

No. 46
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House of Representatives
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House Chamber, Lansing, Tuesday, June 3, 2003.

1:00 p.m.

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

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

Accavitti—present	Garfield—present	Meyer—present	Sheen—present
Acciavatti—present	Gieleghem—present	Middaugh—present	Sheltrown—present
Adamini—present	Gillard—present	Milosch—present	Shulman—present
Amos—present	Gleason—present	Minore—present	Smith—present
Anderson—present	Hager—present	Moolenaar—present	Spade—present
Bieda—present	Hardman—present	Mortimer—present	Stahl—present
Bisbee—present	Hart—present	Murphy—present	Stakoe—present
Bradstreet—present	Hood—present	Newell—present	Stallworth—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	Jamnick—present	Pastor—present	Vander Veen—present
Condino—present	Johnson, Rick—present	Phillips—present	Voorhees—present
Daniels—excused	Johnson, Ruth—present	Plakas—present	Walker—present
Dennis—present	Julian—present	Pumford—present	Ward—present
DeRoche—present	Koetje—present	Reeves—present	Waters—present
DeRossett—present	Kolb—present	Richardville—present	Wenke—present
Drolet—present	Kooiman—present	Rivet—present	Whitmer—present
Ehardt—present	LaJoy—present	Robertson—present	Williams—present
Elkins—present	LaSata—present	Rocca—present	Wojno—present
Emmons—present	Law—present	Sak—present	Woodward—present
Farhat—present	Lipsey—present	Shackleton—present	Woronchak—present
Farrah—present	McConico—present	Shaffer—present	Zelenko—present
Gaffney—present	Meisner—present		

e/d/s = entered during session

Rep. Charles LaSata, from the 79th District, offered the following invocation:

“May all beings everywhere plagued with suffering of body and mind quickly be freed from their illnesses. May those frightened cease to be afraid, and may those bound be free. May the powerless find power, and may people think of befriending one another. May those who find themselves in trackless, fearful wildernesses—the children, the aged, the unprotected—be guarded by beneficent celestials, and may they swiftly attain Buddhahood. Amen.”

The Speaker Pro Tempore called Associate Speaker Pro Tempore Vander Veen to the Chair.

Rep. Waters moved that Reps. Daniels and Stallworth be excused from today’s session.

The motion prevailed.

Second Reading of Bills

House Bill No. 4513, entitled

A bill to amend 1931 PA 328, entitled “The Michigan penal code,” by amending section 200h (MCL 750.200h), as amended by 2001 PA 135.

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

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

Rep. Nofs 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. 4513, entitled

A bill to amend 1931 PA 328, entitled “The Michigan penal code,” by amending section 200h (MCL 750.200h), as amended by 2001 PA 135.

The bill was read a third time.

The question being on the passage of the bill,

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

The motion prevailed.

Second Reading of Bills

House Bill No. 4514, entitled

A bill to amend 1931 PA 328, entitled “The Michigan penal code,” by amending sections 200i, 200l, 204, 207, 209, 210, 211a, and 212a (MCL 750.200i, 750.200l, 750.204, 750.207, 750.209, 750.210, 750.211a, and 750.212a), section 200i as added by 1998 PA 207, section 200l as added by 2001 PA 135, sections 204 and 211a as amended by 1998 PA 206, sections 207, 209, and 210 as amended by 1998 PA 208, and section 212a as amended by 2002 PA 140.

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

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

Rep. Van Regenmorter moved to amend the bill as follows:

1. Amend page 3, line 22, after “**technology**” by striking out the balance of the section and inserting “**as permitted under section 224a.**”.

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

Rep. Van Regenmorter 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. 4514, entitled

A bill to amend 1931 PA 328, entitled "The Michigan penal code," by amending sections 200i, 200l, 204, 207, 209, 210, 211a, and 212a (MCL 750.200i, 750.200l, 750.204, 750.207, 750.209, 750.210, 750.211a, and 750.212a), section 200i as added by 1998 PA 207, section 200l as added by 2001 PA 135, sections 204 and 211a as amended by 1998 PA 206, sections 207, 209, and 210 as amended by 1998 PA 208, and section 212a as amended by 2002 PA 140.

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

Roll Call No. 183

Yeas—104

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

Nays—0

In The Chair: Vander Veen

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 1931 PA 328, entitled "The Michigan penal code," by amending sections 200i, 200k, 200l, 204, 207, 209, 210, 211a, and 212a (MCL 750.200i, 750.200k, 750.200l, 750.204, 750.207, 750.209, 750.210, 750.211a, and 750.212a), sections 200i and 200k as added by 1998 PA 207, section 200l as added by 2001 PA 135, sections 204 and 211a as amended by 1998 PA 206, sections 207, 209, and 210 as amended by 1998 PA 208, and section 212a as amended by 2002 PA 140, and by adding section 200m.

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.

By unanimous consent the House returned to the order of

Messages from the Senate

House Bill No. 4257, entitled

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending sections 30301, 30305, 32501, and 32512 (MCL 324.30301, 324.30305, 324.32501, and 324.32512), sections 30301, 32501, and 32512 as added by 1995 PA 59 and section 30305 as amended by 1996 PA 550.

The Senate has substituted (S-7) the bill.

The Senate has passed the bill as substituted (S-7), ordered that it be given immediate effect and amended the title to read as follows:

A bill to amend 1994 PA 451, entitled "An act to protect the environment and natural resources of the state; to codify, revise, consolidate, and classify laws relating to the environment and natural resources of the state; to regulate the discharge of certain substances into the environment; to regulate the use of certain lands, waters, and other natural resources of the state; to prescribe the powers and duties of certain state and local agencies and officials; to provide for certain charges, fees, and assessments; to provide certain appropriations; to prescribe penalties and provide remedies; to repeal certain parts of this act on a specific date; and to repeal certain acts and parts of acts," by amending sections 30301, 30305, 30306, 30312, 32501, 32512, and 32513 (MCL 324.30301, 324.30305, 324.30306, 324.30312, 324.32501, 324.32512, and 324.32513), sections 30301, 30312, 32501, and 32512 as added by 1995 PA 59, section 30305 as amended by 1996 PA 550, section 30306 as amended by 1998 PA 228, and section 32513 as amended by 1999 PA 106, and by adding sections 32512a and 32516.

The Speaker announced that pursuant to Rule 45, the bill was laid over one day.

Rep. Richardville moved that Rule 45 be suspended.

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

The question being on concurring in the substitute (S-7) made to the bill by the Senate,

The substitute (S-7) was concurred in, a majority of the members serving voting therefor, by yeas and nays, as follows:

Roll Call No. 184

Yeas—106

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

Nays—1

Bradstreet

In The Chair: Vander Veen

The House agreed to the title as amended.

Reps. Stewart, Richardville, Bisbee, Hager, Vander Veen, Pastor, DeRoche, Amos, Hune, Gleason, Ward, Emmons, Steil, Nitz, Farhat, Gillard and Casperson were named co-sponsors of the bill.

The bill was referred to the Clerk for enrollment printing and presentation to the Governor.

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. Law, Hopgood, Murphy, Meisner, Elkins, Gillard, Gleason, Bieda, Lipsey, Sheltroun, Rivet, Brown, Adamini, Meyer, Howell, Plakas, Julian, O'Neil, Woodward, Spade, Paletko, Cheeks, Wojno, Accavitti, Phillips, Stallworth, Dennis, Hood, Clack, Waters, Ruth Johnson, Tobocman, Rocca, LaSata, Richardville, Hunter, Jammick, DeRossett, Whitmer, Zelenko, Hardman, Farrah, Anderson, Condino, Ehardt, Gielegem, Kolb, Minore, Pappageorge and Sak offered the following resolution:

House Resolution No. 72.

A resolution to urge the Congress of the United States to recognize April 28 as Workers Memorial Day.

Whereas, Each April 28, since 1989, people throughout the world observe Workers Memorial Day as a day to remember those who have suffered and died on the job; and

Whereas, It is important to remember those who have died in workplace catastrophes, suffered diseases because of exposure to toxic substances or been injured because of dangerous conditions; and

Whereas, April 28 is the anniversary of the Occupational Safety and Health Administration and the day of similar remembrance in Canada. Every year on April 28, people in hundreds of communities and at worksites recognize workers who have been killed or injured on the job. Trade unionists around the world now mark April 28 as an International Day of Mourning; and

Whereas, Workers Memorial Day is observed in nearly one hundred countries. It has been officially endorsed by the International Confederation of Free Trade Unions, the International Labor Organization, and five countries—Canada, Portugal, Spain, Taiwan, and Thailand—formally recognize April 28 as Workers Memorial Day; now, therefore, be it

Resolved by the House of Representatives, That the members of this legislative body urge the Congress of the United States to recognize April 28 as Workers Memorial Day.

The resolution was referred to the Committee on Employment Relations, Training and Safety.

Reps. Murphy, Accavitti, Adamini, Brown, Clack, Condino, Dennis, Ehardt, Farrah, Gielegem, Gillard, Gleason, Hardman, Huizenga, Jammick, Kolb, Lipsey, Meisner, Minore, Pappageorge, Phillips, Plakas, Sak, Sheltroun, Spade, Tobocman, Waters, Woodward and Zelenko offered the following resolution:

House Resolution No. 73.

A resolution to commemorate the 10th Annual Juneteenth Celebration & Festival in honor of Juneteenth Day.

Whereas, We are proud to join with the community as it begins to commemorate Juneteenth Day with a celebration on Thursday, June 19, 2003, at the State Capitol Building in Lansing, Michigan. This year's theme for the three-day event is "*BEYOND EMANCIPATION*"; and

Whereas, The Juneteenth Celebration in Lansing was founded in 1993. It can trace its roots to the pioneering spirit of courageous men and women who first cleared the land and built the institutions and homes that make this nation a home for individuals and families seeking a secure and prosperous tomorrow; and

Whereas, Juneteenth had its beginning on June 19, 1865, with the aspirations of its founders. On that day, when Union General Gordon Granger landed at Galveston, Texas, to present and read General Order No. 3, the nation of "liberty for all" became a reality as the *Emancipation Proclamation* to end slavery went into effect across the entire United States; and

Whereas, By observing an anniversary like Juneteenth Day, we all learn a little more about our history. For the children of Michigan, there are even greater rewards, as they discover that they are part of the traditions of citizenship that will be with them their entire lives. With the wonderful gifts they share, the citizens of Michigan certainly have much reason for thanks and for optimism; and

Whereas, With ceremonies to celebrate history, the members and officers responsible for the 10th Annual Juneteenth Celebration & Festival will remember the vision of many people and the hours and years of commitment that have brought the group to this point. Fittingly, as we look to the past, we will also be casting an eye to the future and to the many ways in which Juneteenth Day will continue to reach out in our state; now, therefore, be it

Resolved by the House of Representatives, That the members of this legislative body commemorate the 10th Annual Juneteenth Celebration & Festival in honor of Juneteenth Day. We express appreciation for its valuable role in the state of Michigan; and be it further

Resolved, That a copy of this resolution be transmitted to the Juneteenth Day Committee and Mask Memorial Christian Methodist Episcopal Church as evidence of our esteem.

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.

Reps. Emmons, Accavitti, Adamini, Anderson, Brandenburg, Brown, Caswell, Caul, Condino, DeRossett, Drolet, Ehardt, Farhat, Farrah, Gielegem, Gillard, Gleason, Hager, Hardman, Huizenga, Hune, Jamnick, Koetje, Kolb, LaSata, Lipsey, Meisner, Meyer, Minore, Murphy, Newell, Nitz, Pappageorge, Pastor, Phillips, Richardville, Rivet, Sak, Shaffer, Sheltroun, Spade, Taub, Vander Veen, Voorhees, Waters, Wojno, Woodward and Zelenko offered the following resolution:

House Resolution No. 74.

A resolution commemorating June 3, 2003, as Dairy Foods Awareness Day.

Whereas, The mission of the Michigan Dairy Foods Association is to support and promote activities designed to improve and maintain the general well being of the dairy processing industry; and

Whereas, The Michigan Dairy Foods Association is a trade and membership service organization representing all aspects of the dairy processing industry in Michigan. The association's primary purposes are to assure that a strong environment exists for the creation and maintenance of sound public policy as it relates to all aspects of the dairy processing industry in Michigan, to enhance the position, prestige and competitive ability of the association's members, and to provide education programs to enhance members' abilities to process and market fine dairy products, packaged waters and juices in Michigan and throughout the world; and

Whereas, The Michigan Dairy Foods Association established Dairy Foods Awareness Day to demonstrate the importance of dairy processing industry in Michigan and to promote the 3-A-Day concept of 3 servings of calcium-rich dairy products which ensures a healthy diet. We salute the people of the Michigan Dairy Foods Association for their efforts to expand our awareness and knowledge of the dairy processing industry; now, therefore, be it

Resolved by the House of Representatives, That the members of this legislative body commemorate June 3, 2003, as Dairy Foods Awareness Day in Michigan; and be it further

Resolved, That a copy of this resolution be transmitted to the organizers of Dairy Foods Awareness Day as evidence of our esteem.

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.

Reps. Hunter, Accavitti, Adamini, Anderson, Brown, Clack, Condino, Dennis, Ehardt, Farrah, Gielegem, Gleason, Hager, Huizenga, Hune, Jamnick, Kolb, Lipsey, Meisner, Minore, Murphy, Pappageorge, Phillips, Rivet, Sak, Sheltroun, Smith, Taub, Tobocman, Waters, Woodward and Zelenko offered the following concurrent resolution:

House Concurrent Resolution No. 16.

A concurrent resolution to memorialize the Congress of the United States to allocate federal funds to ensure the continued operation of Detroit Receiving Hospital.

Whereas, Among the many health care facilities across our state and nation facing grave financial difficulties, Detroit's Receiving Hospital stands out in its significance through the number of patients it serves, the variety of unique roles it plays, and the depth of its funding problems. The hospital, which treats 85,000 emergency room patients each year, provides millions of dollars of uncompensated care each month. This fact, along with the same factors impacting many aspects of health care, has brought Detroit Receiving Hospital to the brink of closure; and

Whereas, A key component of the Detroit Medical Center, Detroit Receiving Hospital is the city's only Level 1 adult trauma center and is unique in its capacity to provide a state of the art response to bioterrorism and chemical attacks. This facility is a leading teaching hospital in many areas of health care. Detroit Receiving Hospital, with its day-to-day experience in trauma care, is precisely the type of large-scale institution that is at the heart of our national response to the threats of terrorism facing our country; and

Whereas, The Congress of the United States recently enacted a measure that provides significant funding for hospital services in Los Angeles. This action was an appropriate acknowledgement of the importance of urban facilities to our nation at a time when providing health care to struggling people is clearly far beyond the capacity of our traditional approaches; and

Whereas, The care provided by large urban trauma centers and the medical education they offer are critical to the health of not only our cities, but our entire country; now, therefore, be it

Resolved by the House of Representatives (the Senate concurring), That we memorialize the Congress of the United States to allocate federal funds to ensure the continued operation of Detroit Receiving Hospital; 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 concurrent resolution was referred to the Committee on Appropriations.

Reports of Standing Committees

The Committee on Family and Children Services, by Rep. Hager, Chair, reported

House Bill No. 4096, entitled

A bill to amend 1994 PA 204, entitled "The children's ombudsman act," by amending the title and sections 2, 3, 4, 5, 6, 7, 8, 9, 10, and 11 (MCL 722.922, 722.923, 722.924, 722.925, 722.926, 722.927, 722.928, 722.929, 722.930, and 722.931); and to repeal acts and parts of acts.

With the recommendation that the substitute (H-4) 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. Hager, Stahl, Hart, Vander Veen, Voorhees, Sheen, Hardman, Clack and Elkins

Nays: None

The Committee on Family and Children Services, by Rep. Hager, Chair, reported

House Bill No. 4586, entitled

A bill to amend 1975 PA 238, entitled "Child protection law," by amending sections 5, 7, and 8 (MCL 722.625, 722.627, and 722.628), section 5 as amended by 1998 PA 428, section 7 as amended by 2002 PA 661, and section 8 as amended by 2002 PA 690.

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

Nays: None

The Committee on Family and Children Services, by Rep. Hager, Chair, reported

Senate Bill No. 22, entitled

A bill to amend 1939 PA 280, entitled "The social welfare act," by amending section 106 (MCL 400.106), as amended by 1990 PA 145, and by adding section 106a.

The committee recommended that the bill be referred to the Committee on Health Policy.

Favorable Roll Call

To Report Out:

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

Nays: None

The recommendation was concurred in and the bill was referred to the Committee on Health Policy.

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 28, 2003, at 4:37 p.m.

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

COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Tuesday, June 3, 2003, at 9:00 a.m.

Present: Reps. Ward, Robertson, DeRossett, Hager, Drolet, Stakoe, Jamnick, Hardman, Tobocman and Accavitti

Absent: Rep. Wenke

Excused: Rep. Wenke

Announcement by the Clerk of Printing and Enrollment

The Clerk announced that the following bills had been printed and placed upon the files of the members on Wednesday, May 28:

Senate Bill Nos. 519 520

The Clerk announced that the following bills had been printed and placed upon the files of the members on Thursday, May 29:

**House Bill Nos. 4765 4766 4767 4768 4769 4770 4771 4772 4773 4774 4775 4776 4777 4778
4779 4780 4781 4782 4783 4784 4785 4786 4787 4788 4789 4790**

The Clerk announced the enrollment printing and presentation to the Governor on Friday, May 30, for her approval of the following bills:

Enrolled House Bill No. 4038 at 11:00 a.m.

Enrolled House Bill No. 4285 at 11:02 a.m.

The Clerk announced that the following Senate bills had been received on Tuesday, June 3:

**Senate Bill Nos. 206 433 434 435 436 437 438 439 440 441 442 443 444 445
446 447 448 449 450 451 509**

By unanimous consent the House returned to the order of

Messages from the Senate**Senate Bill No. 206, entitled**

A bill to amend 1978 PA 368, entitled "Public health code," by amending sections 16131 and 16263 (MCL 333.16131 and 333.16263), as amended by 2001 PA 139, and by adding section 16323a and part 168.

The Senate has passed the bill.

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

Senate Bill No. 433, 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 Senate has passed the bill.

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

Senate Bill No. 434, 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 Senate has passed the bill.

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

Senate Bill No. 435, 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 Senate has passed the bill.

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

Senate Bill No. 436, 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 Senate has passed the bill.

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

Senate Bill No. 437, 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 Senate has passed the bill.

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

Senate Bill No. 438, 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 Senate has passed the bill.

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

Senate Bill No. 439, 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 Senate has passed the bill.

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

Senate Bill No. 440, 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 Senate has passed the bill.

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

Senate Bill No. 441, 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 Senate has passed the bill.

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

Senate Bill No. 442, entitled

A bill to amend 1985 PA 87, entitled "Crime victim's rights act," by amending sections 16a, 44a, and 76a (MCL 780.766a, 780.794a, and 780.826a), as added by 2000 PA 503.

The Senate has passed the bill.

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

Senate Bill No. 443, 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 Senate has passed the bill.

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

Senate Bill No. 444, entitled

A bill to amend 1994 PA 35, entitled "The forensic laboratory funding act," by amending sections 5, 6, and 7 (MCL 12.205, 12.206, and 12.207), section 6 as amended by 1998 PA 98.

The Senate has passed the bill.

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

Senate Bill No. 445, 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 Senate has passed the bill.

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

Senate Bill No. 446, entitled

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

The Senate has passed the bill.

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

Senate Bill No. 447, 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 Senate has passed the bill.

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

Senate Bill No. 448, 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 Senate has passed the bill.

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

Senate Bill No. 449, 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 Senate has passed the bill.

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

Senate Bill No. 450, 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 Senate has passed the bill.

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

Senate Bill No. 451, 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 Senate has passed the bill.

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

Senate Bill No. 509, entitled

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," (MCL 257.1 to 257.923) by adding section 732a.

The Senate has passed the bill.

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

Messages from the Governor

Date: May 29, 2003

Time: 9:16 a.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

Enrolled House Bill No. 4115 (Public Act No. 10, I.E.), being

An act to amend 2001 PA 142, entitled "An act to consolidate prior acts naming certain Michigan highways; to provide for the naming of certain highways; to prescribe certain duties of the state transportation department; and to repeal acts and parts of acts and certain resolutions," (MCL 250.1001 to 250.1100) by adding section 79.

(Filed with the Secretary of State May 29, 2003, at 9:55 a.m.)

Date: May 29, 2003

Time: 9:25 a.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

Enrolled House Bill No. 4432 (Public Act No. 11, I.E.), being

An act to amend 1956 PA 218, entitled "An act to revise, consolidate, and classify the laws relating to the insurance and surety business; to regulate the incorporation or formation of domestic insurance and surety companies and associations and the admission of foreign and alien companies and associations; to provide their rights, powers, and immunities and to prescribe the conditions on which companies and associations organized, existing, or authorized under this act may exercise their powers; to provide the rights, powers, and immunities and to prescribe the conditions on which other persons, firms, corporations, associations, risk retention groups, and purchasing groups engaged in an insurance or surety business may exercise their powers; to provide for the imposition of a privilege fee on domestic insurance companies and associations and the state accident fund; to provide for the imposition of a tax on the business of foreign and alien companies and associations; to provide for the imposition of a tax on risk retention groups and purchasing groups; to provide for the imposition of a tax on the business of surplus line agents; to provide for the imposition of regulatory fees on certain insurers; to provide for assessment fees on certain health maintenance organizations; to modify tort liability arising out of certain accidents; to provide for limited actions with respect to that modified tort liability and to prescribe certain procedures for maintaining those actions; to require security for losses arising out of certain accidents; to provide for the continued availability and affordability of automobile insurance and homeowners insurance in this state and to facilitate the purchase of that insurance by all residents of this state at fair and reasonable rates; to provide for certain reporting with respect to insurance and with respect to certain claims against uninsured or self-insured persons; to prescribe duties for certain state departments and officers with respect to that reporting; to provide for certain assessments; to establish and continue certain state insurance funds; to modify and clarify the status, rights, powers, duties, and operations of the nonprofit malpractice insurance fund; to provide for the departmental supervision and regulation of the insurance and surety business within this state; to provide for regulation over worker's compensation self-insurers; to provide for the conservation, rehabilitation, or liquidation of unsound or insolvent insurers; to provide for the protection of policyholders, claimants, and creditors of unsound or insolvent insurers; to provide for associations of insurers to protect policyholders and claimants in the event of insurer insolvencies; to prescribe educational requirements for insurance agents and solicitors; to provide for the regulation of multiple employer welfare arrangements; to create an automobile theft prevention authority to reduce the number of automobile thefts in this state; to prescribe the powers and duties of the automobile theft prevention authority; to provide certain powers and duties upon certain officials, departments, and authorities of this state; to provide for an appropriation; to repeal acts and parts of acts; and to provide penalties for the violation of this act," (MCL 500.100 to 500.8302) by adding section 2834.

(Filed with the Secretary of State May 29, 2003, at 9:57 a.m.)

Introduction of Bills

Reps. Palsrok and Taub introduced

House Bill No. 4791, entitled

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending section 314 (MCL 257.314), as amended by 2002 PA 554.

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

Reps. Garfield, Casperson, Brandenburg, Acciavatti, Tabor, Pastor, LaJoy, Drolet, Voorhees, Vander Veen, Howell and Lipsey introduced

House Bill No. 4792, entitled

A bill to amend 1982 PA 295, entitled "Support and parenting time enforcement act," (MCL 552.601 to 552.650) by adding section 5e.

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

Reps. Brown, Spade, Sak, Paletko, Tobocman, Adamini, Condino, Dennis and Hardman introduced

House Bill No. 4793, entitled

A bill to amend 1893 PA 206, entitled "The general property tax act," by amending section 65 (MCL 211.65) and by adding section 70d.

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

Reps. Woodward, Vagnozzi and Tobocman introduced

House Bill No. 4794, entitled

A bill to amend 1978 PA 368, entitled "Public health code," (MCL 333.1101 to 333.25211) by adding part 97.

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

Reps. Sheltroun, Accavitti, Lipsey, Elkins, Minore and Rivet introduced

House Bill No. 4795, entitled

A bill to amend 1954 PA 116, entitled "Michigan election law," by amending section 759 (MCL 168.759), as amended by 1995 PA 261.

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

Reps. Sheltroun, Accavitti, Lipsey, Gillard, Elkins, Gleason and Rivet introduced

House Bill No. 4796, entitled

A bill to amend 1956 PA 218, entitled "The insurance code of 1956," by amending section 3135 (MCL 500.3135), as amended by 2002 PA 697.

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

Reps. Murphy, Whitmer, Clack, Anderson, Condino, Williams, Reeves, Sak, Byrum, Bieda, Tobocman, Elkins, Cheeks and Hardman introduced

House Bill No. 4797, entitled

A bill to amend 1917 PA 167, entitled "Housing law of Michigan," by amending section 134 (MCL 125.534).

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

Reps. Murphy, Condino, McConico, Paletko, Dennis, Kolb, Williams, Plakas, Minore, Clack, Jamnick, Hunter, Whitmer, Anderson, Reeves, Sak, Byrum, Bieda, Tobocman, Cheeks and Hardman introduced

House Bill No. 4798, entitled

A bill to amend 1985 PA 87, entitled "Crime victim's rights act," by amending sections 2, 15, 31, 43, 61, and 75 (MCL 780.752, 780.765, 780.781, 780.793, 780.811, and 780.825), as amended by 2000 PA 503.

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

Reps. Accavitti, Wojno, Gillard and Smith introduced

House Bill No. 4799, entitled

A bill to amend 1967 PA 281, entitled "Income tax act of 1967," (MCL 206.1 to 206.532) by adding section 270. The bill was read a first time by its title and referred to the Committee on Tax Policy.

Reps. Accavitti, Wojno, Gillard, Tobocman, Whitmer, Smith, Gielegem and Bieda introduced

House Bill No. 4800, entitled

A bill to amend 1939 PA 280, entitled "The social welfare act," (MCL 400.1 to 400.119b) by adding section 57m. The bill was read a first time by its title and referred to the Committee on Family and Children Services.

Reps. Hoogendyk, Lipsey and Wenke introduced

House Bill No. 4801, entitled

A bill to provide for and implement a pharmaceutical supplemental rebate pilot program; to provide for certain reports; and to prescribe powers and duties of certain state departments and agencies.

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

Rep. Koetje introduced

House Bill No. 4802, entitled

A bill to amend 1931 PA 328, entitled "The Michigan penal code," by amending section 540c (MCL 750.540c), as amended by 2002 PA 672.

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

Rep. Richardville introduced

House Bill No. 4803, entitled

A bill to amend 1893 PA 206, entitled "The general property tax act," by amending section 10e (MCL 211.10e), as added by 1986 PA 223.

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

Rep. Ruth Johnson moved that the House adjourn.

The motion prevailed, the time being 3:00 p.m.

Associate Speaker Pro Tempore Vander Veen declared the House adjourned until Wednesday, June 4, at 1:00 p.m.

GARY L. RANDALL
Clerk of the House of Representatives

