

**No. 22**  
**STATE OF MICHIGAN**  
**JOURNAL**  
**OF THE**  
**House of Representatives**  
**90th Legislature**  
**REGULAR SESSION OF 2000**

---

---

House Chamber, Lansing, Thursday, March 9, 2000.

12:00 Noon.

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

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

Allen—present	Frank—present	Kuipers—present	Rison—present
Baird—present	Garcia—present	Kukuk—present	Rivet—present
Basham—present	Garza—present	LaForge—present	Rocca—present
Birkholz—present	Geiger—present	LaSata—present	Sanborn—present
Bisbee—present	Gielegem—present	Law—present	Schauer—present
Bishop—present	Gilbert—present	Lemmons—present	Schermesser—present
Bogardus—present	Godchaux—present	Lockwood—present	Scott—present
Bovin—present	Gosselin—present	Mans—present	Scranton—present
Bradstreet—present	Green—present	Martinez—present	Shackleton—present
Brater—present	Hager—present	Mead—present	Sheltrown—present
Brewer—present	Hale—present	Middaugh—present	Shulman—present
Brown, Bob—present	Hanley—present	Minore—present	Spade—present
Brown, Cameron—present	Hansen—present	Mortimer—present	Stallworth—present
Byl—present	Hardman—present	Neumann—present	Stamas—present
Callahan—present	Hart—excused	O’Neil—present	Switalski—present
Cassis—present	Howell—present	Pappageorge—present	Tabor—present
Caul—present	Jacobs—present	Patterson—present	Tesanovich—excused
Cherry—present	Jamnick—present	Perricone—present	Thomas—excused
Clark—present	Jansen—present	Pestka—present	Toy—present
Clarke—present	Jelinek—present	Price—e/d/s	Vander Roest—present
Daniels—present	Jellema—present	Prusi—present	Van Woerkom—present
DeHart—present	Johnson, Rick—present	Pumford—present	Vaughn—present
Dennis—present	Johnson, Ruth—present	Quarles—present	Vear—present
DeRossett—present	Julian—present	Raczkowski—present	Voorhees—present
DeVuyst—present	Kelly—present	Reeves—present	Wojno—present
DeWeese—present	Kilpatrick—present	Richardville—present	Woodward—present
Ehardt—present	Koetje—present	Richner—present	Woronchak—present
Faunce—present	Kowall—present		

e/d/s = entered during session

Rep. Joe Rivet, from the 97th District, offered the following invocation:

“Lord, we thank You for this day and for the opportunity to serve You and all the citizens of our state. Today, we ask for Your wisdom so that we may not focus on those issues that divide us but instead, in times of tragedy and triumph, we focus on those issues that unite us for the good of all people. Amen.”

Rep. Julian moved that Rep. Hart be excused from today’s session.  
The motion prevailed.

Rep. Scott moved that Rep. Thomas be excused from today’s session.  
The motion prevailed.

### Second Reading of Bills

#### Senate Bill No. 1040, entitled

A bill to amend 1975 PA 228, entitled “Single business tax act,” by amending section 35a (MCL 208.35a), as added by 1999 PA 115.

The bill was read a second time.

Rep. Raczkowski 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. Raczkowski 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

#### Senate Bill No. 1040, entitled

A bill to amend 1975 PA 228, entitled “Single business tax act,” by amending section 35a (MCL 208.35a), as added by 1999 PA 115.

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

#### Roll Call No. 105

#### Yeas—103

Allen	Faunce	Koetje	Rison
Baird	Frank	Kowall	Rivet
Basham	Garcia	Kuipers	Rocca
Birkholz	Garza	Kukuk	Sanborn
Bisbee	Geiger	LaSata	Schauer
Bishop	Gielegem	Law	Schermesser
Bogardus	Gilbert	Lemmons	Scott
Bovin	Godchaux	Lockwood	Scranton
Bradstreet	Gosselin	Mans	Shackleton
Brater	Green	Martinez	Sheltrown
Brewer	Hager	Mead	Shulman
Brown, B.	Hale	Middaugh	Spade
Brown, C.	Hanley	Mortimer	Stallworth
Byl	Hansen	Neumann	Stamas
Callahan	Hardman	O’Neil	Switalski
Cassis	Howell	Pappageorge	Tabor
Caul	Jacobs	Patterson	Toy

Cherry	Jamnick	Perricone	Van Woerkom
Clark, I.	Jansen	Pestka	Vander Roest
Clarke, H.	Jelinek	Prusi	Vaughn
Daniels	Jellema	Pumford	Vear
DeHart	Johnson, Rick	Quarles	Voorhees
Dennis	Johnson, Ruth	Raczkowski	Wojno
DeRossett	Julian	Reeves	Woodward
DeVuyst	Kelly	Richardville	Woronchak
DeWeese	Kilpatrick	Richner	

### Nays—1

LaForge

In The Chair: Birkholz

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

“An act to provide for the imposition, levy, computation, collection, assessment and enforcement, by lien or otherwise, of taxes on certain commercial, business, and financial activities; to prescribe the manner and times of making certain reports and paying taxes; to prescribe the powers and duties of public officers and state departments; to permit the inspection of records of taxpayers; to provide for interest and penalties on unpaid taxes; to provide exemptions, credits, and refunds; to provide penalties; to provide for the disposition of funds; to provide for the interrelation of this act with other acts; and to provide an appropriation.”.

The House agreed to the full title.

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

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

### Second Reading of Bills

#### Senate Bill No. 525, entitled

A bill to amend 1927 PA 175, entitled “The code of criminal procedure,” (MCL 760.1 to 777.69) by adding section 1g to chapter IX.

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

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

Rep. Baird moved to amend the bill as follows:

1. Amend page 1, line 2, after “A” by striking out the balance of the line through “DISORDER” on line 4 and inserting “RIOTING OR INCITING A RIOT IN VIOLATION OF SECTION 1 OR SECTION 2 OF 1968 PA 302, MCL 752.541 AND 752.542.”.

2. Amend page 2, line 11, after “THE” by striking out the balance of the sentence and inserting “VIOLATION.”.

3. Amend page 3, line 22, by striking out all of subsections (8) and (9).

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

Rep. Baird demanded the yeas and nays.

The demand was supported.

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

After debate,

Rep. Frank 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. Baird,

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

**Roll Call No. 106****Yeas—47**

Baird	DeHart	Kelly	Rison
Basham	Dennis	Kilpatrick	Rivet
Bogardus	Frank	LaForge	Schauer
Bovin	Garza	Lemmons	Schermesser
Brater	Gielegem	Lockwood	Scott
Brewer	Hale	Martinez	Sheltrown
Brown, B.	Hanley	Minore	Stallworth
Callahan	Hansen	Neumann	Switalski
Cherry	Hardman	Pestka	Vaughn
Clark, I.	Jacobs	Prusi	Wojno
Clarke, H.	Jamnick	Quarles	Woodward
Daniels	Jellema	Reeves	

**Nays—58**

Allen	Geiger	Kukuk	Rocca
Birkholz	Gilbert	LaSata	Sanborn
Bisbee	Godchaux	Law	Scranton
Bishop	Gosselin	Mans	Shackleton
Bradstreet	Green	Mead	Shulman
Brown, C.	Hager	Middaugh	Spade
Byl	Howell	Mortimer	Stamas
Cassis	Jansen	Pappageorge	Tabor
Caul	Jelinek	Patterson	Toy
DeRossett	Johnson, Rick	Perricone	Van Woerkom
DeVuyst	Johnson, Ruth	Pumford	Vander Roest
DeWeese	Julian	Rackowski	Vear
Ehardt	Koetje	Richardville	Voorhees
Faunce	Kowall	Richner	Woronchak
Garcia	Kuipers		

In The Chair: Birkholz

Rep. Vander Roest moved that Rep. Perricone be excused temporarily from today's session.  
The motion prevailed.

Rep. Callahan moved to amend the bill as follows:

1. Amend page 1, line 8, after "UPON" by striking out "ANY" and inserting "THAT".

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

Rep. Callahan demanded the yeas and nays.

The demand was supported.

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

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

**Roll Call No. 107****Yeas—34**

Baird	Garza	LaForge	Reeves
Bovin	Gielegem	Lemmons	Rivet
Brater	Hale	Lockwood	Schauer

Callahan	Hansen	Martinez	Scott
Cherry	Hardman	Minore	Stallworth
Clark, I.	Jacobs	O'Neil	Switalski
Clarke, H.	Jamnick	Prusi	Vaughn
Daniels	Kelly	Quarles	Woodward
Dennis	Kilpatrick		

**Nays—68**

Allen	Faunce	Kowall	Rocca
Basham	Frank	Kuipers	Sanborn
Birkholz	Garcia	Kukuk	Schermesser
Bisbee	Geiger	LaSata	Scranton
Bishop	Gilbert	Law	Shackleton
Bradstreet	Godchaux	Mans	Sheltrown
Brewer	Gosselin	Mead	Shulman
Brown, B.	Green	Middaugh	Spade
Brown, C.	Hager	Mortimer	Stamas
Byl	Howell	Neumann	Tabor
Cassis	Jansen	Pappageorge	Toy
Caul	Jelinek	Patterson	Van Woerkom
DeHart	Jellema	Pestka	Vander Roest
DeRossett	Johnson, Rick	Pumford	Vear
DeVuyst	Johnson, Ruth	Raczkowski	Voorhees
DeWeese	Julian	Richardville	Wojno
Ehardt	Koetje	Richner	Woronchak

In The Chair: Birkholz

Rep. Howell moved to amend the bill as follows:

1. Amend page 4, line 14, after "effect" by striking out "March" and inserting "June".

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

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

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

Rep. Price entered the House Chambers.

By unanimous consent the House returned to the order of

**Third Reading of Bills****Senate Bill No. 525, entitled**

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," (MCL 760.1 to 777.69) by adding section 1g to chapter IX.

The bill was read a third time.

The question being on the passage of the bill,

After debate,

Rep. Kuipers 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 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. 108****Yeas—71**

Allen	Faunce	Kuipers	Rocca
Birkholz	Frank	Kukuk	Sanborn
Bisbee	Garcia	LaSata	Schermesser
Bishop	Geiger	Law	Scranton
Bovin	Gielegem	Mans	Shackleton
Bradstreet	Gilbert	Mead	Sheltrown
Brewer	Gosselin	Middaugh	Shulman
Brown, B.	Green	Mortimer	Spade
Brown, C.	Hager	Neumann	Stamas
Byl	Howell	O'Neil	Tabor
Callahan	Jansen	Pappageorge	Toy
Cassis	Jelinek	Patterson	Van Woerkom
Caul	Jellema	Perricone	Vander Roest
DeHart	Johnson, Rick	Pestka	Vear
DeRossett	Johnson, Ruth	Pumford	Voorhees
DeVuyst	Julian	Raczkowski	Wojno
DeWeese	Koetje	Richardville	Woronchak
Ehardt	Kowall	Richner	

**Nays—36**

Baird	Garza	Kilpatrick	Reeves
Basham	Godchaux	LaForge	Rison
Bogardus	Hale	Lemmons	Rivet
Brater	Hanley	Lockwood	Schauer
Cherry	Hansen	Martinez	Scott
Clark, I.	Hardman	Minore	Stallworth
Clarke, H.	Jacobs	Price	Switalski
Daniels	Jamnick	Prusi	Vaughn
Dennis	Kelly	Quarles	Woodward

In The Chair: Birkholz

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

“An act to revise, consolidate, and codify the laws relating to criminal procedure and to define the jurisdiction, powers, and duties of courts, judges, and other officers of the court under the provisions of this act; to provide laws relative to the rights of persons accused of criminal offenses and ordinance violations; to provide for the arrest of persons charged with or suspected of criminal offenses and ordinance violations; to provide for bail of persons arrested for or accused of criminal offenses and ordinance violations; to provide for the examination of persons accused of criminal offenses; to regulate the procedure relative to grand juries, indictments, informations, and proceedings before trial; to provide for trials of persons complained of or indicted for criminal offenses and ordinance violations and to provide for the procedure in those trials; to provide for judgments and sentences of persons convicted of criminal offenses and ordinance violations; to establish a sentencing commission and to prescribe its powers and duties; to provide for procedure relating to new trials and appeals in criminal and ordinance violation cases; to provide a uniform system of probation throughout this state and the appointment of probation officers; to prescribe the powers, duties, and compensation of probation officers; to provide penalties for the violation of the duties of probation officers; to provide for procedure governing proceedings to prevent crime and proceedings for the discovery of crime; to provide for fees of officers, witnesses, and others in criminal and ordinance violation cases; to set forth miscellaneous provisions as to criminal procedure in certain cases; to provide penalties for the violation of certain provisions of this act; and to repeal all acts and parts of acts inconsistent with or contravening any of the provisions of this act.”

The House agreed to the full title.

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

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

Rep. Brater, 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 voted no on this bill because it appears on its face to be unconstitutional, interfering with the constitutional autonomy of the University of Michigan, Michigan State University, Wayne State University under Article VIII § 6 and of community and junior colleges under Article VIII § 7. This bill serves a court discretion to decide who may enter a college or university campus. This de facto takes away the right of the board of regents or other governing board to determine who may enroll and/or be a student at a university. Because of the probable unconstitutionality of SB 525, the state is likely to incur great legal expense in defending itself against a suit brought based on the unconstitutionality. The House adopted the legislation in spite of knowledge and warning that the bill might well be unconstitutional and bring upon the state great legal expense in litigating to defend this legislation.”

Rep. Martinez, 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 voted against the passage of this bill because I believe that it clearly violates the constitutional autonomy of Michigan universities. The bill is, further overly broad in description of the crimes for which a person may be prohibited from the property of any Michigan college or university, possibly resulting in effective expulsion. In adopting this bill, despite warnings of questionable constitutionality, I believe the legislature is purposefully exposing the state to the potential of legal challenge. Once again, the people of Michigan may have the opportunity to pay the Attorney General and the ACLU to fight out this question in the courts.”

Rep. Bogardus, 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 voted no on Senate Bill 525 because the bill violates the First Amendment of the U.S. and Michigan Constitution ‘Freedom of Speech and Assembly’ and the Michigan’s constitutional provision providing that our public colleges and universities have autonomy to carry out their own policies. This bill is too extreme and provides penalties in addition to the criminal penalties imposed for any misdemeanor or felony that the judge decides. If this bill becomes law it will be ripe for prosecutorial and judicial abuse.”

Rep. Minore, 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:

This bill is patently political and is both extreme and chilling. It violates, in my opinion, basic constitutional rights. The bill bans from any college any student convicted of various kinds of civil disorder. The irony is that a student could, under some circumstances, be convicted of manslaughter or other serious crimes and enroll in college. A sister or brother, however, convicted of relatively simple civil disorder—in addition to court imposed penalties—could be banned from college enrollment for up to two years. The bill was introduced as a patently political and overzealous response to the MSU riots. The so called remedies are extreme!”

Rep. Lockwood, 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 believe this bill circumvents the local school board of trustee’s ability to make prudent decisions on behalf of their student body.”

Rep. Scott, 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 voted no on SB 525. I believe it is a local issue, and the colleges should have that authority to reprimand.”

Rep. Vaughn, 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:

Once again, the majority party has chosen to throw local control and constitutional rights out the window. It has been argued that university regents are elected statewide while judges are locally elected. What a myopic argument! It is unlikely that the regents will be the ones to decide whether a student is readmitted or not. It will more than likely be a panel of teachers and administrators who will decide that. Let the university make the decision on what to do with errant students not demand that judges make that decision.

In 1951, when I was a high school student in the state of Alabama I was expelled from high school for leading a strike against my local racist board of education for firing four of our best teachers. Even the state of Alabama Legislature did not have a law like this one. My high school was allowed to make the decision on whether or not to readmit me. I was readmitted and graduated with honors.

This Legislature must stop dictating to the people of this state on what and what not to do. The people don't need babysitters they need liberty.

Vote No on this 'Made for the press' and 'soundbite' of a bill!"

Rep. Hale, 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 Senate Bill 525 because of the debate I heard on both sides of the aisle on this issue reminded me and was very characteristic of the House of Representatives and its members. So in the long run we could be putting our place of assembly in jeopardy."

Rep. Hansen, 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 this bill because the scope of the bill raises questions about its constitutionality and it provides an opportunity to punish lawful civil dissent while seeking to legitimately repress violent criminal behavior."

Rep. Basham, 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 Senate Bill 525 because the bill violates the First Amendment of the U.S. and Michigan Constitution 'Freedom of Speech and Assembly' and the Michigan's constitutional provision providing that our public colleges and universities have autonomy to carry out their own policies. This bill is too extreme and provides penalties in addition to the criminal penalties imposed for any misdemeanor or felony that the judge decides. If this bill becomes law it will be ripe for prosecutorial and judicial abuse."

Rep. Dennis, 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:

Members of the house, I voted no on SB 525 for a few reasons: one, if the Boston Tea Party happened today, many of our beloved country men and women would not be able to attend MIT or Harvard. Secondly, if Jesus Christ had thrown out the many changers in the temple, and the temple was within a half mile of a Michigan public university he would have been charged in the temple he would have been charged with disorderly conduct and malicious destruction of property therefore denying him entrance to a Michigan public institution of higher learning."

Rep. Jacobs, 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 voted no on Senate Bill 525 because I feel that it is unconstitutional. It is a repressive reaction to an unfortunate event that occurred at Michigan State University. Students who already have been punished by the courts could be banned from public universities. They will be doubly punished by this legislation. Prisoners can currently earn a GED in prison. Are we now setting a precedent that will take the 'correct' out of corrections? This is also a local control issue. I feel that the elected trustees and regents of the universities, not the courts or the legislature, should decide who should be qualified for admission to their universities. What ever happened to compassionate conservatism?"

Rep. Jamnick, 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 opposition to this bill is based on it containing 'unlawful assembly' as a reason to be banned. Unlawful assembly is often a non-violent situation. This bill runs the risk of a constitutional challenge due to interfering with a person's 1st amendment rights. It is not my desire to support unlawful activities and currently there are other means for the law enforcement and judicial officials to deal with such manners."

Rep. Woodward, 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 against senate bill 525 because it should not contain 'unlawful assembly' as a reason to be banned on college campuses because unlawful assembly is often a non-violent situation.



College boards have the authority to enact policies that punish individuals who act inappropriately and even expel them if they see fit. This legislation usurps the local authority of such boards. This bill violates the First Amendment of the U.S and Michigan Constitution 'Freedom of Speech and Assembly' and the Michigan's constitutional provision providing that our public colleges and universities have autonomy to carry out their own policies. Amendments were offered to strictly punish violent rioters, but were defeated. Had they been passed I would have supported the bill. Since they did not, I could not support such poor public policy."

---

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

By unanimous consent the House returned to the order of  
**Reports of Standing Committees**

The Committee on Family and Civil Law, by Rep. Shulman, Vice-Chair, reported

**House Bill No. 4207, entitled**

A bill to amend 1961 PA 236, entitled "Revised judicature act of 1961," by amending section 8123 (MCL 600.8123), as amended by 1990 PA 54.

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

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

Favorable Roll Call

**HB 4207** To Report Out:

Yeas: Reps. Richner, Shulman, Hart, Koetje, Law, Sanborn, Voorhees,

Nays: None.

The Committee on Family and Civil Law, by Rep. Shulman, Vice-Chair, reported

**House Bill No. 5066, entitled**

A bill to establish conditions to the transfer of structured settlement rights; to establish a procedure for approval of the transfer of structured settlement rights; and to create circuit court jurisdiction for proceedings for approval of structured settlement rights.

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

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

Favorable Roll Call

**HB 5066** To Report Out:

Yeas: Reps. Richner, Shulman, Hart, Koetje, Sanborn, Voorhees, Baird, Minore, Switalski, Schermesser,

Nays: None.

The Committee on Family and Civil Law, by Rep. Shulman, Vice-Chair, reported

**House Bill No. 5485, entitled**

A bill to amend 1939 PA 288, entitled "Probate code of 1939," by amending section 23e of chapter X and sections 2, 18, and 19b of chapter XIIA (MCL 710.23e, 712A.2, 712A.18, and 712A.19b), section 23e of chapter X as amended by 1994 PA 373, sections 2 and 19b of chapter XIIA as amended by 1998 PA 530, and section 18 of chapter XIIA as amended by 1999 PA 86.

With the recommendation that the following amendment be adopted and that the bill then pass.

1. Amend page 11, following line 19, by inserting:

"Sec. 13a. (1) As used in this section and sections 2, 6b, 13b, 17c, 17d, 18f, 19, 19a, 19b, and 19c of this chapter:

(a) "Agency" means a public or private organization, institution, or facility responsible under court order or contractual arrangement for a juvenile's care and supervision.

(b) "Attorney" means, if appointed to represent a child in a proceeding under section 2(b) or (c) of this chapter, an attorney serving as the child's legal advocate in a traditional attorney-client relationship with the child, as governed by the Michigan rules of professional conduct. An attorney defined under this subdivision owes the same duties of undivided loyalty, confidentiality, and zealous representation of the child's expressed wishes as the attorney would to an adult client. For the purpose of a notice required under these sections, attorney includes a child's lawyer-guardian ad litem.

(c) "Case service plan" means the plan developed by an agency and prepared pursuant to section 18f of this chapter that includes services to be provided by and responsibilities and obligations of the agency and activities, responsibilities, and obligations of the parent. The case service plan may be referred to using different names than case service plan including, but not limited to, a parent/agency agreement or a parent/agency treatment plan and service agreement.

(d) "Foster care" means care provided to a juvenile in a foster family home, foster family group home, or ~~juvenile~~ CHILD caring institution licensed or approved under 1973 PA 116, MCL 722.111 to 722.128, or care provided to a juvenile in a relative's home under a court order.

(e) "Guardian ad litem" means an individual whom the court appoints to assist the court in determining the child's best interests. A guardian ad litem does not need to be an attorney.

(f) "Lawyer-guardian ad litem" means an attorney appointed under section 17c of this chapter. A lawyer-guardian ad litem represents the child, and has the powers and duties, as set forth in section 17d of this chapter. The provisions of section 17d of this chapter also apply to a lawyer-guardian ad litem appointed under each of the following:

(i) Section ~~427 or 437 of the revised probate code, 1978 PA 642, MCL 700.427 and 700.437~~ 5213 OR 5219 OF THE ESTATE AND PROTECTED INDIVIDUALS CODE, 1998 PA 386, MCL 700.5213 AND 700.5219.

(ii) Section 4 of the child custody act of 1970, 1970 PA 91, MCL 722.24.

(iii) Section 10 of the child protection law, 1975 PA 238, MCL 722.630.

(g) "Nonparent adult" means a person who is 18 years of age or older and who, regardless of the person's domicile, meets all of the following criteria in relation to a child over whom the court takes jurisdiction under this chapter:

(i) Has substantial and regular contact with the child.

(ii) Has a close personal relationship with the child's parent or with a person responsible for the child's health or welfare.

(iii) Is not the child's parent or a person otherwise related to the child by blood or affinity to the third degree.

(h) "Permanent foster family agreement" means an agreement for a child 14 years old or older to remain with a particular foster family until the child is 18 years old under standards and requirements established by the family independence agency, which agreement is among all of the following:

(i) The child.

(ii) If the child is a temporary ward, the child's family.

(iii) The foster family.

(iv) The child placing agency responsible for the child's care in foster care.

(2) If a juvenile is alleged to be within the provisions of section 2(b) of this chapter, the court may authorize a petition to be filed at the conclusion of the preliminary hearing or inquiry. The court may authorize the petition upon a showing of probable cause that 1 or more of the allegations in the petition are true and fall within the provisions of section 2(b) of this chapter. If a petition is before the court because the family independence agency is required to submit the petition under section 17 of the child protection law, 1975 PA 238, MCL 722.637, the court shall hold a hearing on the petition within 24 hours or on the next business day after the petition is submitted, at which hearing the court shall consider at least the matters governed by subsections (4) and (5).

(3) Except as provided in subsection (5), if a petition under subsection (2) is authorized, the court may release the juvenile in the custody of either of the juvenile's parents or the juvenile's guardian or custodian under reasonable terms and conditions necessary for either the juvenile's physical health or mental well-being.

(4) The court may order a parent, guardian, custodian, nonparent adult, or other person residing in a child's home to leave the home and, except as the court orders, not to subsequently return to the home if all of the following take place:

(a) A petition alleging abuse of the child by the parent, guardian, custodian, nonparent adult, or other person is authorized under subsection (2).

(b) The court after a hearing finds probable cause to believe the parent, guardian, custodian, nonparent adult, or other person committed the abuse.

(c) The court finds on the record that the presence in the home of the person alleged to have committed the abuse presents a substantial risk of harm to the child's life, physical health, or mental well-being.

(5) If a petition alleges abuse by a person described in subsection (4), regardless of whether the court orders the alleged abuser to leave the child's home under subsection (4), the court shall not leave the child in or return the child to the child's home or place the child with a person not licensed under 1973 PA 116, MCL 722.111 to 722.128, unless the court finds that the conditions of custody at the placement and with the individual with whom the child is placed are adequate to safeguard the child from the risk of harm to the child's life, physical health, or mental well-being.

(6) In determining whether to enter an order under subsection (4), the court may consider whether the parent who is to remain in the juvenile's home is married to the person to be removed or has a legal right to retain possession of the home.

(7) An order entered under subsection (4) may also contain 1 or more of the following terms or conditions:

(a) The court may require the alleged abusive parent to pay appropriate support to maintain a suitable home environment for the juvenile during the duration of the order.

(b) The court may order the alleged abusive person, according to terms the court may set, to surrender to a local law enforcement agency any firearms or other potentially dangerous weapons the alleged abusive person owns, possesses, or uses.

(c) The court may include any reasonable term or condition necessary for the juvenile's physical or mental well-being or necessary to protect the juvenile.

(8) If the court orders placement of the juvenile outside the juvenile's home, the court shall inform the parties of the following:

(a) That the agency has the responsibility to prepare an initial services plan within 30 days of the juvenile's placement.

(b) The general elements of an initial services plan as required by the rules promulgated under 1973 PA 116, MCL 722.111 to 722.128.

(c) That participation in the initial services plan is voluntary without a court order.

(9) Before or within 7 days after a child is placed in a relative's home, the family independence agency shall perform a criminal record check and central registry clearance. If the child is placed in the home of a relative, the court shall order a home study to be performed and a copy of the home study to be submitted to the court not more than 30 days after the placement.

(10) In determining placement of a juvenile pending trial, the court shall order the juvenile placed in the most family-like setting available consistent with the juvenile's needs.

(11) If a juvenile is removed from his or her home, the court shall permit the juvenile's parent to have frequent parenting time with the juvenile. However, if parenting time, even if supervised, may be harmful to the juvenile, the court shall order the child to have a psychological evaluation or counseling, or both, to determine the appropriateness and the conditions of parenting time. The court may suspend parenting time while the psychological evaluation or counseling is conducted.

(12) Upon the motion of any party, the court shall review custody and placement orders and initial services plans pending trial and may modify those orders and plans as the court considers under this section are in the juvenile's best interests.

(13) The court shall include in an order placing a child in foster care an order directing the release of information concerning the child in accordance with this subsection. If a child is placed in foster care, within 10 days after receipt of a written request, the agency shall provide the person who is providing the foster care with copies of all initial, updated, and revised case service plans and court orders relating to the child and all of the child's medical, mental health, and education reports, including reports compiled before the child was placed with that person.

(14) In an order placing a child in foster care, the court shall include both of the following:

(a) An order that the child's parent, guardian, or custodian provide the supervising agency with the name and address of each of the child's medical providers.

(b) An order that each of the child's medical providers release the child's medical records. The order may specify providers by profession or type of institution.

(15) As used in this section, "abuse" means 1 or more of the following:

(a) Harm or threatened harm by a person to a juvenile's health or welfare that occurs through nonaccidental physical or mental injury.

(b) Engaging in sexual contact or sexual penetration as defined in section 520a of the Michigan penal code, 1931 PA 328, MCL 750.520a, with a juvenile.

(c) Sexual exploitation of a juvenile, which includes, but is not limited to, allowing, permitting, or encouraging a juvenile to engage in prostitution or allowing, permitting, encouraging, or engaging in photographing, filming, or depicting a juvenile engaged in a listed sexual act as defined in section 145c of the Michigan penal code, 1931 PA 328, MCL 750.145c.

(d) Maltreatment of a juvenile."

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

Favorable Roll Call

**HB 5485** To Report Out:

Yeas: Reps. Richner, Shulman, Hart, Koetje, Sanborn, Voorhees, Minore, Switalski, Schermesser,

Nays: None.

The Committee on Family and Civil Law, by Rep. Shulman, Vice-Chair, reported  
**House Bill No. 5486, entitled**

A bill to amend 1961 PA 236, entitled "Revised judicature act of 1961," by amending sections 816, 841, 880, 880b, 880c, 1021, 1517, and 2922 (MCL 600.816, 600.841, 600.880, 600.880b, 600.880c, 600.1021, 600.1517, and 600.2922), section 816 as amended by 1995 PA 14, sections 841 and 1517 as amended and section 1021 as added by 1996 PA 388, section 880 as amended and sections 880b and 880c as added by 1993 PA 189, and section 2922 as amended by 1985 PA 93.

With the recommendation that the bill pass.

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

Favorable Roll Call

**HB 5486** To Report Out:

Yeas: Reps. Richner, Shulman, Hart, Koetje, Sanborn, Voorhees, Minore, Switalski, Schermesser,

Nays: None.

The Committee on Family and Civil Law, by Rep. Shulman, Vice-Chair, reported

**House Bill No. 5487, entitled**

A bill to amend 1974 PA 258, entitled "Mental health code," by amending sections 498h and 498j (MCL 330.1498h and 330.1498j), section 498h as amended by 1996 PA 588 and section 498j as added by 1984 PA 186.

With the recommendation that the bill pass.

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

Favorable Roll Call

**HB 5487** To Report Out:

Yeas: Reps. Richner, Shulman, Hart, Koetje, Sanborn, Voorhees, Minore, Switalski, Schermesser,

Nays: None.

The Committee on Family and Civil Law, by Rep. Shulman, Vice-Chair, reported

**House Bill No. 5488, entitled**

A bill to amend 1978 PA 368, entitled "Public health code," by amending sections 1106 and 5653 (MCL 333.1106 and 333.5653), section 1106 as amended by 1996 PA 307 and section 5653 as added by 1996 PA 594.

With the recommendation that the following amendment be adopted and that the bill then pass.

1. Amend page 3, following line 15, by inserting:

"Sec. 5654. (1) A physician who is recommending medical treatment for terminal illness to a patient who has been diagnosed as having a terminal illness shall do all of the following:

(a) Orally inform the patient, the patient's patient surrogate, or, if the patient has designated a patient advocate and is unable to participate in medical treatment decisions, the patient advocate acting on behalf of the patient in accordance with ~~section 496 of Act No. 642 of the Public Acts of 1978~~ SECTIONS 5506 TO 5512 OF THE ESTATES AND PROTECTED INDIVIDUALS CODE, 1998 PA 386, MCL 700.5506 TO 700.5512, about the recommended medical treatment for the terminal illness and about alternatives to the recommended medical treatment for the terminal illness.

(b) Orally inform the patient, patient surrogate, or patient advocate about the advantages, disadvantages, and risks of the recommended medical treatment and of each alternative medical treatment described in subdivision (a) and about the procedures involved in the recommended and each alternative medical treatment.

(2) A physician's duty to inform a patient, patient surrogate, or patient advocate under subsection (1) does not require the disclosure of information beyond that required by the applicable standard of practice.

(3) Subsection (1) does not limit or modify the information required to be disclosed under sections 5133(2) and 17013(1)."

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

Favorable Roll Call

**HB 5488** To Report Out:

Yeas: Reps. Richner, Shulman, Hart, Koetje, Sanborn, Voorhees, Minore, Switalski, Schermesser,

Nays: None.

The Committee on Family and Civil Law, by Rep. Shulman, Vice-Chair, reported

**House Bill No. 5489, entitled**

A bill to amend 1996 PA 193, entitled "Michigan do-not-resuscitate procedure act," by amending section 2 (MCL 333.1052).

With the recommendation that the bill pass.

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

Favorable Roll Call

**HB 5489** To Report Out:

Yeas: Reps. Richner, Shulman, Hart, Koetje, Sanborn, Voorhees, Minore, Switalski, Schermesser,

Nays: None.

The Committee on Family and Civil Law, by Rep. Shulman, Vice-Chair, reported

**House Bill No. 5490, entitled**

A bill to amend 1970 PA 91, entitled "Child custody act of 1970," by amending section 6b (MCL 722.26b), as amended by 1993 PA 259.

With the recommendation that the bill pass.

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

Favorable Roll Call

**HB 5490** To Report Out:

Yeas: Reps. Richner, Shulman, Hart, Koetje, Sanborn, Voorhees, Minore, Switalski, Schermesser,

Nays: None.

The Committee on Family and Civil Law, by Rep. Shulman, Vice-Chair, reported

**House Bill No. 5491, entitled**

A bill to amend 1939 PA 280, entitled "The social welfare act," by amending sections 11b and 115j (MCL 400.11b and 400.115j), section 11b as amended by 1990 PA 122 and section 115j as added by 1994 PA 238.

With the recommendation that the bill pass.

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

Favorable Roll Call

**HB 5491** To Report Out:

Yeas: Reps. Richner, Shulman, Hart, Koetje, Sanborn, Voorhees, Minore, Switalski, Schermesser,

Nays: None.

The Committee on Family and Civil Law, by Rep. Shulman, Vice-Chair, reported

**House Bill No. 5492, entitled**

A bill to amend 1969 PA 319, entitled "Banking code of 1969," by amending section 181a (MCL 487.481a), as amended by 1996 PA 288.

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

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

Favorable Roll Call

**HB 5492** To Report Out:

Yeas: Reps. Richner, Shulman, Hart, Koetje, Sanborn, Voorhees, Minore, Switalski, Schermesser,

Nays: None.

The Committee on Family and Civil Law, by Rep. Shulman, Vice-Chair, reported

**House Bill No. 5493, entitled**

A bill to amend 1996 PA 354, entitled "Savings bank act," by amending section 422 (MCL 487.3422).

With the recommendation that the bill pass.

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

Favorable Roll Call

**HB 5493** To Report Out:

Yeas: Reps. Richner, Shulman, Hart, Koetje, Sanborn, Voorhees, Minore, Switalski, Schermesser,

Nays: None.

The Committee on Family and Civil Law, by Rep. Shulman, Vice-Chair, reported

**House Bill No. 5494, entitled**

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending section 236 (MCL 257.236), as amended by 1990 PA 181.

With the recommendation that the bill pass.

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

Favorable Roll Call

**HB 5494** To Report Out:

Yeas: Reps. Richner, Shulman, Hart, Koetje, Sanborn, Voorhees, Minore, Switalski, Schermesser,

Nays: None.

The Committee on Family and Civil Law, by Rep. Shulman, Vice-Chair, reported

**House Bill No. 5495, entitled**

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending sections 20101b and 80312 (MCL 324.20101b and 324.80312), section 20101b as added by 1995 PA 71 and section 80312 as added by 1995 PA 58.

With the recommendation that the bill pass.

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

Favorable Roll Call

**HB 5495** To Report Out:

Yeas: Reps. Richner, Shulman, Hart, Koetje, Sanborn, Voorhees, Minore, Switalski, Schermesser,

Nays: None.

The Committee on Family and Civil Law, by Rep. Shulman, Vice-Chair, reported

**House Bill No. 5496, entitled**

A bill to amend 1931 PA 328, entitled "The Michigan penal code," by amending section 145n (MCL 750.145n), as added by 1994 PA 149.

With the recommendation that the bill pass.

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

Favorable Roll Call

**HB 5496** To Report Out:

Yeas: Reps. Richner, Shulman, Hart, Koetje, Sanborn, Voorhees, Minore, Switalski, Schermesser,

Nays: None.

The Committee on Family and Civil Law, by Rep. Shulman, Vice-Chair, reported  
**House Bill No. 5497, entitled**

A bill to amend 1961 PA 236, entitled "Revised judicature act of 1961," by amending section 834 (MCL 600.834), as amended by 1996 PA 388.

With the recommendation that the bill pass.

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

Favorable Roll Call

**HB 5497** To Report Out:

Yeas: Reps. Richner, Shulman, Hart, Koetje, Sanborn, Voorhees, Minore, Switalski, Schermesser,

Nays: None.

The Committee on Family and Civil Law, by Rep. Shulman, Vice-Chair, reported

**House Bill No. 5498, entitled**

A bill to amend 1967 PA 224, entitled "Powers of appointment act of 1967," by amending section 4 (MCL 556.114).

With the recommendation that the bill pass.

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

Favorable Roll Call

**HB 5498** To Report Out:

Yeas: Reps. Richner, Shulman, Hart, Koetje, Sanborn, Voorhees, Minore, Switalski, Schermesser,

Nays: None.

COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Shulman, Vice-Chair of the Committee on Family and Civil Law, was received and read:

Meeting held on: Thursday, March 9, 2000, at 9:00 a.m.,

Present: Reps. Richner, Shulman, Hart, Koetje, Law, Sanborn, Voorhees, Baird, Minore, Switalski, Schermesser.

COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Thursday, March 9, 2000, at 9:00 a.m.,

Present: Reps. Birkholz, Hager, Bishop, Julian, Vander Roest, Lockwood, Jamnick, Minore, Reeves,

Absent: Reps. DeWeese, Tabor,

Excused: Reps. DeWeese, Tabor.

COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Thursday, March 9, 2000, at 10:00 a.m.,

Present: Reps. Law, DeWeese, DeRossett, Ehardt, Gosselin, Green, Ruth Johnson, Raczkowski, Rocca, Vear, Schauer, Baird, Dennis, Jacobs, Neumann, Reeves, Woodward.

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

The Clerk announced that the following bills had been printed and placed upon the files of the members, Thursday, March 9:

**House Bill Nos. 5483 5484 5485 5486 5487 5488 5489 5490 5491 5492 5493 5494 5495 5496  
5497 5498 5499**

The Clerk announced that the following Senate bills had been received on Thursday, March 9:

**Senate Bill Nos. 1005 1045**

By unanimous consent the House returned to the order of  
**Messages from the Senate**

**House Bill No. 4769, entitled**

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending section 801 (MCL 257.801), as amended by 1998 PA 384.

The Senate has passed the bill, ordered that it be given immediate effect and pursuant to Joint Rule 20, inserted the full title.

The House agreed to the full title.

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

**House Bill No. 5145, entitled**

A bill to amend 1939 PA 288, entitled "Probate code of 1939," by amending sections 1, 13b, 19a, 19b, and 19c of chapter XIA (MCL 712A.1, 712A.13b, 712A.19a, 712A.19b, and 712A.19c), section 1 as amended by 1998 PA 478, section 13b as added and section 19a as amended by 1997 PA 163, section 19b as amended by 1998 PA 530, and section 19c as amended by 1998 PA 479.

The Senate has passed the bill, ordered that it be given immediate effect and pursuant to Joint Rule 20, inserted the full title.

The House agreed to the full title.

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

**House Bill No. 5389, entitled**

A bill to amend 1967 PA 281, entitled "Income tax act of 1967," by amending section 51c (MCL 206.51c), as added by 1999 PA 3; and to repeal acts and parts of acts.

The Senate has passed the bill, ordered that it be given immediate effect and pursuant to Joint Rule 20, inserted the full title.

The House agreed to the full title.

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

**House Bill No. 5393, entitled**

A bill to amend 1967 PA 281, entitled "Income tax act of 1967," by amending section 522 (MCL 206.522), as amended by 1996 PA 484.

The Senate has passed the bill, ordered that it be given immediate effect and pursuant to Joint Rule 20, inserted the full title.

The House agreed to the full title.

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

**House Bill No. 5144, entitled**

A bill to amend 1975 PA 238, entitled "Child protection law," by amending sections 2, 7, 8, and 8d (MCL 722.622, 722.627, 722.628, and 722.628d), section 2 as amended by 1998 PA 531, section 7 as amended by 1998 PA 485, and section 8 as amended and section 8d as added by 1998 PA 484.

The Senate has substituted (S-1) the bill.

The Senate has passed the bill as substituted (S-1), ordered that it be given immediate effect and pursuant to Joint Rule 20, inserted the full title.

The Speaker announced that pursuant to Rule 45, the bill was laid over one day.

**House Bill No. 5391, entitled**

A bill to amend 1967 PA 281, entitled "Income tax act of 1967," by amending section 30 (MCL 206.30), as amended by 1999 PA 181.

The Senate has substituted (S-1) the bill.

The Senate has passed the bill as substituted (S-1), ordered that it be given immediate effect and pursuant to Joint Rule 20, inserted the full title.

The Speaker announced that pursuant to Rule 45, the bill was laid over one day.

**Senate Bill No. 1005, entitled**

A bill to amend 1976 PA 451, entitled "The revised school code," by amending sections 371, 372, 374a, 376, and 402 (MCL 380.371, 380.372, 380.374a, 380.376, and 380.402), sections 371, 372, 374a, and 376 as added and section 402 as amended by 1999 PA 10, and by adding part 4A and section 1206.

The Senate has passed the bill.

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



**Senate Bill No. 1045, entitled**

A bill to amend 1998 PA 386, entitled "Estates and protected individuals code," by amending sections 1103, 1105, 1106, 1107, 1213, 1214, 1303, 1402, 2114, 2202, 2203, 2205, 2504, 2519, 2702, 2718, 2807, 3102, 3204, 3301, 3401, 3412, 3414, 3505, 3806, 3807, 3901, 3902, 3917, 3921, 3956, 5101, 5204, 5213, 5219, 5308, 5406, 6302, 6306, 7206, 7303, 7409, 7501, and 7507 (MCL 700.1103, 700.1105, 700.1106, 700.1107, 700.1213, 700.1214, 700.1303, 700.1402, 700.2114, 700.2202, 700.2203, 700.2205, 700.2504, 700.2519, 700.2702, 700.2718, 700.2807, 700.3102, 700.3204, 700.3301, 700.3401, 700.3412, 700.3414, 700.3505, 700.3806, 700.3807, 700.3901, 700.3902, 700.3917, 700.3921, 700.3956, 700.5101, 700.5204, 700.5213, 700.5219, 700.5308, 700.5406, 700.6302, 700.6306, 700.7206, 700.7303, 700.7409, 700.7501, and 700.7507); and to repeal acts and parts of acts.

The Senate has passed the bill.

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

**Introduction of Bills**

Rep. Jamnick introduced

**House Bill No. 5500, entitled**

A bill to amend 1994 PA 295, entitled "Sex offenders registration act," by amending sections 8 and 10 (MCL 28.728 and 28.730), as amended by 1999 PA 85.

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

Reps. LaSata, Van Woerkom, Julian, Kowall, Mead, Jelinek, Rocca, Byl, Sheltroun and Birkholz introduced

**House Bill No. 5501, entitled**

A bill to provide for the regulation of telephone solicitation; to prescribe the powers and duties of certain state agencies and officials; and to provide for penalties.

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

Reps. Kuipers, Scranton, Bishop, Spade, Jellema, Pappageorge, Gosselin, Vear, Voorhees, Kukuk, Basham, Rick Johnson, Richardville, Mortimer, Jelinek, Law, Hart, Faunce, Byl, Bradstreet, Patterson, Pumford, DeRossett, Kowall, Hager, Green, DeVuyst, LaSata, Shulman, Pestka, Caul, Howell and Geiger introduced

**House Bill No. 5502, entitled**

A bill to amend 1998 PA 58, entitled "Michigan liquor control code of 1998," by amending section 703 (MCL 436.1703), as amended by 1999 PA 53.

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

Reps. Sanborn, Hale, Howell, Gosselin, Raczkowski, Vander Roest, DeRossett, Voorhees, Kowall, Ehardt, Kuipers, Hart, Shackleton, Gilbert, Julian, Woronchak, Bisbee, Allen, Hager, Pappageorge, Birkholz, Van Woerkom, Rivet, Faunce, Rocca, Garcia, Vear, Bradstreet, Bishop, Pumford, Richardville, Stamas, Jellema, Jansen, Geiger, DeVuyst, Green, Tabor, Toy, Richner, DeHart, Schermesser, Sheltroun, Hardman, Reeves, Bob Brown, Gielegem, Wojno, Woodward, Mans, Switalski, Schauer, Thomas and Lemmons introduced

**House Bill No. 5503, entitled**

A bill to amend 1931 PA 328, entitled "The Michigan penal code," by amending section 215 (MCL 750.215), as amended by 1991 PA 145.

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

Reps. Howell, Sanborn, Gosselin, Raczkowski, Vander Roest, DeRossett, Voorhees, Kowall, Ehardt, Kuipers, Hart, Shackleton, Gilbert, Julian, Woronchak, Bisbee, Allen, Hager, Pappageorge, Birkholz, Van Woerkom, Rivet, Faunce, Rocca, Garcia, Vear, Bradstreet, Bishop, Pumford, Richardville, Stamas, Jellema, Jansen, Geiger, DeVuyst, Green, Tabor, Toy, Richner, DeHart, Schermesser, Sheltroun, Hardman, Reeves, Bob Brown, Hale, Gielegem, Wojno, Woodward, Mans, Switalski, Schauer, Thomas and Lemmons introduced

**House Bill No. 5504, entitled**

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending section 161 of chapter XVII (MCL 777.161), as amended by 1999 PA 168.

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

Rep. DeHart moved that the House adjourn.  
The motion prevailed, the time being 2:25 p.m.

The Speaker Pro Tempore declared the House adjourned until Tuesday, March 14, at 2:00 p.m.

GARY L. RANDALL  
Clerk of the House of Representatives.