

**No. 41**  
**STATE OF MICHIGAN**  
**JOURNAL**  
**OF THE**  
**House of Representatives**  
**97th Legislature**  
**REGULAR SESSION OF 2013**

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House Chamber, Lansing, Thursday, May 2, 2013.

12:00 Noon.

The House was called to order by the Speaker.

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	Glaridon—present	LaVoy—present	Robinson—present
Banks—present	Goike—present	Leonard—present	Rogers—present
Barnett—present	Graves—present	Lipton—present	Rutledge—present
Bolger—present	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—present	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—present	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—present	LaFontaine—present	Pscholka—present	Zemke—present
Franz—present	Lamonte—present	Rendon—present	Zorn—present
Geiss—present	Lane—present		

e/d/s = entered during session

Pastor Matt Zania, Pastor of Blythefield Hills Baptist Church in Rockford, offered the following invocation:

“Heavenly Father

We are grateful daily for Your greatness and Your goodness.

In Your greatness we see the glory of Your creation all around us. We see this world that despite its brokenness still fills us with wonder and awe. Out of the wonder of creation we see humanity that bears Your image in many ways. Each person is imbued with value that transcends our desire and propensity to lessen it.

A view through Your eyes would show us clearly that there are no little people. There is no human to which we should not seek to extend dignity and love anchored in truth. Humanity, out of all creation, sits at the apex of Your care and concern.

In Your goodness we see Your desire to save us from our sin through Your son. We see Your desire for justice to set people, relationships, communities and systems aright. In Your goodness You have entrusted this group to have positions of decision making. You and only You have established them as Your agents to bring about human flourishing. This body You have established to bring about Your good purposes. Many view this as a place of power. However, Your desire is that it be a place of service, care, justice and love.

Bless these legislators today. Guide their decisions. Give them wisdom and may they be soft to its leading. Give them the courage to set aside personal gain for a greater good when needed. Give them courage to be righteous instead of popular, to be fair instead of biased, and to be caring instead of calculating. May they have the character You desire in their private life as well as their public life.

Thank You for the good work that is done here by so many. Guide them to even greater courage today.

In Your Son Jesus name

Amen.”

### Motions and Resolutions

Reps. LaFontaine, Brown, Darany, Denby, Heise, Howrylak, O’Brien, Price, Singh and Slavens offered the following resolution:

#### **House Resolution No. 120.**

A resolution to declare May 2013 as Lyme Disease Awareness Month in the state of Michigan.

Whereas, As the summer season calls people to Michigan’s outdoors to camp, hike, and otherwise enjoy the beauty of our lush green forests, it is an appropriate time to remind citizens of proper precautions and the safety rules of the woodlands. In recent years, Lyme disease has been a concern among outdoor enthusiasts. We urge Michigan residents to become aware of the signs and symptoms, prevention tactics, and treatment of Lyme disease; and

Whereas, An illness caused by the painless bite of a tiny deer tick, Lyme disease causes serious problems involving the heart, joints, and nervous systems in humans and animals. Prompt medical attention will minimize complications of this illness which initially may cause headaches, stiff muscles and joints, fever, nausea, and fatigue. Usually within a few days of being bitten by an infected tick, a person will develop a circular rash. However, detection of the disease is difficult because early symptoms vary and will disappear only to lead to serious problems later; and

Whereas, First recognized in children in 1975 in Lyme, Connecticut, this disease has been reported with increasing frequency throughout the United States. It is crucial that information relating to Lyme disease be available to the public and that the possible severity of its complications be understood by the citizens of Michigan. We salute the people of the Michigan Lyme Disease Association and the Michigan Department of Community Health for their efforts to expand our awareness and knowledge of the prevention and treatment of Lyme disease; now, therefore, be it

Resolved by the House of Representatives, That the members of this legislative body declare May 2013 as Lyme Disease Awareness Month in the state of Michigan.

The question being on the adoption of the resolution,

The resolution was adopted.

Reps. Rendon, Denby, Heise, Howrylak, O’Brien and Slavens offered the following resolution:

#### **House Resolution No. 121.**

A resolution to declare May 3, 2013, as Stand4Change Day in the state of Michigan.

Whereas, According to the U.S. Department of Justice, a child is bullied every seven minutes; and

Whereas, One in seven students is either a bully or a victim of bullying; and

Whereas, According to the National Association of School Psychologists, 160,000 students stay home from school every day for fear of bullying; and

Whereas, Teen suicides are on the rise and bullying is often cited as a contributing factor in these tragic situations; and

Whereas, Millions of students and teachers across North America will stand for change on May 3, 2013, at 12:00 p.m. to let the world know that they will no longer tolerate bullying in their schools and communities; and

Whereas, By joining in this movement the Michigan Legislature can demonstrate its commitment to improving the lives of young people everywhere and help to save lives in the process; now, therefore, be it

Resolved by the House of Representatives, That the members of this legislative body declare May 3, 2013, as Stand4Change Day in the state of Michigan.

The question being on the adoption of the resolution,

The resolution was adopted.

The Speaker called the Speaker Pro Tempore to the Chair.

### Third Reading of Bills

#### Senate Bill No. 288, entitled

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending sections 40103, 40110, 40113a, and 43536a (MCL 324.40103, 324.40110, 324.40113a, and 324.43536a), section 40103 as amended by 2012 PA 520, section 40110 as added by 1995 PA 57, section 40113a as amended by 1997 PA 19, and section 43536a as amended by 2004 PA 545, and by adding section 48703a.

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

#### Roll Call No. 117

#### Yeas—72

Ananich	Glardon	Leonard	Potvin
Bolger	Goike	Lori	Price
Brown	Graves	Lund	Pscholka
Brunner	Haines	Lyons	Rendon
Bumstead	Haveman	MacGregor	Rogers
Callton	Heise	MacMaster	Santana
Cochran	Hooker	McBroom	Schmidt
Cotter	Jacobsen	McMillin	Shirkey
Crawford	Jenkins	Muxlow	Smiley
Daley	Johnson	Nathan	Somerville
Denby	Kelly	Nesbitt	Stallworth
Dianda	Kesto	O'Brien	Stamas
Durhal	Kivela	Oakes	Stanley
Faris	Kowall	Olumba	VerHeulen
Forlini	Kurtz	Outman	Victory
Foster	LaFontaine	Pagel	Walsh
Franz	Lauwers	Pettalia	Yonker
Genetski	LaVoy	Poleski	Zorn

#### Nays—38

Abed	Geiss	Lamonte	Segal
Banks	Greimel	Lane	Singh
Barnett	Haugh	Lipton	Slavens
Brinks	Hobbs	McCann	Switalski
Cavanagh	Hovey-Wright	McCready	Talabi
Clemente	Howrylak	Roberts	Tlaib

Darany  
Dillon  
Driskell  
Farrington

Irwin  
Kandrevas  
Knezek  
Kosowski

Robinson  
Rutledge  
Schor

Townsend  
Yanez  
Zemke

In The Chair: Walsh

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

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

The House agreed to the full title.

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

The motion prevailed, 2/3 of the members serving voting therefor.

Rep. Howrylak, having reserved the right to explain his protest against the passage of the bill, made the following statement:

“Mr. Speaker and members of the House:

I voted no because the Natural Resources Commission should not be a final authority on the designation of a species as game, absent necessary reforms. The reforms to the Natural Resources Commission that I propose include the following: extensive professional and competency standards as pre-requisites for appointment to the commission and ensuring that decisions are subject to the right of referendum of the voters of the State of Michigan. It is imperative that commission members have a relevant background in conservation and science. Additionally, in its current form, the decisions of the commission are not subject to voter initiative/referendum because of its regulatory authority.

Absent these reforms to ensure that wildlife and wildlife management decisions truly are based on sound science, the commission should only act in an advisory capacity to the legislature in the matter of species game designation.”

Rep. Irwin, having reserved the right to explain his protest against the passage of the bill, made the following statement:

“Mr. Speaker and members of the House:

I voted against SB 288 primarily because the bill is a reaction to a citizen effort to refer a previous bill to the 2014 ballot. The legislature should not short-circuit the referendum process, thereby impairing the rights of the people. We have Constitutional powers granted to the people to bring bills passed by the legislature to the ballot, for the people to decide. When legislation is introduced and rushed through with the primary purpose of frustrating these citizen efforts, it brings shame and disrepute to the legislature. Also, this bill distances the elected leaders from the process of designating game species. These decisions should be made by individuals accountable to the people.”

### Senate Bill No. 289, entitled

A bill to amend 1994 PA 451, entitled “Natural resources and environmental protection act,” by amending the title and section 40113a (MCL 324.40113a), the title as amended by 2005 PA 116 and section 40113a as amended by 1997 PA 19.

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

### Roll Call No. 118

Yeas—89

Abed  
Ananich  
Banks  
Bolger

Genetski  
Gardon  
Goike  
Graves

LaFontaine  
Lamonte  
Lauwers  
LaVoy

Poleski  
Potvin  
Price  
Pscholka

Brinks	Greimel	Leonard	Rendon
Brown	Haines	Lori	Rogers
Brunner	Haugh	Lund	Rutledge
Bumstead	Haveman	Lyons	Santana
Callton	Heise	MacGregor	Schmidt
Cochran	Hobbs	MacMaster	Shirkey
Cotter	Hooker	McBroom	Smiley
Crawford	Howrylak	McCready	Somerville
Daley	Jacobsen	McMillin	Stallworth
Denby	Jenkins	Muxlow	Stamas
Dianda	Johnson	Nathan	Stanley
Dillon	Kelly	Nesbitt	Talabi
Driskell	Kesto	O'Brien	VerHeulen
Durhal	Kivela	Oakes	Victory
Faris	Knezek	Olumba	Walsh
Farrington	Kosowski	Outman	Yonker
Forlini	Kowall	Pagel	Zemke
Foster	Kurtz	Pettalia	Zorn
Franz			

### Nays—21

Barnett	Irwin	Roberts	Slavens
Cavanagh	Kandrevas	Robinson	Switalski
Clemente	Lane	Schor	Tlaib
Darany	Lipton	Segal	Townsend
Geiss	McCann	Singh	Yanez
Hovey-Wright			

In The Chair: Walsh

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

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

The House agreed to the full title.

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

The motion prevailed, 2/3 of the members serving voting therefor.

### House Bill No. 4290, entitled

A bill to amend 1941 PA 122, entitled “An act to establish the revenue collection duties of the department of treasury; to prescribe its powers and duties as the revenue collection agency of this state; to prescribe certain powers and duties of the state treasurer; to establish the collection duties of certain other state departments for money or accounts owed to this state; to regulate the importation, stamping, and disposition of certain tobacco products; to provide for the transfer of powers and duties now vested in certain other state boards, commissions, departments, and offices; to prescribe certain duties of and require certain reports from the department of treasury; to provide procedures for the payment, administration, audit, assessment, levy of interests or penalties on, and appeals of taxes and tax liability; to prescribe its powers and duties if an agreement to act as agent for a city to administer, collect, and enforce the city income tax act on behalf of a city is entered into with any city; to provide an appropriation; to abolish the state board of tax administration; to prescribe penalties and provide remedies; and to declare the effect of this act,” by amending section 3 (MCL 205.3), as amended by 2006 PA 615.

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

**Roll Call No. 119****Yeas—110**

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

**Nays—0**

In The Chair: Walsh

The House agreed to the title of the bill.

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

The motion prevailed, 2/3 of the members serving voting therefor.

**House Bill No. 4291, entitled**

A bill to amend 1941 PA 122, entitled "An act to establish the revenue collection duties of the department of treasury; to prescribe its powers and duties as the revenue collection agency of this state; to prescribe certain powers and duties of the state treasurer; to establish the collection duties of certain other state departments for money or accounts owed to this state; to regulate the importation, stamping, and disposition of certain tobacco products; to provide for the transfer of powers and duties now vested in certain other state boards, commissions, departments, and offices; to prescribe certain duties of and require certain reports from the department of treasury; to provide procedures for the payment, administration, audit, assessment, levy of interests or penalties on, and appeals of taxes and tax liability; to prescribe its powers and duties if an agreement to act as agent for a city to administer, collect, and enforce the city income tax act on behalf of a city is entered into with any city; to provide an appropriation; to abolish the state board of tax administration; to prescribe penalties and provide remedies; and to declare the effect of this act," by amending section 21 (MCL 205.21), as amended by 2006 PA 11.

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

**Roll Call No. 120****Yeas—110**

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

**Nays—0**

In The Chair: Walsh

The House agreed to the title of the bill.

**Second Reading of Bills****House Bill No. 4297, entitled**

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending sections 74101, 74116, and 78119 (MCL 324.74101, 324.74116, and 324.78119), sections 74101 and 74116 as amended by 2010 PA 33 and section 78119 as added by 2010 PA 34.

Was read a second time, and the question being on the adoption of the proposed substitute (H-4) previously recommended by the Committee on Military and Veterans Affairs,

The substitute (H-4) was adopted, a majority of the members serving voting therefor.

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

The motion prevailed.

**House Bill No. 4439, entitled**

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending section 805 (MCL 257.805), as added by 2010 PA 35.

Was read a second time, and the question being on the adoption of the proposed substitute (H-3) previously recommended by the Committee on Military and Veterans Affairs,

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

Rep. Foster 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 resolution had been printed and placed upon the files of the members on Thursday, May 2:

<b>House Bill Nos.</b>	<b>4652</b>	<b>4653</b>	<b>4654</b>	<b>4655</b>	<b>4656</b>						
<b>Senate Bill Nos.</b>	<b>337</b>	<b>338</b>	<b>339</b>	<b>340</b>	<b>341</b>	<b>342</b>	<b>343</b>	<b>344</b>	<b>345</b>	<b>346</b>	<b>347</b>
<b>Senate Joint Resolution</b>											<b>U</b>

The Clerk announced that the following Senate bills had been received on Thursday, May 2:

**Senate Bill Nos.**     **25**   **221**

### **Reports of Standing Committees**

#### COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Schmidt, Chair, of the Committee on Transportation and Infrastructure, was received and read:

Meeting held on: Wednesday, May 1, 2013

Present: Reps. Schmidt, Glardon, Daley, Heise, Jacobsen, O'Brien, Pettalia, Lauwers, McCready, Lane, Dianda, Rutledge, Driskell, Cochran and Smiley

#### COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Thursday, May 2, 2013

Present: Reps. Cotter, Kesto, Heise, Jacobsen, Johnson, LaFontaine, Leonard, Cavanagh, Lipton, Irwin and Clemente

#### COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Thursday, May 2, 2013

Present: Reps. Pettalia, Goike, Crawford, Genetski, Rendon, Pagel, Kosowski, Brunner and Kivela

#### COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Thursday, May 2, 2013

Present: Reps. Price, Pagel, Daley, Franz, Pettalia, Somerville, Rendon, Graves, Rutledge, Banks and Talabi



### Messages from the Senate

**Senate Bill No. 25, entitled**

A bill to amend 1893 PA 206, entitled "The general property tax act," by amending section 7cc (MCL 211.7cc), as amended by 2012 PA 524.

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. 221, entitled**

A bill to amend 1994 PA 295, entitled "Sex offenders registration act," by amending section 5a (MCL 28.725a), as amended by 2011 PA 17.

The Senate has passed the bill.

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

### Notices

May 2, 2013

Mr. Gary L. Randall, Clerk  
Michigan House of Representatives  
State Capitol Building  
Lansing, Michigan 48913

Dear Mr. Clerk:

I hereby make the following changes to the House Standing Committees for the 2012-2013 Legislative Session:

**Agriculture**

Add Rep. Geiss

Add Rep. Ananich

**Energy and Technology**

Add Rep. Hobbs

**Local Government**

Add Rep. Stanley

Sincerely,  
Jase Bolger, Speaker  
Michigan House of Representatives

### Introduction of Bills

Reps. Talabi, Stallworth, Rutledge, Driskell, Banks, Tlaib, Hobbs, Cavanagh, LaVoy, Faris, Brinks, Slavens, Hovey-Wright, Irwin, Haugh, Nathan, Lane, Santana, Brown and Oakes introduced

**House Bill No. 4657, entitled**

A bill to amend 1846 RS 83, entitled "Of marriage and the solemnization thereof," by amending section 7 (MCL 551.7), as amended by 2012 PA 265.

The bill was read a first time by its title and referred to the Committee on Families, Children, and Seniors.

Rep. Johnson introduced

**House Bill No. 4658, entitled**

A bill to amend 1989 PA 24, entitled "The district library establishment act," by amending sections 18 and 21 (MCL 397.188 and 397.191), section 21 as amended by 2005 PA 60.

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

Reps. Kosowski, Kurtz and Shirkey introduced

**House Bill No. 4659, entitled**

A bill to amend 1978 PA 368, entitled "Public health code," (MCL 333.1101 to 333.25211) by adding sections 2892, 2892a, 2892b, 2892c, 2892d, and 2892e.

The bill was read a first time by its title and referred to the Committee on Families, Children, and Seniors.

Reps. Shirkey and Kurtz introduced

**House Bill No. 4660, entitled**

A bill to amend 1939 PA 288, entitled "Probate code of 1939," by amending sections 22, 31, and 36 of chapter X (MCL 710.22, 710.31, and 710.36), section 22 as amended by 2004 PA 487, section 31 as amended by 1994 PA 373, and section 36 as amended by 1996 PA 409.

The bill was read a first time by its title and referred to the Committee on Families, Children, and Seniors.

Reps. Denby, Kurtz and Shirkey introduced

**House Bill No. 4661, entitled**

A bill to amend 1939 PA 288, entitled "Probate code of 1939," by amending section 33 of chapter X (MCL 710.33).

The bill was read a first time by its title and referred to the Committee on Families, Children, and Seniors.

Reps. Kowall, Kurtz and Shirkey introduced

**House Bill No. 4662, entitled**

A bill to amend 1939 PA 288, entitled "Probate code of 1939," by amending section 37 of chapter X (MCL 710.37).

The bill was read a first time by its title and referred to the Committee on Families, Children, and Seniors.

Rep. Potvin introduced

**House Bill No. 4663, entitled**

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending sections 36201 and 36202 (MCL 324.36201 and 324.36202), section 36201 as added by 2000 PA 262 and section 36202 as amended by 2004 PA 75.

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

Rep. MacMaster introduced

**House Bill No. 4664, entitled**

A bill to amend 1943 PA 240, entitled "State employees' retirement act," by amending section 68c (MCL 38.68c), as amended by 2012 PA 432.

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

Rep. Kowall introduced

**House Bill No. 4665, entitled**

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending section 11525a (MCL 324.11525a), as amended by 2011 PA 149.

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

Rep. Kowall introduced

**House Bill No. 4666, entitled**

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending sections 11108, 11135, 11153, 12103, 12109, and 12112 (MCL 324.11108, 324.11135, 324.11153, 324.12103, 324.12109, and 324.12112), section 11108 as amended by 2011 PA 150 and sections 11135, 11153, 12103, 12109, and 12112 as amended by 2011 PA 90.

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

Rep. Poleski introduced

**House Bill No. 4667, entitled**

A bill to amend 1984 PA 270, entitled "Michigan strategic fund act," by amending section 88b (MCL 125.2088b), as amended by 2012 PA 145.

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

Rep. Bumstead introduced

**House Bill No. 4668, entitled**

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending sections 43502, 43514, 43516, 43520, 43524, 43528, 43528a, 43529, 43531, 43532, 43533, 43535, 43536, 43536a, 43537, 43541, 43544,

43547, 43553, 43554, and 43558 (MCL 324.43502, 324.43514, 324.43516, 324.43520, 324.43524, 324.43528, 324.43528a, 324.43529, 324.43531, 324.43532, 324.43533, 324.43535, 324.43536, 324.43536a, 324.43537, 324.43541, 324.43544, 324.43547, 324.43553, 324.43554, and 324.43558), section 43502 as amended by 2006 PA 282, sections 43514 and 43554 as added by 1995 PA 57, section 43516 as amended by 2006 PA 433, sections 43520 and 43531 as amended by 2011 PA 120, section 43524 as amended by 2012 PA 81, section 43528 as amended by 2009 PA 70, section 43528a as added by 2010 PA 366, sections 43529, 43535, 43536, 43541, 43544, 43547, and 43558 as amended by 1996 PA 585, sections 43532 and 43533 as amended by 2010 PA 29, section 43536a as amended by 2004 PA 545, section 43537 as amended by 2012 PA 339, and section 43553 as amended by 2006 PA 280, and by adding sections 43523a, 43523b, 43525b, 43527a, 43527b, 43531b, 43532a, and 43545; and to repeal acts and parts of acts.

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

Rep. Bumstead introduced

**House Bill No. 4669, entitled**

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending section 81116 (MCL 324.81116), as amended by 2012 PA 28.

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

Rep. McCready introduced

**House Bill No. 4670, entitled**

A bill to amend 1976 PA 390, entitled "Emergency management act," by amending sections 18 and 19 (MCL 30.418 and 30.419), as amended by 1990 PA 50.

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

Rep. Poleski introduced

**House Bill No. 4671, entitled**

A bill to amend 1986 PA 32, entitled "Emergency 9-1-1 service enabling act," by amending section 408 (MCL 484.1408), as amended by 2011 PA 146.

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

Rep. Olumba introduced

**House Bill No. 4672, entitled**

A bill to amend 1976 PA 451, entitled "The revised school code," by amending section 402 (MCL 380.402), as amended by 2000 PA 230.

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

Rep. Olumba introduced

**House Bill No. 4673, entitled**

A bill to amend 1939 PA 3, entitled "An act to provide for the regulation and control of public and certain private utilities and other services affected with a public interest within this state; to provide for alternative energy suppliers; to provide for licensing; to include municipally owned utilities and other providers of energy under certain provisions of this act; to create a public service commission and to prescribe and define its powers and duties; to abolish the Michigan public utilities commission and to confer the powers and duties vested by law on the public service commission; to provide for the continuance, transfer, and completion of certain matters and proceedings; to abolish automatic adjustment clauses; to prohibit certain rate increases without notice and hearing; to qualify residential energy conservation programs permitted under state law for certain federal exemption; to create a fund; to provide for a restructuring of the manner in which energy is provided in this state; to encourage the utilization of resource recovery facilities; to prohibit certain acts and practices of providers of energy; to allow for the securitization of stranded costs; to reduce rates; to provide for appeals; to provide appropriations; to declare the effect and purpose of this act; to prescribe remedies and penalties; and to repeal acts and parts of acts," by amending section 6 (MCL 460.6), as amended by 2005 PA 190, and by adding section 6t.

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

Rep. Olumba introduced

**House Bill No. 4674, entitled**

A bill to amend 1931 PA 328, entitled "The Michigan penal code," (MCL 750.1 to 750.568) by adding section 552d.

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

Rep. Olumba introduced

**House Bill No. 4675, entitled**

A bill to amend 1961 PA 236, entitled "Revised judicature act of 1961," (MCL 600.101 to 600.9947) by adding section 2940a.

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

Rep. Olumba introduced

**House Bill No. 4676, entitled**

A bill to amend 1939 PA 3, entitled "An act to provide for the regulation and control of public and certain private utilities and other services affected with a public interest within this state; to provide for alternative energy suppliers; to provide for licensing; to include municipally owned utilities and other providers of energy under certain provisions of this act; to create a public service commission and to prescribe and define its powers and duties; to abolish the Michigan public utilities commission and to confer the powers and duties vested by law on the public service commission; to provide for the continuance, transfer, and completion of certain matters and proceedings; to abolish automatic adjustment clauses; to prohibit certain rate increases without notice and hearing; to qualify residential energy conservation programs permitted under state law for certain federal exemption; to create a fund; to provide for a restructuring of the manner in which energy is provided in this state; to encourage the utilization of resource recovery facilities; to prohibit certain acts and practices of providers of energy; to allow for the securitization of stranded costs; to reduce rates; to provide for appeals; to provide appropriations; to declare the effect and purpose of this act; to prescribe remedies and penalties; and to repeal acts and parts of acts," by amending section 6 (MCL 460.6), as amended by 2005 PA 190, and by adding section 6t.

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

Reps. Potvin and Schmidt introduced

**House Bill No. 4677, entitled**

A bill to amend 1933 PA 167, entitled "General sales tax act," by amending section 25 (MCL 205.75), as amended by 2012 PA 226.

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

Reps. Daley, Brunner, Lauwers, Brown and Muxlow introduced

**House Bill No. 4678, entitled**

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending sections 31701, 31702, 31703, 31704, 31705, 31706, 31708, and 31712 (MCL 324.31701, 324.31702, 324.31703, 324.31704, 324.31705, 324.31706, 324.31708, and 324.31712), as added by 2012 PA 602.

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

Reps. Brunner, Brown, Kosowski, Driskell, Smiley, Faris, Rutledge, Daley, Ananich, Yanez, Dillon, Kandrevas, Schor and McCready introduced

**House Bill No. 4679, entitled**

A bill to amend 1985 PA 87, entitled "William Van Regenmorter crime victim's rights act," by amending sections 19 and 21 (MCL 780.769 and 780.771), as amended by 2012 PA 564.

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

Reps. Brunner, Smiley, Brown, Kosowski, Driskell, Faris, Rutledge, Daley, Ananich, Yanez, Dillon, Kandrevas, Schor and McCready introduced

**House Bill No. 4680, entitled**

A bill to amend 1953 PA 232, entitled "Corrections code of 1953," by amending section 35 (MCL 791.235), as amended by 2012 PA 24.

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

Reps. Denby, Graves, O'Brien, Jacobsen, Pagel, Rogers, Heise, Kowall, Daley, Shirkey, Goike, VerHeulen, Yonker, Kesto, McMillin, Pettalia and Franz introduced

**House Bill No. 4681, entitled**

A bill to amend 1980 PA 299, entitled "Occupational code," by amending section 303a (MCL 339.303a), as amended by 2006 PA 489; and to repeal acts and parts of acts.

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

Rep. Haugh introduced

**House Bill No. 4682, entitled**

A bill to amend 1979 PA 152, entitled "State license fee act," by repealing section 28 (MCL 338.2228).  
The bill was read a first time by its title and referred to the Committee on Regulatory Reform.

Rep. Nathan introduced

**House Bill No. 4683, entitled**

A bill to amend 1998 PA 58, entitled "Michigan liquor control code of 1998," by amending section 1031 (MCL 436.2031), as added by 2010 PA 175.

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

Reps. Denby, Graves, O'Brien, Jacobsen, Pagel, Rogers, Heise, Kowall, Daley, Shirkey, Goike, Yonker, Kesto, McMillin, Pettalia and Franz introduced

**House Bill No. 4684, entitled**

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending section 82101 (MCL 324.82101), as amended by 2010 PA 371.

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

Rep. Crawford introduced

**House Bill No. 4685, entitled**

A bill to amend 1980 PA 299, entitled "Occupational code," by amending sections 303a and 411 (MCL 339.303a and 339.411), section 303a as amended by 2006 PA 489 and section 411 as amended by 2008 PA 309; and to repeal acts and parts of acts.

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

Rep. Yonker introduced

**House Bill No. 4686, entitled**

A bill to amend 1979 PA 152, entitled "State license fee act," by repealing section 15 (MCL 338.2215).  
The bill was read a first time by its title and referred to the Committee on Regulatory Reform.

Rep. Yonker introduced

**House Bill No. 4687, entitled**

A bill to amend 1966 PA 165, entitled "An act to invalidate certain requirements for indemnity in the construction industry," by amending section 1 (MCL 691.991), as amended by 2012 PA 468.

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

Rep. McBroom introduced

**House Bill No. 4688, entitled**

A bill to amend 1978 PA 368, entitled "Public health code," by repealing sections 16346, 18351, 18353, 18355, 18357, 18358, 18359, 18361, and 18363 (MCL 333.16346, 333.18351, 333.18353, 333.18355, 333.18357, 333.18358, 333.18359, 333.18361, and 333.18363).

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

Rep. Kelly introduced

**House Bill No. 4689, entitled**

A bill to repeal 1972 PA 295, entitled "Forensic polygraph examiners act," (MCL 338.1701 to 338.1729).  
The bill was read a first time by its title and referred to the Committee on Regulatory Reform.

Reps. Graves and Denby introduced

**House Bill No. 4690, entitled**

A bill to amend 1982 PA 44, entitled "Polygraph protection act of 1981," by amending section 3 (MCL 37.203).  
The bill was read a first time by its title and referred to the Committee on Regulatory Reform.

Reps. LaFontaine and Lund introduced

**House Bill No. 4691, entitled**

A bill to amend 1966 PA 225, entitled "Carnival-amusement safety act of 1966," by amending the title and sections 6, 7, 10, 11, 13, 14, and 15 (MCL 408.656, 408.657, 408.660, 408.661, 408.663, 408.664, and 408.665), the title and sections 7 and 11 as amended by 1982 PA 35; and to repeal acts and parts of acts.

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

Rep. McMillin introduced

**House Bill No. 4692, entitled**

A bill to amend 1962 PA 199, entitled "Ski area safety act of 1962," by amending the title and sections 2, 6, 8, 9, 11, 13, 14, 15, 16, 17, and 20 (MCL 408.322, 408.326, 408.328, 408.329, 408.331, 408.333, 408.334, 408.335, 408.336, 408.337, and 408.340), the title and section 2 as amended by 1995 PA 120 and sections 6 and 20 as amended by 1981 PA 86; and to repeal acts and parts of acts.

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

Reps. Price and Haveman introduced

**House Bill No. 4693, entitled**

A bill to amend 1954 PA 116, entitled "Michigan election law," by amending sections 809 and 821 (MCL 168.809 and 168.821), section 809 as amended by 1995 PA 261 and section 821 as amended by 2003 PA 302, and by adding section 806b.

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

### Announcements by the Clerk

April 30, 2013

Received from the Auditor General a copy of the following audit report and/or report summary:

Performance audit of the Grand Rapids Home for Veterans, Department of Military and Veterans Affairs, April 2013.

Gary L. Randall

Clerk of the House

The Clerk received the following dissent on **Senate Bill No. 288**, from Rep. Irwin:

I continue to object to the use of procedural tricks to subvert the Constitutional rights of citizens to know accurately the actions of the House of Representatives. Motions for immediate effect are routinely gavelled through without even a pretense of vote counting. This motion requires support from 2/3rds of the members and there is no genuine effort to ascertain the level of support for immediate effect. I object to this practice and I object to the erroneous assertions printed in the House Journal that suggest an authentic counting of votes occurred on the House floor.

The Clerk received the following dissent on **Senate Bill No. 289**, from Rep. Irwin:

I continue to object to the use of procedural tricks to subvert the Constitutional rights of citizens to know accurately the actions of the House of Representatives. Motions for immediate effect are routinely gavelled through without even a pretense of vote counting. This motion requires support from 2/3rds of the members and there is no genuine effort to ascertain the level of support for immediate effect. I object to this practice and I object to the erroneous assertions printed in the House Journal that suggest an authentic counting of votes occurred on the House floor.

The Clerk received the following dissent on **House Bill No. 4290**, from Rep. Irwin:

I continue to object to the use of procedural tricks to subvert the Constitutional rights of citizens to know accurately the actions of the House of Representatives. Motions for immediate effect are routinely gavelled through without even a pretense of vote counting. This motion requires support from 2/3rds of the members and there is no genuine effort to ascertain the level of support for immediate effect. I object to this practice and I object to the erroneous assertions printed in the House Journal that suggest an authentic counting of votes occurred on the House floor.

Rep. McCready moved that the House adjourn.  
The motion prevailed, the time being 1:50 p.m.

The Speaker Pro Tempore declared the House adjourned until Tuesday, May 7, at 1:30 p.m.

GARY L. RANDALL  
Clerk of the House of Representatives

