

No. 93
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House of Representatives
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REGULAR SESSION OF 2006

House Chamber, Lansing, Tuesday, December 12, 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	Proos—present
Acciavatti—excused	Emmons—present	Leland—present	Robertson—present
Adamini—present	Espinoza—present	Lemmons, III—excused	Rocca—present
Amos—present	Farhat—present	Lemmons, Jr.—present	Sak—present
Anderson—present	Farrah—present	Lipsey—present	Schuitmaker—present
Angerer—present	Gaffney—present	Marleau—present	Shaffer—present
Ball—present	Garfield—present	Mayes—present	Sheen—present
Baxter—present	Gillard—present	McConico—present	Sheltrown—present
Bennett—present	Gleason—present	McDowell—present	Smith, Alma—present
Bieda—present	Gonzales—present	Meadows—present	Smith, Virgil—present
Booher—present	Gosselin—present	Meisner—present	Spade—present
Brandenburg—present	Green—present	Meyer—present	Stahl—present
Brown—present	Hansen—present	Miller—present	Stakoe—present
Byrnes—present	Hildenbrand—present	Moolenaar—present	Steil—excused
Byrum—present	Hood—present	Moore—present	Stewart—present
Casperson—present	Hoogendyk—present	Mortimer—present	Taub—present
Caswell—present	Hopgood—present	Murphy—present	Tobocman—present
Caul—present	Huizenga—present	Newell—present	Vagnozzi—present
Cheeks—present	Hummel—present	Nitz—present	Van Regenmorter—present
Clack—present	Hune—present	Nofs—present	Vander Veen—present
Clemente—present	Hunter—present	Palmer—present	Walker—present
Condino—present	Jones, Hayes—present	Palsrok—present	Ward—present
Cushingberry—present	Jones, Rick—present	Pastor—present	Waters—present
DeRoche—present	Kahn—present	Pavlov—present	Wenke—present
Dillon—present	Kolb—present	Pearce—present	Williams—present
Donigan—present	Koiman—present	Plakas—e/d/s	Wojno—present
Drolet—present	LaJoy—present	Polidori—present	Zelenko—present
Ebli—present	Law, David—present		

e/d/s = entered during session

Rep. Jerry Kooiman, from the 75th District, offered the following invocation:

“Dear Lord,

Thank You for the opportunity we have to serve in this place. You have given each individual here gifts and talents to be used in Your service.

I pray that as we deliberate today on the issues before us that we would do so in a positive way that reflects Your will, Your truth, and Your justice.

We pray Lord for the wisdom to know what is right, the courage to do what is right, and the humility to recognize that we can learn from each other through discussion and debate.

We pray Lord that we would be continually faithful to the words of Your prophet Micah as recorded in Micah 6:8. ‘He has showed you, O man, what is good and what does the Lord require of you? To act justly, to love mercy, and to walk humbly with your God.’

Lord, thank You for Your goodness and Your faithfulness. And thank You for Your patience with us as we seek to know and practice Your will.

In Your name we pray, Amen.”

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

Rep. Palmer moved that Reps. Acciavatti and Steil be excused from today’s session.
The motion prevailed.

Notices

Rep. Amos, 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. 1154-1164. Had I been present, I would have voted ‘yea’.”

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

Rep. Espinoza, 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. 1201-1216. Had I been present, I would have voted ‘nay’ on Roll Call No. 1201 and ‘yea’ on Roll Call Nos. 1202-1216.”

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

By unanimous consent the House returned to the order of

Reports of Standing Committees

The Speaker laid before the House

House Resolution No. 248.

A resolution to memorialize the Congress of the United States to enact legislation to amend the definition of “physician” in the Medicaid program to include podiatric physicians.

(For text of resolution, see House Journal No. 39, p. 934.)

(The resolution was reported by the Committee on Health Policy on June 6, consideration of which, under the rules, was postponed until June 7.)

The question being on the adoption of the resolution,
The resolution was adopted.

The Speaker laid before the House

House Resolution No. 266.

A resolution to memorialize the Congress of the United States to enact the Hearing Aid Tax Credit Act.

(For text of resolution, see House Journal No. 48, p. 1161.)

(The resolution was reported by the Committee on Tax Policy on September 20, with substitute (H-1), consideration of which, under the rules, was postponed until September 21.)

(For substitute, see House Journal No. 83, p. 2614.)

The question being on the adoption of the proposed substitute (H-1) recommended by the Committee,

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

The question being on the adoption of the resolution,

The resolution was adopted.

The Speaker laid before the House

House Resolution No. 313.

A resolution to memorialize the United States Congress to approve full federal funding for the barriers designed to protect the Great Lakes from Asian carp.

(For text of resolution, see House Journal No. 83, p. 2636.)

(The resolution was reported by the Committee on Natural Resources, Great Lakes, Land Use, and Environment on November 30, consideration of which, under the rules, was postponed until December 5.)

The question being on the adoption of the resolution,

The resolution was adopted.

The Speaker laid before the House

House Resolution No. 320.

A resolution to urge the United States Fish and Wildlife Service to designate Asian carp as injurious species under the federal Lacey Act.

(For text of resolution, see House Journal No. 88, p. 2783.)

(The resolution was reported by the Committee on Natural Resources, Great Lakes, Land Use, and Environment on November 30, consideration of which, under the rules, was postponed until December 5.)

The question being on the adoption of the resolution,

The resolution was adopted.

Second Reading of Bills

Senate Bill No. 1110, entitled

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending section 2a of chapter XI (MCL 771.2a), as amended by 2005 PA 126.

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

The motion prevailed.

Senate Bill No. 95, entitled

A bill to amend 1976 PA 451, entitled "The revised school code," by amending section 1284 (MCL 380.1284), as amended by 1997 PA 53.

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.

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

Senate Bill No. 924, entitled

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending sections 74117 and 81116 (MCL 324.74117 and 324.81116), section 74117 as amended by 2003 PA 170 and section 81116 as amended by 2003 PA 111.

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.

Senate Bill No. 1257, entitled

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending section 716 (MCL 257.716), as amended by 1998 PA 427.

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.

Senate Bill No. 1269, entitled

A bill to amend 1956 PA 218, entitled "The insurance code of 1956," by amending section 4404 (MCL 500.4404), as amended by 1995 PA 210.

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.

Senate Bill No. 405, entitled

A bill to amend 1980 PA 497, entitled "Construction lien act," by amending sections 110, 115, 202, 203, 204, and 206 (MCL 570.1110, 570.1115, 570.1202, 570.1203, 570.1204, and 570.1206), section 110 as amended by 2001 PA 151, sections 115 and 203 as amended by 1982 PA 17, and sections 202 and 206 as amended by 1981 PA 191.

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

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

Rep. Huizenga moved to amend the bill as follows:

1. Amend page 11, line 20, by striking out "**MAY**" and inserting "**SHALL**".

The motion prevailed and 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.

Senate Bill No. 1125, entitled

A bill to amend 1976 PA 331, entitled "Michigan consumer protection act," by amending sections 2, 3, and 5 (MCL 445.902, 445.903, and 445.905), section 2 as amended by 1984 PA 91 and section 3 as amended by 2004 PA 462.

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.

Senate Bill No. 927, entitled

A bill to amend 1959 PA 241, entitled "An act relating to the marking of containers used for liquefied petroleum or carbonic gas; to prohibit the defacing, erasing or other removal of such mark, and the filling, refilling, trafficking in or use of such containers without the authority of the owner; and to provide a penalty for the violation thereof," by amending the title and section 2 (MCL 429.112).

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.

Senate Bill No. 928, entitled

A bill to amend 1959 PA 241, entitled "An act relating to the marking of containers used for liquefied petroleum or carbonic gas; to prohibit the defacing, erasing or other removal of such mark, and the filling, refilling, trafficking in or use of such containers without the authority of the owner; and to provide a penalty for the violation thereof," by amending section 3 (MCL 429.113).

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.

Senate Bill No. 1418, entitled

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending sections 16901 and 16909 (MCL 324.16901 and 324.16909), as amended by 2002 PA 496.

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.

Senate Bill No. 1419, entitled

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending section 16902 (MCL 324.16902), as amended by 2002 PA 496.

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.

Senate Bill No. 1420, entitled

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending section 16903 (MCL 324.16903), as amended by 2002 PA 496.

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.

Senate Bill No. 1421, entitled

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending section 16903b (MCL 324.16903b), as added by 2002 PA 496.

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.

Senate Bill No. 1423, entitled

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," (MCL 324.101 to 324.90106) by adding section 16911.

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.

Senate Bill No. 1424, entitled

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending section 806 (MCL 257.806), as amended by 2005 PA 179.

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.

Senate Bill No. 1481, entitled

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending sections 30104, 30105, and 30107 (MCL 324.30104, 324.30105, and 324.30107), sections 30104 and 30105 as amended by 2006 PA 275 and section 30107 as added by 1995 PA 59.

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.

Senate Bill No. 102, entitled

A bill to amend 1953 PA 232, entitled "Corrections code of 1953," (MCL 791.201 to 791.283) by adding section 20d. 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. 91, p. 2940),

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.

Senate Bill No. 1104, entitled

A bill to amend 1961 PA 236, entitled "Revised judicature act of 1961," by amending section 2534 (MCL 600.2534), as amended by 1996 PA 378.

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

The motion prevailed.

Senate Bill No. 1289, entitled

A bill to amend 1974 PA 258, entitled "Mental health code," by repealing section 216 (MCL 330.1216).

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.

Senate Bill No. 1241, entitled

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending section 208 (MCL 257.208), as amended by 2004 PA 362.

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.

Senate Bill No. 1266, entitled

A bill to amend 2003 PA 238, entitled "Michigan notary public act," by amending sections 11, 13, 15, and 19 (MCL 55.271, 55.273, 55.275, and 55.279), as amended by 2006 PA 426.

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.

Senate Bill No. 1292, entitled

A bill to amend 1939 PA 288, entitled "Probate code of 1939," by amending sections 1, 3, 7, 10, 11, 15, and 17 of chapter XII (MCL 712.1, 712.3, 712.7, 712.10, 712.11, 712.15, and 712.17), sections 1, 7, 10, 11, 15, and 17 as added by 2000 PA 232 and section 3 as amended by 2002 PA 688, and by adding section 2a to chapter XII; and to repeal acts and parts of acts.

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.

Senate Bill No. 1404, entitled

A bill to amend 1931 PA 328, entitled "The Michigan penal code," by amending sections 50c and 81d (MCL 750.50c and 750.81d), section 50c as amended by 2002 PA 672 and section 81d as added by 2002 PA 266.

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.

Senate Bill No. 1405, entitled

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending section 16b of chapter XVII (MCL 777.16b), as amended by 2000 PA 279.

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.

Senate Bill No. 1428, entitled

A bill to amend 1961 PA 236, entitled "Revised judicature act of 1961," by amending sections 1060 and 1062 (MCL 600.1060 and 600.1062), as added by 2004 PA 224.

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

The motion prevailed.

Senate Bill No. 1495, entitled

A bill to amend 1953 PA 232, entitled "Corrections code of 1953," by amending section 40a (MCL 791.240a), as amended by 2006 PA 316.

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.

Senate Bill No. 1426, entitled

A bill to provide that certain entities contracting with state and local units of government are subject to the patient's right to independent review act.

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

The substitute (H-1) 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.

By unanimous consent the House returned to the order of

Third Reading of Bills

Senate Bill No. 1426, entitled

A bill to provide that certain entities contracting with state and local units of government are subject to the patient's right to independent review act.

The bill was read a third time.

The question being on the passage of the bill,

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

The motion prevailed.

Second Reading of Bills**Senate Bill No. 1408, entitled**

A bill to amend 1963 PA 42, entitled "An act to provide for the termination of dormant oil and gas interests in land owned by persons other than the owners of the surface and for the vesting of title to same in the surface owners in the absence of the filing of a notice of claim of interest within a specified period of time," by amending sections 1, 2, and 4 (MCL 554.291, 554.292, and 554.294).

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. 1408, entitled**

A bill to amend 1963 PA 42, entitled "An act to provide for the termination of dormant oil and gas interests in land owned by persons other than the owners of the surface and for the vesting of title to same in the surface owners in the absence of the filing of a notice of claim of interest within a specified period of time," by amending sections 1, 2, and 4 (MCL 554.291, 554.292, and 554.294).

The bill was read a third time.

The question being on the passage of the bill,

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

The motion prevailed.

Second Reading of Bills**Senate Bill No. 1409, entitled**

A bill to amend 1893 PA 206, entitled "The general property tax act," by amending sections 78i and 78k (MCL 211.78i and 211.78k), as amended by 2003 PA 263.

Was read a second time, and the question being on the adoption of the proposed substitute (H-2) previously recommended by the Committee on Natural Resources, Great Lakes, Land Use, and Environment,

The substitute (H-2) 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.

By unanimous consent the House returned to the order of

Third Reading of Bills**Senate Bill No. 1409, entitled**

A bill to amend 1893 PA 206, entitled "The general property tax act," by amending sections 78i and 78k (MCL 211.78i and 211.78k), as amended by 2003 PA 263.

The bill was read a third time.

The question being on the passage of the bill,

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

The motion prevailed.

Second Reading of Bills

Senate Bill No. 1508, entitled

A bill to amend 1893 PA 118, entitled "An act to revise and consolidate the laws relative to state prisons, to state houses of correction, and branches of state prisons and reformatories, and the government and discipline thereof and to repeal all acts inconsistent therewith," by amending section 41 (MCL 800.41), as amended by 1998 PA 513.

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.

Senate Bill No. 840, entitled

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending sections 8501, 8502, 8503, 8505, 8506, 8507, 8509, 8510, and 8514 (MCL 324.8501, 324.8502, 324.8503, 324.8505, 324.8506, 324.8507, 324.8509, 324.8510, and 324.8514), section 8501 as amended by 1998 PA 276 and sections 8502, 8503, 8505, 8506, 8507, 8509, 8510, and 8514 as added by 1995 PA 60, and by adding sections 8501a, 8519, 8520, 8521, and 8522.

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.

By unanimous consent the House returned to the order of

Motions and Resolutions

The Speaker, on behalf of the entire membership of the House of Representatives, offered the following resolution:

House Resolution No. 351.

A resolution of tribute for the Honorable Roger Kahn.

Whereas, It is a pleasure to extend our thanks and best wishes to our friend and colleague, Representative Roger Kahn, as he completes his service to this legislative body during the Ninety-third Legislature. With his talents, experience, and lifelong commitment to others, this distinguished gentleman has contributed significantly to the work of the House on a host of key public policy issues; and

Whereas, Representative Kahn studied at Delta College, Michigan State University, and the Wayne State University School of Medicine. His career as a cardiologist has had a far-reaching impact on our state. In addition to the direct help he has brought to patients and their families, he has been a major force behind the strengthening of care options available in the Saginaw community and has shared his considerable knowledge by teaching medicine at MSU; and

Whereas, In addition to his leadership in the area of health care, Representative Kahn has taken up many other notable endeavors, as is evident in his efforts with the Saginaw Rescue Mission, the Saginaw Chamber of Commerce, and the Saginaw County Board of Commissioners. Since arriving in Lansing as a lawmaker, the insights he gained in these wide-ranging pursuits have served the state well. His work as a member of the Appropriations Committee and the Health Policy Committee has been invaluable. We look forward to his continued efforts in the Michigan Senate; now, therefore, be it

Resolved by the House of Representatives, That we offer this expression of admiration and respect to the Honorable Roger Kahn in grateful acknowledgment of his contributions to this legislative body; and be it further

Resolved, That copies of this resolution be transmitted to Representative Kahn as evidence of our thanks and best wishes.

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.

The Speaker, on behalf of the entire membership of the House of Representatives, offered the following resolution:

House Resolution No. 352.

A resolution of tribute for the Honorable Hayes Jones.

Whereas, It is with great respect for his lifetime of commitment to our state and to his community that we salute the Honorable Hayes Jones. This distinguished gentleman has proven in many ways his strong sense of public service and unselfishness; and

Whereas, Elected in November 2006 in a special election, Hayes Jones came to the Michigan Legislature with an unusual array of credentials. Mr. Jones, a state champion in track at Pontiac High School who earned his bachelor's degree at Eastern Michigan University, won Olympic medals in 1960 and 1964, including a gold in Tokyo. As impressive as this feat was, it mirrored his penchant for excellence in helping others. Upon his return to his hometown, for example, he donated his gold medal to the youth of Pontiac, where it has been on display at city hall since 1965; and

Whereas, In his more than 40 years of management in the private and public sectors, Hayes Jones has been closely involved with issues that are of great significance to our state. His knowledge has been especially important to the people of Oakland County, whom he has served as the director of the Department of Community and Economic Development. In this role, he has worked tirelessly to bring jobs and investment to his community. This experience, coupled with his lifelong interest in encouraging young people, brought him to Lansing. Clearly, he will continue to strengthen our state in the years to come; now, therefore, be it

Resolved by the House of Representatives, That we offer this expression of our respect to Representative Hayes Jones of the Twenty-ninth District for his dedication to our state and its future; and be it further

Resolved, That copies of this resolution be transmitted to Representative Jones as evidence of our best wishes.

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 Government Operations, by Rep. Drolet, Chair, reported

Senate Bill No. 662, entitled

A bill to amend 1984 PA 431, entitled "The management and budget act," by amending section 261 (MCL 18.1261), as amended by 2005 PA 91.

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. Drolet, Hoogendyk, Gosselin, Garfield and Sheen

Nays: None

COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Tuesday, December 12, 2006

Present: Reps. Drolet, Hoogendyk, Gosselin, Garfield and Sheen

Absent: Reps. Emmons, Tobocman, Lipsey and Lemmons, III

Excused: Reps. Emmons, Tobocman, Lipsey and Lemmons, III

The Committee on Regulatory Reform, by Rep. Rick Jones, Vice-Chair, reported

Senate Bill No. 1499, entitled

A bill to authorize the department of natural resources to convey certain state owned property in Roscommon county and Crawford county; to prescribe conditions for the conveyance; and to provide for disposition of the revenue from the conveyance.

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. Rocca, Rick Jones, Gaffney, Palsrok, Wojno and Virgil Smith
Nays: None

COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Rick Jones, Vice-Chair, of the Committee on Regulatory Reform, was received and read:

Meeting held on: Tuesday, December 12, 2006

Present: Reps. Rocca, Rick Jones, Gaffney, Palsrok, Wojno and Virgil Smith

Absent: Reps. Van Regenmorter, McDowell and Lemmons, III

Excused: Reps. Van Regenmorter, McDowell and Lemmons, III

The Committee on Family and Children Services, by Rep. Stahl, Chair, reported on

House Bill No. 5267, entitled

A bill to amend 1970 PA 91, entitled "Child custody act of 1970," by amending section 6a (MCL 722.26a), as added by 1980 PA 434.

Adverse Roll Call

To Report Out:

Yeas: Reps. Stahl, Pearce, Hoogendyk and Sheen

Nays: Reps. Vander Veen, Clack, Polidori and Lemmons, Jr.

The Committee on Family and Children Services, by Rep. Stahl, Chair, reported

Senate Bill No. 891, 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 the title and sections 1, 3, 13, and 28 (MCL 205.1, 205.3, 205.13, and 205.28), the title and section 1 as amended by 2002 PA 657, section 3 as amended by 2003 PA 92, section 13 as amended by 1996 PA 479, and section 28 as amended by 2003 PA 114.

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. Stahl, Pearce, Vander Veen, Hoogendyk, Sheen, Clack, Spade, Polidori and Lemmons, Jr.

Nays: None

The Committee on Family and Children Services, by Rep. Stahl, Chair, reported
Senate Bill No. 1253, 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," (MCL 722.111 to 722.128) by adding sections 3f and 5h.

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. Stahl, Pearce, Vander Veen, Hoogendyk, Sheen, Clack, Spade, Polidori and Lemmons, Jr.

Nays: None

The Committee on Family and Children Services, by Rep. Stahl, Chair, reported
Senate Bill No. 1254, entitled

A bill to amend 1975 PA 238, entitled "Child protection law," by amending section 8d (MCL 722.628d), as amended by 2002 PA 661.

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. Stahl, Pearce, Vander Veen, Hoogendyk, Sheen, Clack, Spade, Polidori and Lemmons, Jr.

Nays: None

The Committee on Family and Children Services, by Rep. Stahl, Chair, reported
Senate Bill No. 1410, entitled

A bill to amend 1975 PA 238, entitled "Child protection law," by amending sections 3 and 8 (MCL 722.623 and 722.628), section 3 as amended by 2006 PA 264 and section 8 as amended by 2006 PA 256.

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

1. Amend page 7, line 21, after "child" by striking out the balance of the sentence through "hospitalization" on line 21.
2. Amend page 7, line 23, after "means" by striking out the balance of the line through "injury" on line 25 and inserting "AN INJURY TO THE CHILD THAT REQUIRES MEDICAL TREATMENT OR HOSPITALIZATION AND".

3. Amend page 7, line 26, after "the" by inserting "CHILD'S".

4. Amend page 7, line 26, after "well-being" by striking out "of a child".

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

Favorable Roll Call

To Report Out:

Yeas: Reps. Stahl, Pearce, Vander Veen, Hoogendyk, Sheen, Clack, Spade, Polidori and Lemmons, Jr.

Nays: None

The Committee on Family and Children Services, by Rep. Stahl, Chair, reported
Senate Bill No. 1512, entitled

A bill to amend 1975 PA 238, entitled "Child protection law," by amending section 7 (MCL 722.627), as amended by 2004 PA 563.

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. Stahl, Pearce, Vander Veen, Hoogendyk, Sheen, Clack, Spade, Polidori and Lemmons, Jr.
Nays: None

COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Stahl, Chair, of the Committee on Family and Children Services, was received and read:

Meeting held on: Tuesday, December 12, 2006

Present: Reps. Stahl, Pearce, Vander Veen, Hoogendyk, Sheen, Clack, Spade, Polidori and Lemmons, Jr.

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

Senate Bill No. 1081, entitled

A bill to provide for a capital outlay program; to set forth the provisions for its implementation within the budgetary process; to make appropriations for planning and construction at state institutions and the acquisition of land; to provide for the elimination of fire hazards at the institutions; to provide for certain special maintenance, remodeling, alteration, renovation, or demolition of and additions to projects at state institutions; to provide for elimination of occupational safety and health hazards at state agencies and institutions; to provide for the award of contracts; to provide for expenditures under the supervision of the director of the department of management and budget and the state administrative board; to make, supplement, and adjust appropriations for various state departments and agencies for the fiscal year ending September 30, 2007; and to provide for the expenditure of the appropriations.

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

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

Favorable Roll Call

To Report Out:

Yeas: Reps. Hummel, Pastor, Kooiman, Stewart, Amos, Brandenburg, Caswell, Farhat, Moolenaar, Shaffer, Taub, Walker, Booher, Caul, Hansen, Kahn, Brown, Kolb, Sak, Williams, Alma Smith, Gonzales and Murphy

Nays: Reps. Cushingberry, Cheeks and Hood

COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Tuesday, December 12, 2006

Present: Reps. Hummel, Pastor, Kooiman, Stewart, Amos, Brandenburg, Caswell, Farhat, Moolenaar, Shaffer, Taub, Walker, Booher, Caul, Hansen, Kahn, Brown, Kolb, Sak, Cushingberry, Cheeks, Williams, Alma Smith, Gonzales, Hood and Murphy

Absent: Reps. Acciavatti, Steil and Plakas

Excused: Reps. Acciavatti, Steil and Plakas

Quorum Call

Rep. Hildenbrand 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. 1217**Yeas—99**

Accavitti
Adamini

Espinoza
Farhat

Law, David
Law, Kathleen

Robertson
Rocca

Amos	Farrah	Leland	Sak
Angerer	Gaffney	Lemmons, Jr.	Schuitmaker
Ball	Garfield	Lipsey	Shaffer
Baxter	Gillard	Marleau	Sheen
Bennett	Gleason	Mayes	Sheltrown
Bieda	Gonzales	McDowell	Smith, Alma
Booher	Gosselin	Meadows	Smith, Virgil
Brandenburg	Green	Meisner	Spade
Brown	Hansen	Meyer	Stahl
Byrnes	Hildenbrand	Miller	Stewart
Byrum	Hood	Moolenaar	Taub
Casperson	Hoogendyk	Moore	Tobocman
Caswell	Hopgood	Mortimer	Vagnozzi
Caul	Huizenga	Murphy	Van Regenmorter
Clack	Hummel	Newell	Vander Veen
Clemente	Hune	Nitz	Walker
Condino	Hunter	Palmer	Ward
Cushingberry	Jones, Hayes	Palsrok	Waters
Dillon	Jones, Rick	Pastor	Wenke
Donigan	Kahn	Pavlov	Williams
Ebli	Kolb	Pearce	Wojno
Elsenheimer	Kooiman	Polidori	Zelenko
Emmons	LaJoy	Proos	

In The Chair: Elsenheimer

The Speaker Pro Tempore resumed the Chair.

Rep. Plakas entered the House Chambers.

Notices

Rep. Plakas, 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. 1201-1216. Had I been present, I would have voted ‘nay’ on Roll Call Nos. 1201 and 1203-1210 and ‘yea’ on Roll Call Nos. 1202 and 1211-1216 .”

By unanimous consent the House returned to the order of

Messages from the Senate

House Bill No. 6456, entitled

A bill to provide for uniform video service local franchises; to promote competition in providing video services in this state; to ensure local control of rights-of-way; to provide for fees payable to local units of government; to provide for local programming; to prescribe the powers and duties of certain state and local agencies and officials; and to provide for penalties.

The Senate has substituted (S-3) the bill.

The Senate has passed the bill as substituted (S-3) and ordered that it be given immediate effect.

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

Rep. Ward moved that Rule 45 be suspended.

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

The question being on concurring in the (S-3) made to the bill by the Senate,

The substitute (S-3) was concurred in, a majority of the members serving voting therefor, by yeas and nays, as follows:

Roll Call No. 1218**Yeas—86**

Accavitti	Espinoza	Law, Kathleen	Proos
Adamini	Farrah	Leland	Robertson
Amos	Gaffney	Lemmons, Jr.	Rocca
Angerer	Garfield	Lipsey	Sak
Ball	Gillard	Marleau	Schuitmaker
Baxter	Gleason	Mayes	Sheen
Bennett	Gonzales	McConico	Sheltrown
Bieda	Gosselin	McDowell	Spade
Booher	Green	Meyer	Stahl
Brandenburg	Hildenbrand	Miller	Stakoe
Brown	Hopgood	Moolenaar	Stewart
Byrum	Huizenga	Moore	Taub
Casperson	Hummel	Mortimer	Tobocman
Caswell	Hune	Murphy	Van Regenmorter
Caul	Hunter	Newell	Vander Veen
Cheeks	Jones, Hayes	Nofs	Walker
Clack	Jones, Rick	Palmer	Ward
Cushingberry	Kahn	Palsrok	Waters
DeRoche	Kolb	Pastor	Wenke
Dillon	Kooiman	Pavlov	Williams
Ebli	LaJoy	Pearce	Zelenko
Elsenheimer	Law, David		

Nays—21

Anderson	Emmons	Meadows	Shaffer
Byrnes	Farhat	Meisner	Smith, Alma
Clemente	Hansen	Nitz	Smith, Virgil
Condino	Hood	Plakas	Vagnozzi
Donigan	Hoogendyk	Polidori	Wojno
Drolet			

In The Chair: Kooiman

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

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

“Mr. Speaker and members of the House:

Lansing’s assault on the ability of local governments to meet their many obligations — including protecting the health and welfare of their citizens with police, fire and first response services — has been ongoing for years.

From drastic cuts in revenue sharing to the shackling effect of Proposal A and the Headlee Amendment, our local units of government face great peril and possible extinction in some cases.

How does Lansing choose to help these local champions — our constituents, our partners at the local level? By attacking the very underpinnings of their power to govern — their ability to enter into, enforce, and protect contract rights; their ability to fight for the rights of our mutual constituents.

I admire and appreciate my colleagues for their efforts at bringing the sides of this legislative issue to a reasonable compromise, and regret that the so-called compromise didn’t go further to protect the important principle of local control, and even more importantly, to protect the bottom line of the cities I’m proud to represent.”

Second Reading of Bills

Senate Bill No. 1017, entitled

A bill to amend 1980 PA 300, entitled "The public school employees retirement act of 1979," by amending sections 75, 85, and 91 (MCL 38.1375, 38.1385, and 38.1391), section 75 as amended by 1989 PA 194, section 85 as amended by 2002 PA 94, and section 91 as amended by 2004 PA 117.

The bill was read a second time.

Rep. Palmer moved to substitute (H-1) the bill.

The motion prevailed and the substitute (H-1) 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.

Senate Bill No. 1398, entitled

A bill to amend 1976 PA 451, entitled "The revised school code," by amending section 11a (MCL 380.11a), as amended by 2003 PA 299.

The bill was read a second time.

Rep. Palmer moved to amend the bill as follows:

1. Amend page 3, line 10, after "**124.503.**" by striking out the balance of the subsection.

The motion prevailed and 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.

Senate Bill No. 1412, entitled

A bill to amend 1975 PA 238, entitled "Child protection law," by amending section 7 (MCL 722.627), as amended by 2004 PA 563.

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.

Notices

Rep. Williams, 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. 1202-1216. Had I been present, I would have voted 'yea'."

Comments and Recommendations

Rep. Ward moved that the following remarks be printed in the Journal.

The motion prevailed.

Rep. Waters:

"To my house colleagues:

I give reverence to my Lord and Savior and I give honor to each one of you.

I would like to give special mention to our house leadership; speaker Craig DeRoche, democratic leader Diane Byrum, majority floor leader Chris Ward, and Michigan Legislative Black Caucus chair, Michael Murphy.

When I was first elected to this great body, there were those who said do not lose your smile and do not allow Lansing to steal your joy.

My joy was tested long before I arrived in Lansing as a state representative.

Each time that my joy was tested, I was reminded of my childhood and those long hot days in Alabama when I picked cotton and worked in the tobacco fields for wages that would have shamed even the coldest opponents of a living wage.

I never dreamed that one day I would become a legislator able to cast a vote for a humane minimum wage. But it happened.

Every time my joy was tested, I remember those terror filled days when I stood by as a child and witnessed domestic violence against my mother and other family members and thought that I could do nothing about it.

I never dreamed that one day I would become a legislator where my vote would have a direct impact on public policy related to combating domestic violence. But it happened.

Every time my joy was tested, I remember those days when I was told, Mary you won't be able to go to college. I never dreamed that one day I would graduate from the University of Michigan. But it happened.

I have been blessed because of my faith and my refusal to give in to dream busters - those that tell us what we can't do. I have been able to achieve in this honorable body because I see the good in all people - no matter what side of the aisle you may sit. I could have allowed my negative experiences to impact my life in a different way, but when I moved to Michigan for a better life I set goals and worked hard to achieve them.

That is why I was able to graduate from the University of Michigan and became the first African American female democratic floor leader. So each time my joy was tested, I was reminded of those prayer meetings on Sunday mornings and Wednesday nights when my grandmother would sing the lord will make a way and amazing grace. Those life experiences help remind me that I got here, not because I am so great, but because of god's grace and mercy.

When I ran for the Detroit charter revision commission in 1993, there were many who asked why I was running. They wondered who had ordained me for such a thing. Some suggested that I not run because I could not win.

To sum this up, I told them that I was stepping out on faith. I received 2 endorsements during that time, Wayne county chairwoman jewel ware and the Detroit news. After serving on the charter commission, I was bitten again by that political bug that is still biting many in this chamber today.

While I was unsuccessful with a couple of other runs, there were always something positive to take away.

I managed to increase my name id and for the first time, I began talking publicly about my experiences in the cotton and tobacco fields of Alabama and the terror I experienced as a child witnessing domestic violence.

I want to thank my political consultant and dear friend, Sam riddle, for convincing me that if I shared my experiences, I just might help someone.

Then, when I ran for state representative in 2000, I experienced the dream busters – again – I was told not to run. I was assured that there were others with political connections and better name id that would surely win.

Again, I said, it's spiritual so I must do this. I experienced many stumbling blocks along the way, but god always had a few rams in the bush for me.

I thank **Lamar Lemmons, III** who consistently told me that I could win that race. Lamar thanks for your vision and encouragement.

How did I end up in this thing called politics? I started out as a volunteer for **Representative George Cushingberry**. Cush taught me a lot about campaigning and his family adopted me as a daughter and sister. Thank you Cush.

I am grateful to those who decided to make me the first African American female floor leader. Because of the efforts of **Jack Minore, Julie Dennis, Gretchen Whitmer, Artina Tinsley-Hardman** and **Bill O'Neil** I was elected to that position four years ago. I thank my caucus members from the bottom of my heart for standing by me even in the face of powerful opposition. I would be remiss if I did not mention other influential members of this chamber. **Keith Stallworth**, they call him the mad scientist. **Randy Richardville**, my spiritual brother. Randy always said sure Mary, I'll let your members speak or have a record roll call; we are just going to vote you down.

Virgil Smith (POO) thanks for your unwavering support and your honesty. You were always straight up with me. I also appreciate you for always being there.

Alma Wheeler Smith. You came to this caucus, rolled up your sleeves. Thanks for your hard work, knowledge and wisdom.

Leader Byrum. (Lady Dy) this caucus could not have asked for a more dedicated leader. You were focused and you were on a mission. Each time we discussed some unrest in the caucus, you replied well, let's see what they say when we hand them the gavel. On behalf of this entire caucus, I salute you for your vision and hard work. I also appreciate your support and friendship.

We shocked many when we raised more dollars than any other house democratic leadership team. That, coupled with democrats assuming the leadership in the Michigan House of Representatives, has made my leadership tenure a sweet thing indeed. But the nature of real leadership must transcend party lines.

Speaker DeRoche. Thanks for being accessible. You were always very responsive to my calls and you allowed yourself to be contacted anytime day or night. And, by the way, thanks for making special provisions to allow me to introduce such important legislation to all of our communities. Yes, we will get the scrap out of metal.

Michael Sak. You were my floor assistant long before the caucus elected you. Thanks for your unwavering support and loyalty.

Chris Ward. I can always count on you to be a challenge. We had some good days and we had some trying days. I do appreciate your straightforwardness. Thanks for your assistance with my homeless bill.

Andy Meisner. Your hard work and dedication has not gone unnoticed. We are very fortunate to have you in this caucus. Please continue to lend your energy, passion and knowledge.

Glenn Anderson. My southern friend. Our hearts and minds connected during our first term at a conference in Washington dc. I do appreciate your honesty, dedication and unwavering support.

Kathleen Law, my dear friend. Thanks so very much for your unwavering support. You believed in me when I sometimes doubted myself. Thank you so very much my sister.

Brenda Clack. I do very much appreciate your support. Thanks for standing up on my behalf. The black caucus will be well served with you at the helm. Madam chair of Michigan and the Midwest region of the national conference of black state legislators.

The ‘UPer’s’. Rich and Steve. You always reminded me of no nonsense southerners. Thanks for your support. Gary. Each time that I visited your district, you were so kind and thoughtful. Thank you.

Paula Zelenko. You first gave me the name quiet storm and then the name stormy. You’ve been a friend and supporter. I thank you.

Andy Dillon. It was love at first sight. Your intellectual approach to legislative issues is not always appreciated but it will be great for this body and this state. Thanks for your friendship and your unwavering support. Thanks for making me a part of your team for Michigan’s future.

My staff.

There are other people who simply keep you going on a day to day basis. I truly thank my staff members

- **Jewell Gillespie**, (hired Jewell over the phone), thanks for having my back for six years. Jewell your prayers and encouragement got me through many tough days. When I decided to run for leadership, you prayed for me, and put the mustard pin on my jacket. Then you said all you see is a little faith, the size of this mustard seed.
- **Sherie Davy**, sometimes your writing brings tears to my eyes. You are very talented and gifted. I appreciate your knowledge, vision and support.
- **Duane Johnson** for always having my back there was never any doubt that you would have me covered in the community. I so very much appreciate your hard work and loyalty.
- **Stephanie Whitby**, thanks for all of your hard work. I met Stephanie at Fishbones, loved her energy and smile and decided to hire her. She later got a position in the Granholm administration.
- Thanks to **Lloyd Banks**, my campaign manager, for his unyielding support and commitment over the years.
- **Lisa Dedden**. You spoiled me. I appreciate all of your hard work, honesty and dedication. You were always there to share your knowledge and your friendship. Thanks for being there for me over the years. The senate is very fortunate to have you as a member of their team.
- **Brom Stibitz**. You’ve only been with us a few months. However, you have been quick, knowledgeable, and a team player.

The clerks. Gary and Lindy. You’ve represented both sides of the aisle well and you’ve been unbiased. Thanks for all of your hard work.

The Sergeants. You made me feel like a queen on any given day. Thank you for your courtesy and respect.

Policy, Central staff and legislative service bureau (LSB). You work so hard. Thank you for always being helpful and polite.

The Pages. Thanks for your assistance and I must give you special thanks for your infectious high energy level. Try not to be contaminated by the cynicism that can be a drawback to ‘experience’.

I stand before you - both sides of the aisle - as a colleague first and foremost. The fact that I made history as the first African American female to serve as democratic floor leader is incidental- for too long where we may happen to live - Detroit or the upper peninsula, Oakland county or flint; what our race may happen to be, what our gender may happen to be; even what size our pocketbook may happen to be - all of these things have served to divide us. That is wrong. Michigan deserves better.

I plead with you on behalf of the great people of this great state – Michigan – I plead with you – both sides of the aisle – democrats, republicans and the conflicted - find a common ground upon which to make decisions that will carry Michigan forward - united - for the good of all the people of Michigan. This body can help give direction to our governor even while you support her worthwhile efforts to lift Michigan. Do not wait on the executive branch to lead you. Exercise the leadership that the people placed in your hands when they elected you.

You can do this by moving away from the shallow boxes that divide us. Fight diligently for a tax structure that will benefit business and make companies want to come to Michigan without trampling on the ‘have nots’ that need legislative compassion to help them lift themselves and their families up with the dignity that a decent job generates. A legislative helping hand and not institutionalized handouts that only foster dependence will do wonders as you enact legislation that will help people to become productive members of society.

Work hard to devise financing and educational tools that will make our students, school districts and universities competitive in the national and global marketplaces. Fight for safe streets without stereotyping and condemning real victims of the economic hurricane that has devastated our state. Stand strong in the face of special interests that may not have the interests of the people of Michigan at heart.

I thank you, my republican colleagues, for teaching me how to be an advocate without becoming an enraged bitter person that never tries to build bridges so that the work of this body might be carried out. I have been and remain a bridge builder. I can honestly say that I will always treasure the friendships structured on our common foundation of simply being human beings. I rarely held the votes to do all that I believed we could have done. But I love you anyway and there is a new day a dawning.

And on that note I ask my fellow democrats to wear your leadership with a sense of responsibility not vindictiveness that will serve only the selfish and shallow. We can do better than that. You've been given an opportunity—not a mandate—don't squander it.

People...work with a commitment to raise Michigan and her people up and focus on those things that unite us as you set aside the wedge issues that divide us! Our children, seniors and all of the people deserve no less.

And remember, we did not get here because we were so much smarter than our opposition, nor did our single vote for ourselves get us to this place.

It was god's grace and mercy that gave you this chance.

Let us not forget that ours is to serve.

Thank you and god bless Michigan, America and all of you."

By unanimous consent the House returned to the order of

Second Reading of Bills

Senate Bill No. 123, entitled

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," (MCL 324.101 to 324.90106) by amending the heading of part 172 and by adding section 17204.

Was read a second time, and the question being on the adoption of the proposed substitute (H-1) previously recommended by the Committee on Natural Resources, Great Lakes, Land Use, and Environment,

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

Rep. Gillard moved to amend the bill as follows:

1. Amend page 2, line 10, after "**RESIDENCE**" by inserting "**OR IS USED EXCLUSIVELY IN A HEALTH CARE FACILITY FOR THE PURPOSE OF CALIBRATING BLOOD PRESSURE RECORDING, MEASURING, OR MONITORING DEVICES THAT DO NOT CONTAIN MERCURY OR A MERCURY ADDED COMPOUND AND IS KEPT IN A LOCKED AREA WITHIN THAT HEALTH CARE FACILITY THAT IS INACCESSIBLE TO THE GENERAL PUBLIC**".

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

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

The motion prevailed.

Rep. Waters 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 Reps. Adamini, Miller and Plakas 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. 123, entitled

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," (MCL 324.101 to 324.90106) by amending the heading of part 172 and by adding section 17204.

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

Roll Call No. 1219

Yeas—101

Accavitti
Amos

Emmons
Espinoza

Law, Kathleen
Leland

Robertson
Rocca

Anderson	Farhat	Lemmons, Jr.	Sak
Angerer	Farrah	Lipsey	Schuitmaker
Ball	Gaffney	Marleau	Shaffer
Baxter	Gillard	Mayes	Sheen
Bennett	Gleason	McConico	Sheltrown
Bieda	Gonzales	McDowell	Smith, Alma
Booher	Green	Meadows	Smith, Virgil
Brandenburg	Hansen	Meisner	Spade
Brown	Hildenbrand	Meyer	Stahl
Byrnes	Hood	Moolenaar	Stakoe
Byrum	Hoogendyk	Moore	Stewart
Casperson	Hopgood	Mortimer	Taub
Caswell	Huizenga	Murphy	Tobocman
Caul	Hummel	Newell	Vagnozzi
Cheeks	Hune	Nitz	Van Regenmorter
Clack	Hunter	Nofs	Vander Veen
Clemente	Jones, Hayes	Palmer	Walker
Condino	Jones, Rick	Palsrok	Ward
Cushingberry	Kahn	Pastor	Waters
DeRoche	Kolb	Pavlov	Wenke
Dillon	Kooiman	Pearce	Williams
Donigan	LaJoy	Polidori	Wojno
Ebli	Law, David	Proos	Zelenko
Elsenheimer			

Nays—3

Drolet

Garfield

Gosselin

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 protect the environment and natural resources of the state; to codify, revise, consolidate, and classify laws relating to the environment and natural resources of the state; to regulate the discharge of certain substances into the environment; to regulate the use of certain lands, waters, and other natural resources of the state; to prescribe the powers and duties of certain state and local agencies and officials; to provide for certain charges, fees, assessments, and donations; to provide certain appropriations; to prescribe penalties and provide remedies; and to repeal acts and parts of acts,”

The House agreed to the full title.

Rep. Waters 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. 186, entitled

A bill to amend 1994 PA 451, entitled “Natural resources and environmental protection act,” by amending section 17201 (MCL 324.17201), as added by 2002 PA 578, and by adding section 17206.

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. 186, entitled

A bill to amend 1994 PA 451, entitled “Natural resources and environmental protection act,” by amending section 17201 (MCL 324.17201), as added by 2002 PA 578, and by adding section 17206.

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

Roll Call No. 1220

Yeas—101

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

Nays—4

Drolet	Garfield	Gosselin	Sheen
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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 protect the environment and natural resources of the state; to codify, revise, consolidate, and classify laws relating to the environment and natural resources of the state; to regulate the discharge of certain substances into the environment; to regulate the use of certain lands, waters, and other natural resources of the state; to prescribe the powers and duties of certain state and local agencies and officials; to provide for certain charges, fees, assessments, and donations; to provide certain appropriations; to prescribe penalties and provide remedies; and to repeal acts and parts of acts,”

The House agreed to the full title.

Rep. Ward 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. 124, entitled

A bill to amend 1994 PA 451, entitled “Natural resources and environmental protection act,” (MCL 324.101 to 324.90106) by adding section 17205.

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. 124, entitled

A bill to amend 1994 PA 451, entitled “Natural resources and environmental protection act,” (MCL 324.101 to 324.90106) by adding section 17205.

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

Roll Call No. 1221

Yeas—102

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

Nays—3

Drolet

Garfield

Gosselin

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 protect the environment and natural resources of the state; to codify, revise, consolidate, and classify laws relating to the environment and natural resources of the state; to regulate the discharge of certain substances into the environment; to regulate the use of certain lands, waters, and other natural resources of the state; to prescribe the powers and duties of certain state and local agencies and officials; to provide for certain charges, fees, assessments, and donations; to provide certain appropriations; to prescribe penalties and provide remedies; and to repeal acts and parts of acts,”

The House agreed to the full title.

Rep. Ward 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. 1426, entitled

A bill to provide that certain entities contracting with state and local units of government are subject to the patient’s right to independent review act.

(The bill was considered earlier today, see today’s Journal, p. 3027.)

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. 1222

Yeas—105

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

Nays—0

The House agreed to the title of the bill.
Rep. Ward 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
Motions and Resolutions

House Bill No. 4315, entitled

A bill to amend 1909 PA 283, entitled "An act to revise, consolidate, and add to the laws relating to the establishment, opening, discontinuing, vacating, closing, altering, improvement, maintenance, and use of the public highways and private roads; the condemnation of property and gravel therefor; the building, repairing and preservation of bridges; maintaining public access to waterways under certain conditions; setting and protecting shade trees, drainage, and cutting weeds and brush within this state; providing for the election or appointment and defining the powers, duties, and compensation of state, county, township, and district highway officials; and to prescribe penalties and provide remedies," by amending section 6 of chapter IV (MCL 224.6), as amended by 1982 PA 299.

(The conference report was adopted on December 7, see House Journal No. 92, p. 2977.)

Rep. Drolet moved to reconsider the vote by which the House adopted the conference report,

(For first notice, see House Journal No. 92, p. 2980.)

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

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

Rep. Ward moved that the Committee on Regulatory Reform be discharged from further consideration of **Senate Bill No. 631.**

(For first notice see House Journal No. 92, p. 3018.)

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

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

The bill was placed on the order of Second Reading of Bills.

Rep. Ward moved that the Committee on Regulatory Reform be discharged from further consideration of **Senate Bill No. 632.**

(For first notice see House Journal No. 92, p. 3018.)

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

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

The bill was placed on the order of Second Reading of Bills.

Rep. Ward moved that the Committee on Regulatory Reform be discharged from further consideration of **Senate Bill No. 826.**

(For first notice see House Journal No. 92, p. 3018.)

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

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

The bill was placed on the order of Second Reading of Bills.

Rep. Ward moved that the Committee on Regulatory Reform be discharged from further consideration of **Senate Bill No. 827.**

(For first notice see House Journal No. 92, p. 3018.)

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

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

The bill was placed on the order of Second Reading of Bills.

Rep. Ward moved that the Committee on Regulatory Reform be discharged from further consideration of **Senate Bill No. 1273.**

(For first notice see House Journal No. 92, p. 3019.)

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

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

The bill was placed on the order of Second Reading of Bills.

Rep. Farhat moved that the Committee on Appropriations be discharged from further consideration of **House Bill No. 6660**.

(For first notice see House Journal No. 92, p. 3019.)

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

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

The bill was placed on the order of Second Reading of Bills.

Rep. Gaffney moved that the Committee on Health Policy be discharged from further consideration of **Senate Bill No. 1274**.

(For first notice see House Journal No. 92, p. 2998.)

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

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

The bill was placed on the order of Second Reading of Bills.

Rep. Ward moved that when the House adjourns today it stand adjourned until Wednesday, December 13, at 10:30 a.m. The motion prevailed.

Reports of Select Committees

House Bill No. 6606, entitled

A bill relating to the promotion of convention business and tourism in this state and certain metropolitan areas of this state; to provide for tourism and convention marketing and promotion programs in certain metropolitan areas; to provide for imposition and collection of assessments on the owners of transient facilities to support tourism and convention marketing and promotion programs; to provide for the disbursement of the assessments; to establish the functions and duties of certain state departments and employees; and to prescribe penalties and remedies.

The Senate has appointed Senators Kuipers, Allen and Thomas as conferees to join with Representatives Huizenga, Hildenbrand and Meisner.

The bill was referred to the Conference Committee.

Messages from the Senate

House Bill No. 4806, entitled

A bill to amend 1949 PA 300, "Michigan vehicle code," by amending section 810b (MCL 257.810b), as amended by 2005 PA 141, and by adding section 601a.

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

The House agreed to the full title.

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

House Bill No. 5033, entitled

A bill to amend 1893 PA 206, entitled "The general property tax act," by amending section 9 (MCL 211.9), as amended by 2003 PA 140.

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

The House agreed to the full title.

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

House Bill No. 5278, entitled

A bill to amend 1919 PA 339, entitled "Dog law of 1919," (MCL 287.261 to 287.290) by adding section 14a.

The Senate has passed the bill and pursuant to Joint Rule 20, inserted the full title.

The House agreed to the full title.

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

House Bill No. 5657, entitled

A bill to amend 1978 PA 368, entitled "Public health code," by amending section 7410 (MCL 333.7410), as amended by 2006 PA 216.

The Senate has passed the bill and pursuant to Joint Rule 20, inserted the full title.

The House agreed to the full title.

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

House Bill No. 5658, entitled

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending section 18 of chapter XVII (MCL 777.18), as amended by 2000 PA 304.

The Senate has passed the bill and pursuant to Joint Rule 20, inserted the full title.

The House agreed to the full title.

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

House Bill No. 5815, entitled

A bill to amend 1956 PA 218, entitled "The insurance code of 1956," (MCL 500.100 to 500.8302) by adding section 2264a.

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

The House agreed to the full title.

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

House Bill No. 5816, entitled

A bill to amend 1980 PA 350, entitled "The nonprofit health care corporation reform act," (MCL 550.1101 to 550.1704) by adding section 409a.

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

The House agreed to the full title.

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

House Bill No. 5999, entitled

A bill to amend 1909 PA 17, entitled "An act to prohibit or limit the access by prisoners and by employees of correctional facilities to certain weapons and to alcoholic liquor, drugs, medicines, poisons, and controlled substances in, on, or outside of correctional facilities; to prohibit or limit the bringing into or onto certain facilities and real property, and the disposition of, certain weapons and substances; to prohibit or limit the selling, giving, or furnishing of certain weapons and substances to prisoners; to prohibit the control or possession of certain weapons and substances by prisoners; and to prescribe penalties," (MCL 800.281 to 800.285) by amending the title, as amended by 1982 PA 343, and by adding section 3a.

The Senate has passed the bill and ordered that it be given immediate effect.

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

House Bill No. 6000, entitled

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending section 17g of chapter XVII (MCL 777.17g), as added by 2002 PA 28.

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

The House agreed to the full title.

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

House Bill No. 6043, entitled

A bill to amend 2005 PA 210, entitled "Commercial rehabilitation act," by amending section 2 (MCL 207.842).

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

The House agreed to the full title.

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

House Bill No. 6181, entitled

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," (MCL 760.1 to 777.69) by adding section 15g to chapter IV.

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

The House agreed to the full title.

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

House Bill No. 6239, entitled

A bill to amend 1943 PA 174, entitled "An act to establish a fiscal year for and the time of filing annual reports based thereon of counties, county road commissions and other county agencies; and to declare the effect of this act," by amending section 1 (MCL 45.201), as amended by 1994 PA 347.

The Senate has passed the bill and ordered that it be given immediate effect.

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

House Bill No. 6271, entitled

A bill to amend 1961 PA 236, entitled "Revised judicature act of 1961," by amending section 1715 (MCL 600.1715), as amended by 1983 PA 228.

The Senate has passed the bill and pursuant to Joint Rule 20, inserted the full title.

The House agreed to the full title.

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

House Bill No. 6275, entitled

A bill to amend 1953 PA 232, entitled "Corrections code of 1953," (MCL 791.201 to 791.283) by adding section 40.

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

The House agreed to the full title.

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

House Bill No. 6322, entitled

A bill to amend 1979 PA 214, entitled "An act to provide for the disposition and sale of certain stolen or abandoned property recovered or discovered within a village or township; and to provide for the disposition of the proceeds of sale and certain other property," by amending the title and section 1 (MCL 434.181), the title as amended by 1984 PA 258.

The Senate has passed the bill and ordered that it be given immediate effect.

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

House Bill No. 6348, entitled

A bill to amend 1961 PA 236, entitled "Revised judicature act of 1961," (MCL 600.101 to 600.9947) by adding section 2157b.

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

The House agreed to the full title.

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

House Bill No. 6363, entitled

A bill to amend 1976 PA 390, entitled "Emergency management act," by amending section 5 (MCL 30.405), as amended by 1990 PA 50.

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

The House agreed to the full title.

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

House Bill No. 6364, entitled

A bill to amend 1945 PA 302, entitled "An act authorizing the governor to proclaim a state of emergency, and to prescribe the powers and duties of the governor with respect thereto; and to prescribe penalties," by amending section 1 (MCL 10.31).

The Senate has passed the bill and ordered that it be given immediate effect.

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

House Bill No. 6631, entitled

A bill to amend 1931 PA 328, entitled "The Michigan penal code," by amending section 197c (MCL 750.197c), as amended by 1998 PA 510.

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

The House agreed to the full title.

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

House Bill No. 6632, entitled

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending section 16j of chapter XVII (MCL 777.16j), as amended by 2006 PA 243.

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

The House agreed to the full title.

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

House Bill No. 6394, entitled

A bill to amend 1927 PA 372, entitled "An act to regulate and license the selling, purchasing, possessing, and carrying of certain firearms and gas ejecting devices; to prohibit the buying, selling, or carrying of certain firearms and gas ejecting devices without a license or other authorization; to provide for the forfeiture of firearms under certain circumstances; to provide for penalties and remedies; to provide immunity from civil liability under certain circumstances; to prescribe the powers and duties of certain state and local agencies; to prohibit certain conduct against individuals who apply for or receive a license to carry a concealed pistol; to make appropriations; to prescribe certain conditions for the appropriations; and to repeal all acts and parts of acts inconsistent with this act," by amending section 12a (MCL 28.432a), as amended by 2002 PA 719.

The Senate has passed the bill and ordered that it be given immediate effect.

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

House Bill No. 6416, entitled

A bill to amend 1978 PA 368, entitled "Public health code," by amending section 7524 (MCL 333.7524), as amended by 1994 PA 8.

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

The House agreed to the full title.

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

House Bill No. 6553, entitled

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending section 39 of chapter XVII (MCL 777.39), as added by 1998 PA 317.

The Senate has passed the bill and pursuant to Joint Rule 20, inserted the full title.

The House agreed to the full title.

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

House Bill No. 6636, entitled

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending section 11105a (MCL 324.11105a), as added by 1995 PA 124; and to repeal acts and parts of acts.

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

The House agreed to the full title.

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

House Bill No. 4357, entitled

A bill to amend 2004 PA 438, entitled "An act to designate Police Officers Memorial Day in the state of Michigan," by amending the title and sections 1 and 2 (MCL 435.351 and 435.352).

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.

House Bill No. 4889, entitled

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending section 733 (MCL 257.733), as amended by 2004 PA 62.

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

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

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

House Bill No. 5221, entitled

A bill to amend 1961 PA 236, entitled "Revised judicature act of 1961," by amending section 8407 (MCL 600.8407), as amended by 1991 PA 192.

The Senate has substituted (S-2) the bill.

The Senate has passed the bill as substituted (S-2), ordered that it be given immediate effect and pursuant to Joint Rule 20, inserted the full title.

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

House Bill No. 6137, entitled

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending sections 217d, 801, 811d, 811e, 811f, 811g, 811h, 811i, 811j, 811k, 811l, and 811n (MCL 257.217d, 257.801, 257.811d, 257.811e, 257.811f, 257.811g, 257.811h, 257.811i, 257.811j, 257.811k, 257.811l, and 257.811n), sections 217d and 811h as amended by 2003 PA 152, section 801 as amended by 2006 PA 136, section 811d as amended by 2005 PA 317, section 811e as amended by 2001 PA 124, sections 811f and 811g as added by 2000 PA 77, section 811i as added by 2000 PA 74, section 811j as added by 2000 PA 71, section 811k as added by 2000 PA 73, section 811l as added by 2000 PA 70, and section 811n as added by 2000 PA 79, and by adding sections 811m, 811o, 811p, and 811q; and to repeal acts and parts of acts.

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

The Senate has passed the bill as substituted (S-1), ordered that it be given immediate effect and amended the title to read as follows:

A bill to amend 1949 PA 300, entitled "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," by amending sections 217d, 801, 811d, 811e, 811f, 811g, 811h, 811i, 811j, 811l, and 811n (MCL 257.217d, 257.801, 257.811d, 257.811e, 257.811f, 257.811g, 257.811h, 257.811i, 257.811j, 257.811l, and 257.811n), sections 217d and 811h as amended by 2003 PA 152, section 801 as amended by 2006 PA 136, section 811d as amended by 2005 PA 317, section 811e as amended by 2001 PA 124, sections 811f and 811g as added by 2000 PA 77, section 811i as added by 2000 PA 74, section 811j as added by 2000 PA 71, section 811l as added by 2000 PA 70, and section 811n as added by 2000 PA 79, and by adding sections 811m, 811o, 811p, and 811q; and to repeal acts and parts of acts.

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

House Bill No. 6182, entitled

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

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

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

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

House Bill No. 6325, entitled

A bill to amend 1965 PA 261, entitled "An act to authorize the creation and to prescribe the powers and duties of county and regional parks and recreation commissions; and to prescribe the powers and duties of county boards of commissioners with respect to county and regional parks and recreation commissions," by amending section 1 (MCL 46.351), as amended by 2003 PA 187.

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.

Notices

I hereby give notice that on the next legislative session day I will move to discharge the Committee on Local Government and Urban Policy from further consideration of **Senate Bill No. 59**.

Rep. Stakoe

I hereby give notice that on the next legislative session day I will move to discharge the Committee on Judiciary from further consideration of **Senate Bill No. 613**.

Rep. Ward

I hereby give notice that on the next legislative session day I will move to discharge the Committee on Government Operations from further consideration of **Senate Bill No. 775**.

Rep. Drolet

I hereby give notice that on the next legislative session day I will move to discharge the Committee on Education from further consideration of **Senate Bill No. 1327**.

Rep. Palmer

I hereby give notice that on the next legislative session day I will move to discharge the Committee on Education from further consideration of **Senate Bill No. 1427**.

Rep. Palmer

Rep. Gaffney moved that the House adjourn.
The motion prevailed, the time being 6:00 p.m.

The Speaker Pro Tempore declared the House adjourned until Wednesday, December 13, at 10:30 a.m.

GARY L. RANDALL
Clerk of the House of Representatives

