

No. 11
STATE OF MICHIGAN
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House of Representatives
93rd Legislature
REGULAR SESSION OF 2006

House Chamber, Lansing, Tuesday, February 7, 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—present	Sak—present
Amos—present	Farhat—present	Lemmons, Jr.—present	Schuitmaker—present
Anderson—present	Farrah—present	Lipsey—present	Shaffer—present
Angerer—present	Gaffney—present	Marleau—present	Sheen—present
Ball—present	Garfield—present	Mayes—present	Sheltrown—present
Baxter—present	Gillard—present	McConico—excused	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—present	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—excused
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—present	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—present

Rep. Bill Caul, from the 99th District, offered the following invocation:

“Dear Lord, we thank You today for the blessings You have bestowed on all the people of Michigan. Please help us to remember that it is Your will we serve.

As Representatives of our district we have been given an awesome responsibility, Lord. Please grant us all the courage and wisdom to fulfill our duties with the utmost respect for those we serve. Also, let us remember Your wishes, to love each other as You love us.

We ask for Your guidance today and everyday Lord, in Your name we pray. Amen.”

Rep. Sak moved that Rep. McConico be excused from today’s session.
The motion prevailed.

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

Reports of Standing Committees

The Committee on Transportation, by Rep. LaJoy, Chair, reported

Senate Bill No. 932, 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.

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

To Report Out:

Yeas: Reps. LaJoy, Gosselin, Meyer, Casperson, Nitz, Wenke, Moore, Pavlov, Anderson, Byrnes, Kathleen Law and Leland

Nays: None

COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. LaJoy, Chair, of the Committee on Transportation, was received and read:
Meeting held on: Tuesday, February 7, 2006

Present: Reps. LaJoy, David Law, Gosselin, Meyer, Casperson, Nitz, Wenke, Moore, Pavlov, Pearce, Anderson, Byrnes, Murphy, Kathleen Law, Hood, Gleason and Leland

The Committee on Health Policy, by Rep. Gaffney, Chair, reported

House Bill No. 5493, entitled

A bill entering into the nurse licensure compact.

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

To Report Out:

Yeas: Reps. Gaffney, Newell, Robertson, Vander Veen, Hune, Ward, Nofs, Green, Mortimer, Adamini and Angerer
Nays: None

The Committee on Health Policy, by Rep. Gaffney, Chair, reported

Senate Bill No. 795, entitled

A bill to amend 1978 PA 368, entitled "Public health code," (MCL 333.1101 to 333.25211) by adding section 2885.
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. Gaffney, Newell, Robertson, Vander Veen, Hune, Ward, Nofs, Ball, Green, Kahn, Mortimer, Adamini, Wojno, McDowell, Murphy, Gleason and Angerer
Nays: None

COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Gaffney, Chair, of the Committee on Health Policy, was received and read:
Meeting held on: Tuesday, February 7, 2006

Present: Reps. Gaffney, Newell, Robertson, Vander Veen, Hune, Ward, Nofs, Ball, Green, Kahn, Mortimer, Adamini, Wojno, McDowell, Murphy, Gleason and Angerer

The Committee on Commerce, by Rep. Huizenga, Chair, reported

Senate Bill No. 179, entitled

A bill to amend 1978 PA 90, entitled "Youth employment standards act," by amending section 11 (MCL 409.111),
as amended by 2000 PA 418.

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. Huizenga, Baxter, Emmons, Palsrok, Wenke, Green, Hildenbrand, Jones, David Law, Marleau, Pavlov, Schuitmaker, Tobocman, Dillon and Accavitti
Nays: None

COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Huizenga, Chair, of the Committee on Commerce, was received and read:
Meeting held on: Tuesday, February 7, 2006

Present: Reps. Huizenga, Baxter, Emmons, Palsrok, Wenke, Green, Hildenbrand, Jones, David Law, Marleau, Pavlov, Schuitmaker, Meisner, Tobocman, Murphy, Dillon and Accavitti

Absent: Reps. Bennett and McConico

Excused: Reps. Bennett and McConico

COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Monday, February 6, 2006

Present: Reps. Nitz, Ball, Stahl, Mayes, Spade and Kathleen Law

Absent: Reps. Newell, Casperson, Proos, Hune and Sheltroun

Excused: Reps. Newell, Casperson, Proos, Hune and Sheltroun

COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Tuesday, February 7, 2006

Present: Reps. Vander Veen, Green, Stahl, Proos, Zelenko, Polidori, Clack and Vagnozzi

Absent: Rep. Van Regenmorter

Excused: Rep. Van Regenmorter

COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Elsenheimer, Chair, of the Committee on Tort Reform, was received and read:

Meeting held on: Tuesday, February 7, 2006

Present: Reps. Elsenheimer, Kahn, Huizenga, Hune, Adamini and Bieda

Absent: Reps. Gaffney and McConico

Excused: Reps. Gaffney and McConico

COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Stahl, Chair, of the Committee on Family and Children Services, was received and read:

Meeting held on: Tuesday, February 7, 2006

Present: Reps. Stahl, Pearce, Vander Veen, Hoogendyk, Sheen, Clack, Spade, Polidori and Lemmons, Jr.

Announcement by the Clerk of Printing and Enrollment

The Clerk announced the enrollment printing and presentation to the Governor on Thursday, February 2, for her approval of the following bill:

Enrolled House Bill No. 5281 at 2:03 p.m.

The Clerk announced the enrollment printing and presentation to the Governor on Friday, February 3, for her approval of the following bills:

Enrolled House Bill No. 5104 at 10:18 a.m.

Enrolled House Bill No. 5168 at 10:20 a.m.

Enrolled House Bill No. 5448 at 10:22 a.m.

The Clerk announced that the following bills had been printed and placed upon the files of the members on Friday, February 3:

House Bill Nos. 5629 5630 5631 5632 5633 5634 5635

The Clerk announced the enrollment printing and presentation to the Governor on Tuesday, February 7, for her approval of the following bills:

Enrolled House Bill No. 4855 at 10:46 a.m.

Enrolled House Bill No. 4856 at 10:48 a.m.

Enrolled House Bill No. 5375 at 10:50 a.m.

The Clerk announced that the following Senate bill had been received on Tuesday, February 7:

Senate Bill No. 372

Messages from the Governor

The following message from the Governor was received and read:

January 27, 2006

Pursuant to Section 14 of Article V of the Michigan Constitution of 1963, I write to inform the House of Representatives of the following commutations granted during 2005:

Thomas Spangler – Sentenced on December 9, 2003 to a minimum sentence of two years and six months to a maximum of ten years for the crime of breaking and entering with intent. The commutation was granted for medical

reasons and based on the affirmative recommendation of the Michigan Parole Board. The commutation was granted on February 23, 2005. Mr. Spangler died on October 3, 2005.

Shirley Louise Tyson-Bey – Sentenced on August 1, 2001 to a minimum sentence of one year to a maximum sentence of twenty years and a minimum sentence of one year and seven months to a maximum of twenty years for the crime of delivery/manufacture of a controlled substance (two counts). The commutation was granted for medical reasons and based on the affirmative recommendation of the Michigan Parole Board. The commutation was granted on November 22, 2005.

Jose Rabago – Sentenced on April 14, 2003 to a minimum sentence of three years and six months to a maximum of 30 years and a minimum sentence of two years and six months to a maximum of 15 years for the crimes of uttering and publishing (three counts), larceny from a building (three counts) and possession of a controlled substance. The commutation was granted for medical reasons and based on the affirmative recommendation of the Michigan Parole Board. The commutation was granted on December 21, 2005.

No pardons or reprieves were granted.

Sincerely,
Jennifer M. Granholm
Governor

The message was referred to the Clerk.

Date: February 2, 2006

Time: 9:12 a.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

Enrolled House Bill No. 4718 (Public Act No. 1, I.E.), being

An act to amend 2001 PA 142, entitled “An act to consolidate prior acts naming certain Michigan highways; to provide for the naming of certain highways; to prescribe certain duties of the state transportation department; and to repeal acts and parts of acts and certain resolutions,” (MCL 250.1001 to 250.2080) by adding section 78.

(Filed with the Secretary of State February 3, 2006, at 9:22 a.m.)

Date: February 2, 2006

Time: 9:16 a.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

Enrolled House Bill No. 5039 (Public Act No. 3, I.E.), being

An act to amend 1953 PA 181, entitled “An act relative to investigations in certain instances of the causes of death within this state due to violence, negligence or other act or omission of a criminal nature or to protect public health; to provide for the taking of statements from injured persons under certain circumstances; to abolish the office of coroner and to create the office of county medical examiner in certain counties; to prescribe the powers and duties of county medical examiners; to prescribe penalties for violations of the provisions of this act; and to prescribe a referendum thereon,” by amending section 1 (MCL 52.201), as amended by 2002 PA 22.

(Filed with the Secretary of State February 3, 2006, at 9:26 a.m.)

Date: February 3, 2006

Time: 3:30 p.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

Enrolled House Bill No. 4244 (Public Act No. 5, I.E.), being

An act to amend 1941 PA 122, entitled “An act to establish the revenue collection duties of the department of treasury; to prescribe its powers and duties as the revenue collection agency of the state; to prescribe certain powers and duties of the state treasurer; to regulate the importation, stamping, and disposition of certain tobacco products; to provide for the transfer of powers and duties now vested in certain other state boards, commissions, departments and offices; to prescribe certain duties of and require certain reports from the department of treasury; to provide procedures for the payment, administration, audit, assessment, levy of interests or penalties on, and appeals of taxes and tax liability; to prescribe its powers and duties if an agreement to act as agent for a city to administer, collect, and enforce the city income tax act on behalf of a city is entered into with any city; to provide an appropriation; to abolish the state board of tax administration; to prescribe penalties and provide remedies; and to declare the effect of this act,” (MCL 205.1 to 205.31) by adding section 21a.

(Filed with the Secretary of State February 3, 2006, at 3:52 p.m.)

Date: February 3, 2006
Time: 3:32 p.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

Enrolled House Bill No. 5356 (Public Act No. 6, I.E.), being

An act to amend 1941 PA 122, entitled “An act to establish the revenue collection duties of the department of treasury; to prescribe its powers and duties as the revenue collection agency of the state; to prescribe certain powers and duties of the state treasurer; to regulate the importation, stamping, and disposition of certain tobacco products; to provide for the transfer of powers and duties now vested in certain other state boards, commissions, departments and offices; to prescribe certain duties of and require certain reports from the department of treasury; to provide procedures for the payment, administration, audit, assessment, levy of interests or penalties on, and appeals of taxes and tax liability; to prescribe its powers and duties if an agreement to act as agent for a city to administer, collect, and enforce the city income tax act on behalf of a city is entered into with any city; to provide an appropriation; to abolish the state board of tax administration; to prescribe penalties and provide remedies; and to declare the effect of this act,” (MCL 205.1 to 205.31) by adding section 6.

(Filed with the Secretary of State February 3, 2006, at 3:54 p.m.)

Date: February 3, 2006
Time: 3:34 p.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

Enrolled House Bill No. 5357 (Public Act No. 7, I.E.), being

An act to amend 1941 PA 122, entitled “An act to establish the revenue collection duties of the department of treasury; to prescribe its powers and duties as the revenue collection agency of the state; to prescribe certain powers and duties of the state treasurer; to regulate the importation, stamping, and disposition of certain tobacco products; to provide for the transfer of powers and duties now vested in certain other state boards, commissions, departments and offices; to prescribe certain duties of and require certain reports from the department of treasury; to provide procedures for the payment, administration, audit, assessment, levy of interests or penalties on, and appeals of taxes and tax liability; to prescribe its powers and duties if an agreement to act as agent for a city to administer, collect, and enforce the city income tax act on behalf of a city is entered into with any city; to provide an appropriation; to abolish the state board of tax administration; to prescribe penalties and provide remedies; and to declare the effect of this act,” (MCL 205.1 to 205.31) by adding section 21b.

(Filed with the Secretary of State February 3, 2006, at 3:56 p.m.)

Date: February 3, 2006
Time: 3:36 p.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

Enrolled House Bill No. 5358 (Public Act No. 8, I.E.), being

An act to amend 1941 PA 122, entitled “An act to establish the revenue collection duties of the department of treasury; to prescribe its powers and duties as the revenue collection agency of the state; to prescribe certain powers and duties of the state treasurer; to regulate the importation, stamping, and disposition of certain tobacco products; to provide for the transfer of powers and duties now vested in certain other state boards, commissions, departments and offices; to prescribe certain duties of and require certain reports from the department of treasury; to provide procedures for the payment, administration, audit, assessment, levy of interests or penalties on, and appeals of taxes and tax liability; to prescribe its powers and duties if an agreement to act as agent for a city to administer, collect, and enforce the city income tax act on behalf of a city is entered into with any city; to provide an appropriation; to abolish the state board of tax administration; to prescribe penalties and provide remedies; and to declare the effect of this act,” by amending section 21 (MCL 205.21), as amended by 2002 PA 657.

(Filed with the Secretary of State February 3, 2006, at 3:58 p.m.)

Date: February 3, 2006
Time: 3:38 p.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

Enrolled House Bill No. 5359 (Public Act No. 9, I.E.), being

An act to amend 1941 PA 122, entitled “An act to establish the revenue collection duties of the department of treasury; to prescribe its powers and duties as the revenue collection agency of the state; to prescribe certain powers

and duties of the state treasurer; to regulate the importation, stamping, and disposition of certain tobacco products; to provide for the transfer of powers and duties now vested in certain other state boards, commissions, departments and offices; to prescribe certain duties of and require certain reports from the department of treasury; to provide procedures for the payment, administration, audit, assessment, levy of interests or penalties on, and appeals of taxes and tax liability; to prescribe its powers and duties if an agreement to act as agent for a city to administer, collect, and enforce the city income tax act on behalf of a city is entered into with any city; to provide an appropriation; to abolish the state board of tax administration; to prescribe penalties and provide remedies; and to declare the effect of this act,” by amending section 21 (MCL 205.21), as amended by 2002 PA 657.

(Filed with the Secretary of State February 3, 2006, at 4:00 p.m.)

Date: February 3, 2006

Time: 3:40 p.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

Enrolled House Bill No. 5360 (Public Act No. 10, I.E.), being

An act to amend 1941 PA 122, entitled “An act to establish the revenue collection duties of the department of treasury; to prescribe its powers and duties as the revenue collection agency of the state; to prescribe certain powers and duties of the state treasurer; to regulate the importation, stamping, and disposition of certain tobacco products; to provide for the transfer of powers and duties now vested in certain other state boards, commissions, departments and offices; to prescribe certain duties of and require certain reports from the department of treasury; to provide procedures for the payment, administration, audit, assessment, levy of interests or penalties on, and appeals of taxes and tax liability; to prescribe its powers and duties if an agreement to act as agent for a city to administer, collect, and enforce the city income tax act on behalf of a city is entered into with any city; to provide an appropriation; to abolish the state board of tax administration; to prescribe penalties and provide remedies; and to declare the effect of this act,” by amending section 21 (MCL 205.21), as amended by 2002 PA 657.

(Filed with the Secretary of State February 3, 2006, at 4:02 p.m.)

Date: February 3, 2006

Time: 3:42 p.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

Enrolled House Bill No. 5361 (Public Act No. 11, I.E.), being

An act to amend 1941 PA 122, entitled “An act to establish the revenue collection duties of the department of treasury; to prescribe its powers and duties as the revenue collection agency of the state; to prescribe certain powers and duties of the state treasurer; to regulate the importation, stamping, and disposition of certain tobacco products; to provide for the transfer of powers and duties now vested in certain other state boards, commissions, departments and offices; to prescribe certain duties of and require certain reports from the department of treasury; to provide procedures for the payment, administration, audit, assessment, levy of interests or penalties on, and appeals of taxes and tax liability; to prescribe its powers and duties if an agreement to act as agent for a city to administer, collect, and enforce the city income tax act on behalf of a city is entered into with any city; to provide an appropriation; to abolish the state board of tax administration; to prescribe penalties and provide remedies; and to declare the effect of this act,” by amending section 21 (MCL 205.21), as amended by 2002 PA 657.

(Filed with the Secretary of State February 3, 2006, at 4:04 p.m.)

Date: February 3, 2006

Time: 3:46 p.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

Enrolled House Bill No. 5362 (Public Act No. 12, I.E.), being

An act to amend 1941 PA 122, entitled “An act to establish the revenue collection duties of the department of treasury; to prescribe its powers and duties as the revenue collection agency of the state; to prescribe certain powers and duties of the state treasurer; to regulate the importation, stamping, and disposition of certain tobacco products; to provide for the transfer of powers and duties now vested in certain other state boards, commissions, departments and offices; to prescribe certain duties of and require certain reports from the department of treasury; to provide procedures for the payment, administration, audit, assessment, levy of interests or penalties on, and appeals of taxes and tax liability; to prescribe its powers and duties if an agreement to act as agent for a city to administer, collect, and enforce

the city income tax act on behalf of a city is entered into with any city; to provide an appropriation; to abolish the state board of tax administration; to prescribe penalties and provide remedies; and to declare the effect of this act," (MCL 205.1 to 205.31) by adding section 6a.

(Filed with the Secretary of State February 3, 2006, at 4:06 p.m.)

Date: February 3, 2006

Time: 3:44 p.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

Enrolled House Bill No. 5364 (Public Act No. 13, I.E.), being

An act 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 53b (MCL 211.53b), as amended by 2003 PA 105.

(Filed with the Secretary of State February 3, 2006, at 4:08 p.m.)

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 2:12 P.M. this date, administrative rule (06-01-04) for the Department of Agriculture, Fairs, Exhibitions and Racing Division, entitled "*Regulation No. 813. Harness Horse Race And Pulling Team Stimulants and Depressants*" These rules become effective immediately upon filing with the Secretary of State unless adopted under sections 33, 44, 45a(6), of 1969 PA 306. Rules adopted under these sections become effective 7 days after filing with the Secretary of State.

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

The communication was referred to the Clerk.

The following communication from the Auditor General was received and read:

February 3, 2006

Enclosed is a copy of the following audit report and/or report summary:

Performance audit of the Bureau of State Lottery,
Department of Treasury
February 2006

Sincerely,
Thomas H. McTavish, C.P.A.
Auditor General

The communication was referred to the Clerk and the accompanying report referred to the Committee on Government Operations.

Introduction of Bills

Reps. Hopgood, Vagnozzi, Clack, Miller, Gonzales, Meisner, Kathleen Law, Donigan, Angerer, Lemmons, Jr., Condino, Bieda, Alma Smith, Gillard and Lemmons, III introduced

House Bill No. 5636, entitled

A bill to amend 1976 PA 451, entitled "The revised school code," (MCL 380.1 to 380.1852) by adding section 1278a. The bill was read a first time by its title and referred to the Committee on Education.

Reps. Kooiman, Garfield, Vander Veen, Proos, Booher, Taub, Sheltroun, Huizenga, Jones, Sak, Newell, Hansen, Sheen, Farhat, Stahl, Steil, Caul, Elsenheimer, Hoogendyk, Ball, Gosselin and Emmons introduced

House Bill No. 5637, entitled

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending section 722 (MCL 257.722), as amended by 2002 PA 41.

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

Reps. Kooiman, Anderson, Vander Veen, Lipsey, Caswell, Stahl, Gleason, Wenke, Taub and Huizenga introduced

House Bill No. 5638, entitled

A bill to enter into the midwest interstate passenger rail compact to promote intergovernmental coordination aimed at development and promotion of intercity passenger rail transportation; to promote long-range planning for high-speed rail passenger service in the midwest; to describe the powers and duties of certain commissions; and to provide for ratification and a method of termination.

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

Reps. Donigan, Kathleen Law, Plakas, Alma Smith, Tobocman and Vagnozzi introduced

House Bill No. 5639, entitled

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending section 3902 (MCL 324.3902).

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. Casperson, Walker, Shaffer, Proos and Stahl introduced

House Bill No. 5640, entitled

A bill to amend 1995 PA 24, entitled "Michigan economic growth authority act," by amending sections 3 and 8 (MCL 207.803 and 207.808), section 3 as amended by 2004 PA 398 and section 8 as amended by 2005 PA 185.

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

Reps. Casperson, Garfield, Marleau, LaJoy, Hummel and Stahl introduced

House Bill No. 5641, entitled

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending section 801 (MCL 257.801), as amended by 2004 PA 427.

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

Rep. Sak introduced

House Bill No. 5642, entitled

A bill to amend 1954 PA 116, entitled "Michigan election law," by amending section 931 (MCL 168.931), as amended by 1996 PA 583.

The bill was read a first time by its title and referred to the Committee on House Oversight, Elections, and Ethics.

Reps. Caul, Booher, Ball, Newell, Meyer, Stahl, Jones, Taub, Moore, Elsenheimer, Green, Espinoza, Pearce, Sheltroun, Marleau and Sheen introduced

House Bill No. 5643, entitled

A bill to amend 1984 PA 118, entitled "The prisoner reimbursement to the county act," by amending section 7 (MCL 801.87), as amended by 1996 PA 544.

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

Reps. Robertson, Shaffer, Gosselin, Vander Veen, Drolet, Marleau, Sheen, Ball, Pastor, Garfield, Baxter and Farhat introduced

House Bill No. 5644, entitled

A bill to amend 1974 PA 154, entitled "Michigan occupational safety and health act," by amending sections 33, 35, and 36 (MCL 408.1033, 408.1035, and 408.1036), section 33 as amended by 1996 PA 87 and sections 35 and 36 as amended by 1991 PA 105; and to repeal acts and parts of acts.

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

Reps. Huizenga, Nitz, Gosselin, Wenke, Vander Veen, Taub, Hoogendyk, Brandenburg, Meyer, Pearce, Drolet, Baxter, Emmons, Jones, Steil, Moolenaar, Pavlov, Hildenbrand, Green and Stahl introduced

House Bill No. 5645, entitled

A bill to amend 1978 PA 368, entitled "Public health code," by amending sections 2803, 2804, 2834, and 2848 (MCL 333.2803, 333.2804, 333.2834, and 333.2848), sections 2803, 2834, and 2848 as amended by 2002 PA 562 and section 2804 as amended by 1990 PA 149, and by adding sections 2836 and 2854.

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

Reps. Huizenga, Nitz, Gosselin, Wenke, Vander Veen, Taub, Hoogendyk, Brandenburg, Meyer, Pearce, Drolet, Baxter, Emmons, Steil, Moolenaar, Pavlov, Hildenbrand, Green and Stahl introduced

House Bill No. 5646, entitled

A bill to amend 1978 PA 368, entitled "Public health code," by amending section 13807 (MCL 333.13807), as added by 1990 PA 21.

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

By unanimous consent the House returned to the order of

Second Reading of Bills

Senate Bill No. 310, entitled

A bill to regulate certain health clubs with respect to potential medical emergencies; and to provide for civil sanctions.

The bill was read a second time.

Rep. Kahn moved to amend the bill as follows:

1. Amend page 2, line 8, by striking out all of subdivision (a) and inserting:

"(a) Ensure that all employees that work with or in the presence of patrons during normal business hours are certified and maintain certification in basic first aid and basic cardiopulmonary resuscitation from the American red cross, the American heart association, or an equivalent organization approved by the department."

2. Amend page 2, line 13, by striking out all of subdivision (b) and relettering the remaining subdivision.

3. Amend page 3, line 1, after "than" by striking out "\$250.00" and inserting "\$100.00".

4. Amend page 3, line 2, after "than" by striking out "\$500.00" and inserting "\$250.00".

5. Amend page 3, line 3, after "than" by striking out "\$1,000.00" and inserting "\$500.00".

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

"Enacting section 1. This act does not take effect unless Senate Bill No. ____ or House Bill No. ____ (request no. 05923'06) of the 93rd Legislature is enacted into law."

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

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

The motion prevailed.

House Bill No. 5498, entitled

A bill to amend 1995 PA 279, entitled "Horse racing law of 1995," by amending section 20 (MCL 431.320), as amended by 2000 PA 471.

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

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

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

The motion prevailed.

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.

The bill was read a second time.

Rep. Walker moved to amend the bill as follows:

1. Amend page 2, line 19, by striking out all of subsection (3) and inserting:

"(3) A TOWNSHIP BOARD MAY APPOINT NOT MORE THAN 2 ALTERNATE MEMBERS FOR THE SAME TERM AS REGULAR MEMBERS OF THE BOARD OF REVIEW. EACH ALTERNATE MEMBER SHALL BE A PROPERTY TAXPAYER OF THE TOWNSHIP. ALTERNATE MEMBERS SHALL QUALIFY BY TAKING THE CONSTITUTIONAL OATH OF OFFICE WITHIN 10 DAYS AFTER APPOINTMENT. THE TOWNSHIP BOARD MAY FILL ANY VACANCY THAT OCCURS IN THE ALTERNATE MEMBERSHIP OF THE BOARD OF REVIEW. A MEMBER OF THE TOWNSHIP BOARD IS NOT ELIGIBLE TO SERVE AS AN ALTERNATE MEMBER OR TO FILL ANY VACANCY. A SPOUSE, MOTHER, FATHER, SISTER, BROTHER, SON, OR DAUGHTER, INCLUDING AN ADOPTED CHILD, OF THE ASSESSOR IS NOT ELIGIBLE TO SERVE AS AN ALTERNATE MEMBER OR TO FILL ANY VACANCY. AN ALTERNATE MEMBER MAY BE CALLED TO PERFORM THE DUTIES OF A REGULAR MEMBER OF THE BOARD OF REVIEW IN THE ABSENCE OF A REGULAR MEMBER. AN ALTERNATE MEMBER MAY ALSO BE CALLED TO PERFORM THE DUTIES OF A REGULAR MEMBER OF THE BOARD OF REVIEW FOR THE PURPOSE OF REACHING A DECISION IN ISSUES PROTESTED IN WHICH A REGULAR MEMBER HAS ABSTAINED FOR REASONS OF CONFLICT OF INTEREST."

2. Amend page 3, line 6, after "membership" by striking out the balance of the line through "MEMBERS," on line 7.

3. Amend page 3, line 10, after "review" by striking out the balance of the line.

4. Amend page 3, line 11, after "membership" by striking out the balance of the line.

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

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

The motion prevailed.

The House returned to the consideration of

Senate Bill No. 310, entitled

A bill to regulate certain health clubs with respect to potential medical emergencies; and to provide for civil sanctions.

(The bill was considered earlier today, see today's Journal, p. 158.)

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

Rep. Ward demanded the yeas and nays.

The demand was supported.

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

Rep. Kahn withdrew the amendments.

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

The motion prevailed.

Rep. Palmer moved that Reps. Caswell, DeRoche and Hummel 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. 794, entitled**

A bill to amend 1978 PA 368, entitled "Public health code," (MCL 333.1101 to 333.25211) by adding sections 5430 and 5432.

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

Roll Call No. 40**Yeas—95**

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

Nays—8

Drolet	Gosselin	Palmer	Pearce
Garfield	Hoogendyk	Pastor	Sheen

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.

House Bill No. 5258, entitled

A bill to amend 1981 PA 230, entitled “Michigan economic and social opportunity act of 1981,” by repealing section 16 (MCL 400.1116).

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

Roll Call No. 41

Yeas—103

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

Nays—0

In The Chair: Kooiman

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

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

A bill to amend 1981 PA 230, entitled “Michigan economic and social opportunity act of 1981,” by amending section 11 (MCL 400.1111), as amended by 2003 PA 123.

The motion prevailed.

The House agreed to the title as amended.

Rep. Ward 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

The Speaker laid before the House

House Bill No. 4670, entitled

A bill to amend 1978 PA 368, entitled “Public health code,” (MCL 333.1101 to 333.25211) by adding section 16184.

(The bill was received from the Senate on February 2, 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. 10, p. 146.)

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. 42**Yeas—103**

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

Nays—0

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. Caswell, 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 Nos. 40-42. Had I been present, I would have voted ‘yea’ on Roll Call Nos. 40 and 42 and ‘nay’ on Roll Call No. 41.”

Rep. Hummel, 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 Nos. 40-42. Had I been present, I would have voted ‘yea’.”

The Speaker laid before the House

House Bill No. 5559, entitled

A bill to amend 1995 PA 24, entitled "Michigan economic growth authority act," by amending sections 3 and 8 (MCL 207.803 and 207.808), section 3 as amended by 2004 PA 398 and section 8 as amended by 2005 PA 185.

(The bill was received from the Senate on February 2, 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. 10, p. 147.)

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. 43

Yeas—106

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

Nays—0

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.

Third Reading of Bills

Rep. Ward moved that **Senate Bill No. 310** be placed on its immediate passage.

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

Senate Bill No. 310, entitled

A bill to regulate certain health clubs with respect to potential medical emergencies; and to provide for civil sanctions.

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

Roll Call No. 44**Yeas—81**

Accavitti	DeRoche	Lemmons, III	Rocca
Acciavatti	Donigan	Lemmons, Jr.	Sak
Adamini	Emmons	Lipsey	Schuitmaker
Amos	Espinoza	Marleau	Shaffer
Anderson	Farhat	Mayes	Sheltrown
Angerer	Farrar	McDowell	Smith, Alma
Ball	Gaffney	Meisner	Smith, Virgil
Bennett	Gillard	Miller	Spade
Bieda	Gleason	Moore	Stakoe
Booher	Gonzales	Mortimer	Stewart
Brandenburg	Hansen	Murphy	Tobocman
Brown	Hood	Newell	Vagnozzi
Byrnes	Hopgood	Nitz	Vander Veen
Byrum	Hunter	Palsrok	Ward
Casperson	Jones	Pastor	Waters
Caul	Kolb	Pavlov	Wenke
Cheeks	LaJoy	Plakas	Whitmer
Clack	Law, David	Polidori	Williams
Clemente	Law, Kathleen	Proos	Wojno
Condino	Leland	Robertson	Zelenko
Cushingberry			

Nays—25

Baxter	Green	Kahn	Pearce
Caswell	Hildenbrand	Kooiman	Sheen
Dillon	Hoogendyk	Meyer	Stahl
Drolet	Huizenga	Moolenaar	Steil
Elsenheimer	Hummel	Nofs	Taub
Garfield	Hune	Palmer	Walker
Gosselin			

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.

Rep. Sak moved that Rep. Polidori be excused temporarily from today's session.

The motion prevailed.

Rep. Ward moved that **House Bill No. 5498** be placed on its immediate passage.
The motion prevailed, a majority of the members serving voting therefor.

House Bill No. 5498, entitled

A bill to amend 1995 PA 279, entitled "Horse racing law of 1995," by amending section 20 (MCL 431.320), as amended by 2000 PA 471.

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

Roll Call No. 45

Yeas—59

Accavitti	Clemente	Kolb	Shaffer
Acciavatti	Condino	Kooiman	Smith, Alma
Adamini	Cushingberry	LaJoy	Smith, Virgil
Amos	DeRoche	Law, Kathleen	Steil
Anderson	Dillon	Leland	Stewart
Bieda	Elsenheimer	Lipsey	Tobocman
Booher	Farrah	Mayer	Vagnozzi
Brandenburg	Gillard	Miller	Ward
Brown	Hildenbrand	Moolenaar	Waters
Byrum	Hood	Murphy	Wenke
Casperson	Hopgood	Pastor	Whitmer
Caswell	Hummel	Pavlov	Williams
Caul	Hunter	Plakas	Wojno
Cheeks	Jones	Rocca	Zelenko
Clack	Kahn	Sak	

Nays—46

Angerer	Gleason	McDowell	Proos
Ball	Gonzales	Meisner	Robertson
Baxter	Gosselin	Meyer	Schuitmaker
Bennett	Green	Moore	Sheen
Byrnes	Hansen	Mortimer	Sheltrown
Donigan	Hoogendyk	Newell	Spade
Drolet	Huizenga	Nitz	Stahl
Emmons	Hune	Nofs	Stakoe
Espinoza	Law, David	Palmer	Taub
Farhat	Lemmons, III	Palsrok	Vander Veen
Gaffney	Lemmons, Jr.	Pearce	Walker
Garfield	Marleau		

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.

Rep. Ward moved that **House Bill No. 5313** be placed on its immediate passage.
The motion prevailed, a majority of the members serving voting therefor.

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.

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

Roll Call No. 46**Yeas—105**

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

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.

Second Reading of Bills**House Bill No. 5453, entitled**

A bill to amend 1994 PA 451, entitled “Natural resources and environmental protection act,” (MCL 324.101 to 324.90106) by adding section 52512.

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

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

Rep. Adamini moved to amend the bill as follows:

1. Amend page 2, following line 21, by inserting:

“Enacting section 1. This amendatory act does not take effect unless House Bill No. 4622 of the 93rd Legislature is enacted into law.”.

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

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

The motion prevailed.

House Bill No. 5454, entitled

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending sections 51105, 51106, 51108, 51113, and 51116 (MCL 324.51105, 324.51106, 324.51108, 324.51113, and 324.51116), section 51105 as amended by 1996 PA 451 and sections 51106, 51108, 51113, and 51116 as added by 1995 PA 57.

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

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

Rep. Gillard moved to amend the bill as follows:

1. Amend page 7, line 17, by striking out all of line 17 through "1995," on line 18.
2. Amend page 8, line 11, after "(2)" by striking out the balance of the line through "1995," on line 12.

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

Rep. Gillard demanded the yeas and nays.

The demand was supported.

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

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

Roll Call No. 47**Yeas—49**

Accavitti	Cushingberry	Law, Kathleen	Sak
Adamini	Dillon	Leland	Sheltrown
Anderson	Donigan	Lemmons, III	Smith, Alma
Angerer	Espinoza	Lemmons, Jr.	Smith, Virgil
Bennett	Farrah	Lipsey	Spade
Bieda	Gillard	Mayes	Tobocman
Brown	Gleason	McDowell	Vagnozzi
Byrnes	Gonzales	Meisner	Waters
Byrum	Hood	Miller	Whitmer
Cheeks	Hopgood	Mortimer	Williams
Clack	Hunter	Murphy	Wojno
Clemente	Kolb	Plakas	Zelenko
Condino			

Nays—56

Acciavatti	Gaffney	Law, David	Robertson
Amos	Garfield	Marleau	Rocca
Ball	Gosselin	Meyer	Schuitmaker
Baxter	Green	Moolenaar	Shaffer
Booher	Hansen	Moore	Sheen
Brandenburg	Hildenbrand	Newell	Stahl
Casperson	Hoogendyk	Nitz	Stakoe
Caswell	Huizenga	Nofs	Steil
Caul	Hummel	Palmer	Stewart
DeRoche	Hune	Palsrok	Taub
Drolet	Jones	Pastor	Vander Veen
Elsenheimer	Kahn	Pavlov	Walker
Emmons	Kooiman	Pearce	Ward
Farhat	LaJoy	Proos	Wenke

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

House Bill No. 5455, entitled

A bill to amend 1994 PA 451, entitled “Natural resources and environmental protection act,” by amending sections 51101, 51103, and 51104 (MCL 324.51101, 324.51103, and 324.51104), as added by 1995 PA 57; 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 Conservation, Forestry, and Outdoor Recreation,

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

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

The motion prevailed.

House Bill No. 5456, entitled

A bill to amend 1996 PA 376, entitled “Michigan renaissance zone act,” by amending sections 3, 6, and 8 (MCL 125.2683, 125.2686, and 125.2688), section 3 as amended by 2000 PA 259, section 6 as amended by 2004 PA 430, and section 8 as amended by 2003 PA 266, and by adding section 8e.

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

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

Rep. Ball moved to amend the bill as follows:

1. Amend page 2, line 26, after “**CONSUMPTION**” by inserting “**OR FOR THE CREATION OF BIOMASS OR ALTERNATIVE FUELS THROUGH THE UTILIZATION OF FOREST PRODUCTS OR FOREST RESIDUE**”.

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

Rep. Ward demanded the yeas and nays.

The demand was supported.

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

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

Roll Call No. 48

Yeas—105

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

Dillon
Donigan
Drolet

Kooiman
LaJoy

Plakas
Proos

Wojno
Zelenko

Nays—0

In The Chair: Kooiman

Rep. McDowell moved to amend the bill as follows:

1. Amend page 2, line 26, after “CONSUMPTION” by inserting “**OR CONVERTING FOREST PRODUCTS OR FOREST RESIDUE FOR BIOMASS OR ALTERNATIVE FUELS**”.

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

Rep. McDowell demanded the yeas and nays.

The demand was supported.

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

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

Roll Call No. 49

Yeas—52

Accavitti
Adamini
Anderson
Angerer
Ball
Baxter
Bennett
Bieda
Brown
Byrnes
Byrum
Cheeks
Clack

Clemente
Condino
Cushingberry
Dillon
Donigan
Espinoza
Farrah
Gillard
Gleason
Gonzales
Hood
Hopgood
Hunter

Kolb
Law, David
Law, Kathleen
Leland
Lemmons, III
Lemmons, Jr.
Lipsey
Mayes
McDowell
Meisner
Miller
Moore
Murphy

Plakas
Sak
Sheltrown
Smith, Alma
Smith, Virgil
Spade
Tobocman
Vagnozzi
Waters
Whitmer
Williams
Wojno
Zelenko

Nays—53

Acciavatti
Amos
Booher
Brandenburg
Casperson
Caswell
Caul
DeRoche
Drolet
Elsenheimer
Emmons
Farhat
Gaffney
Garfield

Gosselin
Green
Hansen
Hildenbrand
Hoogendyk
Huizenga
Hummel
Hune
Jones
Kahn
Kooiman
LaJoy
Marleau

Meyer
Moolenaar
Mortimer
Newell
Nitz
Nofs
Palmer
Palsrok
Pastor
Pavlov
Pearce
Proos
Robertson

Rocca
Schuitmaker
Shaffer
Sheen
Stahl
Stakoe
Steil
Stewart
Taub
Vander Veen
Walker
Ward
Wenke

In The Chair: Kooiman

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

House Bill No. 5457, entitled

A bill to impose a state recapture tax on the change in use of certain qualified forest property; to provide for the administration of the recapture tax; to prescribe the powers and duties of certain state and local officers; to provide for the collection and distribution of the recapture tax; and to prescribe penalties and provide remedies.

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

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

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

The motion prevailed.

House Bill No. 5458, entitled

A bill to amend 1976 PA 451, entitled "The revised school code," by amending section 1211 (MCL 380.1211), as amended by 2003 PA 126.

The bill was read a second time.

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

The motion prevailed.

House Bill No. 5462, entitled

A bill to amend 1893 PA 206, entitled "The general property tax act," by amending section 53b (MCL 211.53b), as amended by 2003 PA 105, and by adding section 7jj; 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 Conservation, Forestry, and Outdoor Recreation,

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

Rep. Gillard moved to amend the bill as follows:

1. Amend page 5, following line 9, by inserting:

"(12) IF QUALIFIED FOREST PROPERTY IS EXEMPT UNDER THIS SECTION, AN OWNER OF THAT QUALIFIED FOREST PROPERTY SHALL NOT DENY THE GENERAL PUBLIC THE PRIVILEGE OF HUNTING AND FISHING ON THAT QUALIFIED FOREST PROPERTY UNLESS THE LAND IS CLOSED TO HUNTING OR FISHING, OR BOTH, BY ORDER OF THE DEPARTMENT OF NATURAL RESOURCES OR BY AN ACT OF THE LEGISLATURE." and renumbering the remaining subsection.

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

Rep. Gillard demanded the yeas and nays.

The demand was supported.

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

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

Roll Call No. 50

Yeas—48

Accavitti	Condino	Kolb	Sak
Adamini	Cushingberry	Law, Kathleen	Sheltrown
Anderson	Dillon	Leland	Smith, Alma
Angerer	Donigan	Lemmons, III	Smith, Virgil
Bennett	Espinoza	Lemmons, Jr.	Spade
Bieda	Farrah	Lipsey	Tobocman
Brown	Gillard	Mayes	Vagnozzi
Byrnes	Gleason	McDowell	Waters
Byrum	Gonzales	Meisner	Whitmer
Cheeks	Hood	Miller	Williams
Clack	Hopgood	Murphy	Wojno
Clemente	Hunter	Plakas	Zelenko

Nays—57

Acciavatti	Garfield	Marleau	Robertson
Amos	Gosselin	Meyer	Rocca
Ball	Green	Moolenaar	Schuitmaker
Baxter	Hansen	Moore	Shaffer
Booher	Hildenbrand	Mortimer	Sheen
Brandenburg	Hoogendyk	Newell	Stahl
Casperson	Huizenga	Nitz	Stakoe
Caswell	Hummel	Nofs	Steil
Caul	Hune	Palmer	Stewart
DeRoche	Jones	Palsrok	Taub
Drolet	Kahn	Pastor	Vander Veen
Elsenheimer	Kooiman	Pavlov	Walker
Emmons	LaJoy	Pearce	Ward
Farhat	Law, David	Proos	Wenke
Gaffney			

In The Chair: Kooiman

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

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.

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

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

Rep. Casperson 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

Rep. Ward moved that **House Bill No. 5462** be placed on its immediate passage.

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

House Bill No. 5462, entitled

A bill to amend 1893 PA 206, entitled "The general property tax act," by amending section 53b (MCL 211.53b), as amended by 2003 PA 105, and by adding section 7jj; 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. 51**Yeas—65**

Acciavatti	Farhat	Law, David	Proos
Adamini	Gaffney	Lemmons, III	Robertson
Amos	Garfield	Marleau	Rocca
Ball	Gillard	McDowell	Schuitmaker
Baxter	Gosselin	Meyer	Shaffer
Booher	Green	Moolenaar	Sheen
Brandenburg	Hansen	Moore	Sheltrown

Brown	Hildenbrand	Mortimer	Stahl
Casperson	Hoogendyk	Newell	Stakoe
Caswell	Huizenga	Nitz	Steil
Caul	Hummel	Nofs	Stewart
Cheeks	Hune	Palmer	Taub
DeRoche	Jones	Palsrok	Vander Veen
Drolet	Kahn	Pastor	Walker
Elsenheimer	Kooiman	Pavlov	Ward
Emmons	LaJoy	Pearce	Wenke
Espinoza			

Nays—40

Accavitti	Cushingberry	Law, Kathleen	Smith, Alma
Anderson	Dillon	Leland	Smith, Virgil
Angerer	Donigan	Lemmons, Jr.	Spade
Bennett	Farrah	Lipsey	Tobocman
Bieda	Gleason	Mayes	Vagnozzi
Byrnes	Gonzales	Meisner	Waters
Byrum	Hood	Miller	Whitmer
Clack	Hopgood	Murphy	Williams
Clemente	Hunter	Plakas	Wojno
Condino	Kolb	Sak	Zelenko

In The Chair: Kooiman

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

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

A bill to amend 1893 PA 206, entitled “The general property tax act,” by amending sections 27a and 53b (MCL 211.27a and 211.53b), section 27a as amended by 2005 PA 23 and section 53b as amended by 2003 PA 105, and by adding section 7jj; and to repeal acts and parts of acts.

The motion prevailed.

The House agreed to the title as amended.

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

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

Rep. Ward moved that **House Bill No. 5628** be placed on its immediate passage.

The motion prevailed, a majority 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 50507 (MCL 324.50507), as amended by 2004 PA 124.

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

Roll Call No. 52**Yeas—68**

Acciavatti	Espinoza	Law, David	Rocca
Amos	Farhat	Lemmons, III	Sak
Angerer	Gaffney	Marleau	Schuitmaker
Ball	Garfield	McDowell	Shaffer
Baxter	Gillard	Meyer	Sheen
Booher	Gosselin	Moolenaar	Sheltrown

Brandenburg	Green	Moore	Spade
Brown	Hansen	Mortimer	Stahl
Byrnes	Hildenbrand	Newell	Stakoe
Casperson	Hoogendyk	Nitz	Steil
Caswell	Huizenga	Palmer	Stewart
Caul	Hummel	Palsrok	Taub
DeRoche	Hune	Pastor	Vander Veen
Donigan	Jones	Pavlov	Walker
Drolet	Kahn	Pearce	Ward
Elsenheimer	Kooiman	Proos	Wenke
Emmons	LaJoy	Robertson	Wojno

Nays—37

Accavitti	Cushingberry	Law, Kathleen	Plakas
Adamini	Dillon	Leland	Smith, Alma
Anderson	Farrah	Lemmons, Jr.	Smith, Virgil
Bennett	Gleason	Lipsey	Tobocman
Bieda	Gonzales	Mayes	Vagnozzi
Byrum	Hood	Meisner	Waters
Cheeks	Hopgood	Miller	Whitmer
Clack	Hunter	Murphy	Williams
Clemente	Kolb	Nofs	Zelenko
Condino			

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.

Rep. Ward moved that **House Bill No. 5453** be placed on its immediate passage.

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

House Bill No. 5453, entitled

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," (MCL 324.101 to 324.90106) by adding section 52512.

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

Roll Call No. 53**Yeas—63**

Acciavatti	Farhat	Lemmons, III	Robertson
Adamini	Gaffney	Marleau	Rocca
Amos	Garfield	McDowell	Schuitmaker
Ball	Gillard	Meyer	Shaffer
Baxter	Gosselin	Moolenaar	Sheen
Booher	Green	Moore	Sheltrown
Brandenburg	Hansen	Mortimer	Stahl
Brown	Hildenbrand	Newell	Stakoe
Casperson	Hoogendyk	Nitz	Steil
Caswell	Huizenga	Nofs	Stewart
Caul	Hummel	Palmer	Taub

DeRoche	Hune	Palsrok	Vander Veen
Drolet	Jones	Pastor	Walker
Elsenheimer	Kahn	Pavlov	Ward
Emmons	Kooiman	Pearce	Wenke
Espinoza	LaJoy	Proos	

Nays—42

Accavitti	Cushingberry	Law, Kathleen	Smith, Alma
Anderson	Dillon	Leland	Smith, Virgil
Angerer	Donigan	Lemmons, Jr.	Spade
Bennett	Farrah	Lipsey	Tobocman
Bieda	Gleason	Mayes	Vagnozzi
Byrnes	Gonzales	Meisner	Waters
Byrum	Hood	Miller	Whitmer
Cheeks	Hopgood	Murphy	Williams
Clack	Hunter	Plakas	Wojno
Clemente	Kolb	Sak	Zelenko
Condino	Law, David		

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.

Rep. Ward moved that **House Bill No. 5456** be placed on its immediate passage.

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

House Bill No. 5456, entitled

A bill to amend 1996 PA 376, entitled "Michigan renaissance zone act," by amending sections 3, 6, and 8 (MCL 125.2683, 125.2686, and 125.2688), section 3 as amended by 2000 PA 259, section 6 as amended by 2004 PA 430, and section 8 as amended by 2003 PA 266, and by adding section 8e.

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

Roll Call No. 54**Yeas—84**

Acciavatti	Elsenheimer	Kooiman	Proos
Adamini	Emmons	LaJoy	Robertson
Amos	Espinoza	Law, Kathleen	Rocca
Anderson	Farhat	Leland	Sak
Angerer	Farrah	Lemmons, III	Schuitmaker
Ball	Gaffney	Lemmons, Jr.	Shaffer
Baxter	Garfield	Marleau	Sheen
Bieda	Gillard	Mayes	Spade
Booher	Gleason	McDowell	Stahl
Brandenburg	Gosselin	Meyer	Stakoe
Brown	Green	Moolenaar	Steil
Byrnes	Hansen	Moore	Stewart
Casperson	Hildenbrand	Mortimer	Taub
Caswell	Hoogendyk	Murphy	Tobocman
Caul	Hopgood	Newell	Vander Veen

Cheeks	Huizenga	Nitz	Walker
Clemente	Hummel	Palmer	Ward
Cushingberry	Hune	Palsrok	Wenke
DeRoche	Hunter	Pastor	Whitmer
Dillon	Jones	Pavlov	Wojno
Drolet	Kahn	Pearce	Zelenko

Nays—21

Accavitti	Gonzales	Meisner	Smith, Alma
Bennett	Hood	Miller	Smith, Virgil
Byrum	Kolb	Nofs	Vagnozzi
Clack	Law, David	Plakas	Waters
Condino	Lipsey	Sheltrown	Williams
Donigan			

In The Chair: Kooiman

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

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

A bill to amend 1996 PA 376, entitled “Michigan renaissance zone act,” by amending sections 3, 6, and 8 (MCL 125.2683, 125.2686, and 125.2688), section 3 as amended by 2005 PA 275, section 6 as amended by 2004 PA 430, and section 8 as amended by 2003 PA 266, and by adding section 8e.

The motion prevailed.

The House agreed to the title as amended.

Rep. Ward 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. 4262, entitled

A bill to amend 1972 PA 230, entitled “Stille-DeRossett-Hale single state construction code act,” by amending section 2a (MCL 125.1502a), as added by 1999 PA 245, and by adding section 10a.

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

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

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

The motion prevailed.

House Bill No. 4311, entitled

A bill to amend 1980 PA 299, entitled “Occupational code,” by amending sections 303a and 601 (MCL 339.303a and 339.601), section 303a as amended by 1995 PA 183 and section 601 as amended by 1998 PA 250, and by adding article 28; 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-2) previously recommended by the Committee on Commerce,

The substitute (H-2) was not adopted, a majority of the members serving not voting therefor.

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

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

Rep. Meisner moved to amend the bill as follows:

1. Amend page 6, following line 14, by inserting:

“(3) AN EMPLOYEE OF A RETAIL ESTABLISHMENT PROVIDING INTERIOR DESIGN SERVICES ON THE PREMISES OF THE RETAIL ESTABLISHMENT OR PROVIDING INTERIOR DESIGN SERVICES IN FURTHERANCE OF A RETAIL SALE MAY PROVIDE OR OFFER TO PROVIDE INTERIOR DESIGN SERVICES SO LONG AS HE OR SHE DOES NOT HOLD HIMSELF OR HERSELF OUT AS AN INTERIOR DESIGNER.”.

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

Rep. Huizenga moved to amend the bill as follows:

1. Amend page 6, line 6, after “**SEC. 2807.**” by striking out “**(1)**”.

2. Amend page 6, line 11, by striking out all of subsection **(2)**.

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

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

The motion prevailed.

House Bill No. 4312, entitled

A bill to amend 1979 PA 152, entitled “State license fee act,” (MCL 338.2201 to 338.2277) by adding section 19.

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

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

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

The motion prevailed.

Rep. Ward moved that House Committees be given leave to meet during the balance of today’s session.

The motion prevailed.

Notices

I hereby give notice that on the next legislative session day I will move to reconsider the vote by which the House passed **House Bill No. 5628**.

Rep. Casperson

By unanimous consent the House returned to the order of

Reports of Standing Committees

The Committee on Regulatory Reform, by Rep. Rocca, Chair, reported

House Bill No. 5562, entitled

A bill to amend 1998 PA 58, entitled “Michigan liquor control code of 1998,” by amending section 541 (MCL 436.1541).

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. Rocca, Jones, Gaffney, Wojno, McDowell and Virgil Smith

Nays: None

The Committee on Regulatory Reform, by Rep. Rocca, Chair, reported

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).

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

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

Favorable Roll Call

To Report Out:

Yeas: Reps. Rocca, Jones, Gaffney, Palsrok, Wojno, McDowell and Virgil Smith

Nays: None

COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Rocca, Chair, of the Committee on Regulatory Reform, was received and read:

Meeting held on: Tuesday, February 7, 2006

Present: Reps. Rocca, Jones, Gaffney, Palsrok, Wojno, McDowell and Virgil Smith

Absent: Reps. Van Regenmorter and Lemmons, III

Excused: Reps. Van Regenmorter and Lemmons, III

The Committee on Government Operations, by Rep. Drolet, Chair, reported

House Bill No. 5522, entitled

A bill to amend 1979 PA 94, entitled "The state school aid act of 1979," (MCL 388.1601 to 388.1772) by adding section 164f.

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

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

Favorable Roll Call

To Report Out:

Yeas: Reps. Drolet, Hoogendyk, Gosselin, Garfield, Sheen and Lemmons, III

Nays: Reps. Tobocman and Lipsey

The Committee on Government Operations, by Rep. Drolet, Chair, reported

House Bill No. 5523, entitled

A bill to amend 1984 PA 431, entitled "The management and budget act," by amending section 213 (MCL 18.1213).

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

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

Favorable Roll Call

To Report Out:

Yeas: Reps. Drolet, Hoogendyk, Gosselin, Garfield, Sheen and Lemmons, III

Nays: Reps. Tobocman and Lipsey

COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Tuesday, February 7, 2006

Present: Reps. Drolet, Hoogendyk, Gosselin, Garfield, Sheen, Emmons, Tobocman, Lipsey and Lemmons, III

Messages from the Senate**Senate Bill No. 372, entitled**

A bill to allow for the review, oversight, and providing of recommendations regarding the operation of certain water and sewer systems within this state; to create the water accountability advisory board; and to provide for the powers and duties of certain governmental officials and entities.

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.

Rep. Zelenko moved that the House adjourn.

The motion prevailed, the time being 4:25 p.m.

The Speaker Pro Tempore declared the House adjourned until Wednesday, February 8, at 1:00 p.m.

GARY L. RANDALL
Clerk of the House of Representatives