

No. 104
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House Chamber, Lansing, Thursday, December 3, 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—excused	Gonzales—excused	Liss—present	Schuitmaker—present
Bledsoe—present	Green—present	Lori—present	Scott, B.—present
Bolger—present	Gregory—present	Lund—present	Scott, P.—present
Booher—present	Griffin—present	Marleau—present	Scripps—present
Brown, L.—present	Haase—present	Mayes—present	Segal—present
Brown, T.—present	Haines—present	McDowell—present	Sheltrown—present
Byrnes—present	Hammel—present	McMillin—present	Simpson—excused
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—excused	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—present	Pearce—present	Womack—present
Dillon—present	Kowall—present	Polidori—present	Young—present
Donigan—present	Kurtz—present		

Rep. Robert Dean, from the 75th District, offered the following invocation:

“Almighty God, In Whom we live, move and have our being, our heart’s are strangely warmed when we are conscious of Thy presence. In the brief hush of this moment may minds and our wills be lost in Yours. O God forgive our foolishness, our feeble faltering ways. We ought to have known better than to have listened to other voices than Yours. We are truly penitent and sorry for our misdeeds and for our neglect of You. We thought we could receive blessings and comfort from a change of circumstances when we should have sought a change of character. We have blamed our surroundings and each other for the sad plight in which this state finds itself. We bear to You on the altar of our hearts, our own land our state of Michigan, and we ask You to forgive US, to cleanse it and make it fit to be the instrument of almighty GOD. May this state of ours be strong enough and good enough to bear Your banner in days to come. Upon every home in this state even those who are homeless and whose home is a card board BOX! May Your benediction rest upon each and every ONE in days come, GOD HELP US! “

Rep. Angerer moved that Reps. Bennett, Gonzales, Miller and Simpson be excused from today’s session.
The motion prevailed.

Second Reading of Bills

House Bill No. 4257, entitled

A bill to amend 1991 PA 179, entitled “Michigan telecommunications act,” by amending section 310 (MCL 484.2310), as amended by 2005 PA 235.

Was read a second time, and the question being on the adoption of the proposed substitute (H-6) previously recommended by the Committee on Energy and Technology,

The substitute (H-6) was adopted, a majority of the members serving voting therefor.

Rep. Geiss moved to amend the bill as follows:

1. Amend page 5, line 17, after “**SERVICES**” by striking out “**SHALL NOT PAY**” and inserting “**TO A PROVIDER OF INTERCONNECTED VOICE OVER INTERNET PROTOCOL SERVICES SHALL NOT PAY A MANDATORY MONTHLY CONTRIBUTION RELATED TO THOSE INTERCONNECTED VOICE OVER INTERNET PROTOCOL SERVICES**”.

2. Amend page 5, line 27, after “**COMMISSION.**” by striking out the balance of the subsection and inserting “**NOTWITHSTANDING ANYTHING IN SUBSECTION (12), IF THE FEDERAL COMMUNICATIONS COMMISSION DETERMINES THAT INTERCONNECTED VOICE OVER INTERNET PROTOCOL SERVICES MAY BE SUBJECT TO STATE REGULATION FOR UNIVERSAL SERVICES PURPOSES, THE COMMISSION MAY OPEN A PROCEEDING TO DETERMINE WHO IS REQUIRED TO PARTICIPATE IN A UNIVERSAL SERVICE FUND.**”.

The motion prevailed and the amendments were adopted, a majority of the members serving voting therefor.

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

The motion prevailed.

Rep. Angerer moved that the bill be placed on its immediate passage.

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

By unanimous consent the House returned to the order of

Third Reading of Bills

House Bill No. 4257, entitled

A bill to amend 1991 PA 179, entitled “Michigan telecommunications act,” by amending section 310 (MCL 484.2310), as amended by 2005 PA 235.

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

Roll Call No. 565**Yeas—101**

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

Nays—5

Barnett	Lipton	Sheltrown	Tlaib
Griffin			

In The Chair: Byrnes

The House agreed to the title of the bill.

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

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

Second Reading of Bills**House Bill No. 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.

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

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

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

The motion prevailed.

Rep. Angerer moved that the bill be placed on its immediate passage.

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

By unanimous consent the House returned to the order of

Third Reading of Bills

House Bill No. 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.

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

Roll Call No. 566

Yeas—102

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

Nays—4

Agema	Amash	Genetski	McMillin
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In The Chair: Byrnes

The question being on agreeing to the title of the bill,

Rep. Angerer moved to amend the title to read as follows:

A bill to amend 1978 PA 368, entitled "Public health code," (MCL 333.1101 to 333.25211) by adding section 21530; and to repeal acts and parts of acts.

The motion prevailed.

The House agreed to the title as amended.

Rep. Angerer moved that the bill be given immediate effect.
The motion prevailed, 2/3 of the members serving voting therefor.

Rep. Angerer moved that Rep. Robert Jones be excused temporarily from today's session.
The motion prevailed.

Second Reading of Bills

Senate Bill No. 722, 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.

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

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

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

The motion prevailed.

Rep. Angerer moved that the bill be placed on its immediate passage.

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

By unanimous consent the House returned to the order of

Third Reading of Bills

Senate Bill No. 722, 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.

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

Roll Call No. 567

Yeas—102

Agema	Durhal	LeBlanc	Roberts
Angerer	Ebli	Leland	Rocca
Ball	Elsenheimer	Lemmons	Rogers
Barnett	Espinoza	Lindberg	Schmidt, R.
Bauer	Geiss	Lipton	Schmidt, W.
Bledsoe	Green	Liss	Schuitmaker
Bolger	Gregory	Lori	Scott, B.
Booher	Griffin	Lund	Scott, P.
Brown, L.	Haase	Marleau	Scripps
Brown, T.	Haines	Mayes	Segal
Byrnes	Hammel	McDowell	Sheltrown
Byrum	Hansen	Meadows	Slavens
Calley	Haugh	Meekhof	Slezak
Caul	Haveman	Melton	Smith
Clemente	Hildenbrand	Meltzer	Spade
Constan	Horn	Moore	Stamas
Corriveau	Huckleberry	Moss	Stanley
Coulouris	Jackson	Nathan	Switalski
Crawford	Johnson	Nerat	Tlaib
Cushingberry	Jones, Rick	Neumann	Tyler
Daley	Kandrevas	Opsommer	Valentine

Dean	Kennedy	Pavlov	Walsh
Denby	Knollenberg	Pearce	Warren
DeShazor	Kowall	Polidori	Womack
Dillon	Kurtz	Proos	Young
Donigan	Lahti		

Nays—3

Amash	Genetski	McMillin
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In The Chair: Byrnes

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

“An act to protect and promote the public health; to codify, revise, consolidate, classify, and add to the laws relating to public health; to provide for the prevention and control of diseases and disabilities; to provide for the classification, administration, regulation, financing, and maintenance of personal, environmental, and other health services and activities; to create or continue, and prescribe the powers and duties of, departments, boards, commissions, councils, committees, task forces, and other agencies; to prescribe the powers and duties of governmental entities and officials; to regulate occupations, facilities, and agencies affecting the public health; to regulate health maintenance organizations and certain third party administrators and insurers; to provide for the imposition of a regulatory fee; to provide for the levy of taxes against certain health facilities or agencies; to promote the efficient and economical delivery of health care services, to provide for the appropriate utilization of health care facilities and services, and to provide for the closure of hospitals or consolidation of hospitals or services; to provide for the collection and use of data and information; to provide for the transfer of property; to provide certain immunity from liability; to regulate and prohibit the sale and offering for sale of drug paraphernalia under certain circumstances; to provide for the implementation of federal law; to provide for penalties and remedies; to provide for sanctions for violations of this act and local ordinances; to provide for an appropriation and supplements; to repeal certain acts and parts of acts; to repeal certain parts of this act; and to repeal certain parts of this act on specific dates.”

The House agreed to the full title.

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

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

By unanimous consent the House returned to the order of

Messages from the Senate

The Speaker laid before the House

House Bill No. 4507, entitled

A bill to amend 1994 PA 451, entitled “Natural resources and environmental protection act,” by amending section 81131 (MCL 324.81131), as amended by 2008 PA 240.

(The bill was received from the Senate on December 1, with an amendment, full title inserted and immediate effect given by the Senate, consideration of which, under the rules, was postponed until December 2, see House Journal No. 102, p. 2326.)

The question being on concurring in the amendment made to the bill by the Senate,

The amendment was concurred in, a majority of the members serving voting therefor, by yeas and nays, as follows:

Roll Call No. 568

Yeas—105

Agema	Durhal	Lahti	Proos
Amash	Ebli	LeBlanc	Roberts
Angerer	Elsenheimer	Leland	Rocca
Ball	Espinoza	Lemmons	Rogers
Barnett	Geiss	Lindberg	Schmidt, R.

Bauer	Genetski	Lipton	Schmidt, W.
Bledsoe	Green	Liss	Schuitmaker
Bolger	Gregory	Lori	Scott, B.
Booher	Griffin	Lund	Scott, P.
Brown, L.	Haase	Marleau	Scripps
Brown, T.	Haines	Mayes	Segal
Byrnes	Hammel	McDowell	Sheltrown
Byrum	Hansen	McMillin	Slavens
Calley	Haugh	Meadows	Slezak
Caul	Haveman	Meekhof	Smith
Clemente	Hildenbrand	Melton	Spade
Constan	Horn	Meltzer	Stamas
Corriveau	Huckleberry	Moore	Stanley
Coulouris	Jackson	Moss	Switalski
Crawford	Johnson	Nathan	Tlaib
Cushingberry	Jones, Rick	Nerat	Tyler
Daley	Kandrevas	Neumann	Valentine
Dean	Kennedy	Opsommer	Walsh
Denby	Knollenberg	Pavlov	Warren
DeShazor	Kowall	Pearce	Womack
Dillon	Kurtz	Polidori	Young
Donigan			

Nays—0

In The Chair: Byrnes

The House agreed to the full title.

The bill was referred to the Clerk for enrollment printing and presentation to the Governor.

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

Second Reading of Bills

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 bill was read a second time.

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

The motion prevailed.

Rep. Angerer moved that the bill be placed on its immediate passage.

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

By unanimous consent the House returned to the order of

Third Reading of Bills

Senate Bill No. 89, entitled

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

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

Roll Call No. 569**Yeas—104**

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

Nays—0

In The Chair: Byrnes

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

“An act to meet deficiencies in state funds by providing for the imposition, levy, computation, collection, assessment, reporting, payment, and enforcement of taxes on certain commercial, business, and financial activities; to prescribe the powers and duties of public officers and state departments; to provide for the inspection of certain taxpayer records; to provide for interest and penalties; to provide exemptions, credits, and refunds; to provide for the disposition of funds; to provide for the interrelation of this act with other acts; and to make appropriations.”

The House agreed to the full title.

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

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

Second Reading of Bills**Senate Bill No. 91, entitled**

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

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

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

Rep. Ebli moved to substitute (H-2) the bill.

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

Rep. Angerer moved that the bill be placed on the order of Third Reading of Bills.
 The motion prevailed.
 Rep. Angerer moved that the bill be placed on its immediate passage.
 The motion prevailed, a majority of the members serving voting therefor.

By unanimous consent the House returned to the order of
Third Reading of Bills

Senate Bill No. 91, entitled

A bill to amend 2007 PA 36, entitled "Michigan business tax act," by amending section 503 (MCL 208.1503).
 Was read a third time and passed, a majority of the members serving voting therefor, by yeas and nays, as follows:

Roll Call No. 570

Yeas—104

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

Nays—0

In The Chair: Byrnes

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

"An act to meet deficiencies in state funds by providing for the imposition, levy, computation, collection, assessment, reporting, payment, and enforcement of taxes on certain commercial, business, and financial activities; to prescribe the powers and duties of public officers and state departments; to provide for the inspection of certain taxpayer records; to provide for interest and penalties; to provide exemptions, credits, and refunds; to provide for the disposition of funds; to provide for the interrelation of this act with other acts; and to make appropriations,"

The House agreed to the full title.

Rep. Angerer moved that the bill be given immediate effect.
 The motion prevailed, 2/3 of the members serving voting therefor.

Second Reading of Bills

House Bill No. 5501, entitled

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

The bill was read a second time.

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

The motion prevailed.

Rep. Angerer moved that the bill be placed on its immediate passage.

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

By unanimous consent the House returned to the order of

Third Reading of Bills

House Bill No. 5501, entitled

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

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

Roll Call No. 571

Yeas—103

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

Nays—1

Brown, L.

In The Chair: Byrnes

The House agreed to the title of the bill.
Rep. Angerer moved that the bill be given immediate effect.
The motion prevailed, 2/3 of the members serving voting therefor.

Second Reading of Bills

House Bill No. 5502, entitled

A bill to amend 1971 PA 174, entitled "Office of child support act," by amending sections 3 and 3a (MCL 400.233 and 400.233a), section 3 as amended by 2002 PA 564 and section 3a as amended by 1998 PA 112; and to repeal acts and parts of acts.

The bill was read a second time.

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

The motion prevailed.

Rep. Angerer moved that the bill be placed on its immediate passage.

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

By unanimous consent the House returned to the order of

Third Reading of Bills

House Bill No. 5502, entitled

A bill to amend 1971 PA 174, entitled "Office of child support act," by amending sections 3 and 3a (MCL 400.233 and 400.233a), section 3 as amended by 2002 PA 564 and section 3a as amended by 1998 PA 112; and to repeal acts and parts of acts.

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

Roll Call No. 572

Yeas—104

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

Nays—0

In The Chair: Byrnes

The House agreed to the title of the bill.

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

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

Second Reading of Bills**House Bill No. 5503, entitled**

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending section 321c (MCL 257.321c), as added by 1996 PA 240.

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

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

Rep. McMillin moved to amend the bill as follows:

1. Amend page 1, line 7, after "**552.650**," by inserting "and **THAT THE LICENSEE HAS FAILED TO PAY SUPPORT UNDER A SUPPORT ORDER AND THE FAILURE WAS WILLFUL**,".

The motion did not prevail and the amendment was not adopted, a majority of the members serving not voting therefor.

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

The motion prevailed.

Rep. Angerer moved that the bill be placed on its immediate passage.

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

By unanimous consent the House returned to the order of

Third Reading of Bills**House Bill No. 5503, entitled**

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending section 321c (MCL 257.321c), as added by 1996 PA 240.

The bill was read a third time.

The question being on the passage of the bill,

Rep. Angerer moved that consideration of the bill be postponed for the day.

The motion prevailed.

Second Reading of Bills**House Bill No. 5504, entitled**

A bill to amend 1961 PA 236, entitled "Revised judicature act of 1961," by amending sections 2137, 2529, and 2538 (MCL 600.2137, 600.2529, and 600.2538), section 2137 as amended by 2001 PA 76, section 2529 as amended by 2004 PA 205, and section 2538 as amended by 2003 PA 178.

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

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

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

The motion prevailed.

Rep. Angerer moved that the bill be placed on its immediate passage.

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

By unanimous consent the House returned to the order of
Third Reading of Bills

House Bill No. 5504, entitled

A bill to amend 1961 PA 236, entitled “Revised judicature act of 1961,” by amending sections 2137, 2529, and 2538 (MCL 600.2137, 600.2529, and 600.2538), section 2137 as amended by 2001 PA 76, section 2529 as amended by 2004 PA 205, and section 2538 as amended by 2003 PA 178.

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

Roll Call No. 573

Yeas—102

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

Nays—1

Nathan

In The Chair: Byrnes

The House agreed to the title of the bill.
 Rep. Angerer moved that the bill be given immediate effect.
 The motion prevailed, 2/3 of the members serving voting therefor.

Second Reading of Bills

House Bill No. 4571, entitled

A bill to amend 1961 PA 236, entitled “Revised judicature act of 1961,” by amending sections 2169, 2912b, 2912d, 2912e, and 5856 (MCL 600.2169, 600.2912b, 600.2912d, 600.2912e, and 600.5856), sections 2169, 2912d, and 2912e as amended and section 2912b as added by 1993 PA 78 and section 5856 as amended by 2004 PA 87.

Was read a second time, and the question being on the adoption of the proposed substitute (H-5) previously recommended by the Committee on Judiciary,

The substitute (H-5) was adopted, a majority of the members serving voting therefor.

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

The motion prevailed.

Rep. Angerer moved that the bill be placed on its immediate passage.

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

By unanimous consent the House returned to the order of

Third Reading of Bills

House Bill No. 4571, entitled

A bill to amend 1961 PA 236, entitled "Revised judicature act of 1961," by amending sections 2169, 2912b, 2912d, 2912e, and 5856 (MCL 600.2169, 600.2912b, 600.2912d, 600.2912e, and 600.5856), sections 2169, 2912d, and 2912e as amended and section 2912b as added by 1993 PA 78 and section 5856 as amended by 2004 PA 87.

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

Roll Call No. 574

Yeas—57

Angerer	Ebli	Leland	Rocca
Barnett	Espinoza	Lemmons	Schmidt, R.
Bauer	Geiss	Lindberg	Scripps
Brown, L.	Gregory	Lipton	Segal
Brown, T.	Griffin	Liss	Sheltrown
Byrnes	Haase	Mayes	Slavens
Byrum	Hammel	McDowell	Smith
Clemente	Huckleberry	Meadows	Spade
Constan	Jackson	Melton	Stanley
Corriveau	Johnson	Nathan	Switalski
Coulouris	Kandreas	Nerat	Tlaib
Dean	Kennedy	Neumann	Valentine
Dillon	Lahti	Polidori	Warren
Donigan	LeBlanc	Roberts	Young
Durhal			

Nays—46

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

In The Chair: Byrnes

The House agreed to the title of the bill.

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

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

By unanimous consent the House returned to the order of

Reports of Standing Committees

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

House Bill No. 5380, 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.

With the recommendation that the substitute (H-4) be adopted and that the bill then pass.

The bill and substitute were referred to the order of Second Reading of Bills.

Favorable Roll Call

To Report Out:

Yeas: Reps. Sheltroun, Slezak, Huckleberry, Stamas, Hansen and Horn

Nays: Reps. Ebli, Lindberg and Stanley

COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Thursday, December 3, 2009

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

Absent: Reps. Simpson and Bolger

Excused: Reps. Simpson and Bolger

Second Reading of Bills

House Bill No. 5380, 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.

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

Rep. Lahti demanded the yeas and nays.

The demand was supported.

The question being on the adoption of the substitute (H-3) previously recommended by the Committee on Appropriations,

The substitute (H-3) was adopted, a majority of the members serving voting therefor, by yeas and nays, as follows:

Roll Call No. 575

Yeas—70

Angerer	Dillon	Lahti	Polidori
Ball	Donigan	LeBlanc	Roberts
Barnett	Durhal	Leland	Rogers
Bauer	Ebli	Lemmons	Schmidt, R.
Bledsoe	Espinoza	Lindberg	Scripps
Booher	Geiss	Lipton	Segal
Brown, L.	Gregory	Liss	Slavens
Brown, T.	Griffin	Lori	Smith
Byrnes	Haase	Marleau	Spade
Byrum	Hammel	McDowell	Stanley
Calley	Haugh	Meadows	Switalski
Caul	Hildenbrand	Melton	Tlaib
Clemente	Huckleberry	Meltzer	Valentine
Constan	Jackson	Moss	Walsh

Corriveau	Johnson	Nathan	Warren
Coulouris	Jones, Rick	Nerat	Womack
Dean	Kandrevas	Neumann	Young
Denby	Kennedy		

Nays—33

Agema	Haines	Mayes	Rocca
Amash	Hansen	McMillin	Schmidt, W.
Bolger	Haveman	Meekhof	Schuitmaker
Crawford	Horn	Moore	Scott, P.
Daley	Knollenberg	Opsommer	Sheltrown
DeShazor	Kowall	Pavlov	Slezak
Elsenheimer	Kurtz	Pearce	Stamas
Genetski	Lund	Proos	Tyler
Green			

In The Chair: Byrnes

The question being on the adoption of the substitute (H-4) previously recommended by the Committee on Tourism, Outdoor Recreation and Natural Resources,

Rep. Sheltrown demanded the yeas and nays.

The demand was supported.

The question being on the adoption of the substitute (H-4) previously recommended by the Committee on Tourism, Outdoor Recreation and Natural Resources,

The substitute (H-4) was not adopted, a majority of the members serving not voting therefor, by yeas and nays, as follows:

Roll Call No. 576**Yeas—37**

Agema	Genetski	Mayes	Proos
Amash	Green	McMillin	Rocca
Bolger	Haines	Meekhof	Schmidt, W.
Booher	Hansen	Moore	Schuitmaker
Brown, T.	Haveman	Neumann	Scott, P.
Crawford	Horn	Opsommer	Sheltrown
Daley	Knollenberg	Pavlov	Slezak
DeShazor	Kowall	Pearce	Stamas
Dillon	Lund	Polidori	Tyler
Elsenheimer			

Nays—66

Angerer	Durhal	Lahti	Roberts
Ball	Ebli	LeBlanc	Rogers
Barnett	Espinoza	Leland	Schmidt, R.
Bauer	Geiss	Lemmons	Scripps
Bledsoe	Gregory	Lindberg	Segal
Brown, L.	Griffin	Lipton	Slavens
Byrnes	Haase	Liss	Smith
Byrum	Hammel	Lori	Spade

Calley	Haugh	Marleau	Stanley
Caul	Hildenbrand	McDowell	Switalski
Clemente	Huckleberry	Meadows	Tlaib
Constan	Jackson	Melton	Valentine
Corriveau	Johnson	Meltzer	Walsh
Coulouris	Jones, Rick	Moss	Warren
Dean	Kandrevas	Nathan	Womack
Denby	Kennedy	Nerat	Young
Donigan	Kurtz		

In The Chair: Byrnes

Rep. Lahti moved that the bill be placed on the order of Third Reading of Bills.
The motion prevailed.

Rep. Angerer moved that the bill be placed on its immediate passage.
The motion prevailed, a majority of the members serving voting therefor.

Rep. Angerer moved that Reps. Neumann and Meadows be excused temporarily from today's session.
The motion prevailed.

By unanimous consent the House returned to the order of
Third Reading of Bills

House Bill No. 5380, 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.

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

Roll Call No. 577

Yeas—78

Angerer	Donigan	Knollenberg	Proos
Ball	Durhal	Kurtz	Roberts
Barnett	Ebli	Lahti	Rogers
Bauer	Espinoza	LeBlanc	Schmidt, R.
Bledsoe	Geiss	Leland	Scripps
Booher	Gregory	Lemmons	Segal
Brown, L.	Griffin	Lindberg	Slavens
Brown, T.	Haase	Lipton	Slezak
Byrnes	Haines	Liss	Smith
Byrum	Hammel	Lori	Spade
Calley	Haugh	Marleau	Stanley
Caul	Haveman	Mayes	Switalski
Clemente	Hildenbrand	McDowell	Tlaib
Constan	Horn	Melton	Tyler
Corriveau	Huckleberry	Meltzer	Valentine
Coulouris	Jackson	Moss	Walsh
Crawford	Johnson	Nathan	Warren
Dean	Jones, Rick	Nerat	Womack
Denby	Kandrevas	Polidori	Young
Dillon	Kennedy		

Nays—23

Agema	Genetski	Meekhof	Schmidt, W.
Amash	Green	Moore	Schuitmaker
Bolger	Hansen	Opsommer	Scott, P.
Daley	Kowall	Pavlov	Sheltrown
DeShazor	Lund	Pearce	Stamas
Elsenheimer	McMillin	Rocca	

In The Chair: Byrnes

The House agreed to the title of the bill.

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

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

Second Reading of Bills**House Bill No. 4621, entitled**

A bill to amend 1961 PA 236, entitled “Revised judiciary act of 1961,” (MCL 600.101 to 600.9947) by adding section 2170.

Was read a second time, and the question being on the adoption of the proposed substitute (H-5) previously recommended by the Committee on Senior Health, Security, and Retirement,

The substitute (H-5) was not adopted, a majority of the members serving not voting therefor.

Rep. Slavens moved to substitute (H-7) the bill.

The motion prevailed and the substitute (H-7) was adopted, a majority of the members serving voting therefor.

Rep. Amash moved to amend the bill as follows:

1. Amend page 4, following line 18, by inserting:

“(7) **A VIDEORECORDED DEPOSITION MAY BE CONSIDERED IN COURT PROCEEDINGS ONLY AS PROVIDED BY LAW.**” and renumbering the remaining subsections.

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

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

The motion prevailed.

Rep. Angerer moved that the bill be placed on its immediate passage.

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

By unanimous consent the House returned to the order of

Third Reading of Bills**House Bill No. 4621, entitled**

A bill to amend 1961 PA 236, entitled “Revised judiciary act of 1961,” (MCL 600.101 to 600.9947) by adding section 2170.

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

Roll Call No. 578**Yeas—102**

Agema	Durhal	Lahti	Proos
Amash	Ebli	LeBlanc	Roberts
Angerer	Elsenheimer	Leland	Rocca
Ball	Espinoza	Lemmons	Rogers

Barnett	Geiss	Lindberg	Schmidt, R.
Bauer	Genetski	Lipton	Schmidt, W.
Bledsoe	Green	Liss	Schuitmaker
Bolger	Gregory	Lori	Scott, P.
Booher	Griffin	Lund	Scripps
Brown, L.	Haase	Marleau	Segal
Brown, T.	Haines	Mayes	Sheltrown
Byrnes	Hammel	McDowell	Slavens
Byrum	Hansen	McMillin	Slezak
Calley	Haugh	Meekhof	Smith
Caul	Haveman	Melton	Spade
Clemente	Hildenbrand	Meltzer	Stamas
Constan	Horn	Moore	Stanley
Corriveau	Huckleberry	Moss	Switalski
Coulouris	Jackson	Nathan	Tlaib
Crawford	Johnson	Nerat	Tyler
Daley	Jones, Rick	Neumann	Valentine
Dean	Kandrevas	Opsommer	Walsh
Denby	Kennedy	Pavlov	Warren
DeShazor	Knollenberg	Pearce	Womack
Dillon	Kowall	Polidori	Young
Donigan	Kurtz		

Nays—0

In The Chair: Byrnes

The question being on agreeing to the title of the bill,

Rep. Angerer moved to amend the title to read as follows:

A bill to amend 1961 PA 236, entitled “Revised judicature act of 1961,” by amending section 2163a (MCL 600.2163a), as amended by 2002 PA 604.

The motion prevailed.

The House agreed to the title as amended.

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

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

Second Reading of Bills

House Bill No. 5210, entitled

A bill to amend 1939 PA 280, entitled “The social welfare act,” by amending section 11b (MCL 400.11b), as amended by 2000 PA 61.

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

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

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

The motion prevailed.

Rep. Angerer moved that the bill be placed on its immediate passage.

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

Rep. Angerer moved that Rep. Dillon be excused temporarily from today’s session.

The motion prevailed.

By unanimous consent the House returned to the order of
Third Reading of Bills

House Bill No. 5210, entitled

A bill to amend 1939 PA 280, entitled "The social welfare act," by amending section 11b (MCL 400.11b), as amended by 2000 PA 61.

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

Roll Call No. 579

Yeas—99

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

Nays—2

Amash Genetski

In The Chair: Byrnes

The House agreed to the title of the bill.
 Rep. Angerer moved that the bill be given immediate effect.
 The motion prevailed, 2/3 of the members serving voting therefor.

By unanimous consent the House returned to the order of
Motions and Resolutions

Rep. Angerer moved that Rule 42 be suspended.
 The motion prevailed, 3/5 of the members present voting therefor.

Rep. Angerer moved that the Committee on Insurance be discharged from further consideration of **House Bill No. 5105**.
 The motion prevailed, a majority of the members serving voting therefor.
 The bill was placed on the order of Second Reading of Bills.

Second Reading of Bills

Pending the Second Reading of

House Bill No. 5105, entitled

A bill to amend 1956 PA 218, entitled "The insurance code of 1956," by amending section 3107b (MCL 500.3107b), as added by 1994 PA 438.

Rep. Angerer moved that the bill be referred to the Committee on Health Policy.

The motion prevailed.

Rep. Angerer 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 the enrollment printing and presentation to the Governor on Thursday, December 3, for her approval of the following bill:

Enrolled House Bill No. 5120 at 9:34 a.m.

The Clerk announced that the following bills had been printed and placed upon the files of the members on Thursday, December 3:

House Bill Nos.	5637	5638	5639	5640	5641	5642	5643	5644
Senate Bill Nos.	994	995	996	999	1000	1001		

The Clerk announced that the following Senate bills had been received on Thursday, December 3:

Senate Bill Nos.	638	857	935	944	968	969	970	971	972	973
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Reports of Standing Committees

The Committee on Insurance, by Rep. Byrum, Chair, reported

House Bill No. 4424, entitled

A bill to amend 1956 PA 218, entitled "The insurance code of 1956," by amending section 2114 (MCL 500.2114).

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. Byrum, Young, Constan, Lemmons, Lipton, Neumann, Polidori, Segal and Womack

Nays: Reps. Denby, Green, Haveman, Lund, Marleau and Moore

The Committee on Insurance, by Rep. Byrum, Chair, reported

House Bill No. 5627, entitled

A bill to amend 1956 PA 218, entitled "The insurance code of 1956," by amending sections 2106, 2108, 2109, 2110, 2114, 2115, and 2127 (MCL 500.2106, 500.2108, 500.2109, 500.2110, 500.2114, 500.2115, and 500.2127), section 2115 as amended by 1980 PA 461, and by adding sections 2103a, 2106a, 2107a, 2109a, 2109b, and 2128; 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. Byrum, Young, Constan, Lemmons, Lipton, Neumann, Polidori, Segal and Womack
Nays: Reps. Denby, Green, Haveman, Lund, Marleau and Moore

The Committee on Insurance, by Rep. Byrum, Chair, reported

House Bill No. 5628, entitled

A bill to amend 1956 PA 218, entitled "The insurance code of 1956," (MCL 500.100 to 500.8302) by adding chapter 32A. 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. Byrum, Young, Constan, Lemmons, Lipton, Neumann, Polidori, Segal and Womack
Nays: Reps. Denby, Green, Haveman, Lund, Marleau and Moore

The Committee on Insurance, by Rep. Byrum, Chair, reported

House Bill No. 5629, entitled

A bill to amend 1956 PA 218, entitled "The insurance code of 1956," by amending sections 2403 and 2603 (MCL 500.2403 and 500.2603), section 2403 as amended by 1993 PA 200.

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. Byrum, Young, Constan, Lemmons, Lipton, Neumann, Polidori, Segal and Womack
Nays: Reps. Denby, Green, Haveman, Lund, Marleau and Moore

The Committee on Insurance, by Rep. Byrum, Chair, reported

House Bill No. 5630, entitled

A bill to amend 1956 PA 218, entitled "The insurance code of 1956," by amending section 2112 (MCL 500.2112), as amended by 1980 PA 461, and by adding section 2107b.

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. Byrum, Young, Constan, Lemmons, Lipton, Neumann, Polidori, Segal and Womack
Nays: Reps. Denby, Green, Haveman, Lund, Marleau and Moore

The Committee on Insurance, by Rep. Byrum, Chair, reported

House Bill No. 5631, entitled

A bill to amend 1956 PA 218, entitled "The insurance code of 1956," by amending sections 3037 and 3135 (MCL 500.3037 and 500.3135), section 3037 as amended by 1980 PA 461 and section 3135 as amended by 2002 PA 697.

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. Byrum, Young, Constan, Lemmons, Lipton, Neumann, Polidori, Segal and Womack

Nays: Reps. Denby, Green, Haveman, Lund, Marleau and Moore

The Committee on Insurance, by Rep. Byrum, Chair, reported

House Bill No. 5632, entitled

A bill to amend 1956 PA 218, entitled "The insurance code of 1956," (MCL 500.100 to 500.8302) by adding section 203.

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. Byrum, Young, Constan, Lemmons, Lipton, Neumann, Polidori, Segal, Womack, Lund, Marleau and Moore

Nays: Reps. Denby, Green and Haveman

The Committee on Insurance, by Rep. Byrum, Chair, reported

House Bill No. 5633, entitled

A bill to amend 1956 PA 218, entitled "The insurance code of 1956," (MCL 500.100 to 500.8302) by adding section 2111f.

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. Byrum, Young, Constan, Lemmons, Lipton, Neumann, Polidori, Segal and Womack

Nays: Reps. Denby, Green, Haveman, Lund, Marleau and Moore

The Committee on Insurance, by Rep. Byrum, Chair, reported

House Bill No. 5634, entitled

A bill to amend 1956 PA 218, entitled "The insurance code of 1956," by amending section 2027 (MCL 500.2027), as amended by 1998 PA 26, and by adding section 2027a.

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. Byrum, Young, Constan, Lemmons, Lipton, Neumann, Polidori, Segal and Womack

Nays: Reps. Denby, Green, Haveman, Lund, Marleau and Moore

The Committee on Insurance, by Rep. Byrum, Chair, reported

House Bill No. 5635, entitled

A bill to amend 1956 PA 218, entitled "The insurance code of 1956," by amending sections 503, 515, 527, and 543 (MCL 500.503, 500.515, 500.527, and 500.543), as added by 2001 PA 24, and by adding sections 504, 506, and 510; 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. Byrum, Young, Constan, Lemmons, Lipton, Neumann, Polidori, Segal and Womack
Nays: Reps. Denby, Green, Haveman, Lund, Marleau and Moore

The Committee on Insurance, by Rep. Byrum, Chair, reported

Senate Bill No. 744, entitled

A bill to amend 1956 PA 218, entitled "The insurance code of 1956," (MCL 500.100 to 500.8302) by adding section 3829a.

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. Byrum, Young, Constan, Lemmons, Lipton, Neumann, Polidori, Segal, Womack, Denby, Haveman, Lund and Marleau
Nays: None

COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Thursday, December 3, 2009

Present: Reps. Byrum, Young, Constan, Lemmons, Lipton, Neumann, Polidori, Segal, Womack, Denby, Green, Haveman, Lund, Marleau and Moore

Absent: Reps. Sheltroun and Rocca

Excused: Reps. Sheltroun and Rocca

The Committee on Transportation, by Rep. Byrnes, Chair, reported

House Bill No. 5351, entitled

A bill to amend 1995 PA 24, entitled "Michigan economic growth authority act," by amending section 3 (MCL 207.803), as amended by 2008 PA 257.

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. Byrnes, Kandrevas, Donigan, Geiss, Griffin, Haugh, Leland, Nerat, Roy Schmidt, Opsommer, DeShazor, Pearce and Wayne Schmidt

Nays: Rep. 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, December 3, 2009

Present: Reps. Byrnes, Kandrevas, Donigan, Geiss, Griffin, Haugh, Leland, Nerat, Roy Schmidt, Young, Opsommer, DeShazor, Knollenberg, Pearce and Wayne Schmidt

Absent: Reps. Bolger and Paul Scott

Excused: Reps. Bolger and Paul Scott

The Committee on Great Lakes and Environment, by Rep. Warren, Chair, reported

Senate Bill No. 388, entitled

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending sections 2001, 2005, 2030, 74101, 74102, 74102a, 74116, 74117, 74120, 74122, 78101, 78105, and 83106 (MCL 324.2001, 324.2005, 324.2030, 324.74101, 324.74102, 324.74102a, 324.74116, 324.74117, 324.74120, 324.74122, 324.78101, 324.78105, and 324.83106), sections 2001, 2005, and 2030 as added and sections 74101, 74122, 78105, and 83106 as amended by 2004 PA 587, sections 74102, 74116, and 74120 as added by 1995 PA 58, section 74102a as amended by 2006 PA 307, section 74117 as amended by 2006 PA 477, and section 78101 as amended by 2006 PA 466, and by adding sections 1911, 2045, and 78119; and to repeal acts and parts of acts.

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. Warren, Ebli, Kennedy, Leland, Meadows, Roberts, Scripps, Meekhof, Daley, Haveman, Rick Jones, Pavlov and Wayne Schmidt

Nays: Rep. Nerat

The Committee on Great Lakes and Environment, by Rep. Warren, Chair, reported

Senate Bill No. 389, entitled

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," (MCL 257.1 to 257.923) by adding section 805.

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. Warren, Ebli, Kennedy, Leland, Meadows, Roberts, Scripps, Meekhof, Daley, Haveman, Rick Jones, Pavlov and Wayne Schmidt

Nays: Rep. Nerat

COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Warren, Chair, of the Committee on Great Lakes and Environment, was received and read:

Meeting held on: Thursday, December 3, 2009

Present: Reps. Warren, Nerat, Bledsoe, Ebli, Kennedy, Leland, Meadows, Roberts, Scripps, Meekhof, Daley, Haveman, Rick Jones, Pavlov and Wayne Schmidt

Messages from the Senate

The Senate requested the return of

Senate Bill No. 981, entitled

A bill to amend 1976 PA 451, entitled "The revised school code," by amending sections 449, 504, 507, 1246, 1280, and 1536 (MCL 380.449, 380.504, 380.507, 380.1246, 380.1280, and 380.1536), section 449 as amended by 2004 PA 303, section 504 as amended by 2008 PA 1, section 507 as amended by 1995 PA 289, section 1246 as amended by 2004 PA 148, section 1280 as amended by 2006 PA 123, and section 1536 as added by 2006 PA 335, and by adding sections 11c, 1249, 1280c, and 1280d.

Senate Bill No. 638, entitled

A bill to amend 1937 (Ex Sess) PA 4, entitled "An act relative to continuing tenure of office of certificated teachers in public educational institutions; to provide for probationary periods; to regulate discharges or demotions; to provide for resignations and leaves of absence; to create a state tenure commission and to prescribe the powers and duties thereof;

and to prescribe penalties for violation of the provisions of this act,” by amending section 1 of article I, section 1 of article III, and section 1a of article IV (MCL 38.71, 38.91, and 38.101a), section 1 of article I and section 1 of article III as amended by 1996 PA 282 and section 1a of article IV as added by 2005 PA 124.

The Senate has passed the bill.

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

Senate Bill No. 857, entitled

A bill to amend 2007 PA 36, entitled “Michigan business tax act,” by amending section 434 (MCL 208.1434), as amended by 2009 PA 110.

The Senate has passed the bill.

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

Senate Bill No. 935, entitled

A bill to authorize the county board of commissioners of any county in this state to establish a farmers market or flea market; and to prescribe the powers and duties of certain local officers and officials.

The Senate has passed the bill.

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

Senate Bill No. 944, entitled

A bill to amend 2007 PA 36, entitled “Michigan business tax act,” by amending section 435 (MCL 208.1435), as amended by 2009 PA 141.

The Senate has passed the bill.

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

Senate Bill No. 968, entitled

A bill to amend 1978 PA 368, entitled “Public health code,” by amending sections 16401, 16423, and 16431 (MCL 333.16401, 333.16423, and 333.16431), section 16401 as amended by 2002 PA 734 and section 16431 as amended by 1994 PA 234.

The Senate has passed the bill.

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

Senate Bill No. 969, entitled

A bill to amend 1956 PA 218, entitled “The insurance code of 1956,” by amending section 3107b (MCL 500.3107b), as added by 1994 PA 438.

The Senate has passed the bill.

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

Senate Bill No. 970, entitled

A bill to amend 1984 PA 233, entitled “Prudent purchaser act,” by amending section 3 (MCL 550.53), as amended by 1996 PA 518.

The Senate has passed the bill.

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

Senate Bill No. 971, entitled

A bill to amend 1980 PA 350, entitled “The nonprofit health care corporation reform act,” by amending sections 502 and 502a (MCL 550.1502 and 550.1502a), section 502 as amended by 2003 PA 59 and section 502a as amended by 1998 PA 446.

The Senate has passed the bill.

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

Senate Bill No. 972, entitled

A bill to amend 1969 PA 317, entitled "Worker's disability compensation act of 1969," by amending section 315 (MCL 418.315), as amended by 1998 PA 447.

The Senate has passed the bill.

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

Senate Bill No. 973, entitled

A bill to amend 1956 PA 218, entitled "The insurance code of 1956," by amending sections 3405, 3475, and 3631 (MCL 500.3405, 500.3475, and 500.3631), sections 3405 and 3631 as amended by 1994 PA 438 and section 3475 as amended by 1984 PA 280.

The Senate has passed the bill.

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

Senate Concurrent Resolution No. 28.

A concurrent resolution to urge the U.S. Congress and the U.S. Army Corps of Engineers to take immediate actions to prevent the Asian carp from entering the Great Lakes and to develop long-term strategies to address this problem.

Whereas, Michigan has been a leader in the fight to keep invasive species out of the Great Lakes. Michigan was the first state to require ocean-going ships to kill invasive species in ballast water before it is discharged in state waters. It successfully defended in federal court a state's right to protect its waters, opening the door to state ballast water regulations throughout the Great Lakes region; and

Whereas, Asian carp are on the verge of invading the Great Lakes. Asian carp have been detected within eight miles of Lake Michigan and are already past the electrical barrier in the Chicago Sanitary and Ship Canal designed to stop them; and

Whereas, If allowed to enter the Great Lakes, Asian carp could become a dominant species in the lakes, further disrupting the ecological balance and threatening fishing and boating on the lakes. Asian carp are voracious feeders that would push out native fish and wildlife. Furthermore, silver carp, one of the two Asian carp species, can jump up to 10 feet out of the water when startled by boats, leading to well-documented injuries to boaters hit by fish weighing up to 70 pounds; and

Whereas, Immediate and decisive action is required to protect the \$7 billion Great Lakes commercial and recreational fishery and the \$9 billion Great Lakes recreational boating industry. The Asian carp threat is imminent, and the time for half-hearted efforts and investigations has passed. Without a quick and strong response, such as the closure of navigation locks, the efforts of Michigan, the other Great Lakes states, and the federal government will be wasted, and a national treasure will be irrevocably changed; now, therefore, be it

Resolved by the Senate (the House of Representatives concurring), That we urge the U.S. Congress and the U.S. Army Corps of Engineers to take immediate actions to prevent the Asian carp from entering the Great Lakes and to develop long-term strategies to address this problem; 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, the members of the Michigan congressional delegation, the U.S. Army Chief of Engineers, the Division Commander of the U.S. Army Corps of Engineers' Great Lakes and Ohio River Division, and the District Commander of the U.S. Army Corps of Engineers' Chicago District.

The Senate has adopted the concurrent resolution.

Reps. Agema, Ball, Booher, Terry Brown, Byrum, Caul, Constan, Crawford, Cushingberry, Daley, Dean, Durhal, Espinoza, Geiss, Genetski, Haines, Hansen, Haugh, Haveman, Horn, Robert Jones, Kennedy, LeBlanc, Lemmons, Liss, Lori, Marleau, McDowell, Meehof, Moore, Opsommer, Pavlov, Polidori, Proos, Rocca, Rogers, Sheltrown, Smith, Spade, Stamas, Stanley, Valentine, Meltzer, Schuitmaker and Warren were named co-sponsors of the concurrent resolution.

The concurrent resolution was referred to the Committee on Great Lakes and Environment.

Introduction of Bills

Rep. Durhal introduced

House Bill No. 5645, entitled

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending sections 2150, 2151, 2154, and 51106 (MCL 324.2150, 324.2151, 324.2154, and 324.51106), section 2150 as amended by 1996 PA 585, section 2151 as added by 1995 PA 60, section 2154 as amended by 2004 PA 513, and section 51106 as amended by 2006 PA 382.

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

Reps. Constan, Clemente, Polidori, Lahti, Gonzales and Spade introduced

House Bill No. 5646, entitled

A bill to amend 1939 PA 280, entitled "The social welfare act," by amending section 106 (MCL 400.106), as amended by 2006 PA 144.

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

Reps. Tyler, Byrum, Barnett, Rick Jones, Denby, Valentine, Hansen, McDowell, Huckleberry, Scripps, Nerat, Haase, Haines, Walsh, Knollenberg, Meltzer, Moss, Stamas, Bolger, Lori, Daley, Rocca, Elsenheimer, Meekhof, Caul, Schuitmaker, Calley, Lund, Kowall, Paul Scott, Cushingberry, Opsommer, Pearce, Kurtz, Genetski, DeShazor, Moore, Rogers, Wayne Schmidt, Booher, Proos, Horn, Haveman, Green, Hildenbrand, Amash, Agema, Ball, Crawford, McMillin, Pavlov and Neumann introduced

House Bill No. 5647, entitled

A bill to amend 1921 PA 13, entitled "An act to promote the agricultural interests of the state of Michigan; to create a state department of agriculture; to define the powers and duties thereof; to provide for the transfer to and vesting in said department of powers and duties now vested by law in certain other state boards, commissions and officers, and to abolish certain boards, commissions and officers the powers and duties of which are hereby transferred," by amending section 1 (MCL 285.1).

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

Reps. Byrum, Tyler, Barnett, Denby, Valentine, Hansen, McDowell, Huckleberry, Scripps, Nerat, Haase, Rick Jones, Haines, Walsh, Knollenberg, Meltzer, Stamas, Bolger, Lori, Daley, Horn, Rocca, Elsenheimer, Meekhof, Caul, Calley, DeShazor, Lund, Kowall, Paul Scott, Pavlov, Cushingberry, Opsommer, Pearce, Kurtz, Genetski, Moore, Rogers, Wayne Schmidt, Booher, Proos, Haveman, Green, Hildenbrand, Amash, Agema, Ball, Crawford, Schuitmaker, McMillin, Griffin and Neumann introduced

House Bill No. 5648, entitled

A bill to amend 1965 PA 380, entitled "Executive organization act of 1965," by amending section 180 (MCL 16.280).

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

Reps. Angerer, Meadows, Valentine, Gonzales, Coulouris and Barnett introduced

House Bill No. 5649, entitled

A bill to make, supplement, and adjust appropriations for various state departments and agencies for the fiscal year ending September 30, 2010; and to provide for the expenditure of the appropriations.

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

Announcements by the Clerk

December 2, 2009

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

Financial audit, including the provisions of the Single Audit Act, of the Michigan Early Childhood Investment Corporation (ECIC), a discretely presented component unit of the State of Michigan, for the period October 1, 2005 through September 30, 2007.

Richard J. Brown
Clerk of the House

Rep. Clemente moved that the House adjourn.
The motion prevailed, the time being 3:55 p.m.

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

RICHARD J. BROWN
Clerk of the House of Representatives