

**No. 59**  
**STATE OF MICHIGAN**  
**JOURNAL**  
**OF THE**  
**House of Representatives**  
**92nd Legislature**  
**REGULAR SESSION OF 2003**

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House Chamber, Lansing, Wednesday, July 2, 2003.

10:00 a.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	Meyer—present	Sheen—present
Acciavatti—present	Gieleghem—present	Middaugh—present	Sheltrown—present
Adamini—present	Gillard—present	Milosch—present	Shulman—present
Amos—present	Gleason—present	Minore—present	Smith—present
Anderson—present	Hager—present	Moolenaar—present	Spade—present
Bieda—present	Hardman—present	Mortimer—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—excused	Tabor—present
Casperson—present	Huizenga—present	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—present
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—present	Shackleton—present	Woronchak—present
Farrah—present	McConico—present	Shaffer—present	Zelenko—present
Gaffney—present	Meisner—present		

e/d/s = entered during session

Rep. Neal Nitz, from the 78th District, offered the following invocation:

“Sometimes, O Graceful Creator, we think our world has forgotten about holiness, laws of goodness have been broken, Your name is used with disrespect, children don’t honor their parents, and we worry that chaos is swallowing up our civilization. But then we remember the many good people we know, and the kindness that fills their hearts. We recall the gentleness of feelings expressed in certain poems and songs, and in the best books and movies. And yet, we know that the world is filled with crime, vileness and disregard. But even more, we know that there are many who greatly cherish Your name and Your presence, and we give thanks for them. Teach us to care about everything, and to spend our lives in pursuit of the goals and values that matter most to Your justice and mercy. Show us love in the smile of a friend, and tenderness in the regard of a little child. Help us to wonder at the beauty of a single flower, and the morning sunrise. Pour out Your blessings upon us as we gather as people elected to make prudent use of all the goodness that You have given us in this great and blessed land. In the name of the One who is justice, love and mercy. Amen.”

### Motions and Resolutions

The Speaker, on behalf of the entire membership of the House of Representatives, offered the following resolution:  
**House Resolution No. 97.**

A resolution of tribute offered as a memorial for Peter Kok, former member of the House of Representatives.

Whereas, The members of this legislative body were saddened to learn of the passing of Peter Kok, a distinguished public servant, businessman, and family man who devoted his life to others in many ways. Among his many accomplishments, his commitment to state government will long be remembered as a model of integrity and effectiveness; and

Whereas, A native of Grand Rapids and a graduate of Calvin College, Peter Kok answered his country’s call to arms during the dark days of World War II. His abiding sense of patriotism and his loyalty to those around him were evident in his distinguished military record. He flew as a bombardier on 67 missions over Italy and southern France, and his heroism was acknowledged in many decorations, including the Silver Star, the Distinguished Flying Cross, and the Purple Heart; and

Whereas, Upon his return to civilian life, Peter Kok directed his energies to real estate. Community involvement and his strong sense of responsibility led him to elective public service. In 1964, he was elected to the first of his seven consecutive terms as State Representative from Kent County. As a lawmaker, this principled gentleman was known for his advocacy for open housing laws and for his exceptional leadership on mental health issues. Even after his retirement from the Michigan Legislature in 1978, he was appointed by Governor Milliken to the Michigan Council on Aging. Clearly, Peter Kok’s dedication to others provided a model of unselfish service that is worthy of emulation today; now, therefore, be it

Resolved by the House of Representatives, That we offer this expression of our highest tribute to honor the memory of Peter Kok, a member of this legislative body from 1965 to 1978; and be it further

Resolved, That copies of this resolution be transmitted to the Kok family as evidence of our sincere condolences.

The question being on the adoption of the resolution,

The resolution was adopted by unanimous standing vote.

### Messages from the Senate

The Speaker laid before the House

**House Bill No. 4733, entitled**

A bill to amend 1939 PA 288, entitled “Probate code of 1939,” by amending section 18 of chapter XIIA (MCL 712A.18), as amended by 2000 PA 55, and by adding section 18m to chapter XIIA.

(The bill was received from the Senate on July 1, with substitute (S-1), full title inserted and immediate effect given by the Senate, consideration of which, under the rules, was postponed until today, see House Journal No. 58, p. 1184.)

The question being on concurring in the substitute (S-1) made to the bill by the Senate,

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

**Roll Call No. 388****Yeas—107**

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

**Nays—0**

In The Chair: Julian

The House agreed to the full title of the bill.

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

**Second Reading of Bills****Senate Bill No. 463, entitled**

A bill to amend 1972 PA 222, entitled “An act to provide for an official personal identification card; to provide for its form, issuance and use; to regulate the use and disclosure of information obtained from the card; to prescribe the powers and duties of the secretary of state; to prescribe fees; to prescribe certain penalties for violations; and to provide an appropriation for certain purposes,” by amending section 2 (MCL 28.292), as amended by 2002 PA 553.

The bill was read a second time.

Rep. DeRossett moved to amend the bill as follows:

1. Amend page 5, line 20, after “the” by striking out “first”.
2. Amend page 5, line 23, by striking out all of line 23.
3. Amend page 6, line 6, after “image” by inserting “**and signature**”.
4. Amend page 10, following line 15, by inserting:

“Enacting section 1. This amendatory act takes effect October 1, 2003.”

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

Rep. Kooiman moved that the bill be placed on the order of Third Reading of Bills.  
The motion prevailed.  
Rep. Kooiman 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. 463, entitled**

A bill to amend 1972 PA 222, entitled “An act to provide for an official personal identification card; to provide for its form, issuance and use; to regulate the use and disclosure of information obtained from the card; to prescribe the powers and duties of the secretary of state; to prescribe fees; to prescribe certain penalties for violations; and to provide an appropriation for certain purposes,” by amending section 2 (MCL 28.292), as amended by 2002 PA 553.

The bill was read a third time.  
The question being on the passage of the bill,

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

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

The Speaker laid before the House  
**House Bill No. 4126, entitled**

A bill to amend 1998 PA 386, entitled “Estates and protected individuals code,” by amending sections 1106, 5506, 5507, and 5510 (MCL 700.1106, 700.5506, 700.5507, and 700.5510), section 1106 as amended by 2000 PA 463.

(The bill was received from the Senate on July 1, with substitute (S-1), title amendment and immediate effect given by the Senate, consideration of which, under the rules, was postponed until today, see House Journal No. 58, p. 1183.)

The question being on concurring in the substitute (S-1) made to the bill by the Senate,

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

**Roll Call No. 389**

**Yeas—108**

Accavitti	Gaffney	Meisner	Sheen
Acciavatti	Garfield	Meyer	Sheltrown
Adamini	Gielegem	Middaugh	Shulman
Amos	Gillard	Milosch	Smith
Anderson	Gleason	Minore	Spade
Bieda	Hager	Moolenaar	Stahl
Bisbee	Hardman	Mortimer	Stakoe
Bradstreet	Hart	Murphy	Stallworth
Brandenburg	Hood	Newell	Steil
Brown	Hoogendyk	Nitz	Stewart
Byrum	Hopgood	Nofs	Tabor
Casperson	Howell	Paletko	Taub
Caswell	Huizenga	Palmer	Tobocman
Caul	Hummel	Palsrok	Vagnozzi
Cheeks	Hune	Pappageorge	Van Regenmorter
Clack	Hunter	Pastor	Vander Veen
Condino	Jamnack	Phillips	Voorhees
Daniels	Johnson, Ruth	Plakas	Walker
Dennis	Julian	Pumford	Ward
DeRoche	Koetje	Reeves	Waters
DeRossett	Kolb	Richardville	Wenke

Drolet	Kooiman	Rivet	Whitmer
Ehardt	LaJoy	Robertson	Williams
Elkins	LaSata	Rocca	Wojno
Emmons	Law	Sak	Woodward
Farhat	Lipsey	Shackleton	Woronchak
Farrah	McConico	Shaffer	Zelenko

**Nays—0**

In The Chair: Julian

The House agreed to the title as amended.

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

**Third Reading of Bills****Senate Bill No. 130, entitled**

A bill to amend 1992 PA 147, entitled “Neighborhood enterprise zone act,” by amending section 9 (MCL 207.779), as amended by 2001 PA 217.

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

**Roll Call No. 390****Yeas—109**

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

**Nays—0**

In The Chair: Julian

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

“An act to provide for the development and rehabilitation of residential housing; to provide for the creation of neighborhood enterprise zones; to provide for obtaining neighborhood enterprise zone certificates for a period of time and to prescribe the contents of the certificates; to provide for the exemption of certain taxes; to provide for the levy and collection of a specific tax on the owner of certain facilities; and to prescribe the powers and duties of certain officers of the state and local governmental units,”

The House agreed to the full title.

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

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

**Senate Bill No. 131, entitled**

A bill to amend 1993 PA 330, entitled “State real estate transfer tax act,” by amending section 6 (MCL 207.526), as amended by 2000 PA 203.

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

**Roll Call No. 391****Yeas—109**

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

**Nays—0**

In The Chair: Julian

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

“An act to impose a state tax on the transfer of an interest in real property; to provide for the administration of this act; to prescribe the powers and duties of certain state and local officers; to provide for the collection and distribution of the tax; and to prescribe penalties and provide remedies,”

The House agreed to the full title.

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

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

### Senate Bill No. 132, entitled

A bill to amend 2002 PA 27, entitled “An act to establish procedures for municipalities to designate individual lots or structures as blighting; to purchase or condemn blighting property; to transfer blighting property for development; and to repeal acts and parts of acts,” by amending section 2 (MCL 125.2802).

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

### Roll Call No. 392

### Yeas—109

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

### Nays—0

In The Chair: Julian

The House agreed to the title of the bill.

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

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

**Senate Bill No. 134, entitled**

A bill to amend 1979 PA 94, entitled "The state school aid act of 1979," by amending section 20 (MCL 388.1620), as amended by 2002 PA 521.

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

**Roll Call No. 393****Yeas—109**

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

**Nays—0**

In The Chair: Julian

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

"An act to make appropriations to aid in the support of the public schools and the intermediate school districts of the state; to make appropriations for certain other purposes relating to education; to provide for the disbursement of the appropriations; to supplement the school aid fund by the levy and collection of certain taxes; to authorize the issuance of certain bonds and provide for the security of those bonds; to prescribe the powers and duties of certain state departments, the state board of education, and certain other boards and officials; to prescribe penalties; and to repeal acts and parts of acts,"

The House agreed to the full title.

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

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

**Senate Bill No. 135, entitled**

A bill to amend 1993 PA 92, entitled "Seller disclosure act," by amending section 7 (MCL 565.957), as amended by 2000 PA 13.

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



**Roll Call No. 394****Yeas—109**

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

**Nays—0**

In The Chair: Julian

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

“An act to require certain disclosures in connection with transfers of residential property,”

The House agreed to the full title.

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

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

By unanimous consent the House returned to the order of

**Reports of Standing Committees**

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

**Senate Bill No. 121, 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 3 (MCL 205.3), as amended by 2002 PA 657.

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, Drolet, Hummel, Milosch, Nofs, Stakoe, Minore, Farrah, Bieda, Zelenko and Condino

Nays: None

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

#### **Senate Concurrent Resolution No. 4.**

A concurrent resolution to memorialize the Congress of the United States to repeal the federal excise tax on telephone and other communications services.

(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. Wenke, Sheen, Koetje, Woronchak, Meyer, Drolet, Hummel, Palmer, Milosch, Nofs, Stakoe, 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, July 2, 2003, at 9:00 a.m.

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

Absent: Rep. O’Neil

Excused: Rep. O’Neil

The Committee on Education, by Rep. Palmer, Chair, reported

#### **House Bill No. 4452, entitled**

A bill to amend 1979 PA 94, entitled “The state school aid act of 1979,” by amending section 101 (MCL 388.1701), as amended by 2002 PA 476.

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. Palmer, Hummel, Meyer, Bradstreet, Hager, Hart, Ruth Johnson, Tabor, Voorhees, Vander Veen, Nofs, Gielegem and Spade

Nays: Reps. Stahl, Vagnozzi, Meisner and Clack

The Committee on Education, by Rep. Palmer, Chair, reported

#### **Senate Bill No. 365, entitled**

A bill to amend 1979 PA 94, entitled “The state school aid act of 1979,” by amending section 94a (MCL 388.1694a), as amended by 2002 PA 521.

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

Nays: None

## COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Wednesday, July 2, 2003, at 9:00 a.m.

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

Absent: Rep. Smith

Excused: Rep. Smith

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

**Senate Bill No. 578, entitled**

A bill to establish American heroes week in the state of Michigan.

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, Tobocman and Lipsey

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: Wednesday, July 2, 2003, at 9:45 a.m.

Present: Reps. Koetje, Drolet, Tobocman and Lipsey

Absent: Rep. Howell

Excused: Rep. Howell

**Third Reading of Bills**

The House returned to the consideration of

**Senate Bill No. 463, entitled**

A bill to amend 1972 PA 222, entitled "An act to provide for an official personal identification card; to provide for its form, issuance and use; to regulate the use and disclosure of information obtained from the card; to prescribe the powers and duties of the secretary of state; to prescribe fees; to prescribe certain penalties for violations; and to provide an appropriation for certain purposes," by amending section 2 (MCL 28.292), as amended by 2002 PA 553.

(The bill was considered earlier today, see today's Journal p. 1193.)

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. 395****Yeas—61**Accavitti  
Anderson  
BisbeeHoogendyk  
Howell  
HuizengaMoolenaar  
Mortimer  
NewellStakoe  
Steil  
Tabor

Brown	Hummel	Nitz	Taub
Byrum	Hunter	Paletko	Van Regenmorter
Caswell	Jamnack	Palmer	Vander Veen
Caul	Johnson, Rick	Palsrok	Voorhees
Cheeks	Koetje	Pappageorge	Walker
DeRoche	Kolb	Pastor	Ward
DeRossett	Kooiman	Pumford	Waters
Emmons	LaSata	Reeves	Wenke
Farrah	McConico	Rivet	Whitmer
Gaffney	Meyer	Shackleton	Williams
Gielegem	Middaugh	Sheltrown	Woronchak
Hager	Minore	Shulman	Zelenko
Hart			

### Nays—46

Acciavatti	Elkins	Law	Shaffer
Amos	Farhat	Meisner	Sheen
Bieda	Garfield	Milosch	Smith
Bradstreet	Gillard	Murphy	Spade
Brandenburg	Gleason	Nofs	Stahl
Casperson	Hardman	Phillips	Stallworth
Clack	Hood	Plakas	Stewart
Condino	Hopgood	Richardville	Tobocman
Daniels	Hune	Robertson	Vagnozzi
Dennis	Johnson, Ruth	Rocca	Wojno
Drolet	Julian	Sak	Woodward
Ehardt	LaJoy		

In The Chair: Julian

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

### Second Reading of Bills

Rep. Kooiman moved that Rule 48 be suspended.  
 The motion prevailed, 3/5 of the members present voting therefor.

#### Senate Bill No. 121, 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 3 (MCL 205.3), as amended by 2002 PA 657.

The bill was read a second time.

Rep. Kooiman moved that the bill be placed on the order of Third Reading of Bills.  
The motion prevailed.

Rep. Kooiman 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. 121, 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 3 (MCL 205.3), as amended by 2002 PA 657.

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

**Roll Call No. 396**

**Yeas—109**

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

**Nays—0**

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

### Second Reading of Bills

Rep. Kooiman moved that Rule 48 be suspended.  
 The motion prevailed, 3/5 of the members present voting therefor.

### Senate Bill No. 578, entitled

A bill to establish American heroes week in the state of Michigan.  
 The bill was read a second time.  
 Rep. Kooiman moved that the bill be placed on the order of Third Reading of Bills.  
 The motion prevailed.  
 Rep. Kooiman 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. 578, entitled

A bill to establish American heroes week in the state of Michigan.  
 Was read a third time and passed, a majority of the members serving voting therefor, by yeas and nays, as follows:

### Roll Call No. 397

### Yeas—109

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

**Nays—0**

In The Chair: Julian

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

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

The Speaker laid before the House  
**Senate Concurrent Resolution No. 4.**

A concurrent resolution to memorialize the Congress of the United States to repeal the federal excise tax on telephone and other communications services.

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

(The concurrent resolution was reported by the Committee on Tax Policy on July 2, consideration of which, under the rules, was postponed until July 3.)

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

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

The question being on the adoption of the concurrent resolution,

The concurrent resolution was adopted.

—

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

**Quorum Call**

Rep. Kooiman questioned the presence of a quorum and moved that the roll be called and printed in the Journal.

The motion prevailed.

The roll was called and the Clerk announced that a quorum was present.

The following is the roll call:

**Roll Call No. 398****Yeas—108**

Accavitti	Gaffney	Meisner	Sheen
Acciavatti	Garfield	Meyer	Sheltrown
Adamini	Gielegem	Middaugh	Shulman
Amos	Gillard	Milosch	Smith
Anderson	Gleason	Minore	Spade
Bieda	Hager	Moolenaar	Stahl
Bisbee	Hardman	Mortimer	Stakoe
Bradstreet	Hood	Murphy	Stallworth
Brandenburg	Hoogendyk	Newell	Steil
Brown	Hopgood	Nitz	Stewart
Byrum	Howell	Nofs	Tabor
Casperson	Huizenga	Paletko	Taub
Caswell	Hummel	Palmer	Tobocman

Caul	Hune	Palsrok	Vagnozzi
Cheeks	Hunter	Pappageorge	Van Regenmorter
Clack	Jamnick	Pastor	Vander Veen
Condino	Johnson, Rick	Phillips	Voorhees
Daniels	Johnson, Ruth	Plakas	Walker
Dennis	Julian	Pumford	Ward
DeRoche	Koetje	Reeves	Waters
DeRossett	Kolb	Richardville	Wenke
Drolet	Kooiman	Rivet	Whitmer
Ehardt	LaJoy	Robertson	Williams
Elkins	LaSata	Rocca	Wojno
Emmons	Law	Sak	Woodward
Farhat	Lipsey	Shackleton	Woronchak
Farrah	McConico	Shaffer	Zelenko

In The Chair: Julian

### Second Reading of Bills

#### House Bill No. 4769, entitled

A bill to amend 1939 PA 280, entitled “The social welfare act,” by amending sections 115b, 115f, 115g, and 117e (MCL 400.115b, 400.115f, 400.115g, and 400.117e), section 115b as amended by 1998 PA 516, sections 115f and 115g as amended by 2002 PA 648, and section 117e as amended by 1983 PA 222.

The bill was read a second time.

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

The motion prevailed.

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

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

By unanimous consent the House returned to the order of

### Third Reading of Bills

#### House Bill No. 4769, entitled

A bill to amend 1939 PA 280, entitled “The social welfare act,” by amending sections 115b, 115f, 115g, and 117e (MCL 400.115b, 400.115f, 400.115g, and 400.117e), section 115b as amended by 1998 PA 516, sections 115f and 115g as amended by 2002 PA 648, and section 117e as amended by 1983 PA 222.

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

### Roll Call No. 399

### Yeas—109

Accavitti	Garfield	Meisner	Sheen
Acciavatti	Gielegghem	Meyer	Sheltrown
Adamini	Gillard	Middaugh	Shulman
Amos	Gleason	Milosch	Smith
Anderson	Hager	Minore	Spade
Bieda	Hardman	Moolenaar	Stahl
Bisbee	Hart	Mortimer	Stakoe
Bradstreet	Hood	Murphy	Stallworth
Brandenburg	Hoogendyk	Newell	Steil
Brown	Hopgood	Nitz	Stewart
Byrum	Howell	Nofs	Tabor
Casperson	Huizenga	Paletko	Taub
Caswell	Hummel	Palmer	Tobocman



Caul	Hune	Palsrok	Vagnozzi
Cheeks	Hunter	Pappageorge	Van Regenmorter
Clack	Jamnick	Pastor	Vander Veen
Condino	Johnson, Rick	Phillips	Voorhees
Daniels	Johnson, Ruth	Plakas	Walker
Dennis	Julian	Pumford	Ward
DeRoche	Koetje	Reeves	Waters
DeRossett	Kolb	Richardville	Wenke
Drolet	Kooiman	Rivet	Whitmer
Ehardt	LaJoy	Robertson	Williams
Elkins	LaSata	Rocca	Wojno
Emmons	Law	Sak	Woodward
Farhat	Lipsey	Shackleton	Woronchak
Farrah	McConico	Shaffer	Zelenko
Gaffney			

**Nays—0**

In The Chair: Julian

The House agreed to the title of the bill.

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

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

**Second Reading of Bills****House Bill No. 4770, entitled**

A bill to amend 1971 PA 174, entitled "Office of child support act," by amending section 3 (MCL 400.233), as amended by 2002 PA 564, and by adding section 6a.

The bill was read a second time.

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

The motion prevailed.

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

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

By unanimous consent the House returned to the order of

**Third Reading of Bills****House Bill No. 4770, entitled**

A bill to amend 1971 PA 174, entitled "Office of child support act," by amending section 3 (MCL 400.233), as amended by 2002 PA 564, and by adding section 6a.

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

**Roll Call No. 400****Yeas—109**

Accavitti	Garfield	Meisner	Sheen
Acciavatti	Gielegem	Meyer	Sheltrown
Adamini	Gillard	Middaugh	Shulman
Amos	Gleason	Milosch	Smith
Anderson	Hager	Minore	Spade
Bieda	Hardman	Moolenaar	Stahl
Bisbee	Hart	Mortimer	Stakoe
Bradstreet	Hood	Murphy	Stallworth
Brandenburg	Hoogendyk	Newell	Steil
Brown	Hopgood	Nitz	Stewart

Byrum	Howell	Nofs	Tabor
Casperson	Huizenga	Paletko	Taub
Caswell	Hummel	Palmer	Tobocman
Caul	Hune	Palsrok	Vagnozzi
Cheeks	Hunter	Pappageorge	Van Regenmorter
Clack	Jamnick	Pastor	Vander Veen
Condino	Johnson, Rick	Phillips	Voorhees
Daniels	Johnson, Ruth	Plakas	Walker
Dennis	Julian	Pumford	Ward
DeRoche	Koetje	Reeves	Waters
DeRossett	Kolb	Richardville	Wenke
Drolet	Kooiman	Rivet	Whitmer
Ehardt	LaJoy	Robertson	Williams
Elkins	LaSata	Rocca	Wojno
Emmons	Law	Sak	Woodward
Farhat	Lipsey	Shackleton	Woronchak
Farrah	McConico	Shaffer	Zelenko
Gaffney			

### Nays—0

In The Chair: Julian

The House agreed to the title of the bill.

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

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

### Second Reading of Bills

#### House Bill No. 4771, entitled

A bill to amend 1961 PA 236, entitled “Revised judicature act of 1961,” by amending section 2529 (MCL 600.2529), as amended by 2002 PA 605.

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

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

Rep. Howell moved to amend the bill as follows:

1. Amend page 5, following line 18, by inserting:

“Enacting section 1. This amendatory act does not take effect unless House Bill No. 4770 of the 92nd Legislature is enacted into law.”.

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

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

The motion prevailed.

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

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

By unanimous consent the House returned to the order of

### Third Reading of Bills

#### House Bill No. 4771, entitled

A bill to amend 1961 PA 236, entitled “Revised judicature act of 1961,” by amending section 2529 (MCL 600.2529), as amended by 2002 PA 605.

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

**Roll Call No. 401****Yeas—101**

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

**Nays—7**

Drolet	Hummel	Jamnick	Middaugh
Garfield	Hune	Johnson, Ruth	

In The Chair: Julian

The House agreed to the title of the bill.

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

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

**Second Reading of Bills**

Rep. Kooiman moved that Rule 48 be suspended.

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

**House Bill No. 4452, entitled**

A bill to amend 1979 PA 94, entitled "The state school aid act of 1979," by amending section 101 (MCL 388.1701), as amended by 2002 PA 476.

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

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

Reps. Smith and Stallworth moved to amend the bill as follows:

1. Amend page 9, following line 5, by inserting:

**“(12) A first class school district may not adopt a 4-day school week under this section.”.**

The question being on the adoption of the amendment offered by Reps. Smith and Stallworth,

Rep. Smith demanded the yeas and nays.

The demand was supported.

The question being on the adoption of the amendment offered by Reps. Smith and Stallworth,

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

**Roll Call No. 402**

**Yeas—52**

Accavitti	Farrah	Kolb	Rivet
Adamini	Gieleghem	Law	Rocca
Anderson	Gleason	Lipsey	Sheltrown
Bieda	Hager	McConico	Shulman
Byrum	Hardman	Meisner	Smith
Caul	Hart	Middaugh	Tobocman
Cheeks	Hood	Minore	Vagnozzi
Clack	Hopgood	Murphy	Ward
Condino	Howell	Nofs	Waters
Daniels	Hune	Paletko	Williams
Dennis	Hunter	Phillips	Wojno
DeRossett	Jamnack	Plakas	Woodward
Elkins	Julian	Reeves	Zelenko

**Nays—46**

Acciavatti	Hummel	Palmer	Stahl
Bisbee	Johnson, Rick	Palsrok	Stakoe
Bradstreet	Johnson, Ruth	Pappageorge	Steil
Brandenburg	Kooiman	Pastor	Stewart
Caswell	LaJoy	Pumford	Tabor
DeRoche	LaSata	Richardville	Taub
Drolet	Meyer	Robertson	Van Regenmorter
Emmons	Milosch	Sak	Vander Veen
Gaffney	Moolenaar	Shaffer	Walker
Garfield	Mortimer	Sheen	Wenke
Hoogendyk	Newell	Spade	Woronchak
Huizenga	Nitz		

In The Chair: Julian

Rep. McConico moved to reconsider the vote by which the House did not adopt the amendment.

The motion did not prevail, a majority of the members present not voting therefor.

Rep. Spade moved to amend the bill as follows:

1. Amend page 9, following line 5, by inserting:

**“(12) Beginning with the 2008-2009 school year, a district shall provide at least 180 days of pupil instruction and 1,098 hours of pupil instruction.**

**(13) Not later than the end of the 2007-2008 school year, the department shall study the effects of the amendatory act that added this section on pupil performance and on district finances, and shall report the results of this study to the legislature.”.**

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

The demand was supported.

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

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

**Roll Call No. 403****Yeas—46**

Accavitti	Gielegem	Lipsey	Sheen
Adamini	Gillard	Meisner	Sheltrown
Anderson	Gleason	Middaugh	Spade
Bieda	Hager	Minore	Stakoe
Bradstreet	Hoogendyk	Mortimer	Vagnozzi
Brown	Hopgood	Paletko	Ward
Byrum	Howell	Pappageorge	Wenke
Caswell	Jamnick	Plakas	Williams
Clack	Julian	Rivet	Wojno
Dennis	Kolb	Rocca	Woronchak
Elkins	LaSata	Sak	Zelenko
Farrah	Law		

**Nays—57**

Acciavatti	Garfield	Milosch	Smith
Amos	Hardman	Moolenaar	Stahl
Bisbee	Hart	Murphy	Stallworth
Brandenburg	Hood	Newell	Steil
Casperson	Hummel	Nitz	Stewart
Caul	Hune	Nofs	Tabor
Cheeks	Hunter	Palmer	Taub
Condino	Johnson, Rick	Palsrok	Tobocman
Daniels	Johnson, Ruth	Pastor	Van Regenmorter
DeRoche	Koetje	Reeves	Vander Veen
DeRossett	Kooiman	Richardville	Voorhees
Drolet	LaJoy	Robertson	Walker
Emmons	McConico	Shaffer	Waters
Farhat	Meyer	Shulman	Woodward
Gaffney			

In The Chair: Julian

Rep. Ruth Johnson moved to amend the bill as follows:

1. Amend page 8, line 23, after “**week**” by inserting “**and shall obtain a performance audit of district operations by an independent certified public accountant, certified in performance auditing, that details all areas in which the district can make budget cuts without adversely affecting pupil performance**”.

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

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

The motion prevailed.

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

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

By unanimous consent the House returned to the order of

**Third Reading of Bills**

**House Bill No. 4452, entitled**

A bill to amend 1979 PA 94, entitled "The state school aid act of 1979," by amending section 101 (MCL 388.1701), as amended by 2002 PA 476.

The bill was read a third time.

The question being on the passage of the bill,

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

The motion prevailed.

**Second Reading of Bills**

**House Bill No. 4772, entitled**

A bill to amend 1982 PA 295, entitled "Support and parenting time enforcement act," by amending sections 7, 13, 27, and 35 (MCL 552.607, 552.613, 552.627, and 552.635), section 7 as amended by 2002 PA 572, section 13 as amended by 1998 PA 334, section 27 as amended by 2001 PA 106, and section 35 as amended by 2002 PA 567.

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

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

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

The motion prevailed.

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

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

By unanimous consent the House returned to the order of

**Third Reading of Bills**

**House Bill No. 4772, entitled**

A bill to amend 1982 PA 295, entitled "Support and parenting time enforcement act," by amending sections 7, 13, 27, and 35 (MCL 552.607, 552.613, 552.627, and 552.635), section 7 as amended by 2002 PA 572, section 13 as amended by 1998 PA 334, section 27 as amended by 2001 PA 106, and section 35 as amended by 2002 PA 567.

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

**Roll Call No. 404**

**Yeas—107**

Accavitti	Garfield	Meyer	Sheltrown
Acciavatti	Gielegem	Middaugh	Shulman
Adamini	Gillard	Milosch	Smith
Amos	Gleason	Minore	Spade
Anderson	Hager	Moolenaar	Stahl
Bieda	Hardman	Mortimer	Stakoe
Bisbee	Hart	Murphy	Stallworth
Bradstreet	Hood	Newell	Steil
Brandenburg	Hoogendyk	Nitz	Stewart
Brown	Hopgood	Nofs	Tabor
Byrum	Howell	Paletko	Taub
Casperson	Huizenga	Palmer	Tobocman
Caswell	Hummel	Palsrok	Vagnozzi
Caul	Hune	Pappageorge	Van Regenmorter
Cheeks	Hunter	Pastor	Vander Veen
Clack	Johnson, Rick	Phillips	Voorhees
Condino	Johnson, Ruth	Plakas	Walker

Daniels	Julian	Pumford	Ward
Dennis	Koetje	Reeves	Waters
DeRoche	Kolb	Richardville	Wenke
DeRossett	Kooiman	Rivet	Whitmer
Drolet	LaJoy	Robertson	Williams
Elkins	LaSata	Rocca	Wojno
Emmons	Law	Sak	Woodward
Farhat	Lipsey	Shackleton	Woronchak
Farrah	McConico	Shaffer	Zelenko
Gaffney	Meisner	Sheen	

### Nays—1

Jamnack

In The Chair: Julian

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

### Second Reading of Bills

#### House Bill No. 4773, entitled

A bill to amend 1982 PA 294, entitled "Friend of the court act," by amending sections 17, 17b, and 19 (MCL 552.517, 552.517b, and 552.519), sections 17 and 17b as amended by 2002 PA 571 and section 19 as amended by 2002 PA 569.

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

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

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

The motion prevailed.

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

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

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Rep. Kooiman moved that Rep. Rick Johnson be excused temporarily from today's session.  
The motion prevailed.

By unanimous consent the House returned to the order of

### Third Reading of Bills

#### House Bill No. 4773, entitled

A bill to amend 1982 PA 294, entitled "Friend of the court act," by amending sections 17, 17b, and 19 (MCL 552.517, 552.517b, and 552.519), sections 17 and 17b as amended by 2002 PA 571 and section 19 as amended by 2002 PA 569.

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

### Roll Call No. 405

### Yeas—108

Accavitti	Gaffney	Meisner	Sheen
Acciavatti	Garfield	Meyer	Sheltrown

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

### Nays—0

In The Chair: Julian

The House agreed to the title of the bill.

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

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

### Second Reading of Bills

#### House Bill No. 4774, entitled

A bill to amend 1982 PA 295, entitled “Support and parenting time enforcement act,” by amending sections 2 and 3a (MCL 552.602 and 552.603a), as amended by 2002 PA 572, and by adding section 3d.

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

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

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

The motion prevailed.

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

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

By unanimous consent the House returned to the order of

### Third Reading of Bills

#### House Bill No. 4774, entitled

A bill to amend 1982 PA 295, entitled “Support and parenting time enforcement act,” by amending sections 2 and 3a (MCL 552.602 and 552.603a), as amended by 2002 PA 572, and by adding section 3d.

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



**Roll Call No. 406****Yeas—107**

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

**Nays—0**

In The Chair: Julian

The House agreed to the title of the bill.

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

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

**Second Reading of Bills****House Bill No. 4775, entitled**

A bill to amend 1956 PA 205, entitled "The paternity act," by amending section 7 (MCL 722.717), as amended by 2001 PA 109.

Was read a second time, and the question being on the adoption of the proposed amendment previously recommended by the Committee on Judiciary (for amendment, see House Journal No. 54, p. 969),

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

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

The motion prevailed.

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

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

By unanimous consent the House returned to the order of

**Third Reading of Bills**

**House Bill No. 4775, entitled**

A bill to amend 1956 PA 205, entitled "The paternity act," by amending section 7 (MCL 722.717), as amended by 2001 PA 109.

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

**Roll Call No. 407**

**Yeas—109**

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

**Nays—0**

In The Chair: Julian

The House agreed to the title of the bill.

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

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

**Second Reading of Bills**

**House Bill No. 4776, entitled**

A bill to amend 1982 PA 294, entitled "Friend of the court act," by amending sections 2, 7, and 19 (MCL 552.502, 552.507, and 552.519), section 2 as amended by 2002 PA 571, section 7 as amended by 1996 PA 144, and section 19 as amended by 2002 PA 569, and by adding section 7a.

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

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

Rep. Adamini moved to amend the bill as follows:

1. Amend page 3, line 8, by striking out all of subdivision (j) and relettering the remaining subdivisions.

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

Rep. Adamini demanded the yeas and nays.

The demand was supported.

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

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

**Roll Call No. 408**

**Yeas—50**

Accavitti	Gielegem	McConico	Sheltrown
Adamini	Gillard	Meisner	Smith
Anderson	Gleason	Middaugh	Spade
Bieda	Hardman	Minore	Stallworth
Brown	Hood	Murphy	Tobocman
Byrum	Hopgood	Paletko	Vagnozzi
Cheeks	Hummel	Palmer	Waters
Clack	Hunter	Phillips	Whitmer
Condino	Jamnick	Plakas	Williams
Daniels	Johnson, Ruth	Reeves	Wojno
Dennis	Kolb	Rivet	Woodward
Elkins	Law	Sak	Zelenko
Farrah	Lipsey		

**Nays—59**

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

In The Chair: Julian

Rep. Howell moved to amend the bill as follows:

1. Amend page 4, line 23, after “(1)” by inserting “**The chief judge may designate a referee.**

(2)” and renumbering the remaining subsections.

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

Rep. Howell moved that the bill be placed on the order of Third Reading of Bills.  
The motion prevailed.

Rep. Kooiman moved that the bill be placed on its immediate passage.  
The motion prevailed, a majority of the members serving voting therefor.

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

**House Bill No. 4776, entitled**

A bill to amend 1982 PA 294, entitled "Friend of the court act," by amending sections 2, 7, and 19 (MCL 552.502, 552.507, and 552.519), section 2 as amended by 2002 PA 571, section 7 as amended by 1996 PA 144, and section 19 as amended by 2002 PA 569, and by adding section 7a.

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

**Roll Call No. 409**

**Yeas—72**

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

**Nays—37**

Accavitti	Gielegem	McConico	Smith
Adamini	Gillard	Meisner	Stallworth
Brown	Gleason	Middaugh	Tobocman
Byrum	Hardman	Minore	Vagnozzi
Cheeks	Hood	Murphy	Waters
Clack	Hopgood	Phillips	Whitmer
Condino	Hunter	Reeves	Williams
Daniels	Jamnack	Sak	Woodward
Dennis	Law	Sheltrown	Zelenko
Elkins			

In The Chair: Julian

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

Reps. Accavitti, Meisner, Dennis, Adamini, Condino, Hopgood, Elkins, Byrum, Tobocman, Law, Murphy, Waters and Gillard, having reserved the right to explain their protest against the passage of the bill, made the following statement:

“Mr. Speaker and members of the House:

I voted no on House Bill 4776 because it would change the definition of a de novo hearing for certain hearings. The term ‘de novo hearing,’ is a legal term. It describes a type of hearing on review of a matter where the court holds a completely new hearing. The prior hearing’s decision is suspended and the reviewing court treats the case as though it were a matter of first impression, giving no attention to the findings and judgment from the prior hearing.

HB 4776 invents a new definition of a de novo hearing that means the opposite of what is commonly understood as a de novo hearing. Instead of allowing a new hearing, the new definition requires the court to simply review the prior hearing. This is particularly unfair because the prior hearings in these cases are not regular judicial proceedings held before a judge, but are hearings before a Friend of the Court referee. As a result, the bill essentially limits the opportunity of the parties to have their case heard before a judge. This is unfair and I cannot support it.”

### Second Reading of Bills

#### House Bill No. 4792, entitled

A bill to amend 1982 PA 295, entitled “Support and parenting time enforcement act,” (MCL 552.601 to 552.650) by adding section 5e.

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

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

Reps. Condino and Howell moved to amend the bill as follows:

1. Amend page 1, line 7, after “**and**” by striking out “**the**” and inserting “**both of the following:**  
**(i) The**”.

2. Amend page 1, following line 10, by inserting:

“(i) **The payer establishes that the arrearage did not arise from conduct by the payer engaged in exclusively for the purpose of avoiding a support obligation.**”.

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

Rep. Howell moved to amend the bill as follows:

1. Amend page 3, line 27, after “section.” by inserting “Upon the department’s request, the friend of the court that administers and enforces the support order shall provide additional case information, not available via the automated system, to assist the department in considering the waiver and payment plan request.”.

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

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

The motion prevailed.

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

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

By unanimous consent the House returned to the order of

### Third Reading of Bills

#### House Bill No. 4792, entitled

A bill to amend 1982 PA 295, entitled “Support and parenting time enforcement act,” (MCL 552.601 to 552.650) by adding section 5e.

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

#### Roll Call No. 410

#### Yeas—104

Accavitti  
Acciavatti  
Adamini  
Amos

Farrah  
Gaffney  
Garfield  
Gielegem

McConico  
Meisner  
Meyer  
Middaugh

Sheen  
Shulman  
Smith  
Spade

Anderson	Gillard	Milosch	Stahl
Bieda	Gleason	Minore	Stakoe
Bisbee	Hager	Moolenaar	Stallworth
Bradstreet	Hardman	Mortimer	Steil
Brandenburg	Hart	Murphy	Stewart
Brown	Hood	Newell	Tabor
Byrum	Hoogendyk	Nitz	Taub
Casperson	Hopgood	Nofs	Tobocman
Caswell	Howell	Paletko	Vagnozzi
Caul	Huizenga	Palmer	Van Regenmorter
Cheeks	Hummel	Palsrok	Vander Veen
Clack	Hune	Pappageorge	Voorhees
Condino	Hunter	Pastor	Walker
Daniels	Johnson, Rick	Plakas	Ward
Dennis	Johnson, Ruth	Pumford	Waters
DeRoche	Julian	Richardville	Wenke
DeRossett	Koetje	Rivet	Whitmer
Drolet	Kolb	Robertson	Williams
Ehardt	Kooiman	Rocca	Wojno
Elkins	LaJoy	Sak	Woodward
Emmons	LaSata	Shackleton	Woronchak
Farhat	Law	Shaffer	Zelenko

### Nays—3

Jamnack                                      Lipsey                                      Sheltrown

In The Chair: Julian

The House agreed to the title of the bill.

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

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

### Second Reading of Bills

#### House Bill No. 4768, entitled

A bill to amend 1956 PA 205, entitled "The paternity act," by amending section 2 (MCL 722.712), as amended by 1998 PA 113.

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

The substitute (H-1) was not adopted, a majority of the members serving not voting therefor.

Rep. Howell moved to substitute (H-3) the bill.

The motion prevailed and the substitute (H-3) was adopted, a majority of the members serving voting therefor.

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

The motion prevailed.

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

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

By unanimous consent the House returned to the order of

### Third Reading of Bills

#### House Bill No. 4768, entitled

A bill to amend 1956 PA 205, entitled "The paternity act," by amending section 2 (MCL 722.712), as amended by 1998 PA 113.

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

**Roll Call No. 411****Yeas—92**

Accavitti	Gillard	Milosch	Sheltrown
Acciavatti	Gleason	Minore	Shulman
Adamini	Hager	Moolenaar	Smith
Amos	Hardman	Mortimer	Spade
Anderson	Hart	Murphy	Stakoe
Bieda	Hood	Newell	Stallworth
Brandenburg	Hopgood	Nitz	Steil
Brown	Howell	Nofs	Stewart
Byrum	Huizenga	Paletko	Tabor
Caswell	Hunter	Palmer	Tobocman
Cheeks	Jamnick	Palsrok	Vagnozzi
Clack	Johnson, Rick	Pappageorge	Van Regenmorter
Condino	Julian	Pastor	Vander Veen
Daniels	Koetje	Phillips	Voorhees
Dennis	Kolb	Plakas	Ward
DeRossett	Kooiman	Pumford	Waters
Ehardt	LaJoy	Reeves	Wenke
Elkins	LaSata	Richardville	Whitmer
Emmons	Law	Rivet	Williams
Farhat	Lipsey	Robertson	Wojno
Farrah	McConico	Rocca	Woodward
Gaffney	Meisner	Sak	Woronchak
Gielegem	Meyer	Shackleton	Zelenko

**Nays—17**

Bisbee	Drolet	Hune	Sheen
Bradstreet	Garfield	Johnson, Ruth	Stahl
Casperson	Hoogendyk	Middaugh	Taub
Caul	Hummel	Shaffer	Walker
DeRoche			

In The Chair: Julian

The House agreed to the title of the bill.

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

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

**Second Reading of Bills****House Bill No. 4013, entitled**

A bill to amend 1956 PA 205, entitled "The paternity act," by amending section 2 (MCL 722.712), as amended by 1998 PA 113.

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

The substitute (H-1) was not adopted, a majority of the members serving not voting therefor.

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

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

Rep. Howell moved to amend the bill as follows:

1. Amend page 3, following line 20, by inserting:

“Enacting section 1. This amendatory act does not take effect unless House Bill No. 4768 of the 92nd Legislature is enacted into law.”.

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

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

The motion prevailed.

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

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

By unanimous consent the House returned to the order of

**Third Reading of Bills**

**House Bill No. 4013, entitled**

A bill to amend 1956 PA 205, entitled “The paternity act,” by amending section 2 (MCL 722.712), as amended by 1998 PA 113.

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

**Roll Call No. 412**

**Yeas—92**

Accavitti	Gillard	Milosch	Sheltrown
Acciavatti	Gleason	Minore	Shulman
Adamini	Hager	Moolenaar	Smith
Amos	Hardman	Mortimer	Spade
Anderson	Hart	Murphy	Stakoe
Bieda	Hood	Newell	Stallworth
Brandenburg	Hopgood	Nitz	Steil
Brown	Howell	Nofs	Stewart
Byrum	Huizenga	Paletko	Tabor
Caswell	Hunter	Palmer	Tobocman
Cheeks	Jamnick	Palsrok	Vagnozzi
Clack	Johnson, Rick	Pappageorge	Van Regenmorter
Condino	Julian	Pastor	Vander Veen
Daniels	Koetje	Phillips	Voorhees
Dennis	Kolb	Plakas	Ward
DeRossett	Kooiman	Pumford	Waters
Ehardt	LaJoy	Reeves	Wenke
Elkins	LaSata	Richardville	Whitmer
Emmons	Law	Rivet	Williams
Farhat	Lipsey	Robertson	Wojno
Farrah	McConico	Rocca	Woodward
Gaffney	Meisner	Sak	Woronchak
Gielegem	Meyer	Shackleton	Zelenko

**Nays—17**

Bisbee	Drolet	Hune	Sheen
Bradstreet	Garfield	Johnson, Ruth	Stahl
Casperson	Hoogendyk	Middaugh	Taub
Caul	Hummel	Shaffer	Walker
DeRoche			

In The Chair: Julian



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

### Second Reading of Bills

#### House Bill No. 4613, entitled

A bill to amend 2001 PA 181, entitled "An act to authorize the board of a school district to award high school diplomas to World War II veterans under certain circumstances; and to prescribe duties and responsibilities of certain state officers and officials," by amending the title and section 1 (MCL 35.341).

The bill was read a second time.

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

The motion prevailed.

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

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

By unanimous consent the House returned to the order of

### Third Reading of Bills

#### House Bill No. 4613, entitled

A bill to amend 2001 PA 181, entitled "An act to authorize the board of a school district to award high school diplomas to World War II veterans under certain circumstances; and to prescribe duties and responsibilities of certain state officers and officials," by amending the title and section 1 (MCL 35.341).

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

#### Roll Call No. 413

#### Yeas—109

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

**Nays—0**

In The Chair: Julian

The House agreed to the title of the bill.

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

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

Reps. Hardman, Waters, Daniels, McConico, Reeves, Woronchak, Plakas, Anderson, Stewart, Rocca, Gielegem, Drolet, Woodward, Shulman, Pappageorge, Phillips, Rick Johnson, Minore, Zelenko, Kolb, Jamnick, DeRossett, Richardville, Spade, Lipsey, Bisbee, Murphy, Tabor, Hart, Kooiman, Voorhees, LaSata, Middaugh, Hager, Ehardt, Meyer, Julian, Hummel, Newell, Vander Veen, Caul, Pumford, Ruth Johnson, Sheltroun, Shackleton, Adamini, Brown, Palmer, Gaffney, Cheeks, Smith, Stallworth, Tobocman, Paletko, Pastor, LaJoy, Brandenburg, Bieda, Meisner, Wojno, Acciavatti, Clack, Condino, Vagnozzi, DeRoche, Taub, Accavitti, Amos, Stakoe, Hune, Gleason, Robertson, Milosch, Caswell, Shaffer, Hoogendyk, Nofs, Wenke, Ward, Byrum, Emmons, Steil, Van Regenmorter, Sak, Nitz, Stahl, Sheen, Huizenga, Farhat, Elkins, Moolenaar, Palsrok, Gillard, Casperson and Mortimer were named co-sponsors of the bill.

By unanimous consent the House returned to the order of

**Reports of Standing Committees**

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

**House Bill No. 4875, entitled**

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending sections 40104 and 40114 (MCL 324.40104 and 324.40114), as added by 1995 PA 57, and by adding section 40115.

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, Nitz, Farrah and Sheltroun

Nays: None

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

**House Resolution No. 82.**

A resolution to memorialize the Congress of the United States not to enact any legislation that would ban bear baiting on federal lands.

(For text of resolution, see House Journal No. 50, p. 787.)

With the recommendation that the resolution be adopted.

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

## Favorable Roll Call

To Report Out:

Yeas: Reps. Tabor, Milosch, Richardville, 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, July 2, 2003, at 9:00 a.m.

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

The Committee on Commerce, by Rep. Bisbee, Chair, reported

**House Bill No. 4508, entitled**

A bill to amend 1976 PA 451, entitled "The revised school code," by amending section 375 (MCL 380.375), as added by 1999 PA 10.

With the recommendation that the substitute (H-4) 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. Bisbee, DeRoche, Koetje, Middaugh, Palmer, Huizenga, Hune, Milosch, Palsrok, Wenke, Rivet, McConico, Lipsey, Murphy, Tobocman and Accavitti

Nays: None

COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Wednesday, July 2, 2003, at 2:00 p.m.

Present: Reps. Bisbee, DeRoche, Koetje, Middaugh, Palmer, Huizenga, Hune, Milosch, Palsrok, Wenke, Rivet, McConico, Lipsey, Murphy, Tobocman and Accavitti

Absent: Reps. Howell, Drolet and O'Neil

Excused: Reps. Howell, Drolet and O'Neil

The Committee on Transportation, by Rep. DeRossett, Chair, reported

**House Bill No. 4627, entitled**

A bill to amend 1952 PA 214, entitled "An act authorizing the Mackinac bridge authority to acquire a bridge connecting the upper and lower peninsulas of Michigan, including causeways, tunnels, roads and all useful related equipment and facilities, including park, parking, recreation, lighting and terminal facilities; extending the corporate existence of the authority; authorizing such authority to enjoy and carry out all powers incident to its corporate objects; authorizing the appropriation and use of state funds for the preliminary purposes of the authority; providing for the payment of the cost of such bridge and in that connection authorizing the authority to issue revenue bonds payable solely from the revenues of the bridge; granting the right of condemnation to the authority; granting the use of state land and property to the authority; making provisions for the payment and security of such bonds and granting certain rights and remedies to the holders thereof; authorizing banks and trust companies to perform certain acts in connection therewith; authorizing the imposition of tolls and charges; authorizing the authority to secure the consent of the United States government to the construction of the bridge and to secure approval of plans, specifications and location of same; authorizing employment of engineers irrespective of whether such engineers have been previously employed to make preliminary inspections or reports with respect to the bridge; authorizing the state highway department to operate and maintain such bridge or to contribute thereto and enter into leases and agreements in connection therewith; exempting such bonds and the property of the authority from taxation; prohibiting competing traffic facilities; authorizing the operation of ferries by the authority; providing for the construction and use of certain buildings; and making an appropriation," by amending section 7 (MCL 254.317).

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. DeRossett, Casperson, Hummel, DeRoche, Gaffney, Hune, Huizenga, LaJoy, Robertson and Ward

Nays: Reps. Anderson, Jamnick, Gleason, Tobocman, Murphy and Elkins

The Committee on Transportation, by Rep. DeRossett, Chair, reported

**House Bill No. 4630, entitled**

A bill to amend 1952 PA 214, entitled "An act authorizing the Mackinac bridge authority to acquire a bridge connecting the upper and lower peninsulas of Michigan, including causeways, tunnels, roads and all useful related equipment and facilities, including park, parking, recreation, lighting and terminal facilities; extending the corporate existence of the authority; authorizing such authority to enjoy and carry out all powers incident to its corporate objects; authorizing the appropriation and use of state funds for the preliminary purposes of the authority; providing for the

payment of the cost of such bridge and in that connection authorizing the authority to issue revenue bonds payable solely from the revenues of the bridge; granting the right of condemnation to the authority; granting the use of state land and property to the authority; making provisions for the payment and security of such bonds and granting certain rights and remedies to the holders thereof; authorizing banks and trust companies to perform certain acts in connection therewith; authorizing the imposition of tolls and charges; authorizing the authority to secure the consent of the United States government to the construction of the bridge and to secure approval of plans, specifications and location of same; authorizing employment of engineers irrespective of whether such engineers have been previously employed to make preliminary inspections or reports with respect to the bridge; authorizing the state highway department to operate and maintain such bridge or to contribute thereto and enter into leases and agreements in connection therewith; exempting such bonds and the property of the authority from taxation; prohibiting competing traffic facilities; authorizing the operation of ferries by the authority; providing for the construction and use of certain buildings; and making an appropriation," by amending section 12 (MCL 254.322).

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. DeRossett, Casperson, Hummel, DeRoche, Gaffney, Hune, Huizenga, LaJoy, Robertson, Ward, Anderson, Jamnick, Gleason, Tobocman, Murphy and Elkins

Nays: None

The Committee on Transportation, by Rep. DeRossett, Chair, reported

#### **House Bill No. 4631, entitled**

A bill to amend 1951 PA 51, entitled "An act to provide for the classification of all public roads, streets, and highways in this state, and for the revision of that classification and for additions to and deletions from each classification; to set up and establish the Michigan transportation fund; to provide for the deposits in the Michigan transportation fund of specific taxes on motor vehicles and motor vehicle fuels; to provide for the allocation of funds from the Michigan transportation fund and the use and administration of the fund for transportation purposes; to set up and establish the truck safety fund; to provide for the allocation of funds from the truck safety fund and administration of the fund for truck safety purposes; to set up and establish the Michigan truck safety commission; to establish certain standards for road contracts for certain businesses; to provide for the continuing review of transportation needs within the state; to authorize the state transportation commission, counties, cities, and villages to borrow money, issue bonds, and make pledges of funds for transportation purposes; to authorize counties to advance funds for the payment of deficiencies necessary for the payment of bonds issued under this act; to provide for the limitations, payment, retirement, and security of the bonds and pledges; to provide for appropriations and tax levies by counties and townships for county roads; to authorize contributions by townships for county roads; to provide for the establishment and administration of the state trunk line fund, critical bridge fund, comprehensive transportation fund, and certain other funds; to provide for the deposits in the state trunk line fund, critical bridge fund, comprehensive transportation fund, and certain other funds of money raised by specific taxes and fees; to provide for definitions of public transportation functions and criteria; to define the purposes for which Michigan transportation funds may be allocated; to provide for Michigan transportation fund grants; to provide for review and approval of transportation programs; to provide for submission of annual legislative requests and reports; to provide for the establishment and functions of certain advisory entities; to provide for conditions for grants; to provide for the issuance of bonds and notes for transportation purposes; to provide for the powers and duties of certain state and local agencies and officials; to provide for the making of loans for transportation purposes by the state transportation department and for the receipt and repayment by local units and agencies of those loans from certain specified sources; and to repeal acts and parts of acts," by amending section 11 (MCL 247.661), as amended by 2002 PA 639.

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. DeRossett, Casperson, Hummel, DeRoche, Gaffney, Hune, Huizenga, LaJoy, Robertson and Ward

Nays: Reps. Anderson, Jamnick, Gleason, Tobocman, Murphy and Elkins

The Committee on Transportation, by Rep. DeRossett, Chair, reported

**House Bill No. 4895, entitled**

A bill to amend 2001 PA 142, entitled "Michigan memorial highway act," (MCL 250.1001 to 250.1100) by adding section 67.

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

1. Amend page 1, line 2, after "**the**" by striking out "**Jim**" and inserting "**James**".

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

Favorable Roll Call

To Report Out:

Yeas: Reps. DeRossett, Casperson, Hummel, Gaffney, Hune, Huizenga, LaJoy, Robertson, Ward, Anderson, Jamnick, Gleason, Tobocman and Elkins

Nays: None

The Committee on Transportation, by Rep. DeRossett, Chair, reported

**Senate Bill No. 464, entitled**

A bill to amend 1952 PA 214, entitled "An act authorizing the Mackinac bridge authority to acquire a bridge connecting the upper and lower peninsulas of Michigan, including causeways, tunnels, roads and all useful related equipment and facilities, including park, parking, recreation, lighting and terminal facilities; extending the corporate existence of the authority; authorizing such authority to enjoy and carry out all powers incident to its corporate objects; authorizing the appropriation and use of state funds for the preliminary purposes of the authority; providing for the payment of the cost of such bridge and in that connection authorizing the authority to issue revenue bonds payable solely from the revenues of the bridge; granting the right of condemnation to the authority; granting the use of state land and property to the authority; making provisions for the payment and security of such bonds and granting certain rights and remedies to the holders thereof; authorizing banks and trust companies to perform certain acts in connection therewith; authorizing the imposition of tolls and charges; authorizing the authority to secure the consent of the United States government to the construction of the bridge and to secure approval of plans, specifications and location of same; authorizing employment of engineers irrespective of whether such engineers have been previously employed to make preliminary inspections or reports with respect to the bridge; authorizing the state highway department to operate and maintain such bridge or to contribute thereto and enter into leases and agreements in connection therewith; exempting such bonds and the property of the authority from taxation; prohibiting competing traffic facilities; authorizing the operation of ferries by the authority; providing for the construction and use of certain buildings; and making an appropriation," by amending section 2 (MCL 254.312).

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. DeRossett, Casperson, Hummel, DeRoche, Gaffney, Hune, Huizenga, LaJoy, Robertson and Ward

Nays: Reps. Anderson, Jamnick, Gleason, Tobocman, Murphy and Elkins

The Committee on Transportation, by Rep. DeRossett, Chair, reported

**Senate Bill No. 466, entitled**

A bill to amend 2000 PA 403, entitled "Motor fuel tax act," by amending section 163 (MCL 207.1163).

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. DeRossett, Casperson, Hummel, DeRoche, Gaffney, Hune, Huizenga, LaJoy, Robertson, Ward and Tobocman

Nays: Reps. Anderson, Jamnick, Gleason, Murphy and Elkins

The Committee on Transportation, by Rep. DeRossett, Chair, reported  
**House Resolution No. 95.**

A resolution to memorialize Congress to support funding for the widening and resurfacing of the M 50 to US 12 segment of US 127.

(For text of resolution, see House Journal No. 57, p. 1134.)

With the recommendation that the resolution be adopted.

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

#### Favorable Roll Call

To Report Out:

Yeas: Reps. DeRossett, Casperson, Hummel, Gaffney, Hune, LaJoy, Robertson, Ward, Anderson, Jamnick, Gleason and Elkins

Nays: None

#### COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Wednesday, July 2, 2003, at 9:00 a.m.

Present: Reps. DeRossett, Casperson, Hummel, DeRoche, Gaffney, Hune, Huizenga, LaJoy, Robertson, Ward, Anderson, Jamnick, Gleason, Tobocman, Adamini, Murphy and Elkins

By unanimous consent the House returned to the order of

#### Motions and Resolutions

Reps. Nitz, Accavitti, Acciavatti, Adamini, Amos, Anderson, Bradstreet, Brandenburg, Byrum, Caswell, Caul, Clack, Condino, DeRossett, Ehardt, Elkins, Emmons, Farhat, Farrah, Garfield, Gielegem, Gillard, Gleason, Hager, Hoogendyk, Huizenga, Hune, Jamnick, Koetje, Kolb, Kooiman, LaSata, Law, Lipsey, McConico, Meyer, Minore, Mortimer, Murphy, Newell, Nofs, Paletko, Palsrok, Pappageorge, Pastor, Phillips, Richardville, Rocca, Sak, Shackleton, Shaffer, Sheltroun, Shulman, Spade, Stahl, Stakoe, Stallworth, Taub, Tobocman, Vagnozzi, Vander Veen, Ward, Wojno, Woodward and Zelenko offered the following resolution:

#### House Resolution No. 98.

A resolution congratulating the members and coaches of the Buchanan High School boys' tennis team upon the occasion of its Division IV state tennis championship.

Whereas, Brycen Coward, Ryan Evick, A.J. Mottl, Alex Flood, Alex Gordon, Chad VanLue, Brandon Schmeling, Doug Summers, Sean Jesse, Mike Otwell, Korey Camp and Dan Summers are the team members who each played a part in winning the championship; and

Whereas, It is a pleasure to join with their families, the entire school and all of Buchanan in celebrating the achievements of the Buchanan High School boys' tennis team on its wonderful success over the season. With the fine record this squad attained, which has culminated in a state championship, this group of disciplined student-athletes has generated great pride throughout the southwestern part of our state; and

Whereas, Much to the delight of their loyal fans, the Bucks have also earned the respect of prep sports followers elsewhere in Michigan through their talent, teamwork and determination. As opponents have found out all season long, this is a team that brings unity and a positive outlook to all levels of competition. In the face of challenge and pressure, this is a group of young people who maintain their focus on making their dreams come true and accepting nothing less than their best effort; and

Whereas, Buchanan has come close to winning the state championship several times in the past, and through its persistence and hard work succeeded in capturing its first tennis state championship on Saturday, May 31, 2003; and

Whereas, Winning titles or compiling outstanding seasons is never a fluke. While anything can happen in a single game, all teams show their true abilities and dedication over a long season or a difficult tournament. What distinguishes the best, however, is usually the effort that appears in practice, far removed from the excitement of game day. We admire the efforts, team spirit and preparation of these talented young people; now, therefore, be it

Resolved by the House of Representatives, That the members of this legislative body congratulate the members and coaches of the Buchanan High School boys' tennis team upon the occasion of its Division IV state tennis championship; and be it further

Resolved, That a copy of this resolution be transmitted to Buchanan High School boys' tennis team as a token of our esteem.

Pending the reference of the resolution to a committee,  
Rep. Richardville moved that Rule 77 be suspended and the resolution be considered at this time.  
The motion prevailed, 3/5 of the members present voting therefor.  
The question being on the adoption of the resolution,  
The resolution was adopted.

Reps. Nitz, Accavitti, Acciavatti, Adamini, Amos, Anderson, Bradstreet, Brandenburg, Byrum, Caswell, Caul, Clack, Condino, DeRossett, Ehardt, Elkins, Emmons, Farhat, Farrah, Garfield, Gielegem, Gillard, Gleason, Hager, Hoogendyk, Huizenga, Hummel, Hune, Jamnick, Ruth Johnson, Koetje, Kolb, Kooiman, LaSata, Law, McConico, Meyer, Middaugh, Minore, Mortimer, Murphy, Newell, Nofs, Paletko, Palsrok, Pappageorge, Pastor, Phillips, Richardville, Rocca, Sak, Shackleton, Shaffer, Sheen, Sheltroun, Shulman, Spade, Stahl, Stakoe, Stallworth, Taub, Tobocman, Vagnozzi, Vander Veen, Voorhees, Ward, Wojno, Woodward and Zelenko offered the following resolution:

**House Resolution No. 99.**

A resolution to declare August 1-7, 2003, as Fun, Safe Swimming Week in Michigan.

Whereas, Michigan is a popular vacation spot with more than 3,000 miles of Great Lakes shoreline, more than 11,000 inland lakes, and abundant streams and waterways; and

Whereas, Swimming is a popular form of summer exercise and recreation among people who want to strengthen their cardiovascular system and get a full body workout, or just cool off; and

Whereas, Summer is a time for families and friends to enjoy get-togethers and parties around pools and other water; and

Whereas, Every summer there are drownings, near-drownings and diving accidents. We recommend that every family enroll its children in a safe swimming course; now, therefore, be it

Resolved by the House of Representatives, That the members of this legislative body declare August 1-7, 2003, as Fun, Safe Swimming Week.

Pending the reference of the resolution to a committee,

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

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

The question being on the adoption of the resolution,

The resolution was adopted.

Reps. Kooiman, Huizenga, Steil, Koetje, Voorhees, Van Regenmorter, Hart, Vander Veen, Richardville, Accavitti, Acciavatti, Adamini, Amos, Anderson, Bradstreet, Brandenburg, Byrum, Caswell, Caul, Clack, Condino, DeRossett, Ehardt, Elkins, Emmons, Farhat, Farrah, Garfield, Gielegem, Gillard, Gleason, Hager, Hoogendyk, Hune, Jamnick, Ruth Johnson, Kolb, LaSata, Law, Lipsey, McConico, Meyer, Middaugh, Minore, Mortimer, Murphy, Newell, Nitz, Nofs, Paletko, Palsrok, Pappageorge, Pastor, Phillips, Rocca, Sak, Shackleton, Shaffer, Sheen, Sheltroun, Shulman, Spade, Stahl, Stakoe, Stewart, Taub, Tobocman, Vagnozzi, Ward, Wojno, Woodward and Zelenko offered the following resolution:

**House Resolution No. 100.**

A resolution congratulating President Gerald R. Ford on his 90<sup>th</sup> birthday.

Whereas, Gerald Rudolph Ford was born Leslie Lynch King on July 14, 1913, and three years later was renamed Gerald Rudolph Ford Jr. after his mother was remarried to Gerald R. Ford Sr.; and

Whereas, Jerry Ford graduated with honors from South High School in Grand Rapids in 1931, and continued his education at the University of Michigan. He played center for the Wolverine football team and was selected most valuable player by his teammates during his senior year; and

Whereas, He went on to receive a law degree from Yale University in 1941. During World War II, Ford served as operations officer while on the U.S.S. Monterey in the Pacific, finishing his term with the Navy as a lieutenant commander; and

Whereas, After World War II, Gerald R. Ford returned to practice law in Grand Rapids. Soon after his marriage to Elizabeth Warren in 1948, he successfully challenged the incumbent Republican U.S. Representative, and won the congressional seat, which he diligently served in for 25 years; and

Whereas, Through his reputation of honesty and integrity, he gained the support of his fellow party members and in 1965, was chosen to be House Minority Leader. Jerry Ford held this position until President Nixon named him vice president in 1973; and

Whereas, Gerald R. Ford was sworn in as President of the United States after the resignation of President Nixon in 1974. President Ford took on the very difficult task of leading this country after the Vietnam War and the Watergate scandal. During his term, he successfully calmed tensions between Israel and Egypt, as well as between the United States and Soviet Union; and

Whereas, Gerald R. Ford is most deserving of our highest praise. His effort and service provided to the community of Grand Rapids, as well as the United States of America, will not go forgotten. His wisdom and initiative have had an immeasurable impact upon the lives of countless citizens. We are proud to salute him; now, therefore, be it

Resolved by the House of Representatives, That the members of this legislative body congratulate President Gerald R. Ford on his 90<sup>th</sup> birthday. May he know of our heartfelt gratitude for his exemplary service and our best wishes for continued health and happiness in his future years. The citizens of Michigan are proud to express their appreciation for his years of service to the residents of his congressional district, the state of Michigan, and the people of our nation; and be it further

Resolved, That a copy of this resolution be transmitted to President Ford.

Pending the reference of the resolution to a committee,

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

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

The question being on the adoption of the resolution,

The resolution was adopted.

Reps. Kooiman, Tobocman, Accavitti, Acciavatti, Adamini, Amos, Anderson, Byrum, Clack, Condino, DeRossett, Ehardt, Elkins, Emmons, Farhat, Farrah, Gielegem, Gillard, Gleason, Hager, Hoogendyk, Huizenga, Hune, Hunter, Jannick, Ruth Johnson, Koetje, Kolb, LaSata, Law, Lipsey, McConico, Meyer, Minore, Mortimer, Murphy, Newell, Nofs, Paletko, Palsrok, Pastor, Phillips, Plakas, Richardville, Rocca, Sak, Shackleton, Shaffer, Sheltroun, Shulman, Spade, Stahl, Stallworth, Vagnozzi, Vander Veen, Voorhees, Wojno, Woodward and Zelenko offered the following resolution:

**House Resolution No. 101.**

A resolution to encourage President Jimmy Carter and Habitat for Humanity, International, to select Michigan as the site for the 2005 Jimmy Carter Habitat for Humanity Work Project.

Whereas, The Jimmy Carter Work Project is a well-respected program that meets the immediate needs of disadvantaged individuals and families through the construction of affordable, quality housing. Planning for this project for the 2005 year indicates that as many as 250 to 300 homes will be built; and

Whereas, Habitat for Humanity Michigan and its numerous local Michigan affiliates, the Michigan State Housing Development Authority, and the Community Economic Development Association of Michigan are committed to the 2005 Jimmy Carter Work Project. These groups, as well as many other private and public organizations, are working to secure the resources and support that will make this project successful; and

Whereas, Michigan strongly supports the concept of public-private partnerships to address the housing needs of our people. Habitat for Humanity efforts in our state have reflected this support, as does the fact that every county in the state will soon have a Habitat affiliate. Clearly, this sense of commitment can make the 2005 Jimmy Carter Work Project among the most successful housing ventures anywhere in the country; now, therefore, be it

Resolved by the House of Representatives, That we encourage President Jimmy Carter and Habitat for Humanity, International, to select Michigan as the site for the 2005 Jimmy Carter Habitat for Humanity Work Project; and be it further

Resolved, That copies of this resolution be transmitted to President Jimmy Carter and the Carter Center.

The resolution was referred to the Committee on Government Operations.

**Messages from the Senate**

**House Bill No. 4238, entitled**

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending section 622 (MCL 257.622), as amended by 1991 PA 168.

The Senate has concurred in the House amendment to the Senate substitute (S-1).

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

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

The Clerk announced that the following bills had been printed and placed upon the files of the members on Thursday, June 26:

**Senate Bill Nos. 598 599 600**



The Clerk announced that the following bills had been printed and placed upon the files of the members on Friday, June 27:

**Senate Bill Nos. 601 602 603 604**

The Clerk announced that the following bills had been printed and placed upon the files of the members on Wednesday, July 2:

**House Bill Nos. 4902 4903 4904 4905 4906 4907 4908 4909 4910 4911 4912 4913 4914**

### Messages from the Governor

Date: July 2, 2003

Time: 2:27 p.m.

To the Speaker of the House of Representatives:

Sir—I have this day approved and signed

**Enrolled House Bill No. 4270 (Public Act No. 33, I.E.), being**

An act to amend 1939 PA 280, entitled “An act to protect the welfare of the people of this state; to provide general assistance, hospitalization, infirmary and medical care to poor or unfortunate persons; to provide for compliance by this state with the social security act; to provide protection, welfare and services to aged persons, dependent children, the blind, and the permanently and totally disabled; to administer programs and services for the prevention and treatment of delinquency, dependency and neglect of children; to create a state department of social services; to prescribe the powers and duties of the department; to provide for the interstate and intercounty transfer of dependents; to create county and district departments of social services; to create within certain county departments, bureaus of social aid and certain divisions and offices thereunder; to prescribe the powers and duties of the departments, bureaus and officers; to provide for appeals in certain cases; to prescribe the powers and duties of the state department with respect to county and district departments; to prescribe certain duties of certain other state departments, officers, and agencies; to make an appropriation; to prescribe penalties for the violation of the provisions of this act; and to repeal certain parts of this act on specific dates,” by amending section 106 (MCL 400.106), as amended by 1990 PA 145.

(Filed with the Secretary of State July 2, 2003, at 2:50 p.m.)

### Communications from State Officers

The following communications from the Auditor General were received and read:

June 27, 2003

Enclosed is a copy of the following audit report and/or report summary:

Financial Audit, Including the Provisions

of the Single Audit Act, of the

Michigan Strategic Fund

October 1, 2000 through September 30, 2002

June 30, 2003

Enclosed is a copy of the following audit report and/or report summary:

Financial Audit, Including the Provisions

of the Single Audit Act, of the

State-Funded Judicial Operations

October 1, 2000 through September 30, 2002

Sincerely,

Thomas H. McTavish, C.P.A.

Auditor General

The communications were referred to the Clerk and the accompanying reports referred to the Committee on Government Operations.

By unanimous consent the House returned to the order of

### Second Reading of Bills

#### Senate Bill No. 509, entitled

A bill to amend 1949 PA 300, entitled “Michigan vehicle code,” (MCL 257.1 to 257.923) by adding section 732a.

Was read a second time, and the question being on the adoption of the proposed substitute (H-3) previously recommended by the Committee on Transportation,

The substitute (H-3) was adopted, a majority of the members serving voting therefor.

Rep. DeRossett moved to amend the bill as follows:

1. Amend page 4, following line 26, by inserting:

“Enacting section 1. This amendatory act takes effect October 1, 2003.”.

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

Reps. Nofs and Farhat moved to substitute (H-6) the bill.

The motion prevailed and the substitute (H-6) was adopted, a majority of the members serving voting therefor.

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

The motion prevailed.

Rep. Richardville 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. 509, entitled

A bill to amend 1949 PA 300, entitled “Michigan vehicle code,” (MCL 257.1 to 257.923) by adding section 732a.

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

#### Roll Call No. 414

#### Yeas—64

Accavitti	Gillard	Meyer	Spade
Adamini	Gleason	Minore	Stakoe
Anderson	Hager	Moolenaar	Stewart
Brown	Hart	Murphy	Taub
Byrum	Hopgood	Newell	Tobocman
Casperson	Hunter	Nofs	Vagnozzi
Caul	Jamnack	Palsrok	Van Regenmorter
Cheeks	Johnson, Rick	Pappageorge	Vander Veen
Clack	Julian	Phillips	Voorhees
Daniels	Kolb	Plakas	Walker
Dennis	Kooiman	Pumford	Ward
DeRossett	LaJoy	Reeves	Wenke
Elkins	LaSata	Richardville	Whitmer
Emmons	Law	Sak	Williams
Farrah	Lipsey	Shackleton	Wojno
Gaffney	McConico	Shulman	Zelenko

#### Nays—45

Acciavatti	Garfield	Meisner	Shaffer
Amos	Gielegem	Middaugh	Sheen
Bieda	Hardman	Milosch	Sheltrown
Bisbee	Hood	Mortimer	Smith
Bradstreet	Hoogendyk	Nitz	Stahl
Brandenburg	Howell	Paletko	Stallworth
Caswell	Huizenga	Palmer	Steil
Condino	Hummel	Pastor	Tabor
DeRoche	Hune	Rivet	Waters
Drolet	Johnson, Ruth	Robertson	Woodward
Ehardt	Koetje	Rocca	Woronchak
Farhat			

In The Chair: Julian

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

“An act to provide for the registration, titling, sale, transfer, and regulation of certain vehicles operated upon the public highways of this state or any other place open to the general public or generally accessible to motor vehicles and distressed vehicles; to provide for the licensing of dealers; to provide for the examination, licensing, and control of operators and chauffeurs; to provide for the giving of proof of financial responsibility and security by owners and operators of vehicles; to provide for the imposition, levy, and collection of specific taxes on vehicles, and the levy and collection of sales and use taxes, license fees, and permit fees; to provide for the regulation and use of streets and highways; to create certain funds; to provide penalties and sanctions for a violation of this act; to provide for civil liability of owners and operators of vehicles and service of process on residents and nonresidents; to provide for the levy of certain assessments; to provide for the enforcement of this act; to provide for the creation of and to prescribe the powers and duties of certain state and local agencies; to impose liability upon the state or local agencies; to provide appropriations for certain purposes; to repeal all other acts or parts of acts inconsistent with this act or contrary to this act; and to repeal certain parts of this act on a specific date.”

The House agreed to the full title.

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

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

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Rep. Bieda, 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 509 (H-6) because I am concerned about the dramatically increased fines, especially the provision requiring annual ‘driver responsibility fees,’ which strike me as particularly punitive and unfair.”

### **Second Reading of Bills**

#### **Senate Bill No. 539, entitled**

A bill to amend 1951 PA 51, entitled “An act to provide for the classification of all public roads, streets, and highways in this state, and for the revision of that classification and for additions to and deletions from each classification; to set up and establish the Michigan transportation fund; to provide for the deposits in the Michigan transportation fund of specific taxes on motor vehicles and motor vehicle fuels; to provide for the allocation of funds from the Michigan transportation fund and the use and administration of the fund for transportation purposes; to set up and establish the truck safety fund; to provide for the allocation of funds from the truck safety fund and administration of the fund for truck safety purposes; to set up and establish the Michigan truck safety commission; to establish certain standards for road contracts for certain businesses; to provide for the continuing review of transportation needs within the state; to authorize the state transportation commission, counties, cities, and villages to borrow money, issue bonds, and make pledges of funds for transportation purposes; to authorize counties to advance funds for the payment of deficiencies necessary for the payment of bonds issued under this act; to provide for the limitations, payment, retirement, and security of the bonds and pledges; to provide for appropriations and tax levies by counties and townships for county roads; to authorize contributions by townships for county roads; to provide for the establishment and administration of the state trunk line fund, critical bridge fund, comprehensive transportation fund, and certain other funds; to provide for the deposits in the state trunk line fund, critical bridge fund, comprehensive transportation fund, and certain other funds of money raised by specific taxes and fees; to provide for definitions of public transportation functions and criteria; to define the purposes for which Michigan transportation funds may be allocated; to provide for Michigan transportation fund grants; to provide for review and approval of transportation programs; to provide for submission of annual legislative requests and reports; to provide for the establishment and functions of certain advisory entities; to provide for conditions for grants; to provide for the issuance of bonds and notes for transportation purposes; to provide for the powers and duties of certain state and local agencies and officials; to provide for the making of loans for transportation purposes by the state transportation department and for the receipt and repayment by local units and agencies of those loans from certain specified sources; and to repeal acts and parts of acts,” by amending section 10 (MCL 247.660), as amended by 2000 PA 188.

The bill was read a second time.

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

The motion prevailed.

Rep. Richardville 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. 539, entitled**

A bill to amend 1951 PA 51, entitled "An act to provide for the classification of all public roads, streets, and highways in this state, and for the revision of that classification and for additions to and deletions from each classification; to set up and establish the Michigan transportation fund; to provide for the deposits in the Michigan transportation fund of specific taxes on motor vehicles and motor vehicle fuels; to provide for the allocation of funds from the Michigan transportation fund and the use and administration of the fund for transportation purposes; to set up and establish the truck safety fund; to provide for the allocation of funds from the truck safety fund and administration of the fund for truck safety purposes; to set up and establish the Michigan truck safety commission; to establish certain standards for road contracts for certain businesses; to provide for the continuing review of transportation needs within the state; to authorize the state transportation commission, counties, cities, and villages to borrow money, issue bonds, and make pledges of funds for transportation purposes; to authorize counties to advance funds for the payment of deficiencies necessary for the payment of bonds issued under this act; to provide for the limitations, payment, retirement, and security of the bonds and pledges; to provide for appropriations and tax levies by counties and townships for county roads; to authorize contributions by townships for county roads; to provide for the establishment and administration of the state trunk line fund, critical bridge fund, comprehensive transportation fund, and certain other funds; to provide for the deposits in the state trunk line fund, critical bridge fund, comprehensive transportation fund, and certain other funds of money raised by specific taxes and fees; to provide for definitions of public transportation functions and criteria; to define the purposes for which Michigan transportation funds may be allocated; to provide for Michigan transportation fund grants; to provide for review and approval of transportation programs; to provide for submission of annual legislative requests and reports; to provide for the establishment and functions of certain advisory entities; to provide for conditions for grants; to provide for the issuance of bonds and notes for transportation purposes; to provide for the powers and duties of certain state and local agencies and officials; to provide for the making of loans for transportation purposes by the state transportation department and for the receipt and repayment by local units and agencies of those loans from certain specified sources; and to repeal acts and parts of acts," by amending section 10 (MCL 247.660), as amended by 2000 PA 188.

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

**Roll Call No. 415**

**Yeas—109**

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

Farhat  
 Farrah  
 Gaffney

Lipsey  
 McConico

Shackleton  
 Shaffer

Woronchak  
 Zelenko

### Nays—0

In The Chair: Julian

The House agreed to the title of the bill.

Rep. Richardville 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. 133, entitled

A bill to amend 1893 PA 206, entitled “The general property tax act,” by amending sections 7u, 7cc, 7dd, 24c, 27d, and 120 (MCL 211.7u, 211.7cc, 211.7dd, 211.24c, 211.27d, and 211.120), sections 7u and 24c as amended by 2002 PA 620, section 7cc as amended by 2002 PA 624, section 7dd as amended and section 27d as added by 1996 PA 476, and section 120 as added by 1995 PA 74.

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

The substitute (H-2) was not adopted, a majority of the members serving not voting therefor.

Rep. Wenke moved to substitute (H-3) the bill.

The motion prevailed and the substitute (H-3) was adopted, a majority of the members serving voting therefor.

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

The motion prevailed.

Rep. Richardville 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. 133, entitled

A bill to amend 1893 PA 206, entitled “The general property tax act,” by amending sections 7u, 7cc, 7dd, 24c, 27d, and 120 (MCL 211.7u, 211.7cc, 211.7dd, 211.24c, 211.27d, and 211.120), sections 7u and 24c as amended by 2002 PA 620, section 7cc as amended by 2002 PA 624, section 7dd as amended and section 27d as added by 1996 PA 476, and section 120 as added by 1995 PA 74.

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

### Roll Call No. 416

### Yeas—109

Accavitti  
 Acciavatti  
 Adamini  
 Amos  
 Anderson  
 Bieda  
 Bisbee  
 Bradstreet  
 Brandenburg  
 Brown

Garfield  
 Gielegem  
 Gillard  
 Gleason  
 Hager  
 Hardman  
 Hart  
 Hood  
 Hoogendyk  
 Hopgood

Meisner  
 Meyer  
 Middaugh  
 Milosch  
 Minore  
 Moolenaar  
 Mortimer  
 Murphy  
 Newell  
 Nitz

Sheen  
 Sheltroun  
 Shulman  
 Smith  
 Spade  
 Stahl  
 Stakoe  
 Stallworth  
 Steil  
 Stewart

Byrum	Howell	Nofs	Tabor
Casperson	Huizenga	Paletko	Taub
Caswell	Hummel	Palmer	Tobocman
Caul	Hune	Palsrok	Vagnozzi
Cheeks	Hunter	Pappageorge	Van Regenmorter
Clack	Jamnack	Pastor	Vander Veen
Condino	Johnson, Rick	Phillips	Voorhees
Daniels	Johnson, Ruth	Plakas	Walker
Dennis	Julian	Pumford	Ward
DeRoche	Koetje	Reeves	Waters
DeRossett	Kolb	Richardville	Wenke
Drolet	Kooiman	Rivet	Whitmer
Ehardt	LaJoy	Robertson	Williams
Elkins	LaSata	Rocca	Wojno
Emmons	Law	Sak	Woodward
Farhat	Lipsey	Shackleton	Woronchak
Farrah	McConico	Shaffer	Zelenko
Gaffney			

### Nays—0

In The Chair: Julian

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

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

A bill to amend 1893 PA 206, entitled “An act to provide for the assessment of rights and interests, including leasehold interests, in property and the levy and collection of taxes on property, and for the collection of taxes levied; making those taxes a lien on the property taxed, establishing and continuing the lien, providing for the sale or forfeiture and conveyance of property delinquent for taxes, and for the inspection and disposition of lands bid off to the state and not redeemed or purchased; to provide for the establishment of a delinquent tax revolving fund and the borrowing of money by counties and the issuance of notes; to define and limit the jurisdiction of the courts in proceedings in connection with property delinquent for taxes; to limit the time within which actions may be brought; to prescribe certain limitations with respect to rates of taxation; to prescribe certain powers and duties of certain officers, departments, agencies, and political subdivisions of this state; to provide for certain reimbursements of certain expenses incurred by units of local government; to provide penalties for the violation of this act; and to repeal acts and parts of acts,” by amending sections 7u, 7cc, 7dd, 9, 24c, 27d, and 120 (MCL 211.7u, 211.7cc, 211.7dd, 211.9, 211.24c, 211.27d, and 211.120), sections 7u and 24c as amended by 2002 PA 620, section 7cc as amended by 2002 PA 624, section 7dd as amended and section 27d as added by 1996 PA 476, section 9 as amended by 1996 PA 582, and section 120 as added by 1995 PA 74.

The motion prevailed.

The House agreed to the title as amended.

Rep. Richardville 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. 129, entitled

A bill to amend 1976 PA 451, entitled “The revised school code,” by amending sections 1211 and 1211e (MCL 380.1211 and 380.1211e), section 1211 as amended and section 1211e as added by 1994 PA 258; and to repeal acts and parts of acts.

The bill was read a second time.

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

The motion prevailed.

Rep. Richardville 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. 129, entitled**

A bill to amend 1976 PA 451, entitled “The revised school code,” by amending sections 1211 and 1211e (MCL 380.1211 and 380.1211e), section 1211 as amended and section 1211e as added by 1994 PA 258; and to repeal acts and parts of acts.

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

**Roll Call No. 417**

**Yeas—109**

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

**Nays—0**

In The Chair: Julian

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

“An act to provide a system of public instruction and elementary and secondary schools; to revise, consolidate, and clarify the laws relating to elementary and secondary education; to provide for the organization, regulation, and maintenance of schools, school districts, public school academies, and intermediate school districts; to prescribe rights, powers, duties, and privileges of schools, school districts, public school academies, and intermediate school districts; to provide for the regulation of school teachers and certain other school employees; to provide for school elections and to prescribe powers and duties with respect thereto; to provide for the levy and collection of taxes; to provide for the borrowing of money and issuance of bonds and other evidences of indebtedness; to establish a fund and provide for

expenditures from that fund; to provide for and prescribe the powers and duties of certain state departments, the state board of education, and certain other boards and officials; to provide for licensure of boarding schools; to prescribe penalties; and to repeal acts and parts of acts,”

The House agreed to the full title.

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

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

### Second Reading of Bills

Rep. Richardville moved that Rule 48 be suspended.

The question being on the motion made by Rep. Richardville,

Rep. Waters demanded the yeas and nays.

The demand was supported.

The question being on the motion made by Rep. Richardville,

The motion prevailed, 3/5 of the members present voting therefor, by yeas and nays, as follows:

#### Roll Call No. 418

#### Yeas—107

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

#### Nays—0

In The Chair: Julian

#### Senate Bill No. 464, entitled

A bill to amend 1952 PA 214, entitled “An act authorizing the Mackinac bridge authority to acquire a bridge connecting the upper and lower peninsulas of Michigan, including causeways, tunnels, roads and all useful related equipment and facilities, including park, parking, recreation, lighting and terminal facilities; extending the corporate



existence of the authority; authorizing such authority to enjoy and carry out all powers incident to its corporate objects; authorizing the appropriation and use of state funds for the preliminary purposes of the authority; providing for the payment of the cost of such bridge and in that connection authorizing the authority to issue revenue bonds payable solely from the revenues of the bridge; granting the right of condemnation to the authority; granting the use of state land and property to the authority; making provisions for the payment and security of such bonds and granting certain rights and remedies to the holders thereof; authorizing banks and trust companies to perform certain acts in connection therewith; authorizing the imposition of tolls and charges; authorizing the authority to secure the consent of the United States government to the construction of the bridge and to secure approval of plans, specifications and location of same; authorizing employment of engineers irrespective of whether such engineers have been previously employed to make preliminary inspections or reports with respect to the bridge; authorizing the state highway department to operate and maintain such bridge or to contribute thereto and enter into leases and agreements in connection therewith; exempting such bonds and the property of the authority from taxation; prohibiting competing traffic facilities; authorizing the operation of ferries by the authority; providing for the construction and use of certain buildings; and making an appropriation,” by amending section 2 (MCL 254.312).

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

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

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

The motion prevailed.

Rep. Richardville 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. 464, entitled**

A bill to amend 1952 PA 214, entitled “An act authorizing the Mackinac bridge authority to acquire a bridge connecting the upper and lower peninsulas of Michigan, including causeways, tunnels, roads and all useful related equipment and facilities, including park, parking, recreation, lighting and terminal facilities; extending the corporate existence of the authority; authorizing such authority to enjoy and carry out all powers incident to its corporate objects; authorizing the appropriation and use of state funds for the preliminary purposes of the authority; providing for the payment of the cost of such bridge and in that connection authorizing the authority to issue revenue bonds payable solely from the revenues of the bridge; granting the right of condemnation to the authority; granting the use of state land and property to the authority; making provisions for the payment and security of such bonds and granting certain rights and remedies to the holders thereof; authorizing banks and trust companies to perform certain acts in connection therewith; authorizing the imposition of tolls and charges; authorizing the authority to secure the consent of the United States government to the construction of the bridge and to secure approval of plans, specifications and location of same; authorizing employment of engineers irrespective of whether such engineers have been previously employed to make preliminary inspections or reports with respect to the bridge; authorizing the state highway department to operate and maintain such bridge or to contribute thereto and enter into leases and agreements in connection therewith; exempting such bonds and the property of the authority from taxation; prohibiting competing traffic facilities; authorizing the operation of ferries by the authority; providing for the construction and use of certain buildings; and making an appropriation,” by amending section 2 (MCL 254.312).

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

**Roll Call No. 419**

**Yeas—70**

Acciavatti	Gillard	Moolenaar	Sheen
Adamini	Hardman	Mortimer	Sheltrown
Amos	Hoogendyk	Newell	Smith
Bradstreet	Howell	Nitz	Stahl
Brandenburg	Huizenga	Nofs	Stakoe
Brown	Hummel	Palmer	Stallworth
Casperson	Hune	Palsrok	Steil
Caswell	Hunter	Pappageorge	Stewart
Caul	Johnson, Rick	Pastor	Tabor

Cheeks	Johnson, Ruth	Phillips	Taub
Daniels	Julian	Reeves	Van Regenmorter
DeRoche	Koetje	Richardville	Vander Veen
DeRossett	Kooiman	Rivet	Voorhees
Ehardt	LaJoy	Robertson	Walker
Emmons	LaSata	Rocca	Ward
Farhat	Lipsey	Shackleton	Wenke
Gaffney	Meyer	Shaffer	Woronchak
Garfield	Middaugh		

### Nays—38

Accavitti	Farrah	Meisner	Spade
Anderson	Gielegem	Milosch	Tobocman
Bieda	Gleason	Minore	Vagnozzi
Bisbee	Hager	Murphy	Waters
Byrum	Hart	Paletko	Whitmer
Clack	Hood	Plakas	Williams
Condino	Hopgood	Pumford	Wojno
Dennis	Jamnick	Sak	Woodward
Drolet	Kolb	Shulman	Zelenko
Elkins	Law		

In The Chair: Julian

The House agreed to the title of the bill.

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

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

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Rep. Tobocman, 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 SB 464. At a time when the state is struggling to repair its crumbling roads, this bill and the others in the Mackinac Bridge bill package would take more than \$5 million away from repairing Michigan’s roads and bridges. Further, the bills in this package would forgive a combined debt of over \$65 million owed to the state in restricted funds that are used to fix our roads.”

Rep. Hopgood, 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 SB 464, HB 4627, and HB 4631. At a time when the state is struggling to repair its crumbling roads, this bill and the others in the Mackinac Bridge bill package would take more than \$5 million away from repairing Michigan’s roads and bridges. Further, the bills in this package would forgive a combined debt of over \$65 million owed to the state in restricted funds that are used to fix our roads.”

### Second Reading of Bills

Rep. Richardville moved that Rule 48 be suspended.

The question being on the motion made by Rep. Richardville,

Rep. Waters demanded the yeas and nays.

The demand was supported.

The question being on the motion made by Rep. Richardville,  
The motion prevailed, 3/5 of the members present voting therefor, by yeas and nays, as follows:

**Roll Call No. 420****Yeas—105**

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

**Nays—0**

In The Chair: Julian

**House Bill No. 4631, entitled**

A bill to amend 1951 PA 51, entitled "An act to provide for the classification of all public roads, streets, and highways in this state, and for the revision of that classification and for additions to and deletions from each classification; to set up and establish the Michigan transportation fund; to provide for the deposits in the Michigan transportation fund of specific taxes on motor vehicles and motor vehicle fuels; to provide for the allocation of funds from the Michigan transportation fund and the use and administration of the fund for transportation purposes; to set up and establish the truck safety fund; to provide for the allocation of funds from the truck safety fund and administration of the fund for truck safety purposes; to set up and establish the Michigan truck safety commission; to establish certain standards for road contracts for certain businesses; to provide for the continuing review of transportation needs within the state; to authorize the state transportation commission, counties, cities, and villages to borrow money, issue bonds, and make pledges of funds for transportation purposes; to authorize counties to advance funds for the payment of deficiencies necessary for the payment of bonds issued under this act; to provide for the limitations, payment, retirement, and security of the bonds and pledges; to provide for appropriations and tax levies by counties and townships for county roads; to authorize contributions by townships for county roads; to provide for the establishment and administration of the state trunk line fund, critical bridge fund, comprehensive transportation fund, and certain

other funds; to provide for the deposits in the state trunk line fund, critical bridge fund, comprehensive transportation fund, and certain other funds of money raised by specific taxes and fees; to provide for definitions of public transportation functions and criteria; to define the purposes for which Michigan transportation funds may be allocated; to provide for Michigan transportation fund grants; to provide for review and approval of transportation programs; to provide for submission of annual legislative requests and reports; to provide for the establishment and functions of certain advisory entities; to provide for conditions for grants; to provide for the issuance of bonds and notes for transportation purposes; to provide for the powers and duties of certain state and local agencies and officials; to provide for the making of loans for transportation purposes by the state transportation department and for the receipt and repayment by local units and agencies of those loans from certain specified sources; and to repeal acts and parts of acts," by amending section 11 (MCL 247.661), as amended by 2002 PA 639.

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

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

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

The motion prevailed.

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

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

By unanimous consent the House returned to the order of

### **Third Reading of Bills**

#### **House Bill No. 4631, entitled**

A bill to amend 1951 PA 51, entitled "An act to provide for the classification of all public roads, streets, and highways in this state, and for the revision of that classification and for additions to and deletions from each classification; to set up and establish the Michigan transportation fund; to provide for the deposits in the Michigan transportation fund of specific taxes on motor vehicles and motor vehicle fuels; to provide for the allocation of funds from the Michigan transportation fund and the use and administration of the fund for transportation purposes; to set up and establish the truck safety fund; to provide for the allocation of funds from the truck safety fund and administration of the fund for truck safety purposes; to set up and establish the Michigan truck safety commission; to establish certain standards for road contracts for certain businesses; to provide for the continuing review of transportation needs within the state; to authorize the state transportation commission, counties, cities, and villages to borrow money, issue bonds, and make pledges of funds for transportation purposes; to authorize counties to advance funds for the payment of deficiencies necessary for the payment of bonds issued under this act; to provide for the limitations, payment, retirement, and security of the bonds and pledges; to provide for appropriations and tax levies by counties and townships for county roads; to authorize contributions by townships for county roads; to provide for the establishment and administration of the state trunk line fund, critical bridge fund, comprehensive transportation fund, and certain other funds; to provide for the deposits in the state trunk line fund, critical bridge fund, comprehensive transportation fund, and certain other funds of money raised by specific taxes and fees; to provide for definitions of public transportation functions and criteria; to define the purposes for which Michigan transportation funds may be allocated; to provide for Michigan transportation fund grants; to provide for review and approval of transportation programs; to provide for submission of annual legislative requests and reports; to provide for the establishment and functions of certain advisory entities; to provide for conditions for grants; to provide for the issuance of bonds and notes for transportation purposes; to provide for the powers and duties of certain state and local agencies and officials; to provide for the making of loans for transportation purposes by the state transportation department and for the receipt and repayment by local units and agencies of those loans from certain specified sources; and to repeal acts and parts of acts," by amending section 11 (MCL 247.661), as amended by 2002 PA 639.

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

#### **Roll Call No. 421**

**Yeas—56**

Acciavatti	Hoogendyk	Moolenaar	Shaffer
Amos	Howell	Newell	Sheen
Bradstreet	Huizenga	Nitz	Sheltrown
Brandenburg	Hummel	Nofs	Stahl
Brown	Hune	Palmer	Stakoe
Casperson	Hunter	Palsrok	Steil

Caswell	Johnson, Rick	Pappageorge	Tabor
DeRoche	Johnson, Ruth	Pastor	Taub
DeRossett	Julian	Reeves	Van Regenmorter
Ehardt	Koetje	Richardville	Vander Veen
Emmons	Kooiman	Rivet	Voorhees
Farhat	LaJoy	Robertson	Walker
Gaffney	LaSata	Rocca	Ward
Garfield	Meyer	Shackleton	Wenke

### Nays—53

Accavitti	Farrah	McConico	Smith
Adamini	Gielegem	Meisner	Spade
Anderson	Gillard	Middaugh	Stallworth
Bieda	Gleason	Milosch	Stewart
Bisbee	Hager	Minore	Tobocman
Byrum	Hardman	Mortimer	Vagnozzi
Caul	Hart	Murphy	Waters
Cheeks	Hood	Paletko	Whitmer
Clack	Hopgood	Phillips	Williams
Condino	Jamnack	Plakas	Wojno
Daniels	Kolb	Pumford	Woodward
Dennis	Law	Sak	Woronchak
Drolet	Lipsey	Shulman	Zelenko
Elkins			

In The Chair: Julian

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

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

A bill to amend 1951 PA 51, entitled "An act to provide for the classification of all public roads, streets, and highways in this state, and for the revision of that classification and for additions to and deletions from each classification; to set up and establish the Michigan transportation fund; to provide for the deposits in the Michigan transportation fund of specific taxes on motor vehicles and motor vehicle fuels; to provide for the allocation of funds from the Michigan transportation fund and the use and administration of the fund for transportation purposes; to set up and establish the truck safety fund; to provide for the allocation of funds from the truck safety fund and administration of the fund for truck safety purposes; to set up and establish the Michigan truck safety commission; to establish certain standards for road contracts for certain businesses; to provide for the continuing review of transportation needs within the state; to authorize the state transportation commission, counties, cities, and villages to borrow money, issue bonds, and make pledges of funds for transportation purposes; to authorize counties to advance funds for the payment of deficiencies necessary for the payment of bonds issued under this act; to provide for the limitations, payment, retirement, and security of the bonds and pledges; to provide for appropriations and tax levies by counties and townships for county roads; to authorize contributions by townships for county roads; to provide for the establishment and administration of the state trunk line fund, critical bridge fund, comprehensive transportation fund, and certain other funds; to provide for the deposits in the state trunk line fund, critical bridge fund, comprehensive transportation fund, and certain other funds of money raised by specific taxes and fees; to provide for definitions of public transportation functions and criteria; to define the purposes for which Michigan transportation funds may be allocated; to provide for Michigan transportation fund grants; to provide for review and approval of transportation programs; to provide for submission of annual legislative requests and reports; to provide for the establishment and functions of certain advisory entities; to provide for conditions for grants; to provide for the issuance of bonds and notes for transportation purposes; to provide for the powers and duties of certain state and local agencies and officials; to provide for the making of loans for transportation purposes by the state transportation department and for the receipt and repayment by local units and agencies of those loans from certain specified sources; and to repeal acts and parts of acts," by amending the title and section 11 (MCL 247.661), the title as amended by 1997 PA 79 and section 11 as amended by 2002 PA 639.

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

Rep. Bieda, 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 House Bill 4631 because it diverts state road and bridge funds to the operation of the bridge, and because of a concern that this action would negatively impact on the State of Michigan’s bond rating.”

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:

HB 4631 amends the Michigan Transportation Fund Act to require at least \$5.25 million dollars be appropriated annually from the State Trunkline Fund to the Mackinac Bridge Authority. We have just previously voted on a bill to forgive the Authority’s debt for the construction of the bridge itself without appropriate financial information available. I believe it is fiscally irresponsible in one action to forgive a debt and then authorize a subsidy of bridge tolls.”

### Second Reading of Bills

Rep. Richardville moved that Rule 48 be suspended.

The question being on the motion made by Rep. Richardville,

Rep. Waters demanded the yeas and nays.

The demand was supported.

The question being on the motion made by Rep. Richardville,

The motion prevailed, 3/5 of the members present voting therefor, by yeas and nays, as follows:

#### Roll Call No. 422

#### Yeas—107

Accavitti	Gaffney	Meisner	Sheltrown
Acciavatti	Garfield	Meyer	Shulman
Adamini	Gieleghem	Middaugh	Smith
Amos	Gillard	Milosch	Spade
Anderson	Gleason	Minore	Stahl
Bieda	Hager	Moolenaar	Stakoe
Bisbee	Hardman	Mortimer	Stallworth
Bradstreet	Hood	Murphy	Steil
Brandenburg	Hoogendyk	Newell	Stewart
Brown	Hopgood	Nitz	Tabor
Byrum	Howell	Nofs	Taub
Casperson	Huizenga	Paletko	Tobocman
Caswell	Hummel	Palmer	Vagnozzi
Caul	Hune	Palsrok	Van Regenmorter
Cheeks	Hunter	Pappageorge	Vander Veen
Clack	Jamnick	Pastor	Voorhees
Condino	Johnson, Rick	Phillips	Walker
Daniels	Johnson, Ruth	Plakas	Ward
Dennis	Julian	Reeves	Waters
DeRoche	Koetje	Richardville	Wenke

DeRossett	Kolb	Rivet	Whitmer
Drolet	Kooiman	Robertson	Williams
Ehardt	LaJoy	Rocca	Wojno
Elkins	LaSata	Sak	Woodward
Emmons	Law	Shackleton	Woronchak
Farhat	Lipsey	Shaffer	Zelenko
Farrah	McConico	Sheen	

**Nays—2**

Hart                                  Pumford

In The Chair: Julian

**House Bill No. 4627, entitled**

A bill to amend 1952 PA 214, entitled "An act authorizing the Mackinac bridge authority to acquire a bridge connecting the upper and lower peninsulas of Michigan, including causeways, tunnels, roads and all useful related equipment and facilities, including park, parking, recreation, lighting and terminal facilities; extending the corporate existence of the authority; authorizing such authority to enjoy and carry out all powers incident to its corporate objects; authorizing the appropriation and use of state funds for the preliminary purposes of the authority; providing for the payment of the cost of such bridge and in that connection authorizing the authority to issue revenue bonds payable solely from the revenues of the bridge; granting the right of condemnation to the authority; granting the use of state land and property to the authority; making provisions for the payment and security of such bonds and granting certain rights and remedies to the holders thereof; authorizing banks and trust companies to perform certain acts in connection therewith; authorizing the imposition of tolls and charges; authorizing the authority to secure the consent of the United States government to the construction of the bridge and to secure approval of plans, specifications and location of same; authorizing employment of engineers irrespective of whether such engineers have been previously employed to make preliminary inspections or reports with respect to the bridge; authorizing the state highway department to operate and maintain such bridge or to contribute thereto and enter into leases and agreements in connection therewith; exempting such bonds and the property of the authority from taxation; prohibiting competing traffic facilities; authorizing the operation of ferries by the authority; providing for the construction and use of certain buildings; and making an appropriation," by amending section 7 (MCL 254.317).

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

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

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

The motion prevailed.

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

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

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

**House Bill No. 4627, entitled**

A bill to amend 1952 PA 214, entitled "An act authorizing the Mackinac bridge authority to acquire a bridge connecting the upper and lower peninsulas of Michigan, including causeways, tunnels, roads and all useful related equipment and facilities, including park, parking, recreation, lighting and terminal facilities; extending the corporate existence of the authority; authorizing such authority to enjoy and carry out all powers incident to its corporate objects; authorizing the appropriation and use of state funds for the preliminary purposes of the authority; providing for the payment of the cost of such bridge and in that connection authorizing the authority to issue revenue bonds payable solely from the revenues of the bridge; granting the right of condemnation to the authority; granting the use of state land and property to the authority; making provisions for the payment and security of such bonds and granting certain rights and remedies to the holders thereof; authorizing banks and trust companies to perform certain acts in connection therewith; authorizing the imposition of tolls and charges; authorizing the authority to secure the consent of the United States government to the construction of the bridge and to secure approval of plans, specifications and location of same; authorizing employment of engineers irrespective of whether such engineers have been previously employed to

make preliminary inspections or reports with respect to the bridge; authorizing the state highway department to operate and maintain such bridge or to contribute thereto and enter into leases and agreements in connection therewith; exempting such bonds and the property of the authority from taxation; prohibiting competing traffic facilities; authorizing the operation of ferries by the authority; providing for the construction and use of certain buildings; and making an appropriation,” by amending section 7 (MCL 254.317).

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

**Roll Call No. 423****Yeas—64**

Acciavatti	Gaffney	Moolenaar	Sheen
Adamini	Garfield	Mortimer	Sheltrown
Amos	Hoogendyk	Newell	Shulman
Bisbee	Howell	Nitz	Stahl
Bradstreet	Huizenga	Nofs	Stakoe
Brandenburg	Hummel	Palmer	Steil
Brown	Hune	Palsrok	Stewart
Casperson	Hunter	Pappageorge	Tabor
Caswell	Johnson, Rick	Pastor	Taub
Caul	Johnson, Ruth	Reeves	Van Regenmorter
DeRoche	Julian	Richardville	Vander Veen
DeRossett	Koetje	Rivet	Voorhees
Drolet	Kooiman	Robertson	Walker
Ehardt	LaJoy	Rocca	Ward
Emmons	LaSata	Shackleton	Wenke
Farhat	Meyer	Shaffer	Woronchak

**Nays—45**

Accavitti	Gillard	McConico	Smith
Anderson	Gleason	Meisner	Spade
Bieda	Hager	Middaugh	Stallworth
Byrum	Hardman	Milosch	Tobocman
Cheeks	Hart	Minore	Vagnozzi
Clack	Hood	Murphy	Waters
Condino	Hopgood	Paletko	Whitmer
Daniels	Jamnick	Phillips	Williams
Dennis	Kolb	Plakas	Wojno
Elkins	Law	Pumford	Woodward
Farrah	Lipsey	Sak	Zelenko
Gielegem			

In The Chair: Julian

The House agreed to the title of the bill.

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

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

Rep. Bieda, 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 opposed House Bill 4627 because of the loss of funds for the State Trunkline Fund and Michigan Transportation Fund, and the impact this action could have on the State’s bond rating. Thus, I voted no on House Bill 4627.”



### Second Reading of Bills

Rep. Richardville moved that Rule 48 be suspended.

The question being on the motion made by Rep. Richardville,

Rep. Waters demanded the yeas and nays.

The demand was supported.

The question being on the motion made by Rep. Richardville,

The motion prevailed, 3/5 of the members present voting therefor, by yeas and nays, as follows:

#### Roll Call No. 424

#### Yeas—109

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

#### Nays—0

In The Chair: Julian

#### House Bill No. 4630, entitled

A bill to amend 1952 PA 214, entitled "An act authorizing the Mackinac bridge authority to acquire a bridge connecting the upper and lower peninsulas of Michigan, including causeways, tunnels, roads and all useful related equipment and facilities, including park, parking, recreation, lighting and terminal facilities; extending the corporate existence of the authority; authorizing such authority to enjoy and carry out all powers incident to its corporate objects; authorizing the appropriation and use of state funds for the preliminary purposes of the authority; providing for the payment of the cost of such bridge and in that connection authorizing the authority to issue revenue bonds payable solely from the revenues of the bridge; granting the right of condemnation to the authority; granting the use of state land and property to the authority; making provisions for the payment and security of such bonds and granting certain

rights and remedies to the holders thereof; authorizing banks and trust companies to perform certain acts in connection therewith; authorizing the imposition of tolls and charges; authorizing the authority to secure the consent of the United States government to the construction of the bridge and to secure approval of plans, specifications and location of same; authorizing employment of engineers irrespective of whether such engineers have been previously employed to make preliminary inspections or reports with respect to the bridge; authorizing the state highway department to operate and maintain such bridge or to contribute thereto and enter into leases and agreements in connection therewith; exempting such bonds and the property of the authority from taxation; prohibiting competing traffic facilities; authorizing the operation of ferries by the authority; providing for the construction and use of certain buildings; and making an appropriation,” by amending section 12 (MCL 254.322).

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

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

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

The motion prevailed.

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

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

By unanimous consent the House returned to the order of

### **Third Reading of Bills**

#### **House Bill No. 4630, entitled**

A bill to amend 1952 PA 214, entitled “An act authorizing the Mackinac bridge authority to acquire a bridge connecting the upper and lower peninsulas of Michigan, including causeways, tunnels, roads and all useful related equipment and facilities, including park, parking, recreation, lighting and terminal facilities; extending the corporate existence of the authority; authorizing such authority to enjoy and carry out all powers incident to its corporate objects; authorizing the appropriation and use of state funds for the preliminary purposes of the authority; providing for the payment of the cost of such bridge and in that connection authorizing the authority to issue revenue bonds payable solely from the revenues of the bridge; granting the right of condemnation to the authority; granting the use of state land and property to the authority; making provisions for the payment and security of such bonds and granting certain rights and remedies to the holders thereof; authorizing banks and trust companies to perform certain acts in connection therewith; authorizing the imposition of tolls and charges; authorizing the authority to secure the consent of the United States government to the construction of the bridge and to secure approval of plans, specifications and location of same; authorizing employment of engineers irrespective of whether such engineers have been previously employed to make preliminary inspections or reports with respect to the bridge; authorizing the state highway department to operate and maintain such bridge or to contribute thereto and enter into leases and agreements in connection therewith; exempting such bonds and the property of the authority from taxation; prohibiting competing traffic facilities; authorizing the operation of ferries by the authority; providing for the construction and use of certain buildings; and making an appropriation,” by amending section 12 (MCL 254.322).

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

#### **Roll Call No. 425**

#### **Yeas—109**

Accavitti	Garfield	Meisner	Sheen
Acciavatti	Gielegem	Meyer	Sheltrown
Adamini	Gillard	Middaugh	Shulman
Amos	Gleason	Milosch	Smith
Anderson	Hager	Minore	Spade
Bieda	Hardman	Moolenaar	Stahl
Bisbee	Hart	Mortimer	Stakoe
Bradstreet	Hood	Murphy	Stallworth
Brandenburg	Hoogendyk	Newell	Steil
Brown	Hopgood	Nitz	Stewart
Byrum	Howell	Nofs	Tabor
Casperson	Huizenga	Paletko	Taub
Caswell	Hummel	Palmer	Tobocman
Caul	Hune	Palsrok	Vagnozzi

Cheeks	Hunter	Pappageorge	Van Regenmorter
Clack	Jamnick	Pastor	Vander Veen
Condino	Johnson, Rick	Phillips	Voorhees
Daniels	Johnson, Ruth	Plakas	Walker
Dennis	Julian	Pumford	Ward
DeRoche	Koetje	Reeves	Waters
DeRossett	Kolb	Richardville	Wenke
Drolet	Kooiman	Rivet	Whitmer
Ehardt	LaJoy	Robertson	Williams
Elkins	LaSata	Rocca	Wojno
Emmons	Law	Sak	Woodward
Farhat	Lipsey	Shackleton	Woronchak
Farrah	McConico	Shaffer	Zelenko
Gaffney			

**Nays—0**

In The Chair: Julian

The House agreed to the title of the bill.

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

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

**House Joint Resolution G, entitled**

A joint resolution proposing an amendment to the state constitution of 1963, by amending section 5 of article XI, to establish a hiring preference for veterans in the classified state civil service.

Was read a third time and adopted, 2/3 of the members serving voting therefor, by yeas and nays, as follows:

**Roll Call No. 426****Yeas—109**

Accavitti	Garfield	Meisner	Sheen
Acciavatti	Gielegem	Meyer	Sheltrown
Adamini	Gillard	Middaugh	Shulman
Amos	Gleason	Milosch	Smith
Anderson	Hager	Minore	Spade
Bieda	Hardman	Moolenaar	Stahl
Bisbee	Hart	Mortimer	Stakoe
Bradstreet	Hood	Murphy	Stallworth
Brandenburg	Hoogendyk	Newell	Steil
Brown	Hopgood	Nitz	Stewart
Byrum	Howell	Nofs	Tabor
Casperson	Huizenga	Paletko	Taub
Caswell	Hummel	Palmer	Tobocman
Caul	Hune	Palsrok	Vagnozzi
Cheeks	Hunter	Pappageorge	Van Regenmorter
Clack	Jamnick	Pastor	Vander Veen
Condino	Johnson, Rick	Phillips	Voorhees
Daniels	Johnson, Ruth	Plakas	Walker
Dennis	Julian	Pumford	Ward
DeRoche	Koetje	Reeves	Waters
DeRossett	Kolb	Richardville	Wenke
Drolet	Kooiman	Rivet	Whitmer
Ehardt	LaJoy	Robertson	Williams

Elkins  
Emmons  
Farhat  
Farrah  
Gaffney

LaSata  
Law  
Lipsey  
McConico

Rocca  
Sak  
Shackleton  
Shaffer

Wojno  
Woodward  
Woronchak  
Zelenko

### Nays—0

In The Chair: Julian

The House agreed to the title of the joint resolution.

Reps. Hardman, Daniels, McConico, Woronchak, Plakas, Anderson, Stewart, Rocca, Phillips, Rick Johnson, Kolb, DeRossett, Spade, Bisbee, Murphy, Hart, Kooiman, Hager, Meyer, Julian, Hummel, Newell, Dennis, Pumford, Sheltroun, Brown, Palmer, Gaffney, Cheeks, Stallworth, Hunter, Tobocman, Farrah, Pastor, Wojno, Clack, Taub, Accavitti, Stakoe, Hune, Hoogendyk, Byrum, Emmons, Sak, Stahl, Huizenga, Farhat, Elkins, Moolenaar, Palsrok, Gillard and Mortimer were named co-sponsors of the joint resolution.

### Second Reading of Bills

#### House Bill No. 4819, 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 second time.

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

The motion prevailed.

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

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

By unanimous consent the House returned to the order of

### Third Reading of Bills

#### House Bill No. 4819, entitled

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

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

### Roll Call No. 427

### Yeas—105

Accavitti  
Acciavatti  
Adamini  
Amos  
Anderson  
Bieda  
Bisbee  
Bradstreet  
Brandenburg  
Brown  
Byrum  
Casperson  
Caswell

Gielegem  
Gillard  
Gleason  
Hager  
Hardman  
Hart  
Hood  
Hoogendyk  
Hopgood  
Howell  
Huizenga  
Hummel  
Hune

Meyer  
Middaugh  
Milosch  
Minore  
Moolenaar  
Mortimer  
Murphy  
Newell  
Nitz  
Nofs  
Paletko  
Palmer  
Palsrok

Sheen  
Sheltroun  
Shulman  
Spade  
Stahl  
Stakoe  
Stallworth  
Steil  
Stewart  
Tabor  
Taub  
Tobocman  
Vagnozzi

Caul	Hunter	Pappageorge	Van Regenmorter
Cheeks	Jamnick	Pastor	Vander Veen
Clack	Johnson, Rick	Phillips	Voorhees
Condino	Johnson, Ruth	Plakas	Walker
Daniels	Julian	Pumford	Ward
Dennis	Koetje	Reeves	Waters
DeRoche	Kooiman	Richardville	Wenke
DeRossett	LaJoy	Rivet	Whitmer
Ehardt	LaSata	Robertson	Williams
Elkins	Law	Rocca	Wojno
Emmons	Lipsey	Sak	Woodward
Farhat	McConico	Shackleton	Woronchak
Farrah	Meisner	Shaffer	Zelenko
Gaffney			

### Nays—3

Drolet

Garfield

Kolb

In The Chair: Julian

The House agreed to the title of the bill.

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

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

Reps. Hardman, Daniels, McConico, Stewart, Rocca, Woodward, Zelenko, DeRossett, Richardville, Spade, Lipsey, Murphy, Julian, Dennis, Palmer, Gaffney, Smith, Hood, Paletko, LaJoy, Meisner, Wojno, Vagnozzi, Taub, Accavitti, Gleason, Nofs, Ward, Byrum, Stahl and Gillard were named co-sponsors of the bill.

### Second Reading of Bills

Rep. Richardville moved that Rule 48 be suspended.

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

#### House Bill No. 4895, entitled

A bill to amend 2001 PA 142, entitled "Michigan memorial highway act," (MCL 250.1001 to 250.1100) by adding section 67.

Was read a second time, and the question being on the adoption of the proposed amendment previously recommended by the Committee on Transportation (for amendment, see today's Journal, p. 1227),

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

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

The motion prevailed.

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

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

By unanimous consent the House returned to the order of

### Third Reading of Bills

#### House Bill No. 4895, entitled

A bill to amend 2001 PA 142, entitled "Michigan memorial highway act," (MCL 250.1001 to 250.1100) by adding section 67.

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

**Roll Call No. 428****Yeas—108**

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

**Nays—0**

In The Chair: Julian

The House agreed to the title of the bill.

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

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

The House returned to the consideration of

**Senate Bill No. 539, entitled**

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

provide for submission of annual legislative requests and reports; to provide for the establishment and functions of certain advisory entities; to provide for conditions for grants; to provide for the issuance of bonds and notes for transportation purposes; to provide for the powers and duties of certain state and local agencies and officials; to provide for the making of loans for transportation purposes by the state transportation department and for the receipt and repayment by local units and agencies of those loans from certain specified sources; and to repeal acts and parts of acts," by amending section 10 (MCL 247.660), as amended by 2000 PA 188.

(The bill was considered earlier today, see today's Journal, p. 1234.)

Rep. Richardville moved to reconsider the vote by which the House passed the bill.  
The question being on the motion made by Rep. Richardville,

Rep. Richardville moved that consideration of the motion be postponed for the day.  
The motion prevailed.

The House returned to the consideration of  
**House Bill No. 4452, entitled**

A bill to amend 1979 PA 94, entitled "The state school aid act of 1979," by amending section 101 (MCL 388.1701), as amended by 2002 PA 476.

(The bill was considered earlier today, see today's Journal p. 1209.)

The question being on the passage of the bill,

Reps. Richardville, Middaugh, Ward, DeRoche, Nitz and Caswell moved to amend the bill as follows:

1. Amend page 3, line 20, after "least" by inserting "**164 days and**".
2. Amend page 3, line 21, after "instruction." by inserting "Except as otherwise provided in this act, a district failing to hold ~~180~~ **164** days of pupil instruction shall forfeit from its total state aid allocation for each day of failure an amount equal to ~~1/180~~ **1/164** of its total state aid allocation."
3. Amend page 4, line 7, after "subsection." by inserting "A district failing to meet both the ~~180~~ **164** days of pupil instruction requirement and the minimum number of hours of pupil instruction requirement under this subsection shall be penalized only the higher of the 2 amounts calculated under the forfeiture provisions of this subsection".
4. Amend page 4, line 13, after the first "of" by inserting "days and".
5. Amend page 4, line 15, after the first "of" by inserting "**days and**".
6. Amend page 4, line 21, after "(6)." by striking out "**Hours**" and inserting "Days and hours".
7. Amend page 4, line 22, after "as" by inserting "days or".
8. Amend page 4, line 23, after "instruction." by inserting "A district not having at least 75% of the district's membership in attendance on any day of pupil instruction shall receive state aid in that proportion of ~~1/180~~ **1/164** that the actual percent of attendance bears to the specified percentage."
9. Amend page 6, line 10, after the first "of" by inserting "days and".
10. Amend page 6, line 17, after "below" by inserting "**164 days and**".
11. Amend page 6, line 20, after "least" by inserting "**164 days and**".
12. Amend page 6, line 25, after "least" by inserting "**164 days and**".
13. Amend page 8, line 9, after the second "the" by inserting "**164 days or**".
14. Amend page 8, line 21, after "to" by striking out "**a 4-day school week**" and inserting "**less than 180 days of pupil instruction**".
15. Amend page 8, line 23, after "issue" by striking out "**of a 4-day school week**" and inserting "**and shall obtain a performance audit of district operation by an independent certified public accountant, certified in performance auditing, that detail all areas in which the district can make budget cuts without adversely affecting pupil performance**".

The motion was seconded and the amendments were adopted, a majority of the members serving voting therefor.  
The question being on the passage of the bill,

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

**Roll Call No. 429**

**Yeas—62**

Acciavatti	Gielegem	Milosch	Shaffer
Adamini	Gillard	Moolenaar	Sheen
Amos	Hager	Mortimer	Shulman
Bisbee	Hart	Newell	Spade
Bradstreet	Hoogendyk	Nitz	Stahl
Brandenburg	Howell	Nofs	Stakoe
Brown	Hummel	Palmer	Steil
Casperson	Hune	Palsrok	Tabor

Caswell	Johnson, Rick	Pappageorge	Taub
Caul	Johnson, Ruth	Pastor	Van Regenmorter
DeRoche	Julian	Pumford	Vander Veen
Drolet	Koetje	Richardville	Voorhees
Ehardt	Kooiman	Rivet	Walker
Emmons	LaSata	Robertson	Ward
Farhat	Meyer	Shackleton	Woronchak
Garfield	Middaugh		

#### Nays—47

Accavitti	Gaffney	McConico	Stallworth
Anderson	Gleason	Meisner	Stewart
Bieda	Hardman	Minore	Tobocman
Byrum	Hood	Murphy	Vagnozzi
Cheeks	Hopgood	Paletko	Waters
Clack	Huizenga	Phillips	Wenke
Condino	Hunter	Plakas	Whitmer
Daniels	Jamnick	Reeves	Williams
Dennis	Kolb	Rocca	Wojno
DeRossett	LaJoy	Sak	Woodward
Elkins	Law	Sheltrown	Zelenko
Farrah	Lipsey	Smith	

In The Chair: Julian

The House agreed to the title of the bill.

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

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

Reps. Farrah, Accavitti, Anderson, Condino, Hopgood and Murphy, having reserved the right to explain their protest against the passage of the bill, made the following statement:

“Mr. Speaker and members of the House:

I voted no on House Bill 4452 (H-1) as amended because I have strong concerns about unintended consequences of this bill. First, if a school district switches to a 4-day school week, many parents will need to find day care for their children for that extra day. Some parents cannot afford this; will their children be left to roam the streets or at home alone and unsupervised. Having longer school days may prove to be too much for students. Some argue that students can handle only so much information each day, and once they reach that saturation point, additional instruction is not effective. In the past, the goal was increasing the school year. Now, we are allowing schools to have fewer days with longer hours. In some ways this seems inconsistent. Additionally, at a time when unemployment is high and our economy is weak, will this bill mean a 20 percent pay-cut for school bus drivers, lunch workers, etc.? For these reasons, I voted no on House Bill 4452 (H-1) as amended.”

Rep. Bieda, 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 House Bill 4452, as I had previously voted no on Senate Bill 364, because I have strong concerns about the unintended consequences of this bill. Paramount among these concerns is that if a school district switches to a four-day week, many parents will need to find day care for their children for that extra day. Some parents cannot afford this; will their children be left to roam the streets? Or stay at home alone and unsupervised? Having longer school days may prove to be too much for students. Many educational experts and parents argue that children can only handle so much information each day, and once they reach that saturation point, additional instruction is not effective. Lastly, previous legislatures have expressed the goal of increasing the school year. Now, we are allowing schools to have fewer days with longer hours. This seems to be rather inconsistent. Because of these concerns, and concerns previously expressed when I voted no on Senate Bill 364, I voted no on House Bill 4452.”



Rep. Richardville moved to suspend that portion of Rule 44 requiring bills to be handed to the Clerk three hours prior to calling the House to order.

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

### Introduction of Bills

Rep. Meyer introduced

**House Bill No. 4915, entitled**

A bill to provide for the maintenance, storage, retrieval, and duplication of public records.

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

Rep. Koetje introduced

**House Bill No. 4916, entitled**

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending section 16z of chapter XVII (MCL 777.16z), as amended by 2002 PA 271.

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

Reps. Rivet, McConico and Bradstreet introduced

**House Bill No. 4917, entitled**

A bill to amend 1991 PA 179, entitled "Michigan telecommunications act," by amending section 352 (MCL 484.2352), as added by 1995 PA 216.

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

Reps. Casperson, Tabor, DeRossett, LaJoy, Walker, Pastor, Amos, Garfield, Milosch, Bradstreet, Acciavatti, Drolet, Nitz, Caswell, Brandenburg, Hummel, Robertson, Shaffer, Shackleton, Stahl, Nofs, Ward, Emmons, Steil, Hune, Elkins, Pumford, Palmer, Spade, Farhat, Gaffney, Gleason, Moolenaar, Palsrok, Newell, Wenke, Sheltrown, Brown, Gillard, Howell, Huizenga, Kooiman, Woronchak, Hoogendyk, Sheen, Meyer, Middaugh, Vander Veen, Voorhees, Taub, Mortimer, Rivet, Shulman, Richardville, Pappageorge, Julian, Rocca, Hart, Caul, Hager, DeRoche, Stakoe, Bisbee, Ehardt, Smith and Wojno introduced

**House Bill No. 4918, entitled**

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," (MCL 760.1 to 777.69) by adding section 21c to chapter VIII.

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

Reps. Hoogendyk, Shulman and Sheen introduced

**House Bill No. 4919, entitled**

A bill to amend 1943 PA 184, entitled "Township zoning act," (MCL 125.271 to 125.310) by adding section 16i.

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

Reps. Julian, McConico, Hummel, Voorhees and Kooiman introduced

**House Bill No. 4920, entitled**

A bill to amend 1994 PA 295, entitled "Sex offenders registration act," by amending sections 5 and 8 (MCL 28.725 and 28.728), as amended by 2002 PA 542, and by adding section 8c.

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

Reps. Rivet, Palsrok, Tabor and Stahl introduced

**House Bill No. 4921, entitled**

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending sections 502, 1905, 43524, 43525, 43553, and 43554, the part heading to part 439, and sections 43901, 43905, 43906, and 44101 (MCL 324.502, 324.1905, 324.43524, 324.43525, 324.43553, 324.43554, 324.43901, 324.43905, 324.43906, and 324.44101), section 502 as amended by 2002 PA 148, section 1905 as added by 1995 PA 60, section 43524 as amended by 2002 PA 81, sections 43525 and 43553 as amended by 1996 PA 585, sections 43554, 43901, 43906, and 44101 as added by 1995 PA 57, and section 43905 as amended by 2000 PA 69, and by adding part 20; and to repeal acts and parts of acts.

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

Reps. Stahl, Palsrok, Tabor and Rivet introduced

**House Bill No. 4922, entitled**

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending section 811/ (MCL 257.811/), as added by 2000 PA 70.

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

Reps. Palsrok, Tabor, Rivet and Stahl introduced

**House Bill No. 4923, entitled**

A bill to amend 1984 PA 22, entitled "Michigan civilian conservation corps act," by amending the title and sections 2, 3, 5, and 11 (MCL 409.302, 409.303, 409.305, and 409.311), the title and sections 2 and 3 as amended by 1994 PA 394; and to repeal acts and parts of acts.

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

Reps. Kooiman, Vander Veen, Huizenga, Drolet, Sheen, Hoogendyk, Shaffer and Ward introduced

**House Bill No. 4924, entitled**

A bill to amend 1976 PA 388, entitled "Michigan campaign finance act," by amending sections 35 and 52 (MCL 169.235 and 169.252), section 35 as amended by 2000 PA 75 and section 52 as amended by 2001 PA 250.

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

Reps. Kooiman, Hart, Voorhees, Steil and Koetje introduced

**House Bill No. 4925, entitled**

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending section 20107a (MCL 324.20107a), as amended by 1996 PA 383, and by adding sections 11548a and 61519a.

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

Reps. Murphy, Byrum, Minore and Whitmer introduced

**House Bill No. 4926, entitled**

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending section 811e (MCL 257.811e), as amended by 2001 PA 124, and by adding section 811m.

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

Rep. Ward introduced

**House Bill No. 4927, entitled**

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," (MCL 257.1 to 257.923) by adding sections 217o and 217p.

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

Rep. Ward introduced

**House Bill No. 4928, entitled**

A bill to amend 1973 PA 116, entitled "An act to provide for the protection of children through the licensing and regulation of child care organizations; to provide for the establishment of standards of care for child care organizations; to prescribe powers and duties of certain departments of this state and adoption facilitators; to provide penalties; and to repeal acts and parts of acts," by amending section 1 (MCL 722.111), as amended by 2002 PA 696.

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

Rep. Ward introduced

**House Bill No. 4929, entitled**

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending section 3112a (MCL 324.3112a), as amended by 2000 PA 286.

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

Rep. Koetje introduced

**House Bill No. 4930, entitled**

A bill to amend 1998 PA 58, entitled "Michigan liquor control code of 1998," by amending section 515 (MCL 436.1515).

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

Reps. Howell, LaSata, Julian, Lipsey and Adamini introduced

**House Bill No. 4931, entitled**

A bill to amend 1956 PA 218, entitled "The insurance code of 1956," (MCL 500.100 to 500.8302) by adding section 3009a. The bill was read a first time by its title and referred to the Committee on Insurance.

Reps. Howell, LaSata, Julian, Lipsey and Adamini introduced

**House Bill No. 4932, entitled**

A bill to amend 1956 PA 218, entitled "The insurance code of 1956," by amending section 3009 (MCL 500.3009), as amended by 1988 PA 43.

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

Reps. Howell, LaSata, Julian, Lipsey and Adamini introduced

**House Bill No. 4933, entitled**

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending sections 45, 401, 514, and 520 (MCL 257.45, 257.401, 257.514, and 257.520), section 401 as amended by 2002 PA 652.

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

Reps. Ruth Johnson, Drolet, Brandenburg, Bradstreet, Rocca, Amos, Taub, Pappageorge, Garfield, Stakoe, Woodward, Robertson, Hoogendyk and Voorhees introduced

**House Bill No. 4934, entitled**

A bill to amend 1893 PA 206, entitled "The general property tax act," by amending section 24f (MCL 211.24f), as amended by 2000 PA 244.

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

Reps. Ruth Johnson, Drolet, Brandenburg, Bradstreet, Rocca, Amos, Garfield, Stakoe, Pappageorge, Robertson and Hoogendyk introduced

**House Bill No. 4935, entitled**

A bill to amend 1976 PA 451, entitled "The revised school code," by amending section 601a (MCL 380.601a), as added by 1995 PA 289, and by adding sections 606, 607, 608, and 609.

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

Reps. Woodward, Bradstreet, McConico, Rivet, Huizenga and LaSata introduced

**House Bill No. 4936, entitled**

A bill to amend 1991 PA 179, entitled "Michigan telecommunications act," by amending section 304 (MCL 484.2304), as amended by 2000 PA 295.

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

Reps. Caswell, Nitz, Julian, Hummel, Emmons, Pastor, Byrum, Robertson, Vander Veen, Stahl, Mortimer, Nofs, Taub, Pumford, Ward, Casperson, Elkins, Sheltroun, Rivet, Stakoe, Bradstreet, Brandenburg, Gillard, LaJoy, Shaffer, Minore, Zelenko, Accavitti, Brown and Williams introduced

**House Bill No. 4937, entitled**

A bill to amend 1965 PA 290, entitled "Boiler act of 1965," by amending section 7a (MCL 408.757a), as amended by 1982 PA 176.

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

Reps. Taub, Huizenga, Minore, Ward, Stakoe, Stahl, Moolenaar, Gaffney, DeRossett, Garfield, Nofs, Wenke and Hoogendyk introduced

**House Bill No. 4938, entitled**

A bill to provide for the qualification, appointment, and regulation of notaries; to provide for the levy, assessment, and collection of certain service charges and fees and to provide for their disposition; to create certain funds for certain purposes; to provide for liability for certain persons; to provide for the admissibility of certain evidence; to prescribe powers and duties of certain state agencies and local officers; to provide for remedies and penalties; and to repeal acts and parts of acts.

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

Reps. Sheltroun, Plakas and Lipsey introduced

**House Bill No. 4939, entitled**

A bill to amend 1976 PA 388, entitled "Michigan campaign finance act," by amending sections 24, 33, and 35 (MCL 169.224, 169.233, and 169.235), section 24 as amended by 1999 PA 237, section 33 as amended by 1999 PA 238, and section 35 as amended by 2000 PA 75.

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

Reps. Bieda, Law, Spade, Wojno, Lipsey, Gleason, Rocca, Plakas, Sak, Gielegem, Elkins, Meisner, Gillard, Hardman, Stallworth, Clack, Zelenko, Anderson, Waters, Accavitti, Byrum, Smith, Steil, Adamini, Brown, Rivet, Murphy, Condino, Farrah, Minore, Farhat, Dennis, Woodward, Whitmer, Howell, Vagnozzi, Wenke, Jamnick and Sheltroun introduced

**House Bill No. 4940, entitled**

A bill to amend 1984 PA 431, entitled "The management and budget act," by amending section 261 (MCL 18.1261), as amended by 1993 PA 46.

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

Reps. Tobocman, Hunter, Dennis and Gillard introduced

**House Bill No. 4941, entitled**

A bill to amend 1893 PA 206, entitled "The general property tax act," by amending section 7d (MCL 211.7d), as amended by 1998 PA 469.

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

Reps. Tobocman, Hunter, Kooiman, Dennis, Gillard and Woronchak introduced

**House Bill No. 4942, entitled**

A bill to amend 1893 PA 206, entitled "The general property tax act," by amending sections 27a and 34d (MCL 211.27a and 211.34d), section 27a as amended by 2000 PA 260 and section 34d as amended by 1996 PA 476.

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

Rep. Robertson introduced

**House Bill No. 4943, entitled**

A bill to amend 1966 PA 261, entitled "An act to provide for the apportionment of county boards of commissioners; to prescribe the size of the board; to provide for appeals; to prescribe the manner of election of the members of the county board of commissioners; to provide for compensation of members; to prescribe penalties and provide remedies; and to repeal acts and parts of acts," by amending section 12 (MCL 46.412), as amended by 1982 PA 504.

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

Rep. Richardville introduced

**House Bill No. 4944, entitled**

A bill to regulate the business of deferred presentment services; to require the licensing of providers of deferred presentment services; to prescribe powers and duties of certain state agencies and officials; and to prescribe penalties and provide remedies.

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

Reps. Farrah, Woronchak, Byrum, Elkins, Hopgood, Plakas, Tobocman, Accavitti, Gielegem, Phillips, Dennis, Condino, Bieda, Murphy, Meisner, Paletko, Stallworth, Wojno, Zelenko, Law, Lipsey, Gillard, Brown, Adamini, Gleason, Cheeks, Waters, Smith, Minore, Whitmer, Rivet, Kolb, Spade, McConico, Gaffney, Nofs, Ward, Moolenaar,

Stakoe, Hunter, Sak, Vagnozzi, Daniels, Richardville, Julian, Anderson, Kooiman, Wenke, Stewart, Garfield, Ehardt, LaSata and Ruth Johnson introduced

**House Bill No. 4945, entitled**

A bill to amend 1936 (Ex Sess) PA 1, entitled "Michigan employment security act," by amending section 64 (MCL 421.64), as amended by 1993 PA 275.

The bill was read a first time by its title and referred to the Committee on Employment Relations, Training and Safety.

Reps. Bradstreet, Palmer, Stahl, Hummel, Voorhees, Vander Veen, Moolenaar, Newell, Hager, Kooiman, Ehardt, Caswell, Casperson, Garfield, Tabor, Richardville, Hart, Reeves, Drolet, Hoogendyk, Nitz, Van Regenmorter, Emmons, Murphy and McConico introduced

**House Bill No. 4946, entitled**

A bill to amend 1976 PA 451, entitled "The revised school code," by amending section 1278 (MCL 380.1278), as amended by 1995 PA 289.

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

Reps. Gleason, Lipsey, Bieda, DeRoche, Steil, Meisner, Clack, Plakas, Cheeks and Ruth Johnson introduced

**House Bill No. 4947, entitled**

A bill to amend 1976 PA 451, entitled "The revised school code," by amending section 614 (MCL 380.614), as amended by 2002 PA 157.

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

Reps. Gleason, Lipsey, Bieda, Hopgood, Voorhees, Steil, Meisner, Spade, Clack, Plakas, Sak, Wojno, Cheeks, DeRossett, Stakoe, Ward, Moolenaar, Gaffney, Murphy and Ruth Johnson introduced

**House Bill No. 4948, entitled**

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending section 811e (MCL 257.811e), as amended by 2001 PA 124, and by adding sections 811q and 811r.

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

Reps. Gleason, Lipsey, Bieda, Voorhees, DeRoche, Steil, Meisner, Clack, Plakas, Wojno, Elkins, Law, Cheeks, Murphy, McConico and Vagnozzi introduced

**House Bill No. 4949, entitled**

A bill to amend 1978 PA 368, entitled "Public health code," by amending sections 13101 and 13102 (MCL 333.13101 and 333.13102), as added by 1996 PA 223, and by adding sections 13104, 13105, 13106, 13107, 13108, 13109, and 13110.

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

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Rep. Milosch moved that the House adjourn.

The motion prevailed, the time being 7:55 p.m.

The Speaker Pro Tempore declared the House adjourned until Thursday, July 3, at 10:00 a.m.

GARY L. RANDALL  
Clerk of the House of Representatives

