

**No. 36**  
**STATE OF MICHIGAN**  
**JOURNAL**  
**OF THE**  
**House of Representatives**  
**92nd Legislature**  
**REGULAR SESSION OF 2003**

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House Chamber, Lansing, Wednesday, May 7, 2003.

1:00 p.m.

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

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

Accavitti—present	Garfield—present	Meisner—present	Sheen—present
Acciavatti—present	Gieleghem—present	Meyer—present	Sheltrown—present
Adamini—present	Gillard—present	Middaugh—present	Shulman—present
Amos—present	Gleason—present	Milosch—present	Smith—present
Anderson—present	Hager—present	Minore—present	Spade—present
Bieda—present	Hardman—present	Moolenaar—present	Stahl—present
Bisbee—present	Hart—present	Murphy—present	Stakoe—present
Bradstreet—present	Hood—present	Newell—present	Stallworth—present
Brandenburg—present	Hoogendyk—present	Nitz—present	Steil—present
Brown—present	Hopgood—present	Nofs—present	Stewart—present
Byrum—present	Howell—present	O’Neil—present	Tabor—present
Casperson—present	Huizenga—excused	Paletko—present	Taub—present
Caswell—present	Hummel—present	Palmer—present	Tobocman—present
Caul—present	Hune—present	Palsrok—present	Vagnozzi—present
Cheeks—present	Hunter—present	Pappageorge—present	Van Regenmorter—present
Clack—present	Jamnick—present	Pastor—present	Vander Veen—excused
Condino—present	Johnson, Rick—present	Phillips—present	Voorhees—present
Daniels—present	Johnson, Ruth—present	Plakas—present	Walker—present
Dennis—present	Julian—present	Pumford—present	Ward—present
DeRoche—present	Koetje—present	Reeves—present	Waters—present
DeRossett—present	Kolb—present	Richardville—present	Wenke—present
Drolet—present	Kooiman—present	Rivet—present	Whitmer—present
Ehardt—present	LaJoy—present	Robertson—present	Williams—present
Elkins—present	LaSata—present	Rocca—present	Wojno—present
Emmons—present	Law—present	Sak—present	Woodward—present
Farhat—present	Lipsey—excused	Shackleton—present	Woronchak—present
Farrah—present	McConico—present	Shaffer—present	Zelenko—present

e/d/s = entered during session

Rep. Scott Hummel, from the 93rd District, offered the following invocation:

“Heavenly Father, in Your word You say that You are the one who institutes authority and raises up leaders. Lord, thank You for choosing us for the position that we hold here today right now. What an awesome responsibility. What an awesome honor. Lord, we invite You to be with us today. You are more powerful than all the forces of nature combined and yet You choose to hear the prayer of a child. You make all the rules, Lord, but You choose to love us unconditionally. In light of Your choices, God, today I ask that You would help us to choose wisely, to represent Your values and to be the people that You want us to be. Again, thank You for the privilege of this position. Let us choose to live it wisely for Your glory. Amen.”

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Rep. Palmer moved that Reps. Huizenga and Vander Veen be excused from today’s session.  
The motion prevailed.

Rep. Waters moved that Rep. Lipsey be excused from today’s session.  
The motion prevailed.

### **Motions and Resolutions**

The Speaker laid before the House

#### **House Resolution No. 47.**

A resolution to urge the United States Department of Homeland Security to locate its Midwestern headquarters at the Selfridge Air National Guard Base in Macomb County.

(For text of resolution, see House Journal No. 35, p. 479.)

(The resolution was reported by the Committee on Veterans Affairs and Homeland Security on May 6, consideration of which, under the rules, was postponed until today.)

The question being on the adoption of the resolution,

The resolution was adopted.

The Speaker laid before the House

#### **Senate Concurrent Resolution No. 20.**

A concurrent resolution to urge the United States Department of Homeland Security to locate its Midwestern headquarters at the Selfridge Air National Guard Base in Macomb County.

(For text of concurrent resolution, see House Journal No. 35, p. 479.)

(The concurrent resolution was reported by the Committee on Veterans Affairs and Homeland Security on May 6, consideration of which, under the rules, was postponed until today.)

The question being on the adoption of the concurrent resolution,

The concurrent resolution was adopted.

### **Second Reading of Bills**

#### **House Bill No. 4602, entitled**

A bill to amend 1954 PA 116, entitled “Michigan election law,” by amending section 613a (MCL 168.613a), as amended by 1999 PA 72.

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

Rep. Waters demanded the yeas and nays.

The demand was supported.

The question being on the adoption of the proposed substitute (H-1) previously recommended by the Committee on Local Government and Urban Policy,

The substitute (H-1) was adopted, a majority of the members serving voting therefor, by yeas and nays, as follows:

**Roll Call No. 101****Yeas—60**

Acciavatti	Garfield	Middaugh	Shaffer
Amos	Hager	Milosch	Sheen
Bisbee	Hart	Moolenaar	Shulman
Bradstreet	Hoogendyk	Newell	Stahl
Brandenburg	Howell	Nitz	Stakoe
Casperson	Hummel	Nofs	Steil
Caswell	Hune	Palmer	Stewart
Caul	Johnson, Rick	Palsrok	Tabor
DeRoche	Johnson, Ruth	Pappageorge	Taub
DeRossett	Julian	Pastor	Van Regenmorter
Drolet	Koetje	Pumford	Voorhees
Ehardt	Kooiman	Richardville	Walker
Emmons	LaJoy	Robertson	Ward
Farhat	LaSata	Rocca	Wenke
Gaffney	Meyer	Shackleton	Woronchak

**Nays—46**

Accavitti	Farrar	Meisner	Smith
Adamini	Gielegem	Minore	Spade
Anderson	Gillard	Murphy	Stallworth
Bieda	Gleason	O'Neil	Tobocman
Brown	Hardman	Paletko	Vagnozzi
Byrum	Hood	Phillips	Waters
Cheeks	Hopgood	Plakas	Whitmer
Clack	Hunter	Reeves	Williams
Condino	Jamnick	Rivet	Wojno
Daniels	Kolb	Sak	Woodward
Dennis	Law	Sheltrown	Zelenko
Elkins	McConico		

In The Chair: Julian

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

“Mr. Speaker and members of the House:

I voted against this bill because I support the version reported out of the Senate, SB 397, which provides a common sense balance of fiscal responsibility and voter participation.”

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

“Mr. Speaker and members of the House:

I've voted no on the committee amendment to HB4602, as it appears to me that this amendment violates a political party's First Amendment Right of Association as set forth by the United States Supreme Court in California Democratic Party v. Jones, 530 U.S. 567,2000. In that case Justice Scalia found that NONE of the arguments proffered by the State constituted a compelling State Interest which justified intrusion into any political party's associational rights. The same holds true with the amendment before me today!”

Rep. Shackleton moved to substitute (H-2) the bill.

The question being on the adoption of the substitute (H-2) offered by Rep. Shackleton,

Rep. Shackleton demanded the yeas and nays,

The demand was supported.

The question being on the adoption of the substitute (H-2) offered by Rep. Shackleton,

The substitute (H-2) was adopted, a majority of the members serving voting therefor, by yeas and nays, as follows:

**Roll Call No. 102****Yeas—58**

Acciavatti	Garfield	Moolenaar	Sheen
Amos	Hager	Newell	Shulman
Bisbee	Hart	Nitz	Stahl
Bradstreet	Hoogendyk	Nofs	Stakoe
Brandenburg	Howell	Palmer	Steil
Casperson	Hummel	Palsrok	Stewart
Caswell	Hune	Pappageorge	Tabor
Caul	Johnson, Rick	Pastor	Taub
DeRoche	Johnson, Ruth	Pumford	Van Regenmorter
DeRossett	Julian	Richardville	Voorhees
Drolet	Koetje	Robertson	Walker
Ehardt	Kooiman	Rocca	Ward
Emmons	LaJoy	Shackleton	Wenke
Farhat	LaSata	Shaffer	Woronchak
Gaffney	Milosch		

**Nays—44**

Accavitti	Elkins	Meyer	Smith
Adamini	Farrar	Middaugh	Spade
Anderson	Gielegem	Minore	Stallworth
Bieda	Gleason	Murphy	Tobocman
Brown	Hood	O'Neil	Vagnozzi
Byrum	Hopgood	Paletko	Waters
Cheeks	Hunter	Phillips	Whitmer
Clack	Jamnick	Plakas	Williams
Condino	Law	Reeves	Wojno
Daniels	McConico	Sak	Woodward
Dennis	Meisner	Sheltrown	Zelenko

In The Chair: Julian

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

“Mr. Speaker and members of the House:

I support SB 397 in its current form and prefer the approach the Senate took rather than this substitute.”

Rep. Kooiman moved that consideration of the bill be postponed for the day.

The motion prevailed.

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Rep. Kooiman moved that House Committees be given leave to meet during the balance of today's session.

The motion prevailed.

By unanimous consent the House returned to the order of

**Motions and Resolutions**

Reps. Waters, Whitmer, Williams, Tobocman, Byrum, Minore, Anderson, Jamnick, Zelenko, Cheeks, Clack, Vagnozzi, Murphy, Lipsey, Stallworth, Daniels, Hardman, Adamini, DeRossett, Ehardt, Farrah, Gillard, Hopgood, Kolb, McConico, Paletko, Phillips, Reeves and Rocca offered the following resolution:

**House Resolution No. 54.**

A resolution to urge the United States Department of Homeland Security to establish its Midwestern headquarters in Detroit.

Whereas, In response to the nightmare of September 11<sup>th</sup> and other attempts to disrupt our way of life, our nation is making significant moves to increase the safety of our citizens, resources, and infrastructure. Much of this work is taking place through the newly created United States Department of Homeland Security; and

Whereas, A pending step in the effort to buoy up our homeland defenses against terrorism and to ensure we are fully prepared to cope with any type of attack is determining the location of regional headquarters for the United States Department of Homeland Security. In this search, Detroit is well positioned in many ways to fill this role; and

Whereas, As the largest city in the Midwest along our Canadian border and the home of two of the busiest ports of entry in the entire country, Detroit has already been deeply involved in homeland security work for many years. This city's experience in this vital work at the Ambassador Bridge, at the Windsor Tunnel, along the Detroit River, and at Metro Airport provide an excellent example of the its familiarity with the challenges before the country. This commitment is further illustrated by the city's willingness to fulfill the role of hosting the regional headquarters for the United States Department of Homeland Security; now, therefore, be it

Resolved by the House of Representatives, That we urge the United States Department of Homeland Security to establish its Midwestern headquarters in Detroit; and be it further

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

The resolution was referred to the Committee on Veterans Affairs and Homeland Security.

Reps. Emmons, Acciavatti, Bradstreet, Brandenburg, Casperson, Caswell, DeRoche, Drolet, Farhat, Gaffney, Hager, Hummel, Hune, Julian, Koetje, LaJoy, Meyer, Middaugh, Milosch, Newell, Pastor, Rocca, Shaffer, Sheen, Stakoe, Stallworth, Taub and Voorhees offered the following concurrent resolution:

**House Concurrent Resolution No. 15.**

A concurrent resolution to urge the Granholm administration to seek a review by Writ of Certiorari of the ruling of the United States Sixth Circuit Court of Appeals that effectively enjoins state welfare recipient drug-testing requirements.

Whereas, In 1999, Public Act Nos. 9 and 17 were enacted to put in place a drug-testing program for welfare recipients. These acts permit the Family Independence Agency (FIA) to require substance abuse testing as a condition for eligibility for assistance; and

Whereas, The goal of this drug testing is to help applicants and recipients for FIA assistance become independent of drugs and welfare. Employers, as proponents of testing noted, are increasingly willing to test applicants for drug use to screen out employees more likely to fail to show up, suffer accidents, fail to be productive, and otherwise cost employers far more than drug-free employees. It is clearly in the interests of the state and taxpayers to carry out policies designed to get people off of illegal drugs, into jobs, and protect dependent children of FIP applicants and recipients from abuse and neglect. The benefits to those without jobs who abuse drugs should be obvious; and

Whereas, Despite the clear benefits of this approach to ending drug and welfare dependence, and protecting families, this law has been challenged from the start. In November 1999, the FIA drug-testing program was halted by a temporary restraining order, and a preliminary injunction in September 2000 was issued by the United States District Court. The program was challenged by the ACLU, which argued that the law violates the constitutional rights of welfare recipients. Although the preliminary injunction was stayed by a three-judge panel of the U.S. Sixth Circuit Court of Appeals, a divided full court failed to come to a decision on the case in April 2003. The result is that drug testing under the 1999 legislation continues to be enjoined. The Granholm administration should seek review of this decision by the United States Supreme Court in order to support the Legislature's action to promote independent and drug-free lives; now, therefore, be it

Resolved by the House of Representatives (the Senate concurring), That we urge the Granholm administration to seek a review by Writ of Certiorari of the ruling of the United States Sixth Circuit Court of Appeals that effectively enjoins state welfare recipient drug-testing requirements; and be it further

Resolved, That copies of this resolution be transmitted to the Governor of the State of Michigan.

The concurrent resolution was referred to the Committee on Government Operations.

### Reports of Standing Committees

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

**House Bill No. 4606, entitled**

A bill to amend 1976 PA 388, entitled "Michigan campaign finance act," by amending section 6 (MCL 169.206), as amended by 1995 PA 264.

Without amendment and with the recommendation that the bill pass.

The bill was referred to the order of Second Reading of Bills and laid over one day.

#### Favorable Roll Call

To Report Out:

Yeas: Reps. Koetje, Drolet, Howell and Tobocman

Nays: None

### COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Tuesday, May 6, 2003, at 3:25 p.m.

Present: Reps. Koetje, Drolet, Howell and Tobocman

Absent: Rep. Lipsey

Excused: Rep. Lipsey

The Committee on Energy and Technology, by Rep. Bradstreet, Chair, reported

**House Bill No. 4519, entitled**

A bill to require certain notices regarding the transmission of unsolicited commercial e-mail; to establish procedures for e-mail service providers; to allow recipients of e-mail to be excluded from receiving future unsolicited commercial e-mail; and to prescribe penalties and remedies.

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 and laid over one day.

#### Favorable Roll Call

To Report Out:

Yeas: Reps. Bradstreet, Huizenga, Middaugh, Bisbee, LaSata, Casperson, Garfield, LaJoy, Nitz, Palsrok, Stahl, Woodward, Hopgood and Stallworth

Nays: None

The Committee on Energy and Technology, by Rep. Bradstreet, Chair, reported

**Senate Concurrent Resolution No. 14.**

A concurrent resolution to memorialize the President and Congress of the United States to pursue and support fuel cell research projects in Michigan.

(For text of concurrent resolution, see House Journal No. 32, p. 429.)

With the recommendation that the concurrent resolution be adopted.

The Speaker announced that under Rule 77 the concurrent resolution would lie over one day.

#### Favorable Roll Call

To Report Out:

Yeas: Reps. Bradstreet, Huizenga, Middaugh, Bisbee, LaSata, Casperson, DeRoche, Garfield, LaJoy, Nitz, Palsrok, Stahl, Rivet, Woodward, Hopgood, Murphy and Stallworth

Nays: None

## COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Wednesday, May 7, 2003, at 9:00 a.m.

Present: Reps. Bradstreet, Huizenga, Middaugh, Bisbee, LaSata, Casperson, DeRoche, Garfield, LaJoy, Nitz, Palsrok, Stahl, McConico, Rivet, Woodward, Hopgood, Murphy and Stallworth

Absent: Rep. Daniels

Excused: Rep. Daniels

The Committee on Conservation and Outdoor Recreation, by Rep. Tabor, Chair, reported

**House Bill No. 4286, entitled**

A bill to designate an official game bird of this state.

Without amendment and with the recommendation that the bill pass.

The bill was referred to the order of Second Reading of Bills and laid over one day.

## Favorable Roll Call

To Report Out:

Yeas: Reps. Tabor, Milosch, Bradstreet, Ehardt, Richardville, Rocca, Nitz, Gillard, Farrah, Sheltroun and Accavitti

Nays: None

The Committee on Conservation and Outdoor Recreation, by Rep. Tabor, Chair, reported

**House Bill No. 4408, entitled**

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending section 82101 (MCL 324.82101), as amended by 1997 PA 102.

Without amendment and with the recommendation that the bill pass.

The bill was referred to the order of Second Reading of Bills and laid over one day.

## Favorable Roll Call

To Report Out:

Yeas: Reps. Tabor, Milosch, Bradstreet, Ehardt, Rocca, Nitz, Gillard, Farrah, Sheltroun and Accavitti

Nays: None

## COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Tabor, Chair of the Committee on Conservation and Outdoor Recreation, was received and read:

Meeting held on: Wednesday, May 7, 2003, at 10:30 a.m.

Present: Reps. Tabor, Milosch, Bradstreet, Ehardt, Richardville, Rocca, Nitz, Gillard, Farrah, Sheltroun and Accavitti

The Committee on Tax Policy, by Rep. Wenke, Chair, reported

**House Bill No. 4558, entitled**

A bill to amend 1967 PA 281, entitled "Income tax act of 1967," by amending section 22 (MCL 206.22), as amended by 1996 PA 484.

Without amendment and with the recommendation that the bill pass.

The bill was referred to the order of Second Reading of Bills and laid over one day.

## Favorable Roll Call

To Report Out:

Yeas: Reps. Wenke, Sheen, Koetje, Woronchak, Meyer, Hummel, Palmer, Milosch, Nofs, Stakoe, O'Neil, Minore, Farrah, Bieda, Zelenko and Condino

Nays: None

The Committee on Tax Policy, by Rep. Wenke, Chair, reported

**House Bill No. 4559, entitled**

A bill to amend 1967 PA 281, entitled "Income tax act of 1967," by amending section 26 (MCL 206.26).

Without amendment and with the recommendation that the bill pass.

The bill was referred to the order of Second Reading of Bills and laid over one day.

Favorable Roll Call

To Report Out:

Yeas: Reps. Wenke, Sheen, Koetje, Woronchak, Meyer, Hummel, Palmer, Milosch, Nofs, Stakoe, O'Neil, Minore, Farrah, Bieda, Zelenko and Condino

Nays: None

The Committee on Tax Policy, by Rep. Wenke, Chair, reported

**House Bill No. 4560, entitled**

A bill to amend 1967 PA 281, entitled "Income tax act of 1967," by amending section 315 (MCL 206.315).

Without amendment and with the recommendation that the bill pass.

The bill was referred to the order of Second Reading of Bills and laid over one day.

Favorable Roll Call

To Report Out:

Yeas: Reps. Wenke, Sheen, Koetje, Woronchak, Meyer, Hummel, Palmer, Milosch, Nofs, Stakoe, O'Neil, Minore, Farrah, Bieda, Zelenko and Condino

Nays: None

The Committee on Tax Policy, by Rep. Wenke, Chair, reported

**House Bill No. 4561, entitled**

A bill to amend 1967 PA 281, entitled "Income tax act of 1967," by amending section 351 (MCL 206.351), as amended by 1996 PA 264.

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 and laid over one day.

Favorable Roll Call

To Report Out:

Yeas: Reps. Wenke, Sheen, Woronchak, Meyer, Hummel, Palmer, Milosch, Nofs, Stakoe, O'Neil, Minore, Farrah, Bieda, Zelenko and Condino

Nays: None

The Committee on Tax Policy, by Rep. Wenke, Chair, reported

**House Bill No. 4562, entitled**

A bill to amend 1967 PA 281, entitled "Income tax act of 1967," by amending section 355 (MCL 206.355), as amended by 1991 PA 82.

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 and laid over one day.

Favorable Roll Call

To Report Out:

Yeas: Reps. Wenke, Sheen, Koetje, Woronchak, Meyer, Hummel, Palmer, Milosch, Nofs, Stakoe, O'Neil, Minore, Farrah, Bieda, Zelenko and Condino

Nays: None



The Committee on Tax Policy, by Rep. Wenke, Chair, reported

**House Bill No. 4563, entitled**

A bill to amend 1967 PA 281, entitled "Income tax act of 1967," by amending section 365 (MCL 206.365), as amended by 1996 PA 448.

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 and laid over one day.

Favorable Roll Call

To Report Out:

Yeas: Reps. Wenke, Koetje, Woronchak, Meyer, Hummel, Palmer, Milosch, Nofs, Stakoe, O'Neil, Minore, Farrah, Bieda, Zelenko and Condino

Nays: Rep. Sheen

The Committee on Tax Policy, by Rep. Wenke, Chair, reported

**House Bill No. 4564, entitled**

A bill to amend 1967 PA 281, entitled "Income tax act of 1967," by amending section 451 (MCL 206.451), as amended by 2002 PA 581.

Without amendment and with the recommendation that the bill pass.

The bill was referred to the order of Second Reading of Bills and laid over one day.

Favorable Roll Call

To Report Out:

Yeas: Reps. Wenke, Sheen, Koetje, Woronchak, Meyer, Hummel, Palmer, Milosch, Nofs, Stakoe, O'Neil, Minore, Farrah, Bieda, Zelenko and Condino

Nays: None

The Committee on Tax Policy, by Rep. Wenke, Chair, reported

**House Bill No. 4565, entitled**

A bill to amend 1967 PA 281, entitled "Income tax act of 1967," by amending section 12 (MCL 206.12), as amended by 1996 PA 484.

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 and laid over one day.

Favorable Roll Call

To Report Out:

Yeas: Reps. Wenke, Koetje, Woronchak, Meyer, Hummel, Palmer, Milosch, Nofs, Stakoe, O'Neil, Minore, Farrah, Bieda, Zelenko and Condino

Nays: Rep. Sheen

The Committee on Tax Policy, by Rep. Wenke, Chair, reported

**House Bill No. 4567, entitled**

A bill to amend 1941 PA 122, entitled "An act to establish the revenue collection duties of the department of treasury; to prescribe its powers and duties as the revenue collection agency of the state; to prescribe certain powers and duties of the state treasurer; to regulate the importation, stamping, and disposition of certain tobacco products; to provide for the transfer of powers and duties now vested in certain other state boards, commissions, departments and offices; to prescribe certain duties of and require certain reports from the department of treasury; to provide procedures for the payment, administration, audit, assessment, levy of interests or penalties on, and appeals of taxes and tax liability; to prescribe its powers and duties if an agreement to act as agent for a city to administer, collect, and enforce the city income tax act on behalf of a city is entered into with any city; to provide an appropriation; to abolish the state board of tax administration; to prescribe penalties and provide remedies; and to declare the effect of this act," by amending section 27a (MCL 205.27a), as amended by 2002 PA 657.

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 and laid over one day.

## Favorable Roll Call

## To Report Out:

Yeas: Reps. Wenke, Sheen, Koetje, Woronchak, Meyer, Drolet, Hummel, Palmer, Milosch, Nofs, Stakoe, O'Neil, Minore, Farrah, Bieda, Zelenko and Condino

Nays: None

The Committee on Tax Policy, by Rep. Wenke, Chair, reported

**House Bill No. 4568, entitled**

A bill to amend 1933 PA 167, entitled "General sales tax act," by amending section 15 (MCL 205.65), as amended by 2002 PA 579.

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 and laid over one day.

## Favorable Roll Call

## To Report Out:

Yeas: Reps. Wenke, Sheen, Koetje, Woronchak, Meyer, Drolet, Hummel, Palmer, Milosch, Nofs, Stakoe, O'Neil, Minore, Farrah, Bieda, Zelenko and Condino

Nays: None

The Committee on Tax Policy, by Rep. Wenke, Chair, reported

**House Bill No. 4569, entitled**

A bill to amend 1937 PA 94, entitled "Use tax act," by amending section 6 (MCL 205.96), as amended by 1998 PA 266.

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 and laid over one day.

## Favorable Roll Call

## To Report Out:

Yeas: Reps. Wenke, Sheen, Koetje, Woronchak, Meyer, Drolet, Hummel, Palmer, Milosch, Nofs, Stakoe, O'Neil, Minore, Farrah, Bieda, Zelenko and Condino

Nays: None

## COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Wednesday, May 7, 2003, at 9:00 a.m.

Present: Reps. Wenke, Sheen, Koetje, Woronchak, Meyer, Drolet, Hummel, Palmer, Milosch, Nofs, Stakoe, O'Neil, Minore, Farrah, Bieda, Zelenko and Condino

## COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Tuesday, May 6, 2003, at 3:29 p.m.

Present: Reps. Palmer, Hummel, Meyer, Bradstreet, Hager, Hart, Ruth Johnson, Tabor, Voorhees, Vander Veen, Nofs, Stahl, Gielegem, Vagnozzi, Spade, Smith, Hopgood, Meisner and Clack

**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, May 1:

**Senate Bill Nos.    425    426    427    428    429**

The Clerk announced that the following bills and joint resolution had been printed and placed upon the files of the members, Monday, May 5:

<b>Senate Bill Nos.</b>	<b>430</b>	<b>431</b>	<b>432</b>	<b>433</b>	<b>434</b>	<b>435</b>	<b>436</b>	<b>437</b>	<b>438</b>	<b>439</b>	<b>440</b>	<b>441</b>	<b>442</b>	<b>443</b>
	<b>444</b>	<b>445</b>	<b>446</b>	<b>447</b>	<b>448</b>	<b>449</b>	<b>450</b>	<b>451</b>	<b>452</b>	<b>453</b>	<b>454</b>	<b>455</b>	<b>456</b>	<b>457</b>
<b>Senate Joint Resolution</b>	<b>D</b>													

The Clerk announced that the following Senate bills had been received on Tuesday, May 6:

**Senate Bill Nos. 266 288**

The Clerk announced that the following bills had been printed and placed upon the files of the members on Wednesday, May 7:

<b>House Bill Nos.</b>	<b>4625</b>	<b>4626</b>	<b>4627</b>	<b>4628</b>	<b>4629</b>	<b>4630</b>	<b>4631</b>	<b>4632</b>	<b>4633</b>	<b>4634</b>	<b>4635</b>	<b>4636</b>	<b>4637</b>	<b>4638</b>
	<b>4639</b>	<b>4640</b>	<b>4641</b>	<b>4642</b>	<b>4643</b>	<b>4644</b>	<b>4645</b>	<b>4646</b>	<b>4647</b>	<b>4648</b>				

The Clerk announced that the following Senate bills had been received on Wednesday, May 7:

**Senate Bill Nos. 270 279 286**

By unanimous consent the House returned to the order of

**Messages from the Senate**

**House Bill No. 4032, entitled**

A bill to make, supplement, and adjust appropriations for various state departments and agencies for the fiscal year ending September 30, 2003; and to provide for the expenditure of the appropriations.

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 amended the title to read as follows:

A bill to make, supplement, and adjust appropriations for various state departments and agencies for the fiscal year ending September 30, 2003; to provide for the expenditure of the appropriations; and to repeal acts and parts of acts.

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

**Senate Bill No. 266, entitled**

A bill to make appropriations for the department of military and veterans affairs for the fiscal year ending September 30, 2004; to provide for the expenditure of the appropriations; to provide for certain powers and duties of the department of military and veterans affairs, other state agencies, and local units of government related to the appropriations; and to provide for the preparation of certain reports related to the appropriations.

The Senate has passed the bill.

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

**Senate Bill No. 270, entitled**

A bill to make, supplement, and adjust appropriations for the departments of attorney general, civil rights, civil service, information technology, management and budget, state, and treasury, the executive office, and the legislative branch for the fiscal year ending September 30, 2004; to provide for the expenditure of these appropriations; to provide for the funding of certain work projects; to provide for the imposition of certain fees; to establish or continue certain funds, programs, and categories; to transfer certain funds; to prescribe certain requirements for bidding on state contracts; to provide for disposition of year-end balances for the fiscal year ending September 30, 2003; to prescribe the powers and duties of certain principal executive departments and state agencies, officials, and employees; and to provide for the disposition of fees and other income received by the various principal executive departments and state agencies.

The Senate has passed the bill.

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

**Senate Bill No. 279, entitled**

A bill to make appropriations for the department of history, arts, and libraries for the fiscal year ending September 30, 2004; to provide for the expenditure of those appropriations; to provide for the disposition of fees and other income received by the state agencies; to provide for the disbursement of certain grants; to provide for reports; to prescribe powers and duties of certain state departments and certain state and local agencies and officers; 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 Appropriations.

**Senate Bill No. 286, entitled**

A bill to make appropriations for the department of consumer and industry services and certain other state purposes for the fiscal year ending September 30, 2004; to provide for the expenditure of those appropriations; to provide for the imposition of certain fees; to provide for the disposition of fees and other income received by the state agencies; to provide for reports to certain persons; and to prescribe powers and duties of certain state departments and certain state and local agencies and officers.

The Senate has passed the bill.

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

**Senate Bill No. 288, entitled**

A bill to make appropriations for the department of agriculture for the fiscal year ending September 30, 2004; to provide for the expenditure of the appropriations; to create funds; to provide for the imposition of fees; to require reports, audits, and plans; to authorize certain transfers by certain state agencies; and to provide for the disposition of fees and other income received by certain state agencies.

The Senate has passed the bill.

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

**Introduction of Bills**

Reps. Pappageorge, Farhat, Brandenburg, Steil, Shackleton, McConico, Hager, Richardville, Drolet, Stewart, Amos, Ruth Johnson, Rocca, Murphy, Hoogendyk, Woronchak, Julian, LaJoy, Shaffer, Ward, Stakoe, Voorhees, Vander Veen, Palmer, Bisbee, Taub, Newell, Reeves, Minore, Zelenko, Ehardt, Walker, Woodward and Daniels introduced

**House Bill No. 4649, entitled**

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

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

Rep. Koetje introduced

**House Bill No. 4650, entitled**

A bill to amend 1982 PA 295, entitled "Support and parenting time enforcement act," by amending section 3 (MCL 552.603), as amended by 2002 PA 572.

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

Reps. Milosch, Hoogendyk, Brandenburg, Hummel, Caswell, Sheen, LaJoy, Voorhees, Vander Veen, Drolet, Pappageorge and Kooiman introduced

**House Bill No. 4651, entitled**

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending sections 328 and 907 (MCL 257.328 and 257.907), section 328 as amended by 1995 PA 287 and section 907 as amended by 2002 PA 534.

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

Reps. Milosch, Hoogendyk, Robertson, Brandenburg, Hummel, Caswell, Julian, Sheen, LaJoy, Voorhees, Farhat, Vander Veen, Pappageorge, Drolet and Kooiman introduced

**House Bill No. 4652, entitled**

A bill to amend 1978 PA 368, entitled "Public health code," by amending section 2690 (MCL 333.2690).

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

Reps. Milosch, Hoogendyk, Brandenburg, Caswell, Sheen and Drolet introduced

**House Bill No. 4653, entitled**

A bill to amend 1979 PA 94, entitled "The state school aid act of 1979," by amending sections 105 and 105c (MCL 388.1705 and 388.1705c), section 105 as amended by 2002 PA 191 and section 105c as amended by 2000 PA 297.

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

Reps. Lipsey, Bieda, Elkins, Hunter, Murphy, Kolb, Williams, Dennis, Garfield, Howell, Tobocman, Kooiman, Gleason, Whitmer, Caswell, Plakas and Adamini introduced

**House Bill No. 4654, entitled**

A bill to amend 1971 PA 174, entitled "Office of child support act," (MCL 400.231 to 400.240) by adding section 3b. The bill was read a first time by its title and referred to the Committee on Family and Children Services.

Reps. Newell, Vander Veen, Stakoe, Kooiman, Paletko, Caswell, Ehardt, Emmons, Sak, Shaffer, Rivet, Farhat, Nofs, Taub, Hummel, Palsrok, Sheen, Hart, Stahl, Ward, Robertson, Hune, Rocca, Pappageorge, Lipsey, Howell, Adamini, Woronchak, Gillard, O'Neil and Clack introduced

**House Bill No. 4655, entitled**

A bill to amend 1978 PA 368, entitled "Public health code," by amending sections 16221 and 16226 (MCL 333.16221 and 333.16226), section 16221 as amended by 2002 PA 402 and section 16226 as amended by 2002 PA 643. The bill was read a first time by its title and referred to the Committee on Health Policy.

Reps. Newell, Vander Veen, Stakoe, Taub, Kooiman, Paletko, Caswell, Ehardt, Emmons, Sak, Shaffer, Rivet, Farhat, Nofs, Hummel, Palsrok, Sheen, Hart, Stahl, Ward, Robertson, Hune, Rocca, Pappageorge, Lipsey, Howell, Adamini, Woronchak, Gillard, O'Neil and Clack introduced

**House Bill No. 4656, entitled**

A bill to amend 1931 PA 328, entitled "The Michigan penal code," by amending section 430 (MCL 750.430), as amended by 2002 PA 672.

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

Reps. Nitz, Julian, Hune, DeRossett, Emmons, Meyer, Shaffer, Drolet, Palmer, Ehardt, Garfield, DeRoche, Stahl, Middaugh and Casperson introduced

**House Bill No. 4657, entitled**

A bill to amend 1984 PA 44, entitled "Motor fuels quality act," by amending section 4 (MCL 290.644), as amended by 1986 PA 127.

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

Reps. Cheeks, Tobocman, Smith, Waters, Reeves, Stallworth, McConico, Hunter, Daniels and Hardman introduced

**House Bill No. 4658, entitled**

A bill to amend 1964 PA 284, entitled "City income tax act," by amending section 3 of chapter 1 (MCL 141.503), as amended by 1998 PA 500.

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

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Rep. Hart moved that the House adjourn.  
The motion prevailed, the time being 3:40 p.m.

The Speaker Pro Tempore declared the House adjourned until Thursday, May 8, at 10:00 a.m.

GARY L. RANDALL  
Clerk of the House of Representatives

