

No. 6  
STATE OF MICHIGAN  
JOURNAL  
OF THE  
**House of Representatives**  
95th Legislature  
REGULAR SESSION OF 2009

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House Chamber, Lansing, Thursday, February 5, 2009.

12:00 Noon.

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.—present
Bolger—excused	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	Simpson—present
Byrum—present	Hansen—present	Meadows—present	Slavens—present
Calley—present	Haugh—present	Meekhof—present	Slezak—present
Caul—present	Haveman—present	Melton—present	Smith—present
Clemente—present	Hildenbrand—present	Meltzer—present	Spade—present
Constan—present	Horn—present	Miller—present	Stamas—present
Corriveau—present	Huckleberry—present	Moore—present	Stanley—present
Coulouris—present	Jackson—present	Moss—present	Switalski—present
Crawford—present	Johnson—present	Nathan—present	Tlaib—present
Cushingberry—present	Jones, Rick—present	Nerat—present	Tyler—present
Daley—present	Jones, Robert—present	Neumann—present	Valentine—present
Dean—present	Kandrevas—present	Opsommer—present	Walsh—present
Denby—present	Kennedy—present	Pavlov—present	Warren—present
DeShazor—present	Knollenberg—excused	Pearce—excused	Womack—present
Dillon—present	Kowall—present	Polidori—present	Young—present
Donigan—present	Kurtz—present		

e/d/s = entered during session

Rep. Rick Jones, from the 71st District, offered the following invocation:

“Heavenly Father, we thank You for this beautiful winter day in the great state of Michigan. We ask You to watch over us and assist us with our financial problems, so we can make this a better state for our citizens. This morning 44 of our young men and women are leaving the Lansing headquarters and they are assigned to the National Guard in Iraq. We ask You to watch over these young men and women that they return home safely. Watch over all of our service men and women serving overseas. In Jesus name, Amen.”

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Rep. Opsommer moved that Reps. Bolger, Pearce and Knollenberg be excused from today’s session. The motion prevailed.

### Motions and Resolutions

The Speaker, on behalf of the entire membership of the House of Representatives, offered the following resolution:  
**House Resolution No. 13.**

A resolution of tribute offered as a memorial for William R. Keith, former member of the House of Representatives.

Whereas, With the passing of William R. Keith, Michigan has lost a gentleman of great warmth and a true champion of public education. His long and distinguished life of service to others touched many lives and will continue to influence others in the years to come; and

Whereas, A native of Jackson, Bill Keith was a man of many talents. These gifts extended to several areas, including music, as reflected in his years in various singing groups; finance, as reflected in his 19 years as a banker; and education, as reflected in his decades of commitment to the rising generations; and

Whereas, First elected to the Michigan House of Representatives in 1972, Bill Keith served the people of his Garden City area district during some key moments in the state’s recent history. He was the chair of the House Education Committee from 1983 until his retirement in 1994. During his legislative career, he was a central contributor to such milestones as the crafting of the 1976 codification of Michigan’s education statutes and the revamping of school financing that took place during the historic shared power agreement in the House during the 1993-94 Legislature. His knowledge and commitment were invaluable to each of these efforts; and

Whereas, With the depth of his understanding of the challenges facing our schools, Representative Keith served on countless state, national, and international groups. Clearly, his personal passion will long be remembered; now, therefore, be it

Resolved by the House of Representatives, That we offer this expression of our highest esteem to honor the memory of William R. Keith, a member of this legislative body from 1973 to 1994; and be it further

Resolved, That copies of this resolution be transmitted to the Keith family as evidence of the esteem that will long be held for his memory and service.

The question being on the adoption of the resolution,

The resolution was adopted by unanimous standing vote.

Rep. Meadows moved that the Committee on New Economy and Quality of Life be discharged from further consideration of **House Resolution No. 9.**

(For first notice see House Journal No. 5, p. 78.)

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

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

The Speaker laid before the House

### **House Resolution No. 9.**

A resolution to memorialize the President of the United States and the United States Congress to ensure that businesses located in the United States and their employees be the primary beneficiaries of the planned economic relief legislation to stimulate the economy and create jobs.

(For text of resolution, see House Journal No. 5, p. 74.)

(The resolution was discharged from the Committee on New Economy and Quality of Life on February 5.)

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

Reps. Agema, Angerer, Bledsoe, Booher, Lisa Brown, Byrnes, Byrum, Calley, Corriveau, Coulouris, Crawford, Cushingberry, Denby, DeShazor, Dillon, Elsenheimer, Espinoza, Geiss, Green, Gregory, Haines, Haveman, Hildenbrand, Horn, Jackson, Rick Jones, Kennedy, Kowall, Kurtz, Lindberg, Lipton, Lori, Lund, Mayes, Meadows, Meekhof, Melton, Moore, Moss, Neumann, Opsommer, Pavlov, Proos, Roberts, Rocca, Wayne Schmidt, Paul Scott, Simpson, Slavens, Slezak, Stamas, Stanley, Switalski, Tlaib, Tyler, Walsh and Young were named co-sponsors of the resolution.

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

Reps. Cushingberry, Neumann, Espinoza, Terry Brown, Lemmons, Spade, Hansen, McDowell, Lahti, Simpson, Ball, Constan, Dean, Durhal, Gonzales, Haugh, Huckleberry, Rick Jones, Robert Jones, Kowall, LeBlanc, Leland, Liss, Marleau, Mayes, Polidori, Rogers, Sheltroun, Switalski and Valentine offered the following resolution:

**House Resolution No. 14.**

A resolution to urge the U.S. Alcohol and Tobacco Tax and Trade Bureau to waive any taxes or fees related to distilled spirits for plants making ethanol solely for fuel use.

Whereas, Many people believe that ethanol provides a beneficial alternative to gasoline for the nation's transportation needs. Americans face significant energy challenges, such as climate change and uncertain oil supplies, related to our dependence on petroleum-derived gasoline from foreign sources. Widespread domestic production of ethanol and its use in U.S. cars and trucks can help us decrease our dependence on foreign oil and mitigate climate change; and

Whereas, There is generally only one difference between plants that produce ethanol for fuel use and those that produce ethanol for alcoholic beverage use. Both types of plants facilitate the fermentation of various organic materials to produce ethanol, which is then distilled. However, fuel ethanol plants add a denaturant to the ethanol to make it unfit for human consumption; and

Whereas, The U.S. Alcohol and Tobacco Tax and Trade Bureau (TTB) oversees production facilities where ethanol is produced whether it is for beverage or fuel purposes. The TTB may charge ethanol producers certain fees and taxes; and

Whereas, The U.S. Government has recognized the importance of expanding the production and use of ethanol and other alternative transportation fuels. The Renewable Fuel Standard, enacted by Congress in 2005, mandates that renewable transportation fuels comprise a certain percentage, which increases each year, of the nation's fuel supply. The U.S. Department of Energy has invested hundreds of millions of dollars in expanding the number of plants producing ethanol from cellulose; and

Whereas, The TTB should follow the lead of other federal agencies and do all it can to promote, not discourage, the widespread production of fuel ethanol plants throughout the country. The fees and taxes that the TTB may charge to fuel ethanol plants can be a disincentive for people thinking about investing in such a business; now, therefore, be it

Resolved by the House of Representatives, That we urge the U.S. Alcohol and Tobacco Tax and Trade Bureau to waive any taxes or fees related to distilled spirits for plants making ethanol solely for fuel use; and be it further

Resolved, That copies of this resolution be transmitted to the Director of the U.S. Alcohol and Tobacco Tax and Trade Bureau.

The resolution was referred to the Committee on Tax Policy.

Reps. Cushingberry, Moss, Ball, Barnett, Lisa Brown, Terry Brown, Constan, Dean, Durhal, Gonzales, Gregory, Haase, Hansen, Haugh, Huckleberry, Robert Jones, Kowall, Lahti, LeBlanc, Leland, Lemmons, Lipton, Liss, Marleau, Mayes, Neumann, Polidori, Sheltroun, Switalski and Womack offered the following resolution:

**House Resolution No. 15.**

A resolution to urge the Federal Highway Administration to designate Woodward Avenue an All-American Road under its Scenic Byways Program.

Whereas, The All-American Roads and Scenic Byways program helps preserve the beauty and importance of roads that have become American icons because of their scenic, natural, historic, cultural, archeological, or recreational qualities. A grant program was created to help preserve and protect these designated roads and byways and to promote tourism and economic development; and

Whereas, All-American Roads are destinations unto themselves and provide a unique American driving experience. Travelers on these roads can look into the heart and soul of America and connect with the stories which have made

America what it is today. All-American roads have a special quality that is not duplicated anywhere else in the United States; and

Whereas, Woodward Avenue has a unique automobile heritage that has had a global influence. It is a story of innovation, ingenuity, and creativity that is appealing to both a national and international audience. Piquette, Henry Ford's first factory where the Model T was born, Ford Highland Park, and General Motors World Headquarters are witnesses to the birth of the modern assembly line and the perfection of mass production on Woodward Avenue. This heritage is celebrated today in the annual Woodward Avenue Dream Cruise, which draws millions of automobile enthusiasts to Woodward Avenue every summer; and

Whereas, The Woodward Avenue story is not just one of automobile heritage, but also of a creative and innovative automotive future. Research into alternative fuels and other new technologies is happening along Woodward Avenue at Next Energy, Wayne State University, Tech Town, the College of Creative Studies, Cranbrook, and a number of other emerging creative sector companies. Add to that the robust music heritage and world class cultural institutions along Woodward Avenue, and it becomes a truly unique international travel destination; now, therefore, be it

Resolved by the House of Representatives, That we urge the Federal Highway Administration to designate Woodward Avenue an All-American Road under its Scenic Byways Program; and be it further

Resolved, That copies of this resolution be transmitted to the Federal Highway Administration.

The resolution was referred to the Committee on Transportation.

Reps. Sheltroun, Hansen, Mayes, Booher, McDowell, Lahti, Melton, Genetski, Terry Brown, Agema, Ball, Barnett, Caul, Constan, Cushingberry, Dean, Durhal, Ebli, Gonzales, Green, Haase, Haugh, Horn, Huckleberry, Rick Jones, Robert Jones, Kowall, LeBlanc, Lemmons, Liss, Marleau, Neumann, Polidori, Proos, Rogers, Wayne Schmidt, Simpson and Switalski offered the following resolution:

**House Resolution No. 16.**

A resolution to request that the U.S. Fish and Wildlife Service extend indefinitely the depredation order for double-crested cormorants.

Whereas, The double-crested cormorants are dramatically depleting the public and private fishing industry throughout the Great Lakes and on inland lakes and streams. The destruction of the fisheries population is causing havoc to our recreational, tourist, and commercial industries; and

Whereas, The cormorants are also causing tree and vegetation destruction at an accelerated rate. The destruction is not limited to natural resources, but includes bridge and lighthouse deterioration. Public swimming beaches are being closed due to cormorant feces which poses a public health hazard in addition to its excessive and unpleasant odor; and

Whereas, The increase of the double-crested cormorant population has caused significant devastation to Michigan's Les Cheneaux Islands, destroying vegetation and depleting the yellow perch population. The cormorant population increase is being reversed through the U.S. Department of Agriculture Wildlife Services reduction program which includes egg oiling. This program has led to improved fish reproduction and improvements in the fish populations; now, therefore, be it

Resolved by the House of Representatives, That we request that the U.S. Fish and Wildlife Service extend indefinitely the depredation order for double-crested Cormorants; and be it further

Resolved, That copies of this resolution be transmitted to the U.S. Fish and Wildlife Service, the United States Department of Agriculture Wildlife Services Division, and the members of the Michigan congressional delegation.

The resolution was referred to the Committee on Tourism, Outdoor Recreation and Natural Resources.

Reps. Lindberg, Nerat, McDowell, Polidori, Lahti, Ball, Booher, Terry Brown, Constan, Cushingberry, Dean, Durhal, Gonzales, Hansen, Huckleberry, Robert Jones, LeBlanc, Leland, Lemmons, Liss, Marleau, Mayes, Neumann, Rocca, Rogers, Wayne Schmidt, Sheltroun, Simpson, Smith and Switalski offered the following resolution:

**House Resolution No. 17.**

A resolution to memorialize the Congress of the United States to appropriate funds to restore the breakwall at the Grand Marais Harbor.

Whereas, For hundreds of years, Grand Marais Harbor has provided refuge to ships and boats from sudden and violent storms along Lake Superior's southern coast. Adjacent to Pictured Rocks National Lakeshore, it is the only Harbor of Refuge available to vessels along a notoriously dangerous 90 mile stretch of coastline that has claimed numerous ships in the past; and

Whereas, Historically, the harbor was protected by a breakwall. First constructed in 1894 by the U.S. Army Corps of Engineers, the breakwall blocked sand from filling in the harbor and protected it from damaging waves. Abandoned by the Army Corps in 1943, the breakwall suffered severe damage and was lost along with the protection it provided the harbor and boaters; and

Whereas, It is imperative to build a new breakwall for Grand Marais Harbor to preserve the harbor for boaters, wildlife, and the community. Damaging waves now enter the harbor, and sand is filling it in, making it less and less accessible to boaters and increasing the risk of tragedy on this beautiful but dangerous stretch of coastline. In addition, habitat that supports sportfish and federally endangered species like the piping plover is being lost at a rapid pace; now, therefore, be it

Resolved by the House of Representatives, That we memorialize the Congress of the United States to appropriate funds to restore the breakwall at the Grand Marais Harbor; 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 Transportation.

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

**House Resolution No. 18.**

A resolution of tribute offered in memory of Thomas Husband, former Clerk of the House.

Whereas, The members of this legislative body and many who work at the Capitol were saddened to learn of the passing of Thomas Husband, who served the people of this state as the Clerk of the Michigan House of Representatives from 1981 to 1983. With his dedication to this state and involvement with public issues over the years, it is clear that Tom Husband had an understanding of the legislative process and a respect for government service that will be missed; and

Whereas, A veteran who served his country as a Navy pilot, Tom Husband was a graduate of Michigan State University. He distinguished himself throughout his 7 years as chief of staff with Speaker Bobby Crim. Then, as now, this position demanded an exceptional level of energy and commitment, and a thorough grasp not only of procedures and policy, but also of personalities. Mr. Husband's talents and knowledge were put to good use following his election by the members as the Clerk of the House; and

Whereas, As Clerk, Tom Husband was an effective administrator, and he contributed to the work of the House of Representatives during a period fraught with serious financial challenges. His personal integrity and business-like approach to his responsibilities earned him widespread respect. Following his service in 1983, he worked in private industry, before returning to involvement with state policy making through his own company; now, therefore, be it

Resolved by the House of Representatives, That we offer this expression of tribute to honor the memory of Thomas Husband, who served this legislative body as Clerk of the House from 1981 to 1983; and be it further

Resolved, That copies of this resolution be transmitted to Mr. Husband's family as evidence of our sincere condolences.

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 bills and joint resolution had been printed and placed upon the files of the members on Thursday, February 5:

<b>House Bill Nos.</b>	<b>4128</b>	<b>4129</b>	<b>4130</b>	<b>4131</b>	<b>4132</b>	<b>4133</b>	<b>4134</b>	<b>4135</b>	<b>4136</b>	<b>4137</b>	<b>4138</b>	<b>4139</b>	<b>4140</b>	<b>4141</b>
	<b>4142</b>	<b>4143</b>	<b>4144</b>	<b>4145</b>	<b>4146</b>	<b>4147</b>	<b>4148</b>	<b>4149</b>	<b>4150</b>	<b>4151</b>	<b>4152</b>	<b>4153</b>	<b>4154</b>	<b>4155</b>
	<b>4156</b>	<b>4157</b>	<b>4158</b>	<b>4159</b>	<b>4160</b>	<b>4161</b>	<b>4162</b>	<b>4163</b>	<b>4164</b>	<b>4165</b>	<b>4166</b>			
<b>House Joint Resolution</b>	<b>G</b>													
<b>Senate Bill Nos.</b>	<b>186</b>	<b>187</b>	<b>188</b>	<b>189</b>	<b>190</b>	<b>191</b>	<b>192</b>							

The Clerk announced that the following Senate bills had been received on Thursday, February 5:

<b>Senate Bill Nos.</b>	<b>10</b>	<b>89</b>	<b>90</b>	<b>91</b>	<b>92</b>	<b>93</b>	<b>98</b>
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**Reports of Standing Committees**

**COMMITTEE ATTENDANCE REPORT**

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

Meeting held on: Thursday, February 5, 2009

Present: Reps. Robert Jones, Roy Schmidt, Byrum, Clemente, Haase, Haugh, Lemmons, Nathan, Sheltroun, Womack, Hansen, DeShazor, Meekhof, Meltzer, Opsommer and Walsh

Absent: Reps. Huckleberry, Nerat and Knollenberg

Excused: Reps. Huckleberry, Nerat and Knollenberg

## COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Byrnes, Chair, of the Committee on Transportation, was received and read:  
Meeting held on: Thursday, February 5, 2009

Present: Reps. Byrnes, Kandrevas, Donigan, Geiss, Griffin, Haugh, Leland, Roy Schmidt, Young, Opsommer, DeShazor, Wayne Schmidt and Paul Scott

Absent: Reps. Nerat, Bolger, Knollenberg and Pearce

Excused: Reps. Nerat, Bolger, Knollenberg and Pearce

## COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Melton, Chair, of the Committee on Education, was received and read:  
Meeting held on: Thursday, February 5, 2009

Present: Reps. Melton, Lisa Brown, Bledsoe, Byrum, Corriveau, Geiss, Haase, Kennedy, Lindberg, Nathan, Polidori, Roberts, Sheltroun, Valentine, Pavlov, Amash, Ball, DeShazor, McMillin, Paul Scott, Tyler and Walsh

Absent: Rep. Pearce

Excused: Rep. Pearce

## 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: Thursday, February 5, 2009

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

Absent: Rep. Johnson

Excused: Rep. Johnson

**Messages from the Senate****Senate Bill No. 10, entitled**

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," (MCL 324.101 to 324.90106) by adding section 40107b.

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. 89, entitled**

A bill to amend 2007 PA 36, entitled "Michigan business tax act," by amending section 429 (MCL 208.1429).

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. 90, entitled**

A bill to amend 2007 PA 36, entitled "Michigan business tax act," by amending section 435 (MCL 208.1435), as amended by 2008 PA 448.

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. 91, entitled**

A bill to amend 2007 PA 36, entitled "Michigan business tax act," by amending section 503 (MCL 208.1503).

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. 92, entitled**

A bill to amend 2007 PA 36, entitled "Michigan business tax act," by amending section 117 (MCL 208.1117).

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. 93, entitled**

A bill to amend 1974 PA 154, entitled "Michigan occupational safety and health act," (MCL 408.1001 to 408.1094) by adding section 17.

The Senate has passed the bill.

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

**Senate Bill No. 98, entitled**

A bill to amend 2007 PA 36, entitled "Michigan business tax act," by amending section 501 (MCL 208.1501).

The Senate has passed the bill.

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

### Announcements by the Clerk

Following are changes to the schedule of the Standing Committees for the 2009-2010 Legislative Session:

Tuesdays	9:00 a.m.	<b>Energy and Technology</b>	519 House Office Building
	12:00 p.m.	<b>Oversight and Investigations</b>	326 House Office Building
Wednesdays	10:30 a.m.	<b>Commerce</b>	519 House Office Building
	12:00 p.m.	<b>Labor</b>	327 House Office Building
Thursdays	10:30 a.m.	<b>Banking and Financial Services</b>	327 House Office Building

By unanimous consent the House returned to the order of

### Introduction of Bills

Reps. Meltzer, Pavlov, Moore, Lori, Rick Jones, Agema, Marleau, Haines, Lund, Espinoza, Crawford, Gonzales, Spade, Tyler, Rocca and Haase introduced

**House Bill No. 4167, entitled**

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending section 811e (MCL 257.811e), as amended by 2006 PA 562, and by adding section 811r.

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

Reps. Angerer and Ebli introduced

**House Bill No. 4168, entitled**

A bill to amend 1998 PA 58, entitled "Michigan liquor control code of 1998," by amending section 513 (MCL 436.1513), as amended by 2007 PA 11.

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

Reps. Dean, Gonzales, Stanley, Bauer, Lemmons, Espinoza, Hansen, Lori, Bennett, Roy Schmidt, Hammel, LeBlanc, Bledsoe, Tlaib, Leland, Donigan and Valentine introduced

**House Bill No. 4169, entitled**

A bill to amend 1939 PA 288, entitled "Probate code of 1939," by amending section 13a of chapter XIIA (MCL 712A.13a), as amended by 2004 PA 475.

The bill was read a first time by its title and referred to the Committee on Families and Children's Services.

Reps. Cushingberry, Espinoza, Terry Brown, Lemmons, Spade, Hansen, McDowell, Lahti, Durhal and Simpson introduced

**House Bill No. 4170, entitled**

A bill to amend 1967 PA 281, entitled "Income tax act of 1967," (MCL 206.1 to 206.532) by adding section 273.

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

Reps. Robert Jones, Melton, Bettie Scott, Donigan, Espinoza, Haugh, Meadows and Stanley introduced

**House Bill No. 4171, entitled**

A bill to amend 1966 PA 134, entitled "An act to impose a tax upon written instruments which transfer any interest in real property; to provide for the administration of this act; and to provide penalties for violations of this act," by amending sections 4 and 9 (MCL 207.504 and 207.509), section 4 as amended by 1980 PA 413.

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

Reps. Robert Jones, Scripps, Bettie Scott, Donigan, Valentine, Constan, Haugh and Stanley introduced

**House Bill No. 4172, entitled**

A bill to amend 1978 PA 368, entitled "Public health code," (MCL 333.1101 to 333.25211) by adding section 21529; and to repeal acts and parts of acts.

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

Reps. Robert Jones, Bettie Scott, Donigan, Valentine, Tlaib, Lahti, Lindberg, Switalski, Neumann, Haugh, Leland, Lemmons, Espinoza, Gonzales, Stanley, Womack, Melton, Mayes, Gregory and Dean introduced

**House Bill No. 4173, entitled**

A bill to amend 1966 PA 346, entitled "State housing development authority act of 1966," (MCL 125.1401 to 125.1499c) by adding section 58g.

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

Reps. Robert Jones, Scripps, Donigan, Valentine, Leland, Haugh, Constan, Stanley and Meadows introduced

**House Bill No. 4174, entitled**

A bill to amend 1998 PA 58, entitled "Michigan liquor control code of 1998," by amending section 515 (MCL 436.1515), as amended by 2004 PA 192.

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

Reps. Ebli, Melton, Durhal, Young, Gonzales, Geiss, Sheltroun, Johnson, Polidori, Mayes, Tlaib, Calley, Meadows and Dean introduced

**House Bill No. 4175, entitled**

A bill to amend 1967 PA 281, entitled "Income tax act of 1967," (MCL 206.1 to 206.532) by adding section 279.

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

Reps. Melton, Durhal, Geiss, Gonzales, Young, Sheltroun, Johnson, Polidori, Mayes, Tlaib, Calley, Meadows and Dean introduced

**House Bill No. 4176, entitled**

A bill to amend 2007 PA 36, entitled "Michigan business tax act," (MCL 208.1101 to 208.1601) by adding section 465.

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

Reps. Switalski, Melton, Geiss, Durhal, Gonzales, Young, Sheltroun, Johnson, Polidori, Mayes, Tlaib, Calley, Meadows and Dean introduced

**House Bill No. 4177, entitled**

A bill to amend 1956 PA 218, entitled "The insurance code of 1956," by amending section 476a (MCL 500.476a), as amended by 2007 PA 187.

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



Reps. Robert Jones, Melton, Durhal, Geiss, Gonzales, Young, Sheltroun, Johnson, Polidori, Mayes, Tlaib, Calley, Meadows and Dean introduced

**House Bill No. 4178, 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," (MCL 205.1 to 205.31) by adding section 18a.

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

Reps. Opsommer, McMillin, Meekhof, Agema, Rick Jones, Lund, Meltzer, Pearce, Lori, Denby and Knollenberg introduced

**House Bill No. 4179, entitled**

A bill to require certain state officials to make certain reports to the governor and to the legislature.

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

Reps. Moss and Walsh introduced

**House Bill No. 4180, entitled**

A bill to amend 1998 PA 386, entitled "Estates and protected individuals code," by amending sections 3206, 3207, 3208, 3209, and 3614 (MCL 700.3206, 700.3207, 700.3208, 700.3209, and 700.3614), section 3206 as amended by 2008 PA 41 and sections 3207, 3208, and 3209 as added and section 3614 as amended by 2006 PA 299.

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

Reps. Denby, Kowall, Rogers, Opsommer, Wayne Schmidt, Walsh, Crawford, Moss and Rick Jones introduced

**House Bill No. 4181, entitled**

A bill to provide for the creation and operation of a program to allow public employers to participate in the state health plan; and to prescribe powers and duties of certain state officers and agencies.

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

Reps. Durhal and Johnson introduced

**House Bill No. 4182, entitled**

A bill to amend 2000 PA 489, entitled "Michigan trust fund act," by amending section 7 (MCL 12.257), as amended by 2008 PA 256.

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

Reps. Ball, Angerer and Terry Brown introduced

**House Bill No. 4183, entitled**

A bill to amend 1956 PA 218, entitled "The insurance code of 1956," (MCL 500.100 to 500.8302) by adding section 3406s.

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

Rep. Ball introduced

**House Bill No. 4184, entitled**

A bill to amend 1919 PA 71, entitled "An act to provide for the formulation and establishment of a uniform system of accounting and reporting in the several departments, offices, and institutions of the state government, and in all county offices; to provide for the examination of the books and accounts of each state department, office, and institution, and of each county office; to provide for financial reports from all those departments, institutions, and offices, and for the

tabulation and publication of comparative financial statistics relating to the departments, institutions, and offices; to provide for the administration of this act; to provide for the powers and duties of the department of treasury, the state treasurer, the library of Michigan and depository libraries, and other officers and entities; to provide penalties; and to provide for meeting the expense authorized by this act," by amending sections 4 and 5 (MCL 21.44 and 21.45), as amended by 2002 PA 370.

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

Reps. Agema, McMillin, Crawford, Opsommer, Lund, Meltzer, Marleau, Haines, Meekhof, Knollenberg, Tyler, Moss, Ball, Kurtz, Daley, Calley, Haveman and Walsh introduced

**House Bill No. 4185, entitled**

A bill to amend 1951 PA 51, entitled "An act to provide for the classification of all public roads, streets, and highways in this state, and for the revision of that classification and for additions to and deletions from each classification; to set up and establish the Michigan transportation fund; to provide for the deposits in the Michigan transportation fund of specific taxes on motor vehicles and motor vehicle fuels; to provide for the allocation of funds from the Michigan transportation fund and the use and administration of the fund for transportation purposes; to set up and establish the truck safety fund; to provide for the allocation of funds from the truck safety fund and administration of the fund for truck safety purposes; to set up and establish the Michigan truck safety commission; to establish certain standards for road contracts for certain businesses; to provide for the continuing review of transportation needs within the state; to authorize the state transportation commission, counties, cities, and villages to borrow money, issue bonds, and make pledges of funds for transportation purposes; to authorize counties to advance funds for the payment of deficiencies necessary for the payment of bonds issued under this act; to provide for the limitations, payment, retirement, and security of the bonds and pledges; to provide for appropriations and tax levies by counties and townships for county roads; to authorize contributions by townships for county roads; to provide for the establishment and administration of the state trunk line fund, local bridge fund, comprehensive transportation fund, and certain other funds; to provide for the deposits in the state trunk line fund, critical bridge fund, comprehensive transportation fund, and certain other funds of money raised by specific taxes and fees; to provide for definitions of public transportation functions and criteria; to define the purposes for which Michigan transportation funds may be allocated; to provide for Michigan transportation fund grants; to provide for review and approval of transportation programs; to provide for submission of annual legislative requests and reports; to provide for the establishment and functions of certain advisory entities; to provide for conditions for grants; to provide for the issuance of bonds and notes for transportation purposes; to provide for the powers and duties of certain state and local agencies and officials; to provide for the making of loans for transportation purposes by the state transportation department and for the receipt and repayment by local units and agencies of those loans from certain specified sources; and to repeal acts and parts of acts," by amending section 10e (MCL 247.660e), as amended by 2008 PA 487.

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

Reps. Agema, Rogers, McMillin, Crawford, Opsommer, Pavlov, Lund, Meltzer, Rick Jones, Marleau, Haines, Meekhof, Knollenberg, Bolger, Tyler, Moss, Denby, Ball, Paul Scott, Daley, Lori, Kurtz, DeShazor, Calley, Haveman, Stamas and Walsh introduced

**House Bill No. 4186, entitled**

A bill to amend 1969 PA 317, entitled "Worker's disability compensation act of 1969," by amending sections 141 and 230 (MCL 418.141 and 418.230), section 230 as amended by 2002 PA 566, and by adding section 307.

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

Reps. Agema, Rogers, McMillin, Opsommer, Pavlov, Lund, Meltzer, Rick Jones, Marleau, Haines, Meekhof, Moss, Denby, Ball, Paul Scott, Lori, Daley, Knollenberg, Kurtz, DeShazor, Calley, Haveman, Moore and Walsh introduced

**House Bill No. 4187, entitled**

A bill to amend 1887 PA 128, entitled "An act establishing the minimum ages for contracting marriages; to require a civil license in order to marry and its registration; to provide for the implementation of federal law; and to provide a penalty for the violation of this act," by amending section 2 (MCL 551.102), as amended by 2006 PA 578.

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

Reps. Agema, Rogers, McMillin, Crawford, Opsommer, Pavlov, Lund, Meltzer, Rick Jones, Marleau, Haines, Meekhof, Knollenberg, Tyler, Moss, Denby, Ball, Paul Scott, Daley, Lori, Kurtz, DeShazor, Calley, Moore, Walsh and Genetski introduced

**House Bill No. 4188, entitled**

A bill to amend 1975 PA 222, entitled "Higher education loan authority act," (MCL 390.1151 to 390.1165) by adding section 4b.

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

Reps. Agema, Rogers, McMillin, Crawford, Opsommer, Pavlov, Lund, Meltzer, Rick Jones, Marleau, Haines, Meekhof, Knollenberg, Tyler, Bolger, Moss, Denby, Hansen, Paul Scott, Daley, Lori, Kurtz, DeShazor, Calley, Haveman, Stamas, Moore, Genetski and Walsh introduced

**House Bill No. 4189, entitled**

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," (MCL 324.101 to 324.90106) by adding section 1106.

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

Reps. Agema, Rogers, McMillin, Crawford, Opsommer, Pavlov, Lund, Meltzer, Rick Jones, Marleau, Haines, Meekhof, Knollenberg, Bolger, Moss, Denby, Ball, Daley, Lori, Kurtz, Calley, Moore and Walsh introduced

**House Bill No. 4190, entitled**

A bill to amend 1976 PA 228, entitled "The legislative merit award program act," by amending section 4 (MCL 390.1304), as amended by 2004 PA 182.

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

Reps. Warren, Smith, Leland, Bauer, Donigan, Miller, Robert Jones and Meadows introduced

**House Bill No. 4191, entitled**

A bill to amend 1967 PA 281, entitled "Income tax act of 1967," by amending section 30 (MCL 206.30), as amended by 2007 PA 154.

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

Reps. Warren, Smith, Leland, Bauer, Donigan, Miller, Robert Jones, Meadows and Coulouris introduced

**House Bill No. 4192, entitled**

A bill to amend 1976 PA 453, entitled "Elliott-Larsen civil rights act," by amending the title and sections 102, 103, 202, 203, 204, 205, 206, 207, 209, 302, 302a, 402, 502, 504, 505, and 506 (MCL 37.2102, 37.2103, 37.2202, 37.2203, 37.2204, 37.2205, 37.2206, 37.2207, 37.2209, 37.2302, 37.2302a, 37.2402, 37.2502, 37.2504, 37.2505, and 37.2506), the title as amended by 1992 PA 258, sections 102, 502, 504, 505, and 506 as amended by 1992 PA 124, section 103 as amended by 1999 PA 202, section 202 as amended by 1991 PA 11, section 302a as added by 1992 PA 70, and section 402 as amended by 1993 PA 216.

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

Reps. Switalski, Haugh, Miller, Gregory, Haase, Tlaib and Roberts introduced

**House Bill No. 4193, entitled**

A bill to amend 1967 PA 281, entitled "Income tax act of 1967," (MCL 206.1 to 206.532) by adding section 283.

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

Reps. Slavens and McMillin introduced

**House Bill No. 4194, entitled**

A bill to amend 1957 PA 261, entitled "Michigan legislative retirement system act," by amending section 75 (MCL 38.1075), as amended by 1998 PA 501.

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

Rep. Slavens introduced

**House Bill No. 4195, entitled**

A bill to amend 1978 PA 368, entitled "Public health code," by amending sections 16221 and 16226 (MCL 333.16221 and 333.16226), as amended by 2004 PA 214.

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

Rep. Slavens introduced

**House Bill No. 4196, entitled**

A bill to amend 1978 PA 368, entitled "Public health code," by amending the headings of parts 126 and 129 and sections 12601, 12603, 12611, 12613, 12614, 12905, and 12915 (MCL 333.12601, 333.12603, 333.12611, 333.12613,

333.12614, 333.12905, and 333.12915), sections 12601 and 12613 as amended by 1988 PA 315, sections 12603 and 12611 as amended by 1993 PA 217, section 12614 as added by 1988 PA 296, section 12905 as amended by 1993 PA 242, and section 12915 as amended by 1982 PA 526, and by adding section 12606; 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. Espinoza, Leland, Polidori, Roberts and McMillin introduced

**House Bill No. 4197, entitled**

A bill to amend 1970 PA 91, entitled "Child custody act of 1970," by amending sections 2 and 7b (MCL 722.22 and 722.27b), section 2 as amended by 2005 PA 327 and section 7b as amended by 2006 PA 353.

The bill was read a first time by its title and referred to the Committee on Families and Children's Services.

Reps. Lahti, McDowell, Sheltroun, Hansen, Spade, Booher and Lindberg introduced

**House Bill No. 4198, entitled**

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending section 40111a (MCL 324.40111a), as amended by 2004 PA 537.

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

Reps. Lahti, McDowell, Roberts, Sheltroun, Hansen, Spade, Booher, Miller, Cushingberry, Durhal, LeBlanc, Hammel and Lindberg introduced

**House Bill No. 4199, entitled**

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending section 41301 (MCL 324.41301), as amended by 2005 PA 77, and by adding section 41325.

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

Reps. Lahti, McDowell, Elsenheimer, Sheltroun, Hansen and Lindberg introduced

**House Bill No. 4200, entitled**

A bill to amend 1893 PA 206, entitled "The general property tax act," by amending sections 7cc and 7dd (MCL 211.7cc and 211.7dd), section 7cc as amended by 2008 PA 198 and section 7dd as amended by 2008 PA 243.

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

Reps. Lindberg, Roberts, McDowell, Sheltroun, Terry Brown, Polidori, Lahti and Ball introduced

**House Bill No. 4201, entitled**

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending sections 2123 and 2124 (MCL 324.2123 and 324.2124), as added by 1995 PA 60.

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

Reps. Lindberg, Roberts, McDowell, Ebli, Sheltroun, Hansen, Terry Brown, Polidori and Mayes introduced

**House Bill No. 4202, entitled**

A bill to amend 2000 PA 161, entitled "Michigan education savings program act," by amending sections 2 and 7 (MCL 390.1472 and 390.1477), as amended by 2007 PA 153.

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

Reps. McDowell, Lahti, Sheltroun, Spade, Gonzales, Nerat, Lindberg and Miller introduced

**House Bill No. 4203, entitled**

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending sections 43537, 74117, and 83106 (MCL 324.43537, 324.74117, and 324.83106), section 43537 as amended by 2007 PA 60, section 74117 as amended by 2006 PA 477, and section 83106 as amended by 2004 PA 587.

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

Reps. Calley, Melton and Dean introduced

**House Bill No. 4204, entitled**

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending section 1903 (MCL 324.1903), as amended by 2002 PA 52.

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

Reps. Pearce, Rogers, Opsommer, Lori, Green, Walsh, Bolger, Kurtz and McMillin introduced

**House Bill No. 4205, entitled**

A bill to amend 1931 PA 328, entitled "The Michigan penal code," (MCL 750.1 to 750.568) by adding section 394b.

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

Reps. Pearce, Opsommer, Lori, Walsh, Bolger and Kurtz introduced

**House Bill No. 4206, entitled**

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending section 16s of chapter XVII (MCL 777.16s), as amended by 2008 PA 414.

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

Reps. Pearce, McMillin, Opsommer, Lori, Agema, Green, Bolger, Tyler, Kurtz and DeShazor introduced

**House Bill No. 4207, entitled**

A bill to amend 1933 PA 167, entitled "General sales tax act," (MCL 205.51 to 205.78) by adding section 4ff.

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

Reps. Pearce, Rogers, McMillin, Opsommer, Lori, Agema, Green, Tyler, DeShazor, Kurtz, Proos and Wayne Schmidt introduced

**House Bill No. 4208, entitled**

A bill to amend 1933 PA 167, entitled "General sales tax act," by amending section 1 (MCL 205.51), as amended by 2008 PA 438.

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

Reps. Sheltroun, Melton and Dean introduced

**House Joint Resolution H, entitled**

A joint resolution proposing an amendment to the state constitution of 1963, by amending section 35 of article IX, to modify the allowable expenditures from the Michigan natural resources trust fund and to provide for the uses of money in the trust fund to include the management of land and water resources for recreational uses, including the development and management of habitat for game and sport fisheries.

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

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Rep. Walsh moved that the House adjourn.

The motion prevailed, the time being 4:20 p.m.

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

RICHARD J. BROWN  
Clerk of the House of Representatives

