

No. 9
STATE OF MICHIGAN
JOURNAL
OF THE
House of Representatives
93rd Legislature
REGULAR SESSION OF 2006

House Chamber, Lansing, Wednesday, February 1, 2006.

1:00 p.m.

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

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

Accavitti—present	Elsenheimer—present	Law, Kathleen—present	Robertson—present
Acciavatti—present	Emmons—present	Leland—present	Rocca—present
Adamini—present	Espinoza—present	Lemmons, III—excused	Sak—present
Amos—present	Farhat—present	Lemmons, Jr.—present	Schuitmaker—present
Anderson—present	Farrah—present	Lipsey—e/d/s	Shaffer—present
Angerer—present	Gaffney—present	Marleau—present	Sheen—present
Ball—present	Garfield—present	Mayes—present	Sheltrown—present
Baxter—present	Gillard—present	McConico—e/d/s	Smith, Alma—present
Bennett—present	Gleason—present	McDowell—present	Smith, Virgil—present
Bieda—present	Gonzales—present	Meisner—present	Spade—present
Booher—present	Gosselin—present	Meyer—present	Stahl—present
Brandenburg—present	Green—present	Miller—present	Stakoe—present
Brown—present	Hansen—present	Moolenaar—excused	Steil—present
Byrnes—present	Hildenbrand—present	Moore—present	Stewart—present
Byrum—present	Hood—present	Mortimer—present	Taub—present
Casperson—present	Hoogendyk—present	Murphy—present	Tobocman—present
Caswell—present	Hopgood—present	Newell—present	Vagnozzi—present
Caul—present	Huizenga—present	Nitz—present	Van Regenmorter—present
Cheeks—present	Hummel—present	Nofs—present	Vander Veen—present
Clack—present	Hune—present	Palmer—present	Walker—present
Clemente—present	Hunter—present	Palsrok—present	Ward—present
Condino—present	Jones—present	Pastor—present	Waters—present
Cushingberry—e/d/s	Kahn—present	Pavlov—present	Wenke—present
DeRoche—present	Kolb—present	Pearce—present	Whitmer—present
Dillon—present	Kooiman—present	Plakas—present	Williams—present
Donigan—present	LaJoy—present	Polidori—present	Wojno—present
Drolet—present	Law, David—present	Proos—present	Zelenko—excused

e/d/s = entered during session

Rep. Pam Byrnes, from the 52nd District, offered the following invocation:

“‘Let the words of my mouth and the meditation of my heart be acceptable in Thy sight, O Lord, my strength and my Redeemer.’ Psalms 19:14

SHALL WE PRAY,

Father-Mother God, which fills all space,

Guard us and guide us.

Help us to know that we, Your children, are made in Your image and likeness.

That we all reflect Your Love, Your forgiveness and Your goodness.

We open up our hearts and fill them with joy and thanksgiving to enable us to love our neighbors as ourselves and to do unto others as we would have them do unto us.

Grant us the capacity to change for the better and the will to do our part to accomplish that change. We thank You for Your grace and everlasting love. Amen.”

Rep. Sak moved that Reps. Lemmons, III and Zelenko be excused from today’s session.
The motion prevailed.

Rep. Palmer moved that Rep. Moolenaar be excused from today’s session.
The motion prevailed.

Second Reading of Bills

Senate Bill No. 351, entitled

A bill to amend 1978 PA 368, entitled “Public health code,” by amending sections 16131 and 16263 (MCL 333.16131 and 333.16263), as amended by 2004 PA 97, and by adding section 16322 and part 165.

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

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

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

The motion prevailed.

House Bill No. 5494, entitled

A bill to amend 1990 PA 187, entitled “The pupil transportation act,” by amending the title and sections 5, 7, 9, 10, 10a, 11, 21, 23, 25, 27, 29, 31, 33, 39, 41, 43, 49, 51, 53, 55, 57, 61, 67, 69, 70, and 73 (MCL 257.1805, 257.1807, 257.1809, 257.1810, 257.1810a, 257.1811, 257.1821, 257.1823, 257.1825, 257.1827, 257.1829, 257.1831, 257.1833, 257.1839, 257.1841, 257.1843, 257.1849, 257.1851, 257.1853, 257.1855, 257.1857, 257.1861, 257.1867, 257.1869, 257.1870, and 257.1873), sections 5, 7, 10, and 10a as amended by 2000 PA 49, section 23 as amended by 1990 PA 322, section 33 as amended by 2001 PA 130, section 49 as amended by 1994 PA 309, section 53 as amended by 2004 PA 131, section 55 as amended by 2004 PA 231, and section 57 as amended by 1996 PA 170; and to repeal acts and parts of acts.

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

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

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

The motion prevailed.

By unanimous consent the House returned to the order of

Third Reading of Bills

House Bill No. 5154, entitled

A bill to amend 1987 PA 248, entitled “Airport parking tax act,” by amending section 7a (MCL 207.377a), as added by 2002 PA 680.

The bill was read a third time.

The question being on the passage of the bill,

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

The motion prevailed.

Senate Bill No. 621, entitled

A bill to amend 1978 PA 368, entitled “Public health code,” (MCL 333.1101 to 333.25211) by adding sections 20173a and 20173b; 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. 30

Yeas—98

Accavitti	Emmons	Law, Kathleen	Sak
Acciavatti	Espinoza	Leland	Schuitmaker
Adamini	Farhat	Lemmons, Jr.	Shaffer
Amos	Farrah	Marleau	Sheen
Anderson	Gaffney	Mayes	Sheltrown
Angerer	Garfield	McDowell	Smith, Alma
Ball	Gillard	Meisner	Smith, Virgil
Baxter	Gleason	Meyer	Spade
Bieda	Gonzales	Moore	Stahl
Booher	Gosselin	Mortimer	Stakoe
Brandenburg	Green	Murphy	Steil
Brown	Hansen	Newell	Stewart
Byrnes	Hildenbrand	Nitz	Taub
Byrum	Hood	Nofs	Tobocman
Casperson	Hopgood	Palmer	Vagnozzi
Caswell	Huizenga	Palsrok	Van Regenmorter
Caul	Hummel	Pastor	Vander Veen
Cheeks	Hune	Pavlov	Walker
Clack	Hunter	Pearce	Ward
Clemente	Jones	Plakas	Waters
Condino	Kahn	Polidori	Wenke
DeRoche	Kolb	Proos	Whitmer
Dillon	Kooiman	Robertson	Williams
Donigan	LaJoy	Rocca	Wojno
Elsenheimer	Law, David		

Nays—4

Bennett	Drolet	Hoogendyk	Miller
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In The Chair: Kooiman

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

“An act to protect and promote the public health; to codify, revise, consolidate, classify, and add to the laws relating to public health; to provide for the prevention and control of diseases and disabilities; to provide for the classification, administration, regulation, financing, and maintenance of personal, environmental, and other health services and activities; to create or continue, and prescribe the powers and duties of, departments, boards, commissions, councils, committees, task forces, and other agencies; to prescribe the powers and duties of governmental entities and officials; to regulate occupations, facilities, and agencies affecting the public health; to regulate health maintenance organizations and certain third party administrators and insurers; to provide for the imposition of a regulatory fee; to provide for the levy of taxes against certain health facilities or agencies; to promote the efficient and economical delivery of health care services, to provide for the appropriate utilization of health care facilities and services, and to provide for the closure of hospitals or consolidation of hospitals or services; to provide for the collection and use of data and information; to provide for the transfer of property; to provide certain immunity from liability; to regulate and prohibit the sale and offering for sale of drug paraphernalia under certain circumstances; to provide for the implementation of federal law; to provide for penalties and remedies; to provide for sanctions for violations of this act

and local ordinances; to provide for an appropriation and supplements; to repeal certain acts and parts of acts; to repeal certain parts of this act; and to repeal certain parts of this act on specific dates,”

The House agreed to the full title.

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

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

The House returned to the consideration of

House Bill No. 5154, entitled

A bill to amend 1987 PA 248, entitled “Airport parking tax act,” by amending section 7a (MCL 207.377a), as added by 2002 PA 680.

(The bill was considered earlier today, see today’s Journal p. 122.)

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. 31

Yeas—102

Accavitti	Elsenheimer	Law, David	Rocca
Acciavatti	Emmons	Law, Kathleen	Sak
Adamini	Espinoza	Leland	Schuitmaker
Amos	Farhat	Lemmons, Jr.	Shaffer
Anderson	Farrah	Marleau	Sheen
Angerer	Gaffney	Mayes	Sheltrown
Ball	Garfield	McDowell	Smith, Alma
Baxter	Gillard	Meisner	Smith, Virgil
Bennett	Gleason	Meyer	Spade
Bieda	Gonzales	Miller	Stahl
Booher	Gosselin	Moore	Stakoe
Brandenburg	Green	Mortimer	Steil
Brown	Hansen	Murphy	Stewart
Byrnes	Hildenbrand	Newell	Taub
Byrum	Hood	Nitz	Tobocman
Casperson	Hoogendyk	Nofs	Vagnozzi
Caswell	Hopgood	Palmer	Van Regenmorter
Caul	Huizenga	Palsrok	Vander Veen
Cheeks	Hummel	Pastor	Walker
Clack	Hune	Pavlov	Ward
Clemente	Hunter	Pearce	Waters
Condino	Jones	Plakas	Wenke
DeRoche	Kahn	Polidori	Whitmer
Dillon	Kolb	Proos	Williams
Donigan	Kooiman	Robertson	Wojno
Drolet	LaJoy		

Nays—0

In The Chair: Kooiman

The House agreed to the title of the bill.

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

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

Senate Bill No. 622, entitled

A bill to amend 1979 PA 218, entitled “Adult foster care facility licensing act,” (MCL 400.701 to 400.737) by adding sections 34b and 34c; 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. 32**Yeas—99**

Accavitti	Emmons	Law, David	Sak
Acciavatti	Espinoza	Law, Kathleen	Schuitmaker
Adamini	Farhat	Leland	Shaffer
Amos	Farrah	Lemmons, Jr.	Sheen
Anderson	Gaffney	Marleau	Sheltrown
Angerer	Garfield	Mayer	Smith, Alma
Ball	Gillard	McDowell	Smith, Virgil
Baxter	Gleason	Meisner	Spade
Bieda	Gonzales	Meyer	Stahl
Booher	Gosselin	Moore	Stakoe
Brandenburg	Green	Mortimer	Steil
Brown	Hansen	Murphy	Stewart
Byrnes	Hildenbrand	Newell	Taub
Byrum	Hood	Nitz	Tobocman
Casperson	Hoogendyk	Nofs	Vagnozzi
Caswell	Hopgood	Palmer	Van Regenmorter
Caul	Huizenga	Palsrok	Vander Veen
Cheeks	Hummel	Pastor	Walker
Clack	Hune	Pavlov	Ward
Clemente	Hunter	Pearce	Waters
Condino	Jones	Plakas	Wenke
DeRoche	Kahn	Polidori	Whitmer
Dillon	Kolb	Proos	Williams
Donigan	Kooiman	Robertson	Wojno
Elsenheimer	LaJoy	Rocca	

Nays—3

Bennett	Drolet	Miller
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In The Chair: Kooiman

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

“An act to provide for the licensing and regulation of adult foster care facilities; to provide for the establishment of standards of care for adult foster care facilities; to prescribe powers and duties of the department of social services and other departments; to prescribe certain fees; to prescribe penalties; and to repeal certain acts and parts of acts,”

The House agreed to the full title.

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

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

Rep. Lipsey entered the House Chambers.

By unanimous consent the House returned to the order of

Messages from the Senate

The Speaker laid before the House

House Bill No. 5104, entitled

A bill to amend 1949 PA 300, entitled “Michigan vehicle code,” by amending section 627 (MCL 257.627), as amended by 2004 PA 62.

(The bill was received from the Senate on January 31, with substitute (S-1), full title inserted and immediate effect given by the Senate, consideration of which, under the rules, was postponed until today, see House Journal No. 8, p. 115.)

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. 33**Yeas—90**

Acciavatti	Espinoza	Law, Kathleen	Proos
Adamini	Farhat	Leland	Robertson
Amos	Farrah	Lemmons, Jr.	Rocca
Anderson	Gaffney	Lipsey	Sak
Angerer	Garfield	Marleau	Schuitmaker
Ball	Gillard	Mayes	Shaffer
Baxter	Gleason	McDowell	Sheen
Booher	Gonzales	Meisner	Sheltrown
Brandenburg	Gosselin	Meyer	Spade
Brown	Green	Moore	Stahl
Byrnes	Hansen	Mortimer	Stakoe
Byrum	Hildenbrand	Murphy	Steil
Casperson	Hoogendyk	Newell	Stewart
Caswell	Hopgood	Nitz	Taub
Caul	Huizenga	Nofs	Van Regenmorter
Clack	Hummel	Palmer	Vander Veen
Clemente	Hune	Palsrok	Walker
Condino	Jones	Pastor	Ward
DeRoche	Kahn	Pavlov	Waters
Dillon	Kolb	Pearce	Wenke
Drolet	Kooiman	Plakas	Whitmer
Elsenheimer	LaJoy	Polidori	Williams
Emmons	Law, David		

Nays—13

Accavitti	Donigan	Miller	Tobocman
Bennett	Hood	Smith, Alma	Vagnozzi
Bieda	Hunter	Smith, Virgil	Wojno
Cheeks			

In The Chair: Kooiman

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. 5168, entitled

A bill to amend 1978 PA 368, entitled "Public health code," by amending sections 16146, 16174, and 16245 (MCL 333.16146, 333.16174, and 333.16245), section 16146 as amended by 1988 PA 462, section 16174 as amended by 2002 PA 643, and section 16245 as amended by 1998 PA 109, and by adding sections 20173a and 20173b; and to repeal acts and parts of acts.

(The bill was received from the Senate on January 31, with substitute (S-2), title amendment and immediate effect given by the Senate, consideration of which, under the rules, was postponed until today, see House Journal No. 8, p. 116.)

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. 35**Yeas—101**

Accavitti	Espinoza	Leland	Rocca
Acciavatti	Farhat	Lemmons, Jr.	Sak
Adamini	Farrah	Lipsey	Schuitmaker
Amos	Gaffney	Marleau	Shaffer
Anderson	Garfield	Mayes	Sheen
Angerer	Gillard	McConico	Sheltrown
Ball	Gleason	McDowell	Smith, Alma
Baxter	Gonzales	Meisner	Smith, Virgil
Bieda	Gosselin	Meyer	Spade
Booher	Green	Miller	Stahl
Brandenburg	Hansen	Moore	Stakoe
Brown	Hildenbrand	Mortimer	Steil
Byrnes	Hood	Murphy	Stewart
Byrum	Hopgood	Newell	Taub
Casperson	Huizenga	Nitz	Tobocman
Caswell	Hummel	Nofs	Vagnozzi
Caul	Hune	Palmer	Van Regenmorter
Cheeks	Hunter	Palsrok	Vander Veen
Clack	Jones	Pastor	Walker
Clemente	Kahn	Pavlov	Ward
Condino	Kolb	Pearce	Waters
DeRoche	Kooiman	Plakas	Wenke
Dillon	LaJoy	Polidori	Whitmer
Donigan	Law, David	Proos	Williams
Elsenheimer	Law, Kathleen	Robertson	Wojno
Emmons			

Nays—3

Bennett	Drolet	Hoogendyk
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In The Chair: Kooiman

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.

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

By unanimous consent the House returned to the order of

Motions and Resolutions

Reps. Kooiman, Accavitti, Anderson, Ball, Booher, Brown, Byrum, Caswell, Caul, Cheeks, Clack, Condino, Espinoza, Farrah, Garfield, Gillard, Gleason, Gonzales, Gosselin, Green, Hansen, Hildenbrand, Hopgood, Jones, LaJoy, Leland, Lemmons, Jr., Marleau, Mayes, McDowell, Meyer, Mortimer, Murphy, Nofs, Palmer, Pearce, Plakas, Polidori, Proos, Sak, Shaffer, Sheltrown, Alma Smith, Spade, Taub, Tobocman, Vander Veen, Waters and Wojno offered the following resolution:

House Resolution No. 191.

A resolution recognizing May 2006 as Hearing Loss Awareness Month in the state of Michigan.

Whereas, Currently 31 million Americans have hearing loss. As baby boomers reach retirement age, starting in 2010, this number is expected to rapidly climb and nearly double by the year 2030; and

Whereas, It is estimated that 1.4 million people in the state of Michigan have hearing loss; and

Whereas, Among seniors, hearing loss is the third most treatable disabling condition behind arthritis and hypertension; and

Whereas, While 95 percent of people with hearing loss could be successfully treated with hearing aids and listening devices, only 22 percent currently use them; and

Whereas, Everyday approximately 3 in 1,000 newborns are born profoundly deaf or with a partial hearing loss making hearing loss the number one birth defect in America; and

Whereas, Hearing loss can greatly hinder everyday, ordinary communication, and people with a hearing loss often feel a sense of isolation and decreased self-confidence; and

Whereas, It is important that people with hearing loss in the state of Michigan be aware that there are many disability organizations, audiologists and hearing professionals, assistive listening device manufacturers, and support groups that offer a large range of solutions to help people with hearing loss; now, therefore, be it further

Resolved by the House of Representatives, That the members of this legislative body recognize May 2006 as Hearing Loss Awareness Month in the state of Michigan.

Pending the reference of the resolution to a committee,

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

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

The question being on the adoption of the resolution,

The resolution was adopted.

Reports of Standing Committees

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

House Bill No. 5313, entitled

A bill to amend 1893 PA 206, entitled "The general property tax act," by amending section 28 (MCL 211.28), as amended by 1993 PA 292.

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

To Report Out:

Yeas: Reps. Sheen, Meyer, Gosselin, Newell, Drolet, Hoogendyk, Stakoe, Jones, Marleau, Bieda, Miller, Meisner, Bennett and Mayes

Nays: None

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

Senate Bill No. 569, entitled

A bill to amend 1967 PA 281, entitled "Income tax act of 1967," by amending section 266 (MCL 206.266), as amended by 2001 PA 70.

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

To Report Out:

Yeas: Reps. Sheen, Meyer, Gosselin, Newell, Hoogendyk, Stakoe, Jones, Marleau, Bieda, Miller, Meisner and Mayes

Nays: None

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

Senate Bill No. 570, entitled

A bill to amend 1975 PA 228, entitled "Single business tax act," by amending section 39c (MCL 208.39c), as amended by 2001 PA 69.

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

To Report Out:

Yeas: Reps. Sheen, Meyer, Gosselin, Newell, Hoogendyk, Stakoe, Jones, Marleau, Bieda, Miller, Meisner and Mayes
 Nays: None

COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Wednesday, February 1, 2006

Present: Reps. Sheen, Meyer, Gosselin, Newell, Drolet, Hoogendyk, Stakoe, Jones, Marleau, Bieda, Miller, Meisner, Bennett and Mayes

Absent: Reps. Palmer, Farrah and Zelenko

Excused: Reps. Palmer, Farrah and Zelenko

COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Monday, January 30, 2006

Present: Reps. Nitz, Ball, Newell, Casperson, Proos, Hune, Spade and Kathleen Law

Absent: Reps. Stahl, Mayes and Sheltroun

Excused: Reps. Stahl, Mayes and Sheltroun

COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Wednesday, February 1, 2006

Present: Reps. Nofs, Proos, Drolet, Garfield, Huizenga, LaJoy, Palsrok, Stahl, Baxter, Moore, Schuitmaker, Dillon, Accavitti, Murphy, Mayes, Hopgood and Clemente

Absent: Reps. Emmons and Hunter

Excused: Reps. Emmons and Hunter

Notices

Waiver
of Remaining Session Days

TO: Peter L. Plummer, Executive Director
 State Office of Administrative Hearings and Rules
 Secretary of the Senate
 Clerk of the House

FROM: Senator Michael Bishop, Chair
 Representative Jim Marleau, Alternate Chair

DATE: February 1, 2006

Pursuant to MCL 24.245a(1) the Joint Committee on Administrative Rules has by a concurrent majority vote, waived the remaining session days for the following rule set: Department of Environmental Quality—Office of Geological Survey—Nonferrous Metallic Mining (2005-001 EQ) dated January 18, 2006.

According to MCL 24.245a(2), if the Committee waives the remaining session days, the State Office of Administrative Hearings and Rules may immediately file the rule.

Sincerely,

Senator Michael Bishop
 Chair

Representative Jim Marleau
 Alternate Chair

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 on Wednesday, February 1:

House Bill Nos. 5615 5616 5617 5618 5619

Senate Bill Nos. 1016 1017

Communications from State Officers

The following communication from the Secretary of State was received and read:

Notice of Filing
Administrative Rules

January 19, 2006

In accordance with the provisions of Section 46(1) of Act 306, Public Acts of 1969, as amended, and Executive Order 1995-6 this is to advise you that the Michigan Department of Labor and Economic Growth, State Office of Administrative Hearings and Rules filed at 2:10 P.M. this date, administrative rule (06-01-03) for the Department of Labor and Economic Growth, Director's Office, entitled Part 11. "*Premanufactured Units*" These rules take effect April 1, 2006.

Sincerely,
Terri Lynn Land
Secretary of State
Robin Houston, Office Supervisor
Office of the Great Seal

The communication was referred to the Clerk.

Introduction of Bills

Rep. Garfield introduced

House Bill No. 5620, entitled

A bill to amend 1988 PA 234, entitled "Michigan Vietnam veterans memorial act," by amending section 5a (MCL 35.1055a), as added by 2000 PA 470.

The bill was read a first time by its title and referred to the Committee on Veterans Affairs and Homeland Security.

Reps. McDowell, Espinoza, Alma Smith, Tobocman, Wojno, Kolb, Gleason, Bieda, Condino, Lipsey, Sak, Leland, Plakas, Brown, Anderson, Meisner, Angerer, Donigan, Gonzales, Sheltroun, Spade, Dillon, Vagnozzi, Lemmons, Jr., Whitmer, Clack, Williams, Hood, Hunter, Cheeks, Miller, Gillard, Polidori and Lemmons, III introduced

House Bill No. 5621, entitled

A bill to amend 1967 PA 281, entitled "Income tax act of 1967," by amending section 30 (MCL 206.30), as amended by 2005 PA 214.

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

Reps. Lemmons, III, Lemmons, Jr., McConico, Waters, Kolb, Miller, Murphy, Hunter, Condino, Alma Smith, Leland, Virgil Smith, Bennett, Williams, Gleason, Tobocman, Accavitti, Farrah and Cheeks introduced

House Bill No. 5622, entitled

A bill to amend 1953 PA 232, entitled "Corrections code of 1953," (MCL 791.201 to 791.283) by adding section 69b.

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

Rep. Hune introduced

House Bill No. 5623, entitled

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending section 30708 (MCL 324.30708), as added by 1995 PA 59, and by adding section 30708a.

The bill was read a first time by its title and referred to the Committee on Natural Resources, Great Lakes, Land Use, and Environment.

Reps. Hune, Hildenbrand, Gaffney, Marleau and Farrah introduced

House Bill No. 5624, entitled

A bill to amend 1956 PA 218, entitled "The insurance code of 1956," by amending section 1305 (MCL 500.1305), as amended by 1992 PA 182.

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

Rep. Mortimer introduced

House Bill No. 5625, entitled

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

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

Reps. Virgil Smith and Lemmons, III introduced

House Bill No. 5626, entitled

A bill to amend 1976 PA 451, entitled "The revised school code," by amending section 417a (MCL 380.417a), as amended by 2004 PA 303.

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

Reps. Rocca, Jones, Wojno, Bieda, Gaffney and Palmer introduced

House Bill No. 5627, entitled

A bill to amend 1998 PA 58, entitled "Michigan liquor control code of 1998," by amending sections 111 and 913 (MCL 436.1111 and 436.1913).

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

Reps. Casperson, Emmons, Marleau, Vander Veen and Farhat introduced

House Bill No. 5628, entitled

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending section 50507 (MCL 324.50507), as amended by 2004 PA 124.

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

Announcements by the Clerk

Following is the schedule of the Standing Committee on **Tort Reform** for the 2005-2006 Legislative Session:

Tuesdays 9:30 a.m. 326 House Office Building

Rep. Cushingberry entered the House Chambers.

By unanimous consent the House returned to the order of

Reports of Standing Committees

The Committee on Judiciary, by Rep. Van Regenmorter, Chair, reported

House Bill No. 4171, entitled

A bill to amend 1961 PA 236, entitled "Revised judicature act of 1961," by amending section 5739 (MCL 600.5739). 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

To Report Out:

Yeas: Reps. Van Regenmorter, Schuitmaker, Newell, Nofs, Stakoe, Elsenheimer, Jones, David Law, Rocca, Lipsey, Condino, Adamini, Bieda and Virgil Smith

Nays: None

The Committee on Judiciary, by Rep. Van Regenmorter, Chair, reported

House Bill No. 5490, entitled

A bill to amend 1961 PA 236, entitled "Revised judicature act of 1961," by amending sections 4703, 4704, 4705, and 4708 (MCL 600.4703, 600.4704, 600.4705, and 600.4708), as added by 1988 PA 104.

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

To Report Out:

Yeas: Reps. Van Regenmorter, Schuitmaker, Newell, Nofs, Stakoe, Elsenheimer, Jones, David Law, Rocca, Lipsey, Condino, Adamini, Bieda and Virgil Smith

Nays: None

The Committee on Judiciary, by Rep. Van Regenmorter, Chair, reported

Senate Bill No. 128, entitled

A bill to amend 1994 PA 295, entitled "Sex offenders registration act," by amending section 10 (MCL 28.730), as amended by 2004 PA 240.

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

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

"Enacting section 1. This amendatory act takes effect January 1, 2007."

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

Favorable Roll Call

To Report Out:

Yeas: Reps. Van Regenmorter, Schuitmaker, Newell, Nofs, Stakoe, Elsenheimer, Jones, David Law, Rocca, Lipsey, Condino, Adamini, Bieda and Virgil Smith

Nays: None

The Committee on Judiciary, by Rep. Van Regenmorter, Chair, reported

Senate Bill No. 561, entitled

A bill to amend 1963 PA 17, entitled "An act to relieve certain persons from civil liability when rendering emergency care, when rendering care to persons involved in competitive sports under certain circumstances, or when participating in a mass immunization program approved by the department of public health," by amending section 7 (MCL 691.1507), as added by 1987 PA 30.

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

To Report Out:

Yeas: Reps. Van Regenmorter, Schuitmaker, Newell, Nofs, Stakoe, Elsenheimer, Jones, David Law, Rocca, Lipsey, Condino, Adamini, Bieda and Virgil Smith

Nays: None

COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Van Regenmorter, Chair, of the Committee on Judiciary, was received and read:

Meeting held on: Wednesday, February 1, 2006

Present: Reps. Van Regenmorter, Schuitmaker, Newell, Nofs, Stakoe, Elsenheimer, Jones, David Law, Rocca, Lipsey, Condino, Adamini, Bieda and Virgil Smith

Absent: Rep. McConico

Excused: Rep. McConico

COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Wednesday, February 1, 2006

Present: Reps. Palmer, Mortimer, Gosselin, Meyer, Hoogendyk, Vander Veen, Wenke, Ball, Hildenbrand, Pearce, Proos, Robertson, Hopgood, Miller, Angerer, Virgil Smith, Clack, Vagnozzi and Polidori

Rep. Acciavatti moved that the House adjourn.

The motion prevailed, the time being 3:25 p.m.

The Speaker Pro Tempore declared the House adjourned until Thursday, February 2, at 10:30 a.m.

GARY L. RANDALL
Clerk of the House of Representatives