

No. 1
STATE OF MICHIGAN
JOURNAL
OF THE
House of Representatives
95th Legislature
REGULAR SESSION OF 2009

House Chamber, Lansing, Wednesday, January 14, 2009.

12:00 Noon.

Pursuant to the requirements of the Constitution, the Representatives-elect to the House of Representatives of the State of Michigan for the years 2009 and 2010, assembled in Representative Hall in the Capitol at Lansing on the second Wednesday in January, the 14th of January, 2009 at 12:00 o'clock noon, and in accordance with law, were called to order by Richard J. Brown, Clerk of the preceding House.

Reverend Dr. Michael C. Murphy, Pastor of St. Stephen's Community United Church of Christ, in Lansing, offered the following invocation:

"I have closed the door on doubt. I will go by what light I can find. Hold out my hands and reach them out to the eternal God and call. For I am Thine. So I grope and stumble and fall. I serve and my service is kind. I have closed the door on fear for fear has lived with me for far too long. If fear were to break forth and reappear I would lift my eyes and look at the sky and sing aloud and run lithely by. For fear would never follow a song. I have closed the door on gloom. This house has too narrow a view. I must seek for my soul a wider room. With windows open, let in the sun and radiant laughs when the day is done and the breeze of the world are in tune. We have closed the door on doubt, we have closed the door on fear, we have closed the door on gloom and now we pray that the spirit of God would be upon us. Oh mighty God we thank You for bringing us together for this 95th legislative opening day. We thank You for the members of this House of Representatives and the families. We thank You Lord and we pray right now that Your hand would be upon the leadership of this distinguished body. We pray for Andy Dillon our leader and we pray for Representative Kevin Elsenheimer. Lord we pray that their leadership of this body, that You would give them strength, that You would give them courage, that You would give them wisdom. For Lord we are living in a time of challenge and chaos and crisis. We know that the people of this great state are challenged as never before. So we pray Lord that through the work of the members of this House of Representatives we would be able to face the challenges that are before us and pray Lord that doubt, fear, and gloom would have no place in this body. Spirit of the living God fall afresh upon the members of this house. Break them, melt them, mold them, and fill them. Spirit of the living God fall fresh on this body today. For this almighty God we give You praise, glory and honor that You would fill this chamber with Your strength, Your courage and Your wisdom that they would do as the Prophet Micah said, 'to do justice to have mercy and to walk humbly.' For this we pray in Your name, Amen."

Communications from State Officers

November 25, 2008

The Honorable Rich Brown
Clerk of the House of Representatives
State Capitol Building, Room 69
Lansing, MI 48909

Dear Mr. Brown:

Enclosed, please find a certified listing of the candidates elected to the office of State Representative at the November 4, 2008 general election. A copy of the official returns certified for the election is also provided for your reference.

Please do not hesitate to contact this office if we can be of any further assistance.

Sincerely,
Christopher M. Thomas
Director of Elections

THE STATE OF MICHIGAN

DEPARTMENT OF STATE

I, Terri Lynn Land, Secretary of State and Custodian of the Great Seal of the State of Michigan, certify that the persons named on the attached listing were duly elected at the November 4, 2008 General Election to the Office of State Representative for a term commencing on January 1, 2009 and ending January 1, 2011, as shown by the official returns certified for the election and placed on file in this office.

[SEAL]

In witness whereof, I have hereto attached my signature and the Great Seal of the State of Michigan, at Lansing, on November 24, 2008.

Terri Lynn Land
Secretary of State

State of Michigan

General Election - November 4, 2008

Representatives Elect

State Legislature

House District	Party	Name	Address
1	DEM	Timothy Bledsoe	936 Lincoln Road, Grosse Pointe 48230
2	DEM	LaMar Lemmons, Jr.	14157 Fairmount Drive, Detroit 48205
3	DEM	Bettie Cook Scott	17160 Gravier Apt. 6A, Detroit 48224
4	DEM	Coleman A. Young	3430 East Jefferson #438, Detroit 48207
5	DEM	Bert Johnson	36 Eason Street, Highland Park 48203
6	DEM	Fred Durhal, Jr.	4270 Tireman Avenue, Detroit 48204
7	DEM	Jimmy Womack	2310 West McNichols Road, Detroit 48221
8	DEM	George Cushingberry, Jr.	18201 Cherrylawn, Detroit 48221
9	DEM	Shanelle Jackson	9730 West Outer Drive Apt 102, Detroit 48223
10	DEM	Gabe Leland	19403 West Warren Avenue Apt.2, Detroit 48228
11	DEM	David E. Nathan	14351 Woodmont, Detroit 48227
12	DEM	Rashida Tlaib	PO Box 9380, Detroit 48209
13	DEM	Andrew James Kandrevas	13400 Dix-Toledo Road, Southgate 48195

14	DEM	Ed Clemente	1704 Riverbank, Lincoln Park 48146
15	DEM	Gino H. Polidori	22950 Park Street, Dearborn 48124
16	DEM	Bob Constan	5527 Heather Lane, Dearborn Heights 48125
17	DEM	Andy Dillon	26284 Graham, Redford Township 48239
18	DEM	Richard LeBlanc	36267 Canyon Drive, Westland 48186
19	REP	John J. Walsh	35041 Pembroke, Livonia 48152
20	DEM	Marc R. Corriveau	PO Box 5251, Northville 48167
21	DEM	Dian Slavens	PO Box 871212, Canton Township 48187
22	DEM	Douglas A. Geiss	25680 Greenlawn, Taylor 48180
23	DEM	Deb Kennedy	19034 Seaton Drive, Brownstown 48193
24	DEM	Sarah Roberts	23148 Francis, St. Clair Shores 48082
25	DEM	Jon M. Switalski	31705 Forest Lane, Warren 48093
26	DEM	Marie Donigan	503 Poplar, Royal Oak 48073
27	DEM	Ellen Cogen Lipton	26330 Hendrie Boulevard, Huntington Woods 48070
28	DEM	Lesia Liss	27472 Haverhill Drive, Warren 48092
29	DEM	Tim Melton	2285 Snellbrook, Auburn Hills 48326
30	REP	Tory Rocca	12481 Starlite Court, Sterling Heights 48312
31	DEM	Fred Miller	PO Box 46274, Mt. Clemens 48046
32	DEM	Jennifer Haase	34886 Maplewood Lane, Richmond 48062
33	REP	Kim Meltzer	20585 Leelanau Trail, Clinton Township 48038
34	DEM	Woodrow Stanley	2211 Brownell Boulevard, Flint 48504
35	DEM	Vincent Gregory	29501 Red Leaf Drive, Southfield 48076
36	REP	Pete Lund	6881 Muirfield Drive, Shelby Township 48316
37	DEM	Vicki Barnett	29271 Glencastle Court, Farmington Hills 48336
38	REP	Hugh D. Crawford	46275 West 11 Mile Road, Novi 48374
39	DEM	Lisa Brown	PO Box 251532, West Bloomfield 48325
40	REP	Chuck Moss	1184 Dorchester, Birmingham 48009
41	REP	Marty Knollenberg	5064 Christy Court, Troy 48098
42	DEM	Harold L. Haugh	19464 Candlelight, Roseville 48066
43	REP	Gail Haines	2384 Lake Angelus Lane, Lake Angelus 48326
44	REP	Eileen Kowall	2333 Cumberland Drive, White Lake 49393
45	REP	Tom McMillin	1261 Oakwood Court, Rochester Hills 48307
46	REP	James Marleau	3181 Sandoval Drive, Lake Orion 48360
47	REP	Cindy Denby	9787 Amanda Drive, Fowlerville 48836
48	DEM	Richard E. Hammel	6343 West Clovis Avenue, Flushing 48433
49	DEM	Lee Gonzales	2460 Murphy Road, Flint 48504
50	DEM	Jim Slezak	2246 Oak Shade Drive, Davison 48423
51	REP	Paul Scott	PO Box 193, Grand Blanc 48480
52	DEM	Pam Byrnes	17381 North M-52, Chelsea 48118
53	DEM	Rebekah Warren	234 8th Street, Ann Arbor 48103
54	DEM	Alma Wheeler Smith	5540 Five Mile Road, South Lyon 48178
55	DEM	Kathy Angerer	PO Box 157, Dundee 48131
56	DEM	Kate Ebli	PO Box 2141, Monroe 48161
57	DEM	Dudley Spade	PO Box 157, Tipton 49287
58	REP	Kenneth Kurtz	223 West Pearl Street, Coldwater 49036
59	REP	Matt Lori	14941 Roberts Shore Drive, Constantine 49042
60	DEM	Robert B. Jones	3228 West Michigan Avenue, Kalamazoo 49006
61	REP	Larry DeShazor	3082 Muirfield Drive, Portage 49024
62	DEM	Kate Segal	108 Pinehurst Lane, Battle Creek 49015
63	REP	James Bolger	216 West Mansion, Marshall 49068
64	DEM	Martin J. Griffin	705 South Grinnell, Jackson 49203
65	DEM	Mike Simpson	1925 Springport Road #8, Jackson 49202
66	REP	Bill Rogers	4878 Pine Eagles Court, Brighton 48116
67	DEM	Barb Byrum	PO Box 27344, Lansing 48909
68	DEM	Joan Bauer	1821 Moores River Drive, Lansing 48910
69	DEM	Mark S. Meadows	PO Box 4041, East Lansing 48826
70	DEM	Mike Huckleberry	1738 Vining Road, Greenville 48838

71	REP	Rick Jones	PO Box 115, Grand Ledge 48837
72	REP	Justin Amash	PO Box 8145, Kentwood 49518
73	REP	Tom Pearce	5530 Sunfish Lake Avenue, Rockford 49341
74	REP	Dave Agema	PO Box 855, Jenison 49429
75	DEM	Robert Dean	PO Box 6861, Grand Rapids 49516
76	DEM	Roy Schmidt	1127 VanEss NW, Grand Rapids 49504
77	REP	Kevin J. Green	4754 Karel Jean Court S.W., Wyoming 49519
78	REP	Sharon Tyler	886 Plym Road, Niles 49120
79	REP	John Proos	PO Box 804, St. Joseph 49085
80	REP	Tonya L. Schuitmaker	29924 60th Avenue, Lawton 49065
81	REP	Phil Pavlov	1577 South Allen, St. Clair 48079
82	REP	Kevin Daley	3387 Daley, Attica 48412
83	DEM	John Espinoza	121 Wells Street, Crosswell 48422
84	DEM	Terry L. Brown	107 Clara Street, Pigeon 48755
85	REP	Richard J. Ball	5370 West Garrison Road, Laingsburg 48848
86	REP	Dave Hildenbrand	2700 Timpson Ave S.E., Lowell 49331
87	REP	Brian N. Calley	10198 Butler Road, Portland 48875
88	REP	Bob Genetski	107 Park Street, Saugatuck 49453
89	REP	Arlan B. Meekhof	9128 Oak Creek Lane, West Olive 49460
90	REP	Joseph Haveman	151 Sorrento Drive, Holland 49423
91	DEM	Mary Valentine	PO Box 421, Muskegon 49443
92	DEM	Doug Bennett	2339 Windy Ridge Drive, Muskegon 49442
93	REP	Paul E. Opsommer	315 East Main, Dewitt 48820
94	REP	Kenneth B. Horn	516 South Main Street, Frankenmuth 48734
95	DEM	Andy Coulouris	PO Box 2005, Saginaw 48605
96	DEM	Jeff Mayes	4297 Zander Drive, Bay City 48706
97	REP	Tim Moore	PO Box 865, Farwell 48622
98	REP	Jim Stamas	PO Box 592, Midland 48641-0592
99	REP	Bill Caul	1830 Woodland Drive, Mt. Pleasant 48858
100	REP	Goeff Hansen	PO Box 167, Hart 49420
101	DEM	Dan Scripps	PO Box 885, Northport 49670
102	REP	Darwin L. Booher	11278 70th Avenue, Evart 49631
103	DEM	Joel A. Sheltrown	2225 Gray Road, West Branch 48661
104	REP	Wayne A. Schmidt	PO Box 25, Traverse City 49685
105	REP	Kevin A. Elsenheimer	7205 McDermott Drive, Kewadin 49648
106	DEM	Andy Neumann	503 West Washington Avenue, Alpena 49707
107	DEM	Gary McDowell	10820 Glen Street, Rudyard 49780
108	DEM	Judy Nerat	N-4834 R-1 Drive, Wallace 49893
109	DEM	Steven W. Lindberg	PO Box 322, Marquette 49855
110	DEM	Michael A. Lahti	913 Quincy Street, Hancock 49930

The roll of the House was called by the Assistant Clerk, who announced that all of the Representatives-elect were present.

Oath of Office

The Representatives-elect appeared at the Clerk's desk and took and subscribed the constitutional oath of office, which was administered by the Hon. Michael F. Cavanagh, Justice of the Michigan Supreme Court.

The Clerk announced that the first business in order was the selection of seats in accordance with the Statute.

The Statute having been read, the members in the order or their total length of service in the House selected seats as their names were called by the Clerk. Bertram Johnson and Jack Walsh drew numbers for the selection of seats for members as provided, by Statute, all seats being selected as follows:

1—Rick Jones
2—Bob Genetski

56—Kathy Angerer
57—Andy Dillon

3—Justin Amash	58—George Cushingberry, Jr.
4—Dave Agema	59—Mike Simpson
5—Kevin A. Elsenheimer	60—Deb Kennedy
6—Dave Hildenbrand	61—Jimmy Womack
7—Gail Haines	62—Tim Melton
8—Marty Knollenberg	63—Pam Byrnes
9—John J. Walsh	64—Fred Miller
10—James Marleau	65—Bob Constan
11—Kevin J. Green	66—Lesia Liss
12—Arlan B. Meekhof	67—Jennifer Haase
13—Tonya L. Schuitmaker	68—Harold L. Haugh
14—Kim Meltzer	69—Mark S. Meadows
15—Cindy Denby	70—Kate Ebli
16—Chuck Moss	71—Bert Johnson
17—Eileen Kowall	72—Shanelle Jackson
18—Bill Rogers	73—Mike Huckleberry
19—Jeff Mayes	74—Vicki Barnett
20—Joel A. Sheltroun	75—Jim Slezak
21—James Bolger	76—Gabe Leland
22—Sharon Tyler	77—Mary Valentine
23—Tom Pearce	78—Bettie Cook Scott
24—Paul Scott	79—Fred Durhal, Jr.
25—Richard J. Ball	80—Lisa Brown
26—Steven W. Lindberg	81—David E. Nathan
27—Judy Nerat	82—Dian Slavens
28—Pete Lund	83—Richard LeBlanc
29—Matt Lori	84—Vincent Gregory
30—Paul E. Opsommer	85—Douglas A. Geiss
31—Wayne A. Schmidt	86—Coleman A. Young
32—Darwin L. Booher	87—Jon M. Switalski
33—Michael A. Lahti	88—Rashida Tlaib
34—Gary McDowell	89—Sarah Roberts
35—Larry DeShazor	90—Doug Bennett
36—Kenneth Kurtz	91—Richard E. Hammel
37—Brian N. Calley	92—Timothy Bledsoe
38—Tom McMillin	93—Woodrow Stanley
39—Bill Caul	94—Robert B. Jones
40—Dudley Spade	95—Dan Scripps
41—Lee Gonzales	96—Andrew James Kandrevas
42—Phil Pavlov	97—Ellen Cogen Lipton
43—Kevin Daley	98—Robert Dean
44—John Proos	99—Joan Bauer
45—Hugh D. Crawford	100—Kate Segal
46—Kenneth B. Horn	101—Barb Byrum
47—Andy Neumann	102—Martin J. Griffin
48—Gino H. Polidori	103—Ed Clemente
49—Tim Moore	104—LaMar Lemmons, Jr.
50—Jim Stamas	105—Roy Schmidt
51—Tory Rocca	106—Alma Wheeler Smith
52—Joseph Haveman	107—Rebekah Warren
53—Goeff Hansen	108—Marie Donigan
54—John Espinoza	109—Andy Coulouris
55—Terry L. Brown	110—Marc R. Corriveau

By unanimous consent the House returned to the order of

Motions and Resolutions

Rep. Angerer and Hildenbrand offered the following resolution:

House Resolution No. 1.

A resolution prescribing the Standing Rules of the House of Representatives.

Resolved by the House of Representatives, That the following rules be adopted as the Standing Rules of the House of Representatives:

**STANDING RULES
OF THE
HOUSE OF REPRESENTATIVES
IN ACCORDANCE WITH THE MICHIGAN CONSTITUTION
ARTICLE IV, SECTION 16**

**CHAPTER I
GENERAL PROVISIONS**

Meetings, Officers and Quorum.

Rule 1. (1) The House shall meet in regular session at the seat of government on the second Wednesday in January of each year at twelve o'clock noon. In each odd-numbered year, it shall proceed with its organization, the election of a Speaker and a Clerk for the ensuing term of the Legislature. The Speaker shall appoint the Speaker Pro Tempore and Associate Speaker(s) Pro Tempore from the membership. All elections shall be by roll call and shall require a majority of the Members voting to elect.

(2) A majority of the Members elected to and serving in the House shall constitute a quorum to do business, but a smaller number may adjourn from day to day and not less than 15 Members voting in favor thereof may compel the attendance of absent Members and prescribe penalties for non-attendance. (See Const 1963, Art 4 §§ 13 and 14)

Admission to Floor—Defined.

Rule 2. (1) No person shall be admitted on the floor of the House for a period of 30 minutes immediately preceding the time set for any call to order during any session of the House through adjournment, except as follows:

- (a) Representatives and Senators;
- (b) Former Legislators, unless otherwise restricted;
- (c) Sergeants at arms, pages, Clerk's staff, and legislative staff who are specifically designated to be working on the House floor during session;
- (d) Directors of Michigan Departments and the Governor's legislative liaisons who have obtained and are wearing in plain sight appropriate identification passes, issued under guidelines developed by the Majority Floor Leader;
- (e) Immediate family of Representatives who have obtained and are wearing in plain sight appropriate identification passes, issued under guidelines developed by the Majority Floor Leader;
- (f) Media correspondents accredited by the Clerk of the House who are wearing in plain sight appropriate identification passes, issued under guidelines developed by the Clerk. Media correspondents shall not use the center aisle or be at the Members' desks during roll call votes; and
- (g) Such other persons as may be invited by the Speaker.

(2) No group or individual shall be allowed access to the floor when the House is not in session unless permission is granted by the Majority Floor Leader or Clerk. The Majority Floor Leader and Clerk shall issue guidelines to ensure that guests using the floor are responsible for costs incurred by the House. If permission is given to a Member to bring guests on the floor when the House is not in session, the Member shall accompany the guests.

(3) Only Members shall sit in Members' chairs.

(4) Any person who is a lobbyist or employed by a lobbyist shall not be admitted on the floor of the House at any time. A former Legislator shall not lobby on the floor, except if they are admitted under rule 2(1). The words "floor of the House," when used in these rules, shall mean the space of the main floor of Representative Hall, together with adjacent rooms on the second floor of the Capitol under the jurisdiction of the Clerk, including the Democrat and Republican caucus rooms and the corridor behind the House rostrum.

(5) Guests on the floor may be introduced only by permission of the Presiding Officer during the attendance roll call. Guests are to use the center aisle only if being escorted by a Member or House staff.

(6) Use of the center aisle should be kept at a minimum.

(7) The Majority Floor Leader must grant approval for the distribution of items on the floor and items must pertain to that day's agenda. All printed material intended for distribution on the floor shall be clearly identified by the Member requesting the distribution.

Bar of the House.

Rule 3. (1) Any Member, having answered attendance roll call at the opening of any session, or who enters after attendance roll call, shall be considered present until leave of absence is obtained from the House. Any Member having entered upon the floor of the House after the House has been called to order, shall be considered present if within the bar of the House.

(2) The words “within the bar of the House,” when used in these rules, shall mean the space occupied and used by the House or any legislative room or office under the jurisdiction of the Clerk.

(3) A Member may only use a cell phone on the floor when at his or her desk. Cell phones on the floor shall not ring audibly.

CHAPTER II OFFICERS SPEAKER

Definitions.

Rule 4. Speaker is any Member elected as Speaker under Rule 1 of these rules.

Duties as Presiding Officer.

Rule 5. The Speaker, or the designee of the Speaker, shall take the Chair each day at the hour to which the House shall have adjourned or recessed. The Presiding Officer shall call the House to order and lead the Members in reciting the Pledge of Allegiance and, except in the absence of a quorum, shall proceed to business in the manner prescribed by these rules. In the absence of the Speaker, or the designee of the Speaker, the Clerk or Assistant Clerk may call the House to order.

Rule 6. (1) The Presiding Officer shall preserve order and decorum; may speak to points of order, rising for that purpose; and shall decide questions of order, subject to an appeal to the House. When two or more Members rise at once, the Presiding Officer shall name the Member who is first to speak.

(2) Only the Presiding Officer shall lead the House in observing a moment of silence.

Duties of Speaker as Chief Administrator.

Rule 7. (1) Payment to all persons, authorized under paragraphs (2), (3), and (4) to expend House funds for transportation, lodging, meals, registration fees and related items, shall be made in accordance with expenditure regulations as predetermined and republished to Members by the Speaker. The regulations shall set forth the guidelines for amounts, methods of payment and time of payment for such items. The Speaker may revise the regulations upon 15-day notice to all Members.

(2) The Speaker may authorize persons to make expenditures from the general funds of the House for administrative purposes. The Speaker may enter into contracts for the purchase and payment of benefits affecting employees, Members of the House, retirees and their successors in interest.

(3) Regular standing committees of the House shall be allotted such funds as the Speaker may authorize. The Speaker may restrict selected expenditures to a lesser number of Members, alternates or substitute Members, than the number of Members of the standing committee. The funds may be expended for items specified in paragraph (1) and for contractual services, publications and supplies. All expenditures under this paragraph shall be approved by the committee Chair and the Speaker and for items specified in paragraph (1) shall be in accordance with the regulations and guidelines provided for by paragraph (1).

(4) Additional committees may be authorized by resolution. The resolutions shall set the maximum budget of such committees. Members, alternates and substitute Members of such additional committees shall be appointed by the Speaker unless otherwise specified in the resolution. The Speaker may restrict selected expenditures to a lesser number of Members, alternates or substitute Members than the number of Members specified in the resolution. Budgeted funds may be expended for items specified in paragraph (1), for contractual services, publications, supplies and any other items specified in the resolution. Payments for contractual services may be authorized by the committee Chair and the Speaker. All expenditures under this paragraph for items specified in paragraph (1) shall be in accordance with the regulations and guidelines provided for by paragraph (1).

Appointments by the Speaker.

Rule 8. The Speaker shall appoint all committees, except where the House shall otherwise order. If the Speaker makes permanent or temporary additions to or removals from any standing or special committee, the names and the appointments or removals shall take effect when the Clerk and Minority Leader are notified by letter and shall appear in the next House Journal.

Appointment of Employees by Speaker.

Rule 9. Except as otherwise provided in these rules, the Speaker, or the Speaker's designee, shall appoint all employees of the House. Unless otherwise provided by law, the compensation for all employees and officers of the House shall be fixed by the Speaker, or the Speaker's designee. All employees of the House shall maintain a status as non-tenured, at-will employees. All employees of the House work at the pleasure of the Speaker, or the Speaker's designee, shall be subject

to the Speaker's, or the Speaker's designee's, orders, and may be transferred to a different position, demoted, suspended, or summarily removed by the Speaker, or the Speaker's designee.

Naming of Acting Speaker.

Rule 10. The Speaker, may, by filing a written notice with the Clerk, appoint any Member to perform the duties of the Presiding Officer, but not for a longer time than one day without leave of the House. Such notice shall be spread upon the House Journal.

Voting.

Rule 11. The Speaker and Presiding Officer may vote on all elections and on all questions.

Putting the Question.

Rule 12. (1) The Presiding Officer shall pose all questions to the Members. If in doubt the Presiding Officer may order a division of the House. A division of the House may be had on the demand of ten Members. A vote taken by division is not printed in the House Journal. A roll call of the House may be demanded by one-fifth of the Members present (see Const 1963, Art 4 § 18) on any pending question and in such case the record of the votes and names of the voting Members shall be entered in the House Journal.

(2) When a division of the House is ordered, the voting board shall be used, and the Clerk shall announce the vote and the Presiding Officer shall declare the result. On a tie vote the question shall be deemed as lost. A majority of those voting shall decide any question unless otherwise provided.

Recognition During Roll Call.

Rule 13. (1) After a question has been stated by the Presiding Officer, and the calling of the roll has been started by the Clerk, the Presiding Officer shall not recognize a Member for any purpose, until after the announcement of the vote by the Clerk except:

- (a) To raise a point of order;
- (b) To request an excuse for another Member;
- (c) To announce intent not to vote for reason of potential conflict of interest; and
- (d) To request that the board be cleared.

(2) The Clerk shall enter upon the House Journal the names of those voting "aye" and the names of those voting "nay". Roll calls shall be consecutively numbered in the House Journal.

SPEAKER PRO TEMPORE

Powers and Duties.

Rule 14. (1) The Speaker, the Speaker Pro Tempore, or an Associate Speaker Pro Tempore shall preside over the House, unless the Speaker has designated another Member to preside.

(2) In the absence of a designated Presiding Officer, the Clerk shall preside and if a quorum is present may designate a temporary Presiding Officer of the same party as the Speaker.

CLERK

Roll Call.

Rule 15. The Clerk shall serve as parliamentarian of the House. The Clerk shall take the roll at the opening of each session of the House and announce whether or not a quorum is present. The Clerk shall enter upon the House Journal the names of the Members present for attendance roll call, the names of the Members specifically excused from session, and the names of the Members absent from session. The term "roll call" as used in these rules shall mean a record roll call.

Conduct of Religious Exercises.

Rule 16. The Clerk shall arrange for a Member to offer an invocation which will not exceed 2 minutes in length at the opening of each session of the House. This invocation shall be general in nature. For special occasions, the Clerk may arrange for religious services as needed.

Publication and Correction of House Journal.

Rule 17. (1) The Clerk shall make up and complete the House Journal, supervise its daily publication, and make corrections. The Clerk is authorized to correct totals that may have been affected by amendments made to appropriations bills.

(2) The House Journal is the only official record of the proceedings of the House.

House Calendar.

Rule 18. The Clerk shall prepare and make available to each Member each session day a list of the business under each order of business.

Printing, Announcement of Printing and Enrollment of Bills.

Rule 19. The Clerk shall ensure the printing or reproduction of all bills, acts or documents ordered printed or reproduced by the House. The Clerk shall announce each day the numbers of all bills and letters of all joint resolutions which have been printed or reproduced and placed upon the files of the Members, and the numbers of House bills which have been enrolled and presented to the Governor.

Responsibility for Care of Bills; Presentation of Enrolled Bills to Governor.

Rule 20. The Clerk shall be responsible for the care and preservation of each bill introduced into the House, and for each bill received from the Senate up to the time of its return to that body. This responsibility shall only be relieved by a receipt from a person when the bill passes from his or her possession. The Clerk shall enroll a House bill while the House is not in session if that bill has passed both houses and no action is pending. The Clerk shall notify the House of such action on the next House legislative day. When a House bill has been finally passed by the two houses, the Clerk shall present to the Governor an enrolled copy thereof, taking a receipt showing the day, hour and minute at which such copy was deposited in the executive office.

Appointment of Assistants.

Rule 21. The Clerk shall, with the consent of the Speaker, appoint an Assistant Clerk and other assistants. All assistants of the Clerk and employees of the House assigned to the Clerk's office shall maintain a status as non-tenured, at-will employees. All assistants and employees of the House assigned to the Clerk's office work at the pleasure of the Clerk and Speaker, shall be subject to the orders of the Clerk and Speaker, and may be transferred to a different position, demoted, suspended, or summarily removed by the Clerk or Speaker.

Accreditation of News Media.

Rule 22. (1) The Clerk shall receive the applications of all members of the news media. Persons desiring to be accredited as official media correspondents at the two-year session shall file a written application with the Clerk. When issuing credentials, the Clerk shall instruct the media person as to conduct on the House floor.

(2) Members of the press corps shall comply with all House rules and guidelines and shall, while on the House floor during session, display credentials at all times.

Responsibility for Care of House and Televising House Session.

Rule 23. (1) The Clerk shall exercise supervisory care and control of the Hall of the House of Representatives and all House rooms and equipment assigned to the office of the Clerk. The Clerk shall, upon prior written authorization by the Speaker, provide for repairs and alterations in the House Chambers and the connected rooms and corridors and their furniture and equipment.

(2) The Clerk shall be responsible for televised coverage of House session and committee meetings.

(3) As directed by the Speaker, the Clerk shall enter into contractual agreements for rental of House facilities.

Incapacity of Clerk.

Rule 24. In case of the inability of the Clerk to perform the duties of that office, the Assistant Clerk shall be charged with the responsibility of the Clerk and shall perform the Clerk's duties. In case a vacancy exists in the office of Clerk, the Assistant Clerk shall assume the Clerkship and perform the duties of Clerk until a successor has been elected.

Notices in Cases of Extra Sessions.

Rule 25. Whenever the Legislature shall be called to meet in extraordinary session or in case of emergency, the Clerk shall notify Members and staff of the date and time of convening.

SERGEANT AT ARMS**Definitions.**

Rule 26. The Sergeant at Arms shall be the chief police officer of the House and shall be appointed by the Speaker. Under the direction of the Speaker, the Clerk shall supervise and direct the work of the Sergeant at Arms and Assistant Sergeants at Arms, and may commission the Sergeant at Arms and Assistant Sergeants at Arms, who meet the certification requirements of this state, as law enforcement officers with the powers provided under the Legislative Sergeant at Arms Police Powers Act. (See MCL 4.381 - 4.382)

Powers and Duties.

Rule 27. The Sergeant at Arms shall have charge, under the direction of the Clerk, of the Assistant Sergeants at Arms and pages, and control of all police, safety and security regulations. The Sergeant at Arms shall have authority to serve subpoenas and warrants issued by the House or any duly authorized officer or committee, or cause the same to be done

by one of the Assistant Sergeants at Arms, or a duly authorized agent. The Sergeant at Arms shall see that all visitors are seated and at no time are standing on the floor or balconies of the House. The Sergeant at Arms shall ensure that reasonable decorum is maintained in the lobby immediately in front of the entrance to Representative Hall to ensure access for Representatives and to ensure equal treatment for all citizens.

CHAPTER III MEMBERS

Conduct in Debate.

Rule 28. Members shall confine remarks to the question under debate and avoid personalities and reference by name.

Members Called to Order.

Rule 29. If any Member in speaking transgresses the rules of the House, the Presiding Officer shall, or any Member may, call the transgressor to order, in which case the Member so called to order shall immediately sit down and shall not rise unless to explain or proceed in order.

VOTING

Voting by the Electronic Roll Call System.

Rule 30. (1) When taking the roll call on any question, the electronic roll call system may be used, and shall have the same force and effect as a roll call taken as otherwise provided in these rules.

(2) When the House is ready to vote upon any question requiring a roll call, and the vote is to be taken by the electronic roll call system, the Presiding Officer shall state the question to the Members. The Presiding Officer shall inform Members that the board is open to record their votes. When sufficient time has been allowed the Members to vote, the Presiding Officer shall direct the Clerk to close the board. Any Member can vote or change his or her vote after the board has been closed by rising and, when recognized by the Presiding Officer, announcing his or her vote before the result of the vote has been announced by the Clerk. After a sufficient time has passed to allow late voting, the Presiding Officer shall direct the Clerk to tally, display and announce the vote. The Clerk shall record the vote in the House Journal.

(3) No Member shall vote for another Member, nor shall any person not a Member cast a vote for a Member. In addition to such penalties as may be prescribed by law, any Member who shall vote or attempt to vote for another Member may be punished in such manner as the House may determine. If a person not a Member votes or attempts to vote, that person shall be barred from the floor of the House for the remainder of the session and may be further punished in such manner as the House may deem proper.

(4) Any vote shall be taken by the ayes and nays and entered upon the House Journal on request of one-fifth of the Members present. (See Const 1963, Art 4 § 18)

Vote Explanations.

Rule 31. (1) A Member may dissent from and protest against any act, proceeding or resolution which the Member deems injurious to any person or the public, and have the reason for dissent, referred to as a "no vote explanation", printed in the House Journal. (See Const 1963, Art 4 Sec 18)

(2) If a Member desires to abstain from voting because of a potential conflict of interest, the Member may rise, announce his or her intent not to vote, and reserve the right to explain the abstention. The Member shall be granted the right to have the explanatory statement printed in the House Journal. To be printed in the House Journal, the abstention from voting explanation shall be submitted to the Clerk.

(3) No vote explanations or explanations of abstention from voting shall not be substantively edited by the Clerk before publication in the House Journal.

Conduct.

Rule 32. (1) No person shall pass between the Presiding Officer and a Member who has the floor.

(2) The Members shall keep their seats until the Majority Floor Leader announces that no further voting will occur or the Presiding Officer announces that the House is adjourned.

CHAPTER IV COMMITTEES STANDING COMMITTEES

Names and Number of Members.

Rule 33. (1) All standing committees shall be appointed by the Speaker, except where the House shall otherwise order.

(2) The standing committees of the House and the number of Members shall be as follows:

- (a) Agriculture (11)
- (b) Appropriations (30)
- (c) Banking and Financial Services (9)
- (d) Commerce (19)
- (e) Education (23)
- (f) Energy and Technology (19)
- (g) Ethics and Elections (9)
- (h) Families and Children's Services (9)
- (i) Government Operations (9)
- (j) Great Lakes and Environment (15)
- (k) Health Policy (20)
- (l) Insurance (17)
- (m) Intergovernmental, Urban and Regional Affairs (11)
- (n) Judiciary (15)
- (o) Labor (11)
- (p) Military and Veterans Affairs and Homeland Security (9)
- (q) New Economy and Quality of Life (11)
- (r) Oversight and Investigations (5)
- (s) Regulatory Reform (10)
- (t) Retiree Health Care Reforms (10)
- (u) Senior Health, Security, and Retirement (9)
- (v) Tax Policy (17)
- (w) Tourism, Outdoor Recreation and Natural Resources (11)
- (x) Transportation (17)

(3) Statutory Standing Committees:

- (a) Joint Committee on Administrative Rules (5)
- (b) House Fiscal Agency Governing Committee (6)
- (c) Legislative Council (6)
- (d) Michigan Legislative Retirement System (4)
- (e) Michigan Capitol Committee (4)

(4) The House Journal shall report the roll call on all motions to report bills, resolutions and reorganization orders. (See Const 1963, Art 4 § 17)

(5) Committees shall adopt a meeting schedule at the commencement of each term which shall be printed in the House Journal. Additional meetings may be called by the Chair or by a majority of the Members in writing to the Clerk. The Chair may cancel any scheduled meeting, except one called by a majority of the Members, by notice to the Members.

Uniform Committee Rules.

Rule 34. (1) The Clerk of the House shall assign committee clerks with the approval of the respective committee Chairs. Duties of committee clerks shall be prescribed by the Clerk.

(2) Special committees shall operate under the same rules as standing committees insofar as practical. Conference committees on House bills shall meet at a place assigned by the Clerk.

(3) All committees will operate under the following rules:

- (a) A quorum of a committee shall consist of a majority of the Members appointed and serving;
- (b) Members of standing committees may not check in for a committee meeting and leave their vote. Members of committees may only cast a vote if they are present at the meeting during the vote;
- (c) It shall require an affirmative vote of a majority of the Members appointed to and serving on a committee in order to:

- (i) Report a bill or resolution out of committee
- (ii) Recommend an amendment to a bill or resolution
- (iii) Reconsider a vote to report a bill or resolution from committee
- (d) Provided a quorum of a committee is present, it shall require an affirmative vote of a majority of the Members voting in order to:

- (i) Table a bill or resolution
- (ii) Take a bill or resolution from the table
- (iii) Reconsider a vote, other than in subdivision (c)(iii)
- (e) It shall require an affirmative vote of a majority of the Members voting in order to:
 - (i) Postpone action on a bill or resolution
 - (ii) Recess
 - (iii) Adjourn a meeting

(f) The Chair of a standing committee shall determine the agenda for a committee meeting; and

(g) The Chair of a standing committee may create subcommittees and shall designate what is to be considered by each subcommittee. The Chair of the standing committee shall designate a Chair of the subcommittee and shall appoint Members to each subcommittee.

(4) The Speaker may designate additional Members to serve on any subcommittee of a standing committee as voting members who do not serve on the full committee.

(5) Subcommittees shall follow the same rules as standing committees.

(6) Meetings or public hearings of committees may be scheduled outside of Lansing with prior written approval of the Speaker. Subcommittees must have the prior written approval of the Chair of the standing committee and the Speaker in order to conduct a public hearing or meeting outside of Lansing.

(7) All meetings or public hearings of committees or subcommittees shall comply with the following procedures in order to assure public access (See Const 1963, Art 4 §§ 16 and 17):

(a) All meetings or public hearings shall be open to the public and accessible;

(b) The right of any person to attend a meeting or public hearing includes the right to tape-record, videotape, and/or broadcast live;

(c) The right of any person to attend a meeting or public hearing may not be conditioned on prior approval of, or notice to, the committee or subcommittee;

(d) All decisions of a committee or subcommittee shall be made at a public meeting;

(e) The right of a person to attend a meeting or public hearing shall not be limited by a requirement that she or he register or otherwise provide her or his name or other identifying information;

(f) A person shall not be excluded from a meeting or public hearing of a committee or subcommittee except for a breach of the peace or in order to protect the health and safety of persons in attendance at the meeting;

(g) A rescheduled or a special meeting of a committee or subcommittee shall be posted at least 18 hours before the scheduled meeting time. No committee or subcommittee shall remain in session or stand in recess beyond the hour of 12:00 midnight; and

(h) Notice of committee or subcommittee meetings or public hearings shall include notice that individuals needing special services to fully participate in the meeting or public hearing may contact the committee or subcommittee chair to request the necessary assistance.

(8) Each committee shall have written minutes prepared of each meeting. The minutes shall include the date, time, place, Members present, Members absent, Members excused, and any decisions which were made. The minutes shall also include all roll call votes taken at the meeting. The proposed minutes of a meeting shall be available for inspection by the public within 8 working days of the meeting. Minutes shall be approved by the committee at the next meeting. Approved minutes shall be available for public inspection no later than 5 working days after approval.

(9) Committees may excuse a Member from attending a committee meeting.

(10) Committees shall not meet during a session of the House without the consent of the House.

(11) There shall be no smoking during a meeting of a standing committee or a subcommittee.

(12) To the extent practical, special committees shall follow the same rules as standing committees of the House.

(13) With approval of a majority of the Members appointed and serving on the committee, a committee may adopt additional rules provided they do not conflict with the Uniform Standing Committee Rules or with the Standing Rules of the House.

(14) A motion for previous question is not in order.

Chair of Committee.

Rule 35. The first named Member of any committee shall be the Chair, and the second named Member shall be Vice-Chair. In the absence of both the Chair and Vice-Chair the next named Member of the Majority party in attendance shall act as Chair. The Chair or any Member of the committee may place under oath or affirmation any person who appears to testify before the committee.

Government Operations Committee and Auditor General Reports.

Rule 36. The Government Operations Committee shall receive and may review all reports presented by the Legislative Auditor General. Regardless of the actions of the Government Operations Committee, any committee may review any report.

Subpoena Power.

Rule 37. The right of a special or standing committee to subpoena shall be granted by resolution of the House in accordance with Mason's Manual of Legislative Procedure – current edition. The vote on adoption of a subpoena power resolution shall be by record roll call vote. The votes of a majority of the Members elected and serving shall be required for adoption. The right to subpoena shall not be granted to subcommittees.

Reports of Committees.

Rule 38. (1) A committee may recommend amendments, a substitute, or referral to another committee, with or without recommendation as to passage or adoption. A substitute is an amendment that replaces all of the language in a bill or resolution.

(2) Substitutes reported by the committee shall include all adopted amendments and shall be prepared by the Legislative Service Bureau. A majority of the Members serving on a committee shall be necessary to report a bill or resolution out of the committee. A majority of the Members appointed to a committee and serving shall constitute a quorum. Minority reports shall not be permitted or received by the House. Bills or resolutions reported without recommendation as to passage or adoption shall lie on the table.

(3) All bills favorably reported back to the House shall be referred to second reading together with amendments recommended by the standing committee. All resolutions reported back to the House shall be referred to reports of standing committees together with amendments recommended by the standing committee. If more than one standing committee has considered a bill, the amendments recommended by each committee shall be considered in the chronological order of committee consideration and the report of the last committee to consider the bill shall contain the amendments recommended by the previous committees.

Public Hearings.

Rule 39. A committee may provide for a public hearing on any bill referred to that committee. Notice of such hearing, its subject, time and place, shall be given in writing to the Clerk of the House who shall announce the hearing to the House, publish it in the House Journal and in the House calendar and post it on the bulletin board designated by the Clerk for the posting of such notices.

CHAPTER V TRANSACTION OF BUSINESS

Order of Business.

Rule 40. (1) The order of business of the House shall be as follows, unless otherwise ordered by the House:

- (a) Motions and Resolutions;
- (b) Announcement by the Clerk of Printing and Enrollment;
- (c) Reports of Select Committees;
- (d) Reports of Standing Committees;
- (e) Messages from the Senate;
- (f) Third Reading;
- (g) Second Reading;
- (h) Notices;
- (i) Messages from the Governor;
- (j) Comments and Recommendations;
- (k) Explanation of "No" Votes;
- (l) Communications from State Officers;
- (m) Introduction of Bills;
- (n) Announcements by the Clerk; and
- (o) Presentation of Petitions.

(2) Routine business on which no vote of the House is required may be disposed of on any day, with or without a quorum present. If a quorum is not present, any item of business becoming the subject of a floor motion shall be postponed to the next legislative day.

(3) The business of the House shall not be delayed or interrupted by speeches by nonmembers, presentations, awards, ceremonies or musical programs.

BILLS

Introduction.

Rule 41. (1) All bills to be introduced shall be approved as to form and numbering of sections by the Legislative Service Bureau and be signed by the Member introducing them. Ten copies of each shall be delivered to the office of the Clerk not later than 3 hours prior to calling the House to order. The Clerk shall number bills in the order of receiving, and present the same to the House at the next session of the House. All bills shall be introduced in typewritten or printed form.

(2) Once a bill has been turned in to the Clerk's office for introduction, up to 3 hours prior to calling the House to order, a Member may add his or her signature as a co-sponsor only with the permission of the sponsor.

(3) No person may add or remove any signature, other than his or her own, from a bill being introduced.

(4) The Speaker shall refer all bills and joint resolutions to a standing committee no later than one House legislative day after being submitted to the Clerk.

(5) The Speaker may change the original referral of a bill or resolution by written communication submitted to the Clerk before the end of session on the third House legislative day following the day of the original referral. Notices of the written communication shall be announced by the Clerk during session and shall be printed in the Journal.

Order of Consideration.

Rule 42. (1) The order to be taken by bills introduced in the House shall be as follows:

- (a) Notice of introduction;
- (b) Introduction, first reading of title, order printed or reproduced and reference to a standing committee designated by the Speaker;
- (c) Report by the committee and placing on Second Reading;
- (d) Consideration of Second Reading;
- (e) Third Reading and vote on passage;
- (f) Transmission to Senate if passed;
- (g) Returned by the Senate, and, if not amended by the Senate, reference to the Clerk for enrollment printing; if amended by the Senate, laying over one day, and consideration under the same order of business (Messages from the Senate); and (if amendments are concurred in) reference to the Clerk for enrollment printing; and
- (h) Report by Clerk of enrollment printing and presentation to the Governor. Senate bills shall, as far as possible, take the same course as House bills.

(2) All joint resolutions shall take the same course as bills and shall be identified by letter, i.e., "A", "B", "C", etc.

(3) Nothing in these rules shall prevent a majority of the Members elected to and serving in the House from discharging a committee from further consideration of any measure. (See Const 1963, Art 4 § 16) A notice of one session day shall be given of a motion to discharge any such committee, the notice to be in writing and entered upon the House Journal. If a committee of the House is discharged from further consideration of a bill, the bill shall be placed on the order of Second Reading.

Reading.

Rule 43. (1) Every bill shall be read three times in the House before its final passage. (See Const 1963, Art 4 § 26) The first and second readings may be by its title only; the third reading may be by its title unless there is a motion to read the bill in full supported by 1/3 of Members voting.

(2) No bill shall be passed or become a law at any regular session until it has been printed or reproduced and in the possession of the House for at least five days. (See Const 1963, Art 4 § 26)

(3) The Speaker or his or her designee may direct that a bill be printed or reproduced out of order.

Commitment and Amendment.

Rule 44. No bill shall be referred to a committee until it has been read a first time. No bill shall be altered or amended on its passage through the House so as to change its original purpose as determined by its total content and not alone by its title. (See Const 1963, Art 4 § 24)

Referral to Second Reading.

Rule 45. All bills reported favorably by any committee of the House shall be referred to the order of Second Reading. Such bills shall be kept on file in the order of referral for consideration, and the file shall be called "Second Reading".

Second Reading.

Rule 46. When the House is under the order of "Second Reading" it shall consider the bills in such order as may be determined by a majority of those voting. Appropriation bills shall be placed at the head of the calendar for that order each day and shall be given preference in printing and reproduction over other bills.

Second Reading Amendment.

Rule 47. (1) Under the order of Second Reading, bills shall be read a second time by their title. Committee recommendations, including amendments and substitutes, shall be considered first. Amendments to committee substitutes or committee amendments shall not be considered until such committee substitutes or amendments have been adopted by the House. Amendments offered from the floor shall be submitted to the Clerk and shall be approved as to form by the Clerk before consideration.

(2) When a substitute is offered, amendments to the proposed substitute shall not be considered before the proposed substitute is adopted.

(3) A bill may be advanced to the order of Third Reading by a vote of a majority of the Members voting. Such motion shall take precedence following the motion to amend.

Amendment; Vote.

Rule 48. No bill shall be amended prior to its Second Reading. Bills which have been considered on Second Reading shall be advanced to the order of Third Reading, either by motion and concurrence of a majority of the Members voting or in the absence of objection. Bills shall be subject to all subsidiary motions on Third Reading. Amendments offered on Third Reading shall not be considered, nor printed in the House Journal, unless seconded by a majority of the Members voting. Amendments on Second or Third Reading shall require a majority of the Members elected and serving for adoption. This requirement shall apply to amendments in the first and second degree and no further degree shall be permitted.

Third Reading.

Rule 49. (1) Bills may not be considered for final passage without having been considered on Second Reading. Bills considered on Second Reading may be placed on Third Reading for immediate passage by motion and concurrence of a majority of the Members elected and serving.

(2) Bills failing of passage are subject to reconsideration and if reconsidered are subject to consideration on the order of Third Reading.

Amendment; co-sponsors.

Rule 50. After an amendment has been turned into the Clerk, a Member may not add his or her name as a co-sponsor without the approval of the sponsor.

Majority Vote on Bills.

Rule 51. (1) No bill shall become a law without the concurrence of a majority of the Members elected to and serving in the House. On the final passage of bills, the votes and names of the Members voting thereon shall be entered in the House Journal. (See Const 1963, Art 4 § 26)

(2) After a House bill has been passed, or upon final action on a House bill returned from the Senate, a Member may add his or her name as a co-sponsor to a bill with the approval of the sponsor.

Extraordinary Vote Requirements.

Rule 52. (1) Action by the House on any of the following matters shall require the vote of two-thirds of the Members elected and serving:

- (a) Expulsion of Member (See Const 1963, Art 4 § 16);
- (b) Immediate Effect (See Const 1963, Art 4 § 27);
- (c) Local or Special Act (See Const 1963, Art 4 § 29);
- (d) Private or Local Purpose Appropriation (See Const 1963, Art 4 § 30);
- (e) Overriding Veto or Line Item Veto (See Const 1963, Art 4 § 33);
- (f) Bank and Trust Company Laws (See Const 1963, Art 4 § 43);
- (g) Create Courts of Limited Jurisdiction (See Const 1963, Art 6 § 1);
- (h) Removal of Judges (See Const 1963, Art 6 §25);
- (i) Long Term State Borrowing (See Const 1963, Art 9 § 15);
- (j) State Land Reserve Designation (See Const 1963, Art 10 § 5);
- (k) Rejection or Reduction of Civil Service Pay Increases (See Const 1963, Art 11 § 5);
- (l) Constitutional Amendment (See Const 1963, Art 12 § 1);
- (m) Exceed Revenue Limits (See Const 1963, Art 9 §27); and
- (n) Mackinac Bridge Bonds Refunding (See Const 1963, Schedule § 14).

(2) Action by the House on any of the following matters shall require the vote of three-fourths of the Members elected and serving:

- (a) Any law which increases the February 1, 1994, statutory limits on the maximum amount of ad valorem property taxes that may be levied for school district operating purposes (See Const 1963, Art 9 § 3); and
- (b) Amendment or Repeal of Initiated Law (See Const 1963, Art 2 § 9).

Title; Object; Reference to Compiler's Sections.

Rule 53. No bill shall embrace more than one object, which shall be expressed in its title. No bill shall be altered or amended on its passage through the House so as to change its original purpose as determined by its total content and not alone by its title. (See Const 1963, Art 4 § 24) If the bill proposes any amendment to existing laws, the sections of which have been assigned compiler's section numbers in the last general compilation of public acts, the title shall contain also a reference to the compiler's sections.

MOTIONS AND RESOLUTIONS IN GENERAL

Stating Motions.

Rule 54. When a motion is made, and when necessary under the rules, seconded, it shall be stated by the Presiding Officer; or, if in writing, it shall be read aloud by the Clerk before being debated.

Reduced to Writing.

Rule 55. The Presiding Officer may require that a motion be submitted in writing. The motion shall be entered upon the House Journal, together with the name of the Member making it, unless withdrawn upon request of the Member making it and by a majority vote of those voting, or ruled out of order by the Presiding Officer.

When in Possession; Withdrawal.

Rule 56. After a motion has been stated by the Presiding Officer, or read by the Clerk, it shall be deemed to be in the possession of the House, but may be withdrawn at any time before decision or amendment upon request of the Member making it and by a majority vote of those voting.

Precedence of Motions.

Rule 57. (1) When a question is under debate, no motion shall be received except:

- (a) To adjourn;
- (b) To take a recess;
- (c) To reconsider;
- (d) To lay on the table;
- (e) For the previous question;
- (f) To postpone to a day certain;
- (g) To commit;
- (h) To amend; and
- (i) To postpone indefinitely.

(2) Such motions shall take precedence in that order, and shall be decided by a majority vote of those Members voting, except the motion to postpone indefinitely and the motion to amend shall be decided by a majority vote of the Members elected and serving. When a recess is taken with a question pending, the consideration of the question shall be resumed upon reassembling unless otherwise determined. No motion to postpone to a day certain, or to commit, being decided shall be again allowed on the same day and at the same stage of the question. A motion to postpone indefinitely having been decided shall not be subject to reconsideration. When a bill is up for consideration at any stage of procedure, and a motion is made to postpone indefinitely, or to strike out all after the style clause, amendments shall be in order before taking a vote on any such motion.

Always in Order; Not Debatable.

Rule 58. (1) The following motions are not debatable:

- (a) Adjourn;
- (b) Call of the House;
- (c) Recess;
- (d) Previous Question;
- (e) Table or take from the table; and
- (f) Decision of Presiding Officer unless an appeal is taken.

(2) The following motions are debatable but do not open the main question to debate:

- (a) Commit;
- (b) Discharge a committee;
- (c) Postpone to a time certain; and
- (d) Suspension of the Rules.

Order of Putting Questions.

Rule 59. All questions shall be put in the order they were moved, except in the case of privileged questions which take precedence as follows:

- (a) Call of the House when quorum is not present;
- (b) Make or give notice of a motion to reconsider;
- (c) Adjourn;
- (d) Recess;
- (e) Raise a question of privilege.

Amendments to be Germane.

Rule 60. No independent or new proposition or new question shall be introduced under color of an amendment. All amendments must be germane to the main question. When the question of germaneness is raised, the Presiding Officer shall rule on the question.

Division of Question.

Rule 61. Any Member may call for a division of the question, and if supported by a majority vote of the Members voting, the question shall be divided if its components are so distinct that if one is taken away a substantive proposition shall remain. A motion to strike out and insert shall be deemed indivisible.

MOTIONS FOR THE PREVIOUS QUESTION**Method of Ordering.**

Rule 62. (1) The method of ordering the previous question shall be as follows: Any Member may move the previous question, and the motion shall apply to the pending question only. If the motion is seconded by at least ten Members, the Presiding Officer shall put the question of whether the main question shall be put. After the seconding of the motion for the previous question and prior to ordering the same, a Call of the House may be moved and ordered, but after ordering the previous question nothing shall be in order prior to the decision of the pending question, except:

- (a) Demands for the ayes and nays;
- (b) Points of order;
- (c) Appeals from the decision of the Presiding Officer; and
- (d) A motion to adjourn or to take a recess, which shall be decided without debate.

(2) The effect of the previous question shall be to put an end to all debate and bring the House to a direct vote upon the pending question. If the House shall refuse to order the pending question, the consideration on the subject shall be resumed.

MOTION TO RECONSIDER**Motions for Reconsideration.**

Rule 63. Any Member may move for a reconsideration of any question on the same or next succeeding legislative session day, if the bill or resolution is still in the possession of the House. Reconsideration of the vote by which a bill passed the House, or any proposition requiring a vote in excess of a majority of Members elected and serving for adoption, shall require a majority of the Members elected and serving. The motion to reconsider shall not be renewed the same day. A motion to reconsider any question shall not be subject to any subsidiary motion except to postpone for the day. The question of passing a bill the objections of the Governor notwithstanding shall not be reconsidered more than twice.

Notice of Reconsideration.

Rule 64. A notice of intention to move for a reconsideration of any bill that is still in the possession of the House may be given by any Member from the floor or in writing to the Clerk, with the support of 1/3 of the Members elected and serving, which shall be immediately announced by the Clerk, spread upon the House Journal, and the bill shall be retained by the Clerk of the House until after the time expires during which under Rule 63 the motion can be made, either by the Member serving such notice or by any other Member. Notice of intention shall not be in order on the day preceding a recess of one week or more, unless supported by two-fifths of the Members shown to be present by the House Journal entries, or at a time which would prevent passage of the bill. No other Members may move for reconsideration on the same day that notice of intention to move for a reconsideration is given.

MOTIONS FOR CALLS OF THE HOUSE**Ordering Calls of the House.**

Rule 65. Calls of the House may be ordered upon motion by a majority of the Members present but the total vote in favor of such Call shall not be less than fifteen in number. A motion for a Call of the House shall not be entertained after the previous question is ordered.

Procedure.

Rule 66. After a Call of the House is ordered, the doors shall be closed and the Members shall not be allowed to leave the floor of the House without permission of the Speaker or the Speaker's designees. The roll of the House shall be called by the Clerk. The Sergeant at Arms may be dispatched after the absentees. In such case a list of the absentees shall be furnished by the Clerk to the Sergeant at Arms, who shall deliver such absentees at the bar of the House with all possible

speed. In case the Sergeant at Arms shall require assistance in addition to the regularly appointed Assistant Sergeants at Arms of the House, during an authorized Call of the House, the Speaker or Presiding Officer may, upon motion, deputize any person properly qualified, including any member of the Michigan State Police, as a special assistant Sergeant at Arms. The House may proceed to business under a Call of the House pending the arrival of any absentees.

APPEALS

Form of Question.

Rule 67. On all appeals from the decisions of the Presiding Officer, the question shall be decided by a majority vote of those voting, by a roll call vote. A tie vote sustains the judgment of the Presiding Officer.

Tabling Appeals.

Rule 68. An appeal may be laid on the table but shall not carry with it the subject matter before the House at the time such appeal is taken.

Amendment or Suspension of Rules.

Rule 69. (1) Any rule of the House may be amended by a majority vote of the Members elected and serving. No rule shall be amended unless the amendment is in writing and in possession of the House five days prior to its consideration. A rule may be suspended by a vote of three-fifths of the Members shown to be present by the House Journal entries.

(2) Suspension of the rules as applied to matters pertaining to order of business, schedule of legislative sessions and adjournment may be by a majority vote of the Members elected and serving.

Practice.

Rule 70. In all cases not provided by the Constitution, the House Rules, or the Joint Rules of the Senate and House of Representatives, the authority shall be Mason's Manual of Legislative Procedure - most current edition.

House and Concurrent Resolutions.

Rule 71. Every resolution, both House and Concurrent, shall be read to the House, if not otherwise provided for, and shall be referred by the Speaker to a committee, or by the Presiding Officer to a committee designated by the Speaker unless the Speaker and Minority Leader agree to immediate consideration. Resolutions of sorrow may be considered immediately upon presentation. The adoption of any concurrent resolution approving any intertransfer or transfer of any appropriation shall be by record roll call vote.

CHAPTER VI PUBLIC ACCESS FINANCIAL RECORDS

Access to Financial Records.

Rule 72. (1) The financial records of the House of Representatives shall be open for public inspection. Upon a written request which describes the financial record sufficiently to enable the House of Representatives to find the financial record, a person has a right to inspect, copy, or receive copies of that financial record of the House of Representatives. Documents shall be available for inspection during normal business hours.

(2) A copy of the House financial records shall be on file with the House Business Office, which shall have overall authority to administer the House financial records under the direction of the Speaker of the House.

(3) As used in this section, "financial record" means a budget, contract, purchase order, an expenditure authorization, voucher, check, warrant, lease, audit report, balance sheet, travel voucher, or allotment account.

(4) The following information contained in legislative financial records is exempt from disclosure under this rule:

(a) Information of a personal nature contained in financial records where the public disclosure of the information would constitute a clearly unwarranted invasion of an individual's privacy. Such information would include, but not be limited to, the following:

(i) An employee's social security account number, financial institution record, electronic transfer fund number, deferred compensation, savings bonds, W-2 and W-4 forms, and any court-enforced judgments.

(ii) An employee's health care benefit selection.

(iii) Telephone bill detail including the telephone number and name of individual called.

(iv) Unemployment Compensation and Workers' Disability Compensation records.

(b) Records and information specifically described and exempted from disclosure under statute or subject to attorney-client privilege;

(c) A bid or proposal by a person to enter into a contract or agreement, until the time for the public opening of bids or proposals, or if a public opening is not to be conducted, until the time for the receipt of bids or proposals has expired;

- (d) Commercial or financial information or trade secrets voluntarily provided to the House of Representatives;
 - (e) Communications, notes, and electronic data within the House of Representatives or between the Legislature and other public bodies of an advisory nature; and
 - (f) Internet - use records.
- (5) The House of Representatives may charge a reasonable fee for providing a copy of a financial record. The fee shall be limited to actual mailing costs and to the actual incremental cost of duplication or publication including labor, the cost of search, examination, review, and the deletion of exempt from nonexempt information.
- (6) The House of Representatives may also charge a reasonable fee for providing for the inspection of financial records. This fee may include the actual incremental cost of supervising the inspection including labor, the cost of search, examination, review, and the deletion of exempt from nonexempt information.

Televising of House Session.

Rule 73. (1) Nothing in these rules shall prohibit the televising of sessions or committee meetings of the Michigan House of Representatives.

(2) The televised coverage of sessions and committee meetings of the Michigan House of Representatives by House television shall be made available for dissemination, pursuant to subsection (4).

(3) All televised coverage of House session and committee meetings shall be unedited.

(4) No portion of the coverage (either live or taped) authorized pursuant to subsection (2) may be utilized in any fashion for campaign or political purposes or to promote or oppose a ballot issue or the candidacy of any person for any elective office. Only accredited news organizations, educational institutions, and non-profit public affairs documentary programs may utilize any portion of the House television feed. No part of the House television feed may be used in any paid commercial advertisements.

CHAPTER VII

Personal Privilege and Conduct.

Rule 74. (1) Matters involving personal privilege are limited and include only the following:

- (a) Anything tending to subject a Member to ridicule or contempt;
- (b) Charges in news media accounts relating to a Member in his or her representative capacity only;
- (c) News media accounts attributing to a Member remarks he or she has not made;
- (d) Accusation by another Member in debate of intentional misrepresentation;
- (e) Assault on a Member for words spoken in debate; and
- (f) Arrest of a Member except for treason, felony or breach of the peace.

(2) A Member shall not use his or her position in any manner to solicit or obtain anything of value for himself or herself, House employees or any other Member which tends to influence the manner in which the Member performs his or her official duties.

(3) Sexual harassment of Members or House employees is prohibited and will not be tolerated by the House.

(4) A Member shall not convert for personal, business and/or campaign use, unrelated to House business, any supplies, services, facilities, or staff provided by the State of Michigan. This includes, but is not limited to, telephones, telecopy machines, computers, postage, and copy machines.

(5) A Member shall not solicit or accept any type of campaign contribution in any House facility or building.

Expungement of Records and Petitions.

Rule 75. (1) Any Member may dissent from and protest against any act, proceeding or resolution which he or she deems injurious to any person or the public and have the reason for such dissent entered in the House Journal. Any matter may be expunged from the record as not being privileged by order of the House by a majority of the Members elected and serving. When any matter is ordered expunged from the record, as above provided, no mention shall be made of the same, nor of the action of the House in ordering such expungement.

(2) No memorial, remonstrance or petition, except recount petitions, shall be printed in the House Journal without having been read to the House and ordered printed in the House Journal by a majority vote.

(3) Written or verbal remarks made under the order of business of Comments and Recommendations shall not be printed in the House Journal except for remarks regarding departing Members.

QUALIFICATIONS OF MEMBERS

Oath of Office.

Rule 76. Upon objection by any Representative or Representative-elect, no Representative-elect shall be given the oath of office or be permitted to be seated as a Member if he or she has previously been convicted of any election law violation which contributed to his or her election to the House of Representatives, subversion or has within the preceding 20 years

been convicted of a felony involving a breach of public trust. (See Const 1963, Art 4 § 7) Upon a finding by a majority vote of the Members elected and serving in the House that the offense committed by such Representative-elect is within the provisions of this rule, that person shall be declared to be not qualified for membership in the House, and the office shall be declared vacant. The question of a Member's qualifications shall be presented only by a Member.

CHAPTER VIII

Equally Divided House.

Rule 77. If at any time during the Ninety-fifth legislative session, there are 55 Members duly elected and serving as Democrats as evidenced by the party he or she represented on the general or special election ballot from which he or she was elected to the Ninety-fifth legislative session, and 55 Members duly elected and serving as Republicans as evidenced by the party he or she represented on the general or special election ballot from which he or she was elected to the Ninety-fifth legislative session, then the House of Representatives shall proceed with the election of a Speaker and other officers provided for in Rule 1 by at least 56 votes.

Pending the reference of the resolution to a committee,

Rep. Angerer moved that Rule 71 be suspended and the resolution be considered at this time.

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

The question being on the adoption of the resolution,

The resolution was adopted.

The Clerk announced that the next business in order was the election of a Speaker.

Rep. Angerer placed in nomination the name of Rep. Dillon.

Rep. Angerer moved that Rule 75 be suspended.

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

Rep. Angerer moved that the following remarks be printed in the Journal.

The motion prevailed.

Rep. Angerer:

“Thank you Mr. Clerk, and good afternoon colleagues, guests, and citizens of Michigan.

I rise to nominate Andy Dillon for Speaker of the House, so that he may continue the work he started two years ago to unite this historic body, Democrats and Republicans alike, around the critical goal of building a stronger and more prosperous Michigan – together.

During this unprecedented time in our history, our country is in a time of transformation and change. It is a time for strong leadership that we can depend on to make the tough decisions that will affect us for decades to come.

Here in Michigan we have been experiencing terrific challenges as a result of the economic downturn. At the same time our families want to have a reason to be optimistic. They need hope and a chance to be excited about their future. They need to know that this can be a time to invest in our people and in our State.

It is during times like these that we must have a leader like Andy Dillon who is able to turn away from partisan bickering and focus on taking Michigan in the right direction.

We need honest ethical people leading us like Andy Dillon. He has the courage and demonstrated credibility to inspire change at many levels. He is a fearless leader who will boldly step out of the comfort zone to move our State in a new direction. We need a leader who can make the tough decisions in a timely way. We look forward to innovative ideas and new approaches to lift up Michigan, while not forgetting Michigan's rich and historic past.

As Speaker of the House, Andy Dillon will instill vision in this body.

Andy Dillon is uniquely qualified to lead us during these tough economic times. Prior to joining the legislature he worked aggressively turning businesses around. This is exactly the kind of leader Michigan needs right now.

Andy Dillon has demonstrated the spirit of cooperation needed in a Speaker. He is a complete leader. He is the kind of leader that elevates the best idea regardless of origin. Andy met the challenge to bring Republicans and Democrats together to pass meaningful legislation in this body time and time again. Andy works tirelessly on behalf of Michigan's families, our working men and women, and our seniors. Andy had a vision to create strong energy policy in our State. That legislation is now law, moving Michigan forward to become energy independent. He led the fight to protect Michigan's natural resources and our water for future generations.

During this next two years, Andy will continue to lead this body and lead Michigan in the right direction.

Andy will meet the challenge to lead across the aisle and to elevate the best ideas, and to remain optimistic in a time of great challenge.

Members, at this time, I pledge my full support to Andy Dillon and call on this body to support him as well.

Andy has demonstrated his commitment and ability to lead, to act on conviction, to be fair, hardworking, and he knows where the buck stops. With that great responsibility comes great opportunity.

I want thank and acknowledge Andy's family: his wife Carol and his children Matt, Jack, Austin and Teagan, for sharing him with us again. Your patience with the demands of the job has been a credit to your trust in him leading our State at such an historical time.

Mr. Clerk. It is my honor and privilege to work with this man and to nominate Andy Dillon as Speaker of the Michigan House of Representatives."

Rep. Elsenheimer seconded the nomination of Rep. Dillon.

Rep. Elsenheimer:

"Mr. Speaker, on behalf of the 43 members of the House Republican Caucus of this 95th legislature, and on behalf of the millions of Michigan's citizens that they represent, it is my honor to second the nomination of Andy Dillon of Redford to be the Speaker of this House of Representatives.

In doing so, I want to first thank your family - Carol, Matt, Jack, Austin and Teagan - for giving up some piece of your time and attention to the people of this state and to this chamber. It is a sacrifice that the families of every member of this House can appreciate, including my wife Ann, and my children, Emma, Noah and Jacob.

I also want to thank you for your willingness to meet with me over the last several months as we have progressed toward this day. In the hours we've spent together, it's become clear to me that we agree on far more than we disagree.

In that spirit, let's both work so that when the story of this time in Michigan's history is written, it is said that on this day, in this chamber, Michigan's recovery - Michigan's rebirth - Michigan's renaissance began.

And that it began with the swearing in of 110 people from around this state who not only swore an oath to protect and defend the Constitution, but who came together with a singular purpose - to bring Michigan back.

Representative Dillon, the House Republicans are ready partners in that effort.

With that, Mr. Speaker, I again proudly second the nomination of Andy Dillon of Redford to be Speaker of the Michigan House of Representatives."

The question being on the election of a Speaker,

The roll of the House was called by the Assistant Clerk and the members voted as follows:

Roll Call No. 1

Yeas—109

Agema	Ebli	Lahti	Proos
Amash	Elsenheimer	LeBlanc	Roberts
Angerer	Espinoza	Leland	Rocca
Ball	Geiss	Lemmons	Rogers
Barnett	Genetski	Lindberg	Schmidt, R.
Bauer	Gonzales	Lipton	Schmidt, W.
Bennett	Green	Liss	Schuitmaker
Bledsoe	Gregory	Lori	Scott, B.
Bolger	Griffin	Lund	Scott, P.
Booher	Haase	Marleau	Scripps
Brown, L.	Haines	Mayes	Segal
Brown, T.	Hammel	McDowell	Sheltrown
Byrnes	Hansen	McMillin	Simpson
Byrum	Haugh	Meadows	Slavens
Calley	Haveman	Meekhof	Slezak
Caul	Hildenbrand	Melton	Smith
Clemente	Horn	Meltzer	Spade
Constan	Huckleberry	Miller	Stamas
Corriveau	Jackson	Moore	Stanley

Coulouris	Johnson	Moss	Switalski
Crawford	Jones, Rick	Nathan	Tlaib
Cushingberry	Jones, Robert	Nerat	Tyler
Daley	Kandrevas	Neumann	Valentine
Dean	Kennedy	Opsommer	Walsh
Denby	Knollenberg	Pavlov	Warren
DeShazor	Kowall	Pearce	Womack
Donigan	Kurtz	Polidori	Young
Durhal			

Nays—0

The Clerk announced that Rep. Dillon, having received a majority vote of the members present and voting, was duly elected Speaker of the House of Representatives.

The Chair named as a committee to conduct the Speaker to the Chair, Reps. Clemente, Bauer and Proos.

The Speaker assumed the Chair.

Rep. Dillon:

“To my colleagues on both sides of the aisle, thank you for re-electing me to serve as the Speaker of this great institution. It is a great honor and a responsibility that I humbly accept. I will strive to serve with integrity, diligence and fairness.

To all our new members, welcome to the Michigan House of Representatives. Serving in the Legislature is an honor and a privilege. It will be one of the most fulfilling and rewarding experiences of your life.

I would also like to welcome all the family members, friends and guests who have joined us today. On behalf of all the members, thank you for the sacrifices you have made and will make to allow each of us to serve in the 95th Legislature.

We are serving in the most challenging economic climate since the Great Depression.

The state budget is structurally imbalanced. We have over \$20 billion in unfunded liabilities for public employee retirement health care alone. Automakers, once the backbone of our economy, are under siege. Small businesses are fighting to keep their doors open. Our residents are losing their jobs and health care, and are confronting a record number of foreclosures. And, for those who still have their homes, their values are declining and their retirement accounts have likely lost a third of their value in the past six months.

All this, at a time when jobs are difficult to find and revenues to the state are shrinking while the demands upon it are growing.

These are not just words in a speech. These are my neighbors in Redford, yours in Jackson, Saginaw, Grand Rapids, Alpena and Marquette. Last year alone, over 113,000 people lost their jobs, over 1 million had no health insurance and over 120,000 homes were foreclosed.

Last year, my son came home to tell me that his best friend in the neighborhood was moving because his parents sold their house to the bank. I remember thinking about the stress and anxiety this child’s parents went through in the process of losing their home. Today, that is one of three homes on that street sitting vacant.

We can’t fix all these problems, but shame on us if we don’t do what we can.

With so many new members, and the returning members having served for only two or four years, we have a unique opportunity to change politics in Michigan and reinvent our state. We must be the agents of change. The status quo will not cut it in these unprecedented times. We must use every tool at our disposal to reform our slow moving, slogging form of government. State government must become more efficient and responsive to the needs of our residents.

For too long, we have nibbled at the edges of change and, in the meantime, allowed tens of thousands of kids to get a less-than-mediocre education that will forever deny them access to the American Dream; we have been complicit in allowing the tax system to stifle economic growth; and we have stood by while predators have preyed on vulnerable citizens, their homes and their savings accounts.

We have delayed reforming how the Legislature and government operate, and instead have just cut spending to the point where the state struggles to deliver essential services to those in need.

The world is moving faster today than it was just 10 years ago. The private sector has been forced to be more productive and efficient and to do more with less. Government is not immune and cannot operate as it has in the past.

If we can't run government more like a business, then we have no business running government.

Likewise, we in the Legislature need to be better, faster and smarter. We are confronting unprecedented challenges and we don't have the luxury to operate the way our predecessors did.

We cannot accept the attitude I have witnessed during my tenure that things will get done according to government's timeline. While we delay, jobs are being lost; too many kids spend another year in failing schools; foster children go unsupervised; and homes are foreclosed.

Michigan residents are hurting, and we must lead by example and share in their sacrifice.

That is why we must, once again, send the Senate the plan to cut our own pay and end free lifetime health care benefits for legislators after just six years of service. I ask the Senate to join this chamber on these measures. If we are going to ask others to sacrifice, we must lead by example.

The biggest challenge we are confronting is the economy and the lack of good-paying jobs. Our tax system is too complicated and stifles economic growth. Property taxes are too high and can rise even while values are dropping. We must act aggressively to improve our business tax, repeal the surcharge, and cut property taxes to help create an environment of job retention and creation.

However, meaningful tax reform can only come through a ballot initiative so we can address constitutional provisions that prevent us from legislating comprehensive reform. For this reason, I ask the Senate and the Governor to join us in crafting a job-creating, comprehensive tax reform measure that we can put before the voters.

This Chamber cannot act alone, so for the sake of our state, I ask the Senate and the Governor to act with us, and act now.

Second, we need to improve access to quality and affordable health care. We must focus on reforms that reduce costs, increase access, and make health care more affordable for our residents and businesses alike.

The centerpiece of these reforms should be a statewide catastrophic health care plan. Too many families are one serious illness away from bankruptcy and too many small businesses cannot afford to provide coverage for their employees. The statewide catastrophic plan should include coverage for preventative care so we avoid the most expensive form of treatment, which is waiting until a crisis hits and treating it in the emergency room.

If Michigan takes the lead in creating a health care system that works, instead of waiting for someone else to solve the problem, we will attract new businesses and retain those being lured away. Last session, progress was made, but we must finish our work and send this legislation to the Senate before summer break.

Two years ago, we confronted a budget crisis much like we have today. We are facing a deficit for the current year of \$350 million and revenues are projected to fall \$1.5 billion next year.

We must not repeat the mistakes of the past where budgets were not passed until the 11th hour. In these uncertain times, it is imperative that our communities, schools and universities know their budgets as early as possible.

To avoid a similar outcome, I challenge the Senate and the Governor to work with us to have a budget compromise in hand before our summer break.

This is no time for political games or 11th hour panic. The stakes are too high. The people deserve better.

Our budgets must reflect our values and ensure Michigan stands ready to compete in the 21st Century.

We must live within our means while at the same time protecting education, investing in job creation and worker training, assuring access to health care for our most vulnerable citizens, and maintaining police and fire protection for our communities.

Research shows that the new economy thrives in areas that provide access to a quality education, skilled workforce, first-class infrastructure, and a great quality of life. These values must be reflected in our legislative priorities.

I would be remiss if I failed to acknowledge some of our accomplishments. In my first term, we passed the 21st Century Jobs plan that is beginning to bare fruit.

Just this week, GM announced a major initiative to build batteries for their new electric vehicle, the Volt, in Michigan. A major partner in this project is A123 Systems, an awardee under the 21st Century Jobs program. A123 is planning to build the nation's first commercial-scale battery plant in Michigan.

The Michigan Economic Development Corporation estimates that as many as 50,000 jobs can be created in the next five years in this sector of our economy.

These new jobs won't come all at once.

I know what it's like to try to save companies that are on the brink of going under. Sometimes you succeed, sometimes you fail. But now, for the first time, our state can be a real partner in creating jobs. For the first time, our state has the tools to bring Michigan back.

Last session, great work was done in areas such as energy policy and protecting our Great Lakes, and the foundation was laid on reforms dealing with failing schools; foreclosure prevention; predatory lending; correction reforms; smoke-free work places; and tackling the huge unfunded liability associated with public employee retiree health care, among others.

I want to thank the returning members for their work on these issues. I challenge all of us to finish our work on these priorities this year.

While there is no question that we have been through difficult times the past six years, the future can be bright.

We lead the nation in research and development. We have great universities; a skilled workforce; robust agriculture and tourism industries; and are well-positioned to be the leaders in alternative energy, life sciences, the film industry, homeland security, defense and advanced manufacturing.

However, the time to act is now. Every day we wait we make it harder to take advantage of the talent and resources we have in this state.

While we may never end the partisanship that has divided this Capitol in the past, we can focus our energies in areas where we share common ground.

I am confident most, if not all of us, can agree we want Michigan to offer its residents: a growing economy with plenty of good-paying jobs; access to a world-class education; quality and affordable health care; safe streets; good roads; and clean air and water.

The public is rightfully fed up with finger-pointing and partisan bickering. They don't care if we are Republicans or Democrats, or if the blame lies in the House, Senate or Executive Branch. They expect us to make the tough decisions, just like they are making at home and in the corporate boardroom throughout the state. They sent us here to do a job, and it is incumbent upon us, as their employees, to do it.

The challenges and opportunities in front of us are huge. Let's take them head on.

Some of the things that need to get done may not be popular. But the days when government had the luxury to put off to tomorrow what could be done today are gone.

The people are demanding that we reform government so that it is more efficient, productive and responsive to their needs. Let's not let them down.

I, along with my Democratic colleagues, look forward to working with Leader Elsenheimer and the Republican Caucus to tackle the challenges that lay before us. Representative Elsenheimer has informed me that he would like to work on school equity funding, to secure a stable funding source for Travel Michigan, and move toward greater transparency in government by getting our budgets online. I look forward to working on each of these initiatives with you this Session.

Even though the challenges before us are great, I am confident that Michigan will emerge and succeed in the 21st century economy. We have the technology, skilled workforce and work ethic necessary to overcome the challenges that lay before us.

This is our chance to meet the challenges that lie ahead. This is our moment. This is our time – to put our people back to work and to open the doors of opportunity for all. And, for those that tell us we can't, I will quote the President-elect: Yes We Can.

May God bless this Chamber as we embark on what will surely be an historic session of this Legislature.

Thank you."

Reps. Angerer and Hildenbrand offered the following resolution:

House Resolution No. 2.

A resolution to provide for the Clerk of the House of Representatives for the Ninety-fifth Legislature.

Resolved by the House of Representatives, That Richard J. Brown is elected to the office of Clerk of the House of Representatives for the Ninety-fifth Legislature.

The question being on the adoption of the resolution,

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

Roll Call No. 2

Yeas—110

Agema	Durhal	Lahti	Proos
Amash	Ebli	LeBlanc	Roberts
Angerer	Elsenheimer	Leland	Rocca
Ball	Espinoza	Lemmons	Rogers
Barnett	Geiss	Lindberg	Schmidt, R.
Bauer	Genetski	Lipton	Schmidt, W.
Bennett	Gonzales	Liss	Schuitmaker
Bledsoe	Green	Lori	Scott, B.
Bolger	Gregory	Lund	Scott, P.
Booher	Griffin	Marleau	Scripps
Brown, L.	Haase	Mayes	Segal

Brown, T.	Haines	McDowell	Sheltrown
Byrnes	Hammel	McMillin	Simpson
Byrum	Hansen	Meadows	Slavens
Calley	Haugh	Meekhof	Slezak
Caul	Haveman	Melton	Smith
Clemente	Hildenbrand	Meltzer	Spade
Constan	Horn	Miller	Stamas
Corriveau	Huckleberry	Moore	Stanley
Coulouris	Jackson	Moss	Switalski
Crawford	Johnson	Nathan	Tlaib
Cushingberry	Jones, Rick	Nerat	Tyler
Daley	Jones, Robert	Neumann	Valentine
Dean	Kandrevas	Opsommer	Walsh
Denby	Kennedy	Pavlov	Warren
DeShazor	Knollenberg	Pearce	Womack
Dillon	Kowall	Polidori	Young
Donigan	Kurtz		

Nays—0

In The Chair: Dillon

The Speaker called the Speaker Pro Tempore to the Chair.

Reps. Angerer and Hildenbrand offered the following resolution:

House Resolution No. 3.

A resolution fixing the hour for daily sessions.

Resolved, That unless otherwise ordered, the daily sessions of the House of Representatives commence on Tuesday and Wednesday at 1:30 p.m. and on Thursday at 12:00 noon.

The question being on the adoption of the resolution,

The resolution was adopted.

Reps. Angerer and Hildenbrand offered the following resolution:

House Resolution No. 4.

A resolution directing the Clerk to notify the Governor that the House of Representatives has assembled and is ready to proceed with the business of the session.

Resolved, That the Clerk of the House is hereby directed to notify the Governor that the House of Representatives has convened pursuant to the requirements of the Constitution and is ready to proceed with the business of the session.

The question being on the adoption of the resolution,

The resolution was adopted.

Reps. Angerer and Hildenbrand offered the following resolution:

House Resolution No. 5.

A resolution directing the Clerk to notify the Senate that the House of Representatives has assembled and is ready to proceed with the business of the session.

Resolved, That the Clerk of the House is hereby directed to notify the Senate that the House of Representatives has convened pursuant to the requirements of the Constitution and is ready to proceed with the business of the session.

The question being on the adoption of the resolution,

The resolution was adopted.

Reps. Angerer and Hildenbrand offered the following concurrent resolution:

House Concurrent Resolution No. 1.

A concurrent resolution prescribing the Joint Convention Rules for the Legislature.

Resolved by the House of Representatives (the Senate concurring), That the following be and are hereby adopted as the Joint Convention Rules of the House of Representatives and the Senate:

**JOINT CONVENTION RULES OF THE
HOUSE OF REPRESENTATIVES AND SENATE**

Held in Hall of House.

Rule 1. Joint conventions shall be held in the Hall of the House of Representatives, or such other location as may be agreed to by the Speaker of the House of Representatives and the Majority Leader of the Senate. The President of the Senate or, in the absence of the President of the Senate, the Speaker of the House shall preside. Before the 2 Houses shall meet in joint convention, a concurrent resolution shall be introduced in one House setting forth the date and hour at which the joint convention shall meet, which, if adopted, shall be transmitted to the other House for concurrence.

Secretaries-Journals.

Rule 2. The Secretary of the Senate and Clerk of the House of Representatives shall be the secretaries of the joint convention. The proceedings of the joint convention shall be published with the Journals of the House, and the final result, as announced by the President on the return of the Senate to its chamber, shall be entered on the Journals of the Senate.

Rules of House to Govern.

Rule 3. The rules of the House of Representatives, so far as the same may be applicable, shall govern the proceedings in joint convention.

President pro tempore of Convention.

Rule 4. Whenever the Speaker of the House presides, he or she shall be entitled to vote on all occasions, and in case of a tie the question shall be declared lost.

Power to Compel Attendance.

Rule 5. Joint conventions shall have the power to compel the attendance of absent members in the mode and under the penalties prescribed in the rules of the House to which such members respectively belong, and for that purpose the Sergeant at Arms of each House shall attend.

May Adjourn from Time to Time.

Rule 6. Joint conventions may adjourn from time to time, as may be found necessary, and it shall be the duty of the House of Representatives to prepare to receive the Senate, and of the Senate to proceed to the joint convention, at the time fixed by law or resolution, or to which the joint convention may have adjourned.

The question being on the adoption of the concurrent resolution,

The concurrent resolution was adopted.

Reps. Angerer and Hildenbrand offered the following resolution:

House Concurrent Resolution No. 2.

A concurrent resolution providing for a joint convention of the House of Representatives and the Senate.

Resolved by the House of Representatives (the Senate concurring), That the House of Representatives and Senate meet in joint convention in the Hall of the House of Representatives, Tuesday, February 3, 2009, at 6:30 p.m., to receive the message of Governor Jennifer M. Granholm.

The question being on the adoption of the concurrent resolution,

The concurrent resolution was adopted.

Messages from the Senate

January 14, 2009

The Honorable Andy Dillon
Speaker of the House of Representatives
Capitol Building
Lansing, Michigan 48913

Dear Mr. Speaker:

By direction of the Senate, I hereby notify you that a quorum of the Senate has assembled and is ready to proceed with the business of the session.

Very respectfully,
Carol Morey Viventi, J. D.
Secretary of the Senate

Senate Concurrent Resolution No. 1.

A concurrent resolution granting authority for adjournment for more than 2 days.

Resolved by the Senate (the House of Representatives concurring), That each house hereby grants unto the other permission to adjourn for not more than 15 intervening calendar days at such times as each house shall determine at any time during the 2009 and 2010 regular sessions.

The Senate has adopted the concurrent resolution.

The question being on the adoption of the concurrent resolution,

The concurrent resolution was adopted.

By unanimous consent the House returned to the order of

Motions and Resolutions

Rep. Angerer moved that when the House adjourns today it stand adjourned until Thursday, January 22, at 12:00 Noon. The motion prevailed.

Communications from State Officers

The following communication from the Department of Community Health's Michigan Certificate of Need Commission was received and read:

January 13, 2009

In accordance with Section 22215(4) of the Public Health Code, PA 368 of 1978, as amended, I am forwarding a copy of the Michigan CON Commission's revisions to the CON Review Standards for MRI Services for your review. Listed below is the required "concise summary of the expected impact of the proposed final action."

The proposed language changes include the following:

1. Definitions for "acquiring a hospital," "host hospital," and "licensed site" clarified based on current Department practice.

2. Clarified language under Section 6(2)(b) & (b)(i), renewal of lease for long-term (acute) care hospitals (LTACH) and subsequent addition of beds for LTACHs and the host hospital respectively, based on current Department practice.

3. Updated Appendix A.

4. Re-calculated the bed need with the base year of 2006 and the planning year of 2011. Updated Appendix C. (The bed need numbers will become effective with the effective date of the standards.)

5. Other technical changes.

The Commission took final action to approve the revisions at its December 9, 2008 meeting.

The law provides that the Commission is to submit any final standard to the Joint Legislative Committee on CON, as well as to the Governor, for them to consider potential disapproval of the final standards. Legislative disapproval is to be expressed by concurrent resolution, adopted by each house of the Legislature. The statute provides that the Legislature and Governor shall have 45 calendar days to act on any disapproval, provided the 45 days shall include not less than 9 legislative session days. This review period is to start on the day after submission, provided that is a day when there is legislative session in at least one house of the Legislature. If legislative or gubernatorial disapproval does not occur within that time, then this final CON Review Standards for Hospital Beds will take effect.

If you have any questions, please feel free to contact me at 734-764-2178, or the Commission's staff person, Brenda Rogers at 517-241-3349 or email rogersbre@michigan.gov.

Ed Goldman, Chairperson
Certificate of Need (CON) Commission

The communication was referred to the Clerk.

The following communication from the Department of Transportation was received and read:

January 13, 2009

Pursuant to Section 384(2) of Public Act 275 of 2008, attached is a report intended to fulfill the requirements of the following language:

The department will report on a quarterly basis to both the house and senate appropriations committees on any expenditures relative to the process identified in subsection (1).

Sec. 384 (1) The state transportation department is allowed to finish the Detroit River international crossing (DRIC) study provided that activity associated with finishing the DRIC study shall not bind the state in any way to construction. Certain preliminary activities which are necessary to prepare a proposal for a decision by the legislature are allowed as long as they do not bind the state. Those activities include all of the following:

- (a) Applications for permits and approvals.*
- (b) Preliminary design engineering work.*
- (c) Preliminary utility planning and relocation.*
- (d) Preliminary financial and funding arrangements.*

The report includes a listing of internal, consultant, and total study expenditures to-date through the end of the first quarter of Fiscal Year 2009, two charts detailing expenditures by year and source of funds, and monthly progress reports for the quarter detailing the history of the consultant team's efforts on behalf of the department.

The Michigan Department of Transportation takes great pride in the way we are conducting the DRIC study. We urge you to visit the project Web site, www.partnershipborderstudy.com, where a wealth of additional information regarding study data and activities has been available since 2005. All material attached to this memo will be made available on the project Web site if not already posted.

If you have any questions, please feel free to contact me at (517) 373-3946 or DeCookR@michigan.gov.

Sincerely,
Ronald K. DeCook, Director
Office of Governmental Affairs

The communication was referred to the Clerk.

Rep. Young moved that the House adjourn.
The motion prevailed, the time being 2:20 p.m.

The Speaker Pro Tempore declared the House adjourned until Thursday, January 22, at 12:00 Noon.

RICHARD J. BROWN
Clerk of the House of Representatives