

No. 16

JOURNAL OF THE HOUSE

House Chamber, Lansing, Thursday, February 27, 1997.

10:00 a.m.

The House was called to order by the Speaker Pro Tempore.

The roll was called by the Clerk of the House of Representatives, who announced that a quorum was present.

Agee—present	Fitzgerald—present	Kaza—present	Price—present
Alley—present	Frank—present	Kelly—present	Profit—present
Anthony—present	Freeman—present	Kilpatrick—present	Prusi—present
Baade—present	Gagliardi—present	Kukuk—present	Quarles—present
Baird—present	Galloway—present	LaForge—present	Rackowski—present
Bankes—present	Geiger—present	Law—present	Rhead—present
Birkholz—present	Gernaat—present	Leland—present	Richner—present
Bobier—present	Gilmer—present	LeTarte—present	Rison—present
Bodem—e/d/s	Gire—present	Llewellyn—present	Rocca—present
Bogardus—present	Godchaux—present	London—present	Schauer—present
Brackenridge—present	Goschka—present	Lowe—present	Schermesser—present
Brater—present	Green—present	Mans—present	Schroer—present
Brewer—present	Griffin—present	Martinez—present	Scott—present
Brown—present	Gubow—present	Mathieu—present	Scranton—present
Byl—present	Gustafson—present	McBryde—present	Sikkema—present
Callahan—present	Hale—present	McManus—present	Stallworth—present
Cassis—present	Hammerstrom—present	McNutt—present	Tesanovich—present
Cherry—present	Hanley—present	Middaugh—present	Thomas—present
Ciaramitaro—present	Harder—present	Middleton—present	Varga—present
Crissman—present	Hertel—present	Murphy—present	Vaughn—present
Cropsey—present	Hood—present	Nye—present	Voorhees—present
Curtis—present	Horton—present	Olshove—present	Walberg—present
Dalman—present	Jansen—present	Owen—e/d/s	Wallace—present
DeHart—present	Jaye—present	Oxender—present	Wetters—present
DeVuyst—present	Jelinek—present	Palamara—e/d/s	Whyman—present
Dobb—present	Jellema—present	Parks—present	Willard—present
Dobronski—present	Johnson—present	Perricone—present	Wojno—present
Emerson—present			

e/d/s = entered during session

Rep. Penny Crissman, from the 45th District, offered the following invocation:

“Eternal and ever-present God, We sense with the passing of each day our need of You. God of all moments, be with us in this one. Humanity is Your idea. Help us to act like it. We are not here to pretend or deny. Give us the courage to face and to deal with our differences. Join with us as we celebrate and act upon that which unites us. In the mix, keep us hopeful pilgrims committed to integrity, dignity and direction. Above all else, Holy God, rescue us from mean-spiritedness so that together our state may become far more than just simply a place to live. Grant us wisdom and courage as we form the kinds of questions that would lead us to the best answers. God of our past, God of our present and God of our future, we thank You. Amen.”

Rep. Vaughn moved that Rep. Hood be granted a temporary excuse from today’s session.
The motion prevailed.

Third Reading of Bills

House Bill No. 4202, entitled

A bill to amend 1949 PA 300, entitled “Michigan vehicle code,” by amending section 803i (MCL 257.803i), as amended by 1994 PA 104.

Was read a third time, and the question being on its passage,

Rep. Brown moved to amend the bill as follows:

1. Amend page 1, following the style clause, by inserting:

“Sec. 803e. (1) A person who has been a prisoner of war may make application to the secretary of state for a special registration plate which shall be inscribed with special identification numbers preceded by the letters “EX-POW” and shall have the words “ex-prisoner of war” inscribed beneath the registration number.

(2) A person who was a member of the armed services during World War I may make application to the secretary of state for a special registration plate, which shall be inscribed with special identification numbers preceded by the letters “WWI” and shall have the words “World War I veteran” inscribed beneath the registration number.

(3) A person who was a member of the armed services during 1941, stationed at a United States military or naval establishment at Pearl Harbor in the Hawaiian islands, and who survived the attack by Japan on Pearl Harbor on December 7, 1941 may make application to the secretary of state for a special registration plate, which shall be inscribed with special identification numbers and shall have the words “Pearl Harbor survivor” inscribed beneath the registration number.

(4) A person who is a recipient of the purple heart medal may make application to the secretary of state for a special registration plate which shall be inscribed with special identification numbers and shall have the words “combat wounded veteran” inscribed beneath the registration number. In addition, the special registration plate described under this subsection shall be inscribed with a vignette of the official purple heart medal.

(5) Application for a special registration plate shall be on a form prescribed by the secretary of state, and shall be accompanied by any proof of the applicant having been a prisoner of war, World War I veteran, Pearl Harbor survivor, or recipient of the purple heart medal which the secretary of state may require. The application for a special registration plate shall also be accompanied with payment of a \$5.00 service fee.

(6) Upon proper application and payment of the \$5.00 service fee, the secretary of state shall issue 1 or more special registration plates for each applicant for use on a passenger vehicle. A person who is handicapped who makes application for a special registration plate under this section and who makes payment of the \$5.00 service fee shall be issued a handicapper tab as provided in section 803f for his or her special registration plate. The secretary of state shall require the same proof that the applicant is a handicapper as is required for issuance of a permanent windshield placard under section 675. A person is entitled to 1 special registration plate issued under subsection (1) OR SUBSECTION (4) which is exempt from payment of the tax provided in section 801. A person who is issued an additional special registration plate under subsection (1) shall be assessed the applicable tax provided for in section 801. A person issued 1 or more special registration plates under subsection (2) ; OR (3) ~~, or (4)~~ shall be assessed the applicable tax provided in section 801.

(7) The use of a special registration plate on a vehicle other than the vehicle for which the plate is issued, or by a person who does not qualify under this section, is a misdemeanor.

(8) The special registration plate issued under this section expires on the birthday of the vehicle owner in a year in which new plates are issued by the secretary of state. Application for renewal of the special registration plate shall be accompanied by a \$5.00 service fee. The applicant is not required to furnish the proof provided in subsection (5).”.

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

The question being on the passage of the bill,

The bill was then passed, a majority of the members serving voting therefor, by yeas and nays, as follows:

Roll Call No. 52**Yeas—103**

Agee	Emerson	Johnson	Price
Alley	Fitzgerald	Kaza	Profit
Anthony	Frank	Kelly	Prusi
Baade	Freeman	Kilpatrick	Quarles
Baird	Gagliardi	Kukuk	Raczkowski
Banks	Galloway	LaForge	Rhead
Birkholz	Geiger	Law	Richner
Bobier	Gernaat	Leland	Rison
Bogardus	Gilmer	LeTarte	Rocca
Brackenridge	Gire	Llewellyn	Schauer
Brater	Godchaux	London	Schermesser
Brewer	Goschka	Lowe	Scott
Brown	Green	Mans	Scranton
Byl	Griffin	Martinez	Sikkema
Callahan	Gubow	Mathieu	Stallworth
Cassis	Gustafson	McBryde	Tesanovich
Cherry	Hale	McManus	Thomas
Ciaramitaro	Hammerstrom	McNutt	Vaughn
Crissman	Hanley	Middaugh	Voorhees
Cropsey	Harder	Middleton	Walberg
Curtis	Hertel	Murphy	Wallace
Dalman	Horton	Nye	Wetters
DeHart	Jansen	Olshove	Whyman
DeVuyst	Jaye	Oxender	Willard
Dobb	Jelinek	Parks	Wojno
Dobronski	Jellema	Perricone	

Nays—1

Schroer

In The Chair: Murphy

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

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

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending sections 803e and 803i (MCL 257.803e and 257.803i), as amended by 1994 PA 104.

The motion prevailed.

The House agreed to the title as amended.

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

The motion prevailed, two-thirds of the members serving voting therefor.

Reps. Agee, Alley, Brown, Cassis, Cropsey, Curtis, Dobb, Frank, Freeman, Gagliardi, Gernaat, Gire, Green, Hale, Harder, Hertel, Jelinek, Kaza, Kelly, Kukuk, LaForge, Law, Llewellyn, London, Mans, McManus, Middaugh, Middleton, Murphy, Owen, Oxender, Palamara, Parks, Perricone, Profit, Raczkowski, Rison, Rocca, Schermesser, Scott, Stallworth, Tesanovich, Varga, Vaughn, Voorhees, Wallace, Wetters, Whyman and Wojno were named co-sponsors of the bill.

Rep. Gilmer moved that Rep. Johnson be granted a temporary excuse from today's session.

The motion prevailed.

House Bill No. 4041, entitled

A bill to amend 1975 PA 228, entitled "Single business tax act," (MCL 208.1 to 208.145) by adding section 38e.

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

Roll Call No. 53**Yeas—98**

Agee	Emerson	Kaza	Price
Alley	Fitzgerald	Kelly	Profit
Anthony	Frank	Kilpatrick	Prusi
Baade	Freeman	Kukuk	Quarles
Baird	Gagliardi	LaForge	Raczkowski
Banks	Galloway	Law	Rhead
Birkholz	Geiger	Leland	Richner
Bobier	Gernaat	LeTarte	Rison
Bogardus	Gilmer	Llewellyn	Rocca
Brackenridge	Gire	London	Schauer
Brater	Goschka	Lowe	Schermesser
Brewer	Green	Mans	Scott
Brown	Griffin	Martinez	Scranton
Callahan	Gubow	Mathieu	Sikkema
Cassis	Gustafson	McBryde	Stallworth
Cherry	Hale	McManus	Tesanovich
Ciaramitaro	Hammerstrom	McNutt	Thomas
Crissman	Hanley	Middaugh	Vaughn
Cropsey	Harder	Middleton	Voorhees
Curtis	Hertel	Murphy	Wallace
Dalman	Horton	Olshove	Wetters
DeHart	Jansen	Oxender	Whyman
DeVuyst	Jaye	Parks	Willard
Dobb	Jelinek	Perricone	Wojno
Dobronski	Jellema		

Nays—3

Byl	Godchaux	Walberg
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In The Chair: Murphy

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

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

A bill to amend 1975 PA 228, entitled "Single business tax act," (MCL 208.1 to 208.145) by adding section 39c.

The motion prevailed.

The House agreed to the title as amended.

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

The motion prevailed, two-thirds of the members serving voting therefor.

Reps. Agee, Alley, Baade, Bogardus, Brown, Cassis, Cherry, Cropsey, Curtis, DeHart, Dobronski, Freeman, Gagliardi, Gernaat, Gilmer, Gire, Goschka, Green, Hale, Hammerstrom, Horton, Jelinek, Kaza, Kelly, Kukuk, Law, Llewellyn, Mans, McBryde, Middaugh, Murphy, Nye, Owen, Oxender, Palamara, Rhead, Rison, Rocca, Scott, Tesanovich, Varga, Vaughn, Voorhees, Wallace, Wetters, Whyman and Wojno were named co-sponsors of the bill.

Rep. Palamara entered the House Chambers.

Rep. Owen entered the House Chambers.

House Bill No. 4109, entitled

A bill to amend 1967 PA 281, entitled "Income tax act of 1967," (MCL 206.1 to 206.532) by adding section 266.

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

Roll Call No. 54**Yeas—86**

Agee	Emerson	LaForge	Profit
Alley	Frank	Law	Prusi
Anthony	Freeman	Leland	Quarles
Baade	Gagliardi	Llewellyn	Raczkowski
Baird	Galloway	London	Rhead
Bankes	Gernaat	Lowe	Rocca
Bogardus	Gire	Mans	Schauer
Brackenridge	Goschka	Martinez	Schermesser
Brater	Green	Mathieu	Schroer
Brewer	Griffin	McBryde	Scott
Brown	Gubow	McManus	Stallworth
Callahan	Hale	McNutt	Tesanovich
Cassis	Hammerstrom	Middaugh	Thomas
Cherry	Hanley	Murphy	Vaughn
Ciaramitaro	Harder	Nye	Voorhees
Crissman	Hertel	Olshove	Walberg
Cropsey	Jaye	Owen	Wallace
Curtis	Jelinek	Oxender	Wetters
Dalman	Kaza	Palamara	Whyman
DeHart	Kelly	Parks	Willard
Dobb	Kilpatrick	Price	Wojno
Dobronski	Kukuk		

Nays—19

Birkholz	Geiger	Jansen	Perricone
Bobier	Gilmer	Jellema	Richner
Byl	Godchaux	Johnson	Scranton
DeVuyst	Gustafson	LeTarte	Sikkema
Fitzgerald	Horton	Middleton	

In The Chair: Murphy

The House agreed to the title of the bill.

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

The motion prevailed, two-thirds of the members serving voting therefor.

Reps. Alley, Anthony, Baade, Baird, Bogardus, Brackenridge, Brater, Brown, Callahan, Cherry, Cropsey, Curtis, DeHart, Dobb, Dobronski, Frank, Freeman, Gagliardi, Gire, Goschka, Hale, Hertel, Jaye, Kaza, Kelly, Kukuk, LaForge, Law, Leland, Llewellyn, London, Lowe, Mans, Mathieu, McBryde, McManus, Middaugh, Murphy, Nye, Owen, Palamara, Parks, Profit, Rhead, Rocca, Schermesser, Scott, Stallworth, Tesanovich, Varga, Vaughn, Voorhees, Wallace, Wetters and Wojno were named co-sponsors of the bill.

Rep. Hammerstrom moved that Rep. Bankes be granted an excuse from the balance of today's session.
The motion prevailed.

Rep. Bodem entered the House Chambers.

By unanimous consent the House returned to the order of

Reports of Standing Committees

The Speaker laid before the House

House Concurrent Resolution No. 7.

A concurrent resolution to call upon the Governor to support emergency appropriations when snow removal costs threaten the resources of local governmental units.

(For text of resolution, see House Journal No. 6, p. 109.)

(The concurrent resolution was reported by the Committee on House Oversight and Ethics on February 25, consideration of which was postponed until February 26 under the rules.)

The question being on the adoption of the concurrent resolution,

Rep. Gilmer moved to amend the concurrent resolution as follows:

1. Amend the third Whereas clause, line 8, after "snows;" by inserting "and

Whereas, a Fiscal Year 1997 supplemental appropriations request was sent to the House and Senate Appropriations Committee Chairs on February 6, 1997 from the state budget director, which would provide an additional \$42.6 million in transportation funds now to counties, cities, and villages, which could be used for snow removal if deemed appropriate by the local units of government. Either committee could report the legislation to provide these much needed revenues for areas in need;"

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

Reps. Gustafson and Prusi moved to amend the concurrent resolution as follows:

1. Amend the first Resolving clause, line 2, after "That" by striking out the balance of the clause and inserting "we call upon the Governor to review the conditions and snow removal costs facing certain areas of the state, to review all currently available state revenue sources, and if necessary to seek declaration of emergency through the Federal Emergency Management Agency; and be it further".

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

The question being on the adoption of the concurrent resolution,

The concurrent resolution was adopted.

By unanimous consent the House returned to the order of

Motions and Resolutions

Rep. Gagliardi moved that when the House adjourns today it stand adjourned until Tuesday, March 4, at 2:00 p.m. The motion prevailed.

Reps. Frank, Freeman, Callahan, Brown, Bogardus, Mans, Brewer, Baade, Curtis, Baird, Martinez, Scott, DeHart, Schermesser, Kelly, LaForge, Hale, Cherry, Prusi, Mathieu, Anthony, Hanley, Price, Schauer, Thomas, Griffin, Quarles, Rison, Wetters and Wojno offered the following resolution:

House Resolution No. 19.

A resolution to memorialize the Congress of the United States to protect Medicaid during considerations of the federal budget.

Whereas, In the past few years, our nation has made great strides in reducing the size of the deficit in the annual federal budget. Encouraged by this progress and the positive impact prudent federal spending policies have on all aspects of our economy, discussions in Washington are focusing on ways to bring the budget in balance for the first time in many years; and

Whereas, One of the distinguishing features of our nation has been our capacity as a society to provide some measure of help to the neediest among us. Over the past three decades, Medicaid has provided a safety net to help our poor, our disabled, and our disadvantaged seniors. This component of the federal budget should be distinct from the budget discussions, just as caring for the infirm and the impoverished should be removed from partisanship; and

Whereas, Medicaid provides a vital measure of security for all citizens in our country. Its impact extends far beyond the individuals who happen to benefit directly from its programs at a given time. All of us, either personally or through our families, may one day need to turn to Medicaid. The vast majority of our citizens are but a serious illness removed from needing help with medical services or nursing care. With the resources of this nation and the entire federal budget with which to work to achieve balanced spending, there are far more appropriate possibilities for reduction or changes than Medicaid; now, therefore, be it

Resolved by the House of Representatives, That we memorialize the Congress of the United States to protect Medicaid during considerations of the federal budget; 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 House Oversight and Ethics.

Announcement by the Clerk of Printing and Enrollment

The Clerk announced that the following Senate bills had been received on Thursday, February 27:

Senate Bill Nos. 102 114 121

By unanimous consent the House returned to the order of

Reports of Standing Committees

The Committee on Education, by Rep. Gire, Chair, reported

House Bill No. 4329, entitled

A bill to amend 1976 PA 451, entitled "The revised school code," by amending section 1284 (MCL 380.1284), as amended by 1995 PA 289.

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**HB 4329 To Report Out:**

Yeas: Reps. Gire, Bogardus, Agee, Brown, Cherry, Curtis, Kilpatrick, LaForge, Schauer, Scott, Dalman, Crissman, Cropsey, Jelinek, LeTarte, McNutt, Middleton,

Nays: None.

COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Wednesday, February 26, 1997, at 12:45 p.m.,

Present: Reps. Gire, Bogardus, Agee, Brown, Cherry, Curtis, Kilpatrick, LaForge, Schauer, Scott, Dalman, Crissman, Cropsey, Jelinek, LeTarte, McNutt, Middleton.

The Committee on Corrections, by Rep. Freeman, Chair, reported

House Bill No. 4093, entitled

A bill to amend 1953 PA 232, entitled "An act to revise, consolidate, and codify the laws relating to probationers and probation officers, to pardons, reprieves, commutations, and paroles, to the administration of correctional institutions, correctional farms, and probation recovery camps, to prisoner labor and correctional industries, and to the supervision and inspection of local jails and houses of correction; to provide for the siting of correctional facilities; to create a state department of corrections, and to prescribe its powers and duties; to provide for the transfer to and vesting in said department of powers and duties vested by law in certain other state boards, commissions, and officers, and to abolish certain boards, commissions, and offices the powers and duties of which are transferred by this act; to allow for the operation of certain facilities by private entities; to prescribe the powers and duties of certain other state departments and agencies; to provide for the creation of a local lockup advisory board; to prescribe penalties for the violation of the provisions of this act; to make certain appropriations; to repeal certain parts of this act on specific dates; and to repeal all acts and parts of acts inconsistent with the provisions of this act," by amending section 65a (MCL 791.265a), as amended by 1994 PA 217.

With the recommendation that the bill pass.

The bill was referred to the order of Second Reading of Bills.

Favorable Roll Call**HB 4093 To Report Out:**

Yeas: Reps. Freeman, Mans, Agee, Callahan, DeHart, Jaye, Perricone,

Nays: None.

COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Thursday, February 27, 1997, at 8:30 a.m.,

Present: Reps. Freeman, Mans, Agee, Callahan, DeHart, Jaye, Perricone,

Absent: Reps. Galloway, Nye,

Excused: Rep. Nye.

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

House Bill No. 4147, entitled

A bill to amend 1951 PA 51, entitled "An act to provide for the classification of all public roads, streets, and highways in this state, and for the revision of that classification and for additions to and deletions from each classification; to set up and establish the Michigan transportation fund; to provide for the deposits in the Michigan transportation fund of specific taxes on motor vehicles and motor vehicle fuels; to provide for the allocation of funds from the Michigan transportation fund and the use and administration of the fund for transportation purposes; to set up and establish the truck safety fund; to provide for the allocation of funds from the truck safety fund and administration of the fund for truck safety purposes; to set up and establish the Michigan truck safety commission; to provide for the continuing review of transportation needs within the state; to authorize the state transportation commission, counties, cities, and villages to borrow money, issue bonds, and make pledges of funds for transportation purposes; to authorize counties to advance funds for the payment of deficiencies necessary for the payment of bonds issued under this act; to provide for the limitations, payment, retirement, and security of the bonds and pledges; to provide for appropriations and tax levies by counties and townships for county roads; to authorize contributions by townships for county roads; to provide for the establishment and administration of the state trunk line fund, critical bridge fund, comprehensive transportation fund, and certain other funds; to provide for the deposits in the state trunk line fund, critical bridge fund, comprehensive transportation fund, and certain other funds of money raised by specific taxes and fees; to provide for definitions of public transportation functions and criteria; to define the purposes for which Michigan transportation funds may be allocated; to provide for Michigan transportation fund grants; to provide for review and approval of transportation programs; to provide for submission of annual legislative requests and reports; to provide for the establishment and functions of certain advisory entities; to provide for conditions for grants; to provide for the issuance of bonds and notes for transportation purposes; to provide for the powers and duties of certain state and local agencies and officials; to provide for the making of loans for transportation purposes by the state transportation department and for the receipt and repayment by local units and agencies of those loans from certain specified sources; and to repeal certain acts and parts of acts," by amending section 10 (MCL 247.660), as amended by 1993 PA 294.

With the recommendation that the bill pass.

The bill was referred to the order of Second Reading of Bills.

Favorable Roll Call

HB 4147 To Report Out:

Yeas: Reps. Leland, Schermesser, Baade, Brown, Curtis, Mans, Olshove, Schauer, Scott, Wojno,

Nays: Reps. London, Birkholz, Byl, Galloway, Gernaat, Middleton.

COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Wednesday, February 26, 1997, at 3:53 p.m.,

Present: Reps. Leland, Schermesser, Baade, Brown, Curtis, Mans, Olshove, Schauer, Scott, Wojno, London, Birkholz, Byl, Galloway, Gernaat, Green, Middleton.

COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Wednesday, February 26, 1997, at 3:55 p.m.,

Present: Reps. Gubow, Scott, Bogardus, Dobronski, Freeman, Palamara, Profit, Thomas, Varga, Vaughn, Llewellyn, Green, Jelinek, Law, London, Middaugh, Voorhees.

COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Brewer, Chair of the Committee on Advanced Technology and Computer Development, was received and read:

Meeting held on: Wednesday, February 26, 1997, at 3:51 p.m.,

Present: Reps. Brewer, Brown, Anthony, Baird, Quarles, Kaza, Hammerstrom, Walberg, Whyman.

COMMITTEE ATTENDANCE REPORT

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

Meeting held on: Thursday, February 27, 1997, at 8:30 a.m.,

Present: Reps. Wetters, Baade, Bogardus, Brewer, LaForge, Willard, Green, DeVuyst, Gernaat, Horton, Jelinek, Nye,

Absent: Rep. Vaughn.

COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. DeHart, Chair of the Committee on Public Retirement, was received and read:

Meeting held on: Thursday, February 27, 1997, at 8:30 a.m.,

Present: Reps. DeHart, Brewer, Dobronski, Griffin, Mans, Rhead, Jelinek, LeTarte,

Absent: Rep. Dobb,

Excused: Rep. Dobb.

Messages from the Senate**Senate Bill No. 102, entitled**

A bill to amend chapter XVI of 1927 PA 175, entitled "The code of criminal procedure," (MCL 776.6 to 776.22) by adding section 13a.

The Senate has passed the bill.

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

Senate Bill No. 114, entitled

A bill to amend 1961 PA 236, entitled "Revised judicature act of 1961," by amending sections 2950 and 2950a (MCL 600.2950 and 600.2950a), section 2950 as amended by 1996 PA 10 and section 2950a as amended by 1994 PA 404.

The Senate has passed the bill.

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

Senate Bill No. 121, entitled

A bill to amend 1968 PA 173, entitled "An act naming certain state buildings," by amending section 1 (MCL 19.131), as amended by 1982 PA 229.

The Senate has passed the bill.

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

Communications from State Officers

The following communication from the Auditor General was received and read:

February 26, 1997

Enclosed is a copy of the following audit report and/or executive digest:

Financial Audit of the Michigan State Police
Retirement System
Office of Retirement Systems
Department of Management and Budget
October 1, 1993 through September 30, 1995

Sincerely,
Thomas H. McTavish, C.P.A.
Auditor General

The communication was referred to the Clerk and the accompanying report referred to the Committee on House Oversight and Ethics.

Introduction of Bills

Reps. Law, Olshove, Leland, Gernaat, Green, Curtis, Middleton and Galloway introduced

House Bill No. 4391, entitled

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending sections 686, 688, 699, 707, and 710c (MCL 257.686, 257.688, 257.699, 257.707, and 257.710c), sections 686 and 688 as amended by 1990 PA 98 and section 710c as amended by 1991 PA 129, and by adding sections 33c and 603a.

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

Reps. Schroer, Palamara, DeHart, Cherry, LaForge, Freeman, Martinez, Willard, Hammerstrom, Schauer, Wojno, Gire, Bobier, Law, Llewellyn, Crissman, Schermesser, Scott, Brown, Goschka, Callahan, Bogardus, Baird, Frank, Baade, Green, Thomas, Bodem, Profit, Gubow, Griffin, Leland, Murphy, Rocca, Scranton and Brater introduced

House Bill No. 4392, entitled

A bill to amend 1978 PA 368, entitled "Public health code," (MCL 333.1101 to 333.25211) by adding section 21052a.

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

Reps. Schauer, Freeman, DeHart, Mans, Anthony, Cherry, Schroer, LaForge, Martinez, Willard, Hammerstrom, Wojno, Gire, Bobier, Law, Llewellyn, Crissman, Schermesser, Scott, Brown, Goschka, Callahan, Bogardus, Baird, Baade, Frank, Green, Thomas, Bodem, Profit, Gubow, Griffin, Leland, Murphy, Rocca, Scranton and Brater introduced

House Bill No. 4393, entitled

A bill to amend 1980 PA 350, entitled "The nonprofit health care corporation reform act," (MCL 550.1101 to 550.1704) by adding section 501b.

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

Reps. Palamara, Freeman, DeHart, Mans, Anthony, Cherry, Martinez, LaForge, Willard, Hammerstrom, Schauer, Wojno, Gire, Bobier, Law, Llewellyn, Crissman, Schermesser, Scott, Brown, Goschka, Dalman, Callahan, Bogardus, Baird, Baade, Frank, Green, Thomas, Bodem, Profit, Gubow, Griffin, Leland, Murphy, Rocca, Scranton and Brater introduced

House Bill No. 4394, entitled

A bill to amend 1956 PA 218, entitled "The insurance code of 1956," (MCL 500.100 to 500.8302) by adding section 3407a.

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

Reps. Agee, Gire, Prusi, Cherry, Tesanovich, Hanley, Kelly, DeHart, Brater, Schroer, Martinez, Baird, LaForge, Freeman, Vaughn, Olshove, Curtis, Dobronski, Emerson, Harder, Brewer, Thomas, Gubow, Bogardus, Price and Schermesser introduced

House Bill No. 4395, entitled

A bill to amend 1976 PA 451, entitled "The revised school code," by amending sections 502, 503, 504a, 512, 513, and 514a (MCL 380.502, 380.503, 380.504a, 380.512, 380.513, and 380.514a), as amended by 1995 PA 289, and by adding sections 503b and 513b.

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

Reps. Mathieu, Griffin, McManus, Prusi, Anthony, Harder, Brackenridge, Kaza, Walberg, Wetters and Baade introduced

House Bill No. 4396, entitled

A bill to amend 1933 (Ex Sess) PA 8, entitled "The Michigan liquor control act," by amending section 28c (MCL 436.28c), as amended by 1992 PA 133.

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

Reps. Jellema, Byl, DeVuyst, Jansen, London, Jelinek, Birkholz, Horton, Voorhees, Middleton, LeTarte, Gernaat, Llewellyn, Geiger and Perricone introduced

House Bill No. 4397, entitled

A bill to amend 1964 PA 170, entitled "An act to make uniform the liability of municipal corporations, political subdivisions, and the state, its agencies and departments, officers, employees, and volunteers thereof, and members of

certain boards, councils, and task forces when engaged in the exercise or discharge of a governmental function, for injuries to property and persons; to define and limit this liability; to define and limit the liability of the state when engaged in a proprietary function; to authorize the purchase of liability insurance to protect against loss arising out of this liability; to provide for defending certain claims made against public officers and paying damages sought or awarded against them; to provide for the legal defense of public officers and employees; to provide for reimbursement of public officers and employees for certain legal expenses; and to repeal certain acts and parts of acts,” by amending the title and sections 1, 2, and 4 (MCL 691.1401, 691.1402, and 691.1404), the title and section 1 as amended by 1986 PA 175 and section 2 as amended by 1996 PA 150, and by adding sections 2a and 2b.

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

Reps. Raczkowski, Murphy, Kilpatrick, Cropsey, Kaza, Richner, McBryde, Birkholz, Sikkema, Geiger, Walberg, Jaye, Dobronski, Johnson, Jelinek, Goschka, Green, DeVuyst, Whyman, Bodem, Voorhees, McManus, Perricone and Middaugh introduced

House Bill No. 4398, entitled

A bill to amend 1967 PA 281, entitled “Income tax act of 1967,” by amending section 30 (MCL 206.30), as amended by 1996 PA 484.

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

Rep. Scranton moved that the House adjourn.
The motion prevailed, the time being 11:45 a.m.

The Speaker Pro Tempore declared the House adjourned until Tuesday, March 4, at 2:00 p.m.

MARY KAY SCULLION
Clerk of the House of Representatives.

