

No. 46
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House of Representatives
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House Chamber, Lansing, Thursday, May 11, 2006.

10:30 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	Elsenheimer—present	Law, Kathleen—present	Robertson—present
Acciavatti—present	Emmons—present	Leland—present	Rocca—present
Adamini—present	Espinoza—present	Lemmons, III—excused	Sak—present
Amos—present	Farhat—present	Lemmons, Jr.—excused	Schuitmaker—present
Anderson—present	Farrah—present	Lipsey—e/d/s	Shaffer—present
Angerer—present	Gaffney—present	Marleau—present	Sheen—present
Ball—present	Garfield—present	Mayes—present	Sheltrown—present
Baxter—present	Gillard—present	McConico—excused	Smith, Alma—present
Bennett—present	Gleason—present	McDowell—present	Smith, Virgil—present
Bieda—present	Gonzales—present	Meisner—present	Spade—present
Booher—present	Gosselin—present	Meyer—present	Stahl—present
Brandenburg—present	Green—present	Miller—present	Stakoe—present
Brown—present	Hansen—present	Moolenaar—present	Steil—present
Byrnes—present	Hildenbrand—present	Moore—present	Stewart—present
Byrum—present	Hood—present	Mortimer—present	Taub—present
Casperson—present	Hoogendyk—present	Murphy—present	Tobocman—present
Caswell—present	Hopgood—present	Newell—present	Vagnozzi—present
Caul—present	Huizenga—present	Nitz—present	Van Regenmorter—present
Cheeks—present	Hummel—present	Nofs—present	Vander Veen—present
Clack—present	Hune—present	Palmer—present	Walker—present
Clemente—present	Hunter—e/d/s	Palsrok—present	Ward—present
Condino—e/d/s	Jones—present	Pastor—present	Waters—present
Cushingberry—present	Kahn—present	Pavlov—present	Wenke—present
DeRoche—present	Kolb—e/d/s	Pearce—present	Williams—present
Dillon—present	Kooiman—present	Plakas—present	Wojno—present
Donigan—present	LaJoy—present	Polidori—present	Zelenko—e/d/s
Drolet—present	Law, David—present	Proos—present	

e/d/s = entered during session

Rep. Gary McDowell, from the 107th District, offered the following invocation:

“Let us take a moment to reflect on our responsibility today, what we can do to get our job done and the higher power we can call on to achieve great good for the people of Michigan.

May our hearts and minds be humble in spirit but lofty in goal and high in accomplishment.

We are from a state blessed with beauty, its lands and its people here long before us and long after us. As we have this moment to work, may we have humility and remember who we are representing.

We are leaders in a democracy, may we use this power to do what’s right for this honorable state. May we put aside our individual concerns to fulfill our duties for the people of Michigan.

May those who face hardship in this state find comfort, as we as legislators do our part to ease that suffering.

And always, may we keep our thoughts and our thanks with those Americans fighting in foreign lands as well as their families here in Michigan. May our achievements today be worthy of all of those men and women who have sacrificed themselves for our sake. Amen.”

Rep. Sak moved that Reps. Lemmons, III, Lemmons, Jr. and McConico be excused from today’s session. The motion prevailed.

Second Reading of Bills

Senate Bill No. 1171, entitled

A bill to amend 1931 PA 328, entitled “The Michigan penal code,” by amending section 168 (MCL 750.168).

The bill was read a second time.

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

The motion prevailed.

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

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

Rep. Sak moved that Rep. Leland be excused temporarily from today’s session. The motion prevailed.

By unanimous consent the House returned to the order of

Third Reading of Bills

Senate Bill No. 1171, entitled

A bill to amend 1931 PA 328, entitled “The Michigan penal code,” by amending section 168 (MCL 750.168).

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

Roll Call No. 455

Yeas—97

Accavitti	Elsenheimer	Law, David	Rocca
Acciavatti	Emmons	Law, Kathleen	Sak
Adamini	Espinoza	Marleau	Schuitmaker
Amos	Farhat	Mayer	Shaffer
Anderson	Farrah	McDowell	Sheen
Angerer	Gaffney	Meisner	Sheltrown
Ball	Garfield	Meyer	Smith, Alma
Baxter	Gillard	Miller	Smith, Virgil

Bennett	Gleason	Moolenaar	Spade
Bieda	Gonzales	Moore	Stahl
Booher	Gosselin	Mortimer	Stakoe
Brandenburg	Green	Murphy	Steil
Brown	Hansen	Newell	Stewart
Byrnes	Hildenbrand	Nitz	Taub
Byrum	Hood	Nofs	Tobocman
Casperson	Hoogendyk	Palmer	Vagnozzi
Caswell	Hopgood	Palsrok	Van Regenmorter
Caul	Huizenga	Pastor	Vander Veen
Cheeks	Hummel	Pavlov	Walker
Clack	Hune	Pearce	Ward
Clemente	Jones	Plakas	Waters
Cushingberry	Kahn	Polidori	Wenke
DeRoche	Kooiman	Proos	Williams
Dillon	LaJoy	Robertson	Wojno
Donigan			

Nays—1

Drolet

In The Chair: Kooiman

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

“An act to revise, consolidate, codify, and add to the statutes relating to crimes; to define crimes and prescribe the penalties and remedies; to provide for restitution under certain circumstances; to provide for the competency of evidence at the trial of persons accused of crime; to provide immunity from prosecution for certain witnesses appearing at such trials; and to repeal certain acts and parts of acts inconsistent with or contravening any of the provisions of this act,”

The House agreed to the full title.

Rep. Kolb entered the House Chambers.

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

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

Rep. Waters demanded the yeas and nays.

The demand was supported.

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

The motion prevailed, 2/3 of the members serving voting therefor, by yeas and nays, as follows:

Roll Call No. 456

Yeas—98

Accavitti	Emmons	Law, Kathleen	Rocca
Acciavatti	Espinoza	Leland	Sak
Adamini	Farhat	Marleau	Schuitmaker
Amos	Farrah	Mayer	Shaffer
Anderson	Gaffney	McDowell	Sheen
Angerer	Garfield	Meisner	Sheltrown
Ball	Gillard	Meyer	Smith, Alma
Baxter	Gleason	Miller	Smith, Virgil

Bennett	Gonzales	Moolenaar	Spade
Bieda	Gosselin	Moore	Stahl
Booher	Green	Mortimer	Stakoe
Brandenburg	Hansen	Murphy	Steil
Brown	Hildenbrand	Newell	Stewart
Byrnes	Hood	Nitz	Taub
Casperson	Hoogendyk	Nofs	Tobocman
Caswell	Hopgood	Palmer	Vagnozzi
Caul	Huizenga	Palsrok	Van Regenmorter
Cheeks	Hummel	Pastor	Vander Veen
Clack	Hune	Pavlov	Walker
Clemente	Jones	Pearce	Ward
Cushingberry	Kahn	Plakas	Waters
DeRoche	Kolb	Polidori	Wenke
Dillon	Kooiman	Proos	Williams
Donigan	LaJoy	Robertson	Wojno
Elsenheimer	Law, David		

Nays—1

Drolet

In The Chair: Kooiman

Second Reading of Bills

Senate Bill No. 1199, entitled

A bill to allow the requiring of a permit before demonstrating outside of locations in which a funeral service is being held; to allow local units of government to prohibit certain conduct at or near the locations in which a funeral service is being held; to prescribe the powers and duties of certain local governments and officials; and to provide for penalties.

Was read a second time, and the question being on the adoption of the proposed amendment previously recommended by the Committee on Veterans Affairs and Homeland Security (for amendment, see House Journal No. 45, p. 1087),

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

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

The motion prevailed.

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

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

Rep. Zelenko entered the House Chambers.

Rep. Ward moved that Rep. DeRoche be excused temporarily from today's session.
The motion prevailed.

By unanimous consent the House returned to the order of

Third Reading of Bills

Senate Bill No. 1199, entitled

A bill to allow the requiring of a permit before demonstrating outside of locations in which a funeral service is being held; to allow local units of government to prohibit certain conduct at or near the locations in which a funeral service is being held; to prescribe the powers and duties of certain local governments and officials; and to provide for penalties.

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

Roll Call No. 457**Yeas—99**

Accavitti	Emmons	Law, Kathleen	Sak
Acciavatti	Espinoza	Leland	Schuitmaker
Adamini	Farhat	Marleau	Shaffer
Amos	Farrah	Mayes	Sheen
Anderson	Gaffney	McDowell	Sheltrown
Angerer	Garfield	Meisner	Smith, Alma
Ball	Gillard	Meyer	Smith, Virgil
Baxter	Gleason	Miller	Spade
Bennett	Gonzales	Moolenaar	Stahl
Bieda	Gosselin	Moore	Stakoe
Booher	Green	Mortimer	Steil
Brandenburg	Hansen	Murphy	Stewart
Brown	Hildenbrand	Newell	Taub
Byrnes	Hood	Nitz	Tobocman
Byrum	Hoogendyk	Nofs	Vagnozzi
Casperson	Hopgood	Palmer	Van Regenmorter
Caswell	Huizenga	Palsrok	Vander Veen
Caul	Hummel	Pastor	Walker
Cheeks	Hune	Pavlov	Ward
Clack	Jones	Pearce	Waters
Clemente	Kahn	Plakas	Wenke
Cushingberry	Kolb	Polidori	Williams
Dillon	Kooiman	Proos	Wojno
Donigan	LaJoy	Robertson	Zelenko
Elsenheimer	Law, David	Rocca	

Nays—1

Drolet

In The Chair: Kooiman

The House agreed to the title of the bill.

Second Reading of Bills**Senate Bill No. 1229, entitled**

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending section 16i of chapter XVII (MCL 777.16i), as amended by 2003 PA 268.

The bill was read a second time.

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

The motion prevailed.

Rep. Ward 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. 1229, entitled**

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending section 16i of chapter XVII (MCL 777.16i), as amended by 2003 PA 268.

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

Roll Call No. 458**Yeas—99**

Accavitti	Emmons	Law, Kathleen	Sak
Acciavatti	Espinoza	Leland	Schuitmaker
Adamini	Farhat	Marleau	Shaffer
Amos	Farrah	Mayes	Sheen
Anderson	Gaffney	McDowell	Sheltrown
Angerer	Garfield	Meisner	Smith, Alma
Ball	Gillard	Meyer	Smith, Virgil
Baxter	Gleason	Miller	Spade
Bennett	Gonzales	Moolenaar	Stahl
Bieda	Gosselin	Moore	Stakoe
Booher	Green	Mortimer	Steil
Brandenburg	Hansen	Murphy	Stewart
Brown	Hildenbrand	Newell	Taub
Byrnes	Hood	Nitz	Tobocman
Byrum	Hoogendyk	Nofs	Vagnozzi
Casperson	Hopgood	Palmer	Van Regenmorter
Caswell	Huizenga	Palsrok	Vander Veen
Caul	Hummel	Pastor	Walker
Cheeks	Hune	Pavlov	Ward
Clack	Jones	Pearce	Waters
Clemente	Kahn	Plakas	Wenke
Cushingberry	Kolb	Polidori	Williams
Dillon	Kooiman	Proos	Wojno
Donigan	LaJoy	Robertson	Zelenko
Elsenheimer	Law, David	Rocca	

Nays—1

Drolet

In The Chair: Kooiman

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

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

The House agreed to the full title.

Rep. Waters moved that Rep. Virgil Smith be excused temporarily from today's session.
The motion prevailed.

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

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

Rep. Waters demanded the yeas and nays.

The demand was supported.

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

The motion prevailed, 2/3 of the members serving voting therefor, by yeas and nays, as follows:

Roll Call No. 459**Yeas—98**

Accavitti	Emmons	Law, Kathleen	Rocca
Acciavatti	Espinoza	Leland	Sak
Adamini	Farhat	Marleau	Schuitmaker
Amos	Farrah	Mayes	Shaffer
Anderson	Gaffney	McDowell	Sheen
Angerer	Garfield	Meisner	Sheltrown
Ball	Gillard	Meyer	Smith, Alma
Baxter	Gleason	Miller	Spade
Bennett	Gonzales	Moolenaar	Stahl
Bieda	Gosselin	Moore	Stakoe
Booher	Green	Mortimer	Steil
Brandenburg	Hansen	Murphy	Stewart
Brown	Hildenbrand	Newell	Taub
Byrnes	Hood	Nitz	Tobocman
Byrum	Hoogendyk	Nofs	Vagnozzi
Casperson	Hopgood	Palmer	Van Regenmorter
Caswell	Huizenga	Palsrok	Vander Veen
Caul	Hummel	Pastor	Walker
Cheeks	Hune	Pavlov	Ward
Clack	Jones	Pearce	Waters
Clemente	Kahn	Plakas	Wenke
Cushingberry	Kolb	Polidori	Williams
Dillon	Kooiman	Proos	Wojno
Donigan	LaJoy	Robertson	Zelenko
Elsenheimer	Law, David		

Nays—1

Drolet

In The Chair: Kooiman

Rep. Ward moved that **Senate Bill No. 1199** be given immediate effect.

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

Rep. Waters demanded the yeas and nays.

The demand was supported.

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

The motion prevailed, 2/3 of the members serving voting therefor, by yeas and nays, as follows:

Roll Call No. 460**Yeas—99**

Accavitti	Elsenheimer	Law, David	Sak
Acciavatti	Emmons	Law, Kathleen	Schuitmaker
Adamini	Espinoza	Leland	Shaffer
Amos	Farhat	Marleau	Sheen
Anderson	Farrah	Mayer	Sheltrown
Angerer	Gaffney	McDowell	Smith, Alma
Ball	Garfield	Meisner	Smith, Virgil
Baxter	Gillard	Meyer	Spade
Bennett	Gleason	Miller	Stahl
Bieda	Gonzales	Moolenaar	Stakoe
Booher	Gosselin	Moore	Steil
Brandenburg	Green	Mortimer	Stewart
Brown	Hansen	Newell	Taub
Byrnes	Hildenbrand	Nitz	Tobocman
Byrum	Hood	Nofs	Vagnozzi
Casperson	Hoogendyk	Palmer	Van Regenmorter
Caswell	Hopgood	Palsrok	Vander Veen
Caul	Huizenga	Pastor	Walker
Cheeks	Hummel	Pavlov	Ward
Clack	Hune	Pearce	Waters
Clemente	Jones	Plakas	Wenke
Cushingberry	Kahn	Polidori	Williams
DeRoche	Kolb	Proos	Wojno
Dillon	Kooiman	Robertson	Zelenko
Donigan	LaJoy	Rocca	

Nays—1

Drolet

In The Chair: Kooiman

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

The Speaker laid before the House

House Bill No. 5887, entitled

A bill to amend 1931 PA 328, entitled "The Michigan penal code," by amending section 168 (MCL 750.168) and by adding section 167d.

(The bill was received from the Senate on May 3, with substitute (S-1), title amendment and immediate effect given by the Senate, consideration of which, under the rules, was postponed until May 4, see House Journal No. 42, p. 1000.)

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. 461**Yeas—100**

Accavitti	Elsenheimer	Law, David	Rocca
Acciavatti	Emmons	Law, Kathleen	Sak
Adamini	Espinoza	Leland	Schuitmaker
Amos	Farhat	Marleau	Shaffer

Anderson	Farrah	Mayes	Sheen
Angerer	Gaffney	McDowell	Sheltrown
Ball	Garfield	Meisner	Smith, Alma
Baxter	Gillard	Meyer	Smith, Virgil
Bennett	Gleason	Miller	Spade
Bieda	Gonzales	Moolenaar	Stahl
Booher	Gosselin	Moore	Stakoe
Brandenburg	Green	Mortimer	Steil
Brown	Hansen	Murphy	Stewart
Byrnes	Hildenbrand	Newell	Taub
Byrum	Hood	Nitz	Tobocman
Casperson	Hoogendyk	Nofs	Vagnozzi
Caswell	Hopgood	Palmer	Van Regenmorter
Caul	Huizenga	Palsrok	Vander Veen
Cheeks	Hummel	Pastor	Walker
Clack	Hune	Pavlov	Ward
Clemente	Jones	Pearce	Waters
Cushingberry	Kahn	Plakas	Wenke
DeRoche	Kolb	Polidori	Williams
Dillon	Kooiman	Proos	Wojno
Donigan	LaJoy	Robertson	Zelenko

Nays—1

Drolet

In The Chair: Kooiman

Rep. Lipsey entered the House Chambers.

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

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

Rep. Waters demanded the yeas and nays.

The demand was supported.

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

The motion prevailed, 2/3 of the members serving voting therefor, by yeas and nays, as follows:

Roll Call No. 462**Yeas—101**

Accavitti	Emmons	Law, Kathleen	Rocca
Acciavatti	Espinoza	Leland	Sak
Adamini	Farhat	Lipsey	Schuitmaker
Amos	Farrah	Marleau	Shaffer
Anderson	Gaffney	Mayes	Sheen
Angerer	Garfield	McDowell	Sheltrown
Ball	Gillard	Meisner	Smith, Alma

Baxter	Gleason	Meyer	Smith, Virgil
Bennett	Gonzales	Miller	Spade
Bieda	Gosselin	Moolenaar	Stahl
Booher	Green	Moore	Stakoe
Brandenburg	Hansen	Mortimer	Steil
Brown	Hildenbrand	Murphy	Stewart
Byrnes	Hood	Newell	Taub
Byrum	Hoogendyk	Nitz	Tobocman
Casperson	Hopgood	Nofs	Vagnozzi
Caswell	Huizenga	Palmer	Van Regenmorter
Caul	Hummel	Palsrok	Vander Veen
Cheeks	Hune	Pastor	Walker
Clack	Jones	Pavlov	Ward
Clemente	Kahn	Pearce	Waters
Cushingberry	Kolb	Plakas	Wenke
DeRoche	Kooiman	Polidori	Williams
Dillon	LaJoy	Proos	Wojno
Donigan	Law, David	Robertson	Zelenko
Elsenheimer			

Nays—1

Drolet

In The Chair: Kooiman

The House agreed to the title as amended.

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

The Speaker laid before the House

House Bill No. 5888, entitled

A bill to amend 1927 PA 175, entitled “The code of criminal procedure,” by amending section 16i of chapter XVII (MCL 777.16i), as amended by 2003 PA 268.

(The bill was received from the Senate on May 3, with substitute (S-1), full title inserted and immediate effect given by the Senate, consideration of which, under the rules, was postponed until May 4, see House Journal No. 42, p. 1001.)

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. 463

Yeas—101

Accavitti	Emmons	Law, Kathleen	Rocca
Acciavatti	Espinoza	Leland	Sak
Adamini	Farhat	Lipsey	Schuitmaker
Amos	Farrah	Marleau	Shaffer
Anderson	Gaffney	Mayer	Sheen
Angerer	Garfield	McDowell	Sheltrown
Ball	Gillard	Meisner	Smith, Alma
Baxter	Gleason	Meyer	Smith, Virgil
Bennett	Gonzales	Miller	Spade
Bieda	Gosselin	Moolenaar	Stahl
Booher	Green	Moore	Stakoe
Brandenburg	Hansen	Mortimer	Steil

Brown	Hildenbrand	Murphy	Stewart
Byrnes	Hood	Newell	Taub
Byrum	Hoogendyk	Nitz	Tobocman
Casperson	Hopgood	Nofs	Vagnozzi
Caswell	Huizenga	Palmer	Van Regenmorter
Caul	Hummel	Palsrok	Vander Veen
Cheeks	Hune	Pastor	Walker
Clack	Jones	Pavlov	Ward
Clemente	Kahn	Pearce	Waters
Cushingberry	Kolb	Plakas	Wenke
DeRoche	Kooiman	Polidori	Williams
Dillon	LaJoy	Proos	Wojno
Donigan	Law, David	Robertson	Zelenko
Elsenheimer			

Nays—1

Drolet

In The Chair: Kooiman

Rep. Condino entered the House Chambers.

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

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

Rep. Waters demanded the yeas and nays.

The demand was supported.

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

The motion prevailed, 2/3 of the members serving voting therefor, by yeas and nays, as follows:

Roll Call No. 464**Yeas—101**

Accavitti	Elsenheimer	Law, Kathleen	Rocca
Acciavatti	Emmons	Leland	Sak
Adamini	Espinoza	Lipsey	Schuitmaker
Amos	Farhat	Marleau	Shaffer
Anderson	Farrah	Mayes	Sheen
Angerer	Gaffney	McDowell	Sheltrown
Ball	Garfield	Meisner	Smith, Alma
Baxter	Gleason	Meyer	Smith, Virgil
Bennett	Gonzales	Miller	Spade
Bieda	Gosselin	Moolenaar	Stahl
Booher	Green	Moore	Stakoe
Brandenburg	Hansen	Mortimer	Steil
Brown	Hildenbrand	Murphy	Stewart
Byrnes	Hood	Newell	Taub

Byrum	Hoogendyk	Nitz	Tobocman
Casperson	Hopgood	Nofs	Vagnozzi
Caswell	Huizenga	Palmer	Van Regenmorter
Caul	Hummel	Palsrok	Vander Veen
Cheeks	Hune	Pastor	Walker
Clack	Jones	Pavlov	Ward
Clemente	Kahn	Pearce	Waters
Condino	Kolb	Plakas	Wenke
Cushingberry	Kooiman	Polidori	Williams
DeRoche	LaJoy	Proos	Wojno
Dillon	Law, David	Robertson	Zelenko
Donigan			

Nays—1

Drolet

In The Chair: Kooiman

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.

Rep. Waters moved that Rep. Gillard be excused temporarily from today's session.
The motion prevailed.

The Speaker laid before the House

House Bill No. 4171, entitled

A bill to amend 1961 PA 236, entitled "Revised judicature act of 1961," by amending section 5739 (MCL 600.5739).
(The bill was received from the Senate on May 9, with substitute (S-1), full title inserted and immediate effect given by the Senate, consideration of which, under the rules, was postponed until May 10, see House Journal No. 44, p. 1052.)

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. 465

Yeas—102

Accavitti	Drolet	Law, Kathleen	Rocca
Acciavatti	Elsenheimer	Leland	Sak
Adamini	Emmons	Lipsey	Schuitmaker
Amos	Espinoza	Marleau	Shaffer
Anderson	Farhat	Mayes	Sheen
Angerer	Farrah	McDowell	Sheltrown
Ball	Gaffney	Meisner	Smith, Alma
Baxter	Garfield	Meyer	Smith, Virgil
Bennett	Gleason	Miller	Spade
Bieda	Gonzales	Moolenaar	Stahl
Booher	Gosselin	Moore	Stakoe
Brandenburg	Green	Mortimer	Steil
Brown	Hansen	Murphy	Stewart

Byrnes	Hildenbrand	Newell	Taub
Byrum	Hood	Nitz	Tobocman
Casperson	Hoogendyk	Nofs	Vagnozzi
Caswell	Hopgood	Palmer	Van Regenmorter
Caul	Huizenga	Palsrok	Vander Veen
Cheeks	Hummel	Pastor	Walker
Clack	Hune	Pavlov	Ward
Clemente	Jones	Pearce	Waters
Condino	Kahn	Plakas	Wenke
Cushingberry	Kolb	Polidori	Williams
DeRoche	Kooiman	Proos	Wojno
Dillon	LaJoy	Robertson	Zelenko
Donigan	Law, David		

Nays—0

In The Chair: Kooiman

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.

Rep. Ward moved that Rep. LaJoy be excused temporarily from today's session.
The motion prevailed.

The Speaker laid before the House

House Bill No. 5638, entitled

A bill to enter into the midwest interstate passenger rail compact to promote intergovernmental coordination aimed at development and promotion of intercity passenger rail transportation; to promote long-range planning for high-speed rail passenger service in the midwest; to describe the powers and duties of certain commissions; and to provide for ratification and a method of termination.

(The bill was received from the Senate on May 9, immediate effect given by the Senate and House granted immediate effect, see House Journal No. 44, p. 1074.)

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

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

Rep. Waters demanded the yeas and nays.

The demand was supported.

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

The motion prevailed, 2/3 of the members serving voting therefor, by yeas and nays, as follows:

Roll Call No. 466

Yeas—84

Accavitti	Emmons	Lipsey	Rocca
Acciavatti	Espinoza	Marleau	Sak
Angerer	Farhat	Mayer	Schuitmaker
Ball	Farrah	McDowell	Shaffer
Bennett	Gaffney	Meisner	Sheltrown
Bieda	Gleason	Meyer	Spade
Booher	Gonzales	Miller	Stahl
Brandenburg	Green	Moolenaar	Stakoe

Brown	Hansen	Moore	Steil
Byrnes	Hildenbrand	Mortimer	Stewart
Byrum	Hood	Murphy	Taub
Casperson	Hoogendyk	Newell	Vagnozzi
Caswell	Huizenga	Nitz	Van Regenmorter
Caul	Hummel	Nofs	Vander Veen
Cheeks	Jones	Palsrok	Walker
Clack	Kahn	Pavlov	Ward
Clemente	Kolb	Pearce	Waters
DeRoche	Kooiman	Plakas	Wenke
Dillon	Law, David	Polidori	Williams
Donigan	Law, Kathleen	Proos	Wojno
Elsenheimer	Leland	Robertson	Zelenko

Nays—17

Adamini	Cushingberry	Hopgood	Sheen
Amos	Drolet	Hune	Smith, Alma
Anderson	Garfield	Palmer	Smith, Virgil
Baxter	Gosselin	Pastor	Tobocman
Condino			

In The Chair: Kooiman

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

Rep. LaJoy, under Rule 33, made the following statement:

“Mr. Speaker and members of the House:

I was absent from the Chamber when the vote was taken on Roll Call No. 466. Had I been present, I would have voted ‘yea’.”

Rep. Sak moved that Rep. Murphy be excused temporarily from today’s session.

The motion prevailed.

The Speaker laid before the House

House Bill No. 5747, entitled

A bill to amend 1931 PA 328, entitled “The Michigan penal code,” (MCL 750.1 to 750.568) by adding chapter LXVIIA. (The bill was received from the Senate on May 9, with substitute (S-1), full title inserted and immediate effect given by the Senate, consideration of which, under the rules, was postponed until May 10, see House Journal No. 44, p. 1052.)

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. 467**Yeas—101**

Accavitti	Drolet	Law, David	Rocca
Acciavatti	Elsenheimer	Law, Kathleen	Sak

Adamini	Emmons	Leland	Schuitmaker
Amos	Espinoza	Lipsey	Shaffer
Anderson	Farhat	Marleau	Sheen
Angerer	Farrah	Mayes	Sheltrown
Ball	Gaffney	McDowell	Smith, Alma
Baxter	Garfield	Meisner	Smith, Virgil
Bennett	Gleason	Meyer	Spade
Bieda	Gonzales	Miller	Stahl
Booher	Gosselin	Moolenaar	Stakoe
Brandenburg	Green	Moore	Steil
Brown	Hansen	Mortimer	Stewart
Byrnes	Hildenbrand	Newell	Taub
Byrum	Hood	Nitz	Tobocman
Casperson	Hoogendyk	Nofs	Vagnozzi
Caswell	Hopgood	Palmer	Van Regenmorter
Caul	Huizenga	Palsrok	Vander Veen
Cheeks	Hummel	Pastor	Walker
Clack	Hune	Pavlov	Ward
Clemente	Jones	Pearce	Waters
Condino	Kahn	Plakas	Wenke
Cushingberry	Kolb	Polidori	Williams
DeRoche	Kooiman	Proos	Wojno
Dillon	LaJoy	Robertson	Zelenko
Donigan			

Nays—0

In The Chair: Kooiman

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.

Rep. Ward moved that Reps. Newell and Marleau be excused temporarily from today's session.

The motion prevailed.

The Speaker laid before the House

House Bill No. 6003, entitled

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

funds; to provide for the deposits in the state trunk line fund, critical bridge fund, comprehensive transportation fund, and certain other funds of money raised by specific taxes and fees; to provide for definitions of public transportation functions and criteria; to define the purposes for which Michigan transportation funds may be allocated; to provide for Michigan transportation fund grants; to provide for review and approval of transportation programs; to provide for submission of annual legislative requests and reports; to provide for the establishment and functions of certain advisory entities; to provide for conditions for grants; to provide for the issuance of bonds and notes for transportation purposes; to provide for the powers and duties of certain state and local agencies and officials; to provide for the making of loans for transportation purposes by the state transportation department and for the receipt and repayment by local units and agencies of those loans from certain specified sources; and to repeal acts and parts of acts," by amending section 11e (MCL 247.661e), as added by 1992 PA 223.

(The bill was received from the Senate on May 10, with immediate effect given by the Senate and was postponed for the day, see House Journal No. 45, p. 1082.)

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

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

Rep. Sak demanded the yeas and nays.

The demand was supported.

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

The motion prevailed, 2/3 of the members serving voting therefor, by yeas and nays, as follows:

Roll Call No. 468

Yeas—98

Accavitti	Elsenheimer	Law, Kathleen	Sak
Acciavatti	Emmons	Leland	Schuitmaker
Adamini	Espinoza	Lipsey	Shaffer
Amos	Farhat	Mayes	Sheen
Anderson	Farrar	McDowell	Sheltrown
Angerer	Gaffney	Meisner	Smith, Alma
Ball	Garfield	Meyer	Smith, Virgil
Baxter	Gleason	Miller	Spade
Bennett	Gonzales	Moolenaar	Stahl
Bieda	Gosselin	Moore	Stakoe
Booher	Green	Mortimer	Steil
Brandenburg	Hansen	Murphy	Stewart
Byrnes	Hildenbrand	Nitz	Taub
Byrum	Hood	Nofs	Tobocman
Casperson	Hoogendyk	Palmer	Vagnozzi
Caul	Hopgood	Palsrok	Van Regenmorter
Cheeks	Huizenga	Pastor	Vander Veen
Clack	Hummel	Pavlov	Walker
Clemente	Hune	Pearce	Ward
Condino	Jones	Plakas	Waters
Cushingberry	Kahn	Polidori	Wenke
DeRoche	Kolb	Proos	Williams
Dillon	Kooiman	Robertson	Wojno
Donigan	LaJoy	Rocca	Zelenko
Drolet	Law, David		

Nays—1

Caswell

In The Chair: Kooiman

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

Rep. Marleau, under Rule 33, made the following statement:

“Mr. Speaker and members of the House:

I was absent from the Chamber when the vote was taken on Roll Call No. 468. Had I been present, I would have voted ‘yea’.”

Second Reading of Bills

House Bill No. 5955, entitled

A bill to amend 1917 PA 273, entitled “An act to regulate and license pawnbrokers in certain governmental units of this state; and to prescribe certain powers and duties of certain local governmental units and state agencies,” by amending sections 1 and 3 (MCL 446.201 and 446.203), section 1 as amended by 2004 PA 585 and section 3 as amended by 2002 PA 469.

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

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

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

The motion prevailed.

House Bill No. 5956, entitled

A bill to amend 1945 PA 231, entitled “An act to prescribe additional regulations and requirements for pawnbrokers, secondhand dealers and junk dealers; to provide for the taking of fingerprints and the making of reports to enforcement officers; to prescribe penalties for the violation of the provisions of this act; and to declare the effect of this act,” by amending sections 1 and 6 (MCL 445.471 and 445.476).

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

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

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

The motion prevailed.

House Bill No. 5957, entitled

A bill to amend 1917 PA 350, entitled “An act to regulate and license second hand dealers and junk dealers; and to prescribe penalties for the violation of the provisions of this act,” by amending sections 1 and 3 (MCL 445.401 and 445.403).

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

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

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

The motion prevailed.

House Bill No. 5958, entitled

A bill to amend 1981 PA 95, entitled “The precious metal and gem dealer act,” by amending sections 2 and 3 (MCL 445.482 and 445.483), section 2 as amended by 1990 PA 34.

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

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

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

The motion prevailed.

House Bill No. 5172, entitled

A bill to amend 1976 PA 388, entitled “Michigan campaign finance act,” by amending section 6 (MCL 169.206), as amended by 2003 PA 69, and by adding section 48.

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

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

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

The motion prevailed.

House Bill No. 5937, entitled

A bill to regulate persons who receive contributions for purposes of defending elected officials from criminal, civil, and administrative actions; to regulate contributions made for purposes of defending elected officials from criminal, civil, and administrative actions; to require certain reports to be filed; to prescribe certain powers and duties of the secretary of state; and to prescribe penalties and civil sanctions.

The bill was read a second time.

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

The motion prevailed.

Rep. Hunter entered the House Chambers.

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

By unanimous consent the House returned to the order of

Motions and Resolutions

Reps. Hoogendyk, Proos, Nitz, Shaffer, Baxter, Brandenburg, Caul, Gosselin, Jones, Kooiman, Marleau, Meyer, Moolenaar, Mortimer, Palmer, Pearce, Sheen, Stahl, Taub and Vander Veen offered the following resolution:

House Resolution No. 263.

A resolution to memorialize the Congress of the United States to enact the Broadcast Decency Enforcement Act.

Whereas, Parents, educators, and policymakers across the country have expressed serious concerns over the material that is broadcast into American homes by television and radio each day. This concern continues even in the face of efforts of the Federal Communications Commission (FCC) to enforce standards to prevent the presentation of obscene, indecent, and profane material over public airwaves; and

Whereas, In spite of a number highly publicized incidents and considerable public discussion about the amount of objectionable material on television and radio, programming readily available for children to see or hear remains rife with graphic sexuality, profanity, and indecency. In the face of efforts to enforce standards, four major television networks recently filed suit against the FCC over its efforts to fine the networks for ignoring clear standards of decency in broadcasts; and

Whereas, Congress has before it the Broadcast Decency Enforcement Act, H.R. 310. This legislation would increase penalties for violations by television and radio stations that broadcast obscene, indecent, or profane material. This measure would also authorize the FCC to require violators to broadcast public service announcements that serve the educational needs of children to audiences that are larger than those who saw the offensive material. The legislation also directs the FCC to treat subsequent offenses as serious violations when broadcast license renewals are considered and to pursue license revocation after 3 violations; now, therefore, be it

Resolved by the House of Representatives, That we memorialize the Congress of the United States to enact the Broadcast Decency Enforcement Act to increase penalties for violations of broadcast decency standards and to require the Federal Communications Commission to take actions to increase accountability; and be it further

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

The resolution was referred to the Committee on Energy and Technology.

Reps. Walker, Ball, Baxter, Booher, Brandenburg, Brown, Caul, Clack, Cushingberry, Elsenheimer, Farhat, Gleason, Gosselin, Hildenbrand, Jones, Kooiman, David Law, Lipsey, Marleau, Mayes, McDowell, Meyer, Moolenaar, Mortimer, Murphy, Nitz, Palmer, Pearce, Proos, Sak, Alma Smith, Stahl, Taub, Tobocman, Vander Veen and Zelenko offered the following resolution:

House Resolution No. 264.

A resolution celebrating the 50th anniversary of the Northwestern Michigan College's annual barbecue in Traverse City, Michigan.

Whereas, Northwestern Michigan College (NMC) hosts an annual barbecue each May on their beautiful campus, welcoming the state of Michigan to their college; and

Whereas, Over 500 volunteers donate energy, time, and enthusiasm to make the annual NMC barbecue a success; and

Whereas, Over 10,000 Michiganians attend the barbecue each year, continuing the tradition in Traverse City that NMC is a college built by the community for the community; and

Whereas, Local grocer Gerald Oleson and his wife Frances started the annual picnic in 1956 by asking the community if they would help with the event if he donated the food. Over 4,900 people attended the first event making the barbecue a huge success; and

Whereas, Oleson's Food Stores have donated the food for every barbecue since that first one, serving over 2,000 pounds each of buffalo meat, potato salad, and baked beans at every barbecue; and

Whereas, The annual NMC barbecue has raised more than 1.3 million dollars for projects at the college, including facilities like the NMC Dennis Museum Center, the NMC University Center, classroom equipment to enhance learning, and programs that contribute to education for the community; now, therefore, be it

Resolved by the House of Representatives, That the members of this legislative body celebrate the 50th anniversary of the Northwestern Michigan College's annual barbecue in Traverse City, Michigan. We also recognize the Oleson Family for their foresight and generosity for the past 50 years.

Pending the reference of the resolution to a committee,

Rep. Ward 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.

Reports of Standing Committees

The Committee on Local Government and Urban Policy, by Rep. Stakoe, Chair, reported

House Bill No. 5529, entitled

A bill to amend 1951 PA 33, entitled "An act to provide police and fire protection for townships and for certain areas in townships, certain incorporated villages, and certain cities; to authorize contracting for fire and police protection; to authorize the purchase of fire and police equipment, and the maintenance and operation of the equipment; to provide for defraying the cost of the equipment; to authorize the creation of special assessment districts and the levying and collecting of special assessments; to authorize the issuance of special assessment bonds in anticipation of the collection of special assessments and the advancement of the amount necessary to pay such bonds, and to provide for reimbursement for such advances by reassessment if necessary; to authorize the collection of fees for certain emergency services in townships and other municipalities; to authorize the creation of administrative boards and to prescribe their powers and duties; to provide for the appointment of traffic officers and to prescribe their powers and duties; and to repeal acts and parts of acts," by amending section 11 (MCL 41.811), as amended by 2004 PA 464.

Without amendment and with the recommendation that the bill pass.

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

Favorable Roll Call

To Report Out:

Yeas: Reps. Stakoe, Elsenheimer, Robertson, Nitz, Baxter, Schuitmaker, Accavitti, Donigan, Vagnozzi and Virgil Smith

Nays: None

COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Thursday, May 11, 2006

Present: Reps. Stakoe, Elsenheimer, Robertson, Nitz, Baxter, Schuitmaker, Accavitti, Donigan, Vagnozzi and Virgil Smith

Absent: Rep. Van Regenmorter

Excused: Rep. Van Regenmorter

COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Palsrok, Chair, of the Committee on Natural Resources, Great Lakes, Land Use, and Environment, was received and read:

Meeting held on: Thursday, May 11, 2006

Present: Reps. Palsrok, Pavlov, Meyer, Palmer, LaJoy, Elsenheimer, Pearce, Gillard, Miller, Byrnes, Kathleen Law, Bennett and Donigan

Absent: Reps. Ward and Moore

Excused: Reps. Ward and Moore

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, May 11:

House Bill Nos. 6044 6045 6046 6047 6048 6049 6050 6051

Senate Bill Nos. 1259 1260

The Clerk announced that the following Senate bills had been received on Thursday, May 11:

Senate Bill Nos. 689 1106 1172 1198 1202

By unanimous consent the House returned to the order of

Messages from the Senate

House Bill No. 4138, entitled

A bill to provide for standards of accessibility for certain publicly funded housing; and to provide for certain powers and duties of certain state authorities.

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

The Senate has passed the bill as substituted (S-1) and ordered that it be given immediate effect.

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

Senate Bill No. 689, entitled

A bill to amend 1964 PA 170, entitled "An act to make uniform the liability of municipal corporations, political subdivisions, and the state, its agencies and departments, officers, employees, and volunteers thereof, and members of certain boards, councils, and task forces when engaged in the exercise or discharge of a governmental function, for injuries to property and persons; to define and limit this liability; to define and limit the liability of the state when engaged in a proprietary function; to authorize the purchase of liability insurance to protect against loss arising out of this liability; to provide for defending certain claims made against public officers, employees, and volunteers and for paying damages sought or awarded against them; to provide for the legal defense of public officers, employees, and volunteers; to provide for reimbursement of public officers and employees for certain legal expenses; and to repeal acts and parts of acts," (MCL 691.1401 to 691.1419) by adding section 7c.

The Senate has passed the bill.

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

Senate Bill No. 1106, entitled

A bill to amend 1887 PA 128, entitled "An act establishing the minimum ages for contracting marriages; to require a civil license in order to marry and its registration; to provide for the implementation of federal law; and to provide a penalty for the violation of this act," by amending sections 2, 3, and 3a (MCL 551.102, 551.103, and 551.103a), section 2 as amended by 1998 PA 333, section 3 as amended by 1984 PA 346, and section 3a as amended by 1989 PA 270.

The Senate has passed the bill.

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

Senate Bill No. 1172, entitled

A bill to amend 1986 PA 32, entitled "Emergency telephone service enabling act," by amending sections 301, 401, and 717 (MCL 484.1301, 484.1401, and 484.1717), section 301 as amended by 1994 PA 29, section 401 as amended by 1999 PA 81, and section 717 as added by 1999 PA 79, and by adding section 413.

The Senate has passed the bill.

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

Senate Bill No. 1198, entitled

A bill to amend 1939 PA 280, entitled "The social welfare act," (MCL 400.1 to 400.119b) by adding section 1111.

The Senate has passed the bill.

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

Senate Bill No. 1202, entitled

A bill to amend 2004 PA 452, entitled "Identity theft protection act," by amending section 5 (MCL 445.65) and by adding section 5a.

The Senate has passed the bill.

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

Introduction of Bills

Reps. Moore, Nofs, Meyer, Caul and Casperson introduced

House Bill No. 6052, entitled

A bill to amend 1979 PA 94, entitled "The state school aid act of 1979," by amending sections 321 and 37 (MCL 388.16321 and 388.1637), section 321 as added and section 37 as amended by 2005 PA 155.

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

Reps. Tobocman, Lipsey, Condino, Gaffney, Bieda, Vagnozzi and McConico introduced

House Bill No. 6053, entitled

A bill to amend 1976 PA 388, entitled "Michigan campaign finance act," by amending sections 3, 5, 7, 10, and 11 (MCL 169.203, 169.205, 169.207, 169.210, and 169.211), section 3 as amended by 1989 PA 95, section 5 as amended by 1999 PA 237, section 7 as amended by 2001 PA 250, and section 11 as amended by 1996 PA 590, and by adding sections 91, 92, 93, 94, 95, 96, 97, 98, 99, 100, 101, 103, 105, 107, 108, and 109.

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

Rep. Cushingberry introduced

House Bill No. 6054, entitled

A bill to amend 1980 PA 300, entitled "The public school employees retirement act of 1979," by amending section 43a (MCL 38.1343a), as amended by 2002 PA 94.

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

Reps. Casperson, Farhat, Elsenheimer, Brown, Adamini, Moore, Hansen, Hummel, Taub, LaJoy, Marleau, Emmons, Hildenbrand, Pearce and Stakoe introduced

House Bill No. 6055, entitled

A bill to create the state facility authority; to create certain state authorities; to create funds and accounts; to prescribe the powers and duties of the authority; to operate certain facilities; and to prescribe the powers and duties of certain state and local officials.

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

Reps. Walker, Stahl, Meyer and Nitz introduced

House Bill No. 6056, entitled

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending sections 1606 and 83107 (MCL 324.1606 and 324.83107), section 1606 as amended by 2000 PA 414 and section 83107 as added by 1998 PA 418.

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

Reps. Stahl, Walker, Meyer and Nitz introduced

House Bill No. 6057, entitled

A bill to amend 1931 PA 189, entitled "The insect pest and plant disease act," by amending section 2 (MCL 286.202). The bill was read a first time by its title and referred to the Committee on Conservation, Forestry, and Outdoor Recreation.

Reps. Booher, Walker, Stahl, Meyer and Nitz introduced

House Bill No. 6058, entitled

A bill to amend 1945 PA 72, entitled "An act to prevent the importation from other states, and the spread within this state, of all serious insect pests and contagious plant diseases and to provide for their repression and control, imposing certain powers and duties on the commissioner of agriculture; to prescribe penalties for the violation of the provisions of this act; and to repeal certain acts and parts of acts," (MCL 286.251 to 286.260) by adding section 11.

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

Notices

Rep. Cushingberry, under Rule 33, made the following statement:

"Mr. Speaker and members of the House:

I was absent from the Chamber when the vote was taken on Roll Call Nos. 437-454. Had I been present, I would have voted 'yea' on Roll Call Nos. 437-439 and 441-454 and 'nay' on Roll Call No. 440."

Rep. Nofs moved that the House adjourn.

The motion prevailed, the time being 12:05 p.m.

The Speaker Pro Tempore declared the House adjourned until Tuesday, May 16, at 1:00 p.m.

GARY L. RANDALL
Clerk of the House of Representatives