

No. 82
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House of Representatives
97th Legislature
REGULAR SESSION OF 2013

House Chamber, Lansing, Thursday, October 3, 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	Glaridon—present	Lauwers—present	Roberts—present
Banks—present	Goike—present	LaVoy—present	Robinson—present
Barnett—present	Graves—present	Leonard—present	Rogers—present
Bolger—present	Greimel—present	Lipton—present	Rutledge—excused
Brinks—present	Haines—present	Lori—present	Santana—present
Brown—present	Haugh—present	Lund—present	Schmidt—present
Brunner—present	Haveman—present	Lyons—present	Schor—present
Bumstead—present	Heise—present	MacGregor—present	Segal—present
Callton—present	Hobbs—present	MacMaster—present	Shirkey—present
Cavanagh—present	Hooker—present	McBroom—present	Singh—present
Clemente—present	Hovey-Wright—present	McCann—present	Slavens—present
Cochran—present	Howrylak—present	McCready—present	Smiley—present
Cotter—present	Irwin—present	McMillin—present	Somerville—present
Crawford—present	Jacobsen—present	Muxlow—present	Stallworth—present
Daley—present	Jenkins—present	Nathan—present	Stamas—present
Darany—present	Johnson—present	Nesbitt—present	Stanley—present
Denby—present	Kandrevas—present	O'Brien—present	Switalski—present
Dianda—present	Kelly—present	Oakes—present	Talabi—present
Dillon—present	Kesto—present	Olumba—present	Tlaib—present
Driskell—present	Kivela—present	Outman—present	Townsend—present
Durhal—present	Knezek—present	Pagel—present	VerHeulen—present
Faris—present	Kosowski—present	Pettalia—present	Victory—present
Farrington—present	Kowall—present	Poleski—present	Walsh—present
Forlini—present	Kurtz—present	Potvin—present	Yanez—present
Foster—present	LaFontaine—present	Price—present	Yonker—present
Franz—present	Lamonte—present	Pscholka—present	Zemke—present
Geiss—present	Lane—present	Rendon—present	Zorn—present
Genetski—present			

e/d/s = entered during session

Rev. Bryan Smith, Reverend of Geneva Presbyterian Church in Canton, offered the following invocation:

“Almighty and Everlasting God,

I pray for Your blessing upon these public servants who have been entrusted with a sacred purpose. I thank You for their gifts, their energy, and for their commitment to serve the people of this great state.

Grant them, I pray, Your wisdom and discernment to carry out the work that awaits them this day. May Your Spirit move amongst them, infusing them with fresh inspiration, vision, and direction.

And I pray, God of love and grace, that You would not only anoint their thinking, but bless their hearts and spirits as well. May they conduct their work in a spirit that extends respect and care to one another. May they be given the divine grace to see You in each other and to honor and celebrate the Great Truth, that beneath our political affiliations, we have been given a common identity and purpose as Your sons and daughters.

So I pray that their convictions would be infused with compassion, their agendas undergirded by humility, and their interactions bathed in mutual forbearance.

Let their work be so guided and inspired by You that You will be pleased by what they accomplish this day.

Hear this prayer, I pray, in the love, hope, and truth in which it is given.

Amen.”

Rep. Schor moved that Rep. Rutledge be excused from today’s session.
The motion prevailed.

Motions and Resolutions

Reps. Schmidt, Graves, Kowall, Goike, Rendon, Jenkins, Foster, LaFontaine, Leonard, Haveman, Somerville, Pscholka, Durhal and Howrylak offered the following resolution:

House Resolution No. 236.

A resolution to urge the Congress of the United States to live under the Patient Protection and Affordable Care Act and reject subsidies for health insurance from the U.S. Office of Personnel Management.

Whereas, The Patient Protection and Affordable Care Act will require Americans not currently covered under health insurance to purchase it. Millions of hard-working people will have no choice but to purchase insurance from health insurance exchanges; and

Whereas, Congress made the sound decision that it should live under the same requirements that it is now imposing on many other Americans. Section 1312(d)(3)(D) of the Patient Protection and Affordable Care Act requires members of Congress and their staff to obtain insurance from health plans created under the act or exchanges established under the act. This requirement ensures that our elected representatives will experience the same confusion and economic burden as millions of Americans who do not have the luxury of an employer-sponsored plan; and

Whereas, The U.S. Office of Personnel Management has decided that lawmakers and their staff will now receive a substantial subsidy to help purchase health insurance. The subsidy will cover over 70 percent of the costs on an exchange. It essentially bypasses the intent of the Patient Protection and Affordable Care Act and insulates Congress from experiencing the increased costs that will result for many ordinary Americans; and

Whereas, Congress should resist the temptation to accept special privileges for itself that are not available to the people that they represent. The Patient Protection and Affordable Care Act will have a dramatic, and potentially damaging, impact on the lives of people and businesses in the United States. Congress should share this impact in the name of fairness and to evaluate first-hand its work. To do otherwise would be an unfortunate display of hypocrisy; now, therefore, be it

Resolved by the House of Representatives, That we urge the Congress of the United States to live under the Patient Protection and Affordable Care Act and reject subsidies for health insurance from the U.S. Office of Personnel Management; 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 Insurance.

Reps. Lane, Darany, Denby, Durhal and Roberts offered the following resolution:

House Resolution No. 237.

A resolution to declare October 3, 2013, as Chiari Awareness Day in the state of Michigan.

Whereas, Chiari malformation is a neurological disorder where the cerebellum of the brain descends out of the skull and places pressure on the brain and the spinal cord; and

Whereas, Individuals with Chiari malformation also struggle with many other related conditions. A few of them are hydrocephalus, tethered spinal cord, intercranial hypertension, syringomyelia, and spina bifida; and

Whereas, It was estimated that Chiari malformations occur in 1 in 1,000 births. However, now with the use of MRI's becoming more frequent, it is believed that Chiari malformation is much more prevalent; and

Whereas, There are four different types of Chiari malformations, differing by the amount of the herniation protruding from the skull; and

Whereas, Chiari does not discriminate, it affects people of any age. The average age of diagnosis is in the mid-thirties. However, as pediatricians are slowly learning more about the condition, it is being found in children more frequently; and

Whereas, Chiari malformation is often considered an invisible illness. Chiarians are often not believed of their symptoms because none of them can be seen; and

Whereas, There is no cure for Chiari. There is for some Chiarians a surgery called a "Posterior Fossa Decompression" which can offer some relief of symptoms. However, this is not a cure. And for many they see no relief; now, therefore, be it

Resolved by the House of Representatives, That the members of this legislative body declare October 3, 2013, as Chiari Awareness Day in the state of Michigan. We encourage all citizens to help educate and support family, friends and neighbors who have been affected by Chiari. By increasing awareness of the risk factors and taking direct actions to reduce them, we can enable those who suffer from the disorder to live more peacefully; and be it further

Resolved, That a copy of this resolution be transmitted to the Office of the Governor of Michigan and director of the Department of Community Health.

The question being on the adoption of the resolution,

The resolution was adopted.

The Speaker called the Speaker Pro Tempore to the Chair.

Reports of Standing Committees

The Speaker laid before the House

House Resolution No. 163.

A resolution to declare October 2013 as Microenterprise Month in the state of Michigan.

(For text of resolution, see House Journal No. 54, p. 1124.)

(The resolution was reported by the Committee on Commerce on October 2.)

The question being on the adoption of the resolution,

The resolution was adopted.

Rep. Stamas moved that Rep. Lori be excused temporarily from today's session.

The motion prevailed.

Third Reading of Bills

House Bill No. 4633, entitled

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending section 224 (MCL 257.224), as amended by 2012 PA 491.

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

Roll Call No. 308

Yeas—74

Banks
Barnett

Glardon
Graves

Lane
Lauwers

Pscholka
Rendon

Bolger	Haines	LaVoy	Robinson
Brunner	Haugh	Lipton	Santana
Callton	Haveman	Lund	Schmidt
Cavanagh	Heise	Lyons	Schor
Clemente	Hobbs	MacGregor	Shirkey
Cochran	Hovey-Wright	McCready	Slavens
Cotter	Irwin	Muxlow	Stallworth
Crawford	Jacobsen	Nathan	Stamas
Daley	Jenkins	Nesbitt	Talabi
Darany	Kandrevas	Oakes	Townsend
Denby	Kesto	Outman	VerHeulen
Driskell	Kivela	Pagel	Victory
Durhal	Knezek	Pettalia	Walsh
Farrington	Kosowski	Poleski	Yonker
Forlini	Kowall	Potvin	Zemke
Foster	Kurtz	Price	Zorn
Geiss	LaFontaine		

Nays—33

Abed	Goike	MacMaster	Segal
Brinks	Greimel	McBroom	Singh
Brown	Hooker	McCann	Smiley
Bumstead	Howrylak	McMillin	Somerville
Dianda	Johnson	O'Brien	Stanley
Dillon	Kelly	Olumba	Switalski
Faris	Lamonte	Roberts	Tlaib
Franz	Leonard	Rogers	Yanez
Genetski			

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.

Rep. MacMaster, 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:

Without a study to conclude the necessity for the need to replace license plates and charge another fee on the taxpayers of Michigan is not the direction I think we should go. This is more of a money grab under the guise of the term ‘safety’ and I am fearful that we are sending the wrong message to the public when we haven’t conducted a study first to determine if this should even be considered. With an existing law in place, our govt should not mandate a timeframe on everyone having to replace their license plates.”

House Bill No. 4811, entitled

A bill to amend 2004 PA 363, entitled “Military family relief fund act,” by amending sections 2 and 4 (MCL 35.1212 and 35.1214).

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

Roll Call No. 309**Yeas—107**

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

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.

Reps. Banks, Barnett, Brinks, Brunner, Clemente, Cochran, Cotter, Daley, Darany, Denby, Dillon, Driskell, Durhal, Faris, Farrington, Foster, Glardon, Goike, Graves, Greimel, Haines, Haveman, Heise, Hobbs, Hooker, Hovey-Wright, Howrylak, Jenkins, Kandrevas, Kesto, Kivela, Knezek, Kosowski, Lamonte, Lane, Lauwers, LaVoy, Leonard, Lund, Lyons, McCann, McCready, Muxlow, Nathan, O'Brien, Outman, Pettalia, Poleski, Price, Pscholka, Rendon, Robinson, Rogers, Schmidt, Schor, Segal, Shirkey, Singh, Slavens, Smiley, Stallworth, Stamas, Switalski, Talabi, Townsend, VerHeulen, Victory, Walsh, Yanez and Yonker were named co-sponsors of the bill.

House Bill No. 4194, entitled

A bill to amend 1978 PA 30, entitled "An act to provide for the creation and use of budget stabilization funds by counties, cities, villages, and townships," by amending section 3 (MCL 141.443).

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

Roll Call No. 310**Yeas—107**

Abed	Genetski	Lane	Rendon
Banks	Glardon	Lauwers	Roberts

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

Nays—1

Robinson

In The Chair: Walsh

The House agreed to the title of the bill.

Senate Bill No. 351, entitled

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending section 20101 (MCL 324.20101), as amended by 2012 PA 446.

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

Roll Call No. 311**Yeas—94**

Abed	Franz	Lamonte	Pscholka
Banks	Genetski	Lauwers	Rendon
Bolger	Gardon	LaVoy	Rogers
Brinks	Goike	Leonard	Santana
Brown	Graves	Lori	Schmidt
Brunner	Greimel	Lund	Schor
Bumstead	Haines	Lyons	Segal
Callton	Haveman	MacGregor	Shirkey
Cavanagh	Heise	MacMaster	Singh
Clemente	Hobbs	McBroom	Slavens
Cochran	Hooker	McCann	Smiley

Cotter	Howrylak	McCready	Somerville
Crawford	Jacobsen	McMillin	Stallworth
Daley	Jenkins	Muxlow	Stamas
Darany	Johnson	Nesbitt	Stanley
Denby	Kandrevas	O'Brien	Talabi
Dianda	Kelly	Oakes	Townsend
Dillon	Kesto	Outman	VerHeulen
Driskell	Kivela	Pagel	Victory
Durhal	Knezek	Pettalia	Walsh
Faris	Kosowski	Poleski	Yonker
Farrington	Kowall	Potvin	Zemke
Forlini	Kurtz	Price	Zorn
Foster	LaFontaine		

Nays—14

Barnett	Irwin	Olumba	Switalski
Geiss	Lane	Roberts	Tlaib
Haugh	Lipton	Robinson	Yanez
Hovey-Wright	Nathan		

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 protect the people’s right to hunt and fish; 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.

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.

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

Roll Call No. 312**Yeas—102**

Abed	Geiss	Lauwers	Pscholka
Banks	Genetski	LaVoy	Rendon
Barnett	Glardon	Leonard	Roberts
Bolger	Goike	Lipton	Rogers
Brinks	Graves	Lori	Santana
Brown	Greimel	Lund	Schmidt
Brunner	Haines	Lyons	Segal
Bumstead	Haugh	MacGregor	Shirkey
Callton	Haveman	MacMaster	Slavens
Cavanagh	Heise	McBroom	Smiley
Clemente	Hobbs	McCann	Somerville

Cochran	Hooker	McCready	Stallworth
Cotter	Hovey-Wright	McMillin	Stamas
Crawford	Howrylak	Muxlow	Stanley
Daley	Irwin	Nathan	Switalski
Darany	Jacobsen	Nesbitt	Talabi
Denby	Jenkins	O'Brien	Tlaib
Dianda	Johnson	Oakes	Townsend
Dillon	Kandrevas	Olumba	VerHeulen
Driskell	Kelly	Outman	Victory
Durhal	Kesto	Pagel	Walsh
Faris	Kowall	Pettalia	Yanez
Farrington	Kurtz	Poleski	Yonker
Forlini	LaFontaine	Potvin	Zemke
Foster	Lamonte	Price	Zorn
Franz	Lane		

Nays—6

Kivela	Kosowski	Schor	Singh
Knezek	Robinson		

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 provide for the assessment of rights and interests, including leasehold interests, in property and the levy and collection of taxes on property, and for the collection of taxes levied; making those taxes a lien on the property taxed, establishing and continuing the lien, providing for the sale or forfeiture and conveyance of property delinquent for taxes, and for the inspection and disposition of lands bid off to the state and not redeemed or purchased; to provide for the establishment of a delinquent tax revolving fund and the borrowing of money by counties and the issuance of notes; to define and limit the jurisdiction of the courts in proceedings in connection with property delinquent for taxes; to limit the time within which actions may be brought; to prescribe certain limitations with respect to rates of taxation; to prescribe certain powers and duties of certain officers, departments, agencies, and political subdivisions of this state; to provide for certain reimbursements of certain expenses incurred by units of local government; to provide penalties for the violation of this act; 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. 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 had been printed and placed upon the files of the members on Thursday, October 3:

House Bill Nos. 5039 5040 5041 5042 5043 5044 5045 5046 5047 5048 5049

The Clerk announced that the following Senate bill had been received on Thursday, October 3:

Senate Bill No. 372

Reports of Standing Committees

The Committee on Judiciary, by Rep. Cotter, Chair, reported

House Bill No. 4545, entitled

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending section 907 (MCL 257.907), as amended by 2011 PA 159 and by adding section 676c.

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. Cotter, Kesto, Heise, Jacobsen, Johnson, LaFontaine, Cavanagh, Lipton and Clemente

Nays: Reps. Leonard and Irwin

The Committee on Judiciary, by Rep. Cotter, Chair, reported

House Bill No. 4966, entitled

A bill to amend 1931 PA 328, entitled "The Michigan penal code," by amending section 350a (MCL 750.350a), as amended by 2012 PA 548.

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

Nays: None

The Committee on Judiciary, by Rep. Cotter, Chair, reported

House Bill No. 4967, entitled

A bill to amend 1961 PA 236, entitled "Revised judicature act of 1961," by amending section 1076 (MCL 600.1076), as amended by 2012 PA 547.

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

Nays: None

The Committee on Judiciary, by Rep. Cotter, Chair, reported

House Bill No. 4968, entitled

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending section 4a of chapter IX (MCL 769.4a), as amended by 2012 PA 550.

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

Nays: None

The Committee on Judiciary, by Rep. Cotter, Chair, reported

House Bill No. 4969, entitled

A bill to amend 1978 PA 368, entitled "Public health code," by amending section 7411 (MCL 333.7411), as amended by 2012 PA 549.

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

Nays: None

The Committee on Judiciary, by Rep. Cotter, Chair, reported

House Bill No. 5048, entitled

A bill to amend 1931 PA 328, entitled "The Michigan penal code," by amending section 430 (MCL 750.430), as amended by 2004 PA 223.

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

Nays: None

The Committee on Judiciary, by Rep. Cotter, Chair, reported

House Bill No. 5049, entitled

A bill to amend 1961 PA 236, entitled "Revised judicature act of 1961," by amending section 1209 (MCL 600.1209), as added by 2012 PA 335.

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

Nays: None

COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Thursday, October 3, 2013

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

The Committee on Local Government, by Rep. Price, Chair, reported

House Bill No. 4622, entitled

A bill to amend 1956 PA 40, entitled "The drain code of 1956," by amending section 197 (MCL 280.197).

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. Price, Pagel, Daley, Pettalia, Somerville, Rendon, Graves, Stanley, Banks and Talabi

Nays: None

The Committee on Local Government, by Rep. Price, Chair, reported

House Bill No. 4793, entitled

A bill to amend 1956 PA 40, entitled "The drain code of 1956," by amending sections 75 and 128 (MCL 280.75 and 280.128); and to repeal acts and parts of acts.

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. Price, Pagel, Daley, Franz, Pettalia, Somerville, Rendon, Graves, Stanley, Banks and Talabi

Nays: None

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, October 3, 2013

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

Absent: Rep. Rutledge

Excused: Rep. Rutledge

COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Thursday, October 3, 2013

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

COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Poleski, Chair, of the Committee on Financial Liability Reform, was received and read:

Meeting held on: Thursday, October 3, 2013

Present: Reps. Poleski, Victory, Denby, McMillin, Schmidt, Shirkey, Callton, Cavanagh, Talabi, Irwin and Robinson

Messages from the Senate**House Bill No. 4002, 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 30 (MCL 205.30), as amended by 1993 PA 14.

The Senate has substituted (S-1) the bill.

The Senate has passed the bill as substituted (S-1) and ordered that it be given immediate effect.

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

Senate Bill No. 372, entitled

A bill to amend 1893 PA 206, entitled "The general property tax act," by amending sections 8 and 27 (MCL 211.8 and 211.27), section 8 as amended by 2006 PA 633 and section 27 as amended by 2012 PA 409.

The Senate has passed the bill.

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

Introduction of Bills

Reps. Heise, Singh, VerHeulen, Yanez, Faris, Pscholka, Daley, Foster, McBroom, Clemente, Hooker, Nesbitt, Townsend, Yonker, Lyons and Oakes introduced

House Bill No. 5050, entitled

A bill to amend 1931 PA 328, entitled "The Michigan penal code," by amending section 411w (MCL 750.411w), as added by 2012 PA 146.

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

Reps. Cotter, Heise, Singh, VerHeulen, Yanez, Faris, Pscholka, Daley, McBroom, Clemente, Hooker, Nesbitt, Townsend, Yonker, Lyons and Oakes introduced

House Bill No. 5051, entitled

A bill to amend 1931 PA 328, entitled "The Michigan penal code," by amending section 539k (MCL 750.539k), as added by 2004 PA 460.

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

Reps. Callton, Heise, Singh, VerHeulen, Yanez, Faris, Pscholka, Daley, McBroom, Clemente, Hooker, Nesbitt, Townsend, Yonker, Lyons and Oakes introduced

House Bill No. 5052, entitled

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending section 16aa of chapter XVII (MCL 777.16aa), as added by 2007 PA 20.

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

Reps. Lipton, Heise, Singh, VerHeulen, Yanez, Faris, Pscholka, Daley, McBroom, Clemente, Hooker, Nesbitt, Townsend, Yonker, Lyons and Oakes introduced

House Bill No. 5053, entitled

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending section 10c of chapter II (MCL 762.10c), as amended by 2010 PA 316.

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

Reps. Kivela, Heise, Singh, VerHeulen, Kosowski, LaVoy, Knezek, Dianda, Schmidt, LaFontaine, McBroom, Potvin, Lyons, Yanez, Faris, Pscholka, Daley, Clemente, Hooker, Nesbitt, Townsend, Yonker and Oakes introduced

House Bill No. 5054, entitled

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending section 16t of chapter XVII (MCL 777.16t), as amended by 2012 PA 332.

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

Reps. Johnson, Lauwers, Daley, Bumstead and Leonard introduced

House Bill No. 5055, entitled

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending section 1f of chapter IX (MCL 769.1f), as amended by 2012 PA 331.

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

Reps. Johnson, Kelly, Rendon, Lauwers, Daley, Bumstead and Brunner introduced
House Bill No. 5056, entitled

A bill to amend 1979 PA 94, entitled "The state school aid act of 1979," by amending section 32d (MCL 388.1632d), as amended by 2013 PA 60.

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

Reps. Johnson, Rendon, Goike, Lauwers, Daley, Robinson and Bumstead introduced
House Bill No. 5057, entitled

A bill to amend 1961 PA 236, entitled "Revised judicature act of 1961," by amending sections 5801, 5821, and 5867 (MCL 600.5801, 600.5821, and 600.5867), section 5821 as amended by 1988 PA 35.

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

Rep. Glardon moved that the House adjourn.
The motion prevailed, the time being 1:20 p.m.

The Speaker Pro Tempore declared the House adjourned until Tuesday, October 8, at 1:30 p.m.

GARY L. RANDALL
Clerk of the House of Representatives

