

No. 19
STATE OF MICHIGAN
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House of Representatives
97th Legislature
REGULAR SESSION OF 2014

House Chamber, Lansing, Wednesday, February 19, 2014.

1:30 p.m.

The House was called to order by the Speaker.

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

Abed—present	Glaridon—present	LaVoy—present	Roberts—present
Banks—present	Goike—present	Leonard—present	Robinson—present
Barnett—present	Graves—present	Lipton—present	Rogers—present
Bolger—present	Greimel—present	Lori—present	Rutledge—present
Brinks—present	Haines—present	Lund—present	Santana—present
Brown—present	Haugh—present	Lyons—present	Schmidt—present
Brunner—present	Haveman—present	MacGregor—present	Schor—present
Bumstead—present	Heise—present	MacMaster—present	Segal—present
Callton—present	Hobbs—present	McBroom—present	Shirkey—present
Cavanagh—present	Hooker—present	McCann—present	Singh—present
Clemente—present	Hovey-Wright—present	McCready—present	Slavens—present
Cochran—present	Howrylak—present	McMillin—present	Smiley—present
Cotter—present	Irwin—present	Muxlow—present	Somerville—present
Crawford—present	Jacobsen—present	Nathan—present	Stallworth—present
Daley—present	Jenkins—present	Nesbitt—present	Stamas—present
Darany—present	Johnson—present	O'Brien—present	Stanley—present
Denby—present	Kandrevas—present	Oakes—present	Switalski—present
Dianda—present	Kelly—present	Olumba—present	Talabi—present
Dillon—present	Kesto—present	Outman—present	Tlaib—present
Driskell—present	Kivela—present	Pagel—present	Townsend—present
Durhal—present	Knezek—present	Pettalia—present	VerHeulen—present
Faris—present	Kosowski—present	Phelps—present	Victory—present
Farrington—present	Kowall—present	Poleski—present	Walsh—present
Forlini—present	Kurtz—present	Potvin—present	Yanez—present
Foster—present	LaFontaine—present	Price—present	Yonker—present
Franz—present	Lamonte—present	Pscholka—present	Zemke—present
Geiss—present	Lane—present	Rendon—present	Zorn—present
Genetski—present	Lauwers—present		

e/d/s = entered during session

Rep. Eileen Kowall, from the 44th District, offered the following invocation:

“Dear Heavenly Father,

As we stand before You in this great chamber, give us the strength to do what is good and what is just. Fill our heads and our hearts with the wisdom that is required to perform Your work for the people of our great state. Teach us to treat our colleagues with respect and understanding because though we all come from different places, different backgrounds and different ideologies, we all want what is best for the public good and what is best for You.

Hear our prayer so that we may perform our duties to the best of our abilities. These things we ask in Your name. Amen.”

Motions and Resolutions

Rep. LaFontaine offered the following resolution:

House Resolution No. 305.

A resolution to urge complete hydrologic separation of the Great Lakes and Mississippi River basins, to call for the formation of a regional body to negotiate terms of hydrologic separation, and to urge Congress and other entities to take interim steps to prevent Asian carp movement into the Great Lakes.

Whereas, The Great Lakes constitute one of the world’s greatest inland waterway systems. Recreational opportunities on the lakes make Michigan and the region an attractive place for businesses to locate. The Great Lakes support jobs across a spectrum of industries that include manufacturing, tourism, recreation, shipping—including freight transport and warehousing—agriculture, science, engineering, utilities, and mining. The protection of the Great Lakes is essential to local and national economic growth; and

Whereas, The Great Lakes are central to Michigan’s state identity and economy with a \$15 billion annual tourism industry and more than 1 million licensed anglers contributing \$2 billion to the economy; and

Whereas, Aquatic invasive species (AIS) are one of the foremost challenges facing the Great Lakes. Economic and environmental damage from invasive species in the Great Lakes basin is estimated at \$5.7 billion per year, and commercial and sport fishing in the Great Lakes basin have suffered losses estimated at \$4.5 billion; and

Whereas, Asian carp pose an imminent threat to the Great Lakes ecosystem and economy. The leading front of the Asian carp population has been confirmed 25 miles downstream of the electric barriers located on the Chicago Sanitary and Ship Canal, and monitoring has detected Asian carp DNA between the electric barriers and Lake Michigan. Research by U.S. and Canadian fishery experts shows that there is a significant risk of Asian carp surviving, spreading, and establishing populations in the Great Lakes, particularly in shallow, near-shore areas like Green Bay, Saginaw Bay, Lake St. Clair, and Western Lake Erie. Once established, they can reproduce rapidly, consume large quantities of food, disrupt local ecosystems, out-compete native fish species, and devastate recreational fishing and boating opportunities. If populations of Asian carp become established in the Great Lakes, they will be difficult, if not impossible, to control or eradicate, and thus, the federal government has recognized Asian carp as “the most acute [aquatic invasive species] threat facing the Great Lakes today”; and

Whereas, A recent study conducted by the U.S. Army Corps of Engineers and the U.S. Fish and Wildlife Service showed that the electric barriers in the Chicago Sanitary and Ship Canal, designed to prevent the spread of Asian carp and other invasive fish, are not effective in stopping the movement of all fish, especially small fish, and that barges can sweep fish through the electric barrier; and

Whereas, The Restoring the Natural Divide report prepared by the Great Lakes Commission and the Great Lakes and St. Lawrence Cities Initiative in 2012 presented three alternatives for hydrologically separating the Great Lakes and Mississippi River basins. The report demonstrates that a long-term solution to prevent AIS transfer—while maintaining or enhancing water quality, flood control, and transportation—is possible; and

Whereas, The U.S. Army Corps of Engineers released the Great Lakes and Mississippi River Interbasin Study (GLMRIS) report presenting a range of eight options and technologies to prevent AIS movement between the Great Lakes and Mississippi River basins, including two alternatives for full hydrologic separation. The GLMRIS report recognizes hydrologic separation as the most effective way to keep Asian carp out of the Great Lakes and mitigate flooding; and

Whereas, Complete hydrologic separation of the Great Lakes and Mississippi River basins would be a project measured in decades, not months or years. Asian carp pose a near certainty of establishing populations in the Great Lakes before the implementation of hydrologic separation from the Mississippi River basin unless strong, strategic interim measures are implemented; and

Whereas, While the long-term solution is developed and implemented, priority in the near-term should be given to effectively preventing the movement of Asian carp into the Great Lakes from the Mississippi River basin through technologies, waterway system improvements, technology demonstrations, and continued aggressive management practices leading to real reductions in populations. One-way or partial separation to prevent fish from moving upstream may be possible to achieve in the near-term without having to address major flooding and water quality issues. A short-term plan of action should include study and evaluation of the impacts on shipping infrastructure to provide feasible options for promoting new alternative long-term solutions; now, therefore, be it

Resolved by the House of Representatives, That we find that complete hydrologic separation is the most effective long-term solution for protecting the Great Lakes and Mississippi River basins from aquatic invasive species (AIS) transfer and urge its implementation; and be it further

Resolved, That we memorialize the Congress of the United States to call for immediate action on a suite of measures to reduce the risk of Asian carp and other invasive species passing through the Chicago Area Waterway System until hydrologic separation can be completed, including:

1. Continued implementation of the Asian Carp Control Strategy Framework and related efforts;
2. Continued support of extensive monitoring and control efforts, including commercial fishing in the Chicago Area Waterway System, led by the Illinois Department of Natural Resources and its federal partners;
3. Design and engineering of modifications to the Brandon Road lock and dam structure or other appropriate lock to reduce the risk of one-way transfer into Lake Michigan, including additional electric barriers at the entrance and exit of the lock, use of carbon dioxide as a fish deterrent, modifications of the gates on the dam, and other technologies; and be it further

Resolved, That we urge the U.S. Army Corps of Engineers to implement physical separation immediately through lock closure should Asian carp pose an imminent threat of passing through the Brandon Road Lock; and be it further

Resolved, That we call upon commercial navigation industries to identify practices to reduce the risk of AIS transfer that can be instituted on an escalating pace commensurate with the advance of Asian carp toward Lake Michigan; and be it further

Resolved, That we urge the United States Department of Transportation to study and evaluate the current and future infrastructure needs in the affected region to ensure the continued flow of commerce in and out of the region; and be it further

Resolved, That we call for the assembly of a consensus-building body of state and federal agencies, industries, regional commissions, and nongovernmental organizations to negotiate terms of hydrologic separation of the Great Lakes and Mississippi River basins even while planning for interim measures are underway; and be it further

Resolved, That we request that Congress call upon the U.S. Fish and Wildlife Service to provide a lead role in accomplishing these goals and coordinating efforts of the U.S. Army Corps of Engineers and other federal agencies through the Asian Carp Control Strategy Framework and the national control plan for Asian carp; and be it further

Resolved, That copies of this resolution be transmitted to the President of the United States, the President of the United States Senate, the Speaker of the United States House of Representatives, the members of the Michigan congressional delegation, the Secretary of Transportation, the Secretary of the Interior, the Commanding General of the U.S. Army Corps of Engineers, the Commander of the U.S. Army Corps of Engineers – Chicago District, and the Asian Carp Regional Coordinating Committee.

The resolution was referred to the Committee on Natural Resources.

Rep. LaFontaine offered the following concurrent resolution:

House Concurrent Resolution No. 22.

A concurrent resolution to urge complete hydrologic separation of the Great Lakes and Mississippi River basins, to call for the formation of a regional body to negotiate terms of hydrologic separation, and to urge Congress and other entities to take interim steps to prevent Asian carp movement into the Great Lakes.

Whereas, The Great Lakes constitute one of the world's greatest inland waterway systems. Recreational opportunities on the lakes make Michigan and the region an attractive place for businesses to locate. The Great Lakes support jobs across a spectrum of industries that include manufacturing, tourism, recreation, shipping—including freight transport and warehousing—agriculture, science, engineering, utilities, and mining. The protection of the Great Lakes is essential to local and national economic growth; and

Whereas, The Great Lakes are central to Michigan's state identity and economy with a \$15 billion annual tourism industry and more than 1 million licensed anglers contributing \$2 billion to the economy; and

Whereas, Aquatic invasive species (AIS) are one of the foremost challenges facing the Great Lakes. Economic and environmental damage from invasive species in the Great Lakes basin is estimated at \$5.7 billion per year, and commercial and sport fishing in the Great Lakes basin have suffered losses estimated at \$4.5 billion; and

Whereas, Asian carp pose an imminent threat to the Great Lakes ecosystem and economy. The leading front of the Asian carp population has been confirmed 25 miles downstream of the electric barriers located on the Chicago Sanitary and Ship Canal, and monitoring has detected Asian carp DNA between the electric barriers and Lake Michigan. Research by U.S. and Canadian fishery experts shows that there is a significant risk of Asian carp surviving, spreading, and establishing populations in the Great Lakes, particularly in shallow, near-shore areas like Green Bay, Saginaw Bay, Lake St. Clair, and Western Lake Erie. Once established, they can reproduce rapidly, consume large quantities of food, disrupt local ecosystems, out-compete native fish species, and devastate recreational fishing and boating opportunities. If populations of Asian carp become established in the Great Lakes, they will be difficult, if not impossible, to control or eradicate, and thus, the federal government has recognized Asian carp as "the most acute [aquatic invasive species] threat facing the Great Lakes today"; and

Whereas, A recent study conducted by the U.S. Army Corps of Engineers and the U.S. Fish and Wildlife Service showed that the electric barriers in the Chicago Sanitary and Ship Canal, designed to prevent the spread of Asian carp and other invasive fish, are not effective in stopping the movement of all fish, especially small fish, and that barges can sweep fish through the electric barrier; and

Whereas, The Restoring the Natural Divide report prepared by the Great Lakes Commission and the Great Lakes and St. Lawrence Cities Initiative in 2012 presented three alternatives for hydrologically separating the Great Lakes and Mississippi River basins. The report demonstrates that a long-term solution to prevent AIS transfer—while maintaining or enhancing water quality, flood control, and transportation—is possible; and

Whereas, The U.S. Army Corps of Engineers released the Great Lakes and Mississippi River Interbasin Study (GLMRIS) report presenting a range of eight options and technologies to prevent AIS movement between the Great Lakes and Mississippi River basins, including two alternatives for full hydrologic separation. The GLMRIS report recognizes hydrologic separation as the most effective way to keep Asian carp out of the Great Lakes and mitigate flooding; and

Whereas, Complete hydrologic separation of the Great Lakes and Mississippi River basins would be a project measured in decades, not months or years. Asian carp pose a near certainty of establishing populations in the Great Lakes before the implementation of hydrologic separation from the Mississippi River basin unless strong, strategic interim measures are implemented; and

Whereas, While the long-term solution is developed and implemented, priority in the near-term should be given to effectively preventing the movement of Asian carp into the Great Lakes from the Mississippi River basin through technologies, waterway system improvements, technology demonstrations, and continued aggressive management practices leading to real reductions in populations. One-way or partial separation to prevent fish from moving upstream may be possible to achieve in the near-term without having to address major flooding and water quality issues. A short-term plan of action should include study and evaluation of the impacts on shipping infrastructure to provide feasible options for promoting new alternative long-term solutions; now, therefore, be it

Resolved by the House of Representatives (the Senate concurring), That we find that complete hydrologic separation is the most effective long-term solution for protecting the Great Lakes and Mississippi River basins from aquatic invasive species (AIS) transfer and urge its implementation; and be it further

Resolved, That we memorialize the Congress of the United States to call for immediate action on a suite of measures to reduce the risk of Asian carp and other invasive species passing through the Chicago Area Waterway System until hydrologic separation can be completed, including:

4. Continued implementation of the Asian Carp Control Strategy Framework and related efforts;
5. Continued support of extensive monitoring and control efforts, including commercial fishing in the Chicago Area Waterway System, led by the Illinois Department of Natural Resources and its federal partners;
6. Design and engineering of modifications to the Brandon Road lock and dam structure or other appropriate lock to reduce the risk of one-way transfer into Lake Michigan, including additional electric barriers at the entrance and exit of the lock, use of carbon dioxide as a fish deterrent, modifications of the gates on the dam, and other technologies; and be it further

Resolved, That we urge the U.S. Army Corps of Engineers to implement physical separation immediately through lock closure should Asian carp pose an imminent threat of passing through the Brandon Road Lock; and be it further

Resolved, That we call upon commercial navigation industries to identify practices to reduce the risk of AIS transfer that can be instituted on an escalating pace commensurate with the advance of Asian carp toward Lake Michigan; and be it further

Resolved, That we urge the United States Department of Transportation to study and evaluate the current and future infrastructure needs in the affected region to ensure the continued flow of commerce in and out of the region; and be it further

Resolved, That we call for the assembly of a consensus-building body of state and federal agencies, industries, regional commissions, and nongovernmental organizations to negotiate terms of hydrologic separation of the Great Lakes and Mississippi River basins even while planning for interim measures are underway; and be it further

Resolved, That we request that Congress call upon the U.S. Fish and Wildlife Service to provide a lead role in accomplishing these goals and coordinating efforts of the U.S. Army Corps of Engineers and other federal agencies through the Asian Carp Control Strategy Framework and the national control plan for Asian carp; and be it further

Resolved, That copies of this resolution be transmitted to the President of the United States, the President of the United States Senate, the Speaker of the United States House of Representatives, the members of the Michigan congressional delegation, the Secretary of Transportation, the Secretary of the Interior, the Commanding General of the U.S. Army Corps of Engineers, the Commander of the U.S. Army Corps of Engineers – Chicago District, and the Asian Carp Regional Coordinating Committee.

The concurrent resolution was referred to the Committee on Natural Resources.

Messages from the Senate

The Speaker laid before the House

House Bill No. 5005, entitled

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending sections 11503, 11505, and 11506 (MCL 324.11503, 324.11505, and 324.11506), sections 11503 and 11505 as amended by 2007 PA 212 and section 11506 as amended by 2012 PA 446, and by adding section 11521b.

(The bill was received from the Senate on February 18, with an amendment, full title inserted and immediate effect given by the Senate, consideration of which, under the rules, was postponed until today, see House Journal No. 18, p. 206.)

The question being on concurring in the amendment made to the bill by the Senate,

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

Roll Call No. 56

Yeas—110

Abed	Gardon	LaVoy	Roberts
Banks	Goike	Leonard	Robinson
Barnett	Graves	Lipton	Rogers
Bolger	Greimel	Lori	Rutledge
Brinks	Haines	Lund	Santana
Brown	Haugh	Lyons	Schmidt
Brunner	Haveman	MacGregor	Schor
Bumstead	Heise	MacMaster	Segal
Callton	Hobbs	McBroom	Shirkey
Cavanagh	Hooker	McCann	Singh
Clemente	Hovey-Wright	McCready	Slavens
Cochran	Howrylak	McMillin	Smiley
Cotter	Irwin	Muxlow	Somerville
Crawford	Jacobsen	Nathan	Stallworth
Daley	Jenkins	Nesbitt	Stamas
Darany	Johnson	O'Brien	Stanley
Denby	Kandrevas	Oakes	Switalski
Dianda	Kelly	Olumba	Talabi
Dillon	Kesto	Outman	Tlaib
Driskell	Kivela	Pagel	Townsend
Durhal	Knezek	Pettalia	VerHeulen
Faris	Kosowski	Phelps	Victory
Farrington	Kowall	Poleski	Walsh
Forlini	Kurtz	Potvin	Yanez
Foster	LaFontaine	Price	Yonker
Franz	Lamonte	Pscholka	Zemke
Geiss	Lane	Rendon	Zorn
Genetski	Lauwers		

Nays—0

In The Chair: Walsh

The House agreed to the full title.

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

Third Reading of Bills

House Bill No. 5141, entitled

A bill to authorize the department of natural resources to convey property in Kent county; to prescribe conditions for the conveyance; and to provide for disposition of the revenue from the conveyance.

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

Roll Call No. 57**Yeas—110**

Abed	Glardon	LaVoy	Roberts
Banks	Goike	Leonard	Robinson
Barnett	Graves	Lipton	Rogers
Bolger	Greimel	Lori	Rutledge
Brinks	Haines	Lund	Santana
Brown	Haugh	Lyons	Schmidt
Brunner	Haveman	MacGregor	Schor
Bumstead	Heise	MacMaster	Segal
Callton	Hobbs	McBroom	Shirkey
Cavanagh	Hooker	McCann	Singh
Clemente	Hovey-Wright	McCready	Slavens
Cochran	Howrylak	McMillin	Smiley
Cotter	Irwin	Muxlow	Somerville
Crawford	Jacobsen	Nathan	Stallworth
Daley	Jenkins	Nesbitt	Stamas
Darany	Johnson	O'Brien	Stanley
Denby	Kandrevas	Oakes	Switalski
Dianda	Kelly	Olumba	Talabi
Dillon	Kesto	Outman	Tlaib
Driskell	Kivela	Pagel	Townsend
Durhal	Knezek	Pettalia	VerHeulen
Faris	Kosowski	Phelps	Victory
Farrington	Kowall	Poleski	Walsh
Forlini	Kurtz	Potvin	Yanez
Foster	LaFontaine	Price	Yonker
Franz	Lamonte	Pscholka	Zemke
Geiss	Lane	Rendon	Zorn
Genetski	Lauwers		

Nays—0

In The Chair: Walsh

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

Senate Bill No. 557, entitled

A bill to amend 1974 PA 258, entitled "Mental health code," (MCL 330.1001 to 330.2106) by adding section 207b.
Was read a third time and passed, a majority of the members serving voting therefor, by yeas and nays, as follows:

Roll Call No. 58**Yeas—110**

Abed	Glardon	LaVoy	Roberts
Banks	Goike	Leonard	Robinson
Barnett	Graves	Lipton	Rogers
Bolger	Greimel	Lori	Rutledge
Brinks	Haines	Lund	Santana
Brown	Haugh	Lyons	Schmidt
Brunner	Haveman	MacGregor	Schor

Bumstead	Heise	MacMaster	Segal
Callton	Hobbs	McBroom	Shirkey
Cavanagh	Hooker	McCann	Singh
Clemente	Hovey-Wright	McCready	Slavens
Cochran	Howrylak	McMillin	Smiley
Cotter	Irwin	Muxlow	Somerville
Crawford	Jacobsen	Nathan	Stallworth
Daley	Jenkins	Nesbitt	Stamas
Darany	Johnson	O'Brien	Stanley
Denby	Kandrevas	Oakes	Switalski
Dianda	Kelly	Olumba	Talabi
Dillon	Kesto	Outman	Tlaib
Driskell	Kivela	Pagel	Townsend
Durhal	Knezek	Pettalia	VerHeulen
Faris	Kosowski	Phelps	Victory
Farrington	Kowall	Poleski	Walsh
Forlini	Kurtz	Potvin	Yanez
Foster	LaFontaine	Price	Yonker
Franz	Lamonte	Pscholka	Zemke
Geiss	Lane	Rendon	Zorn
Genetski	Lauwers		

Nays—0

In The Chair: Walsh

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

“An act to codify, revise, consolidate, and classify the laws relating to mental health; to prescribe the powers and duties of certain state and local agencies and officials and certain private agencies and individuals; to regulate certain agencies and facilities providing mental health services; to provide for certain charges and fees; to establish civil admission procedures for individuals with mental illness or developmental disability; to establish guardianship procedures for individuals with developmental disability; to establish procedures regarding individuals with mental illness or developmental disability who are in the criminal justice system; to provide for penalties and remedies; and to repeal acts and parts of acts,”

The House agreed to the full title.

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

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

Senate Bill No. 558, entitled

A bill to amend 1974 PA 258, entitled “Mental health code,” (MCL 330.1001 to 330.2106) by adding section 207a.

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

Roll Call No. 59**Yeas—110**

Abed	Glardon	LaVoy	Roberts
Banks	Goike	Leonard	Robinson
Barnett	Graves	Lipton	Rogers
Bolger	Greimel	Lori	Rutledge
Brinks	Haines	Lund	Santana
Brown	Haugh	Lyons	Schmidt
Brunner	Haveman	MacGregor	Schor
Bumstead	Heise	MacMaster	Segal
Callton	Hobbs	McBroom	Shirkey
Cavanagh	Hooker	McCann	Singh

Clemente	Hovey-Wright	McCready	Slavens
Cochran	Howrylak	McMillin	Smiley
Cotter	Irwin	Muxlow	Somerville
Crawford	Jacobsen	Nathan	Stallworth
Daley	Jenkins	Nesbitt	Stamas
Darany	Johnson	O'Brien	Stanley
Denby	Kandrevas	Oakes	Switalski
Dianda	Kelly	Olumba	Talabi
Dillon	Kesto	Outman	Tlaib
Driskell	Kivela	Pagel	Townsend
Durhal	Knezek	Pettalia	VerHeulen
Faris	Kosowski	Phelps	Victory
Farrington	Kowall	Poleski	Walsh
Forlini	Kurtz	Potvin	Yanez
Foster	LaFontaine	Price	Yonker
Franz	Lamonte	Pscholka	Zemke
Geiss	Lane	Rendon	Zorn
Genetski	Lauwers		

Nays—0

In The Chair: Walsh

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

“An act to codify, revise, consolidate, and classify the laws relating to mental health; to prescribe the powers and duties of certain state and local agencies and officials and certain private agencies and individuals; to regulate certain agencies and facilities providing mental health services; to provide for certain charges and fees; to establish civil admission procedures for individuals with mental illness or developmental disability; to establish guardianship procedures for individuals with developmental disability; to establish procedures regarding individuals with mental illness or developmental disability who are in the criminal justice system; to provide for penalties and remedies; and to repeal acts and parts of acts.”

The House agreed to the full title.

Rep. Stamas 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. 5152, entitled

A bill to amend 1954 PA 116, entitled “Michigan election law,” by amending sections 509gg and 544c (MCL 168.509gg and 168.544c), section 509gg as amended by 2005 PA 71 and section 544c as amended by 2002 PA 431.

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

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

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

The motion prevailed.

House Bill No. 5222, entitled

A bill to amend 1976 PA 388, entitled “Michigan campaign finance act,” by amending section 47 (MCL 169.247), as amended by 2013 PA 252.

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

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

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

The motion prevailed.

House Bill No. 5154, entitled

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending sections 4, 7, 11a, 11b, and 13 of chapter VI (MCL 766.4, 766.7, 766.11a, 766.11b, and 766.13), section 4 as amended by 1994 PA 167, section 11a as added by 2004 PA 20, and section 11b as added by 2007 PA 89.

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

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

Rep. Leonard moved to amend the bill as follows:

1. Amend page 2, line 5, after "OFFENSE" by striking out the balance of the section and inserting "OR IMPOSE A SENTENCE EXCEPT AS OTHERWISE AUTHORIZED BY SECTION 8511(A), (B), OR (C) OF THE REVISED JUDICATURE ACT OF 1961, 1961 PA 236, MCL 600.8511."

2. Amend page 3, line 22, after "MEANS" by striking out the balance of the line through "MCL 780.781." on line 24 and inserting "AN INDIVIDUAL WHO SUFFERS DIRECT OR THREATENED PHYSICAL, FINANCIAL, OR EMOTIONAL HARM AS A RESULT OF THE COMMISSION OF A CRIME."

3. Amend page 7, following line 25, by inserting:

"Enacting section 1. This amendatory act applies to cases in which the defendant is arraigned in district court on or after September 1, 2014." and renumbering the remaining enacting section.

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

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

The motion prevailed.

House Bill No. 5155, entitled

A bill to amend 1961 PA 236, entitled "Revised judicature act of 1961," by amending sections 8311 and 8511 (MCL 600.8311 and 600.8511), section 8511 as amended by 2008 PA 95; and to repeal acts and parts of acts.

The bill was read a second time.

Rep. Leonard moved to amend the bill as follows:

1. Amend page 6, line 3, after "BY" by striking out "A" and inserting "THE CHIEF".

2. Amend page 6, following line 5, by inserting:

"Enacting section 2. This amendatory act applies to cases in which the defendant is arraigned in district court on or after September 1, 2014." and renumbering the remaining enacting section.

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

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

The motion prevailed.

Rep. Stamas 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

Announcement by the Clerk of Printing and Enrollment

The Clerk announced the enrollment printing and presentation to the Governor on Wednesday, February 19, for his approval of the following bill:

Enrolled House Bill No. 4808 at 11:00 a.m.

The Clerk announced that the following bills had been printed and placed upon the files of the members on Wednesday, February 19:

House Bill Nos.	5331	5332	5333	5334	5335	5336	5337												
Senate Bill Nos.	789	790	791	792	793	794	795	796	797	798	799	800	801	802					

Reports of Standing Committees

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

House Bill No. 5265, entitled

A bill to amend 1967 PA 281, entitled "Income tax act of 1967," by amending section 51 (MCL 206.51), as amended by 2012 PA 223.

Without amendment and with the recommendation that the bill pass.

The bill was referred to the order of Second Reading of Bills.

Favorable Roll Call

To Report Out:

Yeas: Reps. Farrington, O'Brien, Genetski, Cotter, Foster, Lyons, Nesbitt, Price, Somerville, Kelly, Haugh and LaVoy

Nays: Reps. Switalski and Townsend

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

House Bill No. 5266, entitled

A bill to amend 1967 PA 281, entitled "Income tax act of 1967," by amending section 51 (MCL 206.51), as amended by 2012 PA 223.

Without amendment and with the recommendation that the bill pass.

The bill was referred to the order of Second Reading of Bills.

Favorable Roll Call

To Report Out:

Yeas: Reps. Farrington, O'Brien, Genetski, Cotter, Foster, Lyons, Nesbitt, Price, Somerville, Kelly, Haugh and LaVoy

Nays: Reps. Switalski and Townsend

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

House Bill No. 5267, entitled

A bill to amend 1967 PA 281, entitled "Income tax act of 1967," by amending section 51 (MCL 206.51), as amended by 2012 PA 223.

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

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

Favorable Roll Call

To Report Out:

Yeas: Reps. Farrington, O'Brien, Genetski, Cotter, Foster, Lyons, Nesbitt, Price, Somerville, Kelly, Haugh and LaVoy

Nays: Reps. Switalski and Townsend

COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Wednesday, February 19, 2014

Present: Reps. Farrington, O'Brien, Genetski, Cotter, Foster, Lyons, Nesbitt, Price, Somerville, Kelly, Barnett, Switalski, Haugh, LaVoy and Townsend

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

Senate Bill No. 427, entitled

A bill to amend 1936 (Ex Sess) PA 1, entitled "Michigan employment security act," by amending section 43 (MCL 421.43), as amended by 2004 PA 243.

Without amendment and with the recommendation that the bill pass.

The bill was referred to the order of Second Reading of Bills.

Favorable Roll Call

To Report Out:

Yeas: Reps. Foster, Zorn, Haines, Farrington, Glardon, Johnson, Nesbitt, Somerville, Outman, Kelly, Leonard, Switalski, Barnett, Townsend, Santana, Oakes, Driskell and Yanez

Nays: None

COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Wednesday, February 19, 2014

Present: Reps. Foster, Zorn, Haines, Schmidt, Farrington, Glardon, Johnson, Nesbitt, Somerville, Outman, Kelly, Leonard, Switalski, Barnett, Townsend, Santana, Oakes, Driskell and Yanez

The Committee on Families, Children, and Seniors, by Rep. Kurtz, Chair, reported

House Bill No. 4855, entitled

A bill to amend 1972 PA 239, entitled "McCauley-Traxler-Law-Bowman-McNeely lottery act," by amending section 32 (MCL 432.32), as amended by 2012 PA 428.

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

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

Favorable Roll Call

To Report Out:

Yeas: Reps. Kurtz, Hooker, Denby, Outman, Kesto, Victory, Hovey-Wright, Slavens and Kosowski

Nays: None

The Committee on Families, Children, and Seniors, by Rep. Kurtz, Chair, reported

House Bill No. 5039, entitled

A bill to amend 1994 PA 204, entitled "The children's ombudsman act," by amending sections 4, 5a, 6, and 10 (MCL 722.924, 722.925a, 722.926, and 722.930), sections 4 and 10 as amended by 2004 PA 560 and sections 5a and 6 as amended by 2013 PA 38.

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

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

Favorable Roll Call

To Report Out:

Yeas: Reps. Kurtz, Hooker, Denby, Outman, Kesto, Victory, Hovey-Wright, Slavens and Kosowski

Nays: None

COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Kurtz, Chair, of the Committee on Families, Children, and Seniors, was received and read:

Meeting held on: Wednesday, February 19, 2014

Present: Reps. Kurtz, Hooker, Denby, Outman, Kesto, Victory, Hovey-Wright, Slavens and Kosowski

COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Tuesday, February 18, 2014

Present: Reps. McMillin, Kelly, O'Brien, Leonard, Howrylak, Townsend, Robinson and Phelps

COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Daley, Chair, of the Committee on Agriculture, was received and read:
Meeting held on: Wednesday, February 19, 2014

Present: Reps. Daley, Denby, Kurtz, Glardon, Johnson, McBroom, Outman, Rendon, Victory, Lauwers, Pagel, Brunner, Smiley, Hovey-Wright, Geiss and Talabi

Absent: Rep. LaVoy

Excused: Rep. LaVoy

COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Lyons, Chair, of the Committee on Education, was received and read:
Meeting held on: Wednesday, February 19, 2014

Present: Reps. Lyons, Franz, Crawford, Daley, Genetski, Lund, McMillin, Hooker, Jacobsen, Price, Yonker, Lipton, Knezek, Brinks, Stallworth, Lamonte and Abed

COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Heise, Chair, of the Committee on Criminal Justice, was received and read:
Meeting held on: Wednesday, February 19, 2014

Present: Reps. Heise, Graves, Kurtz, Callton, McBroom, O'Brien, Kesto, Oakes, Robinson, Kivela and Banks

Messages from the Governor

Date: February 18, 2014

Time: 11:08 a.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

Enrolled House Bill No. 4570 (Public Act No. 10, I.E.), being

An act to amend 1961 PA 236, entitled “An act to revise and consolidate the statutes relating to the organization and jurisdiction of the courts of this state; the powers and duties of the courts, and of the judges and other officers of the courts; the forms and attributes of civil claims and actions; the time within which civil actions and proceedings may be brought in the courts; pleading, evidence, practice, and procedure in civil and criminal actions and proceedings in the courts; to provide for the powers and duties of certain state governmental officers and entities; to provide remedies and penalties for the violation of certain provisions of this act; to repeal all acts and parts of acts inconsistent with or contravening any of the provisions of this act; and to repeal acts and parts of acts,” by amending section 1335 (MCL 600.1335), as amended by 2004 PA 12.

(Filed with the Secretary of State February 18, 2014, at 3:52 p.m.)

Introduction of Bills

Reps. MacGregor, Hooker and Kurtz introduced

House Bill No. 5338, entitled

A bill to amend 1975 PA 238, entitled “Child protection law,” by amending section 7 (MCL 722.627), as amended by 2011 PA 70.

The bill was read a first time by its title and referred to the Committee on Families, Children, and Seniors.

Reps. Zorn, MacMaster, Forlini, Pettalia and McCready introduced

House Bill No. 5339, entitled

A bill to amend 1956 PA 218, entitled “The insurance code of 1956,” (MCL 500.100 to 500.8302) by adding section 2110c.

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

Reps. Pettalia, Abed, Haines, Schmidt, Yonker, Muxlow, VerHeulen, McBroom, Pscholka, Lori, Cochran, Yanez, Lamonte, Dillon, Greimel, Brinks, Dianda, Cavanagh, Brunner, Smiley, Phelps, Stallworth, Geiss, Clemente, Knezek, LaVoy, Segal, McCann, Hovey-Wright, Singh, Zemke, Irwin, Banks, Robinson, Barnett, Darany, Somerville, Victory and Farrington introduced

House Bill No. 5340, entitled

A bill to amend 1969 PA 317, entitled "Worker's disability compensation act of 1969," by amending section 405 (MCL 418.405), as amended by 1980 PA 457.

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

Reps. Hooker, MacGregor and Kurtz introduced

House Bill No. 5341, entitled

A bill to amend 1939 PA 280, entitled "The social welfare act," by amending section 64 (MCL 400.64), as amended by 1985 PA 140.

The bill was read a first time by its title and referred to the Committee on Families, Children, and Seniors.

Rep. Lyons introduced

House Bill No. 5342, entitled

A bill to amend 1937 PA 94, entitled "Use tax act," by amending section 4d (MCL 205.94d), as amended by 2008 PA 439.

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

Rep. Slavens moved that the House adjourn.

The motion prevailed, the time being 2:40 p.m.

The Speaker Pro Tempore declared the House adjourned until Thursday, February 20, at 12:00 Noon.

GARY L. RANDALL
Clerk of the House of Representatives

