

No. 9
STATE OF MICHIGAN
JOURNAL
OF THE
House of Representatives
93rd Legislature
REGULAR SESSION OF 2005

House Chamber, Lansing, Tuesday, February 15, 2005.

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

e/d/s = entered during session

Rep. Rick Baxter, from the 64th District, offered the following invocation:

“God, we thank You for another day that You have given us—a day to carry out Your work through our voices and our actions. God, we ask You to be with our soldiers of this state, and of this nation. Keep them safe from harms way, both within this nation and around the world. Be with them and their families during this hard time of conflict. God, be with the people that You have put into the places of power of influence. Be with our President, our U.S. Senators and Congressmen, with our Governor and Lieutenant Governor, our state Senate, and with this House. Help that our actions are according to Your will. God, just help that we are not concerned with the question of whether or not You are on one side or the other. But just help that we are concerned only about one thing—that we are on Your side. God, be with the working families of this nation, of this state—the daily sacrifices they make to provide for themselves and their families raising their children. Help us to aid them in any way we can. God, as a personal prayer of this House for Rep. Jim Howell’s son, Sam who recently was in a very serious car accident, be with him, and be with his family as they go through this difficult time. Be with the doctors who administrate to him that they do the good work so that he can be put back into a state of well-being. Be with us now in today’s actions. Be with all of our thoughts, our actions, and our words. It is in Your name, we pray. Amen.”

The Speaker Pro Tempore called Associate Speaker Pro Tempore Elsenheimer to the Chair.

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

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

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

The Speaker Pro Tempore resumed the Chair.

Third Reading of Bills

House Bill No. 4226, entitled

A bill to amend 1978 PA 472, entitled “An act to regulate political activity; to regulate lobbyists, lobbyist agents, and lobbying activities; to require registration of lobbyists and lobbyist agents; to require the filing of reports; to prescribe the powers and duties of the department of state; to prescribe penalties; and to repeal certain acts and parts of acts,” by amending section 6a (MCL 4.416a), as added by 1994 PA 383.

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

Roll Call No. 5

Yeas—98

Accavitti	Elsenheimer	Law, Kathleen	Robertson
Acciavatti	Espinoza	Leland	Rocca
Adamini	Farhat	Lemmons, III	Sak
Amos	Farrah	Lemmons, Jr.	Schuitmaker
Anderson	Gaffney	Lipsey	Shaffer
Angerer	Garfield	Marleau	Sheen
Ball	Gillard	Mayer	Sheltrown

Baxter	Gleason	McDowell	Smith, Alma
Bieda	Gonzales	Meisner	Spade
Booher	Gosselin	Miller	Stahl
Brown	Green	Moolenaar	Stakoe
Byrnes	Hansen	Moore	Stewart
Byrum	Hildenbrand	Mortimer	Taub
Casperson	Hopgood	Murphy	Tobocman
Caswell	Huizenga	Nitz	Vagnozzi
Caul	Hummel	Nofs	Van Regenmorter
Cheeks	Hune	Palmer	Walker
Clack	Hunter	Palsrok	Ward
Clemente	Jones	Pastor	Waters
Condino	Kahn	Pavlov	Wenke
Cushingberry	Kehrl	Pearce	Whitmer
DeRoche	Kolb	Plakas	Williams
Dillon	Kooiman	Polidori	Wojno
Donigan	LaJoy	Proos	Zelenko
Drolet	Law, David		

Nays—9

Bennett	McConico	Newell	Steil
Emmons	Meyer	Smith, Virgil	Vander Veen
Hoogendyk			

In The Chair: Kooiman

The House agreed to the title of the bill.

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

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

House Bill No. 4142, entitled

A bill to amend 1970 PA 38, entitled "An act to provide for assessment and remedial assistance programs of students in reading, mathematics and vocational education," by amending section 2 (MCL 388.1082).

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

Roll Call No. 6**Yeas—105**

Accavitti	Espinoza	Leland	Robertson
Acciavatti	Farhat	Lemmons, III	Rocca
Adamini	Farrar	Lemmons, Jr.	Sak
Amos	Gaffney	Lipsey	Schuitmaker
Anderson	Garfield	Marleau	Shaffer
Angerer	Gillard	Mayes	Sheen
Ball	Gleason	McConico	Sheltrown
Baxter	Gonzales	McDowell	Smith, Alma
Bieda	Gosselin	Meisner	Spade
Booher	Green	Meyer	Stahl
Brown	Hansen	Miller	Stakoe
Byrnes	Hildenbrand	Moolenaar	Steil
Byrum	Hood	Moore	Stewart
Casperson	Hoogendyk	Mortimer	Taub

Caswell	Hopgood	Murphy	Tobocman
Caul	Huizenga	Newell	Vagnozzi
Cheeks	Hummel	Nitz	Van Regenmorter
Clack	Hune	Nofs	Vander Veen
Clemente	Hunter	Palmer	Walker
Condino	Jones	Palsrok	Ward
Cushingberry	Kahn	Pastor	Waters
DeRoche	Kolb	Pavlov	Wenke
Dillon	Kooiman	Pearce	Whitmer
Donigan	LaJoy	Plakas	Williams
Drolet	Law, David	Polidori	Wojno
Elsenheimer	Law, Kathleen	Proos	Zelenko
Emmons			

Nays—3

Bennett	Kehrl	Smith, Virgil
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In The Chair: Kooiman

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

By unanimous consent the House returned to the order of
Motions and Resolutions

Rep. Ward moved to suspend that portion of Rule 44 requiring bills to be handed to the Clerk three hours prior to calling the House to order.
 The motion prevailed, 3/5 of the members present voting therefor.

Reps. Spade, Accavitti, Adamini, Anderson, Angerer, Ball, Baxter, Bennett, Bieda, Brown, Byrnes, Clack, Clemente, Condino, Dillon, Donigan, Elsenheimer, Espinoza, Farhat, Farrah, Gonzales, Gosselin, Green, Hildenbrand, Hopgood, Jones, Kehrl, Kolb, LaJoy, Kathleen Law, Lemmons, III, Lemmons, Jr., Lipsey, Mayes, McDowell, Miller, Mortimer, Murphy, Nitz, Palmer, Palsrok, Polidori, Sak, Schuitmaker, Shaffer, Sheltroun, Alma Smith, Stewart, Taub, Tobocman, Vagnozzi, Vander Veen, Waters, Wojno, Zelenko and Byrum offered the following resolution:

House Resolution No. 20.

A resolution to commemorate the 100th Anniversary of Rotary International, and to honor the contributions of Michigan Rotarians by naming February 23, 2005, as Rotary Day, and the week of February 20, 2005, as Rotary Week in the state of Michigan.

Whereas, Rotary International, an organization dedicated to the service and benefit of humankind across the globe since its inception in Chicago on Feb. 23, 1905, whose members then and now hold as their central tenet the promotion of ethical standards in their professional and personal lives. Rotarians live through their motto of "Service Above Self" and embrace the wisdom of the Rotarian Four-Way Test: "Is it the truth? Is it fair to all concerned? Will it build goodwill and better friendships? Will it be beneficial to all concerned?" as a guiding principle in their daily affairs. Rotarians provide an outstanding model for conduct in business, community affairs, and government throughout the world; and

Whereas, We recognize that Rotarians' desire to serve humankind, as reflected in their stated goal of "peacemaking" since 1921. This desire has guided their actions as influential members in their communities, business organizations, and governments throughout the world including the United Nations. The United Nations based their Universal Declaration of Human Rights on a 1940 Rotary resolution and whose educational, scientific, and cultural organization UNESCO was inspired by a London Rotary resolution; and

Whereas, Among the organization's 31,000 clubs and 1.2 million estimated members, Michigan Rotarians have been heavily involved in philanthropy on a global scale. This includes efforts by clubs in Alpena and Midland to combat the spread of polio in Africa as part of the renowned PolioPlus initiative. Efforts of organizations throughout Michigan have contributed significantly to the relief efforts underway in the 11 countries in Asia and Africa ravaged by the recent tsunami; and

Whereas, This philanthropy extends beyond the scope of humanitarian aid to include the education of our youth through the Ambassadorial Scholarship. It is the single largest scholarship for international student exchange programs in the world. It has enabled more than 30,000 men and women from 100 countries to live and learn in other nations; and

Whereas, Michiganians' involvement in this public service is historic and significant, dating back to the founding years of the organization. Three of Rotary International's 100 oldest clubs include: Club No. 16 in Detroit, established 1910, Club No. 77 in Grand Rapids, established 1913, and Club No. 93 in Saginaw, established 1913. They are among over 250 clubs in the state of Michigan, operating in more than 230 cities in our great state from Adrian to Zeeland, now, therefore, be it

Resolved by the Michigan House of Representatives, That the members of this legislative body commemorate the 100th Anniversary of Rotary International, and honor the contributions of Michigan Rotarians by naming Feb. 23, 2005, as Rotary Day, and the week of February 20, 2005, as Rotary Week in the state of Michigan; and be it further

Resolved, We honor and applaud the efforts of Rotary International, and join with Rotarians throughout the state in celebrating 100 years of exemplary public service, conducted in the highest and most altruistic standards, in pursuit of the grand and noble desire to bring all the diversity of humankind together and to improve all our lives through dedication and service; and be it further

Resolved, That copies of this resolution be transmitted to Rotary organizations throughout the state of Michigan.

Pending the reference of the resolution to a committee,

Rep. Ward 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.

Announcement by the Clerk of Printing and Enrollment

The Clerk announced that the following bills had been printed and placed upon the files of the members on Thursday, February 10:

Senate Bill Nos. 175 176 177 178 179 180 181 182

The Clerk announced that the following bills had been printed and placed upon the files of the members on Friday, February 11:

House Bill Nos. 4251 4252 4253 4254 4255 4256 4257 4258 4259 4260 4261

The Clerk announced that the following Senate bill had been received on Tuesday, February 15:

Senate Bill No. 170

By unanimous consent the House returned to the order of

Reports of Standing Committees

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

House Bill No. 4197, entitled

A bill to amend 1951 PA 51, entitled "An act to provide for the classification of all public roads, streets, and highways in this state, and for the revision of that classification and for additions to and deletions from each classification; to set up and establish the Michigan transportation fund; to provide for the deposits in the Michigan transportation fund of specific taxes on motor vehicles and motor vehicle fuels; to provide for the allocation of funds from the Michigan transportation fund and the use and administration of the fund for transportation purposes; to set up and establish the truck safety fund; to provide for the allocation of funds from the truck safety fund and administration of the fund for truck safety purposes; to set up and establish the Michigan truck safety commission; to establish certain standards for road contracts for certain businesses; to provide for the continuing review of transportation needs within the state; to authorize the state transportation commission, counties, cities, and villages to borrow money, issue bonds, and make pledges of funds for transportation purposes; to authorize counties to advance funds for the payment of

deficiencies necessary for the payment of bonds issued under this act; to provide for the limitations, payment, retirement, and security of the bonds and pledges; to provide for appropriations and tax levies by counties and townships for county roads; to authorize contributions by townships for county roads; to provide for the establishment and administration of the state trunk line fund, local bridge fund, comprehensive transportation fund, and certain other funds; to provide for the deposits in the state trunk line fund, critical bridge fund, comprehensive transportation fund, and certain other funds of money raised by specific taxes and fees; to provide for definitions of public transportation functions and criteria; to define the purposes for which Michigan transportation funds may be allocated; to provide for Michigan transportation fund grants; to provide for review and approval of transportation programs; to provide for submission of annual legislative requests and reports; to provide for the establishment and functions of certain advisory entities; to provide for conditions for grants; to provide for the issuance of bonds and notes for transportation purposes; to provide for the powers and duties of certain state and local agencies and officials; to provide for the making of loans for transportation purposes by the state transportation department and for the receipt and repayment by local units and agencies of those loans from certain specified sources; and to repeal acts and parts of acts," by amending section 20a (MCL 247.670a), as amended by 2002 PA 498.

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

Nays: None

COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Tuesday, February 15, 2005

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

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

House Bill No. 4185, entitled

A bill to amend 1976 PA 451, entitled "The revised school code," by amending section 1135 (MCL 380.1135), as added by 1987 PA 84.

With the recommendation that the bill be referred to the Committee on Education.

Favorable Roll Call

To Report Out:

Yeas: Reps. Gaffney, Newell, Robertson, Vander Veen, Hune, Ward, Nofs, Ball, Green, Kahn and Mortimer

Nays: Reps. Adamini, McDowell, Gleason and Angerer

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

COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Tuesday, February 15, 2005

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

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

House Bill No. 4100, entitled

A bill to amend 1846 RS 2, entitled "Of the legislature," by amending section 4 (MCL 4.84).

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. Drolet, Hoogendyk, Gosselin, Garfield, Sheen, Tobocman and Lipsey
Nays: None

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

House Bill No. 4200, entitled

A bill to amend 1978 PA 368, entitled "Public health code," by amending section 12753 (MCL 333.12753).

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

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

Favorable Roll Call

To Report Out:

Yeas: Reps. Drolet, Hoogendyk, Gosselin, Garfield, Sheen, Tobocman and Lipsey
Nays: None

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

House Bill No. 4258, entitled

A bill to amend 1846 RS 1, entitled "Of the statutes," by amending section 3q (MCL 8.3q).

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. Drolet, Hoogendyk, Gosselin, Garfield, Sheen, Tobocman and Lipsey
Nays: None

COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Tuesday, February 15, 2005

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

COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Thursday, February 10, 2005

Present: Reps. Hummel, Pastor, Acciavatti, Kooiman, Stewart, Amos, Caswell, Farhat, Moolenaar, Shaffer, Steil, Taub, Walker, Booher, Caul, Hansen, Kahn, Whitmer, Brown, Kolb, Sak, Cushingberry, Cheeks, Williams, Plakas, Alma Smith, Phillips and Gonzales

Absent: Rep. Brandenburg

Excused: Rep. Brandenburg

COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Thursday, February 10, 2005

Present: Reps. Hummel, Pastor, Acciavatti, Kooiman, Stewart, Amos, Caswell, Farhat, Moolenaar, Shaffer, Steil, Taub, Walker, Booher, Caul, Hansen, Kahn, Whitmer, Brown, Kolb, Sak, Cushingberry, Cheeks, Williams, Plakas, Alma Smith, Phillips and Gonzales

Absent: Rep. Brandenburg

Excused: Rep. Brandenburg

COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Tuesday, February 15, 2005

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

COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Tuesday, February 15, 2005

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

Absent: Rep. Tobocman

Excused: Rep. Tobocman

COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Gosselin, Chair, of the Committee on Employment Relations, Training, and Safety, was received and read:

Meeting held on: Tuesday, February 15, 2005

Present: Reps. Gosselin, Marleau, Drolet, LaJoy, Bieda, Farrah and Hood

Messages from the Senate

Senate Bill No. 170, entitled

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending section 1a of chapter IV, section 16a of chapter IX, section 22 of chapter XVI, and sections 15g, 16m, and 16s of chapter XVII (MCL 764.1a, 769.16a, 776.22, 777.15g, 777.16m, and 777.16s), section 1a of chapter IV as amended by 1994 PA 70, section 16a of chapter IX as amended by 2004 PA 220, section 22 of chapter XVI as amended by 2001 PA 194, section 15g of chapter XVII as added by 2002 PA 206, section 16m of chapter XVII as amended by 2001 PA 166, and section 16s of chapter XVII as amended by 2004 PA 519.

The Senate has passed the bill.

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

Notices

Pursuant to Rule 44, the Speaker has made the following reassignment:

House Bill No. 4259 referred to the Committee on Judiciary.

Messages from the Governor

The following message from the Governor was received February 10, 2005 and read:

EXECUTIVE ORDER

No. 2005 – 3

IMPLEMENTATION OF EXPENDITURE REDUCTIONS UNDER SECTION 20 OF ARTICLE V OF THE MICHIGAN CONSTITUTION OF 1963

WHEREAS, under Section 20 of Article V of the Michigan Constitution of 1963 no appropriation is a mandate to spend, and the Governor, with the approval of the appropriating committees of the House of Representatives and the Senate, must reduce expenditures authorized by appropriations whenever it appears that actual revenues for a fiscal period will fall below the revenue estimates on which appropriations for that period were based, and the reductions shall be made in accordance with procedures prescribed by law;

WHEREAS, it appears that actual revenues for the fiscal period beginning on October 1, 2004 and ending on September 30, 2005, will fall below the revenue estimates on which appropriations for that period were based, the

estimates having been determined by the Legislature as required under Section 31 of Article IV of the Michigan Constitution of 1963;

WHEREAS, pursuant to Section 391 of The Management and Budget Act, 1984 PA 431, MCL 18.1391, on the basis of written information from the State Budget Director and the State Treasurer, it appears that actual revenue will fall below such revenue estimates;

WHEREAS, there is an unanticipated loss of funding that the departments and agencies of state government do not expect to obtain or make up during the current fiscal year;

WHEREAS, expenditure reductions totaling \$218,860,000.00 general fund-general purpose and \$8,232,300.00 special purpose funds are necessary;

NOW, THEREFORE, I, Jennifer M. Granholm, Governor of the State of Michigan, by virtue of the power and authority vested in me by the Michigan Constitution of 1963 and Michigan law, and with the approval of a majority of members of each appropriations committee, order the following reductions:

- A. Portions of general fund-general purpose appropriations amounting to \$218,860,000.00 contained in the following public acts are hereby reduced. Where the expenditure reductions of general fund-general purpose appropriations in this order reduce the restricted portions of gross appropriations and sources of financing that will be earned, the amounts to be reduced shall be provided separately to the State Budget Director for approval and entry into the accounts.

<u>Public Act</u>	<u>Department</u>	<u>Reduction Amount</u>
2004 PA 353	Agriculture	971,000
2004 PA 327	Attorney General	451,000
2004 PA 327	Civil Rights	191,500
2004 PA 327	Civil Service	229,300
2004 PA 358	Community Colleges	4,919,600
2004 PA 349	Community Health	5,941,500
2004 PA 345	Corrections	18,685,700
2004 PA 346	Education	333,000
2004 PA 350	Environmental Quality	2,539,900
2004 PA 344	Family Independence Agency	33,276,200
2004 PA 352	Higher Education	27,551,000
2004 PA 340	History, Arts and Libraries	626,800
2004 PA 327	Information Technology	2,060,000
2004 PA 354	Labor and Economic Growth	1,051,700
2004 PA 327	Management and Budget	9,765,800
2004 PA 341	Military and Veterans Affairs	714,100
2004 PA 347	Natural Resources	383,300
2004 PA 518	School Aid	99,500,000
2004 PA 327	State	609,400
2004 PA 348	State Police	3,455,000
2004 PA 327	Treasury	5,604,200
	Total	<u>218,860,000</u>

The Department of Information Technology shall reduce user charges to state agencies by \$4,340,000.00 to reflect reductions in appropriations for information technology services and projects contained in Section B.

- B. The reduction totals for the departments and agencies in Section A include the following appropriation items or are predicated upon the following actions:

1. Department of Agriculture

<u>Appropriation Number</u>	<u>Item</u>	<u>Reduction Amount</u>
02320	Animal health and welfare	70,000
01210	Management services	47,400
02205	Pesticide and plant pest management	340,000
01070	Executive direction	88,400
02530	Laboratory services	135,000
01120	Statistical reporting service	6,600
01130	Emergency management	146,500

30000	Information technology services and projects	73,900
03908	Local conservation districts	<u>63,200</u>
		971,000

The amount in Sec. 604(a) of 2004 PA 353, for local conservation districts is reduced to \$19,200.00.

2. Department of Attorney General

Appropriation Number	Item	Reduction Amount
01040	Attorney general operations	379,500
06100	Information technology services and projects	<u>71,500</u>
		451,000

3. Department of Civil Rights

Appropriation Number	Item	Reduction Amount
01000	Civil rights operations	155,800
02100	Information technology services and projects	<u>35,700</u>
		191,500

4. Department of Civil Service

Appropriation Number	Item	Reduction Amount
19200	Agency services	20,000
19300	Human resources/administrative support	110,000
19500	Audit and compliance	74,100
19150	Information technology services and project	<u>25,200</u>
		229,300

5. Community Colleges

Appropriation Number	Item	Reduction Amount
07600	Alpena Community College	85,400
07605	Bay de Noc Community College	82,600
07610	Delta College	231,000
07620	Glen Oaks Community College	38,800
07625	Gogebic Community College	70,700
07630	Grand Rapids Community College	290,500
07635	Henry Ford Community College	354,100
07645	Jackson Community College	196,000
07650	Kalamazoo Valley Community College	200,000
07655	Kellogg Community College	157,100
07660	Kirtland Community College	47,700
07665	Lake Michigan College	84,600
07670	Lansing Community College	502,400
07675	Macomb Community College	536,100
07680	Mid Michigan Community College	71,500
07685	Monroe County Community College	69,600
07690	Montcalm Community College	50,300
07615	C.S. Mott Community College	254,000
07695	Muskegon Community College	144,600
07700	North Central Michigan College	49,000
07705	Northwestern Michigan College	147,500
07710	Oakland Community College	338,200

07715	St. Clair County Community College	113,300
07720	Schoolcraft College	198,500
07725	Southwestern Michigan College	106,500
07730	Washtenaw Community College	201,700
07735	Wayne County Community College	260,800
07740	West Shore Community College	37,100
		<u>4,919,600</u>

6. Department of Community Health

Appropriation Number	Item	Reduction Amount
01130	Mental health/substance abuse program administration	409,600
01161	Protection and advocacy services support	31,000
01191	Departmental administration and management	315,100
02991	CMHSP, purchase of state services contracts	2,330,000
11230	Executive administration	20,000
12263	Local public health operations	677,000
14230	Family, maternal, and children's health services administration	75,000
14330	Children's special health care services administration	80,000
15155	Epidemiology administration	75,000
16230	Laboratory services	134,000
16753	Sexually transmitted disease control management and field support	75,000
16778	Immunization local agreements	500,000
18330	Health systems administration	150,000
22100	Drug control policy	40,000
34010	Medical services administration	250,000
46502	Office of services to aging administration	49,800
80000	Information technology services and projects	730,000
		<u>5,941,500</u>

7. Department of Corrections

Appropriation Number	Item	Reduction Amount
01050	Executive direction	235,900
01070	Human resources	392,600
02072	Training	368,100
03112	Worker's compensation	1,600,000
02070	Administrative services	217,800
22250	Field operations	3,592,800
24300	Electronic monitoring center	1,705,900
19335	Community corrections comprehensive plans and services	95,000
19337	Public education and training	16,000
16380	Health care administration	78,200
16381	Hospital and specialty care services	1,698,200
29507	Correctional facilities administration	183,300
46002	Alger maximum correctional facility - Munising	4,400
47002	Baraga maximum correctional facility - Baraga	5,600
49002	Chippewa correctional facility - Kincheloe	135,500
50002	Kinross correctional facility - Kincheloe	12,500
51002	Marquette branch prison - Marquette	1,049,800
54002	Newberry correctional facility - Newberry	5,900

52002	Oaks correctional facility - Eastlake	742,900
55002	Ojibway correctional facility - Marenisco	499,500
56002	Pugsley correctional facility - Kingsley	4,900
83002	Saginaw correctional facility - Freeland	7,600
53002	Standish maximum correctional facility - Standish	5,700
35002	Cooper Street correctional facility - Jackson	7,000
36002	G. Robert Cotton correctional facility - Jackson	8,900
32002	Charles E. Egeler correctional facility - Jackson	10,600
79002	Gus Harrison correctional facility - Adrian	10,800
89002	Macomb correctional facility - New Haven	6,300
87002	Mound correctional facility - Detroit	750,400
34002	Parnall correctional facility - Jackson	6,700
86002	Ryan correctional facility - Detroit	275,700
82002	Robert Scott correctional facility - Plymouth	4,500
33002	Southern Michigan correctional facility - Jackson	7,600
80002	Thumb correctional facility - Lapeer	1,369,200
23322	Special alternative incarceration program - Cassidy Lake	2,100
30522	Jackson area support and services - Jackson	720,900
67002	Bellamy Creek correctional facility - Ionia	593,100
72002	Earnest C. Brooks correctional facility - Muskegon	36,100
48002	Carson City correctional facility - Carson City	847,800
61002	Richard A. Handlon correctional facility - Ionia	6,800
62002	Ionia maximum correctional facility - Ionia	3,400
77002	Lakeland correctional facility - Coldwater	14,500
66002	Muskegon correctional facility - Muskegon	66,000
70002	Pine River correctional facility - St. Louis	54,600
64002	Riverside correctional facility - Ionia	207,600
69002	St. Louis correctional facility - St. Louis	49,100
05083	Information technology services and projects	967,900
		<u>18,685,700</u>

8. Department of Education

Appropriation Number	Item	Reduction Amount
01605	Central support	50,000
05101	Early childhood education and family services operations	215,000
07501	School finance and school law operations	21,000
01404	State board/superintendent operations	15,000
03801	Information technology operations	32,000
		<u>333,000</u>

9. Department of Environmental Quality

Appropriation Number	Item	Reduction Amount
01128	Financial and business services, salaries and fringe benefits	34,500
01150	Information technology services and projects	110,800
01345	Building occupancy charges	150,000
01346	Rent – privately owned property	50,000
02808	Field permitting and project assistance, salaries and fringe benefits	100,000
02811	Water management, salaries and fringe benefits	180,900
03116	Environmental investigations, salaries and fringe benefits	336,800
03118	Environmental investigations, other operational expenses	141,800

04318	Pollution prevention and technical assistance, other operational expenses	77,300
04319	Pollution prevention and technical assistance, travel	3,400
04320	Pollution prevention and technical assistance, salaries and fringe benefits	78,900
04620	Air quality programs, salaries and fringe benefits	160,000
04630	Air quality programs, travel	5,000
04706	Hazardous waste management program, salaries and fringe benefits	250,000
04769	Radiological protection program, other operational expenses	82,200
04709	Radiological protection program, salaries and fringe benefits	50,000
04901	Laboratory services, other operational expenses	204,800
04903	Laboratory services, salaries and fringe benefits	474,700
04902	Laboratory services, travel	4,500
06062	Radon grants	44,300
		<u>2,539,900</u>

10. Family Independence Agency

Appropriation Number	Item	Reduction Amount
12840	Worker's compensation	495,200
15100	AFC, children's welfare and day care licensure	2,000,000
16100	Information technology services and projects	436,600
16200	Client services system	186,200
16250	Data system enhancement	783,000
16500	Child support automation	2,726,800
32550	Day care services	10,000,000
32610	Homeless shelter contracts	1,700,000
32630	Indigent burial	102,600
47670	Juvenile justice field staff, administration and maintenance	304,000
62910	Food stamp reinvestment	6,500,000
72510	Child care fund	5,300,000
72530	Child care fund administration	100,000
72760	Adoption support services	91,700
83200	Legal support contracts	1,300,000
83400	Child support distribution computer system	1,250,100
		<u>33,276,200</u>

The amount in Section 613 of 2004 PA 344 for the maximum allowable charge limit for indigent burials is reduced to \$909.00 and distributions are reduced to the following amounts: for funeral directors, \$579.00; for cemeteries or crematoriums, \$192.00; and for the provider of the vault, \$138.00.

11. Higher Education

Appropriation Number	Item	Reduction Amount
01001	Central Michigan University	1,403,300
01501	Eastern Michigan University	1,357,400
02001	Ferris State University	859,900
02501	Grand Valley State University	1,016,800
04001	Lake Superior State University	222,900
03001	Michigan State University	5,049,100
03501	Michigan Technological University	855,600
04501	Northern Michigan University	803,700

03201	Oakland University	844,800
05001	Saginaw Valley State University	459,000
05501	University of Michigan - Ann Arbor	5,631,100
05801	University of Michigan - Dearborn	433,600
05701	University of Michigan - Flint	372,800
06501	Wayne State University	3,823,800
06001	Western Michigan University	1,946,600
03301	Agricultural experiment station	823,500
03401	Cooperative extension service	<u>1,647,100</u>
		27,551,000

12. Department of History, Arts and Libraries

Appropriation Number	Item	Reduction Amount
01100	Management services	29,300
03050	Library of Michigan operations	281,500
02001	Administration (Michigan Council for Arts and Cultural Affairs)	54,800
01400	Film office	5,000
04100	Historical administration and services	183,900
05000	Information technology services and projects	<u>72,300</u>
		626,800

The amount in Section 504(1) of 2004 PA 340 for lighthouse preservation grants is reduced to \$0.00.

13. Department of Information Technology

The Department of Information Technology shall reduce the Michigan master computing contract general fund expenditures by \$2,060,000.00. The State Budget Director is authorized to take any and all actions necessary to properly record expenditure reductions as part of the financial transactions for the fiscal year ending September 30, 2005.

14. Department of Labor and Economic Growth

Appropriation Number	Item	Reduction Amount
01004	Policy development	4,700
11210	Commission for the blind	50,000
03001	Administrative services	40,000
17001	Operations (Tax Tribunal)	306,900
07002	Code enforcement and fire safety	95,100
09520	Employment training services	135,000
09502	Michigan career and technical institute	20,000
08203	Job training programs subgrantees	10,000
30100	Economic development job training grants	250,000
11000	Job creation services	<u>140,000</u>
		1,051,700

15. Department of Management and Budget

Appropriation Number	Item	Reduction Amount
12000	Administrative services	45,000
13000	Budget and financial management	508,000
14000	Office of the state employer	52,700
00005	Information technology services and projects	<u>1,072,900</u>
		1,678,600

The Department of Management and Budget shall reduce building occupancy general fund expenditures by \$360,000.00 and reduce procurement card restricted fund expenditures by \$370,000.00. The State Budget Director is authorized to take any and all actions necessary to properly record expenditure reductions as part of the financial transactions for the fiscal year ending September 30, 2005.

The Department of Management and Budget shall reduce the Child Care Information and Referral Services fund balance to \$0.00 by depositing \$1,254,400.00 to the state general fund and returning \$1,265,500.00 of restricted and federal funds to state agencies. The State Budget Director is authorized to take any and all actions necessary to properly record expenditure reductions as part of the financial transactions for the fiscal year ending September 30, 2005.

The Department of Management and Budget shall reduce the Severance Pay for UAW fund balance to \$0.00 by depositing the unexpended portion of \$1,102,800.00 to the state general fund and returning the unexpended portion of \$1,404,700.00 of restricted and federal funds to state agencies. The State Budget Director is authorized to take any and all actions necessary to properly record expenditure reductions as part of the financial transactions for the fiscal year ending September 30, 2005.

The Department of Management and Budget shall reduce statewide contractual general fund expenditures by \$5,000,000.00. The State Budget Director is authorized to take any and all actions necessary to properly record expenditure reductions as part of the financial transactions for the fiscal year ending September 30, 2005.

16. Department of Military and Veterans Affairs

Appropriation Number	Item	Reduction Amount
01011	Headquarters and armories	185,000
02011	Military training sites and support facilities	516,500
03800	Information technology services and projects	<u>12,600</u>
		714,100

17. Department of Natural Resources

Appropriation Number	Item	Reduction Amount
03116	General law enforcement	308,100
05503	Commercial forest reserve	29,100
08914	Information technology services and projects	<u>46,100</u>
		383,300

18. School Aid

The general fund amount in Section 11(1) of 2004 PA 518, being section 388.1611 of the Michigan Compiled Laws, for the fiscal year ending September 30, 2005, is reduced to \$165,200,000.00.

19. Department of State

Appropriation Number	Item	Reduction Amount
15100	Operations	10,000
19100	Branch operations	412,000
19200	Central records	12,200
19050	Customer services administration	25,400
50100	Building occupancy charges/rent	74,200
50110	Worker's compensation	6,200
45500	Information technology services and projects	<u>69,400</u>
		609,400

20. Department of State Police

Appropriation Number	Item	Reduction Amount
34010	Criminal investigations	1,493,000
41010	Criminal justice information center division	63,200
27200	Fire investigation	125,800
16010	Human resources	64,800
32010	Uniform services	555,000
42220	DNA analysis program	225,000
32500	At-post troopers	387,000
61000	Information technology services and projects	<u>541,200</u>
		3,455,000

21. Department of Treasury

Appropriation Number	Item	Reduction Amount
01301	Worker's compensation insurance premiums	166,900
04501	Local finance	143,200
01960	Human resources optimization user charges	44,300
03501	Student financial assistance programs	200,000
01201	Treasury operations information technology services and projects	549,800
04212	Personal property tax auditors	<u>3,500,000</u>
		4,604,200

The Department of Treasury shall reduce contract collection costs authorized in Section 903 of 2004 PA 327 by \$1,000,000.00 and thereby increase collections revenue deposited to the general fund. The State Budget Director is authorized to take any and all actions necessary to properly record expenditure reductions as part of the financial transactions for the fiscal year ending September 30, 2005.

- C. Portions of appropriations financed with special purpose revenue amounting to \$8,232,300.00 contained in the following public acts are reduced as follows:

<u>Public Act</u>	<u>Department</u>	<u>Reduction Amount</u>
2004 PA 344	Family Independence Agency	7,300,000
2004 PA 354	Labor and Economic Growth	<u>932,300</u>
		8,232,300

- D. The reduction totals for the departments and agencies in Section C include the following appropriation items or are predicated upon the following actions:

1. Family Independence Agency - Temporary Assistance for Needy Families - Federal Funds

Appropriation Number	Item	Reduction Amount
32550	Day care services	3,300,000
81150	Michigan housing and community development fund	2,000,000
		5,300,000

2. Family Independence Agency - Child Support Incentives - Federal Funds

Appropriation Number	Item	Reduction Amount
83200	Legal support contracts	<u>2,000,000</u>
		2,000,000

3. Labor and Economic Growth - Liquor Purchase Revolving Fund

Appropriation Number	Item	Reduction Amount
13002	Liquor licensing and enforcement	<u>932,300</u> 932,300

The State Budget Director is authorized to take any and all actions necessary to implement the provisions of this Order to reduce expenditures authorized by appropriations as specified above for the fiscal year beginning on October 1, 2004 and ending on September 30, 2005.

This Order is effective upon approval by the appropriations committees of the House of Representatives and the Senate, as provided under Section 391 of The Management and Budget Act, 1984 PA 431, MCL 18.1391.

[SEAL]

Given under my hand and the Great Seal of the State of Michigan this 10th day of February, in the year of our Lord, two thousand and five.

Jennifer M. Granholm

Governor

By the Governor:

Terri L. Land

Secretary of State

The message was referred to the Clerk.

Communications from State Officers

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

Notices of Filing
Administrative Rules

January 18, 2005

In accordance with the provisions of Section 46(1) of Act 306, Public Acts of 1969, as amended, and Executive Order 1995-6 this is to advise you that the Office of Regulatory Reform, Legal Division filed at 4:14 P.M. this date, administrative rule (05-01-06) for the Department of Community Health, Health Legislation and Policy Development entitled "*Lead Hazard Remediation*", effective 15 days after filing with the Secretary of State.

February 2, 2005

In accordance with the provisions of Section 46(1) of Act 306, Public Acts of 1969, as amended, and Executive Order 1995-6 this is to advise you that the Office of Regulatory Reform, Legal Division filed at 2:57 P.M. this date, administrative rule (05-02-01) for the Department of Labor and Economic Growth, Office of Financial and Insurance Services entitled "*Credit Unions*", effective 7 days after filing with the Secretary of State.

February 2, 2005

In accordance with the provisions of Section 46(1) of Act 306, Public Acts of 1969, as amended, and Executive Order 1995-6 this is to advise you that the Office of Regulatory Reform, Legal Division filed at 3:00 P.M. this date, administrative rule (05-02-02) for the Department of Labor and Economic Growth, Worker's Compensation Health Care Services entitled "*Worker's Compensation Health Care Services Rules*", effective 7 days after filing with the Secretary of State.

Sincerely,

Terri Lynn Land

Secretary of State

Robin Houston, Office Supervisor

Office of the Great Seal

The communications were referred to the Clerk.

Introduction of Bills

Reps. Huizenga, Gaffney, Meisner, Donigan, Gosselin, Steil and Pastor introduced

House Bill No. 4262, entitled

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

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

Reps. Lemmons, III, Lemmons, Jr., Cushingberry, Vagnozzi, Murphy, Gonzales, Adamini, Cheeks, Williams, Condino and Hood introduced

House Bill No. 4263, 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. Lemmons, III, Lemmons, Jr., Cushingberry, Cheeks, Murphy and Williams introduced

House Bill No. 4264, entitled

A bill to amend 1976 PA 451, entitled "The revised school code," (MCL 380.1 to 380.1852) by adding section 475.

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

Reps. Plakas, Gillard, Lipsey, Anderson, Bieda, Hopgood, Farrah, Hood, Accavitti, McConico, Clack, Kathleen Law, Gleason, Cheeks, Leland, Alma Smith, Condino, Meyer, Stewart, Nofs, Gaffney, Hune, Brown, Hunter, Zelenko, Polidori, Spade, Wojno, Meisner and Virgil Smith introduced

House Bill No. 4265, entitled

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending section 24 of chapter VII (MCL 767.24), as amended by 2004 PA 458.

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

Reps. Nofs, Farhat, Proos, Steil, Amos, Jones, Booher, Shaffer, Wenke, Meyer, Gleason, Stakoe, Green, Gaffney, Plakas, Hune, Condino, Accavitti, Newell, Moore, Walker, Moolenaar, Baxter and Virgil Smith introduced

House Bill No. 4266, entitled

A bill to amend 1937 PA 345, entitled "Fire fighters and police officers retirement act," by amending section 6 (MCL 38.556), as amended by 2003 PA 8.

The bill was read a first time by its title and referred to the Committee on Senior Health, Security, and Retirement.

Reps. Robertson, Hoogendyk, Shaffer, Taub, Gaffney, Gonzales, Stahl, Condino, Green, Garfield, Gosselin, Amos, Pastor, Sheen, Walker, Vander Veen and Kooiman introduced

House Bill No. 4267, entitled

A bill to amend 1956 PA 218, entitled "The insurance code of 1956," by amending section 2006 (MCL 500.2006), as amended by 2004 PA 28, and by adding section 2006a.

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

Reps. Robertson, Hoogendyk, Shaffer, Taub, Gaffney, Gonzales, Stahl, Condino, Green, Garfield, Gosselin, Amos, Pastor, Sheen, Walker, Vander Veen and Kooiman introduced

House Bill No. 4268, 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 403c.

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

Reps. Gaffney, Ward, Cushingberry, Hune, Vagnozzi, Cheeks, Nofs, Plakas and Virgil Smith introduced

House Bill No. 4269, entitled

A bill to amend 1893 PA 206, entitled "The general property tax act," (MCL 211.1 to 211.157) by adding section 7jj.

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

Reps. Gaffney, Ward, Cushingberry, Hune, Vagnozzi, Cheeks, Rocca, Plakas and Virgil Smith introduced
House Bill No. 4270, entitled

A bill to amend 1893 PA 206, entitled "The general property tax act," (MCL 211.1 to 211.157) by adding section 7jj. The bill was read a first time by its title and referred to the Committee on Tax Policy.

Reps. Hune, Accavitti, Gaffney, Sheen, Nofs and Green introduced

House Bill No. 4271, entitled

A bill to amend 1893 PA 206, entitled "The general property tax act," by amending section 34c (MCL 211.34c), as amended by 2002 PA 620.

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

Reps. Moore, Palsrok, Hildenbrand, Walker, Meyer, Schuitmaker, Pearce, Van Regenmorter, Caul, Sheltroun, Garfield, Hansen, Booher, Accavitti, Bieda, Green, Pavlov, Elsenheimer, Palmer and Taub introduced

House Bill No. 4272, entitled

A bill to amend 1915 PA 63, entitled "An act to provide for the furnishing of suitable flag holders and United States flags for the graves of veterans who served in the armed forces of the United States for the marking and designation of the graves for memorial purposes; and to provide a penalty for the removal or destruction of the flag holders and United States flags when placed," by amending section 1 (MCL 35.381), as amended by 1998 PA 263.

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

Reps. Elsenheimer, Palsrok, Pearce, Van Regenmorter, Garfield, Hansen, David Law, Sheltroun, Moore, Hildenbrand, Pavlov, Accavitti, Bieda, Taub, Palmer, Vander Veen and Pastor introduced

House Bill No. 4273, entitled

A bill to amend 1915 PA 63, entitled "An act to provide for the furnishing of suitable flag holders and United States flags for the graves of veterans who served in the armed forces of the United States for the marking and designation of the graves for memorial purposes; and to provide a penalty for the removal or destruction of the flag holders and United States flags when placed," (MCL 35.381 to 35.833) by adding section 1a.

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

Reps. Vander Veen, Gosselin, Taub and Drolet introduced

House Bill No. 4274, entitled

A bill to amend 1984 PA 218, entitled "Third party administrator act," by amending section 34 (MCL 550.934) and by adding section 31.

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

Reps. Vander Veen, Gosselin, Taub and Drolet introduced

House Bill No. 4275, entitled

A bill to amend 1954 PA 116, entitled "Michigan election law," by amending section 477 (MCL 168.477), as amended by 1999 PA 219.

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

Reps. Vander Veen, Sheltroun, Taub and Drolet introduced

House Bill No. 4276, entitled

A bill to amend 1979 PA 94, entitled "The state school aid act of 1979," by amending section 25c (MCL 388.1625c), as added by 2001 PA 121; and to repeal acts and parts of acts.

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

Reps. Gosselin, Garfield, Hoogendyk, Drolet, Pastor and Stahl introduced

House Bill No. 4277, entitled

A bill to amend 1999 PA 94, entitled "Michigan merit award scholarship act," by amending section 7b (MCL 390.1457b), as added by 2004 PA 595.

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

Reps. Gosselin, Garfield, Hoogendyk, Drolet, Stahl and Pastor introduced

House Bill No. 4278, entitled

A bill to amend 1976 PA 451, entitled "The revised school code," (MCL 380.1 to 380.1852) by adding section 1164. The bill was read a first time by its title and referred to the Committee on Education.

Reps. Gosselin, Garfield, Hoogendyk, Drolet, Pastor, Baxter and Sheen introduced

House Bill No. 4279, entitled

A bill to amend 1937 PA 94, entitled "Use tax act," (MCL 205.91 to 205.111) by adding section 4z. The bill was read a first time by its title and referred to the Committee on Tax Policy.

Reps. Gosselin, Garfield, Hoogendyk, Drolet, Pastor, Baxter and Sheen introduced

House Bill No. 4280, entitled

A bill to amend 1933 PA 167, entitled "General sales tax act," (MCL 205.51 to 205.78) by adding section 4cc. The bill was read a first time by its title and referred to the Committee on Tax Policy.

Reps. Shaffer and Hune introduced

House Bill No. 4281, entitled

A bill to amend 1987 PA 96, entitled "The mobile home commission act," by amending section 12 (MCL 125.2312). The bill was read a first time by its title and referred to the Committee on Local Government and Urban Policy.

Reps. Shaffer, Pearce, Green, Schuitmaker, Stahl, Hune, Sheen, Bieda, Tobocman, Baxter, Nofs, Wojno, Vander Veen and Jones introduced

House Bill No. 4282, entitled

A bill to amend 1978 PA 368, entitled "Public health code," by amending section 17766 (MCL 333.17766), as amended by 2004 PA 329, and by adding section 17766e.

The bill was read a first time by its title and referred to the Committee on Senior Health, Security, and Retirement.

Rep. Jones introduced

House Bill No. 4283, entitled

A bill to amend 1956 PA 40, entitled "The drain code of 1956," by amending section 72 (MCL 280.72), as amended by 1987 PA 60.

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

Rep. Jones introduced

House Bill No. 4284, entitled

A bill to amend 1954 PA 116, entitled "Michigan election law," by amending sections 758, 759, and 759b (MCL 168.758, 168.759, and 168.759b), section 758 as amended by 1996 PA 207 and section 759 as amended by 1995 PA 261.

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

Rep. Jones introduced

House Bill No. 4285, entitled

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending section 12f of chapter XVII (MCL 777.12f), as amended by 2003 PA 134.

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

Rep. Jones introduced

House Bill No. 4286, entitled

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending sections 319, 319b, 625, 625a, 625i, 625n, and 904d (MCL 257.319, 257.319b, 257.625, 257.625a, 257.625i, 257.625n, and 257.904d), section 319 as amended by 2004 PA 362, section 319b as amended by 2004 PA 495, section 625 as amended by 2004 PA 62, sections 625a, 625i, and 904d as amended by 2003 PA 61, and section 625n as amended by 1998 PA 349.

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

Reps. Pastor, Garfield, Walker, Elsenheimer and Gosselin introduced

House Bill No. 4287, entitled

A bill to amend 1967 PA 281, entitled "Income tax act of 1967," (MCL 206.1 to 206.532) by adding section 522a. The bill was read a first time by its title and referred to the Committee on Tax Policy.

Reps. Cheeks, Williams, Hood, Leland, Farrah, Pastor, McConico, Waters, Plakas, Accavitti, Vagnozzi, Cushingberry, Gleason, Sheltroun, Lemmons, Jr., Brown, Whitmer, Lemmons, III, Adamini, Phillips, Gaffney and Virgil Smith introduced

House Bill No. 4288, entitled

A bill to amend 1893 PA 206, entitled "The general property tax act," by amending sections 59, 78b, 78c, 78f, 78g, 78i, 78k, 78l, and 78m (MCL 211.59, 211.78b, 211.78c, 211.78f, 211.78g, 211.78i, 211.78k, 211.78l, and 211.78m), section 59 as amended by 2001 PA 97 and sections 78b, 78c, 78f, 78g, 78i, 78k, 78l, and 78m as amended by 2003 PA 263.

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

Rep. Mortimer introduced

House Bill No. 4289, entitled

A bill to amend 1995 PA 29, entitled "Uniform unclaimed property act," (MCL 567.221 to 567.265) by adding section 19a.

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

Rep. Hummel introduced

House Bill No. 4290, entitled

A bill to make appropriations for the department of agriculture for the fiscal year ending September 30, 2006; to provide for the expenditure of the appropriations; and to provide for the disposition of fees and other income received by various agencies.

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

Rep. Hummel introduced

House Bill No. 4291, entitled

A bill to provide for a capital outlay program; to set forth the provisions for its implementation within the budgetary process; to make appropriations for planning and construction at state institutions and the acquisition of land; to provide for the elimination of fire hazards at the institutions; to provide for certain special maintenance, remodeling, alteration, renovation, or demolition of and additions to projects at state institutions; to provide for elimination of occupational safety and health hazards at state agencies and institutions; to provide for the award of contracts; and to provide for the expenditure thereof under the supervision of the director of the department of management and budget and the state administrative board.

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

Rep. Hummel introduced

House Bill No. 4292, entitled

A bill to make appropriations for community and junior colleges for the fiscal year ending September 30, 2006; and to provide for the expenditure of the appropriations.

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

Rep. Hummel introduced

House Bill No. 4293, entitled

A bill to make appropriations for the department of community health for the fiscal year ending September 30, 2006; to provide for the expenditure of the appropriations; and to provide for the disposition of fees and other income received by the state agency.

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

Rep. Hummel introduced

House Bill No. 4294, entitled

A bill to make appropriations for the department of corrections and certain state purposes related to adult corrections for the fiscal year ending September 30, 2006; to provide for the expenditure of the appropriations; and to provide for the disposition of fees and other income received by state agencies.

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

Rep. Hummel introduced

House Bill No. 4295, entitled

A bill to make appropriations for the department of education and certain other purposes relating to education for the fiscal year ending September 30, 2006; to provide for the expenditure of the appropriations; and to provide for the disposition of fees and other income received by the state agency.

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

Rep. Hummel introduced

House Bill No. 4296, entitled

A bill to make appropriations for the department of environmental quality for the fiscal year ending September 30, 2006; to provide for the expenditure of the appropriations; and to provide for the disposition of fees and other income received by the various state agencies.

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

Rep. Hummel introduced

House Bill No. 4297, entitled

A bill to make appropriations for the family independence agency and certain state purposes related to public welfare services for the fiscal year ending September 30, 2006; to provide for the expenditure of the appropriations; and to provide for the disposition of fees and other income received by the state agency.

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

Rep. Hummel introduced

House Bill No. 4298, entitled

A bill to make appropriations for the legislature, the judiciary, the executive, the department of attorney general, the department of state, the department of treasury, the department of management and budget, the department of civil service, the department of civil rights, and certain state purposes related thereto for the fiscal year ending September 30, 2006; to provide for the expenditure of the appropriations; to provide for the disposition of fees and other income received by the state agencies; and to declare the effect of this act.

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

Rep. Hummel introduced

House Bill No. 4299, entitled

A bill to make appropriations for the state institutions of higher education for the fiscal year ending September 30, 2006; and to provide for the expenditures of the appropriations.

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

Rep. Hummel introduced

House Bill No. 4300, entitled

A bill to make appropriations for the department of history, arts, and libraries and certain other state purposes for the fiscal year ending September 30, 2006; to provide for the expenditure of the appropriations; and to provide for the disposition of fees and other income received by the state agencies.

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

Rep. Hummel introduced

House Bill No. 4301, entitled

A bill to make appropriations for the judicial branch for the fiscal year ending September 30, 2006; to provide for the expenditure of these appropriations; to place certain restrictions on the expenditure of these appropriations; to

prescribe the powers and duties of certain officials and employees; to require certain reports; and to provide for the disposition of fees and other income received by the judicial branch.

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

Rep. Hummel introduced

House Bill No. 4302, entitled

A bill to make appropriations for the department of labor and economic growth and certain other state purposes for the fiscal year ending September 30, 2006; to provide for the expenditure of the appropriations; and to provide for the disposition of fees and other income received by the state agencies.

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

Rep. Hummel introduced

House Bill No. 4303, entitled

A bill to make appropriations for the department of military affairs and certain other state purposes for the fiscal year ending September 30, 2006; to provide for the expenditure of the appropriations; and to provide for the disposition of fees and other income received by the various state agencies.

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

Rep. Hummel introduced

House Bill No. 4304, entitled

A bill to make appropriations for the department of natural resources for the fiscal year ending September 30, 2006; to provide for the expenditure of the appropriations; and to provide for the disposition of fees and other income received by the various state agencies.

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

Rep. Hummel introduced

House Bill No. 4305, entitled

A bill to amend 1979 PA 94, entitled "The state school aid act of 1979," by amending section 11 (MCL 388.1611), as amended by 2004 PA 518.

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

Rep. Hummel introduced

House Bill No. 4306, entitled

A bill to amend 1979 PA 94, entitled "The state school aid act of 1979," by amending sections 11 and 17b (MCL 388.1611 and 388.1617b), section 11 as amended by 2004 PA 518 and section 17b as amended by 2000 PA 297.

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

Rep. Hummel introduced

House Bill No. 4307, entitled

A bill to make appropriations for the department of state police and certain other state purposes for the fiscal year ending September 30, 2006; to provide for the expenditure of the appropriations; and to provide for the disposition of fees and other income received by the various state agencies.

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

Rep. Hummel introduced

House Bill No. 4308, entitled

A bill to make, supplement, and adjust appropriations for various state departments and agencies for the fiscal year ending September 30, 2006; and to provide for the expenditure of the appropriations.

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

Rep. Hummel introduced

House Bill No. 4309, entitled

A bill to make, supplement, and adjust appropriations for various state departments and agencies for the fiscal year ending September 30, 2006; and to provide for the expenditure of the appropriations.

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

Rep. Hummel introduced

House Bill No. 4310, entitled

A bill to make appropriations for the state transportation department and certain state purposes from the funds designated in this act for the fiscal year ending September 30, 2006; and to provide for the expenditure of the appropriations.

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

Reps. Meisner, Donigan, Sak, Steil, Vagnozzi, Wojno, Farrah, Alma Smith, Gonzales, Gillard, Condino, Stewart, Hunter, Plakas, Hopgood, Miller, Gaffney, Huizenga, Accavitti, Jones and Lipsey introduced

House Bill No. 4311, entitled

A bill to amend 1980 PA 299, entitled "Occupational code," by amending sections 303a and 601 (MCL 339.303a and 339.601), section 303a as amended by 1995 PA 183 and section 601 as amended by 1998 PA 250, and by adding article 28; and to repeal acts and parts of acts.

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

Reps. Meisner, Donigan, Sak, Steil, Vagnozzi, Farrah, Wojno, Alma Smith, Gonzales, Gillard, Condino, Stewart, Hunter, Plakas, Hopgood, Miller, Gaffney, Huizenga, Accavitti, Jones and Lipsey introduced

House Bill No. 4312, entitled

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

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

Reps. Hoogendyk, Gosselin, Stakoe, Garfield, Baxter, Drolet, Sheen and Stahl introduced

House Bill No. 4313, entitled

A bill to amend 1975 PA 228, entitled "Single business tax act," by amending section 31 (MCL 208.31), as amended by 1999 PA 115.

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

Reps. Hoogendyk, Gosselin, Garfield, Baxter, Drolet, Sheen and Stahl introduced

House Bill No. 4314, entitled

A bill to amend 1975 PA 228, entitled "Single business tax act," by amending sections 9, 39e, and 73 (MCL 208.9, 208.39e, and 208.73), section 9 as amended by 2004 PA 258, section 39e as amended by 2002 PA 622, and section 73 as amended by 1995 PA 80.

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

Rep. Hoogendyk introduced

House Bill No. 4315, entitled

A bill to amend 1909 PA 283, entitled "An act to revise, consolidate, and add to the laws relating to the establishment, opening, discontinuing, vacating, closing, altering, improvement, maintenance, and use of the public highways and private roads; the condemnation of property and gravel therefor; the building, repairing and preservation of bridges; maintaining public access to waterways under certain conditions; setting and protecting shade trees, drainage, and cutting weeds and brush within this state; providing for the election or appointment and defining the powers, duties, and compensation of state, county, township, and district highway officials; and to prescribe penalties and provide remedies," by amending section 6 (MCL 224.6), as amended by 1982 PA 299.

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

Rep. Gaffney introduced

House Bill No. 4316, entitled

A bill to amend 1966 PA 293, entitled "An act to provide for the establishment of charter counties; to provide for the election of charter commissioners; to prescribe their powers and duties; to prohibit certain acts of a county board of commissioners after the approval of the election of a charter commission; to prescribe the mandatory and permissive provisions of a charter; to provide for the exercise by a charter county of certain powers whether or not authorized by its charter; and to prescribe penalties and provide remedies," by amending section 14 (MCL 45.514), as amended by 1982 PA 300.

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

Rep. Lipsey introduced

House Bill No. 4317, entitled

A bill to amend 1973 PA 139, entitled "An act to provide forms of county government; to provide for county managers and county executives and to prescribe their powers and duties; to abolish certain departments, boards, commissions, and authorities; to provide for transfer of certain powers and functions; to prescribe powers of a board of county commissioners and elected officials; to provide organization of administrative functions; to transfer property; to retain ordinances and laws not inconsistent with this act; to provide methods for abolition of a unified form of county government; and to prescribe penalties and provide remedies," by amending section 12 (MCL 45.562).

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

Reps. Meyer, Ball and Gosselin introduced

House Bill No. 4318, entitled

A bill to amend 1975 PA 197, entitled "An act to provide for the establishment of a downtown development authority; to prescribe its powers and duties; to correct and prevent deterioration in business districts; to encourage historic preservation; to authorize the acquisition and disposal of interests in real and personal property; to authorize the creation and implementation of development plans in the districts; to promote the economic growth of the districts; to create a board; to prescribe its powers and duties; to authorize the levy and collection of taxes; to authorize the issuance of bonds and other evidences of indebtedness; to authorize the use of tax increment financing; to reimburse downtown development authorities for certain losses of tax increment revenues; and to prescribe the powers and duties of certain state officials," by amending sections 3 and 18 (MCL 125.1653 and 125.1668), section 3 as amended by 2004 PA 521.

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

Reps. Lemmons, III, Lemmons, Jr., Gosselin, Cushingberry, Accavitti, McConico, Cheeks, Sheen, Murphy, Tobocman, Hunter, Gaffney, Hildenbrand and Jones introduced

House Bill No. 4319, entitled

A bill to amend 1976 PA 451, entitled "The revised school code," by amending sections 502 and 1311d (MCL 380.502 and 380.1311d), section 502 as amended by 1995 PA 289 and section 1311d as added by 1999 PA 23.

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

Reps. Vagnozzi, Lemmons, III, Lemmons, Jr., Gonzales, Kehrl, Miller, Leland, Cushingberry, Sheltroun, Spade, Polidori, Accavitti, Zelenko, Anderson, Tobocman, Byrnes and Sak introduced

House Bill No. 4320, entitled

A bill to amend 1954 PA 116, entitled "Michigan election law," by amending sections 758, 759, and 759b (MCL 168.758, 168.759, and 168.759b), section 758 as amended by 1996 PA 207 and section 759 as amended by 1995 PA 261.

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

Reps. Hoogendyk, Drolet, Sheen, Baxter, Robertson, Gosselin, Palmer, Garfield, Marleau, Acciavatti and Shaffer introduced

House Joint Resolution E, entitled

A joint resolution proposing an amendment to the state constitution of 1963, by amending section 28 of article IX, to further limit state spending.

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

Rep. Van Regenmorter moved that the House adjourn.
The motion prevailed, the time being 3:30 p.m.

The Speaker Pro Tempore declared the House adjourned until Wednesday, February 16, at 1:00 p.m.

GARY L. RANDALL
Clerk of the House of Representatives