

No. 34
JOURNAL OF THE HOUSE

House Chamber, Lansing, Thursday, April 24, 1997.

10:00 a.m.

The House was called to order by the Speaker.

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

Agee—present	Fitzgerald—present	Kaza—present	Price—present
Alley—present	Frank—present	Kelly—present	Profit—present
Anthony—present	Freeman—present	Kilpatrick—present	Prusi—present
Baade—excused	Gagliardi—present	Kukuk—present	Quarles—present
Baird—present	Galloway—present	LaForge—present	Raczkowski—present
Bankes—present	Geiger—present	Law—present	Rhead—present
Birkholz—present	Gernaat—present	Leland—present	Richner—present
Bobier—present	Gilmer—present	LeTarte—present	Rison—present
Bodem—present	Gire—present	Llewellyn—present	Rocca—present
Bogardus—present	Godchaux—present	London—present	Schauer—present
Brackenridge—present	Goschka—present	Lowe—present	Schermesser—present
Brater—present	Green—present	Mans—present	Schroer—present
Brewer—present	Griffin—e/d/s	Martinez—present	Scott—present
Brown—present	Gubow—present	Mathieu—present	Scranton—present
Byl—present	Gustafson—present	McBryde—present	Sikkema—present
Callahan—present	Hale—present	McManus—present	Stallworth—present
Cassis—present	Hammerstrom—present	McNutt—present	Tesanovich—present
Cherry—present	Hanley—present	Middaugh—present	Thomas—present
Ciaramitaro—present	Harder—present	Middleton—present	Varga—present
Crissman—present	Hertel—present	Murphy—present	Vaughn—e/d/s
Cropsey—present	Hood—present	Nye—present	Voorhees—present
Curtis—present	Horton—present	Olshove—present	Walberg—present
Dalman—present	Jansen—present	Owen—present	Wallace—present
DeHart—present	Jaye—present	Oxender—present	Wetters—present
DeVuyst—present	Jelinek—present	Palamara—present	Whyman—present
Dobb—present	Jellema—present	Parks—present	Willard—present
Dobronski—present	Johnson—present	Perricone—present	Wojno—present
Emerson—present			

e/d/s = entered during session

Rep. Thomas Middleton, from the 46th District, offered the following invocation:

“God, Look over us in our decisions today as we look at financing the schools of this state and help us to make the right decisions. Amen.”

Rep. Dobronski moved that Rep. Baade be excused from today’s session.
The motion prevailed.

Notices

April 24, 1997

In accordance with House Rule 10, I hereby designate Representative Michael Hanley, to be the Presiding Officer for all, or part of today’s session.

Sincerely,
Curtis Hertel
Speaker of the House

By unanimous consent the House returned to the order of
Second Reading of Bills

House Bill No. 4299, entitled

A bill to amend 1979 PA 94, entitled “The state school aid act of 1979,” by amending sections 11 and 17b (MCL 388.1611 and 388.1617b), as amended by 1996 PA 300.

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

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

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

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

Rep. Gagliardi 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. 4299, entitled

A bill to amend 1979 PA 94, entitled “The state school aid act of 1979,” by amending sections 11 and 17b (MCL 388.1611 and 388.1617b), as amended by 1996 PA 300.

The bill was read a third time.

The question being on the passage of the bill,

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

The motion prevailed.

Rep. Rhead moved that Rep. Llewellyn be excused temporarily from today’s session.
The motion prevailed.

Second Reading of Bills

House Bill No. 4310, entitled

A bill to amend 1979 PA 94, entitled “The state school aid act of 1979,” by amending sections 3, 6, 11, 13, 17b, 18, 20, 24, 26, 31a, 36, 39, 41, 51a, 52, 53a, 54, 56, 57, 58, 61a, 62, 74, 81, 94, 99, 101, 104a, 107, 108, 111, 124, 147, 151, 163, 167, and 169a (MCL 388.1603, 388.1606, 388.1611, 388.1613, 388.1617b, 388.1618, 388.1620, 388.1624,

388.1626, 388.1631a, 388.1636, 388.1639, 388.1641, 388.1651a, 388.1652, 388.1653a, 388.1654, 388.1656, 388.1657, 388.1658, 388.1661a, 388.1662, 388.1674, 388.1681, 388.1694, 388.1699, 388.1701, 388.1704a, 388.1707, 388.1708, 388.1711, 388.1724, 388.1747, 388.1751, 388.1763, 388.1767, and 388.1769a), sections 3, 6, 11, 13, 17b, 18, 20, 24, 31a, 36, 39, 41, 52, 54, 56, 57, 58, 61a, 62, 74, 81, 94, 99, 101, 104a, 111, 124, 147, 163, and 167 as amended and sections 51a, 53a, 107, 108, and 169a as added by 1996 PA 300, section 26 as amended by 1994 PA 283, and section 151 as amended by 1995 PA 130, and by adding sections 17d, 20g, 20j, 26a, 61b, 61c, and 61d; and to repeal acts and parts of acts.

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

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

Rep. Cropsey moved to amend the bill as follows:

1. Amend page 39, following line 23, by inserting:

“SEC. 27. (1) A SCHOOL-AGE CHILD WHO IS ENROLLED IN A NONPUBLIC SCHOOL OR WHO IS BEING HOME SCHOOLED MAY PARTICIPATE IN ANY EXTRACURRICULAR ACTIVITY OFFERED BY A SCHOOL OF THE DISTRICT IN WHICH THE CHILD RESIDES. THE DISTRICT IN WHICH THE CHILD RESIDES SHALL ALLOW THE CHILD TO PARTICIPATE IN THE EXTRACURRICULAR ACTIVITY ON THE SAME BASIS AS PUPILS OF THE DISTRICT SCHOOL AT WHICH THE ACTIVITY IS OFFERED. THE DISTRICT SHALL NOT PROHIBIT OR INTERFERE WITH THE CHILD’S PARTICIPATION IN THE EXTRACURRICULAR ACTIVITY BASED IN WHOLE OR PART ON THE FACT THAT THE CHILD IS ENROLLED IN A NONPUBLIC SCHOOL OR IS BEING HOME SCHOOLED OR ON THE IDENTITY OF THE NONPUBLIC SCHOOL IN WHICH THE CHILD IS ENROLLED OR OF THE PERSON PROVIDING THE HOME SCHOOLING.

(2) IF A CHILD PARTICIPATES IN AN EXTRACURRICULAR ACTIVITY PURSUANT TO SUBSECTION (1), THE DISTRICT OPERATING THE EXTRACURRICULAR ACTIVITY MAY REPORT THAT PARTICIPATION TO THE DEPARTMENT AND, UPON RECEIVING THAT REPORT, THE DEPARTMENT SHALL INCLUDE IN THE DISTRICT’S PAYMENTS UNDER THIS ACT AN ALLOCATION TO SUPPORT THE CHILD’S PARTICIPATION IN THE EXTRACURRICULAR ACTIVITY. THE AMOUNT OF THE ALLOCATION UNDER THIS SECTION IS AN AMOUNT EQUAL TO 1/6 OF THE QUOTIENT OF THE DISTRICT’S FOUNDATION ALLOWANCE UNDER SECTION 20 DIVIDED BY THE REQUIRED MINIMUM NUMBER OF DAYS OF PUPIL INSTRUCTION UNDER SECTION 1284 OF THE REVISED SCHOOL CODE, MCL 380.1284, FOR EACH DAY ON WHICH THERE IS A REGULARLY SCHEDULED MEETING, PRACTICE, PERFORMANCE, COMPETITION, OR OTHER GATHERING OF THE PARTICIPANTS OF THE EXTRACURRICULAR ACTIVITY, REGARDLESS OF WHETHER THE CHILD ACTUALLY PARTICIPATES ON THAT DAY.

(3) FROM THE APPROPRIATIONS UNDER SECTION 11, THERE IS ALLOCATED FOR 1997-98 THE AMOUNT NECESSARY TO MAKE ALLOCATIONS REQUIRED UNDER THIS SECTION.

(4) AS USED IN THIS SECTION, “EXTRACURRICULAR ACTIVITY” INCLUDES ANY ACTIVITY ENGAGED IN BY PUPILS OF A DISTRICT THAT IS NOT PART OF THE DISTRICT’S ACADEMIC CURRICULUM BUT IS IN SOME WAY SPONSORED OR ENDORSED BY THE DISTRICT.”.

The question being on the adoption of the amendment offered by Rep. Cropsey,

Rep. Cropsey demanded the yeas and nays.

The demand was supported.

The question being on the adoption of the amendment offered by Rep. Cropsey,

The amendment was not adopted, a majority of the members serving not voting therefor, by yeas and nays, as follows:

Roll Call No. 212

Yeas—42

Birkholz	Geiger	Kaza	Perricone
Bodem	Gernaat	Kukuk	Raczkowski
Brackenridge	Goschka	Law	Rhead
Cassis	Green	Lowe	Richner
Crissman	Gustafson	McBryde	Rocca
Cropsey	Hammerstrom	McManus	Scranton
Dalman	Horton	McNutt	Sikkema
DeVuyst	Jansen	Middaugh	Voorhees
Dobb	Jaye	Middleton	Walberg
Frank	Jelinek	Nye	Whyman
Galloway	Jellema		

Nays—62

Agee	Dobronski	Kilpatrick	Profit
Alley	Emerson	LaForge	Prusi

Anthony	Fitzgerald	Leland	Quarles
Baird	Freeman	LeTarte	Rison
Bankes	Gagliardi	London	Schauer
Bobier	Gilmer	Mans	Schermesser
Bogardus	Gire	Martinez	Scott
Brater	Godchaux	Mathieu	Stallworth
Brewer	Gubow	Murphy	Tesanovich
Brown	Hale	Olshove	Thomas
Byl	Hanley	Owen	Varga
Callahan	Harder	Oxender	Wallace
Cherry	Hertel	Palamara	Wetters
Ciaramitaro	Hood	Parks	Willard
Curtis	Johnson	Price	Wojno
DeHart	Kelly		

In The Chair: Hertel

Rep. Gagliardi moved that consideration of the bill be postponed temporarily.
The motion prevailed.

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

The House returned to the consideration of

House Bill No. 4299, entitled

A bill to amend 1979 PA 94, entitled "The state school aid act of 1979," by amending sections 11 and 17b (MCL 388.1611 and 388.1617b), as amended by 1996 PA 300.

(The bill was considered earlier today, see today's Journal, p. 648.)

The question being on the passage of the bill,

Reps. Gire, Profit, Crissman, LeTarte, Dalman, Godchaux and Kilpatrick moved to amend the bill as follows:

1. Amend page 19, following line 9, by inserting:

"SEC. 104B. FOR THE 1996-97 FISCAL YEAR, SECTION 1279(10) OF THE REVISED SCHOOL CODE, MCL 380.1279, DOES NOT APPLY TO A DISTRICT THAT COMPLIES WITH SECTION 104A, AND A DISTRICT IS NOT REQUIRED TO INCLUDE ON A PUPIL'S TRANSCRIPT A NOVICE LEVEL SCORE ON A STATE-ENDORSED DIPLOMA TEST."

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

The question being on the passage of the bill,

The bill was then passed, a majority of the members serving voting therefor, by yeas and nays, as follows:

Roll Call No. 213

Yeas—103

Agee	Emerson	Johnson	Profit
Alley	Fitzgerald	Kaza	Prusi
Anthony	Frank	Kelly	Quarles
Baird	Freeman	Kilpatrick	Raczkowski
Bankes	Gagliardi	Kukuk	Rhead
Birkholz	Galloway	LaForge	Richner
Bobier	Geiger	Law	Rison
Bodem	Gernaat	Leland	Rocca
Bogardus	Gilmer	LeTarte	Schauer
Brackenridge	Gire	London	Schermesser
Brater	Godchaux	Lowe	Schroer
Brewer	Goschka	Mans	Scott
Brown	Green	Martinez	Scranton
Byl	Gubow	McBryde	Sikkema
Callahan	Gustafson	McManus	Stallworth

Cassis	Hale	McNutt	Tesanovich
Cherry	Hammerstrom	Middaugh	Thomas
Ciaramitaro	Hanley	Middleton	Varga
Crissman	Harder	Murphy	Voorhees
Cropsey	Hertel	Nye	Walberg
Curtis	Hood	Olshove	Wallace
Dalman	Horton	Oxender	Wetters
DeHart	Jansen	Palamara	Whyman
DeVuyst	Jaye	Parks	Willard
Dobb	Jelinek	Perricone	Wojno
Dobronski	Jellema	Price	

Nays—0

In The Chair: Hertel

The question being on agreeing to the title of the bill,

Rep. Gagliardi moved to amend the title to read as follows:

A bill to amend 1979 PA 94, entitled “The state school aid act of 1979,” by amending sections 11, 20, 99, and 107 (MCL 388.1611, 388.1620, 388.1699, and 388.1707), sections 11, 20, and 99 as amended and section 107 as added by 1996 PA 300, and by adding sections 104b and 105a.

The motion prevailed.

The House agreed to the title as amended.

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

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

Rep. Griffin entered the House Chambers.

Second Reading of Bills

The House returned to the consideration of

House Bill No. 4310, entitled

A bill to amend 1979 PA 94, entitled “The state school aid act of 1979,” by amending sections 3, 6, 11, 13, 17b, 18, 20, 24, 26, 31a, 36, 39, 41, 51a, 52, 53a, 54, 56, 57, 58, 61a, 62, 74, 81, 94, 99, 101, 104a, 107, 108, 111, 124, 147, 151, 163, 167, and 169a (MCL 388.1603, 388.1606, 388.1611, 388.1613, 388.1617b, 388.1618, 388.1620, 388.1624, 388.1626, 388.1631a, 388.1636, 388.1639, 388.1641, 388.1651a, 388.1652, 388.1653a, 388.1654, 388.1656, 388.1657, 388.1658, 388.1661a, 388.1662, 388.1674, 388.1681, 388.1694, 388.1699, 388.1701, 388.1704a, 388.1707, 388.1708, 388.1711, 388.1724, 388.1747, 388.1751, 388.1763, 388.1767, and 388.1769a), sections 3, 6, 11, 13, 17b, 18, 20, 24, 31a, 36, 39, 41, 52, 54, 56, 57, 58, 61a, 62, 74, 81, 94, 99, 101, 104a, 111, 124, 147, 163, and 167 as amended and sections 51a, 53a, 107, 108, and 169a as added by 1996 PA 300, section 26 as amended by 1994 PA 283, and section 151 as amended by 1995 PA 130, and by adding sections 17d, 20g, 20j, 26a, 61b, 61c, and 61d; and to repeal acts and parts of acts.

(The bill was considered earlier today, see today’s Journal, p. 648.)

Rep. Jaye moved to amend the bill as follows:

1. Amend page 110, following line 13, by inserting:

“Sec. 164. ~~A~~ IF A district or intermediate district shall forfeit an amount to which the district or intermediate district otherwise would be entitled under this act equal to the district’s or intermediate district’s expenditures in the immediately preceding school fiscal year EXPENDS FUNDS for purchasing, leasing, or renting cars for board members for use within district or intermediate district boundaries; ~~and~~ for PROVIDING chauffeurs OR OTHER DRIVING SERVICES for board members or administrators ON AN ONGOING BASIS; OR FOR PROVIDING BODYGUARDS OR OTHER PERSONAL SECURITY SERVICES FOR BOARD MEMBERS OR ADMINISTRATORS ON AN ONGOING BASIS, THE DISTRICT OR INTERMEDIATE DISTRICT SHALL FORFEIT IN THE NEXT STATE FISCAL YEAR 5% OF ITS TOTAL STATE SCHOOL AID ALLOCATION UNDER THIS ACT.”.

The question being on the adoption of the amendment offered by Rep. Jaye,
Rep. Goschka demanded the yeas and nays.

The demand was supported.

The question being on the adoption of the amendment offered by Rep. Jaye,
After debate,

Rep. Palamara demanded the previous question.

The demand was supported.

The question being, "Shall the main question now be put?"

The previous question was ordered.

The question being on the adoption of the amendment offered by Rep. Jaye,

The amendment was not adopted, a majority of the members serving not voting therefor, by yeas and nays, as follows:

Roll Call No. 214

Yeas—43

Birkholz	Frank	Kukuk	Raczkowski
Bogardus	Galloway	Law	Rhead
Brewer	Gernaat	Llewellyn	Richner
Brown	Goschka	Lowe	Rocca
Byl	Green	McBryde	Scranton
Callahan	Gustafson	McManus	Sikkema
Cassis	Horton	McNutt	Voorhees
Cropsey	Jansen	Middleton	Walberg
Curtis	Jaye	Olshove	Whyman
DeVuyst	Jelinek	Palamara	Wojno
Fitzgerald	Kaza	Perricone	

Nays—59

Agee	Emerson	Johnson	Price
Alley	Freeman	Kelly	Prusi
Anthony	Gagliardi	Kilpatrick	Quarles
Baird	Gilmer	LaForge	Rison
Bankes	Gire	Leland	Schauer
Bobier	Godchaux	LeTarte	Schermesser
Bodem	Griffin	London	Schroer
Brackenridge	Gubow	Mans	Scott
Brater	Hale	Martinez	Stallworth
Cherry	Hammerstrom	Mathieu	Tesanovich
Ciaramitaro	Hanley	Middaugh	Thomas
Crissman	Harder	Murphy	Varga
Dalman	Hertel	Owen	Wallace
Dobb	Hood	Oxender	Wetters
Dobronski	Jellema	Parks	

In The Chair: Hertel

Rep. Hammerstrom moved to amend the bill as follows:

1. Amend page 80, line 26, after "(a)" by striking out "\$5,750,000.00" and inserting "\$4,000,000.00".
2. Amend page 81, line 3, after "(b)" by striking out "\$1,000,000.00" and inserting "\$750,000.00".
3. Amend page 81, following line 11, by inserting:

"(D) \$2,000,000.00 IS ALLOCATED TO THE DEPARTMENT FOR GRANTS TO BE DISTRIBUTED BY THE DEPARTMENT TO TEACHERS EMPLOYED BY A DISTRICT OR INTERMEDIATE DISTRICT FOR

REIMBURSEMENT OF PERSONAL EXPENSES INCURRED BY A TEACHER WHO PURCHASES MATERIALS OR SUPPLIES FOR USE FOR INSTRUCTIONAL PURPOSES IN THE TEACHER'S CLASSROOM OR SCHOOL. A TEACHER SEEKING A REIMBURSEMENT GRANT UNDER THIS SUBDIVISION SHALL APPLY TO THE DEPARTMENT IN THE FORM AND MANNER PRESCRIBED BY THE DEPARTMENT.”.

4. Amend page 81, line 13, after “allocated” by inserting “TO DISTRICTS AND INTERMEDIATE DISTRICTS”.

The question being on the adoption of the amendments offered by Rep. Hammerstrom,

Rep. Gustafson demanded the yeas and nays.

The demand was supported.

The question being on the adoption of the amendments offered by Rep. Hammerstrom,

The amendments were not adopted, a majority of the members serving not voting therefor, by yeas and nays, as follows:

Roll Call No. 215**Yeas—47**

Alley	DeVuyst	Kelly	Raczkowski
Bankes	Geiger	Kukuk	Rhead
Birkholz	Gernaat	London	Richner
Bobier	Goschka	Lowe	Rocca
Bodem	Green	McBryde	Schroer
Brackenridge	Gustafson	McManus	Scranton
Brater	Hammerstrom	McNutt	Sikkema
Brewer	Horton	Middaugh	Voorhees
Byl	Jansen	Nye	Walberg
Cropsey	Jelinek	Oxender	Wetters
Dalman	Jellema	Perricone	Whyman
DeHart	Johnson	Profit	

Nays—57

Agee	Freeman	Kaza	Price
Anthony	Gagliardi	Kilpatrick	Prusi
Baird	Galloway	LaForge	Quarles
Bogardus	Gilmer	Leland	Rison
Brown	Gire	LeTarte	Schauer
Callahan	Godchaux	Llewellyn	Schermesser
Cassis	Griffin	Mans	Scott
Cherry	Gubow	Martinez	Stallworth
Ciaramitaro	Hale	Mathieu	Tesanovich
Crissman	Hanley	Middleton	Thomas
Curtis	Harder	Murphy	Varga
Dobb	Hertel	Olshove	Wallace
Dobronski	Hood	Owen	Willard
Emerson	Jaye	Parks	Wojno
Frank			

In The Chair: Hertel

Rep. McNutt moved to amend the bill as follows:

1. Amend page 80, line 15, after “380.1278” by inserting “AND THAT HAS SATISFACTORY PARTICIPATION IN THE MICHIGAN EDUCATIONAL ASSESSMENT PROGRAM”.

2. Amend page 80, line 18, after “LEVELS” by inserting “AND THAT AT LEAST 90% OF ITS PUPILS ELIGIBLE TO TAKE THE MICHIGAN EDUCATIONAL ASSESSMENT PROGRAM TESTS ADMINISTERED IN THE IMMEDIATELY PRECEDING SCHOOL YEAR ACTUALLY COMPLETED THOSE TESTS”.

The question being on the adoption of the amendments offered by Rep. McNutt,
Rep. McNutt demanded the yeas and nays.

The demand was supported.

The question being on the adoption of the amendments offered by Rep. McNutt,

The amendments were not adopted, a majority of the members serving not voting therefor, by yeas and nays, as follows:

Roll Call No. 216**Yeas—51**

Alley	Dobb	Jellema	Nye
Banks	Fitzgerald	Johnson	Perricone
Birkholz	Galloway	Kukuk	Rackowski
Bobier	Geiger	Law	Rhead
Bodem	Gernaat	LeTarte	Richner
Brackenridge	Goschka	Llewellyn	Rocca
Brown	Green	London	Scranton
Byl	Gustafson	Lowe	Sikkema
Cassis	Hammerstrom	McBryde	Voorhees
Cropsey	Horton	McManus	Walberg
Curtis	Jansen	McNutt	Whyman
Dalman	Jaye	Middaugh	Willard
DeVuyst	Jelinek	Middleton	

Nays—50

Agee	Gagliardi	LaForge	Rison
Baird	Gilmer	Leland	Schauer
Bogardus	Gire	Mans	Schermesser
Brater	Godchaux	Martinez	Schroer
Brewer	Griffin	Mathieu	Scott
Callahan	Gubow	Murphy	Stallworth
Cherry	Hale	Owen	Tesanovich
Ciaramitaro	Hanley	Oxender	Thomas
Crissman	Harder	Parks	Varga
Dobronski	Hertel	Price	Wallace
Emerson	Hood	Prusi	Wetters
Frank	Kaza	Quarles	Wojno
Freeman	Kelly		

In The Chair: Hertel

Rep. Dalman moved to amend the bill as follows:

1. Amend page 80, line 8, by striking out all of section 94A.
2. Amend page 80, line 26, after "(a)" by inserting "SUBJECT TO SUBSECTION (3)."
3. Amend page 81, line 12, after "(2)" by striking out "THE" and inserting "Subject to subsection (3), the".
4. Amend page 81, following line 23, by inserting:

"(3) NOT LATER THAN AUGUST 1 OF EACH YEAR, THE DEPARTMENT SHALL PROVIDE TO EACH DISTRICT SUFFICIENT COPIES OF THE STATE BOARD MODEL CORE ACADEMIC CURRICULUM CONTENT STANDARDS DEVELOPED UNDER SECTION 1278 OF THE REVISED SCHOOL CODE, MCL 380.1278, FOR A COPY TO BE DISTRIBUTED TO EACH CLASSROOM TEACHER AND TO EACH ADMINISTRATOR INVOLVED IN CURRICULUM DEVELOPMENT. A DISTRICT SHALL NOTIFY THE DEPARTMENT NOT LATER THAN JUNE 1 OF EACH YEAR OF THE NUMBER OF CLASSROOM TEACHERS AND ADMINISTRATORS INVOLVED IN CURRICULUM DEVELOPMENT EXPECTED TO BE EMPLOYED BY THE DISTRICT IN THE NEXT SCHOOL YEAR. UPON RECEIPT OF THE COPIES FROM THE DEPARTMENT, A DISTRICT SHALL DISTRIBUTE A COPY TO EACH CLASSROOM TEACHER AND TO EACH ADMINISTRATOR INVOLVED IN CURRICULUM DEVELOPMENT. THE DEPARTMENT SHALL USE MONEY ALLOCATED UNDER SUBSECTION (1)(A) TO FUND THE REQUIREMENTS OF THIS SUBSECTION." and renumbering the remaining subsections.

The question being on the adoption of the amendments offered by Rep. Dalman,
Rep. Dalman demanded the yeas and nays.

The demand was supported.

The question being on the adoption of the amendments offered by Rep. Dalman,

The amendments were not adopted, a majority of the members serving not voting therefor, by yeas and nays, as follows:

Roll Call No. 217**Yeas—50**

Birkholz	Galloway	Kukuk	Raczkowski
Bobier	Geiger	Law	Rhead
Bodem	Gernaat	LeTarte	Richner
Brackenridge	Godchaux	Lowe	Rocca
Brater	Goschka	McBryde	Schroer
Brown	Green	McManus	Scranton
Byl	Gustafson	McNutt	Sikkema
Cassis	Hammerstrom	Middaugh	Varga
Crissman	Horton	Middleton	Voorhees
Cropsey	Jansen	Nye	Walberg
Dalman	Jaye	Perricone	Whyman
DeVuyst	Jellema	Profit	Willard
Fitzgerald	Kaza		

Nays—46

Agee	Gagliardi	LaForge	Quarles
Alley	Gilmer	Leland	Rison
Baird	Gire	Mans	Schauer
Bankes	Griffin	Martinez	Schermesser
Bogardus	Gubow	Mathieu	Scott
Brewer	Hale	Olshove	Stallworth
Callahan	Hanley	Oxender	Tesanovich
Cherry	Harder	Palamara	Thomas
Dobronski	Hertel	Parks	Wallace
Emerson	Hood	Price	Wetters
Frank	Jelinek	Prusi	Wojno
Freeman	Kelly		

In The Chair: Hertel

Rep. Hammerstrom moved that Rep. Green be excused temporarily from today's session.
The motion prevailed.

Rep. Dalman moved to amend the bill as follows:

1. Amend page 50, following line 7, by inserting:

“(7) THE BOARD OF A DISTRICT SHALL ENSURE THAT A PUPIL ENROLLED IN GRADES K-3, OTHER THAN A PUPIL ELIGIBLE FOR SPECIAL EDUCATION PROGRAMS AND SERVICES, IS NOT ADVANCED TO THE NEXT GRADE LEVEL UNLESS THE PUPIL HAS DEMONSTRATED THAT HE OR SHE HAS ACHIEVED READING PROFICIENCY AT LEAST AT THE PUPIL'S CURRENT GRADE LEVEL. HOWEVER, AFTER 2 SCHOOL YEARS AT THE SAME GRADE LEVEL, A PUPIL MAY BE ADVANCED TO THE NEXT GRADE LEVEL WITHOUT DEMONSTRATING THE READING PROFICIENCY REQUIRED UNDER THIS SUBSECTION IF THE PUPIL'S PARENT OR LEGAL GUARDIAN AND SCHOOL OFFICIALS AGREE IN WRITING TO THE ADVANCEMENT.” and renumbering the remaining subsection.

The question being on the adoption of the amendment offered by Rep. Dalman,
Rep. Dalman demanded the yeas and nays.

The demand was supported.

The question being on the adoption of the amendment offered by Rep. Dalman,

The amendment was not adopted, a majority of the members serving not voting therefor, by yeas and nays, as follows:

Roll Call No. 218**Yeas—40**

Banks	Fitzgerald	Johnson	Nye
Birkholz	Geiger	Kukuk	Olshove
Bobier	Gernaat	Law	Perricone
Bodem	Gilmer	LeTarte	Rhead
Brewer	Goschka	London	Richner
Cherry	Gustafson	Lowe	Rocca
Cropsey	Horton	McBryde	Scranton
Curtis	Jansen	McManus	Sikkema
Dalman	Jaye	McNutt	Walberg
DeVuyst	Jelinek	Middaugh	Whyman

Nays—63

Agee	Frank	Kilpatrick	Quarles
Alley	Freeman	LaForge	Raczkowski
Anthony	Gagliardi	Leland	Rison
Baird	Galloway	Llewellyn	Schauer
Bogardus	Gire	Mans	Schermesser
Brackenridge	Godchaux	Martinez	Schroer
Brater	Griffin	Mathieu	Scott
Brown	Hale	Middleton	Stallworth
Callahan	Hammerstrom	Murphy	Tesanovich
Cassis	Hanley	Owen	Thomas
Ciaramitaro	Harder	Oxender	Varga
Crissman	Hertel	Palamara	Wallace
DeHart	Hood	Parks	Wetters
Dobb	Jellema	Price	Willard
Dobronski	Kaza	Profit	Wojno
Emerson	Kelly	Prusi	

In The Chair: Hertel

Rep. Kukuk asked and obtained a temporary excuse from today's session.

Rep. Vaughn entered the House Chambers.

Rep. Dalman moved to amend the bill as follows:

1. Amend page 47, line 4, by striking out all of section 31B.

The question being on the adoption of the amendment offered by Rep. Dalman,

Rep. Geiger demanded the yeas and nays.

The demand was supported.

The question being on the adoption of the amendment offered by Rep. Dalman,

The amendment was not adopted, a majority of the members serving not voting therefor, by yeas and nays, as follows:

Roll Call No. 219**Yeas—48**

Bankes	Fitzgerald	Jellema	Middleton
Birkholz	Galloway	Johnson	Nye
Bobier	Geiger	Kaza	Oxender
Bodem	Gernaat	Law	Perricone
Brackenridge	Gilmer	LeTarte	Raczkowski
Byl	Godchaux	Llewellyn	Richner
Cassis	Gustafson	London	Rocca
Crissman	Hammerstrom	Lowe	Scranton
Cropsey	Horton	McBryde	Sikkema
Dalman	Jansen	McManus	Voorhees
DeVuyst	Jaye	McNutt	Walberg
Dobb	Jelinek	Middaugh	Whyman

Nays—55

Agee	Emerson	Leland	Schauer
Alley	Frank	Mans	Schermesser
Anthony	Freeman	Martinez	Schroer
Baird	Gagliardi	Mathieu	Scott
Bogardus	Gire	Murphy	Stallworth
Brater	Goschka	Olshove	Tesanovich
Brewer	Hale	Owen	Thomas
Brown	Hanley	Palamara	Varga
Callahan	Harder	Parks	Vaughn
Cherry	Hertel	Price	Wallace
Ciaramitaro	Hood	Profit	Wetters
Curtis	Kelly	Prusi	Willard
DeHart	Kilpatrick	Quarles	Wojno
Dobronski	LaForge	Rison	

In The Chair: Hertel

Rep. Wetters asked and obtained a temporary excuse from today's session.

Rep. Bodem moved to amend the bill as follows:

1. Amend page 12, following line 14, by inserting:

“(X) IF A DISTRICT OPERATES GRADES K-12, HAS FEWER THAN 100 PUPILS, AND EITHER IS LOCATED WHOLLY ON AN ISLAND OR HAS ONLY 1 SCHOOL BUILDING AND THAT SCHOOL BUILDING IS LOCATED MORE THAN 35 MILES FROM ANY ADJOINING DISTRICT, THE DISTRICT'S MEMBERSHIP FOR 1997-98 SHALL BE CONSIDERED TO BE 95 FULL-TIME EQUATED PUPILS OR THE DISTRICT'S ACTUAL 1997-98 MEMBERSHIP, WHICHEVER IS GREATER. IF THE ACTUAL MEMBERSHIP OF A DISTRICT DESCRIBED IN THIS SUBDIVISION IS 70 PUPILS OR FEWER FOR 1997-98, OR IS 70 PUPILS OR FEWER FOR 3 CONSECUTIVE FISCAL YEARS, THE DEPARTMENT AND DISTRICT SHALL MEET TO DETERMINE THE DISTRICT'S FINANCIAL NEEDS AND SHALL MAKE A RECOMMENDATION TO THE LEGISLATURE ON THE LEVEL OF FUNDING FOR THE DISTRICT.”

The question being on the adoption of the amendment offered by Rep. Bodem,

Rep. Bodem demanded the yeas and nays.

The demand was supported.

The question being on the adoption of the amendment offered by Rep. Bodem,

The amendment was not adopted, a majority of the members serving not voting therefor, by yeas and nays, as follows:

Roll Call No. 220**Yeas—53**

Anthony	Fitzgerald	Jellema	Prusi
Bankes	Freeman	Law	Raczkowski
Birkholz	Gagliardi	Llewellyn	Rhead
Bobier	Galloway	London	Richner
Bodem	Gernaat	Lowe	Rocca
Brown	Gilmer	McBryde	Schauer
Byl	Godchaux	McManus	Schroer
Cassis	Goschka	McNutt	Sikkema
Crissman	Gustafson	Middaugh	Tesanovich
Cropsey	Hammerstrom	Middleton	Voorhees
Curtis	Harder	Nye	Walberg
Dalman	Horton	Oxender	Whyman
DeVuyst	Jansen	Perricone	Willard
Dobb			

Nays—47

Agee	Emerson	LaForge	Quarles
Alley	Frank	Leland	Rison
Baird	Gubow	LeTarte	Schermesser
Bogardus	Hale	Mans	Scott
Brackenridge	Hanley	Martinez	Scranton
Brater	Hertel	Mathieu	Stallworth
Brewer	Hood	Murphy	Thomas
Callahan	Jaye	Olshove	Varga
Cherry	Jelinek	Owen	Vaughn
Ciaramitaro	Kaza	Palamara	Wallace
DeHart	Kelly	Parks	Wojno
Dobronski	Kilpatrick	Price	

In The Chair: Hertel

Rep. Birkholz moved to amend the bill as follows:

1. Amend page 83, line 22, by striking out all of line 22 through “DISTRIBUTED” on line 26 and inserting “DETERMINED BY THE DEPARTMENT, AND PART OF THIS BALANCE MAY BE DISTRIBUTED TO THE SATELLITE CENTER THAT IS CLOSEST TO BECOMING A FULL MATHEMATICS AND SCIENCE CENTER, TO THE STATEWIDE PROJECT “TUNE IN MATH AND SCIENCE” CONDUCTED BY MICHIGAN STATE UNIVERSITY, OR”.

The question being on the adoption of the amendment offered by Rep. Birkholz,

Rep. Birkholz demanded the yeas and nays.

The demand was supported.

The question being on the adoption of the amendment offered by Rep. Birkholz,

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

Roll Call No. 221**Yeas—102**

Agee	Emerson	Kelly	Price
Alley	Fitzgerald	Kilpatrick	Prusi
Anthony	Frank	LaForge	Quarles
Baird	Freeman	Law	Raczkowski
Bankes	Galloway	Leland	Rhead
Birkholz	Geiger	LeTarte	Richner

Bobier	Gernaat	Llewellyn	Rison
Bodem	Gilmer	London	Rocca
Bogardus	Gire	Lowe	Schauer
Brackenridge	Godchaux	Mans	Schermesser
Brater	Goschka	Martinez	Schroer
Brewer	Gubow	Mathieu	Scott
Brown	Gustafson	McBryde	Scranton
Byl	Hale	McManus	Sikkema
Callahan	Hammerstrom	McNutt	Stallworth
Cassis	Hanley	Middaugh	Tesanovich
Cherry	Harder	Middleton	Thomas
Ciaramitaro	Hertel	Murphy	Varga
Crissman	Hood	Nye	Vaughn
Cropsey	Horton	Olshove	Voorhees
Curtis	Jansen	Owen	Walberg
Dalman	Jaye	Oxender	Wallace
DeHart	Jelinek	Palamara	Whyman
DeVuyst	Jellema	Parks	Willard
Dobb	Johnson	Perricone	Wojno
Dobronski	Kaza		

Nays—0

In The Chair: Hertel

The Speaker called the Speaker Pro Tempore to the Chair.

Rep. Dalman moved to amend the bill as follows:

1. Amend page 25, line 5, after “academy” by striking out “THAT OPERATES AT LEAST GRADE 12”.
2. Amend page 25, line 21, by striking out all of line 21 through “LESS.” on line 27.

The question being on the adoption of the amendments offered by Rep. Dalman,

Rep. Dalman demanded the yeas and nays.

The demand was supported.

The question being on the adoption of the amendments offered by Rep. Dalman,

The amendments were not adopted, a majority of the members serving not voting therefor, by yeas and nays, as follows:

Roll Call No. 222**Yeas—49**

Bankes	Galloway	Jellema	Nye
Birkholz	Geiger	Johnson	Oxender
Bobier	Gernaat	Kaza	Perricone
Bodem	Gilmer	Law	Raczkowski
Brackenridge	Godchaux	LeTarte	Rhead
Byl	Goschka	Llewellyn	Richner
Cassis	Gustafson	London	Rocca
Crissman	Hammerstrom	Lowe	Scranton
Cropsey	Horton	McBryde	Sikkema
Dalman	Jansen	McManus	Voorhees
DeVuyst	Jaye	McNutt	Walberg
Dobb	Jelinek	Middaugh	Whyman
Fitzgerald			

Nays—53

Agee	Emerson	Leland	Rison
Alley	Frank	Mans	Schauer
Anthony	Freeman	Martinez	Schermesser
Baird	Gagliardi	Mathieu	Schroer
Bogardus	Gire	Middleton	Scott
Brater	Gubow	Murphy	Stallworth
Brewer	Hanley	Olshove	Tesanovich
Brown	Harder	Owen	Thomas
Callahan	Hertel	Parks	Varga
Cherry	Hood	Price	Vaughn
Ciaramitaro	Kelly	Profit	Wallace
Curtis	Kilpatrick	Prusi	Willard
DeHart	LaForge	Quarles	Wojno
Dobronski			

In The Chair: Murphy

Rep. Cherry moved that Reps. Gagliardi and Hertel be excused temporarily from today's session. The motion prevailed.

Rep. Jaye moved to amend the bill as follows:

1. Amend page 110, following line 13, by inserting:

“SEC. 166D. BEFORE ENTERING INTO A CONTRACT IN AN AMOUNT IN EXCESS OF \$30,000.00 FOR ANY SERVICES, MATERIALS, SUPPLIES, OR EQUIPMENT OR A CONTRACT IN AN AMOUNT IN EXCESS OF \$30,000.00 FOR CONSTRUCTION OF A NEW BUILDING, OR ADDITION TO OR REPAIR OR RENOVATION OF AN EXISTING BUILDING, THE BOARD OF A DISTRICT ORGANIZED AS A SCHOOL DISTRICT OF THE FIRST CLASS UNDER PART 6 OF THE REVISED SCHOOL CODE, MCL 380.401 TO 380.485, OR ANY OTHER PURCHASING AUTHORITY WITHIN A DISTRICT ORGANIZED AS A SCHOOL DISTRICT OF THE FIRST CLASS, SHALL OBTAIN SEALED COMPETITIVE BIDS, AND THE DISTRICT SHALL AWARD SUCH A CONTRACT USING THIS COMPETITIVE BID PROCESS. A DISTRICT THAT VIOLATES THIS SECTION FORFEITS FROM ITS TOTAL STATE SCHOOL AID ALLOCATION UNDER THIS ACT AN AMOUNT EQUAL TO 3 TIMES THE CONTRACT AMOUNT OF EACH CONTRACT THAT VIOLATES THIS SECTION.”.

The question being on the adoption of the amendment offered by Rep. Jaye,

Rep. Jaye demanded the yeas and nays.

The demand was supported.

The question being on the adoption of the amendment offered by Rep. Jaye,

The amendment was not adopted, a majority of the members serving not voting therefor, by yeas and nays, as follows:

Roll Call No. 223**Yeas—54**

Alley	DeVuyst	Jaye	Nye
Birkholz	Dobb	Jelinek	Olshove
Bobier	Fitzgerald	Jellema	Perricone
Bodem	Frank	Johnson	Raczkowski
Bogardus	Galloway	Kaza	Rhead
Brackenridge	Geiger	Law	Richner
Brewer	Gernaat	Llewellyn	Rocca
Brown	Gilmer	London	Scranton

Callahan	Godchaux	Lowe	Sikkema
Cassis	Goschka	McBryde	Walberg
Crissman	Gustafson	McManus	Whyman
Cropsey	Hammerstrom	McNutt	Willard
Curtis	Horton	Middaugh	Wojno
Dalman	Jansen		

Nays—40

Agee	Emerson	Leland	Rison
Anthony	Freeman	LeTarte	Schauer
Baird	Gire	Mans	Schermesser
Bankes	Gubow	Martinez	Scott
Brater	Hanley	Mathieu	Stallworth
Byl	Harder	Murphy	Tesanovich
Cherry	Hood	Owen	Thomas
Ciaramitaro	Kelly	Oxender	Varga
DeHart	Kilpatrick	Price	Vaughn
Dobronski	LaForge	Prusi	Wallace

In The Chair: Murphy

Rep. McNutt moved to amend the bill as follows:

1. Amend page 110, following line 13, by inserting:

“SEC. 163B. (1) EACH SCHOOL YEAR, THE DEPARTMENT AND EACH DISTRICT SHALL ENSURE THAT THE ADMINISTRATION OF AT LEAST 1 OF THE MICHIGAN EDUCATIONAL ASSESSMENT PROGRAM TESTS FOR EACH GRADE LEVEL IN WHICH 1 OR MORE OF THOSE TESTS ARE ADMINISTERED OCCURS ON THE SAME DAY AS EITHER OF THE FOLLOWING OCCURS IN THAT DISTRICT:

(A) THE PUPIL MEMBERSHIP COUNT DAY.

(B) THE SUPPLEMENTAL PUPIL COUNT UNDER SECTION 6A.

(2) A PUPIL WHO IS FOUND TO BE ELIGIBLE FOR SPECIAL EDUCATION SERVICES THROUGH AN INDIVIDUALIZED EDUCATIONAL PLAN AND WHO RECEIVES 49% OR LESS OF HIS OR HER READING AND ENGLISH INSTRUCTION EACH WEEK THROUGH GENERAL EDUCATION MAY BE EXEMPTED FROM TESTING UNDER THE MICHIGAN EDUCATIONAL ASSESSMENT PROGRAM.

(3) A DISTRICT THAT VIOLATES THIS SECTION FORFEITS FROM ITS TOTAL STATE SCHOOL AID ALLOCATION UNDER THIS ACT AN AMOUNT EQUAL TO 5% OF THAT TOTAL ALLOCATION.”.

The question being on the adoption of the amendment offered by Rep. McNutt,

Rep. McNutt demanded the yeas and nays.

The demand was supported.

The question being on the adoption of the amendment offered by Rep. McNutt,

The amendment was not adopted, a majority of the members serving not voting therefor, by yeas and nays, as follows:

Roll Call No. 224**Yeas—41**

Birkholz	Gernaat	Kaza	Nye
Bobier	Gilmer	Law	Perricone
Brackenridge	Goschka	Llewellyn	Raczkowski
Brewer	Gustafson	London	Rhead
Byl	Hammerstrom	Lowe	Richner
Dalman	Horton	McBryde	Rocca
DeVuyst	Jansen	McManus	Scranton

Dobb
Fitzgerald
Galloway
Geiger

Jaye
Jelinek
Johnson

McNutt
Middaugh
Middleton

Sikkema
Voorhees
Whyman

Nays—59

Agee
Alley
Anthony
Baird
Bodem
Bogardus
Brater
Brown
Callahan
Cassis
Cherry
Ciaramitaro
Crissman
Cropsey
Curtis

DeHart
Dobronski
Emerson
Frank
Freeman
Gire
Godchaux
Gubow
Hale
Hanley
Harder
Hood
Jellema
Kelly
Kilpatrick

LaForge
Leland
LeTarte
Mans
Martinez
Mathieu
Murphy
Olshove
Owen
Oxender
Palamara
Parks
Price
Profit
Prusi

Quarles
Rison
Schauer
Schermesser
Schroer
Stallworth
Tesanovich
Thomas
Varga
Vaughn
Walberg
Wallace
Willard
Wojno

In The Chair: Murphy

Rep. Cherry moved that Rep. Varga be excused temporarily from today's session.
The motion prevailed.

Rep. Jaye moved to amend the bill as follows:

1. Amend page 110, following line 13, by inserting:

“SEC. 166E. (1) A DISTRICT SHALL NOT CONDUCT AN ELECTION FOR A TAX INCREASE OR RENEWAL OR FOR AUTHORIZATION OR RENEWAL OF A BOND ISSUE UNLESS THE ELECTION IS HELD ON THE SAME DAY AS A SCHOOL BOARD ELECTION IN THE DISTRICT. HOWEVER, IF THE TAX INCREASE OR RENEWAL OR BOND ISSUE QUESTION FAILS AT THIS ELECTION, THE DISTRICT MAY HOLD ANOTHER ELECTION ON THE QUESTION IF THE SECOND ELECTION IS HELD IN THE SAME CALENDAR YEAR AS THE SCHOOL BOARD ELECTION.

(2) A DISTRICT THAT VIOLATES SUBSECTION (1) FORFEITS FROM ITS TOTAL STATE SCHOOL AID ALLOCATION UNDER THIS ACT AN AMOUNT EQUAL TO 5% OF THAT TOTAL ALLOCATION.”.

The question being on the adoption of the amendment offered by Rep. Jaye,

Rep. Jaye demanded the yeas and nays.

The demand was supported.

The question being on the adoption of the amendment offered by Rep. Jaye,

The amendment was not adopted, a majority of the members serving not voting therefor, by yeas and nays, as follows:

Roll Call No. 225

Yeas—29

Brewer
Brown
Byl
Cropsey

Goschka
Gustafson
Horton
Jaye

Lowe
McBryde
McManus
Middleton

Rocca
Scranton
Sikkema
Voorhees

Dalman
DeVuyst
Fitzgerald
Gernaat

Kaza
Law
London

Nye
Raczkowski
Rhead

Walberg
Whyman
Willard

Nays—61

Agee
Alley
Anthony
Baird
Banks
Brackenridge
Brater
Callahan
Cassis
Cherry
Ciaramitaro
Crissman
Curtis
DeHart
Dobb
Dobronski

Emerson
Frank
Freeman
Galloway
Gire
Godchaux
Gubow
Hale
Hanley
Harder
Hood
Jansen
Jelinek
Jellema
Kelly

Kilpatrick
LaForge
Leland
LeTarte
Mans
Martinez
Mathieu
McNutt
Middaugh
Murphy
Olshove
Owen
Oxender
Parks
Price

Profit
Prusi
Quarles
Richner
Rison
Schauer
Schermesser
Schroer
Scott
Stallworth
Tesanovich
Thomas
Vaughn
Wallace
Wojno

In The Chair: Murphy

Rep. Geiger moved to amend the bill as follows:

1. Amend page 50, following line 7, by inserting:

“(7) IF AN AT-RISK SCHOOL FOR WHICH FUNDING IS RECEIVED BY A DISTRICT UNDER THIS SECTION DOES NOT, AFTER RECEIVING SERVICES OR PROGRAMS UNDER THIS SECTION FOR AT LEAST 3 FISCAL YEARS, DEMONSTRATE SIGNIFICANT IMPROVEMENT AS DEFINED BY THE LOCALLY DEVELOPED PERFORMANCE MEASURES INCLUDED IN THE DISTRICT’S APPLICATION FOR FUNDING, THE DISTRICT RECEIVING FUNDING IS NOT ELIGIBLE FOR FURTHER FUNDING UNDER THIS SECTION FOR SERVICES OR PROGRAMS THAT HAVE ALREADY BEEN OFFERED UNDER THIS SECTION AT THAT AT-RISK SCHOOL UNLESS THE SERVICES OR PROGRAMS ARE SIGNIFICANTLY MODIFIED. THE DISTRICT MAY APPLY FOR AND RECEIVE FUNDS UNDER THIS SECTION FOR PROVIDING AT THAT AT-RISK SCHOOL A DIFFERENT SERVICE OR PROGRAM DESCRIBED IN THIS SECTION OR THE SAME SERVICE OR PROGRAM IF IT IS SIGNIFICANTLY MODIFIED AND APPROVED BY THE DEPARTMENT.” and renumbering the remaining subsection.

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

Rep. Oxender moved to amend the bill as follows:

1. Amend page 39, line 26, by striking out “\$275,000,000.00” and inserting “\$285,000,000.00”.

2. Amend page 47, line 4, by striking out all of section 31B.

The question being on the adoption of the amendments offered by Rep. Oxender,

Rep. Oxender demanded the yeas and nays.

The demand was supported.

The question being on the adoption of the amendments offered by Rep. Oxender,

The amendments were not adopted, a majority of the members serving not voting therefor, by yeas and nays, as follows:

Roll Call No. 226

Yeas—54

Alley
Banks

Galloway
Geiger

Kaza
Law

Oxender
Palamara

Birkholz	Gernaat	LeTarte	Perricone
Bobier	Gilmer	Llewellyn	Profit
Bodem	Godchaux	London	Raczkowski
Brackenridge	Goschka	Lowe	Rhead
Byl	Gustafson	Mans	Richner
Cassis	Hammerstrom	McBryde	Rocca
Crissman	Horton	McManus	Scranton
Cropsey	Jansen	McNutt	Sikkema
Dalman	Jaye	Middaugh	Voorhees
DeVuyst	Jelinek	Middleton	Walberg
Dobb	Jellema	Nye	Whyman
Fitzgerald	Johnson		

Nays—45

Agee	Dobronski	Leland	Schauer
Anthony	Emerson	Martinez	Schermesser
Baird	Frank	Mathieu	Schroer
Bogardus	Gubow	Murphy	Scott
Brater	Hale	Olshove	Stallworth
Brewer	Hanley	Owen	Tesanovich
Brown	Harder	Parks	Thomas
Callahan	Hood	Price	Vaughn
Cherry	Kelly	Prusi	Wallace
Ciaramitaro	Kilpatrick	Quarles	Willard
Curtis	LaForge	Rison	Wojno
DeHart			

In The Chair: Murphy

The Speaker resumed the Chair.

Rep. Willard moved that Rep. Gubow be excused temporarily from today's session.
The motion prevailed.

Reps. Dobb, Godchaux and Raczkowski moved to amend the bill as follows:

1. Amend page 3, line 12, after "the" by striking out "average".
2. Amend page 3, line 16, after "year" by striking out the balance of the line through "year" on line 17.
3. Amend page 3, line 21, after "audit" by striking out the balance of the line through "2." on line 23 and inserting a period.
4. Amend page 5, line 17, by striking out all of subdivisions (i) and (j) and relettering the remaining subdivisions.
5. Amend page 7, line 21, after "subdivision" by striking out "(q)" and inserting "(O)".
6. Amend page 7, line 26, after "subdivision" by striking out "(q)" and inserting "(O)".
7. Amend page 8, line 4, after "subdivision" by striking out "(q)" and inserting "(O)".
8. Amend page 8, line 9, after "subdivision" by striking out "(q)" and inserting "(O)".
9. Amend page 8, line 15, after "subdivision" by striking out "(q)" and inserting "(O)".
10. Amend page 10, line 7, by striking out all of subdivision (t) and relettering the remaining subdivisions.
11. Amend page 14, line 4, by striking out all of subsection (12) and renumbering the remaining subsections.
12. Amend page 15, line 10, by striking out all of section 6a.
13. Amend page 36, line 18, by striking out all of section 20i.
14. Amend page 113, line 24, by striking out all of enacting section 2 and inserting:
"Enacting section 2. Sections 6a, 11b, 20c, 20h, and 20i of the state school aid act of 1979, 1979 PA 94, MCL 388.1606a, 388.1611b, 388.1620c, 388.1620h, and 388.1620i, are repealed."

The question being on the adoption of the amendments offered by Reps. Dobb, Godchaux and Raczkowski, Rep. Dobb demanded the yeas and nays.

The demand was supported.

The question being on the adoption of the amendments offered by Reps. Dobb, Godchaux and Raczkowski,

The amendments were not adopted, a majority of the members serving not voting therefor, by yeas and nays, as follows:

Roll Call No. 227**Yeas—47**

Alley	Dobb	Kaza	Rhead
Baird	Freeman	Kukuk	Richner
Bankes	Galloway	Law	Rocca
Birkholz	Gernaat	McManus	Schermesser
Brater	Godchaux	Middaugh	Schroer
Brown	Goschka	Middleton	Scranton
Callahan	Gustafson	Olshove	Sikkema
Cassis	Hammerstrom	Palamara	Voorhees
Crissman	Horton	Perricone	Walberg
Cropsey	Jansen	Profit	Whyman
Dalman	Jaye	Quarles	Wojno
DeVuyst	Jelinek	Raczkowski	

Nays—57

Agee	Frank	Kilpatrick	Owen
Anthony	Gagliardi	LaForge	Oxender
Bobier	Geiger	Leland	Parks
Bodem	Gilmer	LeTarte	Price
Bogardus	Gire	Llewellyn	Prusi
Brackenridge	Green	London	Rison
Brewer	Griffin	Lowe	Schauer
Byl	Hale	Mans	Scott
Cherry	Hanley	Martinez	Stallworth
Ciaramitaro	Harder	Mathieu	Tesanovich
Curtis	Hertel	McBryde	Thomas
DeHart	Jellema	McNutt	Vaughn
Dobronski	Johnson	Murphy	Wallace
Emerson	Kelly	Nye	Wetters
Fitzgerald			

In The Chair: Hertel

Rep. Cropsey moved to amend the bill as follows:

1. Amend page 48, line 3, after "LAW," by striking out the balance of the subsection and inserting "PROGRAMS AND SERVICES THAT HAVE BEEN PROVEN TO IMPROVE INSTRUCTIONAL METHODS, ENCOURAGE EARLY LITERACY, AND, GENERALLY, IMPROVE SCHOOL PERFORMANCE. HOWEVER, THE DEPARTMENT SHALL NOT AWARD A GRANT UNDER THIS SECTION FOR A READING PROGRAM UNLESS THE PROGRAM INCLUDES INSTRUCTION IN PHONICS."

The question being on the adoption of the amendment offered by Rep. Cropsey,

Rep. Cropsey demanded the yeas and nays.

The demand was supported.

The question being on the adoption of the amendment offered by Rep. Cropsey,

The amendment was not adopted, a majority of the members serving not voting therefor, by yeas and nays, as follows:

Roll Call No. 228**Yeas—41**

Bankes	Gilmer	Kilpatrick	Oxender
Birkholz	Goschka	Kukuk	Perricone
Bobier	Green	Law	Raczkowski
Bodem	Gustafson	Llewellyn	Rhead
Brown	Hammerstrom	Lowe	Rocca
Cropsey	Horton	McBryde	Scranton
Dalman	Jansen	McManus	Sikkema
DeVuyst	Jaye	McNutt	Voorhees
Fitzgerald	Johnson	Middaugh	Walberg
Geiger	Kaza	Nye	Whyman
Gernaat			

Nays—61

Agee	Dobb	Jellema	Prusi
Alley	Dobronski	Kelly	Quarles
Anthony	Emerson	LaForge	Richner
Baird	Frank	Leland	Rison
Bogardus	Freeman	LeTarte	Schauer
Brackenridge	Gagliardi	London	Schermesser
Brater	Galloway	Mans	Schroer
Brewer	Gire	Martinez	Scott
Byl	Godchaux	Mathieu	Stallworth
Callahan	Hale	Middleton	Tesanovich
Cassis	Hanley	Olshove	Thomas
Cherry	Harder	Owen	Vaughn
Ciaramitaro	Hertel	Palamara	Wetters
Crissman	Hood	Price	Willard
Curtis	Jelinek	Profit	Wojno
DeHart			

In The Chair: Hertel

Reps. Brackenridge and LeTarte moved to amend the bill as follows:

1. Amend page 104, following line 19, by inserting:

“(15) A DISTRICT SHALL NOT COMMINGLE MONEY RECEIVED UNDER THIS SECTION OR FROM ANOTHER SOURCE FOR ADULT EDUCATION PURPOSES WITH ANY OTHER FUNDS OF THE DISTRICT. A DISTRICT RECEIVING ADULT EDUCATION FUNDS SHALL ESTABLISH A SEPARATE LEDGER ACCOUNT FOR THOSE FUNDS. THE DEPARTMENT SHALL REQUIRE EACH DISTRICT OPERATING AN ADULT EDUCATION PROGRAM UNDER THIS SECTION TO HAVE AN AUDIT OF THE DISTRICT’S ADULT EDUCATION FINANCIAL AND PARTICIPANT ACCOUNTING RECORDS CONDUCTED AT LEAST ANNUALLY AT THE EXPENSE OF THE DISTRICT BY A CERTIFIED PUBLIC ACCOUNTANT WHO IS NOT AN EMPLOYEE OF THE DISTRICT. THIS SUBSECTION DOES NOT PROHIBIT A DISTRICT FROM USING GENERAL FUNDS OF THE DISTRICT TO SUPPORT AN ADULT OR COMMUNITY EDUCATION PROGRAM.”.

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

Rep. Curtis moved that Rep. Murphy be excused temporarily from today’s session.
The motion prevailed.

Rep. Bogardus moved to amend the bill as follows:

1. Amend page 110, following line 13, by inserting:

“SEC. 162A. (1) NOT LATER THAN MARCH 1 OF EACH FISCAL YEAR, EACH PUBLIC SCHOOL ACADEMY RECEIVING FUNDS UNDER THIS ACT SHALL SUBMIT A REPORT TO THE MEMBERS OF THE SENATE AND HOUSE APPROPRIATIONS COMMITTEES AND TO THE DEPARTMENT REGARDING GRANTS RECEIVED BY THE PUBLIC SCHOOL ACADEMY. FOR EACH GRANT AWARDED TO OR RECEIVED BY THE PUBLIC SCHOOL ACADEMY IN THE CALENDAR YEAR ENDING DECEMBER 31 IMMEDIATELY PRECEDING THE DUE DATE FOR THE REPORT, OTHER THAN MONEY RECEIVED UNDER THIS ACT, THE REPORT SHALL SPECIFY ALL OF THE FOLLOWING:

(A) THE AMOUNT OF THE GRANT.

(B) THE SOURCE OF THE GRANT.

(C) THE PURPOSES FOR THE GRANT AND THE CRITERIA FOR THE AWARDING OF THE GRANT.

(D) A DETAILED DESCRIPTION OF THE AMOUNTS THAT HAVE BEEN EXPENDED FROM THE GRANT PROCEEDS AND OF THE PURPOSE OF EACH EXPENDITURE.

(E) A DESCRIPTION OF HOW THE GRANT AND THE EXPENDITURES OF GRANT PROCEEDS HAVE SATISFIED THE STATED PURPOSES OF THE GRANT AND HAVE FURTHERED THE EDUCATIONAL GOALS OF THE PUBLIC SCHOOL ACADEMY STATED IN THE CONTRACT ISSUED BY THE AUTHORIZING BODY FOR THE PUBLIC SCHOOL ACADEMY.

(2) A PUBLIC SCHOOL ACADEMY THAT DOES NOT COMPLY WITH SUBSECTION (1) FORFEITS FROM THE TOTAL AMOUNT OF STATE SCHOOL AID DUE TO THE PUBLIC SCHOOL ACADEMY UNDER THIS ACT FOR THE FISCAL YEAR IN WHICH THE VIOLATION OCCURS AN AMOUNT EQUAL TO 10% OF THAT TOTAL AMOUNT.”.

The question being on the adoption of the amendment offered by Rep. Bogardus,

Rep. Cropsey demanded the yeas and nays.

The demand was supported.

The question being on the adoption of the amendment offered by Rep. Bogardus,

The amendment was not adopted, a majority of the members serving not voting therefor, by yeas and nays, as follows:

Roll Call No. 229

Yeas—50

Agee	Dobronski	LaForge	Rison
Alley	Emerson	Leland	Schauer
Anthony	Frank	Mans	Schermesser
Baird	Freeman	Martinez	Scott
Bogardus	Gagliardi	Mathieu	Stallworth
Brater	Gire	Olshove	Tesanovich
Brewer	Gubow	Owen	Thomas
Brown	Hanley	Palamara	Varga
Callahan	Harder	Parks	Vaughn
Cherry	Hertel	Price	Wetters
Ciaramitaro	Hood	Profit	Willard
Curtis	Kelly	Prusi	Wojno
DeHart	Kilpatrick		

Nays—52

Bankes	Galloway	Jelinek	Middleton
Birkholz	Geiger	Jellema	Nye
Bobier	Gernaat	Kaza	Oxender
Bodem	Gilmer	Kukuk	Perricone
Brackenridge	Godchaux	Law	Raczkowski
Byl	Goschka	LeTarte	Rhead
Cassis	Green	Llewellyn	Richner
Crissman	Gustafson	London	Rocca

Cropsey	Hale	Lowe	Scranton
Dalman	Hammerstrom	McBryde	Sikkema
DeVuyst	Horton	McManus	Voorhees
Dobb	Jansen	McNutt	Walberg
Fitzgerald	Jaye	Middaugh	Whyman

In The Chair: Hertel

Rep. Willard moved to amend the bill as follows:

1. Amend page 71, line 5, after "DEPARTMENT" by inserting a comma and "AFTER OBTAINING APPROVAL FOR THE GRANTS FROM THE SENATE AND HOUSE APPROPRIATIONS COMMITTEES,".

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

The Speaker called Acting Speaker Hanley to the Chair.

Rep. Martinez moved to amend the bill as follows:

1. Amend page 100, line 1, after "ON" by striking out "2" and inserting "3".
2. Amend page 100, line 8, after "ON" by striking out "2" and inserting "3".
3. Amend page 101, line 20, by striking out "2" and inserting "3".
4. Amend page 102, line 13, after "IN" by striking out "2" and inserting "3".
5. Amend page 103, line 1, after "ON" by striking out "2" and inserting "3".

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

Reps. Gire, Profit, Crissman, LeTarte, Dalman and Godchaux moved to amend the bill as follows:

1. Amend page 97, following line 2, by inserting:

"(11) FOR THE 1997-98 FISCAL YEAR, SECTION 1279(10) OF THE REVISED SCHOOL CODE, MCL 380.1279, DOES NOT APPLY TO A DISTRICT THAT COMPLIES WITH THIS SECTION, AND A DISTRICT IS NOT REQUIRED TO INCLUDE ON A PUPIL'S TRANSCRIPT A NOVICE LEVEL SCORE ON A STATE-ENDORSED DIPLOMA TEST."

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

Reps. Stallworth, Thomas, Freeman, DeHart, Schermesser, Mans, Callahan, Bogardus, Leland, Gagliardi, Anthony, Willard, Wetters, Gire, Rison, Curtis, Murphy, Baird, Olshove, Dobronski, Wallace, Harder, Frank, Hale, Brewer, Rocca, Quarles, Goschka, Schauer, Kilpatrick, Tesanovich, Cherry, Agee, Brown, Wojno, Parks, Brater, LaForge, Price, Kelly, Hanley, Owen, Mathieu, Gubow, Ciaramitaro, Vaughn and Scott moved to amend the bill as follows:

1. Amend page 15, line 25, after "of" by striking out "\$371,435,100.00" and inserting "\$456,435,100.00".
2. Amend page 97, line 9, by striking out "\$100,000,000.00" and inserting "\$185,000,000.00".
3. Amend page 98, line 3, after "AND" by inserting "HAS".
4. Amend page 98, line 4, after "CERTIFICATE" by striking out the balance of the subparagraph and inserting a period.
5. Amend page 98, line 21, after "exceed" by striking out "\$80,000,000.00" and inserting "\$165,000,000.00".
6. Amend page 98, line 26, after "to" by striking out "43.24%" and inserting "89.19%".

The question being on the adoption of the amendments offered by Reps. Stallworth, Thomas, Freeman, DeHart, Schermesser, Mans, Callahan, Bogardus, Leland, Gagliardi, Anthony, Willard, Wetters, Gire, Rison, Curtis, Murphy, Baird, Olshove, Dobronski, Wallace, Harder, Frank, Hale, Brewer, Rocca, Quarles, Goschka, Schauer, Kilpatrick, Tesanovich, Cherry, Agee, Brown, Wojno, Parks, Brater, LaForge, Price, Kelly, Hanley, Owen, Mathieu, Gubow, Ciaramitaro, Vaughn and Scott,

Rep. Stallworth demanded the yeas and nays.

The demand was supported.

The question being on the adoption of the amendments offered by Reps. Stallworth, Thomas, Freeman, DeHart, Schermesser, Mans, Callahan, Bogardus, Leland, Gagliardi, Anthony, Willard, Wetters, Gire, Rison, Curtis, Murphy, Baird, Olshove, Dobronski, Wallace, Harder, Frank, Hale, Brewer, Rocca, Quarles, Goschka, Schauer, Kilpatrick, Tesanovich, Cherry, Agee, Brown, Wojno, Parks, Brater, LaForge, Price, Kelly, Hanley, Owen, Mathieu, Gubow, Ciaramitaro, Vaughn and Scott,

The amendments were adopted, a majority of the members serving voting therefor, by yeas and nays, as follows:

Roll Call No. 230**Yeas—75**

Agee	Frank	LaForge	Quarles
Alley	Freeman	Law	Rhead
Anthony	Gagliardi	Leland	Rison
Baird	Gernaat	Llewellyn	Rocca
Bankes	Gire	London	Schauer
Bodem	Goschka	Lowe	Schermesser
Bogardus	Green	Mans	Schroer
Brater	Gubow	Martinez	Scott
Brewer	Hale	Mathieu	Stallworth
Brown	Hammerstrom	McManus	Tesanovich
Callahan	Hanley	Middaugh	Thomas
Cherry	Harder	Middleton	Varga
Ciaramitaro	Hertel	Olshove	Vaughn
Crissman	Hood	Owen	Voorhees
Cropsey	Jaye	Palamara	Wallace
Curtis	Kaza	Parks	Wetters
DeHart	Kelly	Price	Willard
Dobb	Kilpatrick	Profit	Wojno
Dobronski	Kukuk	Prusi	

Nays—32

Birkholz	Fitzgerald	Jansen	Oxender
Bobier	Galloway	Jelinek	Perricone
Brackenridge	Geiger	Jellema	Rackowski
Byl	Gilmer	Johnson	Richner
Cassis	Godchaux	LeTarte	Scranton
Dalman	Griffin	McBryde	Sikkema
DeVuyst	Gustafson	McNutt	Walberg
Emerson	Horton	Nye	Whyman

In The Chair: Hanley

Rep. Schroer moved to amend the bill as follows:

1. Amend page 48, line 25, after "BOARD," by inserting "A SCHOOL PSYCHOLOGIST WHO HAS A VALID CERTIFICATE ISSUED BY THE STATE BOARD,".

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

Rep. DeHart moved that Rep. Kelly be excused temporarily from today's session.

The motion prevailed.

Rep. Hammerstrom moved to amend the bill as follows:

1. Amend page 38, following line 23, by inserting:

"SEC. 25A. (1) FROM THE AMOUNT APPROPRIATED UNDER SECTION 11, THERE IS ALLOCATED FOR 1997-98 AN AMOUNT NOT TO EXCEED \$5,000,000.00 FOR PAYMENTS UNDER THIS SECTION FOR ALTERNATIVE EDUCATION FOR DISRUPTIVE YOUTH PROGRAMS.

(2) A DISTRICT OR CONSORTIUM OF DISTRICTS MAY APPLY FOR FUNDS UNDER THIS SECTION FOR OPERATING AN ALTERNATIVE EDUCATION FOR DISRUPTIVE YOUTH PROGRAM. TO RECEIVE FUNDS UNDER THIS SECTION, A DISTRICT OR CONSORTIUM SHALL APPLY TO THE DEPARTMENT OF EDUCATION IN THE FORM AND MANNER PRESCRIBED BY THE DEPARTMENT.

(3) AS USED IN THIS SECTION, "DISRUPTIVE PUPIL" MEANS A PUPIL, OTHER THAN A PUPIL ELIGIBLE FOR SPECIAL EDUCATION PROGRAMS AND SERVICES, WHO CONSISTENTLY EXHIBITS DISRUPTIVE BEHAVIOR AND WHOSE BEHAVIOR MEETS 1 OR MORE OF THE FOLLOWING:

(A) POSES A CLEAR THREAT TO THE SAFETY AND WELFARE OF OTHER PUPILS, SCHOOL TEACHERS OR OTHER SCHOOL PERSONNEL.

(B) CREATES AN UNSAFE SCHOOL ENVIRONMENT.

(C) MATERIALLY INTERFERES WITH THE LEARNING OF OTHER PUPILS OR DISRUPTS THE OVERALL EDUCATIONAL PROCESS.

(4) A GRANT RECIPIENT SHALL USE FUNDS UNDER THIS SECTION TO PROVIDE ALTERNATIVE EDUCATION PROGRAMS WITH SMALL CLASS SIZES DESIGNED TO PROVIDE INDIVIDUALIZED REMEDIAL INSTRUCTION FOR DISRUPTIVE PUPILS.

(5) A PUPIL SHALL NOT BE PLACED IN A PROGRAM FUNDED UNDER THIS SECTION UNLESS THE DISTRICT OR CONSORTIUM HAS AFFORDED THE PUPIL DUE PROCESS AS REQUIRED BY LAW OR HAS THE CONSENT OF THE PUPIL'S PARENT OR LEGAL GUARDIAN.

(5) THE AMOUNT OF THE ALLOCATION UNDER THIS SECTION SHALL BE \$20.00 PER PUPIL FOR EACH DISRUPTIVE PUPIL ENROLLED IN A PROGRAM DESCRIBED IN SUBSECTION (2) THAT IS APPROVED BY THE DEPARTMENT, UP TO A MAXIMUM NUMBER OF PUPILS EQUAL TO 2% OF THE TOTAL NUMBER OF PUPILS OF THE DISTRICT OR THE DISTRICTS IN THE CONSORTIUM. TO RECEIVE FUNDS UNDER THIS SECTION, A DISTRICT OR CONSORTIUM SHALL AGREE TO MATCH THE AMOUNT RECEIVED UNDER THIS SECTION BY EXPENDING AT LEAST AS MUCH MONEY PER PUPIL FROM LOCAL FUNDS AS RECEIVED UNDER THIS SECTION."

2. Amend page 39, line 26, by striking out "\$275,000,000.00" and inserting "\$270,000,000.00".

The question being on the adoption of the amendments offered by Rep. Hammerstrom,

Rep. Gustafson demanded the yeas and nays.

The demand was supported.

The question being on the adoption of the amendments offered by Rep. Hammerstrom,

The amendments were not adopted, a majority of the members serving not voting therefor, by yeas and nays, as follows:

Roll Call No. 231

Yeas—50

Bankes	Freeman	Jelinek	Profit
Birkholz	Galloway	Johnson	Quarles
Bodem	Geiger	Kukuk	Rackowski
Brackenridge	Gernaat	Law	Rhead
Brater	Gilmer	Llewellyn	Richner
Brewer	Gire	Lowe	Rocca
Byl	Godchaux	McBryde	Schroer
Cassis	Green	McManus	Scranton
Crissman	Gubow	McNutt	Sikkema
Cropsey	Gustafson	Middaugh	Voorhees
Dalman	Hammerstrom	Palamara	Whyman
Dobb	Horton	Perricone	Willard
Fitzgerald	Jansen		

Nays—53

Alley	Frank	Leland	Prusi
Anthony	Gagliardi	LeTarte	Rison
Baird	Goschka	London	Schauer
Bobier	Griffin	Mans	Scott
Bogardus	Hale	Martinez	Stallworth
Brown	Hanley	Mathieu	Tesanovich
Callahan	Harder	Middleton	Thomas
Cherry	Hood	Nye	Varga
Ciaramitaro	Jaye	Olshove	Vaughn
Curtis	Jellema	Owen	Walberg
DeHart	Kaza	Oxender	Wallace

DeVuyst
Dobronski
Emerson

Kilpatrick
LaForge

Parks
Price

Wetters
Wojno

In The Chair: Hanley

Rep. Kaza, having reserved the right to explain his nay vote, made the following statement:

“Mr. Speaker and members of the House:

We should punish disruptive students, not reward them as this amendment suggests.

Lest we forget, some ‘disruptive students’ are gang members who engage in violence. Do we really want to reward them in this manner?”

Rep. London, having reserved the right to explain his nay vote, made the following statement:

“Mr. Speaker and members of the House:

I voted no on this resolution because it took 5 million from the at risk money.”

The Speaker resumed the Chair.

Reps. Jaye and Kaza moved to amend the bill as follows:

1. Amend page 110, following line 13, by inserting:

“SEC. 166D. (1) FUNDS APPROPRIATED UNDER THIS ACT SHALL NOT BE EXPENDED TO PROVIDE HEALTH CARE COVERAGE FOR DISTRICT OR INTERMEDIATE DISTRICT EMPLOYEES OR THEIR DEPENDENTS FOR ABORTION SERVICES, OTHER THAN FOR SPONTANEOUS ABORTION OR TO PREVENT THE DEATH OF THE WOMAN UPON WHOM THE ABORTION IS PERFORMED, IF THOSE SERVICES ARE NOT REQUIRED BY A COLLECTIVE BARGAINING AGREEMENT.

(2) A DISTRICT OR INTERMEDIATE DISTRICT SHALL NOT APPROVE A COLLECTIVE BARGAINING AGREEMENT WHICH INCLUDES HEALTH CARE COVERAGE FOR ABORTION SERVICES OTHER THAN SPONTANEOUS ABORTION OR TO PREVENT THE DEATH OF THE WOMAN UPON WHOM THE ABORTION IS PERFORMED. THIS SECTION SHALL NOT PROHIBIT A HEALTH CARE BENEFIT PROGRAM WHICH PROVIDES FOR AN EMPLOYEE-PAID RIDER PROVIDING COVERAGE FOR ABORTION SERVICES.

(3) IF A DISTRICT OR INTERMEDIATE DISTRICT EXPENDS FUNDS IN VIOLATION OF THIS SECTION, THE DISTRICT OR INTERMEDIATE DISTRICT SHALL FORFEIT 5% OF THE TOTAL STATE SCHOOL AID FOR THAT DISTRICT OR INTERMEDIATE DISTRICT.”.

The question being on the adoption of the amendment offered by Reps. Jaye and Kaza,

Rep. Jaye demanded the yeas and nays.

The demand was supported.

The question being on the adoption of the amendment offered by Reps. Jaye and Kaza,

After debate,

Rep. Brater demanded the previous question.

The demand was supported.

The question being, “Shall the main question now be put?”

The previous question was ordered.

The question being on the adoption of the amendment offered by Reps. Jaye and Kaza,

The amendment was not adopted, a majority of the members serving not voting therefor, by yeas and nays, as follows:

Roll Call No. 232

Yeas—54

Alley
Birkholz
Bodem

Geiger
Gernaat
Goschka

Kukuk
LeTarte
Llewellyn

Olshove
Oxender
Palamara

Brackenridge	Green	London	Perricone
Brown	Griffin	Lowe	Raczkowski
Byl	Gustafson	Mans	Rhead
Callahan	Hammerstrom	Mathieu	Richner
Cassis	Harder	McBryde	Rocca
Ciaramitaro	Horton	McManus	Sikkema
Cropsey	Jansen	McNutt	Voorhees
Dalman	Jaye	Middaugh	Walberg
DeVuyst	Jelinek	Middleton	Whyman
Frank	Jellema	Nye	Wojno
Gagliardi	Kaza		

Nays—52

Anthony	Emerson	Kelly	Schauer
Baird	Fitzgerald	Kilpatrick	Schermesser
Banks	Freeman	LaForge	Schroer
Bobier	Galloway	Leland	Scott
Bogardus	Gilmer	Martinez	Scranton
Brater	Gire	Murphy	Stallworth
Brewer	Godchaux	Owen	Tesanovich
Cherry	Gubow	Parks	Thomas
Crissman	Hale	Price	Varga
Curtis	Hanley	Profit	Vaughn
DeHart	Hertel	Prusi	Wallace
Dobb	Hood	Quarles	Wetters
Dobronski	Johnson	Rison	Willard

In The Chair: Hertel

Reps. Profit, Schroer, Palamara, Dobb, Goschka, Lowe, Cropsey and Walberg moved to amend the bill as follows:

1. Amend page 91, line 6, by striking out all of section 104a and inserting:

“Sec. 104a. (1) In order to receive state aid under this act, a district shall comply with this section and, BEGINNING WITH PUPILS SCHEDULED TO GRADUATE FROM HIGH SCHOOL IN 1998, FOR EACH HIGH SCHOOL GRADUATE OF THE DISTRICT WHO HAS COMPLETED AN ASSESSMENT INSTRUMENT DESCRIBED IN SUBSECTION (4) IN ANY OF THE SUBJECT AREAS OF COMMUNICATIONS SKILLS, MATHEMATICS, SCIENCE, AND, BEGINNING WITH PUPILS SCHEDULED TO GRADUATE IN 2000, SOCIAL STUDIES, SHALL INCLUDE ON THE GRADUATE’S HIGH SCHOOL TRANSCRIPT THE ACTUAL TEST SCORE ACHIEVED BY THE GRADUATE ON EACH OF THE ASSESSMENT INSTRUMENTS HE OR SHE COMPLETED. IF A GRADUATE HAS REPEATED AN ASSESSMENT INSTRUMENT FOR A SUBJECT AREA UNDER SUBSECTION (2), THE HIGHEST TEST SCORE ACHIEVED BY THE GRADUATE ON AN ASSESSMENT INSTRUMENT FOR THAT SUBJECT AREA SHALL BE THE SCORE INCLUDED ON THE TRANSCRIPT FOR THAT SUBJECT AREA. ~~shall award a state endorsed high school diploma to an eligible graduate as provided in this section. For a pupil scheduled to graduate in 1994, 1995, or 1996 to be eligible for a state endorsement in 1 or more of the subject areas of communication arts, mathematics, or science, the pupil must achieve at least 1 of the following:~~

~~(a) A passing score on locally adopted and state approved basic proficiency tests measuring proficiency in 1 or more of the subject areas specified in this subsection.~~

~~(b) If the pupil is eligible to take the general education development (G.E.D.) test, a passing score in 1 or more of the subject areas specified in this subsection and tested in the G.E.D. test.~~

~~(c) For a state endorsement in communications arts, at least a score of moderate on the reading portion of the Michigan educational assessment program (MEAP) grade 10 test; for a state endorsement in mathematics, at least a score of moderate on the mathematics portion of the MEAP grade 10 test; and, for a state endorsement in science, at least 50% of the objectives on the science portion of the MEAP grade 11 test. For pupils scheduled to graduate in 1997, the department may use a version of the science assessment instrument developed under subsection (8) instead of the science portion of the MEAP grade 11 test, and, in its discretion, may administer that science assessment instrument in the fall of 1995 or the spring of 1996, or both. If the department uses that science assessment instrument, as provided under this subdivision, the department, based on expert advice, shall determine the level of proficiency that must be demonstrated for a pupil scheduled to graduate in 1997 to earn a state endorsement in science.~~

~~(2) For pupils scheduled to graduate in 1997, if a pupil achieves the outcomes required by the state board, as measured by an assessment instrument developed under subsection (8), for a state endorsed high school diploma, or meets the requirements described in subsection (1)(e) for a state endorsed high school diploma, in 1 or more of the subject areas of communications skills, mathematics, and science, the pupil's district shall award a state endorsement on the pupil's diploma in each of the subject areas in which the pupil demonstrated the required proficiency. Beginning with pupils scheduled to graduate in 1998, if a pupil achieves the objectives required by the state board, as measured by an assessment instrument developed under subsection (8), for a state endorsed high school diploma in 1 or more of the subject areas of communications skills, mathematics, science, and, beginning with pupils scheduled to graduate in 2000, social studies, the pupil's district shall award a state endorsement on the pupil's diploma in each of the subject areas in which the pupil demonstrated the required proficiency. A district shall not award a state endorsement to a pupil unless the pupil meets the applicable requirements for the endorsement, as described in this subsection. A school district may award a high school diploma to a pupil who successfully completes local district requirements established in accordance with state law for high school graduation, regardless of whether the pupil is eligible for any state endorsement.~~

~~(3) A district that offers a pupil the opportunity to pass a basic proficiency test described in subsection (1)(a) as 1 means to obtain a state endorsed diploma in 1994, 1995, or 1996 may submit the district's own basic proficiency test to the department for approval to be used by the district to assess proficiency.~~

~~(4) A pupil who does not achieve at least 1 of the requirements listed in subsection (1) or the requirements of subsection (2), as applicable, may be reevaluated each school year until the pupil achieves an applicable requirement for a state endorsed diploma. In addition, the board of the district in which the pupil is enrolled shall provide that there be at least 1 meeting attended by at least the pupil and a member of the district's staff or a local or intermediate district consultant who is proficient in the measurement and evaluation of pupils. The district may provide the meeting as a group meeting for pupils in similar circumstances. If the pupil is a minor, the district shall invite and encourage the pupil's parent, legal guardian, or person in loco parentis to attend the meeting and shall mail a notice of the meeting to the pupil's parent, legal guardian, or person in loco parentis. The purpose of this meeting and any subsequent meeting under this subsection shall be to determine an educational program for the pupil designed to have the pupil reach proficiency in each subject or skill area in which he or she was assessed by the testing as not proficient. In addition, a district may provide for subsequent meetings with the pupil conducted by a high school counselor or teacher designated by the pupil's high school principal, and shall invite and encourage the pupil's parent, legal guardian, or person in loco parentis to attend the subsequent meetings. The district shall provide special programs for the pupil or develop a program using the educational programs regularly provided by the district unless the board of the district decides otherwise and publishes and explains its decision in a public justification report. A pupil may be reevaluated at any time the district administers an applicable assessment instrument.~~

~~(5) For a state endorsed diploma, a pupil must achieve at least 1 of the requirements listed in subsection (1) or the requirements of subsection (2), as applicable, in addition to any other requirements established by law or by the board of a district for a high school diploma. If the board of a district determines that a pupil qualifies for a state endorsed diploma, the board shall indicate on the pupil's high school diploma and transcript that the pupil achieved the proficiency necessary for receipt of a state endorsed diploma.~~

~~(2) (6) An individual may repeat any of the tests or assessment instruments specified in subsection (1) or subsection (2), as applicable, SUBSECTION (4) at any time the district regularly offers the test or assessment, or, for the MEAP tests described in subsection (1)(e), during the established testing period, and, upon achieving at least 1 of the requirements listed in subsection (1) or the requirements of subsection (2), as applicable, and completing all other applicable requirements for a high school diploma, shall be awarded a state endorsed diploma.~~

~~(3) (7) A district shall provide accommodations to a pupil with disabilities for the proficiency testing or assessment required under this section, as provided under section 504 of title V of the rehabilitation act of 1973, Public Law 93-112, 29 U.S.C. 794; subtitle A of title II of the Americans with disabilities act of 1990, Public Law 101-336, 42 U.S.C. 12131 to 12134; and the implementing regulations for those statutes. A special education pupil scheduled to graduate in 1994, 1995, or 1996 who has passed an alternative form of assessment permitted under this section as it was in effect for 1992-93 shall receive the applicable endorsement under this section.~~

~~(4) (8) For the purposes of this section, the state board shall develop or select and approve assessment instruments to determine pupil proficiency PERFORMANCE in communications skills, mathematics, social studies, and science. The assessment instruments shall be based on the state board model core academic content standards objectives.~~

~~(9) The state board shall develop or select and approve assessment instruments for the purpose of awarding state endorsements of advanced mastery in specified subject areas.~~

~~(5) (10) Upon written request by the pupil's parent or legal guardian stating that the request is being made for the purpose of providing the pupil with an opportunity to qualify to take 1 or more postsecondary courses as an eligible student under the postsecondary enrollment options act, Act No. 160 of the Public Acts of 1996, being sections 388.511 to 388.524 of the Michigan Compiled Laws 1996 PA 160, MCL 388.511 TO 388.524, the board of a district shall allow a pupil who is in at least grade 10 to take a test or AN assessment described in subsection (1) or (2) (4) without charge at any time the district regularly administers the test or assessment or administers a retest of the test or assessment. A district is not required to include in an annual education report, or in any other report submitted to the department for accreditation purposes, results of tests or assessments taken under this subsection by a pupil in grade 10 or lower.~~

(6) ~~(4)~~ All assessment instruments developed or selected and approved by the state under any statute or rule for a purpose related to K to 12 education shall be objective-oriented and consistent with the state board model core academic content standards objectives.

~~(12) Upon payment of a reasonable fee any person may, after graduation from high school, retake the state endorsed diploma test and, upon achieving the initial mastery level in a subject area, have his or her high school diploma state endorsed for that subject area."~~

2. Amend page 114, line 4, by striking out all of subsection (2) and inserting:

"(2) Sections 104a and 105a of the state school aid act of 1979, 1979 PA 94, section 104a as amended and section 105a as added by this amendatory act, take effect upon enactment of this amendatory act."

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

Rep. Brown moved to amend the bill as follows:

1. Amend page 48, line 7, after "(B)" by striking out "AN AFTER SCHOOL" and inserting "A".

2. Amend page 48, following line 27, by inserting:

"(G) TEACHER TRAINING IN READING DISORDERS DESIGNED TO ENABLE TEACHERS TO RECOGNIZE AND DIAGNOSE READING DISORDERS IN CHILDREN IN THE EARLY ELEMENTARY GRADES.

(H) DEVELOPMENT AND IMPLEMENTATION OF SPECIALIZED INSTRUCTIONAL PROGRAMS FOR PUPILS DIAGNOSED WITH READING DISORDERS."

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

Rep. Oxender moved to amend the bill as follows:

1. Amend page 100, line 2, after "ASSESSMENTS" by inserting "AND HAS COMPLETED AT LEAST 450 HOURS OF INSTRUCTION".

2. Amend page 100, line 8, after "ASSESSMENTS" by inserting "AND HAS COMPLETED AT LEAST 450 HOURS OF INSTRUCTION".

3. Amend page 101, line 20, after "TESTS" by inserting "AND HAS COMPLETED AT LEAST 450 HOURS OF INSTRUCTION".

4. Amend page 102, line 14, after "ENROLLED" by inserting "AND HAS COMPLETED AT LEAST 900 HOURS OF INSTRUCTION".

5. Amend page 103, line 2, after "ASSESSMENTS" by inserting "AND HAS COMPLETED AT LEAST 450 HOURS OF INSTRUCTION".

The question being on the adoption of the amendments offered by Rep. Oxender,

Rep. Oxender demanded the yeas and nays.

The demand was supported.

The question being on the adoption of the amendments offered by Rep. Oxender,

The amendments were adopted, a majority of the members serving voting therefor, by yeas and nays, as follows:

Roll Call No. 233

Yeas—107

Alley	Frank	Kelly	Profit
Anthony	Freeman	Kilpatrick	Prusi
Baird	Gagliardi	Kukuk	Quarles
Bankes	Galloway	LaForge	Rackowski
Birkholz	Geiger	Law	Rhead
Bobier	Gernaat	Leland	Richner
Bodem	Gilmer	LeTarte	Rison
Bogardus	Gire	Llewellyn	Rocca
Brackenridge	Godchaux	London	Schauer
Brater	Goschka	Lowe	Schermesser
Brewer	Green	Mans	Schroer
Brown	Griffin	Martinez	Scott
Byl	Gubow	Mathieu	Scranton
Callahan	Gustafson	McBryde	Sikkema
Cassis	Hale	McManus	Stallworth
Cherry	Hammerstrom	McNutt	Tesanovich
Ciaramitaro	Hanley	Middaugh	Thomas
Crissman	Harder	Middleton	Varga

Cropsey	Hertel	Murphy	Vaughn
Curtis	Hood	Nye	Voorhees
Dalman	Horton	Olshove	Walberg
DeHart	Jansen	Owen	Wallace
DeVuyst	Jaye	Oxender	Wetters
Dobb	Jelinek	Palamara	Whyman
Dobronski	Jellema	Parks	Willard
Emerson	Johnson	Perricone	Wojno
Fitzgerald	Kaza	Price	

Nays—0

In The Chair: Hertel

Rep. Oxender moved to amend the bill as follows:

1. Amend page 39, line 26, by striking out "\$275,000,000.00" and inserting "\$285,000,000.00".
2. Amend page 41, line 14, after "to" by striking out "11.5%" and inserting "11.75%".
3. Amend page 47, line 4, by striking out all of section 31B.

The question being on the adoption of the amendments offered by Rep. Oxender,

Rep. Oxender demanded the yeas and nays.

The demand was supported.

The question being on the adoption of the amendments offered by Rep. Oxender,

The amendments were not adopted, a majority of the members serving not voting therefor, by yeas and nays, as follows:

Roll Call No. 234**Yeas—51**

Bankes	Galloway	Jellema	Nye
Birkholz	Geiger	Johnson	Oxender
Bobier	Gernaat	Kukuk	Perricone
Bodem	Gilmer	Law	Rackowski
Brackenridge	Godchaux	LeTarte	Rhead
Byl	Goschka	Llewellyn	Richner
Cassis	Green	London	Rocca
Crissman	Gustafson	Lowe	Scranton
Cropsey	Hammerstrom	McBryde	Sikkema
Dalman	Horton	McManus	Voorhees
DeVuyst	Jansen	McNutt	Walberg
Dobb	Jaye	Middaugh	Whyman
Fitzgerald	Jelinek	Middleton	

Nays—48

Anthony	Freeman	Leland	Schauer
Baird	Gire	Mans	Schermesser
Bogardus	Griffin	Martinez	Scott
Brewer	Gubow	Mathieu	Stallworth
Brown	Hale	Murphy	Tesanovich
Callahan	Hanley	Olshove	Thomas
Cherry	Harder	Owen	Varga
Ciaramitaro	Hertel	Parks	Vaughn

DeHart	Hood	Price	Wallace
Dobronski	Kelly	Prusi	Wetters
Emerson	Kilpatrick	Quarles	Willard
Frank	LaForge	Rison	Wojno

In The Chair: Hertel

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

Rep. Geiger moved to amend the bill as follows:

1. Amend page 48, line 3, after "LAW," by inserting "PROGRAMS AND SERVICES THAT HAVE BEEN PROVEN TO IMPROVE INSTRUCTIONAL METHODS, ENCOURAGE EARLY LITERACY, OR, GENERALLY IMPROVE SCHOOL PERFORMANCE. THESE PROGRAMS AND SERVICES MAY INCLUDE".

2. Amend page 48, following line 27, following subdivision (H), by inserting:

"(I) READING PROGRAMS SUCH AS THE PROGRAMS KNOWN AS "READING RECOVERY", "FIRST STEPS", AND "SUCCESS FOR ALL"."

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

The Speaker resumed the Chair.

Reps. Dobb, Godchaux, Ciaramitaro and Raczkowski moved to amend the bill as follows:

1. Amend page 3, line 12, after "1997-98" by striking out the balance of the line through "2." on line 23 and inserting "FOR A DISTRICT, PUBLIC SCHOOL ACADEMY, UNIVERSITY SCHOOL, OR INTERMEDIATE DISTRICT THE SUM OF THE PRODUCT OF .6 TIMES THE NUMBER OF FULL-TIME EQUATED PUPILS IN GRADES K TO 12 ACTUALLY ENROLLED AND IN REGULAR DAILY ATTENDANCE ON THE PUPIL MEMBERSHIP COUNT DAY FOR THE CURRENT SCHOOL YEAR, PLUS THE PRODUCT OF .4 TIMES THE FINAL AUDITED COUNT FROM THE SUPPLEMENTAL COUNT DAY FOR THE IMMEDIATELY PRECEDING SCHOOL YEAR. FOR 1998-99, MEMBERSHIP MEANS FOR A DISTRICT, PUBLIC SCHOOL ACADEMY, UNIVERSITY SCHOOL, OR INTERMEDIATE DISTRICT THE SUM OF THE PRODUCT OF .7 TIMES THE NUMBER OF FULL-TIME EQUATED PUPILS IN GRADES K TO 12 ACTUALLY ENROLLED AND IN REGULAR DAILY ATTENDANCE ON THE PUPIL MEMBERSHIP COUNT DAY FOR THE CURRENT SCHOOL YEAR, PLUS THE PRODUCT OF .3 TIMES THE FINAL AUDITED COUNT FROM THE SUPPLEMENTAL COUNT DAY FOR THE IMMEDIATELY PRECEDING SCHOOL YEAR. FOR 1999-2000, MEMBERSHIP MEANS FOR A DISTRICT, PUBLIC SCHOOL ACADEMY, UNIVERSITY SCHOOL, OR INTERMEDIATE DISTRICT THE SUM OF THE PRODUCT OF .8 TIMES THE NUMBER OF FULL-TIME EQUATED PUPILS IN GRADES K TO 12 ACTUALLY ENROLLED AND IN REGULAR DAILY ATTENDANCE ON THE PUPIL MEMBERSHIP COUNT DAY FOR THE CURRENT SCHOOL YEAR, PLUS THE PRODUCT OF .2 TIMES THE FINAL AUDITED COUNT FROM THE SUPPLEMENTAL COUNT DAY FOR THE IMMEDIATELY PRECEDING SCHOOL YEAR. FOR 2000-2001, MEMBERSHIP MEANS FOR A DISTRICT, PUBLIC SCHOOL ACADEMY, UNIVERSITY SCHOOL, OR INTERMEDIATE DISTRICT THE SUM OF THE PRODUCT OF .9 TIMES THE NUMBER OF FULL-TIME EQUATED PUPILS IN GRADES K TO 12 ACTUALLY ENROLLED AND IN REGULAR DAILY ATTENDANCE ON THE PUPIL MEMBERSHIP COUNT DAY FOR THE CURRENT SCHOOL YEAR, PLUS THE PRODUCT OF .1 TIMES THE FINAL AUDITED COUNT FROM THE SUPPLEMENTAL COUNT DAY FOR THE IMMEDIATELY PRECEDING SCHOOL YEAR. FOR 2001-2002, MEMBERSHIP MEANS FOR A DISTRICT, PUBLIC SCHOOL ACADEMY, UNIVERSITY SCHOOL, OR INTERMEDIATE DISTRICT THE NUMBER OF FULL-TIME EQUATED PUPILS IN REGULAR DAILY ATTENDANCE ON THE PUPIL MEMBERSHIP COUNT DAY FOR THE CURRENT SCHOOL YEAR. ALL PUPIL COUNTS USED IN THIS SUBSECTION ARE AS DETERMINED BY THE DEPARTMENT AND CALCULATED BY ADDING THE NUMBER OF PUPILS REGISTERED FOR ATTENDANCE PLUS PUPILS RECEIVED BY TRANSFER AND MINUS PUPILS LOST AS DEFINED BY RULES PROMULGATED BY THE STATE BOARD, AND AS CORRECTED BY A SUBSEQUENT DEPARTMENT AUDIT."

2. Amend page 15, line 25, after "of" by striking out "\$371,435,100.00" and inserting "\$391,435,100.00".

3. Amend page 20, line 21, by striking out "\$8,383,000,000.00" and inserting "\$8,403,000,000.00".

The question being on the adoption of the amendments offered by Reps. Dobb, Godchaux, Ciaramitaro and Raczkowski, Rep. Dobb demanded the yeas and nays.

The demand was supported.

The question being on the adoption of the amendments offered by Reps. Dobb, Godchaux, Ciaramitaro and Raczkowski,

The amendments were not adopted, a majority of the members serving not voting therefor, by yeas and nays, as follows:

Roll Call No. 235**Yeas—50**

Baird	Dobb	Kukuk	Rhead
Bankes	Freeman	Law	Richner
Birkholz	Galloway	Lowe	Rocca
Brackenridge	Gernaat	McManus	Schroer
Brater	Gire	McNutt	Scranton
Brown	Godchaux	Middaugh	Sikkema
Callahan	Goschka	Middleton	Voorhees
Cassis	Gustafson	Olshove	Walberg
Ciaramitaro	Hammerstrom	Palamara	Wetters
Crissman	Horton	Perricone	Whyman
Cropsey	Jansen	Profit	Willard
Dalman	Jelinek	Raczkowski	Wojno
DeHart	Kaza		

Nays—48

Alley	Gagliardi	Leland	Prusi
Anthony	Geiger	LeTarte	Quarles
Bobier	Gubow	Llewellyn	Rison
Bodem	Hale	London	Schauer
Brewer	Hanley	Mans	Schermesser
Byl	Harder	Martinez	Scott
Cherry	Hertel	McBryde	Stallworth
DeVuyst	Jaye	Nye	Tesanovich
Dobronski	Jellema	Owen	Thomas
Emerson	Johnson	Oxender	Varga
Fitzgerald	Kelly	Parks	Vaughn
Frank	Kilpatrick	Price	Wallace

In The Chair: Hertel

Rep. Geiger moved to amend the bill as follows:

1. Amend page 47, line 14, after "(5)." by inserting "IN ADDITION, THE DISTRICT SHALL AGREE TO USE THE FUNDING RECEIVED BY THE DISTRICT UNDER SECTION 31A THAT IS ATTRIBUTABLE TO AT-RISK PUPILS IN GRADES K TO 3 AT THE AT-RISK SCHOOL, IN ADDITION TO USING THE FUNDING RECEIVED UNDER THIS SECTION, TO PROVIDE 1 OR MORE OF THE PROGRAMS AND SERVICES UNDER SUBSECTION (3) AT THE AT-RISK SCHOOL."

The question being on the adoption of the amendment offered by Rep. Geiger,

Rep. Geiger demanded the yeas and nays.

The demand was supported.

The question being on the adoption of the amendment offered by Rep. Geiger,

The amendment was not adopted, a majority of the members serving not voting therefor, by yeas and nays, as follows:

Roll Call No. 236**Yeas—49**

Bankes	Fitzgerald	Jaye	McNutt
Birkholz	Freeman	Jelinek	Middaugh
Bobier	Galloway	Jellema	Oxender
Bodem	Geiger	Johnson	Perricone
Brackenridge	Gernaat	Kaza	Rackowski
Byl	Godchaux	Kukuk	Rhead
Cassis	Goschka	Law	Richner
Cherry	Green	Llewellyn	Rocca
Crissman	Gustafson	London	Scranton
Cropsey	Hammerstrom	Lowe	Sikkema
Dalman	Horton	McBryde	Voorhees
DeVuyst	Jansen	McManus	Whyman
Dobb			

Nays—55

Anthony	Gire	Mathieu	Schermesser
Baird	Griffin	Middleton	Schroer
Bogardus	Gubow	Murphy	Scott
Brater	Hanley	Nye	Stallworth
Brewer	Harder	Olshove	Tesanovich
Brown	Hertel	Owen	Thomas
Callahan	Hood	Palamara	Varga
Ciaramitaro	Kelly	Parks	Vaughn
Curtis	Kilpatrick	Price	Walberg
DeHart	LaForge	Profit	Wallace
Dobronski	Leland	Prusi	Wetters
Emerson	LeTarte	Quarles	Willard
Frank	Mans	Rison	Wojno
Gagliardi	Martinez	Schauer	

In The Chair: Hertel

Rep. Horton moved to amend the bill as follows:

1. Amend page 12, following line 14, by inserting:

“(X) FOR A DISTRICT DESCRIBED IN THIS SUBDIVISION, THE MEMBERSHIP OF THE DISTRICT IS THE NUMBER OF FULL-TIME EQUATED PUPILS IN GRADES K TO 12 ACTUALLY ENROLLED AND IN REGULAR DAILY ATTENDANCE IN THE DISTRICT ON THE PUPIL MEMBERSHIP COUNT DAY FOR THE CURRENT SCHOOL YEAR, AS DETERMINED BY THE DEPARTMENT AND CALCULATED BY ADDING THE NUMBER OF PUPILS REGISTERED FOR ATTENDANCE PLUS PUPILS RECEIVED BY TRANSFER AND MINUS PUPILS LOST AS DEFINED BY RULES PROMULGATED BY THE STATE BOARD, AND AS CORRECTED BY A SUBSEQUENT DEPARTMENT AUDIT. THIS SUBDIVISION APPLIES TO A DISTRICT THAT MEETS ALL OF THE FOLLOWING:

(i) THE DISTRICT’S ACTUAL PUPIL COUNT AS OF THE 1998 PUPIL MEMBERSHIP COUNT DAY IS AT LEAST 30 PUPILS MORE THAN THE DISTRICT’S ACTUAL PUPIL COUNT AS OF THE 1997 PUPIL MEMBERSHIP COUNT DAY AND IS AT LEAST 101.5% OF THE DISTRICT’S ACTUAL PUPIL COUNT AS OF THE 1997 PUPIL MEMBERSHIP COUNT DAY.

(ii) THE AMOUNT OF THE DISTRICT’S FOUNDATION ALLOWANCE UNDER SECTION 20 IS LESS THAN THE BASIC FOUNDATION ALLOWANCE UNDER SECTION 20(1).

(iii) THE DISTRICT IS DETERMINED BY THE DEPARTMENT TO MEET AT LEAST 1 OF THE FOLLOWING:

(A) THE DISTRICT IS OPEN FOR ENROLLMENT OF NONRESIDENT PUPILS IN COMPLIANCE WITH SECTION 105.

(B) THE DISTRICT HAS ADOPTED A FORMAL POLICY OF GRANTING ITS APPROVAL FOR PUPILS RESIDING IN THE DISTRICT TO ENROLL AND BE COUNTED IN MEMBERSHIP IN ANOTHER DISTRICT WHENEVER THAT APPROVAL IS REQUESTED.”.

The question being on the adoption of the amendment offered by Rep. Horton,
Rep. Horton demanded the yeas and nays.

The demand was supported.

The question being on the adoption of the amendment offered by Rep. Horton,

The amendment was not adopted, a majority of the members serving not voting therefor, by yeas and nays, as follows:

Roll Call No. 237**Yeas—29**

Birkholz	Hammerstrom	Law	Raczkowski
Cropsey	Horton	Llewellyn	Rhead
Dalman	Jansen	Lowe	Rocca
DeVuyst	Jaye	McBryde	Scranton
Geiger	Jellema	McManus	Sikkema
Gernaat	Kaza	Middaugh	Voorhees
Goschka	Kukuk	Perricone	Whyman
Gustafson			

Nays—72

Alley	DeHart	Jelinek	Parks
Anthony	Dobb	Johnson	Price
Baird	Dobronski	Kelly	Prusi
Banks	Emerson	Kilpatrick	Quarles
Bobier	Fitzgerald	LaForge	Richner
Bodem	Frank	Leland	Schauer
Bogardus	Freeman	LeTarte	Schermesser
Brackenridge	Gagliardi	London	Schroer
Brater	Galloway	Mans	Scott
Brewer	Gire	Martinez	Stallworth
Brown	Godchaux	Mathieu	Tesanovich
Byl	Green	McNutt	Thomas
Callahan	Gubow	Middleton	Vaughn
Cassis	Hale	Murphy	Walberg
Cherry	Hanley	Nye	Wallace
Ciaramitaro	Harder	Olshove	Wetters
Crissman	Hertel	Owen	Willard
Curtis	Hood	Palamara	Wojno

In The Chair: Hertel

Rep. Ciaramitaro moved to reconsider the vote by which the House did not adopt the amendment offered previously by Reps. Jaye and Kaza.

The motion prevailed.

The question being on the adoption of the amendment offered previously by Reps. Jaye and Kaza,
Rep. Ciaramitaro demanded the yeas and nays.

The demand was supported.

The question being on the adoption of the amendment offered previously by Reps. Jaye and Kaza,

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

Roll Call No. 238**Yeas—57**

Alley	Geiger	Kukuk	Olshove
Birkholz	Gernaat	Law	Owen
Bobier	Goschka	LeTarte	Oxender
Bodem	Green	Llewellyn	Palamara
Brackenridge	Griffin	London	Perricone
Brown	Gustafson	Lowe	Raczkowski
Byl	Hammerstrom	Mans	Rhead
Callahan	Horton	Mathieu	Richner
Cassis	Jansen	McBryde	Rocca
Ciaramitaro	Jaye	McManus	Sikkema
Cropsey	Jelinek	McNutt	Voorhees
Dalman	Jellema	Middaugh	Walberg
DeVuyst	Kaza	Middleton	Whyman
Frank	Kelly	Nye	Wojno
Gagliardi			

Nays—47

Anthony	Fitzgerald	Kilpatrick	Schroer
Baird	Freeman	LaForge	Scott
Bankes	Galloway	Leland	Scranton
Bogardus	Gire	Martinez	Stallworth
Brater	Godchaux	Murphy	Tesanovich
Cherry	Gubow	Parks	Thomas
Crissman	Hale	Price	Varga
Curtis	Hanley	Prusi	Vaughn
DeHart	Harder	Quarles	Wallace
Dobb	Hertel	Rison	Wetters
Dobronski	Hood	Schauer	Willard
Emerson	Johnson	Schermesser	

In The Chair: Hertel

Rep. Voorhees moved to amend the bill as follows:

1. Amend page 15, line 24, by striking out "\$8,701,055,800.00" and inserting "\$8,710,555,800.00".
2. Amend page 69, line 7, by striking out all of sections 67 and 68.
3. Amend page 114, line 2, after "(3)," by striking out "and subject to subsection (4),".
4. Amend page 114, line 10, by striking out all of subsection (4).

The question being on the adoption of the amendments offered by Rep. Voorhees,

Rep. Voorhees demanded the yeas and nays.

The demand was supported.

The question being on the adoption of the amendments offered by Rep. Voorhees,

After debate,

Rep. Schauer demanded the previous question.

The demand was supported.

The question being, "Shall the main question now be put?"

The previous question was ordered.

The question being on the adoption of the amendments offered by Rep. Voorhees,

The amendments were not adopted, a majority of the members serving not voting therefor, by yeas and nays, as follows:

Roll Call No. 239**Yeas—25**

Alley	Horton	Lowe	Rhead
Birkholz	Jansen	McBryde	Rocca
Cropsey	Jaye	McManus	Sikkema
Dalman	Kaza	Middaugh	Voorhees
Geiger	Kukuk	Nye	Walberg
Goschka	Law	Raczkowski	Whyman
Green			

Nays—79

Anthony	Dobronski	Jellema	Perricone
Baird	Emerson	Johnson	Price
Bankes	Fitzgerald	Kelly	Prusi
Bobier	Frank	Kilpatrick	Quarles
Bodem	Freeman	LaForge	Richner
Bogardus	Gagliardi	Leland	Rison
Brackenridge	Galloway	LeTarte	Schauer
Brater	Gernaat	Llewellyn	Schermesser
Brewer	Gire	London	Schroer
Brown	Godchaux	Mans	Scott
Byl	Griffin	Martinez	Scranton
Callahan	Gubow	Mathieu	Stallworth
Cassis	Gustafson	McNutt	Tesanovich
Cherry	Hale	Middleton	Thomas
Ciaramitaro	Hammerstrom	Murphy	Vaughn
Crissman	Hanley	Olshove	Wallace
Curtis	Harder	Owen	Wetters
DeHart	Hertel	Oxender	Willard
DeVuyst	Hood	Palamara	Wojno
Dobb	Jelinek	Parks	

In The Chair: Hertel

Rep. Horton moved to amend the bill as follows:

1. Amend page 12, following line 14, by inserting:

“(X) FOR A DISTRICT DESCRIBED IN THIS SUBDIVISION, THE MEMBERSHIP OF THE DISTRICT IS, AT THE OPTION OF THE DISTRICT, EITHER THE MEMBERSHIP AS OTHERWISE CALCULATED UNDER THIS SUBSECTION OR THE AVERAGE NUMBER OF FULL-TIME EQUATED PUPILS IN GRADES K TO 12 ACTUALLY ENROLLED AND IN REGULAR DAILY ATTENDANCE IN THE DISTRICT ON THE PUPIL MEMBERSHIP COUNT DAY FOR THE CURRENT SCHOOL YEAR, ON THE SUPPLEMENTAL COUNT DAY FOR THE CURRENT SCHOOL YEAR, AND ON A SCHOOL DAY, SELECTED BY THE DEPARTMENT, IN APRIL OF THE CURRENT SCHOOL YEAR, CALCULATED BY ADDING THE DISTRICT’S PUPIL COUNT FOR EACH OF THOSE DAYS AND DIVIDING THAT SUM BY 3. EACH PUPIL COUNT USED IN THIS SUBDIVISION IS AS DETERMINED BY THE DEPARTMENT AND CALCULATED BY ADDING THE NUMBER OF PUPILS REGISTERED FOR ATTENDANCE PLUS PUPILS RECEIVED BY TRANSFER AND MINUS PUPILS LOST AS DEFINED BY RULES PROMULGATED BY THE STATE BOARD, AND AS CORRECTED BY A SUBSEQUENT DEPARTMENT AUDIT. THIS SUBDIVISION APPLIES TO A DISTRICT THAT MEETS ALL OF THE FOLLOWING:

(i) THE DISTRICT’S ACTUAL PUPIL COUNT AS OF THE 1998 PUPIL MEMBERSHIP COUNT DAY IS AT LEAST 30 PUPILS MORE THAN THE DISTRICT’S ACTUAL PUPIL COUNT AS OF THE 1997 PUPIL MEMBERSHIP COUNT DAY AND IS AT LEAST 101.5% OF THE DISTRICT’S ACTUAL PUPIL COUNT AS OF THE 1997 PUPIL MEMBERSHIP COUNT DAY.

(ii) THE AMOUNT OF THE DISTRICT'S FOUNDATION ALLOWANCE UNDER SECTION 20 IS LESS THAN THE BASIC FOUNDATION ALLOWANCE UNDER SECTION 20(1).

(iii) THE DISTRICT IS DETERMINED BY THE DEPARTMENT TO MEET AT LEAST 1 OF THE FOLLOWING:

(A) THE DISTRICT IS OPEN FOR ENROLLMENT OF NONRESIDENT PUPILS IN COMPLIANCE WITH SECTION 105.

(B) THE DISTRICT HAS ADOPTED A FORMAL POLICY OF GRANTING ITS APPROVAL FOR PUPILS RESIDING IN THE DISTRICT TO ENROLL AND BE COUNTED IN MEMBERSHIP IN ANOTHER DISTRICT WHENEVER THAT APPROVAL IS REQUESTED.”.

The question being on the adoption of the amendment offered by Rep. Horton,

Rep. Horton demanded the yeas and nays.

The demand was supported.

The question being on the adoption of the amendment offered by Rep. Horton,

The amendment was not adopted, a majority of the members serving not voting therefor, by yeas and nays, as follows:

Roll Call No. 240

Yeas—29

Birkholz	Hammerstrom	Llewellyn	Rhead
Cropsey	Horton	Lowe	Richner
Dalman	Jansen	McManus	Rocca
DeVuyst	Jaye	Middaugh	Scranton
Geiger	Kaza	Nye	Sikkema
Gernaat	Kukuk	Perricone	Voorhees
Goschka	Law	Rackowski	Whyman
Gustafson			

Nays—76

Alley	Dobb	Jellema	Parks
Anthony	Dobronski	Johnson	Price
Baird	Emerson	Kelly	Prusi
Bankes	Fitzgerald	Kilpatrick	Quarles
Bobier	Frank	LaForge	Rison
Bodem	Freeman	Leland	Schauer
Bogardus	Gagliardi	LeTarte	Schermesser
Brackenridge	Galloway	London	Schroer
Brater	Gire	Mans	Scott
Brewer	Godchaux	Martinez	Stallworth
Brown	Green	Mathieu	Tesanovich
Byl	Griffin	McBryde	Thomas
Callahan	Gubow	McNutt	Varga
Cassis	Hale	Middleton	Vaughn
Cherry	Hanley	Murphy	Walberg
Ciaramitaro	Harder	Olshove	Wallace
Crissman	Hertel	Owen	Wetters
Curtis	Hood	Oxender	Willard
DeHart	Jelinek	Palamara	Wojno

In The Chair: Hertel

Rep. Horton moved to amend the bill as follows:

1. Amend page 80, line 12, after “THAT” by inserting “IS DETERMINED BY THE DEPARTMENT TO BE OPEN FOR ENROLLMENT OF NONRESIDENT PUPILS IN COMPLIANCE WITH SECTION 105 AND THAT”.

2. Amend page 80, line 15, after "DISTRICT" by inserting "THAT IS DETERMINED BY THE DEPARTMENT TO BE OPEN FOR ENROLLMENT OF NONRESIDENT PUPILS IN COMPLIANCE WITH SECTION 105".

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

Rep. Tesanovich moved that Rep. Brown be excused temporarily from today's session.
The motion prevailed.

The Speaker called the Speaker Pro Tempore to the Chair.

Rep. Dalman moved to amend the bill as follows:

1. Amend page 25, line 5, after "OPERATES" by striking out "AT LEAST GRADE 12" and inserting "SOME OR ALL OF GRADES K TO 12".

2. Amend page 25, line 21, by striking out all of line 21 through "LESS." on line 27.

The question being on the adoption of the amendments offered by Rep. Dalman,

Rep. Dalman demanded the yeas and nays.

The demand was supported.

The question being on the adoption of the amendments offered by Rep. Dalman,

After debate,

Rep. Bogardus demanded the previous question.

The demand was supported.

The question being, "Shall the main question now be put?"

The previous question was ordered.

The question being on the adoption of the amendments offered by Rep. Dalman,

The amendments were not adopted, a majority of the members serving not voting therefor, by yeas and nays, as follows:

Roll Call No. 241

Yeas—47

Birkholz	Gernaat	Kukuk	Oxender
Bobier	Goschka	Law	Perricone
Bodem	Green	LeTarte	Raczkowski
Brackenridge	Gustafson	Llewellyn	Rhead
Cassis	Hammerstrom	London	Richner
Crissman	Horton	Lowe	Rocca
Cropsey	Jansen	McBryde	Scranton
Dalman	Jaye	McManus	Sikkema
DeVuyst	Jelinek	McNutt	Voorhees
Dobb	Jellema	Middaugh	Walberg
Galloway	Johnson	Middleton	Whyman
Geiger	Kaza	Nye	

Nays—57

Alley	Emerson	LaForge	Rison
Anthony	Fitzgerald	Leland	Schauer
Baird	Frank	Mans	Schermesser
Bankes	Freeman	Martinez	Schroer
Bogardus	Gagliardi	Mathieu	Scott
Brater	Gire	Murphy	Stallworth
Brewer	Godchaux	Olshove	Tesanovich

Brown	Gubow	Owen	Thomas
Byl	Hale	Palamara	Varga
Callahan	Hanley	Parks	Vaughn
Cherry	Harder	Price	Wallace
Ciaramitaro	Hood	Profit	Wetters
Curtis	Kelly	Prusi	Willard
DeHart	Kilpatrick	Quarles	Wojno
Dobronski			

In The Chair: Murphy

Rep. Cropsey moved to amend the bill as follows:

1. Amend page 72, line 19, after "EDUCATORS," by inserting "PARENTS OF PUBLIC SCHOOL PUPILS,". The motion prevailed and the amendment was adopted, a majority of the members serving voting therefor.

Rep. Voorhees moved to amend the bill as follows:

1. Amend page 70, following line 12, by inserting:

"(6) THE COUNCIL FOR CAREER PREPARATION STANDARDS SHALL NOT IMPLEMENT ANY PART OF A CAREER PREPARATION SYSTEM UNLESS THE PLAN FOR THE SYSTEM HAS BEEN SUBMITTED TO THE STATE BOARD FOR APPROVAL AND THE STATE BOARD HAS APPROVED THE SYSTEM." and renumbering the remaining subsection.

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

Rep. Voorhees moved to amend the bill as follows:

1. Amend page 76, following line 12, by inserting:

"(5) FUNDING RECEIVED UNDER THIS SECTION FOR WORKSITE-BASED LEARNING OR WORKSITE-BASED PROGRAMS SHALL NOT BE USED FOR PUPILS WHO ARE NOT IN AT LEAST GRADE 11.".

The question being on the adoption of the amendment offered by Rep. Voorhees,

Rep. Callahan demanded the yeas and nays.

The demand was supported.

The question being on the adoption of the amendment offered by Rep. Voorhees,

After debate,

Rep. Freeman demanded the previous question.

The demand was supported.

The question being, "Shall the main question now be put?"

The previous question was ordered.

The question being on the adoption of the amendment offered by Rep. Voorhees,

The amendment was not adopted, a majority of the members serving not voting therefor, by yeas and nays, as follows:

Roll Call No. 242

Yeas—34

Birkholz	Harder	McManus	Rocca
Bodem	Horton	Nye	Sikkema
Brown	Jansen	Olshove	Tesanovich
Cropsey	Jaye	Owen	Voorhees
Curtis	Kaza	Palamara	Wetters
Frank	Kukuk	Perricone	Whyman
Geiger	Law	Raczkowski	Willard
Goschka	Lowe	Richner	Wojno
Green	McBryde		

Nays—70

Alley	Dobb	Johnson	Price
Anthony	Dobronski	Kelly	Profit
Baird	Fitzgerald	Kilpatrick	Prusi
Bankes	Freeman	LaForge	Quarles

Bobier	Gagliardi	Leland	Rhead
Bogardus	Galloway	LeTarte	Rison
Brackenridge	Gernaat	Llewellyn	Schauer
Brater	Gire	London	Schermesser
Brewer	Godchaux	Mans	Schroer
Byl	Griffin	Martinez	Scott
Callahan	Gubow	Mathieu	Scranton
Cassis	Gustafson	McNutt	Stallworth
Cherry	Hale	Middaugh	Thomas
Ciaramitaro	Hammerstrom	Middleton	Varga
Crissman	Hanley	Murphy	Vaughn
Dalman	Hood	Oxender	Walberg
DeHart	Jelinek	Parks	Wallace
DeVuyst	Jellema		

In The Chair: Murphy

Rep. Jaye moved to amend the bill as follows:

1. Amend page 110, following line 13, following section 166D, by inserting:

“SEC. 166E. BEFORE ENTERING INTO A CONTRACT IN AN AMOUNT IN EXCESS OF \$15,000.00 FOR ANY MATERIALS, SUPPLIES, OR EQUIPMENT OR A CONTRACT IN AN AMOUNT IN EXCESS OF \$15,000.00 FOR CONSTRUCTION OF A NEW BUILDING, OR ADDITION TO OR REPAIR OR RENOVATION OF AN EXISTING BUILDING, THE BOARD OF A DISTRICT ORGANIZED AS A SCHOOL DISTRICT OF THE FIRST CLASS UNDER PART 6 OF THE REVISED SCHOOL CODE, MCL 380.401 TO 380.485, OR ANY OTHER PURCHASING AUTHORITY WITHIN A DISTRICT ORGANIZED AS A SCHOOL DISTRICT OF THE FIRST CLASS, SHALL OBTAIN SEALED COMPETITIVE BIDS, AND THE DISTRICT SHALL AWARD SUCH A CONTRACT USING THIS COMPETITIVE BID PROCESS. THIS SECTION DOES NOT PROHIBIT A DISTRICT FROM MAKING A PUBLIC REQUEST FOR PROPOSALS BEFORE REQUESTING BIDS AND DOES NOT PROHIBIT A DISTRICT FROM AWARDED A CONTRACT BASED ON A COMBINATION OF PRICE, QUALITY, AND SERVICE FACTORS. A SCHOOL OFFICIAL OR MEMBER OF A SCHOOL BOARD OR OTHER PERSON WHO NEGLECTS OR REFUSES TO DO OR PERFORM AN ACT REQUIRED BY THIS SECTION, OR WHO VIOLATES OR KNOWINGLY PERMITS OR CONSENTS TO A VIOLATION OF THIS SECTION, IS GUILTY OF A MISDEMEANOR PUNISHABLE BY A FINE OF NOT MORE THAN \$500.00, OR IMPRISONMENT FOR NOT MORE THAN 3 MONTHS, OR BOTH.”.

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

Reps. Emerson and Oxender moved to amend the bill as follows:

1. Amend page 83, line 19, after “for” by striking out “1996-97” and inserting “1997-98”.

2. Amend page 113, line 21, after “at” by striking out “\$9,072,490,900.00” and inserting “\$9,157,490,900.00”.

3. Amend page 113, line 23, after “at” by striking out “\$9,069,811,900.00” and inserting “\$9,146,761,900.00”.

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

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

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

Rep. Gagliardi 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. 4310, entitled

A bill to amend 1979 PA 94, entitled “The state school aid act of 1979,” by amending sections 3, 6, 11, 13, 17b, 18, 20, 24, 26, 31a, 36, 39, 41, 51a, 52, 53a, 54, 56, 57, 58, 61a, 62, 74, 81, 94, 99, 101, 104a, 107, 108, 111, 124, 147, 151, 163, 167, and 169a (MCL 388.1603, 388.1606, 388.1611, 388.1613, 388.1617b, 388.1618, 388.1620, 388.1624, 388.1626, 388.1631a, 388.1636, 388.1639, 388.1641, 388.1651a, 388.1652, 388.1653a, 388.1654, 388.1656, 388.1657, 388.1658, 388.1661a, 388.1662, 388.1674, 388.1681, 388.1694, 388.1699, 388.1701, 388.1704a, 388.1707, 388.1708, 388.1711, 388.1724, 388.1747, 388.1751, 388.1763, 388.1767, and 388.1769a), sections 3, 6, 11, 13, 17b, 18, 20, 24, 31a, 36, 39, 41, 52, 54, 56, 57, 58, 61a, 62, 74, 81, 94, 99, 101, 104a, 111, 124, 147, 163, and 167 as amended and sections 51a, 53a, 107, 108, and 169a as added by 1996 PA 300, section 26 as amended by 1994 PA 283, and section 151 as amended by 1995 PA 130, and by adding sections 17d, 20g, 20j, 26a, 61b, 61c, and 61d; 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. 243**Yeas—71**

Alley	Gernaat	LaForge	Prusi
Anthony	Gire	Law	Quarles
Baird	Goschka	Leland	Rhead
Bodem	Griffin	LeTarte	Rison
Bogardus	Gubow	Llewellyn	Rocca
Brater	Hale	Mans	Schauer
Brewer	Hammerstrom	Martinez	Schermesser
Brown	Hanley	Mathieu	Scott
Callahan	Harder	McNutt	Stallworth
Cherry	Hertel	Middaugh	Tesanovich
Ciaramitaro	Hood	Murphy	Thomas
Curtis	Jaye	Olshove	Varga
DeHart	Jelinek	Owen	Vaughn
Dobronski	Jellema	Oxender	Wallace
Emerson	Kaza	Palamara	Wetters
Frank	Kelly	Parks	Willard
Freeman	Kilpatrick	Price	Wojno
Gagliardi	Kukuk	Profit	

Nays—35

Banks	DeVuyst	Jansen	Raczkowski
Birkholz	Dobb	Johnson	Richner
Bobier	Fitzgerald	London	Schroer
Brackenridge	Galloway	Lowe	Scranton
Byl	Geiger	McBryde	Sikkema
Cassis	Godchaux	McManus	Voorhees
Crissman	Green	Middleton	Walberg
Cropsey	Gustafson	Nye	Whyman
Dalman	Horton	Perricone	

In The Chair: Murphy

The question being on agreeing to the title of the bill,

Rep. Gagliardi moved to amend the title to read as follows:

A bill to amend 1979 PA 94, entitled "The state school aid act of 1979," by amending sections 6, 6a, 11, 17b, 20, 20d, 20i, 24, 26, 31a, 36, 39, 41, 51a, 52, 53a, 54, 56, 57, 58, 61a, 62, 74, 81, 94, 95, 99, 101, 104a, 107, 108, 111, 147, 151, 167, and 169a (MCL 388.1606, 388.1606a, 388.1611, 388.1617b, 388.1620, 388.1620d, 388.1620i, 388.1624, 388.1626, 388.1631a, 388.1636, 388.1639, 388.1641, 388.1651a, 388.1652, 388.1653a, 388.1654, 388.1656, 388.1657, 388.1658, 388.1661a, 388.1662, 388.1674, 388.1681, 388.1694, 388.1695, 388.1699, 388.1701, 388.1704a, 388.1707, 388.1708, 388.1711, 388.1747, 388.1751, 388.1767, and 388.1769a), sections 6, 11, 17b, 20, 20d, 24, 31a, 36, 39, 41, 52, 54, 56, 57, 58, 61a, 62, 74, 81, 94, 99, 101, 104a, 111, 147, and 167 as amended and sections 20i, 51a, 53a, 107, 108, and 169a as added by 1996 PA 300, sections 6a, 95, and 151 as amended by 1995 PA 130, and section 26 as amended by 1994 PA 283, and by adding sections 26a, 31b, 67, 68, 94a, 105a, 166d, and 166e; and to repeal acts and parts of acts.

The motion prevailed.

The House agreed to the title as amended.

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

"Mr. Speaker and members of the House:

I cannot support the School Aid Budget because the blended count formula continues to have a financially negative impact on my growing school districts. Furthermore, the schools in the 45th House of Representatives District have not had an increase in their foundation grant to keep up with inflation."

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

“Mr. Speaker and members of the House:

My no vote on the K-12 Appropriations bill is due primarily to that fact that growing districts, like the ones I represent, will not realize a per student current year count of funding in this budget proposal. Dollars should follow the student. This is only fair and equitable.”

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

“Mr. Speaker and members of the House:

I cannot support a budget that creates more inequities such as the continuing blended student count and a creation of \$10 million dollar third grade reading guarantee that will only go to 13 school buildings in this state. I will always vote for a school funding bill that continues equitable funding, but THIS BILL DOES NOT.”

Rep. London, 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 4310 as passed by the House was \$137,000,000 over the Executive recommendation with no identifiable offsetting budget cuts. The constitution requires a balanced budget. Therefore I cast a NO vote.”

Rep. McBryde, 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:

I voted no on HB 4310 for several reasons: the bill blows a major hole in the budget without identifying an appropriate revenue source; the bill includes a bogus reading program which excludes phonics (the remedial reading method that really works); and the bill creates a second class status for public school academies that offer less than a full K-12 program.

Over the past few years we have made steady progress toward equity in the K-12 budgets we have approved. But HB 4310 reintroduces discriminatory categoricals and actually increases inequity. For these reasons I am voting “no” on HB 4310.”

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

The question being on the motion by Rep. Gagliardi,

Rep. Gustafson demanded the yeas and nays.

The demand was supported.

The question being on the motion by Rep. Gagliardi,

The motion did not prevail, 2/3 of the members serving not voting therefor, by yeas and nays, as follows:

Roll Call No. 244

Yeas—51

Alley	Frank	Leland	Schermesser
Anthony	Freeman	Mans	Schroer
Baird	Gagliardi	Martinez	Scott
Bogardus	Gire	Mathieu	Stallworth
Brater	Gubow	Murphy	Tesanovich
Brown	Hale	Owen	Thomas
Callahan	Hanley	Palamara	Varga
Cherry	Harder	Parks	Vaughn
Ciaramitaro	Hertel	Profit	Wallace
Curtis	Hood	Prusi	Wetters
DeHart	Kelly	Quarles	Willard
Dobronski	Kilpatrick	Rison	Wojno
Emerson	LaForge	Schauer	

Nays—51

Bankes	Galloway	Johnson	Nye
Birkholz	Geiger	Kaza	Oxender
Bobier	Gernaat	Kukuk	Perricone
Bodem	Godchaux	Law	Raczkowski
Brackenridge	Goschka	LeTarte	Rhead

Byl	Green	Llewellyn	Richner
Cassis	Gustafson	London	Rocca
Crissman	Hammerstrom	Lowe	Scranton
Cropsey	Horton	McBryde	Sikkema
Dalman	Jansen	McManus	Voorhees
DeVuyst	Jaye	McNutt	Walberg
Dobb	Jelinek	Middaugh	Whyman
Fitzgerald	Jellema	Middleton	

In The Chair: Murphy

Rep. McBryde, having reserved the right to explain his nay vote, made the following statement:

“Mr. Speaker and members of the House:

I voted no on HB 4310 for several reasons: the bill blows a major hole in the budget without identifying an appropriate revenue source; the bill includes a bogus reading program which excludes phonics (the remedial reading method that really works); and the bill creates a second class status for public school academies that offer less than a full K-12 program.

Over the past few years we have made steady progress toward equity in the K-12 budgets we have approved. But HB 4310 reintroduces discriminatory categoricals and actually increases inequity. For these reasons I am voting “no” on HB 4310.”

Rep. Goschka, having reserved the right to explain his nay vote, made the following statement:

“Mr. Speaker and members of the House:

I voted in favor of HB 4310 because we were able to increase revenue per student as well as to restore full funding of adult education. However, I voted against immediate effect because I am hopeful that such action will cause my colleagues in the Senate to seriously consider incorporating in this bill the teaching of phonics in our public schools.

Reading is essential for one to have a rewarding life. Without the ability to read, potential opportunities fall by the wayside. While I support the funding portion of this bill, I have strong reservations with the teaching side as pertaining to reading without the use of phonics. Perhaps we can still have another opportunity to effect this concern when the bill comes back before the House.”

Rep. Gagliardi moved that when the House adjourns today it stand adjourned until Tuesday, April 29, at 2:00 p.m. The motion prevailed.

Rep. Green, pursuant to Rule 33, made the following statement:

“Mr. Speaker and members of the House:

I was absent from the Chamber when the vote was taken on Roll Call Nos. 217 through 226.

Had I been present, I would have voted “nay” on Roll Call No. 217, “yea” on Roll Call No. 218, “nay” on Roll Call No. 219 and “yea” on Roll Call Nos. 220 through 226.”

By unanimous consent the House returned to the order of

Motions and Resolutions

Reps. Rocca, Jansen, Kaza, Godchaux, Crissman, Olshove, Law, Perricone, Goschka, Kukuk, Gilmer, Johnson, Birkholz, Scranton, McManus, Bankes, Dobb, Bodem, Dalman, Cassis, Whyman, Hammerstrom, Freeman, Brackenridge, Llewellyn, Dobronski, Cherry, Gubow, Galloway, Rhead, McNutt, Cropsey, Jaye, Tesanovich, Hanley, McBryde, Voorhees, Harder, Varga, Green, DeHart, Raczkowski, Scott, Middleton and Middaugh offered the following resolution:

House Resolution No. 37.

A resolution honoring the 20th anniversary of Beaumont Hospital-Troy.

Whereas, We are proud to join with the staff, patients, and friends of Beaumont Hospital-Troy as they gather to mark the 20th anniversary of this outstanding facility. This milestone is a reflection of unselfishness and commitment to the common good that is most commendable. While the members of this distinguished organization celebrate 20 years of service, we offer our thanks for the gifts they have shared within Southeast Michigan and throughout the entire state; and

Whereas, Founded in 1977 with a staff of only 670 employees, Beaumont Hospital-Troy now employs over 2,300 individuals. Outpatient surgeries have escalated from 1,554 performed in 1977 to more than 9,000 in 1996. This tremendous growth accurately reflects the success of this facility and the support that this hospital receives from their staff. These concerned citizens have truly made a difference, and their many contributions will continue to enrich this community far into the twenty-first century. This ability to grow and change has shown the belief that staff members have maintained in their mission of service; and

Whereas, Due to the efforts of every employee who has channeled their concern through this institution, Beaumont Hospital-Troy has touched many lives in the greater Oakland/Macomb County area. Some of the services provided at Beaumont Hospital-Troy include: Cardiology, Nephrology, Obstetrics, Oncology, Orthopedics, emergency service, home care, and an imaging center which will soon include the ability to perform Magnetic Resonance Imaging; and

Whereas, It is with pride and gratitude that we welcome this opportunity to salute the many merits, both large and small, in which the hospital employees have given their time and energies to help whenever the need arose. Today, many of the faces and names may be different from the citizens who came together in 1977 to share their dreams and unite in their efforts to impact on the community in a positive way, yet their purpose is just as noble and their contributions are just as valuable; and

Whereas, With ceremonies to celebrate its history, the staff and friends of Beaumont Hospital-Troy will remember the vision of many people and the hours and years of commitment that have brought the group to this point. Fittingly, as they look to the past, they will also be casting an eye to the future and to the many ways in which Beaumont Hospital-Troy will continue to reach out in our state; now, therefore, be it

Resolved by the House of Representatives, That the Michigan House of Representatives commemorates the 20th anniversary of Beaumont Hospital-Troy. We commend everyone who has contributed to its success and thank them for the manner in which their members have strengthened Michigan; and be it further

Resolved, That a copy of this resolution be transmitted to Beaumont Hospital-Troy in commemoration of their 20th anniversary.

Pending the reference of the resolution to a committee,

Rep. Gagliardi moved that Rule 77 be suspended and the resolution be considered at this time.

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

The question being on the adoption of the resolution,

The resolution was adopted.

Reps. Bobier, Jellema, London, Kukuk, Geiger, Middleton, LeTarte, Llewellyn, Jelinek, Raczkowski, Godchaux, DeVuyst, Jansen, Scranton, Birkholz, Byl, Kaza, Martinez, McManus, Goschka, Hale, McBryde, Schroer, Bodem, Dobb, Fitzgerald, Wojno, Gernaat, Cherry, Oxender, Dalman, Prusi, Richner, Freeman, Brackenridge, Dobronski, Gubow, Galloway, Rhead, McNutt, Tesanovich, Hanley, Voorhees, Hammerstrom, Baird, Harder, Varga, Green, DeHart and Middaugh offered the following resolution:

House Resolution No. 38.

A resolution in commemoration of the drinking water celebration across Michigan on May 5, 1997.

Whereas, A Drinking Water Celebration on May 5, 1997, will bring together state and local leaders from across Michigan to reflect and build upon the vast accomplishments that have been made to promote drinking water protection among diverse audiences; and

Whereas, This Celebration is the culmination of a ten-year effort of the Groundwater Education in Michigan (GEM) Program, a multimillion dollar statewide program funded through the W.K. Kellogg Foundation, to heighten awareness of Michigan's groundwater resources and promote proactive voluntary drinking water protection activities; and

Whereas, The Celebration will showcase a cross-section of the 35 local and regional GEM projects which have developed educational materials, provided technical assistance to communities, and implemented training sessions and workshops on drinking water protection; and

Whereas, The Institute of Water Research at Michigan State University and the five university-based GEM Regional Centers at Western Michigan University, University of Michigan-Flint, Grand Valley State University, Michigan Technological University, and Eastern Michigan University have played major roles in developing programs and advancing pollution prevention efforts that protect the state's drinking water resources; and

Whereas, Important partnerships and new initiatives have emerged among statewide organizations and agencies that will carry on the objectives of the GEM program and which focus upon voluntary locally driven pollution prevention activities; and

Whereas, The Celebration will initiate a collective vision for the future regarding protection of Michigan's drinking water resources and launch a statewide media campaign to heighten awareness of drinking water among Michigan citizens; now, therefore, be it

Resolved by the House of Representatives, That the members of the Michigan House of Representatives join in commemorating the Drinking Water Celebration and commending the W.K. Kellogg Foundation, the GEM program, and a myriad of local and state organizations throughout Michigan for their involvement; and be it further

Resolved, That a copy of this resolution be presented to the W.K. Kellogg Foundation as a token of our esteem.

Pending the reference of the resolution to a committee,

Rep. Gagliardi moved that Rule 77 be suspended and the resolution be considered at this time.

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

The question being on the adoption of the resolution,

The resolution was adopted.

Reps. Schermesser, Hale, Hammerstrom, McBryde, London, Kaza, Raczkowski, Kelly, Martinez, Hanley, Walberg, Goschka, Kilpatrick, Jaye, Tesanovich, DeHart, Richner, Parks and Green offered the following resolution:

House Resolution No. 39.

A resolution to memorialize the Congress of the United States and the Environmental Protection Agency not to restrict the use of barbecue grills.

Whereas, In discussions on possible steps to help clean our air, some federal officials are proposing restrictions on the use of charcoal and gas grills used for cooking. Apparently, federal air regulators are considering restrictions on barbecue grills as a means to reduce levels of ground-level ozone and soot. One of the reasons for trying to find a way to reduce ground-level smoke is the problems that it can have on people with certain respiratory conditions, including those suffering from asthma; and

Whereas, While there is certainly good reason to reduce excessive ground-level smoke, restricting charcoal or gas grills is an overreaction. With the problems generated by other, far more harmful practices, most of which can be monitored far more effectively anyway, a ban or restrictions on grilling is not a wise public policy decision. Even in a specific situation where a problem may exist for someone, the matter is hardly appropriate for federal actions; now, therefore, be it

Resolved by the House of Representatives, That we memorialize the Congress of the United States and the Environmental Protection Agency not to restrict the use of barbecue grills; 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, the members of the Michigan congressional delegation, and officials of the Environmental Protection Agency.

The resolution was referred to the Committee on Conservation, Environment and Recreation.

Reps. Schermesser, Hale, Hammerstrom, McBryde, London, Kaza, Kelly, Raczkowski, Martinez, Hanley, Walberg, Goschka, Kilpatrick, Tesanovich, DeHart, Richner, Parks and Green offered the following concurrent resolution:

House Concurrent Resolution No. 37.

A concurrent resolution to memorialize the Congress of the United States and the Environmental Protection Agency not to restrict the use of barbecue grills.

Whereas, In discussions on possible steps to help clean our air, some federal officials are proposing restrictions on the use of charcoal and gas grills used for cooking. Apparently, federal air regulators are considering restrictions on barbecue grills as a means to reduce levels of ground-level ozone and soot. One of the reasons for trying to find a way to reduce ground-level smoke is the problems that it can have on people with certain respiratory conditions, including those suffering from asthma; and

Whereas, While there is certainly good reason to reduce excessive ground-level smoke, restricting charcoal or gas grills is an overreaction. With the problems generated by other, far more harmful practices, most of which can be monitored far more effectively anyway, a ban or restrictions on grilling is not a wise public policy decision. Even in a specific situation where a problem may exist for someone, the matter is hardly appropriate for federal actions; now, therefore, be it

Resolved by the House of Representatives (the Senate concurring), That we memorialize the Congress of the United States and the Environmental Protection Agency not to restrict the use of barbecue grills; 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, the members of the Michigan congressional delegation, and officials of the Environmental Protection Agency.

The concurrent resolution was referred to the Committee on Conservation, Environment and Recreation.

Reports of Standing Committees

The Committee on Consumer Protection, by Rep. Brater, Chair, reported

House Bill No. 4290, entitled

A bill to regulate the servicing, repair, and maintenance of certain appliances and the compensation received by certain persons for those activities; to provide for certain disclosures and warranties regarding those activities; to limit certain representations by service dealers; and to provide for certain remedies.

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

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

Favorable Roll Call**HB 4290** To Report Out:

Yeas: Reps. Brater, DeHart, Brown, Freeman, Gire, Crissman, Birkholz,

Nays: Rep. Cropsey.

COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Brater, Chair of the Committee on Consumer Protection, was received and read:

Meeting held on: Wednesday, April 23, 1997, at 9:00 a.m.,

Present: Reps. Brater, DeHart, Brown, Freeman, Gire, Crissman, Birkholz, Cropsey,

Absent: Rep. Law.

The Committee on Appropriations, by Rep. Hood, Chair, reported

House Bill No. 4307, entitled

A bill to make appropriations for the department of corrections and certain state purposes related to corrections for the fiscal year ending September 30, 1998; to provide for the expenditure of the appropriations; to provide for reports; to provide for the creation of certain advisory committees and boards; to prescribe certain powers and duties of the department of corrections, certain other state officers and agencies, and certain advisory committees and boards; to provide for the collection of certain funds; and to provide for the disposition of fees and other income received by certain state agencies.

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

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

Favorable Roll Call**HB 4307** To Report Out:

Yeas: Reps. Hood, Mathieu, Ciaramitaro, Emerson, Frank, Hale, Harder, Kelly, Martinez, Owen, Parks, Price, Prusi, Rison, Schroer, Stallworth, Tesanovich, Gilmer, Bankes, Bobier, Geiger, Godchaux, Jansen, Jellema, Johnson, McBryde, Oxender,

Nays: None.

COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Thursday, April 24, 1997, at 9:00 a.m.,

Present: Reps. Hood, Mathieu, Ciaramitaro, Emerson, Frank, Hale, Harder, Kelly, Martinez, Owen, Parks, Price, Prusi, Rison, Schroer, Stallworth, Tesanovich, Gilmer, Bankes, Bobier, Geiger, Godchaux, Jansen, Jellema, Johnson, McBryde, Oxender.

COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Freeman, Chair of the Committee on Corrections, was received and read:
 Meeting held on: Thursday, April 24, 1997, at 8:30 a.m.,
 Present: Reps. Freeman, Mans, Agee, Callahan, DeHart, Galloway, Jaye, Perricone,
 Absent: Rep. Nye,
 Excused: Rep. Nye.

COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Varga, Chair of the Committee on Regulatory Affairs, was received and read:
 Meeting held on: Thursday, April 24, 1997, at 8:30 a.m.,
 Present: Reps. Varga, Wojno, Anthony, Leland, Olshove, Profit, Quarles, Scott, Fitzgerald, Jaye, Richner, Rocca, Scranton, Voorhees,
 Absent: Rep. Vaughn,
 Excused: Rep. Vaughn.

Messages from the Senate

Senate Bill No. 128, entitled

A bill to amend 1978 PA 368, entitled "Public health code," by amending section 2882 (MCL 333.2882), as amended by 1996 PA 307.

The Senate has passed the bill.

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

Senate Bill No. 305, entitled

A bill to amend 1931 PA 328, entitled "The Michigan penal code," (MCL 750.1 to 750.568) by adding section 160a.

The Senate has passed the bill.

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

Senate Bill No. 322, entitled

A bill to designate the first Monday following February 4 as Mrs. Rosa L. Parks day in the state of Michigan.

The Senate has passed the bill.

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

Announcement by the Clerk of Printing and Enrollment

The Clerk announced that the following Senate bills had been received on Thursday, April 24:

Senate Bill Nos. 128 305 322

Introduction of Bills

Reps. Horton, Kaza, DeVuyst and Bobier introduced

House Bill No. 4680, entitled

A bill to amend 1961 PA 236, entitled "Revised judiciary act of 1961," (MCL 600.101 to 600.9948) by adding section 2970.

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

Reps. Law, Gire, Hammerstrom, Griffin, Crissman, Profit, Ciaramitaro, Rocca, Raczkowski, Olshove, Leland, Green, Cassis, Kukuk and Dalman introduced

House Bill No. 4681, entitled

A bill to amend 1978 PA 368, entitled "Public health code," by amending sections 16204a (MCL 333.16204a), as added by 1994 PA 232.

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

Reps. Crissman, Law, Gire, Hammerstrom, Griffin, Profit, Ciaramitaro, Raczkowski, Olshove, Leland, Green, Cassis, Kukuk and Dalman introduced

House Bill No. 4682, entitled

A bill to amend 1978 PA 368, entitled "Public health code," by amending section 20165 (MCL 333.20165), as amended by 1990 PA 179, and by adding sections 16204b and 20210.

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

Reps. Griffin, Law, Hammerstrom, Crissman, Profit, Rocca, Raczkowski, Olshove, Leland, Green, Cassis, Kukuk and Dalman introduced

House Bill No. 4683, entitled

A bill to amend 1978 PA 368, entitled "Public health code," (MCL 333.1101 to 333.25211) by adding sections 17017 and 17517.

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

Reps. Gire, Law, Hammerstrom, Griffin, Crissman, Profit, Ciaramitaro, Rocca, Raczkowski, Olshove, Leland, Green, Cassis, Kukuk and Dalman introduced

House Bill No. 4684, entitled

A bill to amend 1956 PA 218, entitled "The insurance code of 1956," (MCL 500.100 to 500.8302) by adding section 3406j.

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

Reps. Hammerstrom, Law, Gire, Griffin, Crissman, Profit, Ciaramitaro, Rocca, Raczkowski, Olshove, Leland, Green, Cassis, Kukuk and Dalman introduced

House Bill No. 4685, entitled

A bill to amend 1978 PA 368, entitled "Public health code," (MCL 333.1101 to 333.25211) by adding section 21053d.

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

Reps. Profit, Law, Gire, Hammerstrom, Griffin, Crissman, Ciaramitaro, Rocca, Raczkowski, Olshove, Leland, Green, Cassis, Kukuk and Dalman introduced

House Bill No. 4686, entitled

A bill to amend 1980 PA 350, entitled "The nonprofit health care corporation reform act," (MCL 550.1101 to 550.1704) by adding section 418.

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

Reps. Green, Schauer, Voorhees, Kukuk, Lowe, Baade, McManus, Griffin, Goschka, Nye, Walberg, Rhead, Schermesser, Tesanovich, Anthony, DeHart, Scott, Frank, Leland, Harder and Owen introduced

House Bill No. 4687, entitled

A bill to amend 1980 PA 350, entitled "The nonprofit health care corporation reform act," by amending section 301 (MCL 550.1301), as amended by 1988 PA 45.

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

Reps. Jaye, Llewellyn, Rhead, Goschka, Whyman, Gernaat, Dobb and Kukuk introduced

House Bill No. 4688, entitled

A bill to amend 1956 PA 40, entitled "The drain code of 1956," by amending sections 626, 628, and 629 (MCL 280.626, 280.628, and 280.629).

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

Reps. Jaye, Llewellyn, Goschka, Gernaat, Kukuk, Whyman and Dobb introduced

House Bill No. 4689, entitled

A bill to amend 1951 PA 33, entitled "An act to provide police and fire protection for townships and for certain areas in townships, certain incorporated villages, and cities under 15,000 population; to authorize contracting for fire and police protection; to authorize the purchase of fire and police equipment, and the maintenance and operation of the equipment; to provide for defraying the cost of the equipment; to authorize the creation of special assessment districts and the levying and collecting of special assessments; to authorize the issuance of special assessment bonds in anticipation of the collection of special assessments and the advancement of the amount necessary to pay such bonds, and to provide for reimbursement for such advances by reassessment if necessary; to authorize the collection of fees for certain emergency services in townships and other municipalities; to authorize the creation of administrative boards and to prescribe their powers and duties; to provide for the appointment of traffic officers and to prescribe their powers and duties; and to repeal certain acts and parts of acts," by amending section 1 (MCL 41.801), as amended by 1989 PA 81.

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

Reps. Whyman, Llewellyn, Rhead, Goschka, Gernaat, Dobb, Middleton and Kukuk introduced

House Bill No. 4690, entitled

A bill to amend 1941 PA 107, entitled "An act to authorize township water supply and sewage disposal services and facilities; to provide for financing of those services and facilities; and to prescribe the powers and duties of township boards with respect to those services and facilities," by amending sections 20b and 20k (MCL 41.350b and 41.350k), as added by 1989 PA 83.

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

Reps. Bogardus, Quarles, Frank, Martinez, Hale, Kaza, Hanley, LaForge, Willard, Goschka, Freeman, Schauer, Brown, Callahan, Palamara, Wojno, Brater, Schroer, DeHart, Gire, Prusi, Dobronski and Bankes introduced

House Bill No. 4691, entitled

A bill to amend 1978 PA 368, entitled "Public health code," (MCL 333.1101 to 333.25211) by adding section 21054u.

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

Reps. Quarles, Frank, Bogardus, Thomas, Rison, Martinez, Kaza, Hale, Hanley, LaForge, Willard, Goschka, Freeman, Brater, Schauer, DeHart, Palamara, Gire, Prusi and Parks introduced

House Bill No. 4692, entitled

A bill to amend 1980 PA 350, entitled "The nonprofit health care corporation reform act," (MCL 550.1101 to 550.1704) by adding section 418.

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

Reps. Frank, Quarles, Bogardus, Martinez, Kaza, Hanley, Hale, Goschka, LaForge, Willard, Freeman, Brater, Schauer, DeHart, Palamara, Gire and Prusi introduced

House Bill No. 4693, entitled

A bill to amend 1956 PA 218, entitled "The insurance code of 1956," (MCL 500.100 to 500.8302) by adding section 3406j.

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

Reps. DeHart, Kelly, Mans, Hale, Hanley, McBryde, Goschka, Scott, Parks and Brater introduced

House Bill No. 4694, entitled

A bill to amend 1913 PA 206, entitled "An act to declare telephone lines and telephone companies within this state to be common carriers; to regulate the telephone business; to confer certain powers, duties, and responsibilities on the public service commission; to provide for the consolidation of telephone lines and telephone companies; to prohibit certain uses of telephone lines and telephone equipment; to regulate persons using telephone lines and telephone equipment; to prescribe a penalty for the violation of this act; and to repeal certain acts and parts of acts on specific dates," by amending section 25 (MCL 484.125), as added by 1980 PA 47.

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

Reps. DeHart, Kelly, Mans, Hale, Hanley, Scott, Parks and Brater introduced

House Bill No. 4695, entitled

A bill to require automatic lighting in parking lots of certain retail businesses; and to provide penalties.

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

Reps. DeHart, Kaza, Raczkowski, Kelly, Mans, Hanley, Goschka, Parks and Brater introduced

House Bill No. 4696, entitled

A bill to amend 1976 PA 388, entitled "Michigan campaign finance act," (MCL 169.201 to 169.282) by adding section 47a.

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

Reps. Jelinek, Brackenridge, DeVuyst, Scranton, Godchaux, Middleton, Goschka, Fitzgerald, Byl, LaForge, Rocca, Jansen, Dalman, Oxender, Jellema and Hammerstrom introduced

House Bill No. 4697, entitled

A bill to amend 1976 PA 451, entitled "The revised school code," by amending section 1147 (MCL 380.1147).

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

Reps. Brackenridge, Jelinek, DeVuyst, Scranton, Godchaux, Middleton, Goschka, Fitzgerald, Byl, LaForge, Rocca, Jansen, Dalman, Oxender, Jellema and Hammerstrom introduced

House Bill No. 4698, entitled

A bill to amend 1979 PA 94, entitled "The state school aid act of 1979," by amending section 6 (MCL 388.1606), as amended by 1996 PA 300.

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

Reps. Profit, Emerson, Wallace, Palamara, Hammerstrom, Dobb, Brackenridge, Cassis, Wojno, Quarles, Hanley, Middleton, Goschka and Perricone introduced

House Bill No. 4699, entitled

A bill to amend 1967 PA 281, entitled "Income tax act of 1967," by amending section 311 (MCL 206.311), as amended by 1987 PA 254, and by adding section 51b.

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

Reps. London, Brater, DeHart, Llewellyn, LaForge, Whyman, Cherry, Mans, Schermesser, Leland, Olshove, Curtis, Emerson, Gernaat, Oxender, Scott, Kukuk, Green, Byl, Birkholz, Jellema, Gire, Hale, Varga, Schauer, Goschka, Middleton, Parks, Harder, Martinez, Baird, Agee, Schroer and Galloway introduced

House Bill No. 4700, entitled

A bill to amend 1972 PA 222, entitled "An act to provide for an official personal identification card; to provide for its form, issuance and use; to provide for certain duties of the secretary of state; and to prescribe certain penalties for violations," by amending section 2 (MCL 28.292), as amended by 1996 PA 204.

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

Reps. Brater, Wallace, Martinez, Schroer, Hanley, Hale, Walberg, LaForge, Profit, Goschka, McBryde, Baird, Cherry, Tesanovich, Freeman, DeHart, Whyman, Olshove, Scott, Parks, Jellema, London, Middleton, Gire, Varga, Curtis, Leland, Emerson, Gernaat, Oxender, Kukuk, Byl, Birkholz, Schauer, Galloway, Green, Schermesser, Mans, Llewellyn, Kaza, Harder and Agee introduced

House Bill No. 4701, entitled

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending sections 204a, 208, 217, 221, 232, and 307 (MCL 257.204a, 257.208, 257.217, 257.221, 257.232, and 257.307), section 204a as amended by 1996 PA 102, section 208 as amended by 1996 PA 471, section 217 as amended by 1996 PA 59, and section 307 as amended by 1996 PA 205.

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

Reps. Brater, London, DeHart, Llewellyn, LaForge, Whyman, Cherry, Mans, Schermesser, Olshove, Leland, Curtis, Emerson, Gernaat, Oxender, Scott, Kukuk, Green, Byl, Birkholz, Jellema, Gire, Hale, Schauer, Goschka, Varga, Middleton, Parks, Harder, Martinez, Baird, Agee, Schroer and Galloway introduced

House Bill No. 4702, entitled

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending sections 80129, 81120, and 82113 (MCL 324.80129, 324.81120, and 324.82113), as added by 1995 PA 58.

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

Reps. Jaye, Llewellyn, Whyman, Kaza, Goschka, Gernaat, Dobb, Middleton and Kukuk introduced

House Joint Resolution S, entitled

A joint resolution proposing an amendment to the state constitution of 1963, by amending section 3 of article IX and adding section 37 to article IX, to levy special assessments on the taxable value of the property assessed.

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

Rep. Galloway moved that the House adjourn.
The motion prevailed, the time being 5:45 p.m.

The Speaker Pro Tempore declared the House adjourned until Tuesday, April 29, at 2:00 p.m.

MARY KAY SCULLION
Clerk of the House of Representatives.