

**No. 43**  
**STATE OF MICHIGAN**  
**JOURNAL**  
**OF THE**  
**House of Representatives**  
**92nd Legislature**  
**REGULAR SESSION OF 2003**

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House Chamber, Lansing, Thursday, May 22, 2003.

10:00 a.m.

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

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

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

e/d/s = entered during session

Rep. Larry Julian, from the 85th District, offered the following invocation:

“Lord, thank You for bringing us here today in good health and for this wonderful day that You have provided for us. We thank You for the opportunity to lead our state in an effort to create just and reasonable policy. Lord, we ask that You look over each and every one of us as we use our leadership and ability to represent everyone as one body. Please accept our humble presence as a testament to the greatness that You represent and guide us through the challenges and responsibilities that our position of state representative embodies. Lord, we ask this in the name of Your son, Jesus Christ, Amen.”

### Second Reading of Bills

#### House Bill No. 4579, entitled

A bill to amend 1980 PA 307, entitled “Savings and loan act of 1980,” by amending section 1135 (MCL 491.1135), as added by 2002 PA 185.

The bill was read a second time.

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

The motion prevailed.

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

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

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Rep. Hood moved that Reps. Hardman and Daniels be excused temporarily from today’s session.

The motion prevailed.

By unanimous consent the House returned to the order of

### Third Reading of Bills

#### House Bill No. 4579, entitled

A bill to amend 1980 PA 307, entitled “Savings and loan act of 1980,” by amending section 1135 (MCL 491.1135), as added by 2002 PA 185.

Was read a third time and passed, 2/3 of the members serving voting therefor, by yeas and nays, as follows:

#### Roll Call No. 158

#### Yeas—105

Accavitti	Gielegem	Meyer	Sheen
Acciavatti	Gillard	Middaugh	Sheltrown
Adamini	Gleason	Milosch	Shulman
Amos	Hager	Minore	Smith
Anderson	Hart	Moolenaar	Spade
Bieda	Hood	Murphy	Stahl
Bisbee	Hoogendyk	Newell	Stakoe
Bradstreet	Hopgood	Nitz	Steil
Brandenburg	Howell	Nofs	Stewart
Brown	Huizenga	O’Neil	Tabor
Byrum	Hummel	Paletko	Taub
Casperson	Hune	Palmer	Tobocman
Caswell	Hunter	Palsrok	Vagnozzi
Caul	Jamnick	Pappageorge	Van Regenmorter
Cheeks	Johnson, Rick	Pastor	Vander Veen
Clack	Johnson, Ruth	Phillips	Voorhees
Condino	Julian	Plakas	Walker
DeRoche	Koetje	Pumford	Ward
DeRossett	Kolb	Reeves	Waters

Drolet	Kooiman	Richardville	Wenke
Ehardt	LaJoy	Rivet	Whitmer
Elkins	LaSata	Robertson	Williams
Emmons	Law	Rocca	Wojno
Farhat	Lipsey	Sak	Woodward
Farrah	McConico	Shackleton	Woronchak
Gaffney	Meisner	Shaffer	Zelenko
Garfield			

**Nays—0**

In The Chair: Julian

The House agreed to the title of the bill.

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

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

**Second Reading of Bills****House Bill No. 4580, entitled**

A bill to amend 1999 PA 276, entitled "Banking code of 1999," by amending section 4406 (MCL 487.14406), as added by 2002 PA 183.

The bill was read a second time.

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

The motion prevailed.

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

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

By unanimous consent the House returned to the order of

**Third Reading of Bills****House Bill No. 4580, entitled**

A bill to amend 1999 PA 276, entitled "Banking code of 1999," by amending section 4406 (MCL 487.14406), as added by 2002 PA 183.

Was read a third time and passed, 2/3 of the members serving voting therefor, by yeas and nays as follows:

**Roll Call No. 159****Yeas—107**

Accavitti	Garfield	Meisner	Sheen
Acciavatti	Gielegem	Meyer	Sheltrown
Adamini	Gillard	Middaugh	Shulman
Amos	Gleason	Milosch	Smith
Anderson	Hager	Minore	Spade
Bieda	Hardman	Moolenaar	Stahl
Bisbee	Hart	Murphy	Stakoe
Bradstreet	Hood	Newell	Steil
Brandenburg	Hoogendyk	Nitz	Stewart
Brown	Hopgood	Nofs	Tabor
Byrum	Howell	O'Neil	Taub
Casperson	Huizenga	Paletko	Tobocman
Caswell	Hummel	Palmer	Vagnozzi
Caul	Hune	Palsrok	Van Regenmorter
Cheeks	Hunter	Pappageorge	Vander Veen
Clack	Jamnick	Pastor	Voorhees

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

### Nays—0

In The Chair: Julian

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

### Second Reading of Bills

#### House Bill No. 4581, entitled

A bill to amend 1996 PA 354, entitled "Savings bank act," by amending section 514 (MCL 487.3514), as added by 2002 PA 247.

The bill was read a second time.

Rep. O'Neil moved that the bill be placed on the order of Third Reading of Bills.

The motion prevailed.

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

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

By unanimous consent the House returned to the order of

### Third Reading of Bills

#### House Bill No. 4581, entitled

A bill to amend 1996 PA 354, entitled "Savings bank act," by amending section 514 (MCL 487.3514), as added by 2002 PA 247.

Was read a third time and passed, 2/3 of the members serving voting therefor, by yeas and nays as follows:

### Roll Call No. 160

### Yeas—106

Accavitti	Garfield	Meyer	Sheen
Acciavatti	Gielegem	Middaugh	Sheltrown
Adamini	Gillard	Milosch	Shulman
Amos	Gleason	Minore	Smith
Anderson	Hager	Moolenaar	Spade
Bieda	Hardman	Murphy	Stahl
Bisbee	Hart	Newell	Stakoe
Bradstreet	Hood	Nitz	Steil
Brandenburg	Hoogendyk	Nofs	Stewart
Brown	Hopgood	O'Neil	Tabor

Byrum	Howell	Paletko	Taub
Casperson	Huizenga	Palmer	Tobocman
Caswell	Hummel	Palsrok	Vagnozzi
Caul	Hune	Pappageorge	Van Regenmorter
Cheeks	Hunter	Pastor	Vander Veen
Clack	Jamnick	Phillips	Voorhees
Condino	Johnson, Rick	Plakas	Walker
Daniels	Johnson, Ruth	Pumford	Ward
DeRoche	Julian	Reeves	Waters
DeRossett	Koetje	Richardville	Wenke
Drolet	Kolb	Rivet	Whitmer
Ehardt	Kooiman	Robertson	Williams
Elkins	LaJoy	Rocca	Wojno
Emmons	LaSata	Sak	Woodward
Farhat	Law	Shackleton	Woronchak
Farrah	Lipsey	Shaffer	Zelenko
Gaffney	Meisner		

### Nays—0

In The Chair: Julian

The House agreed to the title of the bill.

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

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

### Second Reading of Bills

#### House Bill No. 4582, entitled

A bill to amend 1925 PA 285, entitled “An act to provide for the organization, operation, and supervision of credit unions; to provide for the conversion of a state credit union into a federal credit union or a credit union organized and supervised under the laws of any other state or territory of the United States or any other federally insured depository institution and for the conversion of a federal credit union or a credit union organized and supervised under the laws of any other state or territory of the United States or any other federally insured depository institution into a state credit union; and to provide for the merger of credit unions organized and supervised under the laws of this state, credit unions organized and supervised under the laws of any other state or territory of the United States, and federal credit unions,” by amending section 16c (MCL 490.16c), as added by 2002 PA 184.

The bill was read a second time.

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

The motion prevailed.

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

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

Rep. Dennis entered the House Chambers.

By unanimous consent the House returned to the order of

### Third Reading of Bills

#### House Bill No. 4582, entitled

A bill to amend 1925 PA 285, entitled “An act to provide for the organization, operation, and supervision of credit unions; to provide for the conversion of a state credit union into a federal credit union or a credit union organized and supervised under the laws of any other state or territory of the United States or any other federally insured depository

institution and for the conversion of a federal credit union or a credit union organized and supervised under the laws of any other state or territory of the United States or any other federally insured depository institution into a state credit union; and to provide for the merger of credit unions organized and supervised under the laws of this state, credit unions organized and supervised under the laws of any other state or territory of the United States, and federal credit unions," by amending section 16c (MCL 490.16c), as added by 2002 PA 184.

Was read a third time and passed, 2/3 of the members serving voting therefor, by yeas and nays as follows:

**Roll Call No. 161****Yeas—108**

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

**Nays—0**

In The Chair: Julian

The House agreed to the title of the bill.

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

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

**Second Reading of Bills****House Bill No. 4352, entitled**

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending section 82131 (MCL 324.82131), as added by 1995 PA 58.

Was read a second time, and the question being on the adoption of the proposed amendments previously recommended by the Committee on Conservation and Outdoor Recreation (for amendments, see House Journal No. 39, p. 573),

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

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

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

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

**House Bill No. 4352, entitled**

A bill to amend 1994 PA 451, entitled “Natural resources and environmental protection act,” by amending section 82131 (MCL 324.82131), as added by 1995 PA 58.

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

**Roll Call No. 162**

**Yeas—108**

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

**Nays—0**

In The Chair: Julian

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

**Second Reading of Bills**

**House Bill No. 4609, entitled**

A bill to amend 1995 PA 279, entitled “Horse racing law of 1995,” by amending the title and sections 2, 8, 9, 10, 12, 16, 17, 23, and 25 (MCL 431.302, 431.308, 431.309, 431.310, 431.312, 431.316, 431.317, 431.323, and 431.325),

sections 9, 10, and 12 as amended by 2000 PA 164 and section 17 as amended by 1998 PA 408, by adding a heading for article 1 and adding section 20a and articles 2 and 3.

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

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

Reps. Jamnick and Williams moved to amend the bill as follows:

1. Amend page 44, following line 13, by inserting:

“Sec. 21. Local units of government participating in the distribution of funds under section 17(4) shall **use all or a portion of the funds to** provide for adequate police, fire, and traffic protection of persons and property at and near each race meet, including areas where occupational licenses are required. Each local unit of government participating in the distribution of funds under this act shall show by a statement submitted annually on February 1 of each year to the racing commissioner the amounts of funds received and shall detail the expenditure of those amounts during the previous calendar year. The racing commissioner shall report annually to the governor and the legislature regarding these statements.”.

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

Rep. Julian moved to amend the bill as follows:

1. Amend page 57, line 11, after “**licenses**” by striking out “**each year**”.

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

Rep. Woodward moved to amend the bill as follows:

1. Amend page 58, line 25, by striking out “**10**” and inserting “**25**”.

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

Rep. Woodward demanded the yeas and nays.

The demand was supported.

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

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

### Roll Call No. 163

### Yeas—72

Accavitti	Farhat	McConico	Shackleton
Acciavatti	Farrah	Meisner	Shaffer
Amos	Gaffney	Meyer	Shulman
Anderson	Garfield	Murphy	Spade
Bieda	Gielegem	Newell	Stakoe
Bisbee	Gleason	Nitz	Tabor
Bradstreet	Hardman	Nofs	Tobocman
Brown	Hood	O’Neil	Vagnozzi
Byrum	Hune	Paletko	Vander Veen
Casperson	Hunter	Pappageorge	Walker
Caswell	Jamnick	Pastor	Ward
Cheeks	Johnson, Rick	Phillips	Waters
Clack	Julian	Plakas	Whitmer
Condino	Kolb	Pumford	Williams
Daniels	LaJoy	Reeves	Wojno
Dennis	LaSata	Richardville	Woodward
DeRossett	Law	Rocca	Woronchak
Emmons	Lipsey	Sak	Zelenko

### Nays—32

Brandenburg	Hoogendyk	Milosch	Sheltrown
Caul	Howell	Minore	Stahl
DeRoche	Huizenga	Moolenaar	Steil



Drolet  
Elkins  
Gillard  
Hager  
Hart

Hummel  
Johnson, Ruth  
Koetje  
Kooiman  
Middaugh

Palmer  
Palsrok  
Rivet  
Robertson  
Sheen

Stewart  
Taub  
Van Regenmorter  
Voorhees  
Wenke

In The Chair: Julian

Rep. Gleason moved to amend the bill as follows:

1. Amend page 2, line 16, after “**state;**” by inserting “**to restrict certain political contributions;**”.
2. Amend page 46, following line 23, by inserting:

“**Sec. 33a. (1) A licensee, a person who has an interest in a licensee, or the spouse, parent, child, or spouse of a child of a licensee or person who has an interest in a licensee shall not make a contribution to a candidate or a committee during any of the following periods:**

- (a) **The term of the licensee’s license.**
- (b) **The 3 years following the final expiration or termination of the licensee’s license.**
- (c) **The period after the application for a license under this act until the license is denied or becomes effective.**
- (d) **If the licensee first applies for a license under this act after the effective date of this section, whichever of the following periods before applying for the license is shorter:**
  - (i) **The period beginning on the effective date of this section.**
  - (ii) **The period beginning 1 year before applying for the license.**

(2) **A licensee, a person who has an interest in a licensee, or the spouse, parent, child, or spouse of a child of a licensee or a person who has an interest in a licensee shall not make a contribution to a candidate or committee through a legal entity that is established, directed, or controlled by any of the persons described in this subsection during the time periods described in subsection (1).**

(3) **If a contribution prohibited by subsection (1) or (2) is made by a person who has an interest in a licensee, the licensee is subject to sanctions under this act as if the licensee had made the contribution.**

(4) **As used in this section:**

(a) **“Candidate” means both of the following:**

- (i) **That term as defined in section 3 of the Michigan campaign finance act, 1976 PA 388, MCL 169.203.**
- (ii) **The holder of a state, legislative, or local elective office.**

(b) **“Committee” means 1 or more of the following:**

(i) **A candidate committee as that term is defined in section 3 of the Michigan campaign finance act, 1976 PA 388, MCL 169.203.**

(ii) **A political party committee as that term is defined in section 11 of the Michigan campaign finance act, 1976 PA 388, MCL 169.211.**

(iii) **An independent committee as that term is defined in section 8 of the Michigan campaign finance act, 1976 PA 388, MCL 169.208.**

(iv) **A committee organized by a legislative caucus of a chamber of the legislature.**

(c) **“Has an interest in” means that 1 or more of the following relationships exist between a person and a licensee:**

- (i) **The person holds at least a 1% interest in the licensee.**
- (ii) **The person is an officer or a managerial employee of the licensee.**
- (iii) **The person is an officer of a person that holds at least a 1% interest in the licensee.**

(d) **“Licensee” means a person that holds either a racetrack license or a race meeting license under this act.**

(e) **“Managerial employee” means an individual who, by virtue of the level of remuneration or otherwise holds a management, supervisory, or policy making position with a licensee.**

(f) **“Officer” means either of the following:**

- (i) **An individual who is an officer of a corporation, limited liability company, or limited liability partnership.**
- (ii) **An individual who is a successor to an individual described in subparagraph (i).”.**

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

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

The motion prevailed.

#### **House Bill No. 4611, entitled**

A bill to amend 1927 PA 175, entitled “The code of criminal procedure,” by amending section 14d of chapter XVII (MCL 777.14d), as added by 2002 PA 29.

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

The substitute (H-1) was adopted, a majority of the members serving voting therefor.  
 Rep. Hune moved that the bill be placed on the order of Third Reading of Bills.  
 The motion prevailed.  
 Rep. Richardville moved that the bill be placed on its immediate passage.  
 The motion prevailed, a majority of the members serving voting therefor.

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

**House Bill No. 4611, entitled**

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending section 14d of chapter XVII (MCL 777.14d), as added by 2002 PA 29.

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

**Roll Call No. 164**

**Yeas—105**

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

**Nays—0**

In The Chair: Julian

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

### Second Reading of Bills

#### House Bill No. 4612, entitled

A bill to amend the Initiated Law of 1996, entitled "Michigan gaming control and revenue act," by amending section 9b (MCL 432.209b), as added by 1997 PA 69.

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

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

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

The motion prevailed.

#### House Bill No. 4610, entitled

A bill to amend 1972 PA 239, entitled "McCauley-Traxler-Law-Bowman-McNeely lottery act," by amending the title and sections 3, 11, 23, and 32 (MCL 432.3, 432.11, 432.23, and 432.32), the title as amended by 1996 PA 95, sections 3, 11, and 23 as amended by 1996 PA 167, and section 32 as amended by 1996 PA 13, and by adding a heading for article 1 and adding article 2.

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

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

Reps. O'Neil, Kooiman, Sak and Koetje moved to amend the bill as follows:

1. Amend page 28, line 2, after "**under**" by striking out "**18**" and inserting "**21**".

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

Rep. Vander Veen moved to amend the bill as follows:

1. Amend page 8, following line 5, by inserting:

"**(9) Lottery tickets or shares shall not be sold through vending machines.**" and renumbering the remaining subsection.

2. Amend page 8, line 6, after "**section**" by striking out the comma and "**person**" and inserting a colon and "**(a) Person**".

3. Amend page 8, following line 14, by inserting:

"**(b) Vending machine means a self-service device offered for public use that dispenses a lottery ticket directly to a purchaser.**"

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

Rep. Palsrok moved to amend the bill as follows:

1. Amend page 2, line 9, by striking out the first "and".

2. Amend page 2, line 9, after "penalties" by inserting a semicolon and "**and to repeal acts and parts of acts**".

3. Amend page 36, following line 17, by inserting:

"**Sec. 65. This article is repealed effective 10 years after the effective date of the amendatory act that added this article.**"

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

Rep. Palsrok demanded the yeas and nays.

The demand was supported.

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

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

#### Roll Call No. 165

#### Yeas—30

Acciavatti  
Bradstreet  
Brandenburg  
Hager  
Hart

Hummel  
Johnson, Ruth  
Koetje  
Kooiman  
Middaugh

Palsrok  
Pappageorge  
Robertson  
Shaffer  
Sheen

Stewart  
Taub  
Tobocman  
Van Regenmorter  
Vander Veen

Hoogendyk  
Howell  
Huizenga

Moolenaar  
Newell  
Nofs

Stahl  
Steil

Voorhees  
Woronchak

### Nays—66

Accavitti  
Adamini  
Anderson  
Bieda  
Bisbee  
Brown  
Byrum  
Casperson  
Caswell  
Caul  
Clack  
Condino  
Dennis  
DeRoche  
DeRossett  
Drolet  
Ehardt

Elkins  
Emmons  
Farhat  
Farrah  
Gaffney  
Garfield  
Gielegem  
Gillard  
Gleason  
Hardman  
Hood  
Hopgood  
Hune  
Hunter  
Jamnick  
Johnson, Rick  
Julian

Kolb  
LaJoy  
LaSata  
Law  
Meisner  
Meyer  
Milosch  
Minore  
Nitz  
O'Neil  
Paletko  
Palmer  
Pastor  
Phillips  
Plakas  
Pumford

Richardville  
Rocca  
Sak  
Shackleton  
Sheltrown  
Shulman  
Spade  
Stakoe  
Tabor  
Vagnozzi  
Walker  
Ward  
Wenke  
Williams  
Wojno  
Zelenko

In The Chair: Julian

Rep. Meisner moved to amend the bill as follows:

1. Amend page 30, line 26, by striking out “**1/2 of a percent**” and inserting “**1%**”.

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

Rep. Elkins moved to amend the bill as follows:

1. Amend page 8, line 15, after “**article**” by inserting “**or payment under article 2**”.
2. Amend page 9, line 1, after the first “to” by striking out the balance of the line through the second “to” on line 3.
3. Amend page 9, line 4, after “arrearage,” by inserting “**next to a liability to the state other than an assigned delinquent account of money due to a court,**”.

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

Rep. Minore moved to amend the bill as follows:

1. Amend page 30, following line 18, by inserting:

“(iii) **Five percent, but not more than \$30,000,000.00 per year, to the agricultural preservation fund created in section 36202 of the natural resources and environmental protection act, 1994 PA 451, MCL 324.36202.**” and renumbering the remaining subparagraph.

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

Rep. Minore demanded the yeas and nays.

The demand was supported.

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

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

### Roll Call No. 166

### Yeas—24

Accavitti  
Anderson  
Bieda

Gielegem  
Hardman  
Hopgood

Lipsey  
Minore  
Murphy

Stahl  
Tabor  
Vagnozzi

Condino	Jamnick	Phillips	Walker
Daniels	Kolb	Rivet	Woodward
Dennis	Law	Spade	Zelenko

### Nays—78

Acciavatti	Gaffney	Meisner	Sak
Adamini	Garfield	Meyer	Shackleton
Amos	Gillard	Middaugh	Shaffer
Bisbee	Gleason	Milosch	Sheen
Bradstreet	Hager	Moolenaar	Sheltrown
Brandenburg	Hart	Newell	Shulman
Brown	Hood	Nitz	Stakoe
Byrum	Hoogendyk	Nofs	Steil
Casperson	Howell	O'Neil	Stewart
Caswell	Huizenga	Paletko	Taub
Caul	Hummel	Palmer	Tobocman
Clack	Hune	Palsrok	Van Regenmorter
DeRoche	Hunter	Pappageorge	Vander Veen
DeRossett	Johnson, Rick	Pastor	Voorhees
Drolet	Johnson, Ruth	Plakas	Ward
Ehardt	Julian	Pumford	Wenke
Elkins	Koetje	Richardville	Whitmer
Emmons	Kooiman	Robertson	Williams
Farhat	LaJoy	Rocca	Woronchak
Farrah	LaSata		

In The Chair: Julian

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

1. Amend page 30, following line 18, by inserting:

**“(iii) Of the balance, if the amount of money deposited into the school aid fund from state lottery games conducted as of May 22, 2003 and under the Michigan gaming control and revenue act, the Initiated Law of 1996, MCL 432.201 to 432.226, decreases in a fiscal year after 2003 - 2004 from the amount deposited into the school aid fund from the state lottery games conducted as of May 22, 2003 and under the Michigan gaming control and revenue act, the Initiated Law of 1996, MCL 432. 201 to 432.226, in fiscal year 2003 - 2004, then an amount equal to the amount of the decrease shall be deposited into the school aid fund.”** and renumbering the remaining subparagraph.

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

Rep. Richardville moved to amend the bill as follows:

1. Amend page 15, line 17, by striking out all of subsection (3).

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

Rep. Hune moved to amend the bill as follows:

1. Amend page 30, line 12, after **“subdivision”** by inserting **“each year”**.

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

Rep. Hopgood moved to amend the bill as follows:

1. Amend page 30, line 26, after **“subdivision”** by striking out the comma and **“but not more than \$1,000,000.00 per year,”**.

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

Rep. Bieda moved to amend the bill as follows:

1. Amend page 31, line 2, after **“located”** by inserting a comma and **“and 1/2 of a percent of the money received under this subdivision, but not more than \$1,000,000.00 per year, to any local unit of government that is located less than 1 mile from the racetrack where the licensee conducts its race meetings”**.

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

Rep. Woodward moved to amend the bill as follows:

1. Amend page 15, line 16, after “**property**” by inserting “**other than the state fairgrounds in the county of Wayne**”.  
The motion did not prevail and the amendment was not adopted, a majority of the members serving not voting therefor.

Rep. Vander Veen moved to reconsider the vote by which the House did not adopt the amendments offered previously by Rep. Vander Veen.

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

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

Rep. Vander Veen demanded the yeas and nays.

The demand was supported.

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

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

### Roll Call No. 167

### Yeas—42

Acciavatti	Hoogendyk	Newell	Sheen
Bradstreet	Howell	Nofs	Stahl
Caul	Huizenga	Paletko	Steil
Cheeks	Hummel	Palmer	Stewart
DeRoche	Hune	Palsrok	Taub
Drolet	Johnson, Ruth	Pappageorge	Van Regenmorter
Emmons	Koetje	Pumford	Vander Veen
Garfield	Kooiman	Reeves	Voorhees
Hager	Middaugh	Robertson	Ward
Hart	Milosch	Shaffer	Woronchak
Hood	Moolenaar		

### Nays—62

Accavitti	Elkins	Law	Shackleton
Adamini	Farhat	McConico	Sheltrown
Amos	Farrah	Meisner	Shulman
Anderson	Gaffney	Meyer	Spade
Bieda	Gielegem	Minore	Tabor
Bisbee	Gillard	Murphy	Tobocman
Brandenburg	Gleason	Nitz	Vagnozzi
Brown	Hardman	O’Neil	Walker
Byrum	Hopgood	Pastor	Waters
Casperson	Hunter	Phillips	Wenke
Caswell	Jamnick	Plakas	Whitmer
Clack	Johnson, Rick	Richardville	Williams
Condino	Julian	Rivet	Wojno
Daniels	Kolb	Rocca	Woodward
DeRossett	LaJoy	Sak	Zelenko
Ehardt	LaSata		

In The Chair: Julian

Rep. Woodward moved to reconsider the vote by which the House did not adopt the amendment offered previously by Rep. Woodward.

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

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

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

Rep. Daniels moved to amend the bill as follows:

1. Amend page 34, line 2, after “**meetings.**” by striking out the balance of the subsection.

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

Rep. Daniels demanded the yeas and nays.

The demand was supported.

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

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

**Roll Call No. 168**

**Yeas—35**

Bieda	Hoogendyk	Nofs	Stewart
Brandenburg	Huizenga	Palsrok	Taub
Cheeks	Hunter	Pappageorge	Tobocman
Clack	Johnson, Ruth	Phillips	Vagnozzi
Condino	Koetje	Rivet	Vander Veen
Daniels	Kooiman	Sak	Waters
Gielegghem	McConico	Shaffer	Woodward
Hardman	Middaugh	Smith	Woronchak
Hood	Newell	Stahl	

**Nays—62**

Accavitti	Emmons	Meisner	Sheltrown
Acciavatti	Farhat	Meyer	Shulman
Adamini	Farrah	Milosch	Spade
Amos	Gaffney	Moolenaar	Stakoe
Anderson	Garfield	Nitz	Steil
Bisbee	Gillard	O’Neil	Tabor
Brown	Gleason	Paletko	Van Regenmorter
Byrum	Howell	Palmer	Voorhees
Casperson	Hummel	Pastor	Walker
Caswell	Hune	Plakas	Ward
Caul	Jamnick	Pumford	Wenke
DeRoche	Johnson, Rick	Richardville	Whitmer
DeRossett	Julian	Robertson	Williams
Drolet	Kolb	Rocca	Wojno
Ehardt	LaJoy	Sheen	Zelenko
Elkins	LaSata		

In The Chair: Julian

Rep. Waters moved that Rep. Lipsey be excused from the balance of today’s session.

The motion prevailed.

Rep. Daniels moved to amend the bill as follows:

1. Amend page 24, line 5, by striking out all of subdivisions (b) and (c) and inserting:

**“(b) Following an investigation by the bureau that is substantially similar to the investigation required to be made of applicants for licensure under section 5 of the Michigan gaming control and revenue act, the Initiated Law of 1996, MCL 432.205, the applicant satisfies all of the requirements prescribed under the Initiated Law of 1996, MCL 432.201 to MCL 432.226, for an applicant for licensure under section 5 of the Michigan gaming control and revenue act, the Initiated Law of 1996, MCL 432.205.”** and relettering the remaining subdivisions.

The question being on the adoption of the amendment offered by Rep. Daniels, Rep. Daniels demanded the yeas and nays.

The demand was supported.

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

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

**Roll Call No. 169****Yeas—103**

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

**Nays—4**

Gillard	Minore	Sheltrown	Williams
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In The Chair: Julian

Rep. Smith moved to amend the bill as follows:

1. Amend page 30, line 11, after "**pay**" by striking out "**1/2**" and inserting "**1/3**".
2. Amend page 30, line 11, after "**first**" by striking out "**\$60,000,000.00**" and inserting "**\$90,000,000.00**".
3. Amend page 30, line 12, after "**fund**" by striking out "**and 1/2**" and inserting a comma and "**1/3**".
4. Amend page 30, line 13, after "**64**" by inserting a comma and "**and 1/3 to a city in this state having a population of 750,000 or more**".

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

Rep. O'Neil moved to amend the Smith amendments as follows:

1. Amend amendment number 4, after the first "**and**", by striking out the balance of the amendment and inserting "**1/6 to a city in this state having a population of 750,000 or more and 1/6 to a county with a population of 1.5 million or more**".

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

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



Rep. O’Neil moved to amend the Smith amendments as follows:

1. Amend amendment number 4, after the first “**and**”, by striking out the balance of the amendment and inserting “**2/9 to a city in this state having a population of 750,000 or more and 1/9 to a county with a population of 1.5 million or more**”.

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

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

Rep. Koetje demanded the yeas and nays.

The demand was supported.

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

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

**Roll Call No. 170**

**Yeas—54**

Accavitti	Farrah	LaJoy	Shulman
Adamini	Gaffney	McConico	Smith
Bisbee	Garfield	Meisner	Steil
Brown	Gielegem	Meyer	Tabor
Byrum	Gleason	Minore	Taub
Cheeks	Hardman	Murphy	Tobocman
Clack	Hood	Nofs	Ward
Condino	Hopgood	Pastor	Waters
Daniels	Hune	Phillips	Wenke
Dennis	Hunter	Reeves	Whitmer
DeRoche	Jamnick	Richardville	Williams
DeRossett	Johnson, Rick	Rivet	Woodward
Ehardt	Julian	Sheltrown	Zelenko
Emmons	Kolb		

**Nays—44**

Acciavatti	Hager	Moolenaar	Shaffer
Amos	Hart	Newell	Sheen
Anderson	Hoogendyk	Nitz	Spade
Bieda	Howell	Paletko	Stahl
Bradstreet	Huizenga	Palmer	Stakoe
Brandenburg	Hummel	Palsrok	Stewart
Casperson	Johnson, Ruth	Pumford	Van Regenmorter
Caswell	Kooiman	Robertson	Vander Veen
Caul	LaSata	Rocca	Walker
Drolet	Middaugh	Sak	Wojno
Farhat	Milosch	Shackleton	Woronchak

In The Chair: Julian

Rep. Daniels moved to reconsider the vote by which the House did not adopt the amendments offered previously by Rep. Smith.

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

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

Rep. Daniels demanded the yeas and nays.

The demand was supported.

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

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

**Roll Call No. 171****Yeas—55**

Accavitti	Farrah	Kolb	Shulman
Adamini	Gaffney	LaJoy	Smith
Bisbee	Gielegem	McConico	Tabor
Brown	Gleason	Meisner	Taub
Byrum	Hardman	Meyer	Tobocman
Cheeks	Hood	Minore	Vagnozzi
Clack	Hopgood	Murphy	Ward
Condino	Hummel	Nofs	Waters
Daniels	Hune	Pastor	Wenke
Dennis	Hunter	Phillips	Whitmer
DeRoche	Jamnick	Reeves	Williams
DeRossett	Johnson, Rick	Richardville	Woodward
Ehardt	Julian	Rivet	Zelenko
Emmons	Koetje	Sheltrown	

**Nays—45**

Acciavatti	Hager	Newell	Spade
Amos	Hart	Nitz	Stahl
Bradstreet	Hoogendyk	Palmer	Stakoe
Brandenburg	Howell	Palsrok	Steil
Casperson	Huizenga	Pappageorge	Stewart
Caswell	Johnson, Ruth	Robertson	Van Regenmorter
Caul	Kooiman	Rocca	Vander Veen
Drolet	LaSata	Sak	Voorhees
Elkins	Middaugh	Shackleton	Walker
Farhat	Milosch	Shaffer	Wojno
Garfield	Moolenaar	Sheen	Woronchak
Gillard			

In The Chair: Julian

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

Rep. Accavitti moved that Rep. Wojno be excused temporarily from today's session.  
The motion prevailed.

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

Rep. Richardville moved that **House Bill No. 4609** be placed on its immediate passage.  
The motion prevailed, a majority of the members serving voting therefor.

**House Bill No. 4609, entitled**

A bill to amend 1995 PA 279, entitled "Horse racing law of 1995," by amending the title and sections 2, 8, 9, 10, 12, 16, 17, 23, and 25 (MCL 431.302, 431.308, 431.309, 431.310, 431.312, 431.316, 431.317, 431.323, and 431.325), sections 9, 10, and 12 as amended by 2000 PA 164 and section 17 as amended by 1998 PA 408, by adding a heading for article 1 and adding section 20a and articles 2 and 3.

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

**Roll Call No. 172****Yeas—58**

Accavitti	Ehardt	Lipsey	Sheltrown
Adamini	Elkins	Meisner	Shulman
Amos	Emmons	Meyer	Smith
Anderson	Gaffney	Milosch	Spade
Bisbee	Gieleghem	Minore	Stakoe
Brown	Gillard	Nitz	Tabor
Byrum	Gleason	Paletko	Tobocman
Casperson	Hood	Palmer	Walker
Caswell	Hune	Pappageorge	Ward
Cheeks	Jamnack	Pastor	Wenke
Condino	Johnson, Rick	Phillips	Whitmer
Daniels	Julian	Pumford	Williams
Dennis	Kolb	Richardville	Woodward
DeRossett	LaJoy	Rocca	Zelenko
Drolet	Law		

**Nays—39**

Acciavatti	Hoogendyk	Middaugh	Sheen
Bradstreet	Howell	Moolenaar	Stahl
Brandenburg	Huizenga	Newell	Steil
Caul	Hummel	Nofs	Stewart
Clack	Hunter	Palsrok	Vagnozzi
DeRoche	Johnson, Ruth	Reeves	Van Regenmorter
Garfield	Koetje	Robertson	Vander Veen
Hager	Kooiman	Sak	Voorhees
Hardman	LaSata	Shackleton	Woronchak
Hart	McConico	Shaffer	

In The Chair: Julian

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

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

A bill to amend 1995 PA 279, entitled "Horse racing law of 1995," by amending the title and sections 2, 8, 9, 10, 16, 17, 18, 20, 21, 23, and 25 (MCL 431.302, 431.308, 431.309, 431.310, 431.316, 431.317, 431.318, 431.320, 431.321, 431.323, and 431.325), sections 9 and 10 as amended by 2000 PA 164, sections 17 and 18 as amended by 1998 PA 408, and section 20 as amended by 2000 PA 471, and by adding a heading for article 1 and adding section 19b and articles 2 and 3.

The motion prevailed.

The House agreed to the title as amended.

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

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

Rep. Hunter, having reserved the right to explain his protest against the passage of the bill, made the following statement:  
"Mr. Speaker and members of the House:

I rise in opposition to this legislation. While I understand and appreciate that racinos may benefit certain communities, I believe that irreparable harm would be done to Detroit's economy, in particular. Thus, I have several concerns:

1) The so called racinos could cost the City of Detroit up to \$40 million a year in lost tax revenues-\$20 million in lost gaming tax revenues, which the city could lose in reduced taxes paid by the three Detroit casinos. The racinos could take \$161 million in revenues from the three Detroit casinos. Detroit could lose another \$47 million to the other

racinos. Also, \$20 million or so could be lost in income and other taxes paid by workers laid off by the casinos. Further, Detroit hotels, restaurants and other businesses that benefit from the Detroit casinos will also lose.

2) The racinos seriously threaten development of the permanent casinos and Detroit's ability to host the 2006 Super Bowl. The three Detroit casinos based their permanent casino plans on economic models that obviously included no new casinos in other cities. New casinos could take more than \$161 million from the three Detroit casinos, thereby totally changing those economic models. And that means that the casinos won't be able to build the hotels on their permanent development sites, which would jeopardize Detroit's bid to host the 2006 Super Bowl for lack of hotel room availability.

3) The racinos are counter to the wishes of Michigan voters: In 1996, Michigan voters approved three casinos for the City of Detroit - no more. In the past two weeks, two polls conducted by pollsters (Mitchell Research and MRG) have both found overwhelming opposition to the racinos. Opposition was overwhelming from Republican, Democratic and Independent voters. In the Mitchell poll, racinos were opposed 4-1 (77% to 19%). In the MRG poll, commissioned by former state Horse Racing Commissioner Bill Ballenger, racinos were opposed 66% to 25%. The Detroit News, Detroit Free Press, Flint Journal, Jackson Citizen Patriot, Lansing State Journal and Grand Rapids Press oppose the racinos.

4) While I appreciate the sponsors of this bill for providing consideration to Detroit to the tune of \$30 million per year, there is no way to assure that these monies will be there from fiscal year to fiscal year - as we have already cut or have proposed to cut funds from the budget that we have previously committed to fund (i.e. \$15 million for the public school 'reform' effort in Detroit. Far be it from me to suggest that this House would ever break a promise; however, racino funding promises can be broken at any time after we all have departed this chamber.

6) Further, even if the legislature provides remuneration to Detroit, as proposed, it does not come close to replacing the impact of losing casino jobs, and the spending those employees do in Detroit and other cities where casinos presently exist.

Therefore, for all these reasons I would urge my colleagues to join me in voting NO on the passage of this legislation."

Rep. Richardville moved that **House Bill No. 4610** be placed on its immediate passage.  
The motion prevailed, a majority of the members serving voting therefor.

#### **House Bill No. 4610, entitled**

A bill to amend 1972 PA 239, entitled "McCauley-Traxler-Law-Bowman-McNeely lottery act," by amending the title and sections 3, 11, 23, and 32 (MCL 432.3, 432.11, 432.23, and 432.32), the title as amended by 1996 PA 95, sections 3, 11, and 23 as amended by 1996 PA 167, and section 32 as amended by 1996 PA 13, and by adding a heading for article 1 and adding article 2.

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

#### **Roll Call No. 173**

#### **Yeas—61**

Accavitti	Ehardt	Julian	Richardville
Adamini	Elkins	Kolb	Sheltrown
Amos	Emmons	LaJoy	Shulman
Anderson	Farhat	Law	Smith
Bieda	Farrah	Meisner	Spade
Bisbee	Gaffney	Meyer	Stakoe
Brown	Gielegem	Minore	Tabor
Byrum	Gillard	Nitz	Tobocman
Casperson	Gleason	O'Neil	Walker
Caswell	Hardman	Paletko	Ward
Cheeks	Hood	Palmer	Wenke
Clack	Hummel	Pastor	Whitmer
Condino	Hune	Phillips	Williams
Daniels	Jamnack	Plakas	Woodward
Dennis	Johnson, Rick	Pumford	Zelenko
DeRossett			

#### **Nays—42**

Acciavatti	Howell	Newell	Sheen
Bradstreet	Huizenga	Nofs	Stahl
Brandenburg	Hunter	Palsrok	Steil
Caul	Johnson, Ruth	Pappageorge	Stewart

DeRoche	Koetje	Reeves	Taub
Drolet	Kooiman	Robertson	Van Regenmorter
Garfield	LaSata	Rocca	Vander Veen
Hager	Middaugh	Sak	Voorhees
Hart	Milosch	Shackleton	Waters
Hoogendyk	Moolenaar	Shaffer	Woronchak
Hopgood	Murphy		

In The Chair: Julian

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

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

A bill to amend 1972 PA 239, entitled "McCauley-Traxler-Law-Bowman-McNeely lottery act," by amending the title and sections 3, 11, 12, 23, and 32 (MCL 432.3, 432.11, 432.12, 432.23, and 432.32), the title as amended by 1996 PA 95, sections 3, 11, and 23 as amended by 1996 PA 167, section 12 as amended by 2002 PA 471, and section 32 as amended by 1996 PA 13, and by adding a heading for article 1 and adding article 2.

The motion prevailed.

The House agreed to the title as amended.

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

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

Rep. Richardville moved that **House Bill No. 4612** be placed on its immediate passage.

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

**House Bill No. 4612, entitled**

A bill to amend the Initiated Law of 1996, entitled "Michigan gaming control and revenue act," by amending section 9b (MCL 432.209b), as added by 1997 PA 69.

The bill was read a third time.

The question being on the passage of the bill,

Rep. Richardville moved that consideration of the bill be postponed for the day.

The motion prevailed.

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

The motion prevailed.

By unanimous consent the House returned to the order of

**Motions and Resolutions**

Reps. Bieda, Nofs, Gleason, Richardville, Byrum, Spade, Elkins, Lipsey, Sheltrown, Gielegghem, Accavitti, Wojno, Woodward, Acciavatti, Adamini, Anderson, Brown, Caswell, Condino, DeRossett, Drolet, Farrah, Garfield, Gillard, Howell, Jamnick, Minore, Murphy, Paletko, Pappageorge, Plakas, Sak, Stakoe, Tobocman, Vagnozzi, Zelenko and Ehardt offered the following resolution:

**House Resolution No. 67.**

A resolution to memorialize the Congress of the United States to enact H.R. 369, a bill to waive time limitations for the consideration of the Congressional Medal of Honor in a certain case.

Whereas, Congress has before it a bill, H.R. 369, that would waive time limitations specified in federal law to allow the Medal of Honor to be awarded posthumously to Sergeant Gary Lee McKiddy for acts of valor in the Vietnam War. This legislation was originated in response to circumstances surrounding the events of May 6, 1970, when a helicopter and crew came under intense fire and were shot down; and

Whereas, The helicopter's crew chief, Sergeant Gary Lee McKiddy, who compiled a remarkable record in Vietnam, gallantly rescued one crew member before Sergeant McKiddy was killed by an explosion that occurred as he returned

again to the flames and wreckage to try to rescue the pilot. For a variety of reasons, including the fact that application procedures were not initiated prior to the statutory date of October 1975, Sergeant McKiddy's bravery was not recognized with the nation's highest honor. Congress considered similar legislation to address this in the 107<sup>th</sup> Congress but adjourned before taking action; and

Whereas, Congress has the opportunity to rectify the oversight of the past three decades to accord appropriate honor to a true national hero and defender of our ideals. This legislation is long overdue; now, therefore, be it

Resolved by the House of Representatives, That we memorialize the Congress of the United States to enact H.R. 369 to waive time limitations for the consideration of the Congressional Medal of Honor for Sergeant Gary Lee McKiddy; and be it further

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

The resolution was referred to the Committee on Veterans Affairs and Homeland Security.

Reps. Robertson, Accavitti, Acciavatti, Adamini, Amos, Anderson, Bieda, Brandenburg, Brown, Caswell, Clack, Condino, DeRossett, Drolet, Elkins, Farhat, Farrah, Garfield, Gielegghem, Gillard, Hager, Huizenga, Jamnick, Koetje, LaJoy, LaSata, Meyer, Minore, Murphy, Nitz, Paletko, Pappageorge, Plakas, Richardville, Sak, Shackleton, Sheltroun, Shulman, Spade, Stakoe, Stewart, Tabor, Tobocman, Vagnozzi, Voorhees, Woronchak, Zelenko and Ehardt offered the following resolution:

**House Resolution No. 68.**

A resolution commemorating the Buick Motor Company on its 100<sup>th</sup> anniversary of doing business in Michigan.

Whereas, The Buick Motor Company was founded by David Dunbar Buick and incorporated in 1903; and

Whereas, The company has a rich and storied history in Michigan, moving in 1903 from its original location in Detroit to its longtime location in Flint; and

Whereas, Buick Motor Company emerged as a leader in U. S. automotive production in 1908 with 8,820 vehicles; and

Whereas, Buick Motor Company contributed to the efforts of World War I by building Liberty aircraft engines, mortar shells, ambulances and experimental tanks; and

Whereas, By the end of the 1920s, Buick Motor Company was General Motors' premium division and most popular seller; and

Whereas, Harley Earl was named head of General Motors' Art and Color Department, the first department of its kind in the industry and introduces the concept of clay modeling to automobile design, a technique still used today; and

Whereas, Harvey Earl's "Y Job" is recognized as the industry's first concept car; and

Whereas, As a result of the concept car, the idea of a "dream car" emerged within the industry as an essential sales and marketing device still used to this day; and

Whereas, Buick's standard turn signals were an industry first; and

Whereas, The post-war years spawned a classic era of Buick styling and technical innovation including: hard-top convertible styling, the dynaflo automatic transmission, and the vertical bar grille; and

Whereas, In 1948 Harvey Earl introduced the tail-fin to America; and

Whereas, In the 1950s, with their "aircraft styling," Buick Motor Company's LeSabre concept car set the design trend for America's "classic 50's" era automobiles; and

Whereas, In 1953, Harvey Earl's Motorama, the world's first auto show, debuts in New York City; and

Whereas, In 1958, Buick began a long-time commitment to golf by sponsoring the Buick Open in Grand Blanc; and

Whereas, In 1963, the Buick Special is introduced featuring the first U.S. mass-produced V-6 engine; and

Whereas, In 1974, Buick Motor Company introduces the fuel-efficient V-6, which became the premier engine in Buick's naturally aspirated, turbocharged, and supercharged versions; and

Whereas, By the year 2000, more than 35 million Buicks had been built since 1903; and

Whereas, The Buick Motor Company continues to be a leader in automotive sales as evidenced by its LeSabre model, the best-selling American full-size car for 11 years running; and

Whereas, In 2003, the Buick Motor Company celebrates its 100-year anniversary as one of America's premier automakers with a heritage that spans engineering milestones, the design and styling vision of Harvey Earl and the technological innovations of the 21<sup>st</sup> century; and

Whereas, Buick has had a tremendous influence on the course of American automotive history and a commitment to providing jobs in Michigan for so many years; now, therefore be it

Resolved by the House of Representatives, That the Buick Motor Company is commemorated on its 100<sup>th</sup> anniversary of doing business in Michigan.

Pending the reference of the resolution to a committee,

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

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

The question being on the adoption of the resolution,

The resolution was adopted.

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

**House Bill No. 4279, entitled**

A bill to amend 1980 PA 350, entitled "The nonprofit health care corporation reform act," by amending sections 107, 201, 204, 206, 207, 211, 401, 502, 602, 608, 609, 610, 611, 612, 613, and 614 (MCL 550.1107, 550.1201, 550.1204, 550.1206, 550.1207, 550.1211, 550.1401, 550.1502, 550.1602, 550.1608, 550.1609, 550.1610, 550.1611, 550.1612, 550.1613, and 550.1614), section 207 as amended by 1999 PA 210, section 211 as amended by 1993 PA 127, section 401 as amended by 2000 PA 26, section 502 as amended by 1998 PA 446, section 608 as amended by 1991 PA 73, and section 609 as amended by 1991 PA 61, and by adding sections 204a, 205a, 422c, 608a, 608b, 608c, 608d, and 620; and to repeal acts and parts of acts.

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

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

Favorable Roll Call

To Report Out:

Yeas: Reps. Ehardt, Vander Veen, Rocca, Hart, Woronchak, Van Regenmorter, Robertson, Gaffney, Hune, Ward, Adamini, Wojno, O'Neil, Gillard and Clack

Nays: None

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

**House Bill No. 4280, entitled**

A bill to amend 1980 PA 350, entitled "The nonprofit health care corporation reform act," (MCL 550.1101 to 550.1704) by adding sections 422a and 422b.

With the recommendation that the substitute (H-1) be adopted and that the bill then pass.

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

Favorable Roll Call

To Report Out:

Yeas: Reps. Ehardt, Vander Veen, Rocca, Hart, Woronchak, Van Regenmorter, Robertson, Gaffney, Hune, Ward, Adamini, Wojno, Hardman, O'Neil, Gillard and Clack

Nays: None

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

**House Bill No. 4281, entitled**

A bill to amend 1980 PA 350, entitled "The nonprofit health care corporation reform act," (MCL 550.1101 to 550.1704) by adding section 401i.

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 and laid over one day.

Favorable Roll Call

To Report Out:

Yeas: Reps. Ehardt, Vander Veen, Ruth Johnson, Rocca, Hart, Woronchak, Van Regenmorter, Robertson, Gaffney, Hune, Ward, Adamini, Wojno, Hardman, O'Neil, Gillard and Clack

Nays: None

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

**House Bill No. 4282, entitled**

A bill to amend 1980 PA 350, entitled "The nonprofit health care corporation reform act," by amending section 501 (MCL 550.1501).

With the recommendation that the substitute (H-1) be adopted and that the bill then pass.

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

## Favorable Roll Call

## To Report Out:

Yeas: Reps. Ehardt, Vander Veen, Ruth Johnson, Rocca, Hart, Woronchak, Van Regenmorter, Robertson, Gaffney, Hune, Ward, Adamini, Wojno, Hardman, O'Neil, Gillard and Clack

Nays: None

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

**House Bill No. 4553, entitled**

A bill to amend 1956 PA 218, entitled "The insurance code of 1956," by amending section 3406q (MCL 500.3406q), as added by 2002 PA 538, and by adding chapter 37.

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

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

## Favorable Roll Call

## To Report Out:

Yeas: Reps. Ehardt, Vander Veen, Ruth Johnson, Rocca, Hart, Woronchak, Van Regenmorter, Robertson, Gaffney, Hune and Ward

Nays: Reps. Adamini, Wojno, Hardman, O'Neil, Gillard and Clack

## COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Ehardt, Chair of the Committee on Health Policy, was received and read:  
Meeting held on: Thursday, May 22, 2003, at 9:00 a.m.

Present: Reps. Ehardt, Vander Veen, Ruth Johnson, Rocca, Hart, Woronchak, Van Regenmorter, Robertson, Gaffney, Hune, Ward, Adamini, Wojno, Hardman, O'Neil, Gillard and Clack

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

**House Resolution No. 60.**

A resolution to extend subpoena power to the House Education Committee's Subcommittee on Intermediate School District Review.

(For text of resolution, see House Journal No. 40, p. 602.)

With the recommendation that the following substitute (H-3) be adopted and that the resolution then be adopted.

**THIS RESOLUTION IS OFFERED TO COMPLY WITH MCL § 4.101 AND MCL § 4.541 AND REQUIRES A RECORD ROLL CALL VOTE UNDER THE PROVISIONS OF RULE 39 OF THE STANDING RULES OF THE HOUSE OF REPRESENTATIVES.**

**Substitute for House Resolution No. 60.**

A resolution to extend subpoena power to the House Education Committee and to its Subcommittee on Intermediate School District Review for the purpose of administering oaths, taking sworn testimony, and examining files and records regarding the Oakland County Intermediate School District.

Whereas, Full access to accurate information is essential for sound decision making by any public or private body. Section 1 of 1931 PA 118, being MCL § 4.101, provides that

Committees and commissions of or appointed by the legislature may by resolution of the legislature be authorized to administer oaths, subpoena witnesses and/or to examine the books and records of any persons, partnerships or corporations involved in a matter properly before any of such committees or commissions. Any witness who neglects or refuses to obey a subpoena of any of such committees or commissions, or who refuses to be sworn or testify, or who fails on demand to produce any papers, books or documents touching any matter under investigation, or any witness or attorney who is guilty of any contempt while in attendance at any hearing before any of such committees or commissions, may be punished as for contempt of the legislature.

Section 1 of 1952 PA 46, being MCL § 4.541, provides, in part, that

. . . any standing or select committee of the senate or the house of representatives, and any joint select committee of the senate and house of representatives, shall be authorized to subpoena and have produced before any such committee, or inspect the records and files of any state department, board, institution or agency; and it shall be the duty of any state department, board, institution or agency to produce before the committee as required by the subpoena, or permit the members of any such committee to inspect its records and files.



Pursuant to Rule 39 of the Standing Rules of the House of Representatives, the authority for a committee to issue subpoenas shall be granted by resolution, with the vote for adoption by record roll call and a majority of members elected and serving required for adoption; and

Whereas, Under the provisions of MCL § 4.83, a person guilty of contempt of the legislature shall be guilty of a misdemeanor and may, upon conviction, be punished by imprisonment in the state prison for not more than 5 years or by imprisonment in the county jail for not more than one year, or by a fine of not more than \$1,000, or by both the fine and imprisonment in a county jail; now, therefore, be it

Resolved by the House of Representatives, That, pursuant to MCL § 4.101 and MCL § 4.541 and Rule 39 of the Standing Rules of the House of Representatives, we hereby grant subpoena power to the House Education Committee and to its Subcommittee on Intermediate School District Review in the context of the committee's investigation of the Oakland County Intermediate School District. The Education Committee and its Subcommittee on Intermediate School District Review may administer oaths, take sworn testimony, and examine records and files relative to the operations of the Oakland County Intermediate School District and exercise all powers provided for in MCL §§ 4.101 and 4.541; and be it further

Resolved, That copies of this resolution be transmitted to the House Education Committee and to its Subcommittee on Intermediate School District Review.

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

#### Favorable Roll Call

To Report Out:

Yeas: Reps. Koetje, Drolet and Howell

Nays: Rep. Tobocman

#### COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Thursday, May 22, 2003, at 9:00 a.m.

Present: Reps. Koetje, Drolet, Howell and Tobocman

Absent: Rep. Lipsey

Excused: Rep. Lipsey

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

#### **House Bill No. 4457, entitled**

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending section 676 (MCL 257.676), as amended by 1980 PA 518.

With the recommendation that the substitute (H-1) be adopted and that the bill then pass.

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

#### Favorable Roll Call

To Report Out:

Yeas: Reps. DeRossett, Casperson, Hummel, DeRoche, Gaffney, Hune, Huizenga, LaJoy, Robertson, Ward, Anderson, Jamnick, Gleason, Tobocman, Murphy and Elkins

Nays: None

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

#### **House Concurrent Resolution No. 14.**

A concurrent resolution to memorialize the Congress of the United States to include funding for capital costs for the Mackinac Bridge in legislation reauthorizing transportation spending through the Transportation Equity Act.

(For text of concurrent resolution, see House Journal No. 35, p. 479.)

With the recommendation that the concurrent resolution be adopted.

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

## Favorable Roll Call

## To Report Out:

Yeas: Reps. DeRossett, Casperson, Hummel, DeRoche, Gaffney, Hune, Huizenga, LaJoy, Robertson, Anderson, Jannick, Gleason, Murphy and Elkins

Nays: None

## COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. DeRossett, Chair of the Committee on Transportation, was received and read:  
Meeting held on: Thursday, May 22, 2003, at 9:00 a.m.

Present: Reps. DeRossett, Casperson, Hummel, DeRoche, Gaffney, Hune, Huizenga, LaJoy, Robertson, Ward, Anderson, Jannick, Gleason, Tobocman, Murphy and Elkins

Absent: Rep. Adamini

Excused: Rep. Adamini

## COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Wednesday, May 21, 2003, at 2:35 p.m.

Present: Reps. Hager, Stahl, Hart, Vander Veen, Voorhees, Sheen, Hardman, Clack and Elkins

## COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Thursday, May 22, 2003, at 9:00 a.m.

Present: Reps. Voorhees, Hart, Hood and Smith

Absent: Reps. LaSata, Stakoe and Dennis

Excused: Reps. LaSata, Stakoe and Dennis

## Messages from the Senate

**House Bill No. 4032, entitled**

A bill to make, supplement, and adjust appropriations for various state departments and agencies for the fiscal year ending September 30, 2003; and to provide for the expenditure of the appropriations.

The Senate has appointed Senators Sikkema, Johnson and Prusi as conferees to join with Representatives Shulman, Emmons and Whitmer.

The bill was referred to the Conference Committee.

**Announcement by the Clerk of Printing and Enrollment**

The Clerk announced that the following bills and joint resolution had been printed and placed upon the files of the members on Thursday, May 22:

**House Bill Nos. 4713 4714 4715 4716 4717 4718**

**House Joint Resolution G**

The Clerk announced the enrollment printing and presentation to the Governor on Thursday, May 22, for her approval of the following bills:

**Enrolled House Bill No. 4115 at 2:21 p.m.**

**Enrolled House Bill No. 4432 at 2:23 p.m.**

### Introduction of Bills

Reps. Casperson, Nitz, Farhat, Shaffer, Hummel, Ward, LaJoy, Emmons, Caswell, Huizenga, DeRoche, Garfield, Shackleton, Stakoe, Kooiman, Moolenaar, Vander Veen and Hager introduced

**House Bill No. 4719, entitled**

A bill to amend 1979 PA 94, entitled "The state school aid act of 1979," by amending section 6 (MCL 388.1606), as amended by 2002 PA 521.

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

Reps. LaJoy, Stewart, Farhat, Amos, Nofs, Caswell, Milosch, Garfield, Hummel, Pappageorge, Acciavatti, Emmons, Casperson, Shaffer, Stakoe, Ward, Moolenaar, Kooiman and Drolet introduced

**House Bill No. 4720, entitled**

A bill to amend 1984 PA 431, entitled "The management and budget act," by amending section 261 (MCL 18.1261), as amended by 1993 PA 46.

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

Reps. Caswell, LaJoy, Moolenaar, Farhat and Brandenburg introduced

**House Bill No. 4721, entitled**

A bill to amend 1976 PA 451, entitled "The revised school code," by amending sections 1229 and 1277 (MCL 380.1229 and 380.1277), section 1229 as added by 1995 PA 289 and section 1277 as amended by 1997 PA 179, and by adding section 1238.

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

Reps. Moolenaar, Farhat, Hoogendyk, Nofs, LaJoy, Ward and Kooiman introduced

**House Bill No. 4722, entitled**

A bill to amend 1976 PA 451, entitled "The revised school code," by amending sections 623a and 1274 (MCL 380.623a and 380.1274), section 623a as amended by 1990 PA 159 and section 1274 as amended by 1994 PA 416.

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

Rep. Meyer introduced

**House Bill No. 4723, entitled**

A bill to amend 1967 PA 281, entitled "Income tax act of 1967," by amending section 30d (MCL 206.30d), as amended by 2000 PA 42.

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

Reps. Emmons, Palmer, Acciavatti, LaJoy, Farhat, Taub, Voorhees, Hummel, Brandenburg, Nitz, Caswell, DeRossett, Pastor, Hoogendyk, Moolenaar, Stahl, Stakoe and Kooiman introduced

**House Bill No. 4724, 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 9.

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

Reps. Koetje, Brandenburg, Steil and Kooiman introduced

**House Bill No. 4725, entitled**

A bill to amend 1961 PA 236, entitled "Revised judicature act of 1961," (MCL 600.101 to 600.9948) by adding section 2974.

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

Reps. McConico, Phillips, Hunter, Gaffney, Rivet, Anderson, Sak, Farrah and Elkins introduced

**House Bill No. 4726, entitled**

A bill to amend 1931 PA 328, entitled "The Michigan penal code," by amending section 170 (MCL 750.170).

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

Rep. Whitmer introduced

**House Bill No. 4727, entitled**

A bill to amend 1961 PA 108, entitled "An act to provide for loans by the state of Michigan to school districts for the payment of principal and interest upon school bonds; to prescribe the terms and conditions of the loans and the conditions upon which levies for bond principal and interest shall be included in computing the amount to be so loaned by the state; to prescribe the powers and duties of the superintendent of public instruction and the state treasurer in relation to such loans; to provide for the repayment of such loans; to provide incentives for repayment of such loans; to provide for other matters in respect to such loans; and to make an appropriation," (MCL 388.951 to 388.963) by adding section 9c.

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

Rep. Whitmer introduced

**House Bill No. 4728, entitled**

A bill to amend 1985 PA 227, entitled "Shared credit rating act," by amending section 8 (MCL 141.1058), as amended by 2000 PA 416.

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

Rep. Gleason introduced

**House Bill No. 4729, entitled**

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending sections 8313, 8314, 8327, 8329, and 8333 (MCL 324.8313, 324.8314, 324.8327, 324.8329, and 324.8333), as amended by 2002 PA 418.

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

Reps. Stakoe, Amos, Stahl, Nofs, Newell, Gaffney, Ward, Garfield, Nitz, Hune, Accavitti, Rocca, Walker, Pastor, Hoogendyk, LaJoy, Brandenburg, Shaffer, Moolenaar, Koetje, Emmons, Farhat and Hummel introduced

**House Bill No. 4730, entitled**

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending section 30113 (MCL 324.30113), as amended by 1995 PA 171, and by adding part 33 and section 8316a; and to repeal acts and parts of acts.

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

Rep. Shulman introduced

**House Bill No. 4731, entitled**

A bill to amend 1991 PA 179, entitled "Michigan telecommunications act," by amending section 304 (MCL 484.2304), as amended by 2000 PA 295.

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

Rep. Howell introduced

**House Bill No. 4732, entitled**

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," (MCL 760.1 to 777.69) by adding section 1j to chapter IX.

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

Rep. Condino introduced

**House Bill No. 4733, entitled**

A bill to amend 1939 PA 288, entitled "Probate code of 1939," by amending section 18 of chapter XIIA (MCL 712A.18), as amended by 2000 PA 55, and by adding section 18m to chapter XIIA.

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

Rep. Stewart introduced

**House Bill No. 4734, entitled**

A bill to amend 1961 PA 236, entitled "Revised judicature act of 1961," (MCL 600.101 to 600.9948) by adding section 181.

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

Rep. Acciavatti introduced

**House Bill No. 4735, entitled**

A bill to amend 1961 PA 236, entitled "Revised judicature act of 1961," (MCL 600.101 to 600.9948) by adding section 185.

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

Rep. Meisner introduced

**House Bill No. 4736, entitled**

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending sections 629e and 907 (MCL 257.629e and 257.907), section 629e as amended by 2001 PA 213 and section 907 as amended by 2002 PA 534.

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

Rep. Bieda introduced

**House Bill No. 4737, entitled**

A bill to amend 1961 PA 236, entitled "Revised judicature act of 1961," by amending sections 8727, 8729, 8731, 8733, 8735, 8827, 8829, and 8835 (MCL 600.8727, 600.8729, 600.8731, 600.8733, 600.8735, 600.8827, 600.8829, and 600.8835), sections 8727, 8729, 8731, and 8733 as added by 1994 PA 12 and sections 8735, 8827, 8829, and 8835 as added by 1995 PA 54.

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

Rep. Gaffney introduced

**House Bill No. 4738, entitled**

A bill to amend 1961 PA 236, entitled "Revised judicature act of 1961," by amending section 8381 (MCL 600.8381), as amended by 1996 PA 374.

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

Rep. Hunter introduced

**House Bill No. 4739, entitled**

A bill to amend 1985 PA 87, entitled "Crime victim's rights act," by amending sections 16a, 44a, and 81 (MCL 780.766a, 780.794a, and 780.831), sections 16a and 44a as added by 2000 PA 503 and section 81 as amended by 1996 PA 562.

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

Rep. Hunter introduced

**House Bill No. 4740, entitled**

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending section 22 of chapter XV (MCL 775.22), as added by 1993 PA 343.

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

Rep. Hunter introduced

**House Bill No. 4741, entitled**

A bill to amend 1939 PA 288, entitled "Probate code of 1939," by amending section 29 of chapter XIIA (MCL 712A.29), as added by 1993 PA 344.

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

Rep. LaSata introduced

**House Bill No. 4742, entitled**

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending section 3 of chapter XI (MCL 771.3), as amended by 1998 PA 520.

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

Rep. Wenke introduced

**House Bill No. 4743, entitled**

A bill to amend 1953 PA 232, entitled "Corrections code of 1953," by amending section 36 (MCL 791.236), as amended by 1999 PA 271.

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

Rep. Steil introduced

**House Bill No. 4744, entitled**

A bill to amend 1994 PA 35, entitled "The forensic laboratory funding act," by amending sections 5 and 6 (MCL 12.205 and 12.206), section 6 as amended by 1998 PA 98.

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

Rep. Adamini introduced

**House Bill No. 4745, entitled**

A bill to amend 1990 PA 250, entitled "DNA identification profiling system act," by amending section 6 (MCL 28.176), as amended by 2001 PA 87.

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

Rep. Daniels introduced

**House Bill No. 4746, entitled**

A bill to amend 1939 PA 288, entitled "Probate code of 1939," by amending section 18k of chapter XIII (MCL 712A.18k), as amended by 2001 PA 91.

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

Rep. Daniels introduced

**House Bill No. 4747, entitled**

A bill to amend 1931 PA 328, entitled "The Michigan penal code," by amending section 520m (MCL 750.520m), as amended by 2001 PA 89.

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

Rep. Lipsey introduced

**House Bill No. 4748, entitled**

A bill to amend 1961 PA 236, entitled "Revised judicature act of 1961," by amending sections 321, 880, 880a, 880b, 1027, 2529, 5756, 8371, and 8420 (MCL 600.321, 600.880, 600.880a, 600.880b, 600.1027, 600.2529, 600.5756, 600.8371, and 600.8420), section 321 as amended by 1997 PA 182, sections 880 and 880b as amended by 2000 PA 56, section 880a as added and sections 5756 and 8420 as amended by 1993 PA 189, section 1027 as added by 1996 PA 388, and sections 2529 and 8371 as amended by 2002 PA 605, and by adding section 171.

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

Rep. Shulman introduced

**House Bill No. 4749, entitled**

A bill to amend 1961 PA 236, entitled "Revised judicature act of 1961," (MCL 600.101 to 600.9948) by adding section 175.

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

Rep. Voorhees introduced

**House Bill No. 4750, entitled**

A bill to amend 1988 PA 260, entitled "Community dispute resolution act," by amending section 10 (MCL 691.1560), as amended by 1993 PA 286.

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

Rep. Stallworth introduced

**House Joint Resolution H, entitled**

A joint resolution proposing an amendment to the state constitution of 1963, by amending sections 8 and 9 of article IX, to provide for a sales tax at an additional rate of 1%.

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



Rep. Hune moved that the House adjourn.

The motion prevailed, the time being 4:40 p.m.

The Speaker Pro Tempore declared the House adjourned until Tuesday, May 27, at 1:00 p.m.

GARY L. RANDALL  
Clerk of the House of Representatives

