

No. 43  
STATE OF MICHIGAN  
JOURNAL  
OF THE  
**House of Representatives**  
95th Legislature  
REGULAR SESSION OF 2009

---

---

House Chamber, Lansing, Tuesday, May 19, 2009.

1:30 p.m.

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

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

Agema—present	Durhal—present	Lahti—present	Proos—present
Amash—present	Ebli—present	LeBlanc—present	Roberts—present
Angerer—present	Elsenheimer—present	Leland—present	Rocca—present
Ball—present	Espinoza—present	Lemmons—present	Rogers—present
Barnett—present	Geiss—present	Lindberg—present	Schmidt, R.—present
Bauer—present	Genetski—present	Lipton—present	Schmidt, W.—present
Bennett—present	Gonzales—present	Liss—present	Schuitmaker—present
Bledsoe—present	Green—present	Lori—present	Scott, B.—present
Bolger—present	Gregory—present	Lund—present	Scott, P.—present
Booher—present	Griffin—present	Marleau—present	Scripps—present
Brown, L.—present	Haase—present	Mayes—present	Segal—present
Brown, T.—present	Haines—present	McDowell—present	Sheltrown—present
Byrnes—present	Hammel—present	McMillin—present	Simpson—present
Byrum—present	Hansen—present	Meadows—present	Slavens—present
Calley—present	Haugh—present	Meekhof—present	Slezak—present
Caul—present	Haveman—present	Melton—present	Smith—present
Clemente—present	Hildenbrand—present	Meltzer—present	Spade—present
Constan—present	Horn—present	Miller—present	Stamas—present
Corriveau—present	Huckleberry—present	Moore—present	Stanley—present
Coulouris—present	Jackson—present	Moss—present	Switalski—present
Crawford—present	Johnson—present	Nathan—present	Tlaib—present
Cushingberry—excused	Jones, Rick—present	Nerat—present	Tyler—present
Daley—present	Jones, Robert—present	Neumann—present	Valentine—present
Dean—present	Kandrevas—present	Opsommer—present	Walsh—present
Denby—present	Kennedy—present	Pavlov—present	Warren—present
DeShazor—present	Knollenberg—present	Pearce—present	Womack—present
Dillon—present	Kowall—present	Polidori—present	Young—present
Donigan—present	Kurtz—present		

e/d/s = entered during session

Rep. Marty Knollenberg, from the 41st District, offered the following invocation:

“The citizens of this great state of Michigan are faced with economic challenges. They are facing job insecurity. They are faced with mortgage foreclosures. They are faced with bankruptcies. They are struggling to make ends meet. And as members of the House of Representatives, we are also faced with economic challenges.

Almighty God, give us the courage, the strength, and the wisdom to find solutions for our state.

God, please give us the guidance and the faith that we so desperately need.

We pray that You are watching over us.

We pray for those that are suffering.

We pray for our vulnerable.

God, we still have much to be thankful for.

You have given us the opportunity to serve the citizens of this state and we are thankful for that.

As my grandmother always used to say- ‘Count your Blessings’.

Amen.”

---

Rep. Angerer moved that Rep. Cushingberry be excused from today’s session.  
The motion prevailed.

### Second Reading of Bills

#### House Bill No. 4817, entitled

A bill to amend 1984 PA 270, entitled “Michigan strategic fund act,” by amending sections 4, 71, and 88a (MCL 125.2004, 125.2071, and 125.2088a), section 4 as amended by 2005 PA 225 and section 88a as amended by 2006 PA 639.

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

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

Rep. McMillin moved to amend the bill as follows:

1. Amend page 2, line 23, after “**PROCESSES**” by inserting “**THAT ARE ECONOMICALLY FEASIBLE AND**”.

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

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

The motion prevailed.

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

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

By unanimous consent the House returned to the order of

### Third Reading of Bills

#### House Bill No. 4817, entitled

A bill to amend 1984 PA 270, entitled “Michigan strategic fund act,” by amending sections 4, 71, and 88a (MCL 125.2004, 125.2071, and 125.2088a), section 4 as amended by 2005 PA 225 and section 88a as amended by 2006 PA 639.

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

#### Roll Call No. 240

#### Yeas—100

Angerer  
Ball  
Barnett  
Bauer  
Bennett

Ebli  
Elsenheimer  
Espinoza  
Geiss  
Gonzales

LeBlanc  
Leland  
Espinoza  
Lindberg  
Lipton

Rocca  
Rogers  
Schmidt, R.  
Schmidt, W.  
Schuitmaker

Bledsoe	Green	Liss	Scott, B.
Bolger	Gregory	Lori	Scott, P.
Booher	Griffin	Marleau	Scripps
Brown, L.	Haase	Mayes	Segal
Brown, T.	Haines	McDowell	Sheltrown
Byrnes	Hammel	Meadows	Simpson
Byrum	Hansen	Melton	Slavens
Calley	Haugh	Meltzer	Slezak
Caul	Hildenbrand	Miller	Smith
Clemente	Horn	Moore	Spade
Constan	Huckleberry	Moss	Stamas
Corriveau	Jackson	Nathan	Stanley
Coulouris	Johnson	Nerat	Switalski
Crawford	Jones, Rick	Neumann	Tlaib
Dean	Jones, Robert	Opsommer	Tyler
Denby	Kandrevas	Pavlov	Valentine
DeShazor	Kennedy	Pearce	Walsh
Dillon	Knollenberg	Polidori	Warren
Donigan	Kowall	Proos	Womack
Durhal	Lahti	Roberts	Young

#### Nays—9

Agema	Genetski	Kurtz	McMillin
Amash	Haveman	Lund	Meekhof
Daley			

In The Chair: Byrnes

The House agreed to the title of the bill.

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

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

Rep. Agema, having reserved the right to explain his protest against the passage of the bill, made the following statement:

“Mr. Speaker and members of the House:

HB’s 4817-4819 These are once again targeted tax breaks for particular industries. We need a broad based lower tax structure for our existing businesses. We give tax breaks on the backs of existing businesses. We are picking winners and losers.”

#### Second Reading of Bills

##### House Bill No. 4818, entitled

A bill to amend 1995 PA 24, entitled “Michigan economic growth authority act,” by amending section 3 (MCL 207.803), as amended by 2008 PA 257.

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

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

Rep. McMillin moved to amend the bill as follows:

1. Amend page 8, line 2, after “**PROCESSES**” by inserting “**THAT ARE ECONOMICALLY FEASIBLE AND**”.  
The motion did not prevail and the amendment was not adopted, a majority of the members serving not voting therefor.

Rep. McMillin moved to amend the bill as follows:

1. Amend page 13, following line 5, by inserting:

“Enacting section 1. This amendatory act does not take effect unless Senate Bill No. 71 of the 95th Legislature is enacted into law.”.

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

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

The motion prevailed.

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

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

By unanimous consent the House returned to the order of

### Third Reading of Bills

#### House Bill No. 4818, entitled

A bill to amend 1995 PA 24, entitled “Michigan economic growth authority act,” by amending section 3 (MCL 207.803), as amended by 2008 PA 257.

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

#### Roll Call No. 241

#### Yeas—100

Angerer	Ebli	LeBlanc	Rocca
Ball	Elsenheimer	Leland	Rogers
Barnett	Espinoza	Lemmons	Schmidt, R.
Bauer	Geiss	Lindberg	Schmidt, W.
Bennett	Gonzales	Lipton	Schuitmaker
Bledsoe	Green	Liss	Scott, B.
Bolger	Gregory	Lori	Scott, P.
Booher	Griffin	Marleau	Scripps
Brown, L.	Haase	Mayes	Segal
Brown, T.	Haines	McDowell	Sheltrown
Byrnes	Hammel	Meadows	Simpson
Byrum	Hansen	Melton	Slavens
Calley	Haugh	Meltzer	Slezak
Caul	Hildenbrand	Miller	Smith
Clemente	Horn	Moore	Spade
Constan	Huckleberry	Moss	Stamas
Corriveau	Jackson	Nathan	Stanley
Coulouris	Johnson	Nerat	Switalski
Crawford	Jones, Rick	Neumann	Tlaib
Dean	Jones, Robert	Opsommer	Tyler
Denby	Kandrevas	Pavlov	Valentine
DeShazor	Kennedy	Pearce	Walsh
Dillon	Knollenberg	Polidori	Warren
Donigan	Kowall	Proos	Womack
Durhal	Lahti	Roberts	Young

#### Nays—9

Agema	Genetski	Kurtz	McMillin
Amash	Haveman	Lund	Meekhof
Daley			

In The Chair: Byrnes

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

Rep. Agema, having reserved the right to explain his protest against the passage of the bill, made the following statement:

“Mr. Speaker and members of the House:

HB’s 4817-4819 These are once again targeted tax breaks for particular industries. We need a broad based lower tax structure for our existing businesses. We give tax breaks on the backs of existing businesses. We are picking winners and losers.”

### Second Reading of Bills

#### House Bill No. 4819, entitled

A bill to amend 1984 PA 270, entitled “Michigan strategic fund act,” by amending section 88q (MCL 125.2088q), as added by 2008 PA 175.

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

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

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

The motion prevailed.

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

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

By unanimous consent the House returned to the order of

### Third Reading of Bills

#### House Bill No. 4819, entitled

A bill to amend 1984 PA 270, entitled “Michigan strategic fund act,” by amending section 88q (MCL 125.2088q), as added by 2008 PA 175.

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

#### Roll Call No. 242

#### Yeas—100

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

Corriveau	Jackson	Nathan	Stanley
Coulouris	Johnson	Nerat	Switalski
Crawford	Jones, Rick	Neumann	Tlaib
Dean	Jones, Robert	Opsommer	Tyler
Denby	Kandrevas	Pavlov	Valentine
DeShazor	Kennedy	Pearce	Walsh
Dillon	Knollenberg	Polidori	Warren
Donigan	Kowall	Proos	Womack
Durhal	Lahti	Roberts	Young

### Nays—9

Agema	Genetski	Kurtz	McMillin
Amash	Haveman	Lund	Meekhof
Daley			

In The Chair: Byrnes

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

Rep. Agema, having reserved the right to explain his protest against the passage of the bill, made the following statement:

“Mr. Speaker and members of the House:

HB’s 4817-4819 These are once again targeted tax breaks for particular industries. We need a broad based lower tax structure for our existing businesses. We give tax breaks on the backs of existing businesses. We are picking winners and losers.”

### Second Reading of Bills

#### House Bill No. 4918, entitled

A bill to amend 1927 PA 175, entitled “The code of criminal procedure,” by amending section 2 of chapter XI (MCL 771.2), as amended by 2002 PA 666.

The bill was read a second time.

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

The motion prevailed.

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

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

By unanimous consent the House returned to the order of

### Third Reading of Bills

#### House Bill No. 4918, entitled

A bill to amend 1927 PA 175, entitled “The code of criminal procedure,” by amending section 2 of chapter XI (MCL 771.2), as amended by 2002 PA 666.

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

**Roll Call No. 243****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	Mayer	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
Daley	Jones, Robert	Nerat	Tyler
Dean	Kandrevas	Neumann	Valentine
Denby	Kennedy	Opsommer	Walsh
DeShazor	Knollenberg	Pavlov	Warren
Dillon	Kowall	Pearce	Womack
Donigan	Kurtz	Polidori	Young
Durhal			

**Nays—0**

In The Chair: Byrnes

The House agreed to the title of the bill.

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

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

**Second Reading of Bills****House Bill No. 4919, entitled**

A bill to amend 1978 PA 368, entitled "Public health code," by amending sections 7401 and 7403 (MCL 333.7401 and 333.7403), as amended by 2002 PA 710; and to repeal acts and parts of acts.

The bill was read a second time.

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

The motion prevailed.

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

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

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

**House Bill No. 4919, entitled**

A bill to amend 1978 PA 368, entitled "Public health code," by amending sections 7401 and 7403 (MCL 333.7401 and 333.7403), as amended by 2002 PA 710; and to repeal acts and parts of acts.

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

**Roll Call No. 244**

**Yeas—107**

Agema	Durhal	Kurtz	Proos
Amash	Ebli	Lahti	Roberts
Angerer	Elsenheimer	LeBlanc	Rogers
Ball	Espinoza	Leland	Schmidt, R.
Barnett	Geiss	Lemmons	Schmidt, W.
Bauer	Genetski	Lindberg	Schuitmaker
Bennett	Gonzales	Lipton	Scott, B.
Bledsoe	Green	Liss	Scott, P.
Bolger	Gregory	Lori	Scripps
Booher	Griffin	Lund	Segal
Brown, L.	Haase	Marleau	Sheltrown
Brown, T.	Haines	Mayes	Simpson
Byrnes	Hammel	McDowell	Slavens
Byrum	Hansen	McMillin	Slezak
Calley	Haugh	Meadows	Smith
Caul	Haveman	Meekhof	Spade
Clemente	Hildenbrand	Melton	Stamas
Constan	Horn	Meltzer	Stanley
Corriveau	Huckleberry	Miller	Switalski
Coulouris	Jackson	Moss	Tlaib
Crawford	Johnson	Nathan	Tyler
Daley	Jones, Rick	Nerat	Valentine
Dean	Jones, Robert	Neumann	Walsh
Denby	Kandrevas	Opsommer	Warren
DeShazor	Kennedy	Pavlov	Womack
Dillon	Knollenberg	Pearce	Young
Donigan	Kowall	Polidori	

**Nays—2**

Moore

Rocca

In The Chair: Byrnes

The House agreed to the title of the bill.

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

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

**Second Reading of Bills**

**House Bill No. 4920, entitled**

A bill to amend 1953 PA 232, entitled "Corrections code of 1953," by amending section 34 (MCL 791.234), as amended by 2006 PA 167.

The bill was read a second time.



Rep. Johnson moved that the bill be placed on the order of Third Reading of Bills.  
 The motion prevailed.  
 Rep. Angerer moved that the bill be placed on its immediate passage.  
 The motion prevailed, a majority of the members serving voting therefor.

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

**House Bill No. 4920, entitled**

A bill to amend 1953 PA 232, entitled "Corrections code of 1953," by amending section 34 (MCL 791.234), as amended by 2006 PA 167.

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

**Roll Call No. 245**

**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	Mayer	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
Daley	Jones, Robert	Nerat	Tyler
Dean	Kandrevas	Neumann	Valentine
Denby	Kennedy	Opsommer	Walsh
DeShazor	Knollenberg	Pavlov	Warren
Dillon	Kowall	Pearce	Womack
Donigan	Kurtz	Polidori	Young
Durhal			

**Nays—0**

In The Chair: Byrnes

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

### Second Reading of Bills

#### House Bill No. 4921, entitled

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending sections 10, 11, and 12 of chapter IX (MCL 769.10, 769.11, and 769.12), as amended by 2006 PA 655.

The bill was read a second time.

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

The motion prevailed.

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

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

By unanimous consent the House returned to the order of

### Third Reading of Bills

#### House Bill No. 4921, entitled

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending sections 10, 11, and 12 of chapter IX (MCL 769.10, 769.11, and 769.12), as amended by 2006 PA 655.

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

#### Roll Call No. 246

#### 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
Daley	Jones, Robert	Nerat	Tyler
Dean	Kandrevas	Neumann	Valentine
Denby	Kennedy	Opsommer	Walsh
DeShazor	Knollenberg	Pavlov	Warren
Dillon	Kowall	Pearce	Womack
Donigan	Kurtz	Polidori	Young
Durhal			

#### Nays—0

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

### Second Reading of Bills

#### House Bill No. 4237, entitled

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending section 14h of chapter XVII (MCL 777.14h), as amended by 2008 PA 430.

Was read a second time, and the question being on the adoption of the proposed amendment previously recommended by the Committee on Great Lakes and Environment (for amendment, see House Journal No. 42, p. 888),

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

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

The motion prevailed.

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

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

By unanimous consent the House returned to the order of

### Third Reading of Bills

#### House Bill No. 4237, entitled

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending section 14h of chapter XVII (MCL 777.14h), as amended by 2008 PA 430.

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

#### Roll Call No. 247

#### 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
Daley	Jones, Robert	Nerat	Tyler
Dean	Kandreas	Neumann	Valentine
Denby	Kennedy	Opsommer	Walsh
DeShazor	Knollenberg	Pavlov	Warren
Dillon	Kowall	Pearce	Womack
Donigan	Kurtz	Polidori	Young
Durhal			

**Nays—0**

In The Chair: Byrnes

The House agreed to the title of the bill.

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

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

---

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

By unanimous consent the House returned to the order of

**Motions and Resolutions**

Reps. Leland, Slavens, Barnett, Liss, Haase, Slezak, Valentine, Bauer, Ball, Bledsoe, Booher, Lisa Brown, Terry Brown, Byrnes, Constan, Dean, Durhal, Geiss, Gonzales, Haines, Hansen, Haugh, Rick Jones, Knollenberg, Lahti, LeBlanc, Lemmons, Lund, Marleau, Mayes, McDowell, Meltzer, Neumann, Opsommer, Pearce, Polidori, Proos, Roberts, Rocca, Rogers, Wayne Schmidt, Sheltroun, Spade, Stanley, Tyler, Warren and Robert Jones offered the following resolution:

**House Resolution No. 101.**

A resolution commemorating May 2009 as Bike Month in the state of Michigan.

Whereas, The bicycle is a viable and environmentally-sound form of transportation and an excellent form of recreation; and

Whereas, Thousands of people throughout Michigan will experience the joys of bicycling during the month of May through educational programs, commuting events, trail work days, helmet promotions, and charity rides; and

Whereas, Michigan offers many bicycling opportunities for transportation, recreation, and exercise, and it is important for children and adults to learn the basics of bicycle safety; and

Whereas, Cyclists can enjoy Michigan's beautiful scenery and many of our parks, attractions, and historic sites from a unique vantage point; and

Whereas, May has been declared National Bike Month by the League of Michigan Bicyclists to increase awareness about bicycling opportunities through organized activities such as bike-to-work days and bicycle rodeos for children; now, therefore, be it

Resolved by the House of Representatives, That we commemorate May 2009 as Bike Month in the state of Michigan; and be it further

Resolved, That a copy of this resolution be transmitted to Secretary of State Terri Lynn Land.

The question being on the adoption of the resolution,

The resolution was adopted.

Reps. Green, Horn, Hildenbrand, Walsh, Meekhof, Byrum, Haines, Moss, Denby, Lund, Lori, Kurtz, Daley, DeShazor, Rocca, Corriveau, Hansen, Terry Brown, Lindberg, Elsenheimer, Mayes, Bennett, Lemmons, Young, Geiss, Simpson, Genetski, Opsommer, Pearce, Dean, Espinoza, Lahti, Nerat, McMillin, Schuitmaker, Angerer, Meadows, Valentine, Roy Schmidt, Bauer, Stanley, Bledsoe, Durhal, Miller, Huckleberry, Kennedy, Marleau, Liss, Haase, Constan, Barnett, Scripps, Robert Jones, Coulouris, Griffin, Tlaib, Wayne Schmidt, Agema, Booher, Knollenberg, Rogers, Kowall, Paul Scott, Ball, Proos, Spade, Neumann, Stamas, Tyler, Caul, Crawford, Bolger, Haveman, Moore, Pavlov, Meltzer, Rick Jones, Sheltroun, Leland, Smith, Slavens, Roberts, Slezak, Haugh, Jackson and Cushingberry offered the following resolution:

**House Resolution No. 102.**

A resolution to memorialize the United States Congress to enact H.R. 521, the Stillbirth Awareness and Research Act of 2009.

Whereas, Each year approximately one in every 160 pregnancies in the United States ends in stillbirth. Stillbirth is the term health care providers use to describe the unplanned loss of a fetus due to natural causes late in the pregnancy. Stillbirths are quite different than miscarriages. A miscarriage often occurs during the first-trimester, whereas a stillbirth takes place during the third-trimester. Carrying the fetus until the third-trimester gives a greater chance for the fetus to

live even if delivered prematurely. In at least half of all cases, physicians can find no cause for the pregnancy loss. In some cases of stillbirth, the mother may notice a decrease in fetal movement or a decrease in kicking of a fetus toward the end of the pregnancy. Many stillbirth mothers are young, in good health, and had used good prenatal care practices throughout the pregnancy. In 15 percent of cases, stillbirths happen during delivery and labor, devastating parents who had expected to deliver a healthy baby; and

Whereas, Despite the relatively high incidence of stillbirths yearly in the United States, scant research into the causes of this heartbreaking loss of pregnancy is performed. The United States Centers for Disease Control and Prevention (CDC) collects data on stillbirths, but the data is incomplete and inconsistent. In many cases, the federal government, state governments, local governments, and health care providers all use a different definition of stillbirth. Comprehensive research into the causes and prevention of stillbirth are impossible without a nationally accepted definition of stillbirth and a standardized data collection protocol; and

Whereas, H.R. 521, the Stillbirth Awareness and Research Act of 2009, would promote stillbirth research by standardizing the definition of stillbirth and creating a national repository for stillbirth data. H.R. 521 would also authorize a campaign to increase public awareness of the risks for stillbirth and encourage the Director of the National Institutes of Health to allocate more resources to stillbirth research. The bill would also promote state legislation allowing the issuance of a Certificate of Birth Resulting in Stillbirth, as opposed to the more standard practice of issuing only a death certificate in the case of a stillbirth. Clearly, the parents and babies who have gone through this traumatic experience at least deserve this acknowledgment; now, therefore, be it

Resolved by the House of Representatives, That we memorialize the United States Congress to enact H.R. 521, the Stillbirth Awareness and Research Act of 2009; and be it further

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

The resolution was referred to the Committee on Health Policy.

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

The Clerk announced that the following bills had been printed and placed upon the files of the members on Friday, May 15:

<b>House Bill Nos.</b>	<b>4944</b>	<b>4945</b>	<b>4946</b>	<b>4947</b>	<b>4948</b>	<b>4949</b>	<b>4950</b>	<b>4951</b>	<b>4952</b>
<b>Senate Bill Nos.</b>	<b>575</b>	<b>576</b>	<b>577</b>	<b>578</b>	<b>579</b>	<b>580</b>	<b>581</b>	<b>582</b>	

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

<b>Senate Bill Nos.</b>	<b>583</b>	<b>584</b>	<b>585</b>	<b>586</b>	<b>587</b>	<b>588</b>
-------------------------	------------	------------	------------	------------	------------	------------

The Clerk announced that the following Senate bill had been received on Tuesday, May 19:

<b>Senate Bill No.</b>	<b>113</b>
------------------------	------------

#### **Reports of Standing Committees**

The Committee on Tourism, Outdoor Recreation and Natural Resources, by Rep. Sheltroun, Chair, reported

**House Bill No. 4897, entitled**

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending section 40116 (MCL 324.40116), as amended by 2004 PA 325.

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

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

#### **Favorable Roll Call**

To Report Out:

Yeas: Reps. Sheltroun, Slezak, Ebli, Huckleberry, Lindberg, Stanley, Bolger and Hansen

Nays: None

#### COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Sheltroun, Chair, of the Committee on Tourism, Outdoor Recreation and Natural Resources, was received and read:

Meeting held on: Tuesday, May 19, 2009

Present: Reps. Sheltroun, Slezak, Ebli, Huckleberry, Lindberg, Stanley, Stamas, Bolger, Hansen and Horn

Absent: Rep. Simpson

Excused: Rep. Simpson

#### COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Tuesday, May 19, 2009

Present: Reps. Leland, Nathan, Barnett, Segal, Stanley, Paul Scott, Hansen, Meltzer and Pavlov

Absent: Reps. Meadows and Womack

Excused: Reps. Meadows and Womack

#### COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Mayes, Chair, of the Committee on Energy and Technology, was received and read:

Meeting held on: Tuesday, May 19, 2009

Present: Reps. Mayes, Geiss, Ebli, Huckleberry, Lindberg, Lipton, Melton, Roberts, Scripps, Horn, Crawford, Marleau, Opsommer, Proos, Wayne Schmidt and Schuitmaker

Absent: Reps. Lisa Brown, Clemente and Johnson

Excused: Reps. Lisa Brown, Clemente and Johnson

#### COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Donigan, Chair, of the Committee on Intergovernmental and Regional Affairs, was received and read:

Meeting held on: Tuesday, May 19, 2009

Present: Reps. Donigan, Barnett, Bledsoe, Haugh, Robert Jones, Kennedy, Young, Lund, Denby and Wayne Schmidt

Absent: Rep. Meekhof

Excused: Rep. Meekhof

By unanimous consent the House returned to the order of

#### **Reports of Select Committees**

##### **House Bill No. 4453, entitled**

A bill to amend 1961 PA 236, entitled "Revised judicature act of 1961," by amending the title and section 3204 (MCL 600.3204), the title as amended by 1999 PA 239 and section 3204 as amended by 2004 PA 186, and by adding section 3205.

(For text of conference report, see House Journal No. 41, p. 856.)

The Senate has adopted the report of the Committee of Conference.

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

##### **House Bill No. 4454, entitled**

A bill to amend 1961 PA 236, entitled "Revised judicature act of 1961," (MCL 600.101 to 600.9947) by adding sections 3205a and 3205b.

(For text of conference report, see House Journal No. 41, p. 858.)

The Senate has adopted the report of the Committee of Conference.

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

**House Bill No. 4455, entitled**

A bill to amend 1961 PA 236, entitled "Revised judicature act of 1961," (MCL 600.101 to 600.9947) by adding sections 3205c, 3205d, and 3205e; and to repeal acts and parts of acts.

(For text of conference report, see House Journal No. 41, p. 861.)

The Senate has adopted the report of the Committee of Conference.

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

**Messages from the Senate****Senate Bill No. 113, entitled**

A bill to amend 1976 PA 388, entitled "Michigan campaign finance act," by amending section 15 (MCL 169.215), as amended by 2001 PA 250.

The Senate has passed the bill.

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

**Notices**

I hereby give notice that on the next legislative session day I will move to discharge the Committee on Tourism, Outdoor Recreation and Natural Resources from further consideration of **Senate Bill No. 10**.

Rep. Angerer

**Messages from the Governor**

The following message from the Governor was received May 15, 2009 and read:

**EXECUTIVE ORDER****No. 2009 – 23****AMENDMENT OF EXECUTIVE ORDER 2009-17**

WHEREAS, Section 1 of Article V of the Michigan Constitution of 1963 vests the executive power of the state of Michigan in the Governor;

WHEREAS, Executive Order 2009-17 abolished the Campground Public Health Advisory Board;

WHEREAS, it is necessary and desirable to amend the final paragraph of Executive Order 2009-17;

NOW, THEREFORE, I, JENNIFER M. GRANHOLM, Governor of the State of Michigan, by virtue of the power and the authority vested in the Governor by the Michigan Constitution of 1963 and Michigan law, order that the final paragraph of Executive Order 2009-17 be amended to read as follows:

"In fulfillment of the requirements under Section 2 of Article V of the Michigan Constitution of 1963, the provisions of this Order are effective June 6, 2009 at 12:01 a.m."

This Order is effective upon filing.

[SEAL]

Given under my hand and the Great Seal of the State of Michigan this 15th day of May in the year of our Lord, two thousand nine.

Jennifer M. Granholm

Governor

By the Governor:

Terri L. Land

Secretary of State

The message was referred to the Clerk.

The following message from the Governor was received May 15, 2009 and read:

**EXECUTIVE ORDER  
No. 2009 – 24**

**ABOLISHING THE  
REFLEX SYMPATHETIC DYSTROPHY/COMPLEX REGIONAL PAIN  
SYNDROME WORK GROUP**

**DEPARTMENT OF COMMUNITY HEALTH**

**EXECUTIVE REORGANIZATION**

WHEREAS, Section 1 of Article V of the Michigan Constitution of 1963 vests the executive power of the State of Michigan in the Governor;

WHEREAS, Section 2 of Article V of the Michigan Constitution of 1963 empowers the Governor to make changes in the organization of the executive branch of state government or in the assignment of functions among its units that the Governor considers necessary for efficient administration;

WHEREAS, there is a continuing need to reorganize functions amongst state departments to ensure efficient administration and effectiveness of government;

WHEREAS, abolishing the Reflex Sympathetic Dystrophy/Complex Regional Pain Syndrome Work Group will contribute to a smaller and more efficient state government;

NOW, THEREFORE, I, Jennifer M. Granholm, Governor of the State of Michigan, by virtue of the power and authority vested in the Governor by the Michigan Constitution of 1963 and Michigan law, order the following:

**I. DEFINITIONS**

As used in this Order:

A. “Department of Community Health” means the principal department of state government created as the Department of Mental Health under Section 400 of the Executive Organization Act of 1965, 1965 PA 380, MCL 16.500, and renamed the Department of Community Health under Executive Order 1996-1, MCL 330.3101.

B. “Reflex Sympathetic Dystrophy/Complex Regional Pain Syndrome Work Group” or “RSD/CRPS Work Group” means the work group created under Section 5141 of the Public Health Code, 1978 PA 368, MCL 333.5141.

C. “State Budget Director” means the individual appointed by the Governor pursuant to Section 321 of The Management and Budget Act, 1984 PA 431, MCL 18.1321.

D. “Type III transfer” means that term as defined under Section 3(c) of the Executive Organization Act of 1965, 1965 PA 380, MCL 16.103.

**II. TRANSFER OF AUTHORITY**

A. The RSD/CRPS Work Group is transferred by Type III transfer to the Department of Community Health.

B. The RSD/CRPS Work Group is abolished.

**III. IMPLEMENTATION OF TRANSFERS**

A. The Director of the Department of Community Health shall provide executive direction and supervision for the implementation of all transfers of functions under this Order and shall make internal organizational changes as necessary to complete the transfers under this Order.

B. The functions transferred under this Order shall be administered by the Director of the Department of Community Health in such ways as to promote efficient administration.

C. All records, property, and unexpended balances of appropriations, allocations, and other funds used, held, employed, available, or to be made available to the RSD/CRPS Work Group for the activities, powers, duties, functions, and responsibilities transferred under this Order are transferred to the Department of Community Health.

D. The State Budget Director shall determine and authorize the most efficient manner possible for handling financial transactions and records in the state’s financial management system necessary for the implementation of this Order.

**IV. MISCELLANEOUS**

A. All rules, orders, contracts, and agreements relating to the functions transferred under this Order lawfully adopted prior to the effective date of this Order shall continue to be effective until revised, amended, repealed, or rescinded.

B. This Order shall not abate any suit, action, or other proceeding lawfully commenced by, against, or before any entity affected under this Order. Any suit, action, or other proceeding may be maintained by, against, or before the appropriate successor of any entity affected under this Order.

C. The invalidity of any portion of this Order shall not affect the validity of the remainder of the Order, which may be given effect without any invalid portion. Any portion of this Order found invalid by a court or other entity with proper jurisdiction shall be severable from the remaining portions of this Order.



In fulfillment of the requirements under Section 2 of Article V of the Michigan Constitution of 1963, the provisions of this Order are effective July 31, 2009 at 12:01 a.m.

[SEAL]

Given under my hand and the Great Seal of the State of Michigan this 15th day of May, in the year of our Lord, two thousand nine.

Jennifer M. Granholm  
Governor  
By the Governor:  
Terri L. Land  
Secretary of State

The message was referred to the Clerk.

The following message from the Governor was received May 15, 2009 and read:

**EXECUTIVE ORDER**  
**No. 2009 – 25**

**ABOLISHING THE PRIVATE SECTOR ADVISORY TASK FORCE**

**DEPARTMENT OF ENERGY, LABOR, AND ECONOMIC GROWTH**

**EXECUTIVE REORGANIZATION**

WHEREAS, Section 1 of Article V of the Michigan Constitution of 1963 vests the executive power of the State of Michigan in the Governor;

WHEREAS, Section 2 of Article V of the Michigan Constitution of 1963 empowers the Governor to make changes in the organization of the executive branch of state government or in the assignment of functions among its units that the Governor considers necessary for efficient administration;

WHEREAS, there is a continuing need to reorganize functions amongst state departments to ensure efficient administration and effectiveness of government;

WHEREAS, abolishing the Private Sector Advisory Task Force will contribute to a smaller and more efficient state government;

NOW, THEREFORE, I, Jennifer M. Granholm, Governor of the State of Michigan, by virtue of the power and authority vested in the Governor by the Michigan Constitution of 1963 and Michigan law, order the following:

**I. DEFINITIONS**

As used in this Order:

A. “Department of Energy, Labor, and Economic Growth” means the principal department of state government created by Section 225 of the Executive Organization Act of 1965, 1965 PA 380, MCL 16.325, and renamed by Executive Order 1996-2, MCL 445.2001, by Executive Order 2003-18, MCL 445.2011, and by Executive Order 2008-20.

B. “Private Sector Advisory Task Force” means the task force created under Section 8a of the Michigan Youth Corps Act, 1983 PA 69, MCL 409.228a.

C. “State Budget Director” means the individual appointed by the Governor pursuant to Section 321 of The Management and Budget Act, 1984 PA 431, MCL 18.1321.

D. “Type III transfer” means that term as defined under Section 3(c) of the Executive Organization Act of 1965, 1965 PA 380, MCL 16.103.

**II. TRANSFER OF AUTHORITY**

A. The Private Sector Advisory Task Force is transferred by Type III transfer to the Department of Energy, Labor, and Economic Growth.

B. The Private Sector Advisory Task Force is abolished.

**III. IMPLEMENTATION OF TRANSFERS**

A. The Director of the Department of Energy, Labor, and Economic Growth shall provide executive direction and supervision for the implementation of all transfers of functions under this Order and shall make internal organizational changes as necessary to complete the transfers under this Order.

B. The functions transferred under this Order shall be administered by the Director of the Department of Energy, Labor, and Economic Growth in such ways as to promote efficient administration.

C. All records, property, and unexpended balances of appropriations, allocations, and other funds used, held, employed, available, or to be made available to the Private Sector Advisory Task Force for the activities, powers, duties, functions, and responsibilities transferred under this Order are transferred to the Department of Energy, Labor, and Economic Growth.

D. The State Budget Director shall determine and authorize the most efficient manner possible for handling financial transactions and records in the state's financial management system necessary for the implementation of this Order.

#### **IV. MISCELLANEOUS**

A. All rules, orders, contracts, and agreements relating to the functions transferred under this Order lawfully adopted prior to the effective date of this Order shall continue to be effective until revised, amended, repealed, or rescinded.

B. This Order shall not abate any suit, action, or other proceeding lawfully commenced by, against, or before any entity affected under this Order. Any suit, action, or other proceeding may be maintained by, against, or before the appropriate successor of any entity affected under this Order.

C. The invalidity of any portion of this Order shall not affect the validity of the remainder of the Order, which may be given effect without any invalid portion. Any portion of this Order found invalid by a court or other entity with proper jurisdiction shall be severable from the remaining portions of this Order.

In fulfillment of the requirements under Section 2 of Article V of the Michigan Constitution of 1963, the provisions of this Order are effective July 31, 2009 at 12:01 a.m.

[SEAL]

Given under my hand and the Great Seal of the State of Michigan this 15th day of May, in the year of our Lord, two thousand nine.

Jennifer M. Granholm

Governor

By the Governor:

Terri L. Land

Secretary of State

The message was referred to the Clerk.

The following message from the Governor was received May 15, 2009 and read:

### **EXECUTIVE ORDER**

**No. 2009 – 26**

#### **ABOLISHING THE SITING CRITERIA ADVISORY COMMITTEE**

#### **DEPARTMENT OF ENVIRONMENTAL QUALITY**

#### **EXECUTIVE REORGANIZATION**

WHEREAS, Section 1 of Article V of the Michigan Constitution of 1963 vests the executive power of the State of Michigan in the Governor;

WHEREAS, Section 2 of Article V of the Michigan Constitution of 1963 empowers the Governor to make changes in the organization of the executive branch of state government or in the assignment of functions among its units that the Governor considers necessary for efficient administration;

WHEREAS, there is a continuing need to reorganize functions amongst state departments to ensure efficient administration and effectiveness of government;

WHEREAS, abolishing the Siting Criteria Advisory Committee will contribute to a smaller and more efficient state government;

NOW, THEREFORE, I, Jennifer M. Granholm, Governor of the State of Michigan, by virtue of the power and authority vested in the Governor by the Michigan Constitution of 1963 and Michigan law, order the following:

#### **I. DEFINITIONS**

As used in this Order:

A. "Department of Environmental Quality" means the principal department of state government created under Executive Order 1995-18, MCL 324.99903.

B. "Siting Criteria Advisory Committee" means the committee created under Section 8 of the Low-Level Radioactive Waste Authority Act, 1987 PA 204, MCL 333.26208.

C. "State Budget Director" means the individual appointed by the Governor pursuant to Section 321 of The Management and Budget Act, 1984 PA 431, MCL 18.1321.

D. "Type III transfer" means that term as defined under Section 3(c) of the Executive Organization Act of 1965, 1965 PA 380, MCL 16.103.

## II. TRANSFER OF AUTHORITY

A. The Siting Criteria Advisory Committee is transferred by Type III transfer to the Department of Environmental Quality.

B. The Siting Criteria Advisory Committee is abolished.

## III. IMPLEMENTATION OF TRANSFERS

A. The Director of the Department of Environmental Quality shall provide executive direction and supervision for the implementation of all transfers of functions under this Order and shall make internal organizational changes as necessary to complete the transfers under this Order.

B. The functions transferred under this Order shall be administered by the Director of the Department of Environmental Quality in such ways as to promote efficient administration.

C. All records, property, and unexpended balances of appropriations, allocations, and other funds used, held, employed, available, or to be made available to the Siting Criteria Advisory Committee for the activities, powers, duties, functions, and responsibilities transferred under this Order are transferred to the Department of Environmental Quality.

D. The State Budget Director shall determine and authorize the most efficient manner possible for handling financial transactions and records in the state's financial management system necessary for the implementation of this Order.

## IV. MISCELLANEOUS

A. All rules, orders, contracts, and agreements relating to the functions transferred under this Order lawfully adopted prior to the effective date of this Order shall continue to be effective until revised, amended, repealed, or rescinded.

B. This Order shall not abate any suit, action, or other proceeding lawfully commenced by, against, or before any entity affected under this Order. Any suit, action, or other proceeding may be maintained by, against, or before the appropriate successor of any entity affected under this Order.

C. The invalidity of any portion of this Order shall not affect the validity of the remainder of the Order, which may be given effect without any invalid portion. Any portion of this Order found invalid by a court or other entity with proper jurisdiction shall be severable from the remaining portions of this Order.

In fulfillment of the requirements under Section 2 of Article V of the Michigan Constitution of 1963, the provisions of this Order are effective July 31, 2009 at 12:01 a.m.

[SEAL]

Given under my hand and the Great Seal of the State of Michigan this 15th day of May, in the year of our Lord, two thousand nine.

Jennifer M. Granholm

Governor

By the Governor:

Terri L. Land

Secretary of State

The message was referred to the Clerk.

The following message from the Governor was received May 15, 2009 and read:

### EXECUTIVE ORDER

No. 2009 – 27

### ABOLISHING THE SUBSTANCE ABUSE ADVISORY COMMITTEE

### DEPARTMENT OF COMMUNITY HEALTH

### EXECUTIVE REORGANIZATION

WHEREAS, Section 1 of Article V of the Michigan Constitution of 1963 vests the executive power of the State of Michigan in the Governor;

WHEREAS, Section 2 of Article V of the Michigan Constitution of 1963 empowers the Governor to make changes in the organization of the executive branch of state government or in the assignment of functions among its units that the Governor considers necessary for efficient administration;

WHEREAS, there is a continuing need to reorganize functions amongst state departments to ensure efficient administration and effectiveness of government;

WHEREAS, abolishing the Substance Abuse Advisory Committee will contribute to a smaller and more efficient state government;

NOW, THEREFORE, I, Jennifer M. Granholm, Governor of the State of Michigan, by virtue of the power and authority vested in the Governor by the Michigan Constitution of 1963 and Michigan law, order the following:

#### **I. DEFINITIONS**

As used in this Order:

A. "Department of Community Health" means the principal department of state government created as the Department of Mental Health under Section 400 of the Executive Organization Act of 1965, 1965 PA 380, MCL 16.500, and renamed the Department of Community Health under Executive Order 1996-1, MCL 330.3101.

B. "Substance Abuse Advisory Committee" means the committee created under Section 414a of the Nonprofit Healthcare Corporation Reform Act, 1980 PA 350, MCL 550.1414a.

C. "State Budget Director" means the individual appointed by the Governor pursuant to Section 321 of The Management and Budget Act, 1984 PA 431, MCL 18.1321.

D. "Type III transfer" means that term as defined under Section 3(c) of the Executive Organization Act of 1965, 1965 PA 380, MCL 16.103.

#### **II. TRANSFER OF AUTHORITY**

A. The Substance Abuse Advisory Committee is transferred by Type III transfer to the Department of Community Health.

B. The Substance Abuse Advisory Committee is abolished.

#### **III. IMPLEMENTATION OF TRANSFERS**

A. The Director of the Department of Community Health shall provide executive direction and supervision for the implementation of all transfers of functions under this Order and shall make internal organizational changes as necessary to complete the transfers under this Order.

B. The functions transferred under this Order shall be administered by the Director of the Department of Community Health in such ways as to promote efficient administration.

C. All records, property, and unexpended balances of appropriations, allocations, and other funds used, held, employed, available, or to be made available to the Substance Abuse Advisory Committee for the activities, powers, duties, functions, and responsibilities transferred under this Order are transferred to the Department of Community Health.

D. The State Budget Director shall determine and authorize the most efficient manner possible for handling financial transactions and records in the state's financial management system necessary for the implementation of this Order.

#### **IV. MISCELLANEOUS**

A. All rules, orders, contracts, and agreements relating to the functions transferred under this Order lawfully adopted prior to the effective date of this Order shall continue to be effective until revised, amended, repealed, or rescinded.

B. This Order shall not abate any suit, action, or other proceeding lawfully commenced by, against, or before any entity affected under this Order. Any suit, action, or other proceeding may be maintained by, against, or before the appropriate successor of any entity affected under this Order.

C. The invalidity of any portion of this Order shall not affect the validity of the remainder of the Order, which may be given effect without any invalid portion. Any portion of this Order found invalid by a court or other entity with proper jurisdiction shall be severable from the remaining portions of this Order.

In fulfillment of the requirements under Section 2 of Article V of the Michigan Constitution of 1963, the provisions of this Order are effective July 31, 2009 at 12:01 a.m.

[SEAL]

Given under my hand and the Great Seal of the State of Michigan this 15th day of May, in the year of our Lord, two thousand nine.

Jennifer M. Granholm  
Governor  
By the Governor:  
Terri L. Land  
Secretary of State

The message was referred to the Clerk.

The following message from the Governor was received May 15, 2009 and read:

**EXECUTIVE ORDER**  
**No. 2009 – 28**

**ABOLISHING THE**  
**INTERDEPARTMENTAL MEDICAL WASTE ADVISORY COUNCIL**

**DEPARTMENT OF ENVIRONMENTAL QUALITY**

**EXECUTIVE REORGANIZATION**

WHEREAS, Section 1 of Article V of the Michigan Constitution of 1963 vests the executive power of the State of Michigan in the Governor;

WHEREAS, Section 2 of Article V of the Michigan Constitution of 1963 empowers the Governor to make changes in the organization of the executive branch of state government or in the assignment of functions among its units that the Governor considers necessary for efficient administration;

WHEREAS, there is a continuing need to reorganize functions amongst state departments to ensure efficient administration and effectiveness of government;

WHEREAS, abolishing the Interdepartmental Medical Waste Advisory Council will contribute to a smaller and more efficient state government;

NOW, THEREFORE, I, Jennifer M. Granholm, Governor of the State of Michigan, by virtue of the power and authority vested in the Governor by the Michigan Constitution of 1963 and Michigan law, order the following:

**I. DEFINITIONS**

As used in this Order:

A. “Department of Environmental Quality” means the principal department of state government created under Executive Order 1995-18, MCL 324.99903.

B. “Interdepartmental Medical Waste Advisory Council” means the advisory council created under Section 13827 of the Public Health Code, 1978 PA 368, MCL 333.13827.

C. “State Budget Director” means the individual appointed by the Governor pursuant to Section 321 of The Management and Budget Act, 1984 PA 431, MCL 18.1321.

D. “Type III transfer” means that term as defined under Section 3(c) of the Executive Organization Act of 1965, 1965 PA 380, MCL 16.103.

**II. TRANSFER OF AUTHORITY**

A. The Interdepartmental Medical Waste Advisory Council is transferred by Type III transfer to the Department of Environmental Quality.

B. The Interdepartmental Medical Waste Advisory Council is abolished.

**III. IMPLEMENTATION OF TRANSFERS**

A. The Director of the Department of Environmental Quality shall provide executive direction and supervision for the implementation of all transfers of functions under this Order and shall make internal organizational changes as necessary to complete the transfers under this Order.

B. The functions transferred under this Order shall be administered by the Director of the Department of Environmental Quality in such ways as to promote efficient administration.

C. All records, property, and unexpended balances of appropriations, allocations, and other funds used, held, employed, available, or to be made available to the Interdepartmental Medical Waste Advisory Council for the activities, powers, duties, functions, and responsibilities transferred under this Order are transferred to the Department of Environmental Quality.

D. The State Budget Director shall determine and authorize the most efficient manner possible for handling financial transactions and records in the state’s financial management system necessary for the implementation of this Order.

**IV. MISCELLANEOUS**

A. All rules, orders, contracts, and agreements relating to the functions transferred under this Order lawfully adopted prior to the effective date of this Order shall continue to be effective until revised, amended, repealed, or rescinded.

B. This Order shall not abate any suit, action, or other proceeding lawfully commenced by, against, or before any entity affected under this Order. Any suit, action, or other proceeding may be maintained by, against, or before the appropriate successor of any entity affected under this Order.

C. The invalidity of any portion of this Order shall not affect the validity of the remainder of the Order, which may be given effect without any invalid portion. Any portion of this Order found invalid by a court or other entity with proper jurisdiction shall be severable from the remaining portions of this Order.

In fulfillment of the requirements under Section 2 of Article V of the Michigan Constitution of 1963, the provisions of this Order are effective July 31, 2009 at 12:01 a.m.

[SEAL]

Given under my hand and the Great Seal of the State of Michigan this 15th day of May, in the year of our Lord, two thousand nine.

Jennifer M. Granholm  
Governor  
By the Governor:  
Terri L. Land  
Secretary of State

The message was referred to the Clerk.

The following message from the Governor was received May 15, 2009 and read:

**EXECUTIVE ORDER  
No. 2009 – 29**

**ABOLISHING THE  
THIRD PARTY ADMINISTRATOR ADVISORY BOARD**

**DEPARTMENT OF ENERGY, LABOR, AND ECONOMIC GROWTH**

**EXECUTIVE REORGANIZATION**

WHEREAS, Section 1 of Article V of the Michigan Constitution of 1963 vests the executive power of the State of Michigan in the Governor;

WHEREAS, Section 2 of Article V of the Michigan Constitution of 1963 empowers the Governor to make changes in the organization of the executive branch of state government or in the assignment of functions among its units that the Governor considers necessary for efficient administration;

WHEREAS, there is a continuing need to reorganize functions amongst state departments to ensure efficient administration and effectiveness of government;

WHEREAS, abolishing the Third Party Administrator Advisory Board will contribute to a smaller and more efficient state government;

NOW, THEREFORE, I, Jennifer M. Granholm, Governor of the State of Michigan, by virtue of the power and authority vested in the Governor by the Michigan Constitution of 1963 and Michigan law, order the following:

**I. DEFINITIONS**

As used in this Order:

A. “Department of Energy, Labor, and Economic Growth” means the principal department of state government created by Section 225 of the Executive Organization Act of 1965, 1965 PA 380, MCL 16.325, and renamed by Executive Order 1996-2, MCL 445.2001, by Executive Order 2003-18, MCL 445.2011, and by Executive Order 2008-20.

B. “Third Party Administrator Advisory Board” or “TPA Advisory Board” means the board created under Section 19 of the Third Party Administrator Act, 1984 PA 218, MCL 550.919.

C. “State Budget Director” means the individual appointed by the Governor pursuant to Section 321 of The Management and Budget Act, 1984 PA 431, MCL 18.1321.

D. “Type III transfer” means that term as defined under Section 3(c) of the Executive Organization Act of 1965, 1965 PA 380, MCL 16.103.

**II. TRANSFER OF AUTHORITY**

A. The TPA Advisory Board is transferred by Type III transfer to the Department of Energy, Labor, and Economic Growth.

B. The TPA Advisory Board is abolished.

**III. IMPLEMENTATION OF TRANSFERS**

A. The Director of the Department of Energy, Labor, and Economic Growth shall provide executive direction and supervision for the implementation of all transfers of functions under this Order and shall make internal organizational changes as necessary to complete the transfers under this Order.

B. The functions transferred under this Order shall be administered by the Director of the Department of Energy, Labor, and Economic Growth in such ways as to promote efficient administration.

C. All records, property, and unexpended balances of appropriations, allocations, and other funds used, held, employed, available, or to be made available to the TPA Advisory Board for the activities, powers, duties, functions, and responsibilities transferred under this Order are transferred to the Department of Energy, Labor, and Economic Growth.

D. The State Budget Director shall determine and authorize the most efficient manner possible for handling financial transactions and records in the state's financial management system necessary for the implementation of this Order.

#### **IV. MISCELLANEOUS**

A. All rules, orders, contracts, and agreements relating to the functions transferred under this Order lawfully adopted prior to the effective date of this Order shall continue to be effective until revised, amended, repealed, or rescinded.

B. This Order shall not abate any suit, action, or other proceeding lawfully commenced by, against, or before any entity affected under this Order. Any suit, action, or other proceeding may be maintained by, against, or before the appropriate successor of any entity affected under this Order.

C. The invalidity of any portion of this Order shall not affect the validity of the remainder of the Order, which may be given effect without any invalid portion. Any portion of this Order found invalid by a court or other entity with proper jurisdiction shall be severable from the remaining portions of this Order.

In fulfillment of the requirements under Section 2 of Article V of the Michigan Constitution of 1963, the provisions of this Order are effective July 31, 2009 at 12:01 a.m.

[SEAL]

Given under my hand and the Great Seal of the State of Michigan this 15th day of May, in the year of our Lord, two thousand nine.

Jennifer M. Granholm

Governor

By the Governor:

Terri L. Land

Secretary of State

The message was referred to the Clerk.

The following message from the Governor was received May 15, 2009 and read:

### **EXECUTIVE ORDER**

**No. 2009 – 30**

#### **AMENDMENT OF EXECUTIVE ORDER 2007-47**

#### **MICHIGAN INTELLIGENCE OPERATIONS CENTER FOR HOMELAND SECURITY**

#### **DEPARTMENT OF STATE POLICE**

WHEREAS, Section 1 of Article V of the Michigan Constitution of 1963 vests the executive power of the State of Michigan in the Governor;

WHEREAS, under section 8 of Article V of the Michigan Constitution of 1963, it is the responsibility of the Governor to take care that the laws be faithfully executed;

WHEREAS, Section 2 of Article V of the Michigan Constitution of 1963 empowers the Governor to make changes in the organization of the executive branch of state government or in the assignment of functions among its units that the Governor considers necessary for efficient administration;

WHEREAS, the Michigan Intelligence Operations Center for Homeland Security and the Advisory Board for the Michigan Intelligence Operations Center for Homeland Security were established within the Department of State Police by Executive Order 2007-47;

WHEREAS, in the interests of efficient and effective administration of state government, it is necessary to amend Executive Order 2007-47 to alter the composition of the Advisory Board for the Michigan Intelligence Operations Center for Homeland Security;

NOW, THEREFORE, I, Jennifer M. Granholm, Governor of the State of Michigan, by virtue of the power and authority vested in the Governor by the Michigan Constitution of 1963 and Michigan law, order the following:

A. Section III.B. of Executive Order 2007-47 is amended to read as follows:

“B. The Advisory Board shall consist of the following 10 members:

1. The Director of the Department of State Police.
2. The Adjutant General or his or her designee from within the Department of Military and Veterans Affairs.
3. The Director of the Department of Civil Rights or his or her designee from within the Department of Civil Rights or from the Civil Rights Commission.
4. The Director of the Department of Corrections or his or her designee from within the Department of Corrections.

5. The following members appointed by the Governor:

- a. An individual representing local police departments in Michigan or the Michigan Association of Chiefs of Police.
- b. An individual representing local sheriffs' departments in Michigan or the Michigan Sheriffs' Association.
- c. An individual representing the office of a county prosecuting attorney or the Prosecuting Attorneys Association of Michigan.

d. Three other residents of this state.”

B. Section III.C. of Executive Order 2007-47 is amended to read as follows:

“C. Members of the Advisory Board appointed or reappointed by the Governor under Section III.B.5 after December 31, 2008 shall be appointed for terms of 4 years. A vacancy caused other than by expiration of a term shall be filled by the Governor in the same manner as the original appointment for the remainder of the term.”

C. Section III.I. of Executive Order 2007-47 is amended to read as follows:

“I. The Advisory Board may do all of the following:

1. Invite the participation of up to five Michigan residents representing federal homeland security or law enforcement agencies, such as the United States Department of Homeland Security, the Federal Bureau of Investigation, the Bureau of Alcohol, Tobacco, Firearms and Explosives, the United States Attorney's Office for the Eastern District of Michigan, or the United States Attorney's Office for the Western District of Michigan.

2. Establish advisory workgroups composed of representatives of law enforcement agencies participating in Center activities, other law enforcement or public safety agencies, and other public participation as the Advisory Board deems necessary to assist the Advisory Board in its duties and responsibilities. The Advisory Board may adopt, reject, or modify any recommendations proposed by an advisory workgroup.”

In fulfillment of the requirements under Section 2 of Article V of the Michigan Constitution of 1963, the provisions of this Order are effective July 31, 2009 at 12:01 a.m.

[SEAL]

Given under my hand and the Great Seal of the State of Michigan this 15th day of May in the year of our Lord, two thousand nine.

Jennifer M. Granholm

Governor

By the Governor:

Terri L. Land

Secretary of State

The message was referred to the Clerk.

### Communications from State Officers

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

May 11, 2009

I am writing to inform you that an error was discovered in the Secondary Road Patrol (SRP) and Traffic Accident Prevention Program's Fiscal Year 2008 Annual Report and Evaluation.

The error is reflected on pages 26 and 27 of the report. Four column headings were inaccurately labeled and therefore did not correlate with the data below them.

Enclosed are corrected pages 26 and 27 to insert in your copy of the annual report. The corrected report has also been posted on the Office of Highway Safety Planning's Web site at [www.michigan.gov/ohsp](http://www.michigan.gov/ohsp).

I extend my sincere apologies for any inconvenience this may have caused.

Sincerely,

JULIE A. ROTH

Program Coordinator, Secondary Road Patrol  
Office of Highway Safety Planning

The communication was referred to the Clerk.

### Introduction of Bills

Reps. Angerer, Proos, Spade, Kurtz, Tyler, Lori, Schuitmaker, Valentine and Knollenberg introduced

#### House Bill No. 4953, entitled

A bill to amend 1933 PA 167, entitled "General sales tax act," by amending section 4d (MCL 205.54d), as amended by 2008 PA 556.

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



Reps. Proos, Angerer, Spade, Kurtz, Tyler, Lori, Schuitmaker, Valentine and Knollenberg introduced

**House Bill No. 4954, entitled**

A bill to amend 2004 PA 175, entitled "Streamlined sales and use tax revenue equalization act," by amending section 5 (MCL 205.175).

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

Reps. Horn, Crawford, Haines, Polidori, Stamas, Kowall, Moss, Knollenberg and Dean introduced

**House Bill No. 4955, entitled**

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending sections 803e, 803i, 803j, 803k, and 803l (MCL 257.803e, 257.803i, 257.803j, 257.803k, and 257.803l), section 803e as amended by 2003 PA 30, section 803i as amended by 1998 PA 68, sections 803j and 803k as amended by 1999 PA 183, and section 803l as amended by 2000 PA 77.

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

Reps. Horn, Crawford, Haines, Stamas, Kowall, Moss and Knollenberg introduced

**House Bill No. 4956, entitled**

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending section 74117 (MCL 324.74117), as amended by 2006 PA 477.

The bill was read a first time by its title and referred to the Committee on Tourism, Outdoor Recreation and Natural Resources.

Reps. Espinoza, Terry Brown, Neumann, Polidori and Lori introduced

**House Bill No. 4957, entitled**

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending section 811e (MCL 257.811e), as amended by 2006 PA 562, and by adding section 811r.

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

Reps. Knollenberg, Barnett, Valentine, Roberts, Durhal, Coulouris, Robert Jones, Geiss, Slavens, Liss, Bauer, Meadows, Nerat and Lisa Brown introduced

**House Bill No. 4958, entitled**

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," (MCL 257.1 to 257.923) by adding section 601e.

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

Reps. Leland, Valentine, Barnett, Roberts, Durhal, Coulouris, Robert Jones, Geiss, Lisa Brown, Slavens, Liss, Bauer, Meadows and Nerat introduced

**House Bill No. 4959, entitled**

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending section 12e of chapter XVII (MCL 777.12e), as amended by 2008 PA 297.

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

Reps. Leland, Barnett, Valentine, Roberts, Durhal, Coulouris, Robert Jones, Geiss, Knollenberg, Slavens, Liss, Bauer, Meadows, Nerat and Lisa Brown introduced

**House Bill No. 4960, entitled**

A bill to amend 2006 PA 384, entitled "Driver education provider and instructor act," by amending section 37 (MCL 256.657).

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

Reps. Gonzales, Donigan, Bauer, Kandrevas, Polidori, LeBlanc, Geiss, Lahti, Melton, Byrnes and Dean introduced

**House Bill No. 4961, entitled**

A bill to amend 1964 PA 286, entitled "An act to provide for the organization, powers, and duties of the state transportation commission and the state transportation department; to provide for the appointment, powers, and duties of the state transportation director; to abolish the office of state highway commissioner and the commissioner's advisory

board and to transfer their powers and duties; to provide for penalties and remedies; and to repeal certain acts and parts of acts," by amending the title and sections 1, 6a, 7, 7a, and 10 (MCL 247.801, 247.806a, 247.807, 247.807a, and 247.810), the title as amended by 1984 PA 398 and section 7a as amended by 1981 PA 122, and by adding sections 7b, 7c, 7d, 7e, 7f, and 7g.

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

Reps. Ball, Donigan, Bauer, Kandrevas, Gonzales, Polidori, LeBlanc, Geiss, Lahti, Melton, Byrnes and Dean introduced **House Bill No. 4962, entitled**

A bill to amend 1951 PA 51, entitled "An act to provide for the classification of all public roads, streets, and highways in this state, and for the revision of that classification and for additions to and deletions from each classification; to set up and establish the Michigan transportation fund; to provide for the deposits in the Michigan transportation fund of specific taxes on motor vehicles and motor vehicle fuels; to provide for the allocation of funds from the Michigan transportation fund and the use and administration of the fund for transportation purposes; to set up and establish the truck safety fund; to provide for the allocation of funds from the truck safety fund and administration of the fund for truck safety purposes; to set up and establish the Michigan truck safety commission; to establish certain standards for road contracts for certain businesses; to provide for the continuing review of transportation needs within the state; to authorize the state transportation commission, counties, cities, and villages to borrow money, issue bonds, and make pledges of funds for transportation purposes; to authorize counties to advance funds for the payment of deficiencies necessary for the payment of bonds issued under this act; to provide for the limitations, payment, retirement, and security of the bonds and pledges; to provide for appropriations and tax levies by counties and townships for county roads; to authorize contributions by townships for county roads; to provide for the establishment and administration of the state trunk line fund, local bridge fund, comprehensive transportation fund, and certain other funds; to provide for the deposits in the state trunk line fund, critical bridge fund, comprehensive transportation fund, and certain other funds of money raised by specific taxes and fees; to provide for definitions of public transportation functions and criteria; to define the purposes for which Michigan transportation funds may be allocated; to provide for Michigan transportation fund grants; to provide for review and approval of transportation programs; to provide for submission of annual legislative requests and reports; to provide for the establishment and functions of certain advisory entities; to provide for conditions for grants; to provide for the issuance of bonds and notes for transportation purposes; to provide for the powers and duties of certain state and local agencies and officials; to provide for the making of loans for transportation purposes by the state transportation department and for the receipt and repayment by local units and agencies of those loans from certain specified sources; and to repeal acts and parts of acts," by amending sections 1g and 9a (MCL 247.651g and 247.659a), as amended by 2007 PA 199.

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

Reps. Ball, Donigan, Bauer, Kandrevas, Gonzales, Polidori, LeBlanc, Geiss, Lahti, Wayne Schmidt, Melton, Byrnes and Dean introduced

**House Bill No. 4963, entitled**

A bill to amend 1951 PA 51, entitled "An act to provide for the classification of all public roads, streets, and highways in this state, and for the revision of that classification and for additions to and deletions from each classification; to set up and establish the Michigan transportation fund; to provide for the deposits in the Michigan transportation fund of specific taxes on motor vehicles and motor vehicle fuels; to provide for the allocation of funds from the Michigan transportation fund and the use and administration of the fund for transportation purposes; to set up and establish the truck safety fund; to provide for the allocation of funds from the truck safety fund and administration of the fund for truck safety purposes; to set up and establish the Michigan truck safety commission; to establish certain standards for road contracts for certain businesses; to provide for the continuing review of transportation needs within the state; to authorize the state transportation commission, counties, cities, and villages to borrow money, issue bonds, and make pledges of funds for transportation purposes; to authorize counties to advance funds for the payment of deficiencies necessary for the payment of bonds issued under this act; to provide for the limitations, payment, retirement, and security of the bonds and pledges; to provide for appropriations and tax levies by counties and townships for county roads; to authorize contributions by townships for county roads; to provide for the establishment and administration of the state trunk line fund, local bridge fund, comprehensive transportation fund, and certain other funds; to provide for the deposits in the state trunk line fund, critical bridge fund, comprehensive transportation fund, and certain other funds of money raised by specific taxes and fees; to provide for definitions of public transportation functions and criteria; to define the purposes for which Michigan transportation funds may be allocated; to provide for Michigan transportation fund grants; to provide for review and approval of transportation programs; to provide for submission of annual legislative requests and reports; to provide for the establishment and functions of certain advisory entities; to provide for conditions for grants; to provide for the issuance of bonds and notes for transportation purposes; to provide for the powers and duties of certain state and

local agencies and officials; to provide for the making of loans for transportation purposes by the state transportation department and for the receipt and repayment by local units and agencies of those loans from certain specified sources; and to repeal acts and parts of acts," by amending section 9a (MCL 247.659a), as amended by 2007 PA 199.

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

Reps. Lori, Donigan, Bauer, Kandrevas, Gonzales, Polidori, LeBlanc, Pearce, Geiss, Wayne Schmidt, Melton, Byrnes and Dean introduced

**House Bill No. 4964, entitled**

A bill to amend 1951 PA 51, entitled "An act to provide for the classification of all public roads, streets, and highways in this state, and for the revision of that classification and for additions to and deletions from each classification; to set up and establish the Michigan transportation fund; to provide for the deposits in the Michigan transportation fund of specific taxes on motor vehicles and motor vehicle fuels; to provide for the allocation of funds from the Michigan transportation fund and the use and administration of the fund for transportation purposes; to set up and establish the truck safety fund; to provide for the allocation of funds from the truck safety fund and administration of the fund for truck safety purposes; to set up and establish the Michigan truck safety commission; to establish certain standards for road contracts for certain businesses; to provide for the continuing review of transportation needs within the state; to authorize the state transportation commission, counties, cities, and villages to borrow money, issue bonds, and make pledges of funds for transportation purposes; to authorize counties to advance funds for the payment of deficiencies necessary for the payment of bonds issued under this act; to provide for the limitations, payment, retirement, and security of the bonds and pledges; to provide for appropriations and tax levies by counties and townships for county roads; to authorize contributions by townships for county roads; to provide for the establishment and administration of the state trunk line fund, local bridge fund, comprehensive transportation fund, and certain other funds; to provide for the deposits in the state trunk line fund, critical bridge fund, comprehensive transportation fund, and certain other funds of money raised by specific taxes and fees; to provide for definitions of public transportation functions and criteria; to define the purposes for which Michigan transportation funds may be allocated; to provide for Michigan transportation fund grants; to provide for review and approval of transportation programs; to provide for submission of annual legislative requests and reports; to provide for the establishment and functions of certain advisory entities; to provide for conditions for grants; to provide for the issuance of bonds and notes for transportation purposes; to provide for the powers and duties of certain state and local agencies and officials; to provide for the making of loans for transportation purposes by the state transportation department and for the receipt and repayment by local units and agencies of those loans from certain specified sources; and to repeal acts and parts of acts," by amending section 12 (MCL 247.662), as amended by 2002 PA 498.

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

Reps. Wayne Schmidt, Donigan, Bauer, Kandrevas, Gonzales, Polidori, Pearce, Geiss, Ball, Melton, Byrnes and Dean introduced

**House Bill No. 4965, entitled**

A bill to amend 1951 PA 51, entitled "An act to provide for the classification of all public roads, streets, and highways in this state, and for the revision of that classification and for additions to and deletions from each classification; to set up and establish the Michigan transportation fund; to provide for the deposits in the Michigan transportation fund of specific taxes on motor vehicles and motor vehicle fuels; to provide for the allocation of funds from the Michigan transportation fund and the use and administration of the fund for transportation purposes; to set up and establish the truck safety fund; to provide for the allocation of funds from the truck safety fund and administration of the fund for truck safety purposes; to set up and establish the Michigan truck safety commission; to establish certain standards for road contracts for certain businesses; to provide for the continuing review of transportation needs within the state; to authorize the state transportation commission, counties, cities, and villages to borrow money, issue bonds, and make pledges of funds for transportation purposes; to authorize counties to advance funds for the payment of deficiencies necessary for the payment of bonds issued under this act; to provide for the limitations, payment, retirement, and security of the bonds and pledges; to provide for appropriations and tax levies by counties and townships for county roads; to authorize contributions by townships for county roads; to provide for the establishment and administration of the state trunk line fund, local bridge fund, comprehensive transportation fund, and certain other funds; to provide for the deposits in the state trunk line fund, critical bridge fund, comprehensive transportation fund, and certain other funds of money raised by specific taxes and fees; to provide for definitions of public transportation functions and criteria; to define the purposes for which Michigan transportation funds may be allocated; to provide for Michigan transportation fund grants; to provide for review and approval of transportation programs; to provide for submission of annual legislative requests and reports; to provide for the establishment and functions of certain advisory entities; to provide for conditions for grants; to provide for the issuance of bonds and notes for transportation purposes; to provide for the powers and duties of certain state and local agencies and officials; to provide for the making of loans for transportation purposes by the state transportation

department and for the receipt and repayment by local units and agencies of those loans from certain specified sources; and to repeal acts and parts of acts," by amending section 10e (MCL 247.660e), as amended by 2008 PA 487.

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

Reps. Donigan, Bauer, Kandrevas, Polidori, Gonzales, Geiss, Byrnes, Dean and Melton introduced  
**House Bill No. 4966, entitled**

A bill to amend 1951 PA 51, entitled "An act to provide for the classification of all public roads, streets, and highways in this state, and for the revision of that classification and for additions to and deletions from each classification; to set up and establish the Michigan transportation fund; to provide for the deposits in the Michigan transportation fund of specific taxes on motor vehicles and motor vehicle fuels; to provide for the allocation of funds from the Michigan transportation fund and the use and administration of the fund for transportation purposes; to set up and establish the truck safety fund; to provide for the allocation of funds from the truck safety fund and administration of the fund for truck safety purposes; to set up and establish the Michigan truck safety commission; to establish certain standards for road contracts for certain businesses; to provide for the continuing review of transportation needs within the state; to authorize the state transportation commission, counties, cities, and villages to borrow money, issue bonds, and make pledges of funds for transportation purposes; to authorize counties to advance funds for the payment of deficiencies necessary for the payment of bonds issued under this act; to provide for the limitations, payment, retirement, and security of the bonds and pledges; to provide for appropriations and tax levies by counties and townships for county roads; to authorize contributions by townships for county roads; to provide for the establishment and administration of the state trunk line fund, local bridge fund, comprehensive transportation fund, and certain other funds; to provide for the deposits in the state trunk line fund, critical bridge fund, comprehensive transportation fund, and certain other funds of money raised by specific taxes and fees; to provide for definitions of public transportation functions and criteria; to define the purposes for which Michigan transportation funds may be allocated; to provide for Michigan transportation fund grants; to provide for review and approval of transportation programs; to provide for submission of annual legislative requests and reports; to provide for the establishment and functions of certain advisory entities; to provide for conditions for grants; to provide for the issuance of bonds and notes for transportation purposes; to provide for the powers and duties of certain state and local agencies and officials; to provide for the making of loans for transportation purposes by the state transportation department and for the receipt and repayment by local units and agencies of those loans from certain specified sources; and to repeal acts and parts of acts," by amending section 10e (MCL 247.660e), as amended by 2008 PA 487.

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

Reps. Kandrevas, Donigan, Bauer, Gonzales, Polidori, Byrnes and Dean introduced  
**House Bill No. 4967, entitled**

A bill to provide for the establishment of a transit investment zone tax increment finance authority; to prescribe the powers and duties of the authority; to authorize the acquisition and disposal of interests in real and personal property; to authorize the creation and implementation of development plans and development areas; to promote improvement in areas where transit projects are to be implemented; to create a board; to prescribe the powers and duties of the board; to authorize the issuance of bonds and other evidences of indebtedness; to authorize the use of tax increment financing; to prescribe powers and duties of certain state officials; to provide for rule promulgation; and to provide for enforcement of the act.

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

Reps. McMillin, Horn, Agema, Amash, Denby, Haveman, Stamas, Lund and Genetski introduced  
**House Bill No. 4968, entitled**

A bill to amend 1965 PA 166, entitled "An act to require prevailing wages and fringe benefits on state projects; to establish the requirements and responsibilities of contracting agents and bidders; and to prescribe penalties," by amending section 1 (MCL 408.551).

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

Reps. Agema, Rocca, Lori, McMillin, Knollenberg, Haines, Marleau, Hildenbrand, Schuitmaker, Walsh, Meltzer, Calley, Daley, Horn and Kurtz introduced

**House Bill No. 4969, entitled**

A bill to amend 1980 PA 299, entitled "Occupational code," by amending section 1019 (MCL 339.1019), as amended by 1992 PA 253.

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

Reps. Walsh, Kowall, Knollenberg, Meltzer, Denby, Pearce, Wayne Schmidt, Booher, Agema, Lund, Rick Jones, Haines, Haveman, Marleau, Meekhof, Calley, Meadows, Terry Brown, Moss, Bolger, Kurtz, Kandrevas, LeBlanc, Gregory, Genetski, Amash, Schuitmaker, Lori, Slezak and Stamas introduced

**House Bill No. 4970, entitled**

A bill to amend 1998 PA 386, entitled "Estates and protected individuals code," (MCL 700.1101 to 700.8102) by adding section 5109.

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

Reps. Dean, Durhal, Gregory, Miller, Switalski, Cushingberry, Lipton, Lemmons, Rocca, Polidori, Roy Schmidt, Slezak, Valentine, Bledsoe, Stanley and Hammel introduced

**House Bill No. 4971, entitled**

A bill to amend 1975 PA 238, entitled "Child protection law," by amending section 7j (MCL 722.627j), as amended by 2008 PA 374.

The bill was read a first time by its title and referred to the Committee on Families and Children's Services.

Reps. Lipton, Constan, Liss, Young, Kennedy and Barnett introduced

**House Bill No. 4972, entitled**

A bill to amend 1956 PA 218, entitled "The insurance code of 1956," by amending sections 2109, 2115, 2403, and 2603 (MCL 500.2109, 500.2115, 500.2403, and 500.2603), section 2115 as amended by 1980 PA 461 and section 2403 as amended by 1993 PA 200.

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

Reps. Lipton, Valentine, Warren, Scripps, Smith, Tyler and Bolger introduced

**House Bill No. 4973, entitled**

A bill to operate certain programs in certain state agencies; to give certain priorities; and to impose certain duties and responsibilities on certain state employees and public employees.

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

---

Rep. Meekhof moved that the House adjourn.  
The motion prevailed, the time being 3:00 p.m.

The Speaker Pro Tempore declared the House adjourned until Wednesday, May 20, at 1:30 p.m.

RICHARD J. BROWN  
Clerk of the House of Representatives

