

No. 91
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House of Representatives
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House Chamber, Lansing, Tuesday, November 9, 2010.

1:30 p.m.

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

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

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

e/d/s = entered during session

Rep. Kenneth Kurtz, from the 58th District, offered the following invocation:

“Father in Heaven, we are grateful for the opportunities to gather today as a people who care for all the people of our great state. To those who are serving here in this chamber and those who will be serving we express our gratitude in the days You have given to us and the opportunities that have been ours. We ask for Your continued wisdom and understanding. Each one of us will be making transitions. We pray that we may be conscious of Your desire to lead our thoughts, our hearts and our actions. Each one of us here in this assembly has certain burdens and cares. We all have situations and personal lives. We pray for Your mercy and Your grace and Your forgiveness in Jesus name, Amen.”

Rep. Angerer moved that Rep. Bettie Scott be excused from today’s session.
The motion prevailed.

Second Reading of Bills

House Bill No. 6435, entitled

A bill to amend 2007 PA 36, entitled “Michigan business tax act,” by amending section 460 (MCL 208.1460), as added by 2008 PA 335.

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

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

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

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

Rep. Clemente 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.

By unanimous consent the House returned to the order of

Third Reading of Bills

House Bill No. 6435, entitled

A bill to amend 2007 PA 36, entitled “Michigan business tax act,” by amending section 460 (MCL 208.1460), as added by 2008 PA 335.

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

Roll Call No. 448

Yeas—65

Angerer	Ebli	Leland	Schmidt, R.
Ball	Espinoza	Lemmons	Schmidt, W.
Barnett	Geiss	Lindberg	Scripps
Bauer	Gonzales	Lipton	Segal
Bennett	Gregory	Liss	Sheltrown
Bledsoe	Griffin	Mayer	Slavens
Brown, L.	Haase	McDowell	Slezak
Brown, T.	Hammel	Meadows	Smith
Byrnes	Haugh	Melton	Spade
Byrum	Huckleberry	Miller	Stanley
Clemente	Jackson	Nathan	Switalski
Constan	Johnson	Nerat	Tlaib
Corriveau	Kandreas	Neumann	Valentine

Cushingberry	Kennedy	Polidori	Warren
Dillon	Lahti	Roberts	Womack
Donigan	LeBlanc	Rocca	Young
Durhal			

Nays—39

Agema	Elsenheimer	Kowall	Pavlov
Amash	Genetski	Kurtz	Pearce
Bolger	Green	Lori	Proos
Booher	Haines	Lund	Rogers
Calley	Hansen	Marleau	Schuitmaker
Caul	Haveman	McMillin	Scott, P.
Crawford	Hildenbrand	Meekhof	Stamas
Daley	Horn	Meltzer	Tyler
Denby	Jones, Rick	Moss	Walsh
DeShazor	Knollenberg	Opsommer	

In The Chair: Byrnes

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.

Second Reading of Bills**House Bill No. 4958, entitled**

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," (MCL 257.1 to 257.923) by adding section 601e.
Was read a second time, and the question being on the adoption of the proposed substitute (H-1) previously recommended by the Committee on Transportation,
The substitute (H-1) was not adopted, a majority of the members serving not voting therefor.

Rep. Leland 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. Knollenberg 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.

By unanimous consent the House returned to the order of

Third Reading of Bills**House Bill No. 4958, entitled**

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," (MCL 257.1 to 257.923) by adding section 601e.
Was read a third time and passed, a majority of the members serving voting therefor, by yeas and nays, as follows:

Roll Call No. 449**Yeas—73**

Angerer	Geiss	Leland	Rocca
Ball	Gonzales	Lemmons	Rogers

Barnett	Gregory	Lindberg	Schmidt, W.
Bauer	Griffin	Lipton	Scripps
Bledsoe	Haase	Liss	Segal
Brown, L.	Haines	Lori	Sheltrown
Brown, T.	Hammel	Mayes	Slavens
Byrnes	Hansen	McDowell	Slezak
Byrum	Haugh	Meadows	Smith
Clemente	Huckleberry	Melton	Spade
Constan	Jackson	Miller	Stanley
Corriveau	Johnson	Moss	Switalski
Cushingberry	Jones, Rick	Nathan	Tlaib
Dillon	Kandrevas	Nerat	Valentine
Donigan	Kennedy	Neumann	Walsh
Durhal	Knollenberg	Pearce	Warren
Ebli	Lahti	Polidori	Womack
Elsenheimer	LeBlanc	Roberts	Young
Espinoza			

Nays—31

Agema	Daley	Kowall	Pavlov
Amash	Denby	Kurtz	Proos
Bennett	DeShazor	Lund	Schmidt, R.
Bolger	Genetski	Marleau	Schuitmaker
Booher	Green	McMillin	Scott, P.
Calley	Haveman	Meekhof	Stamas
Caul	Hildenbrand	Meltzer	Tyler
Crawford	Horn	Opsommer	

In The Chair: Byrnes

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.

Second Reading of Bills

House Bill No. 4959, entitled

A bill to amend 1927 PA 175, entitled “The code of criminal procedure,” by amending section 12e of chapter XVII (MCL 777.12e), as amended by 2008 PA 297.

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

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

Rep. Leland 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.

Rep. Opsommer moved that Rep. Calley 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. 4959, entitled

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending section 12e of chapter XVII (MCL 777.12e), as amended by 2008 PA 297.

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

Roll Call No. 450

Yeas—73

Angerer	Elsenheimer	LeBlanc	Roberts
Ball	Espinoza	Leland	Rocca
Barnett	Geiss	Lemmons	Rogers
Bauer	Gonzales	Lindberg	Schmidt, W.
Bennett	Gregory	Lipton	Scripps
Bledsoe	Griffin	Liss	Segal
Brown, L.	Haase	Lori	Sheltrown
Brown, T.	Hammel	Mayer	Slavens
Byrnes	Hansen	McDowell	Slezak
Byrum	Haugh	Meadows	Smith
Caul	Huckleberry	Melton	Spade
Clemente	Jackson	Miller	Stanley
Constan	Johnson	Moss	Switalski
Corriveau	Jones, Rick	Nathan	Tlaib
Cushingberry	Kandrevas	Nerat	Valentine
Dillon	Kennedy	Neumann	Warren
Donigan	Knollenberg	Pearce	Womack
Durhal	Lahti	Polidori	Young
Ebli			

Nays—30

Agema	Genetski	Lund	Proos
Amash	Green	Marleau	Schmidt, R.
Bolger	Haines	McMillin	Schuitmaker
Booher	Haveman	Meekhof	Scott, P.
Crawford	Hildenbrand	Meltzer	Stamas
Daley	Horn	Opsommer	Tyler
Denby	Kowall	Pavlov	Walsh
DeShazor	Kurtz		

In The Chair: Byrnes

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.

Rep. Dean entered the House Chambers.

Second Reading of Bills

House Bill No. 4960, entitled

A bill to amend 2006 PA 384, entitled “Driver education provider and instructor act,” by amending section 37 (MCL 256.657).

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

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

Rep. Leland 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.

By unanimous consent the House returned to the order of

Third Reading of Bills

House Bill No. 4960, entitled

A bill to amend 2006 PA 384, entitled “Driver education provider and instructor act,” by amending section 37 (MCL 256.657).

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

Roll Call No. 451

Yeas—74

Agema	Ebli	LeBlanc	Rocca
Angerer	Elsenheimer	Leland	Schmidt, R.
Ball	Espinoza	Lemmons	Schmidt, W.
Barnett	Geiss	Lindberg	Scripps
Bauer	Gonzales	Lipton	Segal
Bennett	Gregory	Liss	Sheltrown
Bledsoe	Haase	Lori	Slavens
Brown, L.	Hammel	Mayes	Slezak
Brown, T.	Hansen	McDowell	Smith
Byrnes	Haugh	Meadows	Spade
Byrum	Horn	Melton	Stanley
Clemente	Huckleberry	Miller	Switalski
Constan	Jackson	Nathan	Tlaib
Corriveau	Johnson	Nerat	Valentine
Cushingberry	Jones, Rick	Neumann	Walsh
Dean	Kandrevas	Polidori	Warren
Dillon	Kennedy	Proos	Womack
Donigan	Knollenberg	Roberts	Young
Durhal	Lahti		

Nays—30

Amash	Genetski	Lund	Pavlov
Bolger	Green	Marleau	Pearce
Booher	Griffin	McMillin	Rogers
Caul	Haines	Meekhof	Schuitmaker
Crawford	Haveman	Meltzer	Scott, P.
Daley	Hildenbrand	Moss	Stamas
Denby	Kowall	Opsommer	Tyler
DeShazor	Kurtz		

In The Chair: Byrnes

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.

Messages from the Governor

The following line item veto message from the Governor was received and read:

Executive Office, Lansing, October 11, 2010

Michigan House of Representatives
State Capitol
Lansing, MI 48909-7514

Ladies and Gentlemen:

Today I have signed **Enrolled House Bill 5872**, a bill authorizing the expenditure of Michigan's share of the federal Education Jobs Fund recently approved by the United States Congress and President Obama in Public Law 111-226. While I have signed the bill, I have disapproved Subsection (2) of the bill pursuant to Section 19 of Article V of the Michigan Constitution of 1963. The specific item veto is detailed in the attached copy of the bill, which has been filed with the Secretary of State.

I have exercised my item veto authority because Subsection (2) would allocate federal funds in a manner inconsistent with the requirements of Public Law 111-226. Under the federal law, funds received by a state must be distributed: (1) through a state's primary funding formula; or (2) based upon local schools' relative shares of funds under Title I of the federal Elementary and Secondary Education Act of 1965. Subsection (2) of Enrolled House Bill 5872 does neither. The United States Department of Education has indicated that this allocation is inconsistent with the requirements of Public Law 111-226 and with the application for Education Jobs Fund filed by the state of Michigan, in which the state indicated that funds would be distributed based on its primary funding formula. Failure to comply with the requirements of Public Law 111-226 likely will result in a federal audit and recoupment of funds by the federal government.

While I have disapproved Subsection (2) of Enrolled House Bill 5872, I look forward to working with the Legislature on enactment of a new appropriation for Michigan schools that allocates funds using Michigan's primary funding formula rather than attempting to restore prior reductions in education funding in a manner that is prohibited by federal law. If we work together, we can ensure that all schools receive their fair share of this federal assistance.

Respectfully,
Jennifer M. Granholm
Governor

The bill was signed by the Governor October 11, 2010, at 4:25 p.m.

The bill was filed with the Secretary of State October 12, 2010, at 11:52 a.m. and assigned Public Act No. 205, I.E.

The question being on the passage of the disapproved item, the objections of the Governor to the contrary notwithstanding,

Rep. Angerer moved that the disapproved line item be re-referred to the Committee on Appropriations.

The motion prevailed.

The following line item veto message from the Governor was received and read:

Executive Office, Lansing, September 30, 2010

Michigan House of Representatives
State Capitol
Lansing, Michigan 48909

Ladies and Gentlemen:

Today I have signed **Enrolled House Bill 5880**, the Fiscal Year 2011 General Government budget bill, providing funding for the departments of Attorney General, Civil Rights, State, Technology, Management and Budget, Treasury, as well as the Executive Office, Legislature, and Legislative Auditor General. This budget will provide over \$3 billion in funding for the necessary operations of government in the state of Michigan, including over \$1 billion in vital revenue sharing grants to our local governments.

I am, however, returning it to you because of one item of which I disapprove, pursuant to Article V, Section 19 of the Michigan Constitution of 1963. The specific veto is contained in the attached copy of the bill, which has been filed with the Secretary of State. I have disapproved proposed appropriations in section 314 because the language effectively authorizes spending in excess of target agreements set for the Department of Attorney General.

While I found it necessary to disapprove a portion of this bill, I thank the Legislature for its work on completing the Fiscal Year 2011 General Government budget bill.

Respectfully,
Jennifer M. Granholm
Governor

The bill was signed by the Governor September 30, 2010, at 5:05 p.m.

The bill was filed with the Secretary of State September 30, 2010, at 5:56 p.m. and assigned Public Act No. 191, I.E.

The question being on the passage of the disapproved item, the objections of the Governor to the contrary notwithstanding,

Rep. Angerer moved that the disapproved line item be re-referred to the Committee on Appropriations.

The motion prevailed.

The following line items veto message from the Governor was received and read:

Executive Office, Lansing, September 30, 2010

Michigan House of Representatives
State Capitol
Lansing, MI 48909-7536

Ladies and Gentlemen:

I have signed **Enrolled House Bill 5882**, which authorizes expenditures by the Department of Human Services (DHS) for the fiscal year ending September 30, 2011. I have, however, have disapproved several items pursuant to Section 19 of Article V of the Michigan Constitution of 1963. The item vetoes are detailed in the attached copy of the bill, which has been filed with the Secretary of State.

This bill appropriates nearly \$7 billion in total funding, representing a large increase over fiscal year 2010, largely because of dramatic growth in the 100% federally funded food assistance program caseload. It also includes adequate funding to support the department's child welfare improvement efforts and critical public assistance programs.

However, the enrolled bill contains funding for a number of program enhancements that were not included in my Executive Recommendation and that I do not support.

I have disapproved the following proposed appropriations that earmark funding for special projects that cannot be supported while other critical programs are being reduced: Sections 423(1), 423(3), 587, 676, 683, and 1104.

I have disapproved the proposed appropriations in Sections 288, 573 and 581 for increased provider payments as they cannot be sustained given our challenging fiscal situation.

I have disapproved Section 696 as the funding appropriated is not sufficient to support programming.

To provide direction regarding the implementation of this appropriations act, I note the following:

- Section 691: To the extent that this section attempts to amend the Social Welfare Act without republication, it violates Section 25 of Article IV of the Michigan Constitution of 1963 and is unenforceable. Further the added provision for public assistance eligibility specified in the section violates federally established requirements for food assistance program eligibility and cannot be implemented.

I appreciate the effort it has taken to create this budget, even though I disagree with certain provisions. Thank you for presenting me with this budget.

Respectfully,
Jennifer M. Granholm
Governor

The bill was signed by the Governor September 30, 2010, at 5:00 p.m.

The bill was filed with the Secretary of State September 30, 2010, at 5:54 p.m. and assigned Public Act No. 190, I.E.

The question being on the passage of the disapproved items, the objections of the Governor to the contrary notwithstanding,

Rep. Angerer moved that the disapproved line items be re-referred to the Committee on Appropriations.

The motion prevailed.

The following line items veto message from the Governor was received and read:

Executive Office, Lansing, September 30, 2010

Michigan House of Representatives
State Capitol
Lansing, Michigan 48933

Ladies and Gentlemen:

Today I have signed **Enrolled House Bill 5884** providing over \$1.2 billion in appropriations for the Department of Energy, Labor, and Economic Growth for the fiscal year ending September 30, 2011. I have, however, disapproved items pursuant to Section 19 of Article V of the Michigan Constitution of 1963. The item vetoes are detailed in the attached copy of the bill, which has been filed with the Secretary of State.

I have disapproved proposed appropriations totaling \$355,000 for an occupational safety training grant, an allocation for the Michigan After-School Partnership, and two workforce development grants under Sections 342, 704, 719, and 818 of the bill. These earmarks would undermine the Department's competitive process for awarding grants and impede the prioritization of workforce training funds needed to help improve the job skills of displaced workers.

To provide direction regarding the implementation of this appropriations act, I note the following:

- Consistent with my duty to assure that laws are faithfully executed under Section 8 of Article V of the Michigan Constitution of 1963, when a governor is concerned that a provision in an appropriations bill is unconstitutional, it is appropriate to express that concern. See, for example, OAG, 2009-2010, No 7225 (February 27, 2009). A governor has no less a solemn obligation than does the judiciary to consider the constitutionality of his or her every act. Accordingly, to the extent that Section 341 of the bill modifies or amends the provisions of the Michigan Occupational Safety and Health Act, 1974 PA 154, MCL 408.1001 to 408.1094, this section is in contravention of Section 25 of Article IV of the Michigan Constitution of 1963 and unenforceable.

- Section 332 of the bill requires the department to complete a contracting process related to the unemployment insurance computer system by April 11, 2011. This condition cannot be imposed on the department given that existing law vests such procurement authority in the Department of Technology, Management and Budget.

I thank the Legislature for its work on this budget for the Department of Energy, Labor, and Economic Growth.

Sincerely,
Jennifer M. Granholm
Governor

The bill was signed by the Governor September 30, 2010, at 1:48 p.m.

The bill was filed with the Secretary of State September 30, 2010, at 5:46 p.m. and assigned Public Act No. 186, I.E.

The question being on the passage of the disapproved items, the objections of the Governor to the contrary notwithstanding,

Rep. Angerer moved that the disapproved line items be re-referred to the Committee on Appropriations.

The motion prevailed.

The following line items veto message from the Governor was received and read:

Executive Office, Lansing, September 30, 2010

Michigan House of Representatives
State Capitol
Lansing, Michigan 48909-7514

Ladies and Gentlemen:

Today I have signed **Enrolled House Bill 5889** authorizing the expenditure of \$3.2 billion by the Department of Transportation in the fiscal year that ends on September 30, 2011. I have, however, disapproved of items pursuant to Section 19 of Article V of the Michigan Constitution of 1963. The specific item vetoes are detailed in the attached copy of the bill, which has been filed with the Secretary of State.

I have exercised my item veto authority to eliminate the following unnecessary items: (1) Section 306(3), which would mandate the State Treasurer to develop an alternative cost allocation plan for motor fuel tax collections; (2) Section 394, requiring the department to conduct a study which was completed and published by the department as part of the requirements of PA 116 of 2009; (3) Section 399, and the corresponding \$100 line-item, which does not provide sufficient resources to implement the program; and (4) Section 608, providing for two additional unneeded timber truck inspection stations.

To provide direction regarding the implementation of this appropriations act, I note the following:

- Section 709 (2) of House Bill 5889 purports to require that any changes in an essential corridor list for bus routes be approved by House and Senate Appropriations Subcommittees on Transportation. As the Legislature lacks the constitutional authority to delegate administrative or legislative duties to a subcommittee of the legislature, this provision appears to violate Const 1963, art 3, § 2, Const 1963, art 4, § 26, and Const 1963, art 4, § 33, and is unenforceable.

I thank the Legislature for presenting a fiscal year 2011 budget for the Department of Transportation. I am pleased that we were able to work together in order to match all of the available federal aid and I look forward to continuing to work towards a long-term solution to the impending funding shortfalls faced by the department.

Respectfully,
Jennifer M. Granholm
Governor

The bill was signed by the Governor September 30, 2010, at 5:08 p.m.

The bill was filed with the Secretary of State September 30, 2010, at 5:58 p.m. and assigned Public Act No. 192, I.E.

The question being on the passage of the disapproved items, the objections of the Governor to the contrary notwithstanding,

Rep. Angerer moved that the disapproved line items be re-referred to the Committee on Appropriations.

The motion prevailed.

The following veto message from the Governor was received and read:

Executive Office, Lansing, October 12, 2010

Michigan House of Representatives
State Capitol
Lansing, Michigan 48909-7514

Ladies and Gentleman:

As presented, **Enrolled House Bill 6007** would modernize many elements of the Michigan Liquor Control Code of 1998 (“Code”) in ways that would benefit the hospitality and tourism industry in this state, including the growing craft brewery and winery sectors of the Michigan economy. I wholeheartedly support provisions of the bill that would expand options for consumers to purchase alcoholic beverages, including on Sundays and holidays, enable Michigan wineries and craft breweries to increase exposure for their products, and protect Michigan consumers and job providers by safeguarding Michigan’s three-tier system for the distribution and sale of alcoholic beverages.

While these important reforms are included in Enrolled House Bill 6007, other provisions of the bill potentially would undermine protections under Michigan’s three-tier system, establish a new, unlevel playing field on which some Michigan businesses would be forced to compete, and diminish otherwise positive elements of the legislation. These concerns were not addressed, and may have been exacerbated by, the abbreviated legislative debate on the bill. Three provisions of the bill are particularly problematic.

First, Section 545 would enable an unlimited number of Michigan restaurants and other food establishments to sell and deliver alcoholic liquor directly to consumers at off-premises locations. While this change undoubtedly would benefit the restaurant industry, it also would be highly detrimental to many small businesses currently authorized to sell alcoholic beverages for off-premises consumption by consumers. These same job providers recently saw their business curtailed by the enactment of Public Act 474 of 2008, which prohibited them from delivering to customers at off-premises locations. Public Act 474 was necessitated by a ruling of the United States District Court for the Eastern District of Michigan holding that provisions of the Code that enabled only in-state retailers to deliver alcoholic beverages directly to consumers were unconstitutional. The Court indicated that laws requiring an “entity to maintain residency in the home state ‘in order to compete on equal terms’ with in-state businesses violate the Commerce Clause.” Within days of that decision, the Legislature presented me with a bill prohibiting all retailers, both in-state and out-state, from delivering alcoholic beverages to Michigan consumers. Proponents of the 2008 legislation argued that it was necessary to prevent a flood of unregulated out-of-state liquor from entering Michigan and undermining the protections of the three-tier system. I signed that bill into law. Unfortunately, Section 545 of Enrolled House Bill 6007 would leave Michigan vulnerable to a similar legal challenge, increasing the risk of costly litigation. If the bill is enacted, in-state food establishments would be authorized to deliver alcoholic liquor directly to consumers but out-state food establishments would not. This directly contradicts the rationale for Public Act 474. Either that rationale remains and the Commerce Clause still requires that in-state food establishments be treated in the same manner as out-state food establishments or the rationale no longer applies and the restriction on the delivery of alcoholic liquor by in-state retailers imposed under Public Act 474 should be lifted. Unfortunately, this legislation does neither.

Second, Section 513 appears to be a local or special act with applicability limited only to specifically designated universities and community colleges. Because Section 29 of Article IV of the Michigan Constitution of 1963 prohibits the Legislature

from passing a local or special act in any case where a general act can be made applicable, this provision is vulnerable to a constitutional challenge and increases the risk of costly litigation. The licenses authorized under Section 513 could instead be enabled by generally applicable language, eliminating this vulnerability and providing greater certainty to the entities affected.

Third, Section 537 would authorize the provision of free samples of wine totaling up to nine ounces. I believe this amount is too high. I could support a lower amount consistent with lower free sample sizes authorized in other states.

Accordingly, as provided under Section 33 of Article IV of the Michigan Constitution of 1963, I disapprove Enrolled House Bill 6007 and return the legislation without signature. I look forward to working with the Legislature to enact revised legislation that addresses the concerns raised while continuing to benefit consumers and businesses in Michigan.

Respectfully,
Jennifer M. Granholm
Governor

The question being on the passage of the bill, the objections of the Governor to the contrary notwithstanding, Rep. Angerer moved that the bill be re-referred to the Committee on Regulatory Reform.
The motion prevailed.

By unanimous consent the House returned to the order of

Motions and Resolutions

Rep. Angerer moved to suspend that portion of Rule 41 requiring bills to be handed to the Clerk three hours prior to calling the House to order.

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

Reps. Neumann, Ball, Polidori, Barnett, Gonzales, Spade and Valentine offered the following resolution:

House Resolution No. 339.

A resolution to memorialize Congress to require federally regulated financial institutions to disclose to customers all of the ramifications of creating joint accounts.

Whereas, Joint financial accounts create a potential threat of misuse. Many people have granted family members and other people they trust joint access to their accounts, only to have their trust betrayed, and their money used against their wishes. Senior citizens are particularly vulnerable as they seek assistance with their finances in their retirement years and at a time when health issues may increase; and

Whereas, Senior citizens and others are often unaware of the ramifications of opening a joint account with another person. In particular, joint account holders may withdraw funds from an account without the permission or knowledge of another account holder. In addition, the account becomes the sole property of surviving account holders upon the death of another account holder; and

Whereas, Banks and other financial institutions should bear some responsibility in making sure that people opening a joint account fully understand the scope of each account holder's authority. Proper disclosure is a modest action, with potentially significant benefits, to prevent unscrupulous individuals from preying on vulnerable members of our society; now, therefore, be it

Resolved by the House of Representatives, That we memorialize Congress to require federally regulated financial institutions to disclose to customers prior to issuing a joint account all of the ramifications of creating joint accounts; and be it further

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

The resolution was referred to the Committee on Banking and Financial Services.

Rep. Caul offered the following resolution:

House Resolution No. 340.

A resolution to declare November 2010 as Naval Sea Cadet Corps Month in the state of Michigan.

Whereas, The Naval Sea Cadet Corps is endorsed by the United States Navy, United States Marine Corps, and the United States Coast Guard; and

Whereas, The Naval Sea Cadet Corps introduces youth from the ages of 13-17 to naval life; and

Whereas, This introduction serves to instill values such as patriotism and courage while promoting a lifestyle free of drugs and gangs; and

Whereas, The Naval Sea Cadet Corps provides numerous educational opportunities to its members, including, but not limited to, scuba school, marksmanship training, aviation training, and introductions to the medical and legal fields; and

Whereas, September 10th marked the Naval Sea Cadet Corps 48th year of distinguished service; now, therefore, be it Resolved by the House of Representatives, That the members of this legislative body declare November 2010 as Naval Sea Cadet Corps Month in the state of Michigan. The members honor the positive impact that the Naval Sea Cadet Corps have made in Michigan; and be it further

Resolved, That a copy of this resolution be transmitted to the officials of the national office of the United States Naval Sea Cadet Corps as evidence of the highest esteem of the members of the Michigan Legislature.

The question being on the adoption of the resolution,

The resolution was adopted.

Announcement by the Clerk of Printing and Enrollment

The Clerk announced that the following bill had been printed and placed upon the files of the members on Thursday, November 4:

Senate Bill No. 1580

The Clerk announced the enrollment printing and presentation to the Governor on Friday, November 5, for her approval of the following bills:

Enrolled House Bill No. 5473 at 2:38 p.m.

Enrolled House Bill No. 5520 at 2:40 p.m.

The Clerk announced that the following Senate bills had been received on Tuesday, November 9:

Senate Bill Nos. 825 1247 1376 1377 1378 1413 1421 1456 1475 1482 1506 1527 1529

The Clerk announced that the following bills had been printed and placed upon the files of the members on Tuesday, November 9:

Senate Bill Nos. 1581 1582 1583

Reports of Standing Committees

The Committee on Tourism, Outdoor Recreation and Natural Resources, by Rep. Sheltroun, Chair, reported

House Bill No. 4155, 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 the title and sections 5f, 5k, and 5o (MCL 28.425f, 28.425k, and 28.425o), the title as amended and section 5k as added by 2000 PA 381, section 5f as amended by 2008 PA 194, and section 5o as amended by 2008 PA 407.

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. Sheltroun, Slezak, Ebli, Huckleberry, LeBlanc, Lindberg, Stanley, Stamas, Hansen and Horn

Nays: None

The Committee on Tourism, Outdoor Recreation and Natural Resources, by Rep. Sheltroun, Chair, reported

House Bill No. 4156, entitled

A bill to amend 1931 PA 328, entitled "The Michigan penal code," by amending section 224a (MCL 750.224a), as amended by 2006 PA 457.

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. Sheltroun, Slezak, Ebli, Huckleberry, LeBlanc, Lindberg, Stanley, Stamas, Hansen and Horn
Nays: None

The Committee on Tourism, Outdoor Recreation and Natural Resources, by Rep. Sheltroun, Chair, reported
House Bill No. 4164, entitled

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending section 11b of chapter XVII (MCL 777.11b), as amended by 2008 PA 538.

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. Sheltroun, Slezak, Ebli, Huckleberry, LeBlanc, Lindberg, Stanley, Stamas, Hansen and Horn
Nays: None

The Committee on Tourism, Outdoor Recreation and Natural Resources, by Rep. Sheltroun, Chair, reported
House Bill No. 6384, entitled

A bill to define, develop, and regulate raising of pigs as an agricultural enterprise in this state; to provide powers and duties of certain state agencies and departments; and to provide for certain penalties and remedies.

With the recommendation that the bill be referred to the Committee on Agriculture.

Favorable Roll Call

To Report Out:

Yeas: Reps. Sheltroun, Slezak, Ebli, Huckleberry, LeBlanc, Lindberg, Stanley, Stamas, Hansen and Horn
Nays: None

The recommendation was concurred in and the bill was referred to the Committee on Agriculture.

The Committee on Tourism, Outdoor Recreation and Natural Resources, by Rep. Sheltroun, Chair, reported
House Bill No. 6385, entitled

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending sections 40103 and 41102 (MCL 324.40103 and 324.41102), as amended by 2000 PA 191.

With the recommendation that the bill be referred to the Committee on Agriculture.

Favorable Roll Call

To Report Out:

Yeas: Reps. Sheltroun, Slezak, Ebli, Huckleberry, LeBlanc, Lindberg, Stanley, Stamas, Hansen and Horn
Nays: None

The recommendation was concurred in and the bill was referred to the Committee on Agriculture.

The Committee on Tourism, Outdoor Recreation and Natural Resources, by Rep. Sheltroun, Chair, reported
House Bill No. 6386, entitled

A bill to amend 2000 PA 190, entitled "Privately owned cervidae producers marketing act," by amending section 5 (MCL 287.955), as amended by 2006 PA 561.

With the recommendation that the bill be referred to the Committee on Agriculture.

Favorable Roll Call

To Report Out:

Yeas: Reps. Sheltroun, Slezak, Ebli, Huckleberry, LeBlanc, Lindberg, Stanley, Stamas, Hansen and Horn

Nays: None

The recommendation was concurred in and the bill was referred to the Committee on Agriculture.

COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Sheltroun, Chair, of the Committee on Tourism, Outdoor Recreation and Natural Resources, was received and read:

Meeting held on: Tuesday, November 9, 2010

Present: Reps. Sheltroun, Slezak, Ebli, Huckleberry, LeBlanc, Lindberg, Stanley, Stamas, Hansen and Horn

Absent: Rep. Bolger

Excused: Rep. Bolger

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

House Bill No. 6407, entitled

A bill to provide for the preservation of certain economic development rates or contracts; to provide for the adoption of certain rate-making policies for certain electric utilities; and to prescribe the powers and duties of certain state agencies and officials.

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. Mayes, Geiss, Ebli, Huckleberry, Johnson, Lindberg, Lipton, Melton, Scripps, Horn, Crawford, Opsommer and Wayne Schmidt

Nays: Rep. Roberts

COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Tuesday, November 9, 2010

Present: Reps. Mayes, Geiss, Lisa Brown, Ebli, Huckleberry, Johnson, Lindberg, Lipton, Melton, Roberts, Scripps, Horn, Crawford, Marleau, Opsommer, Wayne Schmidt and Schuitmaker

Absent: Reps. Clemente and Proos

Excused: Reps. Clemente and Proos

The Committee on Intergovernmental and Regional Affairs, by Rep. Donigan, Chair, reported

House Bill No. 6251, entitled

A bill to amend 1975 PA 197, entitled "An act to provide for the establishment of a downtown development authority; to prescribe its powers and duties; to correct and prevent deterioration in business districts; to encourage historic preservation; to authorize the acquisition and disposal of interests in real and personal property; to authorize the creation and implementation of development plans in the districts; to promote the economic growth of the districts; to create a board; to prescribe its powers and duties; to authorize the levy and collection of taxes; to authorize the issuance of bonds and other evidences of indebtedness; to authorize the use of tax increment financing; to reimburse downtown development authorities for certain losses of tax increment revenues; and to prescribe the powers and duties of certain state officials," by amending section 1 (MCL 125.1651), as amended by 2008 PA 225.

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. Donigan, Barnett, Bledsoe, Kennedy, Young and Wayne Schmidt
Nays: Reps. Lund and Denby

The Committee on Intergovernmental and Regional Affairs, by Rep. Donigan, Chair, reported

Senate Bill No. 395, entitled

A bill to amend 1893 PA 206, entitled "The general property tax act," by amending section 24c (MCL 211.24c), as amended by 2003 PA 247.

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. Donigan, Barnett, Bledsoe, Young, Lund and Denby
Nays: None

The Committee on Intergovernmental and Regional Affairs, by Rep. Donigan, Chair, reported

Senate Bill No. 715, entitled

A bill to amend 1956 PA 40, entitled "The drain code of 1956," by amending section 154 (MCL 280.154).

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. Donigan, Kennedy, Young, Lund, Denby and Wayne Schmidt
Nays: None

The Committee on Intergovernmental and Regional Affairs, by Rep. Donigan, Chair, reported

Senate Bill No. 1234, entitled

A bill to amend 2005 PA 280, entitled "Corridor improvement authority act," by amending section 3 (MCL 125.2873), as amended by 2007 PA 44.

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. Donigan, Barnett, Bledsoe, Kennedy, Young, Denby and Wayne Schmidt
Nays: Rep. Lund

The Committee on Intergovernmental and Regional Affairs, by Rep. Donigan, Chair, reported

Senate Bill No. 1235, entitled

A bill to amend 1948 (1st Ex Sess) PA 31, entitled "An act to provide for the incorporation of authorities to acquire, furnish, equip, own, improve, enlarge, operate, and maintain buildings, automobile parking lots or structures, recreational facilities, stadiums, and the necessary site or sites therefor, together with appurtenant properties and facilities necessary or convenient for the effective use thereof, for the use of any county, city, village, or township, or for the use of any combination of 2 or more counties, cities, villages, or townships, or for the use of any school district and any city, village, or township wholly or partially within the district's boundaries, or for the use of any school district and any combination

of 2 or more cities, villages, or townships wholly or partially within the district's boundaries, or for the use of any intermediate school district and any constituent school district or any city, village, or township, wholly or partially within the intermediate school district's boundaries; to provide for compensation of authority commissioners; to permit transfers of property to authorities; to authorize the execution of contracts, leases, and subleases pertaining to authority property and the use of authority property; to authorize incorporating units to impose taxes without limitation as to rate or amount and to pledge their full faith and credit for the payment of contract of lease obligations in anticipation of which bonds are issued by an authority; to provide for the issuance of bonds by such authorities; to validate action taken and bonds issued; to provide other powers, rights, and duties of authorities and incorporating units, including those for the disposal of authority property; and to prescribe penalties and provide remedies," by amending the title and section 1 (MCL 123.951), the title as amended by 1998 PA 190 and section 1 as amended by 1993 PA 121.

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. Donigan, Barnett, Bledsoe, Kennedy, Young, Denby and Wayne Schmidt

Nays: Rep. Lund

The Committee on Intergovernmental and Regional Affairs, by Rep. Donigan, Chair, reported

Senate Bill No. 1236, entitled

A bill to amend 1978 PA 255, entitled "Commercial redevelopment act," by amending sections 3 and 4 (MCL 207.653 and 207.654), as amended by 2008 PA 227.

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. Donigan, Barnett, Bledsoe, Kennedy, Young, Lund, Denby and Wayne Schmidt

Nays: None

The Committee on Intergovernmental and Regional Affairs, by Rep. Donigan, Chair, reported

Senate Bill No. 1238, entitled

A bill to amend 1980 PA 450, entitled "The tax increment finance authority act," by amending section 1 (MCL 125.1801), as amended by 2008 PA 453.

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. Donigan, Barnett, Bledsoe, Kennedy, Young, Denby and Wayne Schmidt

Nays: Rep. Lund

COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Donigan, Chair, of the Committee on Intergovernmental and Regional Affairs, was received and read:

Meeting held on: Tuesday, November 9, 2010

Present: Reps. Donigan, Barnett, Bledsoe, Kennedy, Young, Lund, Denby and Wayne Schmidt

Absent: Reps. Haugh and Meekhof

Excused: Reps. Haugh and Meekhof

Messages from the Senate**House Bill No. 6196, entitled**

A bill to amend 1980 PA 299, entitled "Occupational code," by amending sections 720, 725, 726, 727, 728, 729, and 734 (MCL 339.720, 339.725, 339.726, 339.727, 339.728, 339.729, and 339.734), sections 720, 728, and 734 as amended by 2008 PA 161, sections 725 and 729 as amended by 2007 PA 1, and sections 726 and 727 as added by 1997 PA 10.

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.

Senate Bill No. 825, entitled

A bill to amend 1956 PA 218, entitled "The insurance code of 1956," by amending section 640 (MCL 500.640), as amended by 1992 PA 182.

The Senate has passed the bill.

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

Senate Bill No. 1247, entitled

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by repealing section 3111 (MCL 324.3111).

The Senate has passed the bill.

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

Senate Bill No. 1269, entitled

A bill to amend 2001 PA 142, entitled "Michigan memorial highway act," (MCL 250.1001 to 250.2080) by adding section 1059.

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. 1376, entitled

A bill to amend 1998 PA 386, entitled "Estates and protected individuals code," by amending sections 1209, 2519, 3207, 7105, 7411, 7414, 7817, 7821, and 7910 (MCL 700.1209, 700.2519, 700.3207, 700.7105, 700.7411, 700.7414, 700.7817, 700.7821, and 700.7910), sections 1209, 2519, and 7105 as amended and sections 7411, 7414, 7817, 7821, and 7910 as added by 2009 PA 46 and section 3207 as added by 2006 PA 299, by amending the headings of the parts of article VII, by amending the heading of article VIII, and by designating sections 8101 and 8102 as part 1 and sections 8201 to 8206 as part 2 of article VIII and adding headings for those parts.

The Senate has passed the bill.

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

Senate Bill No. 1377, entitled

A bill to amend 1968 PA 251, entitled "Cemetery regulation act," by amending section 16 (MCL 456.536), as amended by 2008 PA 478.

The Senate has passed the bill.

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

Senate Bill No. 1378, entitled

A bill to amend 1986 PA 255, entitled "Prepaid funeral and cemetery sales act," by amending section 12 (MCL 328.222), as amended by 2004 PA 21.

The Senate has passed the bill.

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

Senate Bill No. 1413, entitled

A bill to amend 1980 PA 299, entitled "Occupational code," by amending sections 2907, 2909, 2911, and 2913 (MCL 339.2907, 339.2909, 339.2911, and 339.2913), as added by 2006 PA 489.

The Senate has passed the bill.

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

Senate Bill No. 1421, entitled

A bill to amend 1976 PA 451, entitled "The revised school code," by amending section 1278b (MCL 380.1278b), as amended by 2010 PA 80.

The Senate has passed the bill.

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

Senate Bill No. 1440, entitled

A bill to amend 1929 PA 312, entitled "The metropolitan district act," (MCL 119.1 to 119.18) by adding section 5a.

The Senate has passed the bill.

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

Senate Bill No. 1442, entitled

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending sections 5204 and 19708 (MCL 324.5204 and 324.19708), section 5204 as amended by 2005 PA 253 and section 19708 as amended by 2005 PA 256, and by adding sections 5204b, 5204c, 5204d, and 19703a.

The Senate has passed the bill.

The bill was read a first time by its title and referred to the Committee on New Economy and Quality of Life.

Senate Bill No. 1443, entitled

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending section 5204a (MCL 324.5204a), as added by 2005 PA 254, and by adding section 5317.

The Senate has passed the bill.

The bill was read a first time by its title and referred to the Committee on New Economy and Quality of Life.

Senate Bill No. 1456, entitled

A bill to provide for the preservation of certain economic development rates or contracts; to provide for the adoption of certain rate-making policies for certain electric utilities; and to prescribe the powers and duties of certain state agencies and officials.

The Senate has passed the bill.

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

Senate Bill No. 1475, entitled

A bill to amend 1964 PA 170, entitled "An act to make uniform the liability of municipal corporations, political subdivisions, and the state, its agencies and departments, officers, employees, and volunteers thereof, and members of certain boards, councils, and task forces when engaged in the exercise or discharge of a governmental function, for injuries to property and persons; to define and limit this liability; to define and limit the liability of the state when engaged in a proprietary function; to authorize the purchase of liability insurance to protect against loss arising out of this liability; to provide for defending certain claims made against public officers, employees, and volunteers and for paying damages sought or awarded against them; to provide for the legal defense of public officers, employees, and volunteers; to provide for reimbursement of public officers and employees for certain legal expenses; and to repeal acts and parts of acts," by amending sections 1, 2, and 2a (MCL 691.1401, 691.1402, and 691.1402a), section 1 as amended by 2001 PA 131 and section 2 as amended and section 2a as added by 1999 PA 205, and by adding section 2b.

The Senate has passed the bill.

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

Senate Bill No. 1482, entitled

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," (MCL 324.101 to 324.90106) by adding section 80164a.

The Senate has passed the bill.

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

Senate Bill No. 1506, entitled

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending section 11506 (MCL 324.11506), as amended by 2007 PA 212.

The Senate has passed the bill.

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

Senate Bill No. 1509, entitled

A bill to amend 1976 PA 451, entitled "The revised school code," by amending section 1249 (MCL 380.1249), as added by 2009 PA 205.

The Senate has passed the bill.

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

Senate Bill No. 1527, entitled

A bill to amend 1933 PA 62, entitled "Property tax limitation act," by amending section 5i (MCL 211.205i), as amended by 2004 PA 391.

The Senate has passed the bill.

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

Senate Bill No. 1529, entitled

A bill to amend 1984 PA 431, entitled "The management and budget act," by amending sections 293, 294, 295, 296, and 297 (MCL 18.1293, 18.1294, 18.1295, 18.1296, and 18.1297).

The Senate has passed the bill.

The bill was read a first time by its title and referred to the Committee on New Economy and Quality of Life.

Notices

November 8, 2010

Mr. Richard J. Brown, Clerk
Michigan House of Representatives
State Capitol Building
Lansing, Michigan 48913

Dear Mr. Clerk:

I hereby make the following change to the House Standing Committees for the 2009-2010 Legislative Session:

Commerce

Rep. Vicki Barnett (C)

Please feel free to contact me should you have any questions regarding this letter.

Regards,
Andy Dillon, Speaker
Michigan House of Representatives

I hereby give notice that on the next legislative session day I will move to discharge the Committee on Tax Policy from further consideration of **House Bill No. 6486**.

Rep. Agema

I hereby give notice that on the next legislative session day I will move to discharge the Committee on Regulatory Reform from further consideration of **House Bill No. 6383**.

Rep. Agema

I hereby give notice that on the next legislative session day I will move to discharge the Committee on Regulatory Reform from further consideration of **House Bill No. 6311**.

Rep. Agema

I hereby give notice that on the next legislative session day I will move to discharge the Committee on Tax Policy from further consideration of **House Bill No. 6284**.

Rep. Agema

I hereby give notice that on the next legislative session day I will move to discharge the Committee on Families and Children's Services from further consideration of **House Bill No. 5923**.

Rep. Agema

Introduction of Bills

Reps. Meadows and Griffin introduced

House Bill No. 6543, entitled

A bill to amend 1980 PA 300, entitled "The public school employees retirement act of 1979," by amending section 43e (MCL 38.1343e), as added by 2010 PA 75.

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

Rep. Griffin introduced

House Bill No. 6544, entitled

A bill to provide education and counseling for the people of this state who are facing the foreclosure or forfeiture of mortgages or land contracts of their homes; to impose a fee on the transfer of certain real property to provide for the education and counseling; to require the establishment of funds by the counties in this state; to provide for the powers and duties of certain state and local governmental officers and entities; and to repeal acts and parts of acts.

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

Rep. Walsh introduced

House Bill No. 6545, entitled

A bill to amend 1998 PA 58, entitled "Michigan liquor control code of 1998," by amending sections 518 and 525 (MCL 436.1518 and 436.1525), section 518 as amended by 2005 PA 166 and section 525 as amended by 2010 PA 175.

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

Rep. Gregory introduced

House Bill No. 6546, entitled

A bill to amend 1981 PA 80, entitled "Fiscal stabilization act," by amending sections 3, 4, 5, and 9 (MCL 141.1003, 141.1004, 141.1005, and 141.1009), sections 3, 4, and 9 as amended by 2010 PA 4 and section 5 as amended by 1987 PA 279, and by adding section 4a.

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

Rep. Cushingberry introduced

House Bill No. 6547, entitled

A bill to amend 2008 PA 49, entitled "Zoological authorities act," by amending section 13 (MCL 123.1173).

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

Rep. Cushingberry introduced

House Bill No. 6548, entitled

A bill to provide for the establishment of art institute authorities; to provide for the powers and duties of an art institute authority; to authorize the levy and collection of a property tax by an art institute authority; and to provide for the powers and duties of certain government officials.

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

Rep. Spade introduced

House Bill No. 6549, entitled

A bill to authorize the state administrative board to convey certain parcels of state-owned property in Lenawee county; to prescribe conditions for the conveyances; to provide for certain powers and duties of certain state departments in regard to the property; and to provide for disposition of revenue derived from the conveyances.

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

Rep. Melton introduced

House Bill No. 6550, entitled

A bill to amend 1909 PA 279, entitled "The home rule city act," by amending section 5 (MCL 117.5), as amended by 2002 PA 201.

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

Rep. Melton introduced

House Bill No. 6551, entitled

A bill to amend 1991 PA 179, entitled "Michigan telecommunications act," by amending sections 202 and 309 (MCL 484.2202 and 484.2309), as amended by 2005 PA 235.

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

Rep. Corriveau introduced

House Bill No. 6552, entitled

A bill to amend 1978 PA 368, entitled "Public health code," by amending sections 17609, 17959, 18358, and 18359 (MCL 333.17609, 333.17959, 333.18358, and 333.18359), section 17609 as added by 2008 PA 524, section 17959 as added by 2008 PA 471, and sections 18358 and 18359 as added by 2006 PA 333.

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

Rep. Corriveau introduced

House Bill No. 6553, entitled

A bill to amend 1978 PA 368, entitled "Public health code," by amending section 20958 (MCL 333.20958), as amended by 2000 PA 375.

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

Reps. Tlaib and Hammel introduced

House Bill No. 6554, entitled

A bill to amend 1998 PA 58, entitled "Michigan liquor control code of 1998," by amending sections 229 and 233 (MCL 436.1229 and 436.1233), section 229 as amended by 2005 PA 288.

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

Reps. Tlaib, Scripps, Segal, Kandrevas, Liss, Slavens, Huckleberry, Roberts, Constan, Jackson, Johnson, Durhal, Stanley, Bledsoe, Roy Schmidt, Lemmons, Byrum, LeBlanc, Gregory, Geiss, Cushingberry, Warren, Gonzales, Corriveau and Polidori introduced

House Bill No. 6555, entitled

A bill to designate the month of April of each year as Arab-American Heritage Month in the state of Michigan.

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

Rep. Gonzales moved that the House adjourn.
The motion prevailed, the time being 5:05 p.m.

The Speaker Pro Tempore declared the House adjourned until Wednesday, November 10, at 1:30 p.m.

RICHARD J. BROWN
Clerk of the House of Representatives