

No. 38
STATE OF MICHIGAN
JOURNAL
OF THE
House of Representatives
95th Legislature
REGULAR SESSION OF 2010

House Chamber, Lansing, Tuesday, April 27, 2010.

10:00 a.m.

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

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

Agema—present	Durhal—present	Kurtz—present	Polidori—excused
Amash—present	Ebli—present	Lahti—present	Proos—present
Angerer—present	Elsenheimer—present	LeBlanc—present	Roberts—present
Ball—present	Espinoza—present	Leland—present	Rocca—present
Barnett—present	Geiss—present	Lemmons—present	Rogers—present
Bauer—present	Genetski—present	Lindberg—present	Schmidt, R.—present
Bennett—present	Gonzales—present	Lipton—present	Schmidt, W.—present
Bledsoe—present	Green—present	Liss—present	Schuitmaker—present
Bolger—present	Gregory—present	Lori—present	Scott, B.—present
Booher—present	Griffin—present	Lund—present	Scott, P.—present
Brown, L.—present	Haase—present	Marleau—excused	Scripps—present
Brown, T.—present	Haines—present	Mayes—present	Segal—present
Byrnes—present	Hammel—present	McDowell—present	Sheltrown—present
Byrum—present	Hansen—present	McMillin—present	Slavens—present
Calley—excused	Haugh—present	Meadows—present	Slezak—present
Caul—present	Haveman—present	Meekhof—present	Smith—present
Clemente—present	Hildenbrand—present	Melton—present	Spade—present
Constan—present	Horn—present	Meltzer—present	Stamas—present
Corriveau—present	Huckleberry—present	Miller—present	Stanley—present
Crawford—present	Jackson—present	Moore—present	Switalski—present
Cushingberry—present	Johnson—present	Moss—present	Tlaib—present
Daley—present	Jones, Rick—present	Nathan—present	Tyler—present
Dean—present	Jones, Robert—present	Nerat—present	Valentine—present
Denby—present	Kandrevas—present	Neumann—present	Walsh—present
DeShazor—present	Kennedy—present	Opsommer—present	Warren—present
Dillon—present	Knollenberg—present	Pavlov—present	Womack—present
Donigan—present	Kowall—present	Pearce—present	Young—present

e/d/s = entered during session

Rep. Tonya L. Schuitmaker, from the 80th District, offered the following invocation:

“Our heavenly Father, it is with grateful hearts that we appear here today.

We thank You for those who provide us with friendship and support as we meet the many challenges that shape our great state of Michigan.

We ask You for continued direction and insight, and for You to remind us to be alert to those we are elected to represent.

We ask for guidance as we conduct the people’s business, and to grant us the wisdom and the courage to do that which is right for our State and its people. Bestow in each of us the vision of good judgment and fairness, so that Michigan and its citizens will continue to prosper and flourish. Amen.”

Rep. Segal moved that Rep. Polidori be excused from today’s session.
The motion prevailed.

Rep. Opsommer moved that Reps. Calley and Marleau be excused from today’s session.
The motion prevailed.

Reports of Standing Committees

The Speaker laid before the House
House Concurrent Resolution No. 46.

A concurrent resolution to memorialize the Congress and President Obama to use all means necessary to immediately stop the inhumane and illegal kidnapping of children in Haiti.

(For text of concurrent resolution, see House Journal No. 27, p. 343.)

(The concurrent resolution was reported by the Committee on Families and Children’s Services on April 21.)

The question being on the adoption of the concurrent resolution,

The concurrent resolution was adopted.

By unanimous consent the House returned to the order of

Motions and Resolutions

Rep. Angerer moved that the Committee on Oversight and Investigations be discharged from further consideration of
Senate Bill No. 1227.

(For first notice see House Journal No. 37, p. 583.)

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

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

The bill was placed on the order of Second Reading of Bills.

Second Reading of Bills

Senate Bill No. 1227, entitled

A bill to amend 1980 PA 300, entitled “The public school employees retirement act of 1979,” by amending sections 4, 6, 7, 8, 25, 26, 41, 42, 43a, 43b, 43c, 61, 81, 86, and 87 (MCL 38.1304, 38.1306, 38.1307, 38.1308, 38.1325, 38.1326, 38.1341, 38.1342, 38.1343a, 38.1343b, 38.1343c, 38.1361, 38.1381, 38.1386, and 38.1387), section 4 as amended by 2008 PA 354, sections 6 and 7 as amended by 1995 PA 272, sections 8, 25, and 26 as amended by 1997 PA 143, section 41 as amended by 2007 PA 15, section 42 as amended by 1996 PA 268, section 43a as amended by 2007 PA 111, sections 43b and 81 as amended by 1989 PA 194, section 43c as amended by 1998 PA 213, and section 61 as amended by 2006 PA 158, and by adding sections 41b, 43e, 43f, and 81c and article 7.

The bill was read a second time.

Rep. Meadows moved to substitute (H-9) the bill.

The motion prevailed and the substitute (H-9) was adopted, a majority of the members serving voting therefor.

Rep. Meadows moved to amend the bill as follows:

1. Amend page 20, line 22, after “(1)” by inserting “**EXCEPT AS OTHERWISE PROVIDED IN THIS SECTION,**”.

2. Amend page 20, line 25, after “**ACT.**” by inserting “**FOR THE STATE FISCAL YEAR THAT BEGINS OCTOBER 1, 2010, MEMBERS WHOSE YEARLY SALARY IS LESS THAN \$18,000.00 SHALL CONTRIBUTE 1.5% OF THE MEMBER’S COMPENSATION TO THE APPROPRIATE FUNDING ACCOUNT IN THE PUBLIC EMPLOYEE RETIREMENT HEALTH CARE FUNDING ACT. FOR EACH STATE FISCAL YEAR THAT BEGINS ON OR AFTER OCTOBER 1, 2011, MEMBERS WHOSE YEARLY SALARY IS LESS THAN \$18,000.00 SHALL CONTRIBUTE 3% OF THE MEMBER’S COMPENSATION TO THE APPROPRIATE FUNDING ACCOUNT IN THE PUBLIC EMPLOYEE RETIREMENT HEALTH CARE FUNDING ACT.**”.

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

Rep. Lisa Brown moved to amend the bill as follows:

1. Amend page 38, following line 25, by inserting:

“**SEC. 92B. IT IS THE INTENT OF THE LEGISLATURE TO USE MONEY FROM THE SAVINGS TO THIS STATE THAT RESULT FROM ENACTMENT OF THE AMENDATORY ACT THAT ADDED THIS SECTION TO FULLY RESTORE FUNDING TO SCHOOL DISTRICTS CALCULATED UNDER SECTION 20J OF THE STATE SCHOOL AID ACT OF 1979, 1979 PA 94, MCL 388.1620J, TO AT LEAST THE LEVEL OF THAT FUNDING AS IN EFFECT FOR THE 2008-2009 STATE FISCAL YEAR.**”.

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

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

The motion prevailed.

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

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

By unanimous consent the House returned to the order of

Third Reading of Bills

Senate Bill No. 1227, entitled

A bill to amend 1980 PA 300, entitled “The public school employees retirement act of 1979,” by amending sections 4, 6, 7, 8, 25, 26, 41, 42, 43a, 43b, 43c, 61, 81, 86, and 87 (MCL 38.1304, 38.1306, 38.1307, 38.1308, 38.1325, 38.1326, 38.1341, 38.1342, 38.1343a, 38.1343b, 38.1343c, 38.1361, 38.1381, 38.1386, and 38.1387), section 4 as amended by 2008 PA 354, sections 6 and 7 as amended by 1995 PA 272, sections 8, 25, and 26 as amended by 1997 PA 143, section 41 as amended by 2007 PA 15, section 42 as amended by 1996 PA 268, section 43a as amended by 2007 PA 111, sections 43b and 81 as amended by 1989 PA 194, section 43c as amended by 1998 PA 213, and section 61 as amended by 2006 PA 158, and by adding sections 41b, 43e, 43f, and 81c and article 7.

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

Roll Call No. 154

Yeas—59

Angerer	Durhal	Leland	Scott, B.
Barnett	Ebli	Lemmons	Scripps
Bauer	Espinoza	Lindberg	Segal
Bennett	Geiss	Liss	Sheltrown
Brown, L.	Gonzales	Mayes	Slavens
Brown, T.	Gregory	McDowell	Slezak
Byrnes	Griffin	Meadows	Smith
Byrum	Hammel	Melton	Spade
Clemente	Haugh	Miller	Stanley
Constan	Huckleberry	Nathan	Switalski
Corriveau	Johnson	Nerat	Tlaib
Cushingberry	Jones, Robert	Neumann	Valentine
Dean	Kandrevas	Roberts	Womack

Dillon
Donigan

Kennedy
Lahti

Rocca
Schmidt, R.

Young

Nays—45

Agema
Amash
Ball
Bledsoe
Bolger
Booher
Caul
Crawford
Daley
Denby
DeShazor
Elsenheimer

Genetski
Green
Haase
Haines
Hansen
Haveman
Hildenbrand
Horn
Jackson
Jones, Rick
Knollenberg

Kowall
Kurtz
LeBlanc
Lipton
Lori
Lund
McMillin
Meekhof
Meltzer
Moss
Opsommer

Pavlov
Pearce
Proos
Rogers
Schmidt, W.
Schuitmaker
Scott, P.
Stamas
Tyler
Walsh
Warren

In The Chair: Espinoza

The question being on agreeing to the title of the bill,
Rep. Segal moved to amend the title to read as follows:

A bill to amend 1980 PA 300, entitled “An act to provide a retirement system for the public school employees of this state; to create certain funds for this retirement system; to provide for the creation of a retirement board within the department of management and budget; to prescribe the powers and duties of the retirement board; to prescribe the powers and duties of certain state departments, agencies, officials, and employees; to prescribe penalties and provide remedies; and to repeal acts and parts of acts,” by amending sections 4, 6, 7, 8, 41, 42, 61, and 91 (MCL 38.1304, 38.1306, 38.1307, 38.1308, 38.1341, 38.1342, 38.1361, and 38.1391), section 4 as amended by 2008 PA 354, sections 6 and 7 as amended by 1995 PA 272, section 8 as amended by 1997 PA 143, section 41 as amended by 2007 PA 15, section 42 as amended by 1996 PA 268, section 61 as amended by 2006 PA 158, and section 91 as amended by 2007 PA 110, and by adding sections 43e, 81b, and 92a.

The motion prevailed.

The House agreed to the title as amended.

Rep. Moore, under Rule 31, made the following statement:

“Mr. Speaker and members of the House:

I did not vote on Roll Call No. 154 because of a possible conflict of interest.”

Associate Speaker Pro Tempore Espinoza called Associate Speaker Pro Tempore Scripps to the Chair.

Second Reading of Bills

Senate Bill No. 1010, entitled

A bill to amend an act of the Territorial Laws, p. 1131, vol. III, approved April 22, 1833, entitled “An act to establish Kalamazoo college and to prescribe its powers and duties,” by amending section 3 (MCL 390.753), as amended by 1985 PA 203.

The bill was read a second time.

Rep. Angerer moved that the bill be placed on the order of Third Reading of Bills.
The motion prevailed.
Rep. Angerer moved that the bill be placed on its immediate passage.
The motion prevailed, a majority of the members serving voting therefor.

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

Senate Bill No. 1010, entitled

A bill to amend an act of the Territorial Laws, p. 1131, vol. III, approved April 22, 1833, entitled “An act to establish Kalamazoo college and to prescribe its powers and duties,” by amending section 3 (MCL 390.753), as amended by 1985 PA 203.

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

Roll Call No. 155

Yeas—105

Agema	Ebli	Kurtz	Proos
Amash	Elsenheimer	Lahti	Roberts
Angerer	Espinoza	LeBlanc	Rocca
Ball	Geiss	Leland	Rogers
Barnett	Genetski	Lemmons	Schmidt, R.
Bauer	Gonzales	Lindberg	Schmidt, W.
Bennett	Green	Lipton	Schuitmaker
Bledsoe	Gregory	Liss	Scott, B.
Bolger	Griffin	Lori	Scott, P.
Booher	Haase	Lund	Scripps
Brown, L.	Haines	Mayer	Segal
Brown, T.	Hammel	McDowell	Sheltrown
Byrnes	Hansen	McMillin	Slavens
Byrum	Haugh	Meadows	Slezak
Caul	Haveman	Meekhof	Smith
Clemente	Hildenbrand	Melton	Spade
Constan	Horn	Meltzer	Stamas
Corriveau	Huckleberry	Miller	Stanley
Crawford	Jackson	Moore	Switalski
Cushingberry	Johnson	Moss	Tlaib
Daley	Jones, Rick	Nathan	Tyler
Dean	Jones, Robert	Nerat	Valentine
Denby	Kandreas	Neumann	Walsh
DeShazor	Kennedy	Opsommer	Warren
Dillon	Knollenberg	Pavlov	Womack
Donigan	Kowall	Pearce	Young
Durhal			

Nays—0

In The Chair: Scripps

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

Associate Speaker Pro Tempore Espinoza resumed the Chair.

By unanimous consent the House returned to the order of

Motions and Resolutions

Rep. Angerer moved that the Committee on Oversight and Investigations be discharged from further consideration of **Senate Bill No. 1226**.

(For first notice see House Journal No. 37, p. 583.)

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

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

The bill was placed on the order of Second Reading of Bills.

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

The motion prevailed.

Reps. Wayne Schmidt, Ball, Bolger, Constan, Daley, Griffin, Hansen, Robert Jones, Kowall, LeBlanc, Liss, Lori, Mayes, Moore, Pearce, Scripps, Slavens, Smith, Stamas, Tyler and Valentine offered the following resolution:

House Resolution No. 263.

A resolution to declare May 8, 2010, as Train Day in the state of Michigan.

Whereas, The United States of America has made a considerable financial commitment to expanding the nation's high-speed and intercity passenger rail (HSIPR) network, appropriating \$4 billion last year for both state corridor development efforts and Amtrak state of good repair investments in the FY10 Consolidated Appropriations Act; and

Whereas, The President and Vice-President announced in January 2010 an additional \$8 billion in American Recovery and Reinvestment Act (ARRA) awards for 13 corridors in 31 states; and

Whereas, The Federal Railroad Administration received applications requesting seven times the available funds for the HSIPR ARRA grants; and

Whereas, Developing this pipeline of national high-speed and intercity passenger rail projects will revitalize the domestic manufacturing industry and create additional American jobs building on the one million good-paying, middle-class creating American jobs that can never be outsourced already supported by the rail industry; and

Whereas, Ridership on Amtrak grew every year from 2000 through 2008, and is on track in 2010 for its best ridership year ever, further demonstrating the increased demand for intercity passenger rail services; and

Whereas, In highly populated regions, Amtrak trains and infrastructure carry intercity passengers and commuters to and from work in congested metropolitan areas, providing a reliable rail option while reducing congestion on roads and in the skies; and

Whereas, Amtrak annually provides intercity passenger rail travel to over 25 million Americans residing in 46 states; and

Whereas, For many rural Americans, Amtrak represents the only major intercity transportation link to the rest of the country; and

Whereas, Passenger rail provides a more fuel-efficient transportation system thereby providing cleaner transportation alternatives and energy security; and

Whereas, When combined with all modes of transportation, passenger railroads emit only 0.2 percent of the travel industry's total greenhouse gases and one freight train can move a ton of freight 457 miles on one gallon of fuel; and

Whereas, In the state of Michigan, 680,224 people got on and off trains in the fiscal year 2009; and

Whereas, Our railroad stations are a source of civic pride, a gateway to our communities and a tool for economic growth that creates transportation-oriented development and livable communities; and

Whereas, On May 10, 1869, the "golden spike" was driven into the final tie at Promontory Summit, Utah to join the Central Pacific and the Union Pacific Railroads, ceremonially completing the first transcontinental railroad and therefore connecting both coasts of the United States; now, therefore, be it

Resolved by the House of Representatives, That the members of this legislative body declare May 8, 2010, as Train Day in the state of Michigan; and be it further

Resolved, That we recognize and celebrate the pivotal role that a robust intercity passenger rail system can provide for better mobility for persons of all abilities; and be it further

Resolved, That we hold events at our stations for our communities to commemorate this momentous day in railroad history and for our communities.

The question being on the adoption of the resolution,

The resolution was adopted.

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 Thursday, April 22:

Senate Bill Nos. 1282 1283 1284 1285

The Clerk announced that the following bills had been printed and placed upon the files of the members on Friday, April 23:

House Bill Nos. 6058 6059 6060 6061 6062 6063 6064 6065 6066 6067 6068 6069 6070

Reports of Standing Committees

The Committee on Tourism, Outdoor Recreation and Natural Resources, by Rep. Sheltroun, Chair, reported

Senate Bill No. 1204, entitled

A bill to amend 1980 PA 395, entitled "Community convention or tourism marketing act," by amending section 2 (MCL 141.872), as amended by 1993 PA 224.

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. Sheltroun, Slezak, Ebli, Huckleberry, Lindberg, Stanley, Stamas, Bolger and Horn

Nays: None

The Committee on Tourism, Outdoor Recreation and Natural Resources, by Rep. Sheltroun, Chair, reported

House Resolution No. 239.

A resolution to urge the President of the United States to ensure that recreational fishing and boating are national priorities in the Interagency Ocean Policy Task Force's final report and to recognize the primacy of state management in the Great Lakes region.

(For text of resolution, see House Journal No. 30, p. 404.)

With the recommendation that the resolution be adopted.

Favorable Roll Call

To Report Out:

Yeas: Reps. Sheltroun, Slezak, Ebli, Huckleberry, LeBlanc, Lindberg, Stanley, Stamas, Bolger and Horn

Nays: None

The Committee on Tourism, Outdoor Recreation and Natural Resources, by Rep. Sheltroun, Chair, reported

House Concurrent Resolution No. 47.

A concurrent resolution to urge the President of the United States to ensure that recreational fishing and boating are national priorities in the Interagency Ocean Policy Task Force's final report and to recognize the primacy of state management in the Great Lakes region.

(For text of concurrent resolution, see House Journal No. 30, p. 405.)

With the recommendation that the concurrent resolution be adopted.

Favorable Roll Call

To Report Out:

Yeas: Reps. Sheltroun, Slezak, Ebli, Huckleberry, LeBlanc, Lindberg, Stanley, Stamas, Bolger and Horn

Nays: None

COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Sheltroun, Chair, of the Committee on Tourism, Outdoor Recreation and Natural Resources, was received and read:

Meeting held on: Tuesday, April 27, 2010

Present: Reps. Sheltroun, Slezak, Ebli, Huckleberry, LeBlanc, Lindberg, Stanley, Stamas, Bolger and Horn

Absent: Rep. Hansen

Excused: Rep. Hansen

COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Tuesday, April 27, 2010

Present: Reps. Leland, Nathan, Barnett, Segal, Stanley, Womack, Paul Scott, Meltzer and Pavlov

Absent: Reps. Meadows and Hansen

Excused: Reps. Meadows and Hansen

COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Griffin, Chair, of the Committee on Oversight and Investigations, was received and read:

Meeting held on: Tuesday, April 27, 2010

Present: Reps. Griffin, Bledsoe, Angerer, Warren, Bolger and Horn

COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Tuesday, April 27, 2010

Present: Reps. Melton, Lisa Brown, Corriveau, Geiss, Haase, Kennedy, Lindberg, Sheltroun, Valentine, Pavlov, Amash, Ball, DeShazor, McMillin, Tyler and Walsh

Absent: Reps. Bledsoe, Byrum, Nathan, Polidori, Roberts, Pearce and Paul Scott

Excused: Reps. Bledsoe, Byrum, Nathan, Polidori, Roberts, Pearce and Paul Scott

Notices

I hereby give notice that on the next legislative session day I will move to discharge the Committee on Education from further consideration of **House Bill No. 5747**.

Rep. Pavlov

Communications from State Officers

The following communications from the Secretary of State were received and read:

Notices of Filing
Administrative Rules

April 21, 2010

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 Energy, Labor and Economic Growth and the State Office of Administrative Hearings and Rules filed Administrative Rule #2009-013-LG (Secretary of State Filing #10-04-01) on this date at 11:30 A.M. for the Department of Energy, Labor and Economic Growth, entitled "Licensing Qualifications".

This rule becomes effective immediately upon filing with the Secretary of State unless adopted under sections 33, 44, or 45a(6) of 1969 PA 306. Rules adopted under these sections become effective 7 days after filing with the Secretary of State.

April 21, 2010

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 Energy, Labor and Economic Growth and the State Office of Administrative Hearings and Rules filed Administrative Rule #2009-036-LG (Secretary of State Filing #10-04-02) on this date at 11:32 A.M. for the Department of Energy, Labor and Economic Growth, entitled "Board of Magistrates-General Rules".

This rule becomes effective immediately upon filing with the Secretary of State unless adopted under sections 33, 44, or 45a(6) of 1969 PA 306. Rules adopted under these sections become effective 7 days after filing with the Secretary of State.

April 21, 2010

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 State Police and the State Office of Administrative Hearings and Rules filed Administrative Rule #2009-057-SP (Secretary of State Filing #10-04-03) on this date at 11:34 A.M. for the Department of State Police, entitled "Tests for Breath Alcohol".

This rule becomes effective immediately upon filing with the Secretary of State unless adopted under sections 33, 44, or 45a(6) of 1969 PA 306. Rules adopted under these sections become effective 7 days after filing with the Secretary of State.

April 22, 2010

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 Energy, Labor and Economic Growth and the State Office of Administrative Hearings and Rules filed Administrative Rule #2009-012-LG (Secretary of State Filing #10-04-04) on this date at 1:35 P.M. for the Department of Energy, Labor and Economic Growth, entitled "Vendor Representative and Salesperson".

This rule becomes effective immediately upon filing with the Secretary of State unless adopted under sections 33, 44, or 45a(6) of 1969 PA 306. Rules adopted under these sections become effective 7 days after filing with the Secretary of State.

April 22, 2010

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 Energy, Labor and Economic Growth and the State Office of Administrative Hearings and Rules filed Administrative Rule #2009-007-LG (Secretary of State Filing #10-04-05) on this date at 1:37 P.M. for the Department of Energy, Labor and Economic Growth, entitled "Construction Code-Part 7. Plumbing Code".

These rules take effect 120 days after filing with the Secretary of State.

April 22, 2010

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 Energy, Labor and Economic Growth and the State Office of Administrative Hearings and Rules filed Administrative Rule #2008-005-LG (Secretary of State Filing #10-04-06) on this date at 1:39 P.M. for the Department of Energy, Labor and Economic Growth, entitled "Michigan Elevator Rules".

These rules take effect 60 days after filing with the Secretary of State.

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

The communications were referred to the Clerk.

Introduction of Bills

Reps. Corriveau and Meadows introduced

House Bill No. 6071, entitled

A bill to amend 1947 PA 359, entitled "The charter township act," by amending section 34 (MCL 42.34), as amended by 2003 PA 300.

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

Reps. Meadows and Corriveau introduced

House Bill No. 6072, entitled

A bill to amend 1909 PA 279, entitled "The home rule city act," by amending section 9b (MCL 117.9b), as added by 1982 PA 465.

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

Reps. Marleau, Schuitmaker, Hansen, Hildenbrand, Pavlov, Meekhof, Booher, Rick Jones, Proos and Calley introduced

House Bill No. 6073, entitled

A bill to amend 1961 PA 236, entitled "Revised judicature act of 1961," (MCL 600.101 to 600.9947) by adding section 2155.

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

Reps. McDowell, Lindberg and Lahti introduced

House Bill No. 6074, entitled

A bill to designate an official nickname for this state.

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

Reps. Opsommer, Calley, Horn, Agema, Amash, Moss, DeShazor, McMillin, Pearce, Paul Scott and Lori introduced

House Bill No. 6075, entitled

A bill to prohibit abortion coverage in certain health plans.

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

Reps. Calley, Meltzer, Walsh and Opsommer introduced

House Bill No. 6076, entitled

A bill 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 this state; to prescribe certain powers and duties of the state treasurer; to establish the collection duties of certain other state departments for money or accounts owed to this state; 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 30 (MCL 205.30), as amended by 1993 PA 14.

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

Rep. Calley introduced

House Bill No. 6077, entitled

A bill to amend 1893 PA 206, entitled "The general property tax act," (MCL 211.1 to 211.155) by adding section 9n.

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

Reps. Spade, LeBlanc, Polidori, Gonzales, Moss, DeShazor, Slavens, Walsh, Agema, Booher, Bledsoe, Geiss, Green, Ball, Durhal, Mayes, Hildenbrand and Roy Schmidt introduced

House Bill No. 6078, entitled

A bill to amend 1984 PA 431, entitled "The management and budget act," by amending section 371 (MCL 18.1371), as amended by 2007 PA 2.

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

Announcements by the Clerk

April 23, 2010

Received from the Auditor General a copy of the following audit report and/or report summary:
Performance audit of the Michigan Economic Growth Authority Tax Credit Program, Michigan Strategic Fund,
April 2010.

Richard J. Brown
Clerk of the House

By unanimous consent the House returned to the order of

Messages from the Senate**Senate Bill No. 468, entitled**

A bill to amend 1949 PA 300, entitled "An act to provide for the registration, titling, sale, transfer, and regulation of certain vehicles operated upon the public highways of this state or any other place open to the general public or generally accessible to motor vehicles and distressed vehicles; to provide for the licensing of dealers; to provide for the examination, licensing, and control of operators and chauffeurs; to provide for the giving of proof of financial responsibility and security by owners and operators of vehicles; to provide for the imposition, levy, and collection of specific taxes on vehicles, and the levy and collection of sales and use taxes, license fees, and permit fees; to provide for the regulation and use of streets and highways; to create certain funds; to provide penalties and sanctions for a violation of this act; to provide for civil liability of owners and operators of vehicles and service of process on residents and nonresidents; to regulate the introduction and use of certain evidence; to provide for the levy of certain assessments; to provide for the enforcement of this act; to provide for the creation of and to prescribe the powers and duties of certain state and local agencies; to impose liability upon the state or local agencies; to provide appropriations for certain purposes; to repeal all other acts or parts of acts inconsistent with this act or contrary to this act; and to repeal certain parts of this act on a specific date," by amending sections 732, 907, and 909 (MCL 257.732, 257.907, and 257.909), section 732 as amended by 2006 PA 298, section 907 as amended by 2008 PA 463, and section 909 as amended by 2000 PA 94.

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

1. Amend page 18, following line 10, by striking out all of section 909.

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

A bill to amend 1949 PA 300, entitled "An act to provide for the registration, titling, sale, transfer, and regulation of certain vehicles operated upon the public highways of this state or any other place open to the general public or generally accessible to motor vehicles and distressed vehicles; to provide for the licensing of dealers; to provide for the examination, licensing, and control of operators and chauffeurs; to provide for the giving of proof of financial responsibility and security by owners and operators of vehicles; to provide for the imposition, levy, and collection of specific taxes on vehicles, and the levy and collection of sales and use taxes, license fees, and permit fees; to provide for the regulation and use of streets and highways; to create certain funds; to provide penalties and sanctions for a violation of this act; to provide for civil liability of owners and operators of vehicles and service of process on residents and nonresidents; to regulate the introduction and use of certain evidence; to provide for the levy of certain assessments; to provide for the enforcement of this act; to provide for the creation of and to prescribe the powers and duties of certain state and local agencies; to impose liability upon the state or local agencies; to provide appropriations for certain purposes; to repeal all other acts or parts of acts inconsistent with this act or contrary to this act; and to repeal certain parts of this act on a specific date," by amending sections 732, and 907 (MCL 257.732, and 257.907), section 732 as amended by 2006 PA 298, and section 907 as amended by 2008 PA 463.

The Speaker announced that pursuant to Rule 42, the bill was laid over one day.

Rep. Neumann moved that the House adjourn.
The motion prevailed, the time being 1:00 p.m.

Associate Speaker Pro Tempore Espinoza declared the House adjourned until Wednesday, April 28, at 1:30 p.m.

RICHARD J. BROWN
Clerk of the House of Representatives

