of Allegiance with the phrase "under God" and permit its recitation in classrooms; and be it further

Resolved, That copies of this resolution be transmitted to the United States Supreme Court.

The resolution was referred to the Committee on Government Operations.

Reports of Standing Committees

The Committee on Land Use and Environment, by Rep. Ruth Johnson, Chair, reported

House Bill No. 5107, entitled

A bill to amend 1951 PA 51, entitled "An act to provide for the classification of all public roads, streets, and highways in this state, and for the revision of that classification and for additions to and deletions from each classification; to set up and establish the Michigan transportation fund; to provide for the deposits in the Michigan transportation fund of specific taxes on motor vehicles and motor vehicle fuels; to provide for the allocation of funds from the Michigan transportation fund and the use and administration of the fund for transportation purposes; to set up and establish the truck safety fund; to provide for the allocation of funds from the truck safety fund and administration

of the fund for truck safety purposes; to set up and establish the Michigan truck safety commission; to establish certain standards for road contracts for certain businesses; to provide for the continuing review of transportation needs within the state; to authorize the state transportation commission, counties, cities, and villages to borrow money, issue bonds, and make pledges of funds for transportation purposes; to authorize counties to advance funds for the payment of deficiencies necessary for the payment of bonds issued under this act; to provide for the limitations, payment, retirement, and security of the bonds and pledges; to provide for appropriations and tax levies by counties and townships for county roads; to authorize contributions by townships for county roads; to provide for the establishment and administration of the state trunk line fund, critical bridge fund, comprehensive transportation fund, and certain other funds; to provide for the deposits in the state trunk line fund, critical bridge fund, comprehensive transportation fund, and certain other funds of money raised by specific taxes and fees; to provide for definitions of public transportation functions and criteria; to define the purposes for which Michigan transportation funds may be allocated; to provide for Michigan transportation fund grants; to provide for review and approval of transportation programs; to provide for submission of annual legislative requests and reports; to provide for the establishment and functions of certain advisory entities; to provide for conditions for grants; to provide for the issuance of bonds and notes for transportation purposes; to provide for the powers and duties of certain state and local agencies and officials; to provide for the making of loans for transportation purposes by the state transportation department and for the receipt and repayment by local units and agencies of those loans from certain specified sources; and to repeal acts and parts of acts," by amending section 1c (MCL 247.651c), as amended by 1982 PA 438.

Without amendment and with the recommendation that the bill pass.

The bill was referred to the order of Second Reading of Bills and laid over one day.

Favorable Roll Call

To Report Out:

Yeas: Reps. Ruth Johnson, LaJoy, DeRossett, Nitz, Ward, Farrah, Gielegem, Dennis and Law

Nays: None

COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Ruth Johnson, Chair of the Committee on Land Use and Environment, was received and read:

Meeting held on: Wednesday, October 29, 2003, at 4:07 p.m.

Present: Reps. Ruth Johnson, LaJoy, DeRossett, Nitz, Ward, Farrah, Gielegem, Dennis and Law

Absent: Reps. Ehardt and Milosch

Excused: Reps. Ehardt and Milosch

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

House Bill No. 5190, entitled

A bill to consolidate certain state human resource operations in the department of civil service; to create certain offices; and to impose certain duties and responsibilities on certain state officials and employees.

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 and laid over one day.

Favorable Roll Call

To Report Out:

Yeas: Reps. Drolet, Middaugh, Pappageorge, Huizenga, LaJoy and Van Regenmorter

Nays: Reps. Minore and Dennis

COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Wednesday, October 29, 2003, at 4:05 p.m.

Present: Reps. Drolet, Middaugh, Pappageorge, Huizenga, LaJoy, Van Regenmorter, Minore and Dennis

Absent: Rep. Bieda

Excused: Rep. Bieda

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

House Resolution No. 135.

A resolution to memorialize the Congress of the United States to enact legislation to provide Michigan a more equitable share of federal transit funding and increased funding for bus projects.

(For text of resolution, see House Journal No. 70, p. 1798.)

With the recommendation that the resolution be adopted.

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

Favorable Roll Call

To Report Out:

Yeas: Reps. Shulman, Emmons, Caul, Pumford, Shackleton, Kooiman, Newell, Stewart, Acciavatti, Amos, Caswell, Farhat, Hoogendyk, Moolenaar, Pastor, Shaffer, Steil, Taub, Walker, Brandenburg, Mortimer, Whitmer, Brown, Kolb, Phillips, Plakas, Reeves, Williams, Cheeks, Paletko, Sak and Zelenko

Nays: None

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

Senate Concurrent Resolution No. 36.

A concurrent resolution to create a family resource center curriculum joint study committee to make recommendations on adult education and related family services in Michigan.

(For text of concurrent resolution, see House Journal No. 74, p. 1896.)

With the recommendation that the concurrent resolution be adopted.

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

Favorable Roll Call

To Report Out:

Yeas: Reps. Shulman, Emmons, Caul, Pumford, Shackleton, Kooiman, Newell, Stewart, Acciavatti, Amos, Caswell, Farhat, Hoogendyk, Moolenaar, Pastor, Shaffer, Steil, Taub, Walker, Brandenburg, Mortimer, Whitmer, Brown, Kolb, Plakas, Reeves, Williams, Cheeks, Paletko and Zelenko

Nays: Rep. Sak

COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Thursday, October 30, 2003, at 9:30 a.m.

Present: Reps. Shulman, Emmons, Caul, Pumford, Shackleton, Kooiman, Newell, Stewart, Acciavatti, Amos, Caswell, Farhat, Hoogendyk, Moolenaar, Pastor, Shaffer, Steil, Taub, Walker, Brandenburg, Mortimer, Whitmer, Brown, Kolb, Phillips, Plakas, Reeves, Williams, Cheeks, Paletko, Sak and Zelenko

Absent: Rep. Hunter

Excused: Rep. Hunter

COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Woronchak, Chair of the Committee on Senior Health, Security and Retirement, was received and read:

Meeting held on: Thursday, October 30, 2003, at 9:00 a.m.

Present: Reps. Woronchak, Rocca, Vander Veen, Stallworth, Vagnozzi and Zelenko

Absent: Reps. Mortimer, Pappageorge and Tabor

Excused: Reps. Mortimer, Pappageorge and Tabor

COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Voorhees, Chair of the Committee on Higher Education, was received and read:
Meeting held on: Thursday, October 30, 2003, at 9:00 a.m.

Present: Reps. Voorhees, Hart, Stakoe and Hood

Absent: Reps. LaSata, Dennis and Smith

Excused: Reps. LaSata, Dennis and Smith

COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Koetje, Chair of the Committee on Government Operations, was received and read:

Meeting held on: Thursday, October 30, 2003, at 8:30 a.m.

Present: Reps. Koetje, Drolet, Howell, Tobocman and Lipsey

COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Thursday, October 30, 2003, at 8:30 a.m.

Present: Reps. Nofs, Garfield, Richardville, Pappageorge, Woronchak, Casperson, Woodward, Spade and Elkins

Absent: Reps. Ruth Johnson and Sheltroun

Excused: Reps. Ruth Johnson and Sheltroun

Announcement by the Clerk of Printing and Enrollment

The Clerk announced that the following bill had been printed and placed upon the files of the members on Tuesday, October 28:

Senate Bill No. 803

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

Senate Bill Nos. 275 612 771

By unanimous consent the House returned to the order of

Messages from the Senate**House Bill No. 4714, entitled**

A bill to amend 1976 PA 451, entitled "The revised school code," by amending section 1525 (MCL 380.1525), as amended by 1995 PA 289.

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. 4872, entitled

A bill to amend 1992 PA 147, entitled "Neighborhood enterprise zone act," by amending section 4 (MCL 207.774), as amended by 2002 PA 608.

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. 4907, entitled

A bill to amend 1956 PA 218, entitled "The insurance code of 1956," by amending section 602 (MCL 500.602), as amended by 1989 PA 35, and by adding section 603.

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.

Senate Bill No. 275, entitled

A bill to amend 1996 PA 376, entitled "Michigan renaissance zone act," by amending section 6 (MCL 125.2686), as amended by 2003 PA 93.

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. 612, entitled

A bill to amend 1939 PA 3, entitled "An act to provide for the regulation and control of public utilities and other services affected with a public interest within this state; to provide for alternative energy suppliers; to provide for licensing; to include municipally owned utilities and other providers of energy under certain provisions of this act; to create a public service commission and to prescribe and define its powers and duties; to abolish the Michigan public utilities commission and to confer the powers and duties vested by law on the public service commission; to provide for the continuance, transfer, and completion of certain matters and proceedings; to abolish automatic adjustment clauses; to prohibit certain rate increases without notice and hearing; to qualify residential energy conservation programs permitted under state law for certain federal exemption; to create a fund; to provide for a restructuring of the manner in which energy is provided in this state; to encourage the utilization of resource recovery facilities; to prohibit certain acts and practices of providers of energy; to allow for the securitization of stranded costs; to reduce rates; to provide for appeals; to provide appropriations; to declare the effect and purpose of this act; to prescribe remedies and penalties; and to repeal acts and parts of acts," by amending section 10a (MCL 460.10a), as added by 2000 PA 141.

The Senate has passed the bill.

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

Senate Bill No. 771, entitled

A bill to amend 1990 PA 72, entitled "Local government fiscal responsibility act," by amending section 21 (MCL 141.1221), as amended by 2002 PA 408.

The Senate has passed the bill.

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

Introduction of Bills

Reps. Stewart, Hart and Pumford introduced

House Bill No. 5212, entitled

A bill to amend 1999 PA 94, entitled "Michigan merit award scholarship act," by amending section 7 (MCL 390.1457), as amended by 2002 PA 736.

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

Reps. Caswell, Milosch, Palsrok, Sheltroun, DeRossett, Bisbee, Vander Veen, O'Neil, Condino, Shackleton, Richardville and Farhat introduced

House Bill No. 5213, entitled

A bill to amend 1978 PA 368, entitled "Public health code," by amending section 22224a (MCL 333.22224a), as added by 2002 PA 619.

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

Reps. Drolet, DeRoche, Middaugh, Bradstreet, Howell, Ruth Johnson, Rocca, Brandenburg, Palsrok, Hoogendyk, Sheen, Milosch, Hummel, Acciavatti, Vander Veen, Voorhees, Robertson, Casperson, Stakoe, Stahl, Tabor, Nitz, Caswell, Palmer, Ward, Kooiman, Huizenga and Bisbee introduced

House Bill No. 5214, entitled

A bill to amend 1954 PA 116, entitled "Michigan election law," by amending section 482 (MCL 168.482), as amended by 1998 PA 142.

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

Reps. Rivet, Kolb, McConico, Accavitti, Hunter, Elkins, Farrah, Plakas, Smith, Condino, Gleason, Wojno, Paletko, Bieda, O'Neil, Gillard, Law, Anderson, Byrum, Murphy, Hopgood, Williams, Clack, Minore, Spade, Vagnozzi, Phillips, Cheeks, Tobocman, Reeves, Jamnick, Zelenko, Lipsey, Whitmer, Sak, Brown, Adamini, Hardman and Daniels introduced

House Bill No. 5215, entitled

A bill to amend 1975 PA 228, entitled "Single business tax act," by amending sections 37c, 37d, and 38g (MCL 208.37c, 208.37d, and 208.38g), section 37c as amended by 2000 PA 429, section 37d as amended by 1999 PA 100, and section 38g as amended by 2002 PA 726.

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

Reps. Tobocman, McConico, Daniels and Gaffney introduced

House Bill No. 5216, entitled

A bill to amend 1909 PA 279, entitled "The home rule city act," by amending section 4l (MCL 117.4l), as amended by 1996 PA 44, and by adding section 4q.

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

Reps. McConico, Tobocman, Daniels and Gaffney introduced

House Bill No. 5217, entitled

A bill to amend 1909 PA 279, entitled "The home rule city act," (MCL 117.1 to 117.38) by adding section 4r.

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

Reps. Daniels, McConico, Tobocman and Gaffney introduced

House Bill No. 5218, entitled

A bill to amend 1909 PA 279, entitled "The home rule city act," by amending section 29 (MCL 117.29), as amended by 1994 PA 17.

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

Reps. Howell, Tobocman and Gaffney introduced

House Bill No. 5219, entitled

A bill to amend 1961 PA 236, entitled "Revised judicature act of 1961," by amending section 8313 (MCL 600.8313), as amended by 1995 PA 54.

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

Reps. Gaffney, Daniels and McConico introduced

House Bill No. 5220, entitled

A bill to amend 1921 PA 207, entitled "City and village zoning act," by amending section 7 (MCL 125.587), as amended by 1994 PA 25.

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

Rep. Shackleton moved that the House adjourn.
The motion prevailed, the time being 11:55 a.m.

The Speaker Pro Tempore declared the House adjourned until Tuesday, November 4, at 1:00 p.m.