

**No. 55**  
**STATE OF MICHIGAN**  
**JOURNAL**  
**OF THE**  
**House of Representatives**  
**95th Legislature**  
**REGULAR SESSION OF 2010**

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House Chamber, Lansing, Wednesday, June 2, 2010.

10:00 a.m.

The House was called to order by Associate Speaker Pro Tempore Scripps.

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

Agema—present	Durhal—present	Kurtz—present	Polidori—present
Amash—present	Ebli—present	Lahti—present	Proos—present
Angerer—present	Elsenheimer—present	LeBlanc—present	Roberts—present
Ball—present	Espinoza—present	Leland—present	Rocca—present
Barnett—present	Geiss—present	Lemmons—present	Rogers—present
Bauer—present	Genetski—present	Lindberg—present	Schmidt, R.—excused
Bennett—present	Gonzales—present	Lipton—present	Schmidt, W.—present
Bledsoe—present	Green—present	Liss—present	Schuitmaker—present
Bolger—present	Gregory—present	Lori—present	Scott, B.—present
Booher—present	Griffin—present	Lund—present	Scott, P.—present
Brown, L.—present	Haase—present	Marleau—present	Scripps—present
Brown, T.—present	Haines—present	Mayes—present	Segal—present
Byrnes—present	Hammel—present	McDowell—present	Sheltrown—present
Byrum—present	Hansen—present	McMillin—present	Slavens—present
Calley—present	Haugh—present	Meadows—present	Slezak—present
Caul—present	Haveman—present	Meekhof—present	Smith—present
Clemente—present	Hildenbrand—present	Melton—present	Spade—present
Constan—present	Horn—present	Meltzer—present	Stamas—present
Corriveau—present	Huckleberry—present	Miller—present	Stanley—present
Crawford—present	Jackson—present	Moore—excused	Switalski—present
Cushingberry—present	Johnson—excused	Moss—present	Tlaib—present
Daley—present	Jones, Rick—present	Nathan—present	Tyler—present
Dean—present	Jones, Robert—present	Nerat—present	Valentine—present
Denby—present	Kandrevas—present	Neumann—present	Walsh—present
DeShazor—present	Kennedy—present	Opsommer—present	Warren—present
Dillon—present	Knollenberg—present	Pavlov—present	Womack—excused
Donigan—present	Kowall—present	Pearce—present	Young—present

e/d/s = entered during session

Rep. Lisa Brown, from the 39th District, offered the following invocation:

“Sir Lloyd Kenyon once wrote:

Though in a state of society some must have greater luxuries and comforts than others, yet all should have the necessaries of life; and if the poor cannot exist, in vain may the rich look for happiness or prosperity. The legislature is never so well employed as when they look to the interests of those who are at a distance from them in the ranks of society. It is their duty to do so; religion calls for it; humanity calls for it; and if there are hearts who are not awake to either of those feelings, their own interests would dictate it.

As we make decisions for the residents of the wonderful state of Michigan, please keep every single resident in mind. Thank you.”

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Rep. Angerer moved that Reps. Johnson, Roy Schmidt and Womack be excused from today’s session. The motion prevailed.

Rep. Wayne Schmidt moved that Rep. Moore be excused from today’s session. The motion prevailed.

### Second Reading of Bills

#### **House Bill No. 6097, entitled**

A bill to amend 1956 PA 218, entitled “The insurance code of 1956,” by amending section 7704 (MCL 500.7704), as amended by 2006 PA 671.

The bill was read a second time.

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

The motion prevailed.

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

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

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Rep. Angerer moved that Rep. Cushingberry be excused temporarily from today’s session. The motion prevailed.

By unanimous consent the House returned to the order of

### Third Reading of Bills

#### **House Bill No. 6097, entitled**

A bill to amend 1956 PA 218, entitled “The insurance code of 1956,” by amending section 7704 (MCL 500.7704), as amended by 2006 PA 671.

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

#### **Roll Call No. 237**

#### **Yeas—102**

Agema  
Angerer  
Ball

Ebli  
Elsenheimer  
Espinoza

Lahti  
LeBlanc  
Leland

Polidori  
Proos  
Roberts

Barnett	Geiss	Lemmons	Rocca
Bauer	Genetski	Lindberg	Rogers
Bennett	Gonzales	Lipton	Schmidt, W.
Bledsoe	Green	Liss	Schuitmaker
Bolger	Gregory	Lori	Scott, B.
Booher	Griffin	Lund	Scott, P.
Brown, L.	Haase	Marleau	Scripps
Brown, T.	Haines	Mayes	Segal
Byrnes	Hammel	McDowell	Sheltrown
Byrum	Hansen	McMillin	Slavens
Calley	Haugh	Meadows	Slezak
Caul	Haveman	Meekhof	Smith
Clemente	Hildenbrand	Melton	Spade
Constan	Horn	Meltzer	Stamas
Corriveau	Huckleberry	Miller	Stanley
Crawford	Jackson	Moss	Switalski
Daley	Jones, Rick	Nathan	Tlaib
Dean	Jones, Robert	Nerat	Tyler
Denby	Kandrevas	Neumann	Valentine
DeShazor	Kennedy	Opsommer	Walsh
Dillon	Knollenberg	Pavlov	Warren
Donigan	Kowall	Pearce	Young
Durhal	Kurtz		

### Nays—1

Amash

In The Chair: Scripps

The House agreed to the title of the bill.  
Rep. Angerer 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

Rep. Angerer moved that when the House adjourns today it stand adjourned until Tuesday, June 8, at 1:30 p.m.  
The motion prevailed.

### Announcement by the Clerk of Printing and Enrollment

The Clerk announced the enrollment printing and presentation to the Governor on Tuesday, June 1, for her approval of the following bill:

**Enrolled House Bill No. 5313 at 4:13 p.m.**

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

<b>House Bill Nos.</b>	<b>6226</b>	<b>6227</b>	<b>6228</b>	<b>6229</b>	<b>6230</b>	<b>6231</b>	<b>6232</b>	<b>6233</b>	<b>6234</b>
<b>Senate Bill Nos.</b>	<b>1353</b>	<b>1354</b>	<b>1355</b>	<b>1356</b>	<b>1357</b>	<b>1358</b>	<b>1359</b>	<b>1360</b>	

The Clerk announced that the following Senate bills had been received on Wednesday, June 2:  
**Senate Bill Nos. 682 1315**

**Reports of Standing Committees**

The Committee on New Economy and Quality of Life, by Rep. Clemente, Chair, reported  
**House Resolution No. 292.**

A resolution to memorialize the United States Congress and the Department of Defense to select the Boeing NewGen Tanker aircraft for the United States Air Force.

(For text of resolution, see House Journal No. 53, p. 844.)

With the recommendation that the resolution be adopted.

Favorable Roll Call

To Report Out:

Yeas: Reps. Clemente, Stanley, Byrnes, Geiss, Griffin, Leland, Segal, Knollenberg, Bolger, Denby and Tyler

Nays: None

**COMMITTEE ATTENDANCE REPORT**

The following report, submitted by Rep. Clemente, Chair, of the Committee on New Economy and Quality of Life, was received and read:

Meeting held on: Wednesday, June 2, 2010

Present: Reps. Clemente, Stanley, Byrnes, Geiss, Griffin, Leland, Segal, Knollenberg, Bolger, Denby and Tyler

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

**Senate Bill No. 1153, entitled**

A bill to make appropriations for the department of corrections and certain state purposes related to corrections for the fiscal year ending September 30, 2011; to provide for the expenditure of the appropriations; to provide for reports; to provide for the creation of certain advisory committees and boards; to prescribe certain powers and duties of the department of corrections, certain other state officers and agencies, and certain advisory committees and boards; to provide for the collection of certain funds; and to provide for the disposition of fees and other income received by certain state agencies.

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. Cushingberry, Hammel, Bauer, Bennett, Terry Brown, Dean, Durhal, Espinoza, Gonzales, Gregory, Lahti, LeBlanc, McDowell, Miller, Smith, Switalski and Tlaib

Nays: Reps. Moss, Agema, Booher, Caul, Genetski, Green, Haines, Hildenbrand, Lori, Proos, Rogers and Schuitmaker

**COMMITTEE ATTENDANCE REPORT**

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

Meeting held on: Wednesday, June 2, 2010

Present: Reps. Cushingberry, Hammel, Bauer, Bennett, Terry Brown, Dean, Durhal, Espinoza, Gonzales, Gregory, Lahti, LeBlanc, McDowell, Miller, Smith, Spade, Switalski, Tlaib, Moss, Agema, Booher, Caul, Genetski, Green, Haines, Hildenbrand, Lori, Proos, Rogers and Schuitmaker

Absent: Rep. Jackson

## COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Wednesday, June 2, 2010

Present: Reps. Meadows, Lipton, Lisa Brown, Byrnes, Constan, Corriveau, Kandrevas, Warren, Schuitmaker, Amash, Haveman, Rick Jones, Kowall and Rocca

Absent: Rep. Bettie Scott

Excused: Rep. Bettie Scott

**Messages from the Senate****House Bill No. 5363, entitled**

A bill to amend 1990 PA 187, entitled "The pupil transportation act," by amending sections 51 and 53 (MCL 257.1851 and 257.1853), as amended by 2006 PA 108.

The Senate has substituted (S-4) the bill.

The Senate has passed the bill as substituted (S-4), ordered that it be given immediate effect and pursuant to Joint Rule 20, inserted the full title.

The Speaker announced that pursuant to Rule 42, the bill was laid over one day.

**Senate Bill No. 682, entitled**

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending section 811e (MCL 257.811e), as amended by 2009 PA 99, and by adding section 811r.

The Senate has passed the bill.

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

**Senate Bill No. 1315, entitled**

A bill to amend 1978 PA 368, entitled "Public health code," by amending section 18223 (MCL 333.18223), as amended by 1986 PA 174.

The Senate has passed the bill.

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

**Introduction of Bills**

Rep. LeBlanc introduced

**House Bill No. 6235, entitled**

A bill to amend 2007 PA 36, entitled "Michigan business tax act," by amending section 409 (MCL 208.1409), as amended by 2008 PA 572.

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

Rep. LeBlanc introduced

**House Bill No. 6236, entitled**

A bill to amend 1969 PA 306, entitled "Administrative procedures act of 1969," by amending section 45a (MCL 24.245a), as amended by 2004 PA 491.

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

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Rep. Liss moved that the House adjourn.  
The motion prevailed, the time being 11:55 a.m.

Associate Speaker Pro Tempore Scripps declared the House adjourned until Tuesday, June 8, at 1:30 p.m.

RICHARD J. BROWN  
Clerk of the House of Representatives