

No. 25
STATE OF MICHIGAN
JOURNAL
OF THE
House of Representatives
97th Legislature
REGULAR SESSION OF 2013

House Chamber, Lansing, Wednesday, March 13, 2013.

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.

Abed—present	Genetski—present	Lauwers—present	Roberts—present
Ananich—present	Gardon—present	LaVoy—present	Robinson—present
Banks—present	Goike—present	Leonard—present	Rogers—present
Barnett—present	Graves—present	Lipton—present	Rutledge—present
Bolger—excused	Greimel—present	Lori—present	Santana—present
Brinks—present	Haines—present	Lund—present	Schmidt—present
Brown—present	Haugh—present	Lyons—present	Schor—present
Brunner—present	Haveman—present	MacGregor—present	Segal—present
Bumstead—present	Heise—present	MacMaster—present	Shirkey—present
Callton—present	Hobbs—present	McBroom—present	Singh—present
Cavanagh—present	Hooker—present	McCann—present	Slavens—present
Clemente—present	Hovey-Wright—present	McCready—present	Smiley—present
Cochran—present	Howrylak—present	McMillin—present	Somerville—present
Cotter—present	Irwin—excused	Muxlow—present	Stallworth—present
Crawford—present	Jacobsen—present	Nathan—present	Stamas—present
Daley—present	Jenkins—present	Nesbitt—present	Stanley—present
Darany—present	Johnson—present	O’Brien—present	Switalski—present
Denby—present	Kandrevas—present	Oakes—present	Talabi—present
Dianda—present	Kelly—present	Olumba—absent	Tlaib—present
Dillon—present	Kesto—present	Outman—present	Townsend—present
Driskell—present	Kivela—present	Pagel—present	VerHeulen—present
Durhal—present	Knezek—present	Pettalia—present	Victory—present
Faris—present	Kosowski—present	Poleski—present	Walsh—present
Farrington—present	Kowall—present	Potvin—present	Yanez—present
Forlini—present	Kurtz—present	Price—present	Yonker—present
Foster—excused	LaFontaine—present	Pscholka—present	Zemke—present
Franz—present	Lamonte—present	Rendon—present	Zorn—present
Geiss—present	Lane—present		

e/d/s = entered during session

Rep. Margaret E. O'Brien, from the 61st District, offered the following invocation:

“Our Heavenly Father, we thank You for allowing us to gather here today. During our terms, we will weigh in on many issues- issues that affect all of the people in our state. In Proverbs, You state ‘Where there is no guidance, a people falls, but in an abundance of counselors there is safety.’ Please instill in us Your wise counsel, good will, kindness, integrity and friendship. As President Taft once said, ‘Let us see that the state is the servant to its people and that the people are not the servants of the state.’

As we legislators, our staff and many others gather here, we have families who support our tireless efforts. Please watch over our loved ones as our public service often separate us.

While we are blessed to be here, we have brave men and women fighting to defend freedom and democracy for our country and others. Please be with our troops and protect them. Provide comfort and support to their loved ones.

In closing, I offer this Irish Blessing of This House

Bless this house, O Lord, we pray.
 Make it safe by night and day.
 Bless these walls so firm and stout,
 Keeping want and trouble out.
 Bless the roof and chimney tall,
 Let Thy peace lie over all.
 Bless the doors that they may prove
 Ever open to joy and love.
 Bless the windows shining bright,
 Letting in God's heavenly light.
 Bless the hearth a-blazing there,
 With smoke ascending like a prayer.
 Bless the people here within...
 Keep them pure and free from sin.
 Bless us all, that one day, we
 May be fit, O Lord, to dwell with Thee.

In Your name we pray, Amen.”

Rep. Stamas moved that Reps. Foster and Bolger be excused from today's session.
 The motion prevailed.

Rep. Schor moved that Rep. Irwin be excused from today's session.
 The motion prevailed.

Motions and Resolutions

Reps. Lipton, Barnett, Brown, Darany, Denby, Durhal, Geiss, Haines, Heise, Hovey-Wright, Howrylak, Lamonte, O'Brien, Roberts, Santana, Slavens, Stamas, Switalski, Talabi and Tlaib offered the following resolution:

House Resolution No. 55.

A resolution to declare March 11-17, 2013, as Multiple Sclerosis Awareness Week in the state of Michigan.

Whereas, Multiple sclerosis can impact men and women of all ages, races, and ethnicities; and

Whereas, More than 400,000 Americans live with multiple sclerosis; and

Whereas, Every hour of every day, someone in the United States is newly diagnosed with multiple sclerosis; and

Whereas, Approximately 18,000 Michigan residents have been diagnosed with multiple sclerosis; and

Whereas, The exact cause of multiple sclerosis is still unknown; and

Whereas, The symptoms of multiple sclerosis are unpredictable and vary from person to person; and

Whereas, There is no diagnostic laboratory test available for multiple sclerosis; and

Whereas, Multiple sclerosis is not genetic, contagious, or directly inherited, but studies show there are genetic factors that indicate certain individuals are susceptible to the disease; and

Whereas, Multiple sclerosis symptoms occur when an immune system attack affects the myelin in nerve fibers of the central nervous system, damaging or destroying it and replacing it with scar tissue, thereby interfering with or preventing the transmission of nerve signals; and

Whereas, There is no known cure for multiple sclerosis; and

Whereas, The goals of Multiple Sclerosis Awareness Week are to invite people to join the movement to end multiple sclerosis, encourage everyone to do something to demonstrate their commitment to moving toward a world free of multiple sclerosis, and to acknowledge those who have dedicated their time and talent to help promote multiple sclerosis research and programs; now, therefore, be it

Resolved by the House of Representatives, That the members of this legislative body declare March 11-17, 2013, as Multiple Sclerosis Awareness Week in the state of Michigan; and be it further

Resolved, That this legislative body support the goals and ideals of Multiple Sclerosis Awareness Week; and be it further

Resolved, That this legislative body encourages media organizations to participate in Multiple Sclerosis Awareness Week and help educate the public about multiple sclerosis; and be it further

Resolved, That this legislative body recognizes and reaffirms the commitment of the National Multiple Sclerosis Society to combat multiple sclerosis by promoting awareness about its causes and risks and by promoting new education programs, supporting research, and expanding access to medical treatment; and be it further

Resolved, That this legislative body recognizes all people in Michigan living with multiple sclerosis, expresses gratitude to their family members and friends who are a source of love and encouragement to them, and salutes the health care professionals and medical researchers who provide assistance to those so afflicted and continue to work to find cures and improve treatments; and be it further

Resolved, That copies of this resolution be transmitted to the National Multiple Sclerosis Society Michigan Chapter.

The question being on the adoption of the resolution,

The resolution was adopted.

Reps. Haines, Jenkins, Rendon, Glardon, Rogers, Pscholka, Genetski, O'Brien, Jacobsen, Forlini, Lund, Heise, Lipton, Somerville, Pettalia, Johnson, Barnett, Brown, Crawford, Darany, Denby, Durhal, Geiss, Hovey-Wright, Howrylak, Lamonte, Roberts, Santana, Slavens, Switalski, Talabi and Tlaib offered the following resolution:

House Resolution No. 56.

A resolution to declare April 2013 as Student Athlete Cardiac Awareness Month in the state of Michigan.

Whereas, The state of Michigan has lost at least 53 students to sudden cardiac arrest and related causes since December 1999. Recent deaths include 16-year-old Detroit Catholic Central High School football player David Widzinski, who died in his sleep on December 3, 2012, and 17-year-old Detroit Martin Luther King Jr. High School football player Toron Murphy, Jr., who collapsed on January 15, 2013, just after arriving at school and was later pronounced dead at the hospital. A previous student lost was 15-year-old Kimberly Anne Gillary, who suffered a sudden cardiac arrest in a high school water polo game on April 1, 2000; and

Whereas, The Gillary family founded the Kimberly Anne Gillary Foundation in April 2000 in Kimberly's memory to donate automated external defibrillators (AEDs) to Michigan high schools and to advocate cardiac screening and testing of all Michigan high school student athletes; and

Whereas, As of February 2, 2013, the Kimberly Anne Gillary Foundation has raised more than \$1.18 million and has donated more than 610 AEDs to Michigan high schools; and

Whereas, There have been at least two lives saved using AEDs donated by the Kimberly Anne Gillary Foundation. On October 24, 2007, the life of 17-year-old Ashley Palmer was saved at Davison High School due to the quick thinking and training of Davison High School staff members. On April 22, 2009, 67-year-old Larry Ratkowski, while a spectator at a Hamilton High School baseball game, was saved due to the quick thinking and training of the principal, the athletic trainer, one of the students, and a deputy sheriff; and

Whereas, In large part as a result of the efforts of the Kimberly Anne Gillary Foundation, approximately 75 percent of the high schools in Michigan now have at least one AED and staff members are trained in CPR and the use of an AED. There is an increased awareness of the importance of more effective pre-participation cardiac screening of our high school student athletes and having AEDs readily accessible in our Michigan high schools; now, therefore, be it

Resolved by the House of Representatives, That the members of this legislative body declare April 2013 as Student Athlete Cardiac Awareness Month in the state of Michigan; and be it further

Resolved, That the people of the state of Michigan are encouraged to become more aware of the importance of improved pre-participation screening of our student athletes and the preparedness of our citizenry and public employees to respond to the sudden cardiac arrest of our sons and daughters while entrusted to our public schools in the course of their education; and be it further

Resolved, That we urge schools to include provisions in policies and regulations for AED training in student health education courses and for regular AED drills, so that students and staff will be better prepared to use AEDs to save lives; and be it further

Resolved, That we advise schools to facilitate the education of students and their families to identify situations where students may be at risk; and be it further

Resolved, That copies of this resolution be transmitted to the Kimberly Anne Gillary Foundation and the State Board of Education as a symbol of our support.

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

Reps. Daley, Lauwers, Townsend, Outman, Walsh, Kurtz, Rendon, Barnett, Brown, Crawford, Darany, Denby, Durhal, Geiss, Haines, Heise, Hovey-Wright, Howrylak, Lamonte, O'Brien, Roberts, Santana, Slavens, Switalski, Talabi and Tlaib offered the following resolution:

House Resolution No. 57.

A resolution to declare March 2013 as Multiple Myeloma Awareness Month in the state of Michigan.

Whereas, Multiple myeloma (or myeloma), the second most common blood cancer worldwide, is a cancer of plasma cells in the bone marrow. It is called "multiple" because the cancer can occur at multiple sites; and

Whereas, Multiple myeloma currently affects more than 100,000 people in the United States with an estimated 20,000 new cases diagnosed each year and 10,000 losing their battle each year; and

Whereas, Once a disease of the elderly, it is now being found in increasing numbers in people under 65; and

Whereas, Because myeloma is a rare disease, there can be a delayed diagnosis leading to delayed treatment. For this reason an increased awareness of myeloma for clinicians and the general public will lead to earlier diagnosis allowing people to live longer; and

Whereas, Continued investment and innovation is critical to achieve early diagnosis and implement the most effective and safest treatments for myeloma patients; and

Whereas, Although we have seen important advances in the last decade there is still no cure for myeloma; and

Whereas, Michigan is committed to increasing awareness of myeloma and encouraging private efforts to enhance research funding and education programs; now, therefore, be it

Resolved by the House of Representatives, That the members of this legislative body declare March 2013 as Multiple Myeloma Awareness Month in the state of Michigan. We encourage all residents to participate in voluntary activities to support myeloma education and the funding of research programs to find a cure.

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

Reps. Farrington, Barnett, Brown, Darany, Denby, Durhal, Geiss, Haines, Heise, Hovey-Wright, Howrylak, Lamonte, O'Brien, Roberts, Santana, Slavens, Switalski, Talabi and Tlaib offered the following resolution:

House Resolution No. 58.

A resolution to declare April 2013 as Financial Literacy Month in the state of Michigan.

Whereas, According to the Federal Deposit Insurance Corporation (FDIC), at least 25.6 percent of households in the United States, or close to 30 million households with approximately 60 million adults, are unbanked or underbanked and subsequently, have missed opportunities for savings, lending, and basic financial services; and

Whereas, Close to 31 percent of households in Michigan are unbanked or underbanked; and

Whereas, Expanding access to the mainstream financial system will provide individuals with less expensive and more secure options for managing finances and building wealth; and

Whereas, According to the Consumer Financial Literacy Survey Final Report of the National Foundation for Credit Counseling, 41 percent of adults living in the United States gave themselves a grade of C, D, or F on their knowledge of personal finance; and

Whereas, The informed use of credit and other financial products and services benefits individual consumers and promotes economic growth; and

Whereas, According to the seventh Council for Economic Education biennial Survey of the States 2011, only 12 states require students to take a personal finance course either independently or as part of an economics course as a high school graduation requirement; and

Whereas, According to the Gallup-Operation HOPE Financial Literacy Index, while 69 percent of American students strongly believe that the best time to save money is now, only 57 percent believe that their parents are saving money for the future; and

Whereas, Quality personal financial education is essential to ensure that individuals are prepared to manage money, credit, and debt, and to become responsible workers, heads of households, investors, entrepreneurs, business leaders, and citizens; and

Whereas, Michigan banks understand that an educated consumer is the best consumer and that financially savvy customers will use and get the most from banking services and products throughout their lives; and

Whereas, A good money manager is more likely to purchase a home, save for college, and invest in a retirement account; and

Whereas, According to the FDIC 53 percent of banks report teaching and 58 percent conduct financial literacy outreach; and

Whereas, Support for Youth Financial Literacy Month highlights the commitment of all Michigan financial institutions to strengthen the financial knowledge of our youth and to prepare them for a fiscally-responsible future; now, therefore, be it

Resolved by the House of Representatives, That the members of this legislative body declare April 2013 as Financial Literacy Month in the state of Michigan. We encourage raising public awareness about the need for increased financial literacy in our schools and among our children and the serious problems that are associated with a lack of understanding of personal finances; and be it further

Resolved, That we call on each parent, school, business, financial institution, community organization, and unit of government to observe the month with appropriate programs and activities.

The question being on the adoption of the resolution,

The resolution was adopted.

Reps. Foster, Barnett, Brown, Crawford, Darany, Denby, Durhal, Geiss, Haines, Heise, Hovey-Wright, Howrylak, Lamonte, O'Brien, Roberts, Santana, Slavens, Switalski, Talabi and Tlaib offered the following resolution:

House Resolution No. 59.

A resolution to declare April 2, 2013, as Autism Awareness Day in the state of Michigan.

Whereas, Autism spectrum disorder (ASD) is a neurodevelopmental disorder that appears within the first three years of life; and

Whereas, There are over 15,000 children with autism in the state of Michigan, an increase of over 100 percent since 2001, and one out of every 88 children in America has autism; and

Whereas, A child has a greater risk of being diagnosed with autism than childhood cancer, diabetes, and pediatric AIDS combined; and

Whereas, The Mackinac Bridge will be lit blue to recognize Autism Awareness Day on April 2, 2013; now, therefore, be it

Resolved by the House of Representatives, That the members of this legislative body declare April 2, 2013, as Autism Awareness Day in the state of Michigan. We urge all citizens to observe this important occasion.

The question being on the adoption of the resolution,

The resolution was adopted.

Reps. Foster, Barnett, Brown, Darany, Denby, Durhal, Geiss, Haines, Heise, Hovey-Wright, Lamonte, O'Brien, Roberts, Santana, Slavens, Switalski, Talabi and Tlaib offered the following resolution:

House Resolution No. 60.

A resolution to declare April 2013 as Junior Achievement Financial Literacy Month in the state of Michigan.

Whereas, Junior Achievement is a not-for-profit organization that fosters partnerships between business and educators and uses hands-on curriculum to help young people understand the economics of life; and

Whereas, Junior Achievement's purpose is to inspire and prepare young people to succeed in a global economy; and

Whereas, Since Junior Achievement's creation in 1919 the program has reached more than 79 million students. It is devoted to its mission of ensuring that every child in America has a fundamental understanding of financial literacy and the free enterprise system; and

Whereas, Junior Achievement is designed to be taught in the classroom by business, parent, and community volunteers. Classroom volunteers make economic concepts relevant, fuel the entrepreneurial spirit, and challenge students to excel; and

Whereas, Junior Achievement has been primarily funded by the private sector of businesses, individuals, and foundations; and

Whereas, Junior Achievement brings volunteers into the classrooms to lead exciting, hands-on activities in grades K-12. These activities show students the relevance of education to the workplace and help prepare them for secondary school and lifelong learning. Concepts and skills taught at each program level build on those learned in preceding grades; and

Whereas, Junior Achievement programs focus on developing and preparing young people for issues they will encounter in the economic and employment environment. Students are taught to use economics, business, and financial literacy to prepare for and improve their quality of life; now, therefore, be it

Resolved by the House of Representatives, That the members of this legislative body declare April 2013 as Junior Achievement Financial Literacy Month in the state of Michigan.

The question being on the adoption of the resolution,

The resolution was adopted.

Reps. Knezek, Abed, Kivela, Schor, Faris, Clemente, Roberts, Geiss, Brown, Banks, LaVoy, Hovey-Wright, Kandrevas, McCann, Stallworth, Singh, Hobbs, Slavens, Santana, Barnett, Robinson, Kosowski, Tlaib, Townsend, Talabi, Rutledge, Yanez, Brunner, Smiley, Lamonte, Brinks, Dianda, Driskell, Cochran, Durhal, Cavanagh, Darany, Lipton, Zemke, Switalski, Oakes, Denby, Haines and Heise offered the following resolution:

House Resolution No. 61.

A resolution to declare March 18-22, 2013, as School Counselor Week in the state of Michigan.

Whereas, The House of Representatives has recognized the importance of school counseling through the inclusion of elementary and secondary school counseling programs in Michigan schools; and

Whereas, School counselors have long emphasized the importance of personal and social development and academic achievement, and help develop well-rounded students by guiding them through their academic, personal, social, and career development; and

Whereas, School counselors play a vital role in ensuring that students are aware of financial aid and college opportunities, and encourage students to pursue challenging academic courses to prepare them for college majors and careers in the science, technology, engineering, and mathematics fields; and

Whereas, School counselors help students cope with the serious and common challenges of growing up, including peer pressure, mental health issues, school violence, disciplinary problems, the deployment of family members to conflicts overseas, and problems in the home, and are also instrumental in helping students, teachers, and parents deal with personal trauma and community and national tragedies; and

Whereas, School counselors are among the few professionals in a school building that are trained both in education and mental health; and

Whereas, Despite the important contributions of school counselors to student success, counseling positions are not always protected when budgets are cut; and

Whereas, The average student-to-counselor ratio in Michigan public schools is 634-to-1, almost triple the 250-to-1 ratio recommended by the American School Counselor Association, the American Counseling Association, the American Medical Association, the American Psychological Association, and other organizations; and

Whereas, The celebration of "Michigan School Counselor Week" would increase awareness of the important and necessary role school counselors play in the lives of students in Michigan; and

Whereas, It is important to acknowledge the role school counselors play in cultivating our most important resource, Michigan's children; now, therefore, be it

Resolved by the House of Representatives, That the members of this legislative body declare March 18-22, 2013, as School Counselor Week in the state of Michigan. .

The question being on the adoption of the resolution,

The resolution was adopted.

Reps. Lyons, Foster, Nesbitt, Crawford, Denby and Howrylak offered the following resolution:

House Resolution No. 62.

A resolution to memorialize Congress to oppose and reject any legislation that would ban assault weapons.

Whereas, Article I, Section 6 of the Michigan Constitution, clearly affirms a right to keep and bear arms. This provision prescribes that the primary purpose of the right to keep and bear arms is not related solely to hunting, but clearly allows Michigan citizen's to be able to protect one's self and family from the private lawlessness of other persons or potential tyranny of governments; and

Whereas, The Tenth Amendment guarantees to the states and their people all powers not granted to the federal government elsewhere in the United States Constitution. The federal government cannot contradict those portions of Michigan's firearms law that are clearly under direct state control; and

Whereas, Legislation proposed in the United States Senate would adopt a new definition of "assault weapon" that would affect a much larger variety of firearms, require current owners of such firearms to register them with the federal government, and require forfeiture of the firearms upon the deaths of their current owners. The proposed legislation oversteps the bounds of both the Second Amendment of the U.S. Constitution, Michigan's sovereign constitution, and Michigan's firearms law; and

Whereas, The proposed legislation is more sweeping and restrictive than the 1994 federal assault weapons ban. However, experience has taught us that the 1994 ban was not effective in reducing or preventing gun violence. Since the ban expired, more Americans now own weapons that would be classified as assault weapons. Yet the nation's total violent crime and murder rates have fallen to 37-year and 47-year lows, respectively; and

Whereas, Weapons that were classified as "assault weapons" by the 1994 ban have never been used in more than a small percentage of crime. In addition, while some semi-automatic firearms may look like military firearms, not one of them banned by the federal government in 1994 was designed for or used by military forces. Attributes given to "assault weapons" in the 1994 ban – semi-automatic, detachable magazine, and two or more external attachments such as a pistol-type grip and telescoping stock – are attributes common to millions of firearms that have never been defined as "assault weapons"; now, therefore, be it

Resolved by the House of Representatives, That we memorialize Congress to oppose and reject any legislation that would ban assault weapons; and be it further

Resolved, That copies of this resolution be transmitted to the President of the United States, 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 Judiciary.

Reports of Standing Committees

The Speaker laid before the House

House Resolution No. 11.

A resolution to encourage the inclusion of syringe and scalpel safety scores in healthcare facility accreditation audits. (For text of resolution, see House Journal No. 4, p. 68.)

(The resolution was reported by the Committee on Health Policy on March 12.)

The question being on the adoption of the resolution,

The resolution was adopted.

Second Reading of Bills

House Bill No. 4069, entitled

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending sections 51102, 51103, 51108, 51113, and 51115 (MCL 324.51102, 324.51103, 324.51108, 324.51113, and 324.51115), sections 51102 and 51115 as added by 1995 PA 57, sections 51103 and 51113 as amended by 2006 PA 383, and section 51108 as amended by 2012 PA 248.

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,

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

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

The motion prevailed.

House Bill No. 4243, entitled

A bill to amend 2006 PA 379, entitled "Qualified forest property recapture tax act," by amending sections 2 and 4 (MCL 211.1032 and 211.1034).

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,

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

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

The motion prevailed.

House Bill No. 4244, entitled

A bill to amend 1893 PA 206, entitled "The general property tax act," by amending section 27a (MCL 211.27a), as amended by 2012 PA 47.

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,

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

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

The motion prevailed.

House Bill No. 4320, entitled

A bill to amend 1893 PA 206, entitled "The general property tax act," by amending section 7jj (MCL 211.7jj[1]), as added by 2006 PA 378.

The bill was read a second time.

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

The motion prevailed.

House Bill No. 4321, entitled

A bill to amend 2006 PA 379, entitled "Qualified forest property recapture tax act," by amending section 5 (MCL 211.1035).

The bill was read a second time.

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

The motion prevailed.

House Bill No. 4322, entitled

A bill to amend 1893 PA 206, entitled "The general property tax act," by amending section 7dd (MCL 211.7dd), as amended by 2012 PA 324.

The bill was read a second time.

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

The motion prevailed.

House Bill No. 4323, entitled

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending sections 9301, 9302, 9304, 9307, 9308, and 9310 (MCL 324.9301, 324.9302, 324.9304, 324.9307, 324.9308, and 324.9310), sections 9301, 9302, 9304, 9308, and 9310 as amended by 1998 PA 463 and section 9307 as amended by 2004 PA 439, and by adding sections 51301, 51302, 51305, and 51306; and to repeal acts and parts of acts.

The bill was read a second time.

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

The motion prevailed.

House Bill No. 4324, entitled

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending sections 8703, 8707, 8708, and 8709 (MCL 324.8703, 324.8707, 324.8708, and 324.8709), as amended by 2011 PA 2.

The bill was read a second time.

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

The motion prevailed.

House Bill No. 4325, entitled

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending sections 50301 and 50302 (MCL 324.50301 and 324.50302), as added by 1995 PA 57.

The bill was read a second time.

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

The motion prevailed.

House Bill No. 4262, entitled

A bill to amend 1931 PA 328, entitled "The Michigan penal code," by amending sections 226, 227, and 231 (MCL 750.226, 750.227, and 750.231), section 227 as amended by 1986 PA 8 and section 231 as amended by 2006 PA 401.

Was read a second time, and the question being on the adoption of the proposed amendment previously recommended by the Committee on Tourism (for amendment, see House Journal No. 23, p. 276),

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

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

The motion prevailed.

House Bill No. 4337, entitled

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," (MCL 257.1 to 257.923) by adding section 811w.

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

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

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

The motion prevailed.

House Bill No. 4398, entitled

A bill to amend 1994 PA 451, entitled “Natural resources and environmental protection act,” by amending section 32513 (MCL 324.32513), as amended by 2012 PA 247.

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,

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

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

The motion prevailed.

House Bill No. 4399, entitled

A bill to amend 1994 PA 451, entitled “Natural resources and environmental protection act,” by amending section 32514 (MCL 324.32514), as added by 1995 PA 59.

The bill was read a second time.

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

The motion prevailed.

House Bill No. 4400, entitled

A bill to amend 1994 PA 451, entitled “Natural resources and environmental protection act,” by amending section 30104 (MCL 324.30104), as amended by 2011 PA 218.

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,

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

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

The motion prevailed.



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

By unanimous consent the House returned to the order of

Announcement by the Clerk of Printing and Enrollment

The Clerk announced that the following bills and joint resolutions had been printed and placed upon the files of the members on Wednesday, March 13:

House Bill Nos.	4401	4402	4403	4404	4405	4406	4407	4408	4409	4410	4411	4412	4413	4414
	4415	4416	4417	4418	4419	4420	4421	4422	4423	4424	4425	4426	4427	4428
	4429	4430	4431	4432	4433	4434	4435	4436	4437	4438	4439	4440		
House Joint Resolutions	O	P												
Senate Bill Nos.	253	254	255	256	257	258	259	260						

The Clerk announced that the following Senate bill had been received on Wednesday, March 13:

Senate Bill No. 108

Reports of Standing Committees

The Committee on Oversight, by Rep. McMillin, Chair, reported

House Bill No. 4026, entitled

A bill to amend 1846 RS 12, entitled “Of certain state officers,” (MCL 14.28 to 14.35) by adding section 32a.

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. McMillin, Kelly, O'Brien, Leonard and Robinson

Nays: None

COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Tuesday, March 12, 2013

Present: Reps. McMillin, Kelly, O'Brien, Leonard and Robinson

Absent: Rep. Olumba

Excused: Rep. Olumba

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

House Bill No. 4147, entitled

A bill to amend 1951 PA 33, entitled "An act to provide police and fire protection for townships and for certain areas in townships, certain incorporated villages, and certain cities; to authorize contracting for fire and police protection; to authorize the purchase of fire and police equipment, and the maintenance and operation of the equipment; to provide for defraying the cost of the equipment; to authorize the creation of special assessment districts and the levying and collecting of special assessments; to authorize the issuance of special assessment bonds in anticipation of the collection of special assessments and the advancement of the amount necessary to pay such bonds, and to provide for reimbursement for such advances by reassessment if necessary; to authorize the collection of fees for certain emergency services in townships and other municipalities; to authorize the creation of administrative boards and to prescribe their powers and duties; to provide for the appointment of traffic officers and to prescribe their powers and duties; and to repeal acts and parts of acts," by amending section 1 (MCL 41.801), as amended by 2002 PA 501.

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. Farrington, O'Brien, Genetski, Cotter, Foster, Lyons, Nesbitt, Price, Somerville and Kelly

Nays: None

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

Senate Bill No. 65, entitled

A bill to amend 1967 PA 281, entitled "Income tax act of 1967," by amending section 703 (MCL 206.703), as amended by 2012 PA 217.

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. Farrington, O'Brien, Genetski, Cotter, Foster, Lyons, Nesbitt, Price, Somerville, Kelly, Barnett, Switalski, Haugh, LaVoy and Townsend

Nays: None

COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Farrington, Chair, of the Committee on Tax Policy, was received and read:

Meeting held on: Wednesday, March 13, 2013

Present: Reps. Farrington, O'Brien, Genetski, Cotter, Foster, Lyons, Nesbitt, Price, Somerville, Kelly, Barnett, Switalski, Haugh, LaVoy and Townsend

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

House Bill No. 4249, entitled

A bill to provide statewide uniformity in requirements for employers to provide leave to their employees.

With the recommendation that the substitute (H-2) 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. Foster, Haines, Schmidt, Farrington, Glardon, Johnson, Nesbitt, Somerville, Outman, Kelly and Leonard

Nays: Reps. Switalski, Barnett, Townsend, Santana, Oakes, Driskell and Yanez

COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Wednesday, March 13, 2013

Present: Reps. Foster, Haines, Schmidt, Farrington, Glardon, Johnson, Nesbitt, Somerville, Outman, Kelly, Leonard, Switalski, Barnett, Townsend, Santana, Oakes, Driskell and Yanez

Absent: Rep. Zorn

Excused: Rep. Zorn

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

Senate Bill No. 233, entitled

A bill to make, supplement, and adjust appropriations for certain capital outlay projects and for certain state departments and agencies for the fiscal year ending September 30, 2013; to provide for the expenditure of the appropriations; and to prescribe certain conditions for 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. Haveman, Pscholka, Lori, Rogers, Walsh, Bumstead, Forlini, MacGregor, MacMaster, Jenkins, Muxlow, Poleski, Potvin, McCready, Howrylak, VerHeulen, Brown, Durhal, McCann, Dillon, Zemke and Singh

Nays: None

COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Wednesday, March 13, 2013

Present: Reps. Haveman, Pscholka, Kowall, Lori, Rogers, Walsh, Bumstead, Forlini, MacGregor, MacMaster, Jenkins, Muxlow, Poleski, Potvin, McCready, Howrylak, VerHeulen, Tlaib, Brown, Durhal, McCann, Dillon, Roberts, Kandrevas, Faris, Zemke and Singh

COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Stamas, Chair, of the Committee on Military and Veterans Affairs, was received and read:

Meeting held on: Wednesday, March 13, 2013

Present: Reps. Stamas, Franz, Haines, Kurtz, Hooker, Zorn, Graves, Santana, Darany, Slavens, Banks, Yanez and Kosowski

COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Wednesday, March 13, 2013

Present: Reps. Daley, Denby, Kurtz, Glardon, Johnson, McBroom, Outman, Rendon, Victory, Lauwers, Pagel, Brunner, Smiley, Hovey-Wright, Ananich, LaVoy and Geiss

COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Wednesday, March 13, 2013

Present: Reps. Lyons, Franz, Crawford, Daley, Genetski, Lund, McMillin, Hooker, Jacobsen, Price, Yonker, Lipton, Knezek, Brinks, Stallworth, Lamonte and Abed

COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Kurtz, Chair, of the Committee on Families, Children, and Seniors, was received and read:

Meeting held on: Wednesday, March 13, 2013

Present: Reps. Kurtz, Hooker, Denby, Outman, Kesto, Victory, Hovey-Wright, Slavens and Kosowski

COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Shirkey, Chair, of the Committee on Michigan Competitiveness, was received and read:

Meeting held on: Wednesday, March 13, 2013

Present: Reps. Shirkey, Yonker, Haines, Cotter, Foster, Franz, Goike, Lauwers, Leonard, Pagel, Clemente, Townsend, Schor and Santana

Absent: Rep. Segal

Excused: Rep. Segal

Messages from the Senate**Senate Bill No. 108, entitled**

A bill to amend 2001 PA 142, entitled "Michigan memorial highway act," (MCL 250.1001 to 250.2080) by adding section 69.

The Senate has passed the bill.

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

Introduction of Bills

Rep. Lori introduced

House Bill No. 4441, entitled

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending sections 80101, 80102, 80104, 80171, 80176, 80177, 80178, 80180, 80183, 80184, 80186, 80187, and 80190 (MCL 324.80101, 324.80102, 324.80104, 324.80171, 324.80176, 324.80177, 324.80178, 324.80180, 324.80183, 324.80184, 324.80186, 324.80187, and 324.80190), section 80101 as amended by 2012 PA 120, sections 80102, 80171, 80186, and 80190 as added by 1995 PA 58, section 80104 as amended by 2012 PA 58, sections 80176, 80177, and 80178 as amended by 2001 PA 12, section 80180 as amended by 2007 PA 8, and sections 80183, 80184, and 80187 as amended by 1996 PA 174, and by adding sections 80178a and 80178b.

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

Rep. Lori introduced

House Bill No. 4442, entitled

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending section 13g of chapter XVII (MCL 777.13g), as amended by 2003 PA 232.

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

Rep. Pagel introduced

House Bill No. 4443, entitled

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending sections 82101, 82127, 82128, 82129, 82130, 82136, 82139, 82140, 82142, 82143, 82144, 82146, and 82148 (MCL 324.82101, 324.82127, 324.82128, 324.82129, 324.82130, 324.82136, 324.82139, 324.82140, 324.82142, 324.82143, 324.82144, 324.82146, and 324.82148), section 82101 as amended by 2010 PA 371, section 82127 as amended by 2001 PA 12, sections 82128 and 82129 as amended by 1999 PA 22, sections 82130, 82136, 82142, and 82146 as added by 1995 PA 58, sections 82139, 82140, 82143, and 82144 as amended by 1996 PA 183, and section 82148 as amended by 2005 PA 175, and by adding sections 82129a and 82129b.

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

Rep. Pagel introduced

House Bill No. 4444, entitled

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending section 13g of chapter XVII (MCL 777.13g), as amended by 2003 PA 232.

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

Rep. Kandrevas introduced

House Bill No. 4445, entitled

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending sections 81101, 81134, 81136, 81137, 81140, 81141, and 81144 (MCL 324.81101, 324.81134, 324.81136, 324.81137, 324.81140, 324.81141, and 324.81144), section 81101 as amended by 2012 PA 246, section 81134 as amended by 2001 PA 12, sections 81136 and 81141 as amended by 1996 PA 175, and sections 81137, 81140, and 81144 as added by 1995 PA 58, and by adding section 81140b; and to repeal acts and parts of acts.

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

Rep. Kandrevas introduced

House Bill No. 4446, entitled

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending section 13g of chapter XVII (MCL 777.13g), as amended by 2003 PA 232.

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

Reps. Genetski, Johnson, Foster, Somerville, Franz, Hooker, Kurtz, Rogers, Pscholka, Jenkins and Shirkey introduced

House Bill No. 4447, entitled

A bill to amend 1976 PA 451, entitled "The revised school code," (MCL 380.1 to 380.1852) by adding section 1531j. The bill was read a first time by its title and referred to the Committee on Education.

Rep. Haines introduced

House Bill No. 4448, entitled

A bill to amend 1967 PA 281, entitled "Income tax act of 1967," (MCL 206.1 to 206.713) by adding section 253.

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

Rep. O'Brien introduced

House Bill No. 4449, entitled

A bill to establish the American Red Cross Michigan fund in the department of treasury; to provide for the distribution of the money from the fund; to prescribe the powers and duties of certain agencies and officials; and to provide for appropriations.

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

Rep. O'Brien introduced

House Bill No. 4450, entitled

A bill to amend 1967 PA 281, entitled "Income tax act of 1967," by amending section 435 (MCL 206.435), as amended by 2012 PA 154.

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

Reps. Switalski, Howrylak, Singh, Dillon, Zemke, Townsend, Cavanagh and McMillin introduced

House Bill No. 4451, entitled

A bill to provide compensation and other relief for individuals wrongfully imprisoned for crimes; to prescribe the powers and duties of certain state governmental officers and agencies; and to provide remedies.

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

Reps. Lyons and Foster introduced

House Bill No. 4452, entitled

A bill to amend 1993 PA 331, entitled "State education tax act," by amending section 3 (MCL 211.903), as amended by 2011 PA 318.

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

Rep. Robinson moved that the House adjourn.
The motion prevailed, the time being 2:35 p.m.

The Speaker Pro Tempore declared the House adjourned until Thursday, March 14, at 12:00 Noon.

GARY L. RANDALL
Clerk of the House of Representatives