

No. 24
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House of Representatives
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House Chamber, Lansing, Wednesday, March 17, 1999.

12:01 a.m.

The House was called to order by the Speaker.

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

Allen—present	Frank—present	Kuipers—present	Rison—present
Baird—present	Garcia—present	Kukuk—present	Rivet—excused
Basham—present	Garza—present	LaForge—present	Rocca—present
Birkholz—present	Geiger—present	LaSata—present	Sanborn—present
Bisbee—present	Gielegthem—present	Law—present	Schauer—present
Bishop—present	Gilbert—present	Lemmons—present	Schermesser—present
Bogardus—present	Godchaux—present	Lockwood—present	Scott—present
Bovin—present	Gosselin—present	Mans—present	Scranton—present
Bradstreet—present	Green—present	Martinez—present	Shackleton—present
Brater—present	Hager—present	Mead—present	Sheltrown—present
Brewer—present	Hale—present	Middaugh—present	Shulman—present
Brown, Bob—present	Hanley—present	Minore—present	Spade—present
Brown, Cameron—present	Hansen—present	Mortimer—present	Stallworth—present
Byl—present	Hardman—present	Neumann—present	Stamas—present
Callahan—present	Hart—present	O’Neil—present	Switalski—present
Cassis—present	Howell—present	Pappageorge—present	Tabor—present
Caul—present	Jacobs—present	Patterson—present	Tesanovich—present
Cherry—present	Jamnick—present	Perricone—present	Thomas—present
Clark—present	Jansen—present	Pestka—present	Toy—present
Clarke—present	Jelinek—present	Price—present	Vander Roest—present
Daniels—present	Jellema—present	Prusi—present	Van Woerkom—present
DeHart—excused	Johnson, Rick—present	Pumford—present	Vaughn—present
Dennis—present	Johnson, Ruth—present	Quarles—present	Vear—present
DeRossett—present	Julian—present	Raczkowski—present	Voorhees—present
DeVuyst—present	Kelly—present	Reeves—present	Wojno—present
DeWeese—present	Kilpatrick—present	Richardville—present	Woodward—present
Ehardt—present	Koetje—present	Richner—present	Woronchak—present
Faunce—present	Kowall—present		

Rep. Tom Kelly, from the 17th District, offered the following invocation:

“May those who love us, truly love us. And those who do not love us, may God and St. Patrick turn their hearts. If God and St. Patrick cannot turn their hearts, may they turn their ankles, so we know them by their limp. Amen.”

Rep. Scott moved that Reps. DeHart and Rivet be excused from today’s session.
The motion prevailed.

Second Reading of Bills

Senate Bill No. 297, entitled

A bill to amend 1976 PA 451, entitled “The revised school code,” by amending sections 402 and 471a (MCL 380.402 and 380.471a), section 471a as amended by 1982 PA 71, and by adding part 5A and section 449.

(The bill was read a second time, substitute (H-5) adopted, amendments adopted, amendments offered and postponed temporarily on March 16, see House Journal No. 23, p. 330.)

Rep. Bob Brown moved to amend the bill as follows:

1. Amend page 11, following line 4, following section 378, by inserting:

“SEC. 379. BEGINNING WITH THE 1999-2000 STATE FISCAL YEAR, THE STATE DEPARTMENT OF EDUCATION SHALL DEVELOP A K-12 SCHOOL READING IMPROVEMENT PROGRAM FOR GRADES K TO 3. THE READING IMPROVEMENT PROGRAM SHALL INCLUDE MENTORING TUTORING.”.

The question being on the adoption of the amendment offered by Rep. Bob Brown,

Rep. Bob Brown demanded the yeas and nays.

The demand was supported.

The question being on the adoption of the amendment offered by Rep. Bob Brown,

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

Roll Call No. 119

Yeas—60

Baird	Garza	Mans	Scott
Basham	Gielegghem	Martinez	Shackleton
Bogardus	Gilbert	Minore	Sheltrown
Bovin	Hale	Neumann	Spade
Brater	Hanley	O’Neil	Stallworth
Brewer	Hansen	Pestka	Switalski
Brown, B.	Hardman	Price	Tesanovich
Callahan	Jacobs	Prusi	Thomas
Cherry	Jamnick	Quarles	Toy
Clark	Jelinek	Reeves	Van Woerkom
Clarke	Julian	Richardville	Vander Roest
Daniels	Kelly	Rison	Vaughn
Dennis	Kilpatrick	Rocca	Wojno
Faunce	Lemmons	Schauer	Woodward
Frank	Lockwood	Schermesser	Woronchak

Nays—45

Allen	Ehardt	Koetje	Perricone
Birkholz	Garcia	Kowall	Pumford
Bisbee	Godchaux	Kuipers	Rackowski

Bishop	Gosselin	Kukuk	Richner
Bradstreet	Hager	LaSata	Sanborn
Brown, C.	Hart	Law	Scranton
Byl	Howell	Mead	Shulman
Cassis	Jansen	Middaugh	Stamas
Caul	Jellema	Mortimer	Tabor
DeRossett	Johnson, Rick	Pappageorge	Vear
DeVuyst	Johnson, Ruth	Patterson	Voorhees
DeWeese			

In The Chair: Perricone

Rep. Daniels moved to amend the bill as follows:

1. Amend page 11, following line 4, following section 377, by inserting:

“SEC. 378. THE LEGISLATURE SHALL APPROPRIATE FUNDING FOR MEAP IMPROVEMENT GRANTS TO SCHOOL DISTRICTS IN WHICH THE PERCENTAGE OF PUPILS SCORING AT LEAST “SATISFACTORY” ON THE MICHIGAN EDUCATION ASSESSMENT PROGRAM GRADE 4 READING TEST OR GRADE 4 MATHEMATICS TEST IS LESS THAN THE PERCENTAGE OF PUPILS SCORING AT LEAST “SATISFACTORY” ON THOSE TESTS IN A QUALIFYING SCHOOL DISTRICT.”.

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

Rep. Allen moved to substitute (H-12) the bill.

The motion prevailed and the substitute (H-12) was adopted, a majority of the members serving voting therefor.

Rep. Hardman moved to amend the bill as follows:

1. Amend page 4, line 18, after “PROJECTS.” by inserting “THE REFORM SCHOOL BOARD SHALL COMPLY WITH 1965 PA 166, MCL 408.551 TO 408.558, IN ALL CONSTRUCTION AND OTHER CAPITAL PROJECTS FUNDED BY BOND PROCEEDS.”.

The question being on the adoption of the amendment offered by Rep. Hardman,

Rep. Hardman demanded the yeas and nays.

The demand was supported.

The question being on the adoption of the amendment offered by Rep. Hardman,

The amendment was not adopted, a majority of the members serving not voting therefor, by yeas and nays, as follows:

Roll Call No. 120

Yeas—48

Basham	Garza	Mans	Schauer
Bogardus	Gielegthem	Martinez	Schermesser
Bovin	Hale	Minore	Scott
Brater	Hanley	Neumann	Sheltrown
Brown, B.	Hansen	O’Neil	Spade
Callahan	Hardman	Pestka	Stallworth
Cherry	Jacobs	Price	Switalski
Clark	Jamnick	Prusi	Tesanovich
Clarke	Kilpatrick	Quarles	Thomas
Daniels	LaForge	Reeves	Vaughn
Dennis	Lemmons	Richardville	Wojno
Frank	Lockwood	Rison	Woodward

Nays—57

Allen	Garcia	Koetje	Richner
Baird	Geiger	Kowall	Rocca

Birkholz	Gilbert	Kuipers	Sanborn
Bisbee	Godchaux	Kukuk	Scranton
Bishop	Gosselin	LaSata	Shackleton
Bradstreet	Hager	Law	Shulman
Brown, C.	Hart	Mead	Stamas
Byl	Howell	Middaugh	Tabor
Cassis	Jansen	Mortimer	Toy
Caul	Jelinek	Pappageorge	Van Woerkom
DeRossett	Jellema	Patterson	Vander Roest
DeVuyst	Johnson, Rick	Perricone	Vear
DeWeese	Johnson, Ruth	Pumford	Voorhees
Ehardt	Julian	Rackowski	Woronchak
Faunce			

In The Chair: Perricone

Rep. Hale moved to amend the bill as follows:

1. Amend page 7, following line 8, by inserting:

“(8) A REFORM SCHOOL BOARD APPOINTED UNDER THIS PART SHALL ENSURE THAT SUFFICIENT TEXTBOOKS AND OTHER SUPPLIES NEEDED BY A SCHOOL OF THE SCHOOL DISTRICT FOR AN ENTIRE SCHOOL YEAR ARE ON HAND AT THE SCHOOL NOT LATER THAN 30 CALENDAR DAYS AFTER THE BEGINNING OF THAT SCHOOL YEAR.” and renumbering the remaining subsection.

The question being on the adoption of the amendment offered by Rep. Hale,

Rep. Hale demanded the yeas and nays.

The demand was supported.

The question being on the adoption of the amendment offered by Rep. Hale,

The amendment was not adopted, a majority of the members serving not voting therefor, by yeas and nays, as follows:

Roll Call No. 121

Yeas—46

Basham	Gielegem	Minore	Schermesser
Bogardus	Hale	Neumann	Scott
Bovin	Hanley	Pestka	Sheltrown
Brater	Hansen	Price	Spade
Brown, B.	Hardman	Prusi	Switalski
Callahan	Jacobs	Quarles	Tesanovich
Cherry	Jamnick	Reeves	Thomas
Clark	Kelly	Richardville	Vaughn
Daniels	Kilpatrick	Rison	Wojno
Dennis	LaForge	Rocca	Woodward
Frank	Lemmons	Schauer	Woronchak
Garza	Lockwood		

Nays—56

Allen	Faunce	Johnson, Ruth	Pumford
Birkholz	Garcia	Julian	Rackowski
Bisbee	Geiger	Koetje	Richner
Bishop	Gilbert	Kowall	Sanborn
Bradstreet	Godchaux	Kuipers	Scranton
Brewer	Gosselin	Kukuk	Shackleton
Brown, C.	Green	LaSata	Shulman

Byl	Hager	Martinez	Stamas
Cassis	Hart	Mead	Tabor
Caul	Howell	Middaugh	Toy
DeRossett	Jansen	Mortimer	Van Woerkom
DeVuyst	Jelinek	Pappageorge	Vander Roest
DeWeese	Jellema	Patterson	Vear
Ehardt	Johnson, Rick	Perricone	Voorhees

In The Chair: Perricone

Rep. Bob Brown moved to amend the bill as follows:

1. Amend page 1, line 7, after “6.” by inserting “THE LEGISLATURE SHALL NOT AMEND THIS ACT TO ALLOW ANY OTHER SCHOOL DISTRICT TO BE A QUALIFYING SCHOOL DISTRICT OR OTHERWISE SUBJECT ANOTHER SCHOOL DISTRICT TO THE MEASURES DESCRIBED IN THIS PART UNTIL AFTER THE BALLOT QUESTION REQUIRED UNDER SECTION 375 IS APPROVED OR DISAPPROVED.”.

The question being on the adoption of the amendment offered by Rep. Bob Brown,

Rep. Bob Brown demanded the yeas and nays.

The demand was supported.

The question being on the adoption of the amendment offered by Rep. Bob Brown,

The amendment was not adopted, a majority of the members serving not voting therefor, by yeas and nays, as follows:

Roll Call No. 122

Yeas—46

Baird	Frank	Mans	Schermesser
Basham	Garza	Minore	Scott
Bogardus	Gielegghem	Neumann	Sheltrown
Bovin	Hale	O’Neil	Spade
Brewer	Hansen	Pestka	Stallworth
Brown, B.	Hardman	Price	Switalski
Callahan	Jacobs	Prusi	Tesanovich
Cherry	Jamnack	Quarles	Thomas
Clark	Kilpatrick	Reeves	Vaughn
Clarke	LaForge	Rison	Wojno
Daniels	Lemmons	Schauer	Woodward
Dennis	Lockwood		

Nays—59

Allen	Geiger	Koetje	Richner
Birkholz	Gilbert	Kowall	Rocca
Bisbee	Godchaux	Kuipers	Sanborn
Bishop	Gosselin	Kukuk	Scranton
Bradstreet	Green	LaSata	Shackleton
Brown, C.	Hager	Martinez	Shulman
Byl	Hanley	Mead	Stamas
Cassis	Hart	Middaugh	Tabor
Caul	Howell	Mortimer	Toy
DeRossett	Jansen	Pappageorge	Van Woerkom
DeVuyst	Jelinek	Patterson	Vander Roest
DeWeese	Jellema	Perricone	Vear
Ehardt	Johnson, Rick	Pumford	Voorhees
Faunce	Johnson, Ruth	Rackowski	Woronchak
Garcia	Julian	Richardville	

In The Chair: Perricone

Rep. Thomas moved to amend the bill as follows:

1. Amend page 12, following line 11, by inserting:

“SEC. 377. BEGINNING WITH THE 1999-2000 STATE FISCAL YEAR, THE LEGISLATURE SHALL APPROPRIATE AT LEAST \$5,000,000.00 EACH FISCAL YEAR TO K-12 SCHOOL DISTRICTS FOR OPERATING SAFE HAVEN PROGRAMS. A SAFE HAVEN PROGRAM SHALL PROVIDE SOCIAL, INSTRUCTIONAL, RECREATIONAL, ATHLETIC, ARTISTIC, AND OTHER APPROPRIATE ACTIVITIES FOR SCHOOL AGE CHILDREN BEFORE AND AFTER REGULAR SCHOOL HOURS ON SCHOOL PREMISES.”.

The question being on the adoption of the amendment offered by Rep. Thomas,

Rep. Thomas demanded the yeas and nays.

The demand was supported.

The question being on the adoption of the amendment offered by Rep. Thomas,

The amendment was not adopted, a majority of the members serving not voting therefor, by yeas and nays, as follows:

Roll Call No. 123

Yeas—47

Baird	Dennis	Lockwood	Schermesser
Basham	Frank	Martinez	Scott
Bogardus	Garza	Minore	Sheltrown
Bovin	Gielegthem	Neumann	Spade
Brater	Hale	O'Neil	Stallworth
Brewer	Hanley	Pestka	Switalski
Brown, B.	Hansen	Price	Tesanovich
Callahan	Hardman	Prusi	Thomas
Cherry	Jacobs	Quarles	Vaughn
Clark	Jamnick	Reeves	Wojno
Clarke	Kilpatrick	Rison	Woodward
Daniels	Lemmons	Schauer	

Nays—57

Allen	Geiger	Koetje	Richner
Birkholz	Gilbert	Kowall	Rocca
Bisbee	Godchaux	Kuipers	Sanborn
Bishop	Gosselin	Kukuk	Scranton
Bradstreet	Green	LaSata	Shackleton
Brown, C.	Hager	Mead	Shulman
Byl	Hart	Middaugh	Stamas
Cassis	Howell	Mortimer	Tabor
Caul	Jansen	Pappageorge	Toy
DeRossett	Jelinek	Patterson	Van Woerkom
DeVuyst	Jellema	Perricone	Vander Roest
DeWeese	Johnson, Rick	Pumford	Vear
Ehardt	Johnson, Ruth	Rackowski	Voorhees
Faunce	Julian	Richardville	Woronchak
Garcia			

In The Chair: Perricone

Rep. LaForge asked and obtained an excuse from the balance of today's session.

Rep. Daniels moved to amend the bill as follows:

1. Amend page 12, following line 11, by inserting:

“SEC. 377. THE LEGISLATURE SHALL APPROPRIATE FUNDING FOR MEAP IMPROVEMENT GRANTS TO SCHOOL DISTRICTS IN WHICH THE PERCENTAGE OF PUPILS SCORING AT LEAST “SATISFACTORY” ON THE MICHIGAN EDUCATION ASSESSMENT PROGRAM GRADE 4 READING TEST OR GRADE 4 MATHEMATICS TEST IS LESS THAN THE PERCENTAGE OF PUPILS SCORING AT LEAST “SATISFACTORY” ON THOSE TESTS IN A QUALIFYING SCHOOL DISTRICT.”.

The question being on the adoption of the amendment offered by Rep. Daniels,

Rep. Daniels demanded the yeas and nays.

The demand was supported.

The question being on the adoption of the amendment offered by Rep. Daniels,

The amendment was not adopted, a majority of the members serving not voting therefor, by yeas and nays, as follows:

Roll Call No. 124

Yeas—39

Basham	Daniels	Kilpatrick	Scott
Bogardus	Dennis	Lockwood	Spade
Bovin	Garza	Martinez	Stallworth
Brater	Gielegthem	Minore	Switalski
Brewer	Hale	Price	Tesanovich
Brown, B.	Hanley	Prusi	Thomas
Callahan	Hansen	Quarles	Vaughn
Cherry	Hardman	Reeves	Wojno
Clark	Jacobs	Rison	Woodward
Clarke	Jamnick	Schauer	

Nays—58

Allen	Geiger	Kowall	Rocca
Birkholz	Gilbert	Kuipers	Sanborn
Bisbee	Godchaux	Kukuk	Scranton
Bishop	Gosselin	LaSata	Shackleton
Bradstreet	Green	Mead	Sheltrown
Brown, C.	Hager	Middaugh	Shulman
Byl	Hart	Mortimer	Stamas
Cassis	Howell	Pappageorge	Tabor
Caul	Jansen	Patterson	Toy
DeRossett	Jelinek	Perricone	Van Woerkom
DeVuyst	Jellema	Pumford	Vander Roest
DeWeese	Johnson, Rick	Rackowski	Vear
Ehardt	Johnson, Ruth	Richardville	Voorhees
Faunce	Julian	Richner	Woronchak
Garcia	Koetje		

In The Chair: Perricone

Rep. Baird moved to amend the bill as follows:

1. Amend page 7, line 9, by striking out all of subsection (8).

The question being on the adoption of the amendment offered by Rep. Baird,

Rep. Baird demanded the yeas and nays.

The demand was supported.

The question being on the adoption of the amendment offered by Rep. Baird,

The amendment was not adopted, a majority of the members serving not voting therefor, by yeas and nays, as follows:

Roll Call No. 125**Yeas—47**

Baird	Dennis	Lockwood	Schermesser
Basham	Frank	Mans	Scott
Bogardus	Garza	Martinez	Sheltrown
Bovin	Gielegthem	Minore	Spade
Brater	Hale	Neumann	Stallworth
Brewer	Hanley	O'Neil	Switalski
Brown, B.	Hansen	Pestka	Tesanovich
Callahan	Hardman	Prusi	Thomas
Cherry	Jacobs	Quarles	Vaughn
Clark	Jamnick	Reeves	Wojno
Clarke	Kilpatrick	Rison	Woodward
Daniels	Lemmons	Schauer	

Nays—57

Allen	Geiger	Koetje	Richner
Birkholz	Gilbert	Kowall	Rocca
Bisbee	Godchaux	Kuipers	Sanborn
Bishop	Gosselin	Kukuk	Scranton
Bradstreet	Green	LaSata	Shackleton
Brown, C.	Hager	Mead	Shulman
Byl	Hart	Middaugh	Stamas
Cassis	Howell	Mortimer	Tabor
Caul	Jansen	Pappageorge	Toy
DeRossett	Jelinek	Patterson	Van Woerkom
DeVuyst	Jellema	Perricone	Vander Roest
DeWeese	Johnson, Rick	Pumford	Vear
Ehardt	Johnson, Ruth	Rackowski	Voorhees
Faunce	Julian	Richardville	Woronchak
Garcia			

In The Chair: Perricone

Rep. Bob Brown moved to amend the bill as follows:

1. Amend page 12, following line 11, by inserting:

“SEC. 377. BEGINNING WITH THE 1999-2000 STATE FISCAL YEAR, THE STATE DEPARTMENT OF EDUCATION SHALL DEVELOP A K-12 SCHOOL READING IMPROVEMENT PROGRAM FOR GRADES K TO 3. THE READING IMPROVEMENT PROGRAM SHALL INCLUDE MENTORING TUTORING.”.

The question being on the adoption of the amendment offered by Rep. Bob Brown,

Rep. Bob Brown demanded the yeas and nays.

The demand was supported.

The question being on the adoption of the amendment offered by Rep. Bob Brown,

The amendment was not adopted, a majority of the members serving not voting therefor, by yeas and nays, as follows:

Roll Call No. 126**Yeas—49**

Baird	Garza	Martinez	Schermesser
Basham	Gielegthem	Minore	Scott
Bovin	Hale	Neumann	Sheltrown

Brater	Hanley	O'Neil	Spade
Brewer	Hansen	Pestka	Stallworth
Brown, B.	Hardman	Price	Switalski
Callahan	Jacobs	Prusi	Tesanovich
Cherry	Jamnick	Quarles	Thomas
Clark	Kilpatrick	Reeves	Toy
Clarke	Lemmons	Rison	Vaughn
Daniels	Lockwood	Rocca	Wojno
Dennis	Mans	Schauer	Woodward
Frank			

Nays—53

Allen	Garcia	Koetje	Richardville
Birkholz	Gilbert	Kowall	Richner
Bisbee	Godchaux	Kuipers	Sanborn
Bishop	Gosselin	Kukuk	Scranton
Bradstreet	Hager	LaSata	Shackleton
Brown, C.	Hart	Mead	Shulman
Byl	Howell	Middaugh	Stamas
Cassis	Jansen	Mortimer	Tabor
Caul	Jelinek	Pappageorge	Van Woerkom
DeRossett	Jellema	Patterson	Vander Roest
DeVuyst	Johnson, Rick	Perricone	Vear
DeWeese	Johnson, Ruth	Pumford	Voorhees
Ehardt	Julian	Rackowski	Woronchak
Faunce			

In The Chair: Perricone

Rep. Bogardus moved to amend the bill as follows:

1. Amend page 2, line 5, after "MAYOR" by striking out the balance of the sentence and inserting a period.

The question being on the adoption of the amendment offered by Rep. Bogardus,

Rep. Bogardus demanded the yeas and nays.

The demand was supported.

The question being on the adoption of the amendment offered by Rep. Bogardus,

The amendment was not adopted, a majority of the members serving not voting therefor, by yeas and nays, as follows:

Roll Call No. 127**Yeas—43**

Baird	Dennis	Lockwood	Rison
Basham	Frank	Mans	Schauer
Bogardus	Garza	Martinez	Schermesser
Bovin	Gielegghem	Minore	Scott
Brater	Hale	Neumann	Sheltrown
Brewer	Hanley	O'Neil	Stallworth
Brown, B.	Hansen	Pestka	Tesanovich
Callahan	Hardman	Price	Thomas
Cherry	Jacobs	Prusi	Vaughn
Clark	Jamnick	Quarles	Woodward
Clarke	Kilpatrick	Reeves	

Nays—58

Allen	Godchaux	LaSata	Scranton
Birkholz	Gosselin	Lemmons	Shackleton
Bisbee	Hager	Mead	Shulman
Bishop	Hart	Middaugh	Spade
Bradstreet	Howell	Mortimer	Stamas
Byl	Jansen	Pappageorge	Switalski
Cassis	Jelinek	Patterson	Tabor
Caul	Jellema	Perricone	Toy
DeRossett	Johnson, Rick	Pumford	Van Woerkom
DeVuyst	Johnson, Ruth	Raczkowski	Vander Roest
DeWeese	Julian	Richardville	Vear
Ehardt	Koetje	Richner	Voorhees
Faunce	Kowall	Rocca	Wojno
Garcia	Kuipers	Sanborn	Woronchak
Gilbert	Kukuk		

In The Chair: Perricone

Rep. Basham moved to amend the bill as follows:

1. Amend page 2, following line 11, by inserting:

“(3) THE REFORM BOARD SHALL TAKE A SENSITIVITY TRAINING COURSE.” and renumbering the remaining subsections.

The question being on the adoption of the amendment offered by Rep. Basham,

Rep. Basham demanded the yeas and nays.

The demand was supported.

The question being on the adoption of the amendment offered by Rep. Basham,

The amendment was not adopted, a majority of the members serving not voting therefor, by yeas and nays, as follows:

Roll Call No. 128**Yeas—32**

Baird	Dennis	Kelly	Prusi
Basham	Garza	Kilpatrick	Reeves
Bogardus	Hale	Lemmons	Rison
Bovin	Hanley	Lockwood	Schauer
Brater	Hansen	Mans	Scott
Brewer	Hardman	Martinez	Stallworth
Clark	Jacobs	Minore	Thomas
Clarke	Jamnick	O’Neil	Vaughn

Nays—65

Allen	Gilbert	Kukuk	Scranton
Birkholz	Godchaux	LaSata	Shackleton
Bisbee	Gosselin	Mead	Sheltrown
Bishop	Green	Middaugh	Shulman
Bradstreet	Hager	Mortimer	Spade
Brown, B.	Hart	Neumann	Stamas
Brown, C.	Howell	Pappageorge	Switalski
Byl	Jansen	Patterson	Tabor

Cassis	Jelinek	Perricone	Tesanovich
Caul	Jellema	Pestka	Toy
DeRossett	Johnson, Rick	Pumford	Van Woerkom
DeVuyst	Johnson, Ruth	Rackowski	Vander Roest
DeWeese	Julian	Richardville	Vear
Ehardt	Koetje	Richner	Voorhees
Faunce	Kowall	Rocca	Wojno
Garcia	Kuipers	Sanborn	Woronchak
Gielegem			

In The Chair: Perricone

Rep. Bovin moved to amend the bill as follows:

1. Amend page 14, following line 13, by inserting:

“Enacting section 1. It is the intent of the legislature that at least 1/3 of the money received by this state attributable to the master settlement agreement incorporated into the consent decree and final judgment entered on December 7, 1998 in Kelley ex rel. Michigan v Phillip Morris Incorporated, et al., Ingham County Circuit Court, docket no. 96-84281CZ, shall be appropriated to the state school aid fund to be used for K-12 education.”.

The question being on the adoption of the amendment offered by Rep. Bovin,

Rep. Bovin demanded the yeas and nays.

The demand was supported.

The question being on the adoption of the amendment offered by Rep. Bovin,

The amendment was not adopted, a majority of the members serving not voting therefor, by yeas and nays, as follows:

Roll Call No. 129

Yeas—47

Baird	Frank	Lockwood	Schauer
Basham	Garza	Mans	Schermesser
Bogardus	Gielegem	Martinez	Scott
Bovin	Hale	Minore	Sheltrown
Brater	Hanley	Neumann	Spade
Brewer	Hansen	O’Neil	Switalski
Brown, B.	Hardman	Pestka	Tesanovich
Callahan	Jacobs	Price	Thomas
Cherry	Jamnick	Prusi	Vaughn
Clark	Kelly	Quarles	Wojno
Clarke	Kilpatrick	Reeves	Woodward
Dennis	Lemmons	Rison	

Nays—56

Allen	Garcia	Koetje	Richner
Birkholz	Gilbert	Kowall	Rocca
Bisbee	Godchaux	Kuipers	Sanborn
Bishop	Gosselin	Kukuk	Scranton
Bradstreet	Green	LaSata	Shackleton
Brown, C.	Hager	Mead	Shulman
Byl	Hart	Middaugh	Stamas
Cassis	Howell	Mortimer	Tabor
Caul	Jansen	Pappageorge	Toy
DeRossett	Jelinek	Patterson	Van Woerkom
DeVuyst	Jellema	Perricone	Vander Roest

DeWeese
Ehardt
Faunce

Johnson, Rick
Johnson, Ruth
Julian

Pumford
Rackowski
Richardville

Vear
Voorhees
Woronchak

In The Chair: Perricone

The Speaker called the Speaker Pro Tempore to the Chair.

Reps. Perricone and Kilpatrick moved to substitute (H-8) the bill.

The question being on the adoption of the substitute (H-8) offered by Reps. Perricone and Kilpatrick,
Rep. Kilpatrick demanded the yeas and nays.

The demand was supported.

The question being on the adoption of the substitute (H-8) offered by Reps. Perricone and Kilpatrick,
After debate,

Rep. Frank demanded the previous question.

The demand was supported.

The question being, "Shall the main question now be put?"

The previous question was ordered.

The question being on the adoption of the substitute (H-8) offered by Reps. Perricone and Kilpatrick,

The substitute (H-8) was adopted, a majority of the members serving voting therefor, by yeas and nays, as follows:

Roll Call No. 130

Yeas—67

Allen
Birkholz
Bisbee
Bishop
Bradstreet
Brown, C.
Byl
Cassis
Caul
Clarke
Daniels
DeRossett
DeVuyst
DeWeese
Ehardt
Faunce
Garcia

Geiger
Gilbert
Godchaux
Gosselin
Green
Hager
Hardman
Hart
Howell
Jansen
Jelinek
Jellema
Johnson, Rick
Johnson, Ruth
Julian
Kilpatrick
Koetje

Kowall
Kuipers
Kukuk
LaSata
Lemmons
Mead
Middaugh
Mortimer
Pappageorge
Patterson
Perricone
Pumford
Rackowski
Reeves
Richardville
Richner
Rocca

Sanborn
Scott
Scranton
Shackleton
Sheltrown
Shulman
Stallworth
Stamas
Tabor
Toy
Van Woerkom
Vander Roest
Vaughn
Vear
Voorhees
Woronchak

Nays—38

Baird
Basham
Bogardus
Bovin
Brater
Brewer

Dennis
Frank
Garza
Gielegghem
Hale
Hanley

Mans
Martinez
Minore
Neumann
O'Neil
Pestka

Rison
Schauer
Schermesser
Spade
Switalski
Tesanovich

Brown, B.
Callahan
Cherry
Clark

Hansen
Jamnick
Kelly
Lockwood

Price
Prusi
Quarles

Thomas
Wojno
Woodward

In The Chair: Birkholz

Rep. Jamnick, having reserved the right to explain her nay vote, made the following statement:

“Mr. Speaker and members of the House:

My vote against this bill is not an acknowledgement that all is well with the Detroit school district. I firmly believe there are and have heard not one person say otherwise.

Amendment H-8 is not school reform, but one that extremely limits an elected body, replacing it with the Governor who is given a free hand—there is no plan. There is no criteria. There is no liability for any person who will be appointed with this bill.

Underachieving students are not limited to this district. I have heard from presidents of Michigan colleges and universities, as well as a prominent businessman on staff with one of England’s prestigious universities who spoke to concerns about needs for incoming freshmen for remedial math and English classes. Lesser achieving students is not just a Detroit school district problem—it is more widespread.

Statements were made in the media and at committee meetings about businesses inability to find adequately educated employees in Detroit—I have heard those same comments by businesses in my county.

Democratic amendments tonight spoke to criteria, family involvement and some innovative ways to make a difference for Detroit’s students which for the most part have been rejected by the majority.

For the last 2 1/2 months I have continued to hear the words ‘local control’ and ‘protecting children’ while ‘strengthening families’. Were those made for all except Detroit?

Change is needed, there is no question. I simply don’t feel this bill will meet the needs of the children and their families in Detroit.”

Rep. Hale moved to amend the bill as follows:

1. Amend page 6, following line 19, by inserting:

“(12) A STATE MONITOR APPOINTED UNDER THIS PART SHALL ENSURE THAT SUFFICIENT TEXTBOOKS AND OTHER SUPPLIES NEEDED BY A SCHOOL OF THE SCHOOL DISTRICT FOR AN ENTIRE SCHOOL YEAR ARE ON HAND AT THE SCHOOL NOT LATER THAN 30 CALENDAR DAYS AFTER THE BEGINNING OF THAT SCHOOL YEAR.” and renumbering the remaining subsections.

The question being on the adoption of the amendment offered by Rep. Hale,

Rep. Hale demanded the yeas and nays.

The demand was supported.

The question being on the adoption of the amendment offered by Rep. Hale,

The amendment was not adopted, a majority of the members serving not voting therefor, by yeas and nays, as follows:

Roll Call No. 131

Yeas—50

Baird
Basham
Bogardus
Bovin
Brater
Brewer
Brown, B.
Callahan
Caul
Clark

Frank
Garza
Gielegthem
Hale
Hanley
Hansen
Hardman
Howell
Jacobs
Jamnick

Lockwood
Mans
Minore
Neumann
O’Neil
Pestka
Price
Prusi
Quarles
Reeves

Schauer
Schermesser
Scott
Sheltrown
Spade
Stallworth
Switalski
Tesanovich
Thomas
Vaughn

Clarke
Daniels
Dennis

Kelly
Kowall
Lemmons

Richardville
Rison

Wojno
Woodward

Nays—53

Allen
Birkholz
Bisbee
Bishop
Bradstreet
Brown, C.
Byl
Cassis
DeRossett
DeVuyst
DeWeese
Ehardt
Faunce
Garcia

Geiger
Gilbert
Godchaux
Gosselin
Green
Hager
Hart
Jansen
Jelinek
Jellema
Johnson, Rick
Johnson, Ruth
Julian

Koetje
Kuipers
Kukuk
LaSata
Mead
Middaugh
Mortimer
Pappageorge
Patterson
Perricone
Pumford
Raczkowski
Richner

Rocca
Sanborn
Scranton
Shackleton
Shulman
Stamas
Tabor
Toy
Van Woerkom
Vander Roest
Vear
Voorhees
Woronchak

In The Chair: Birkholz

The Speaker resumed the Chair.

Rep. Hale moved to amend the bill as follows:

1. Amend page 7, following line 2, by inserting:

“SEC. 373A. NOT LATER THAN 2 YEARS AFTER APPOINTMENT OF A STATE MONITOR UNDER THIS PART, THE STATE MONITOR SHALL DEVELOP AND FINALIZE PROPOSED PLANS FOR 10 TO 20 NEW SCHOOL BUILDINGS IN THE QUALIFYING SCHOOL DISTRICT, AND SUBMIT THOSE PROPOSED PLANS TO THE SCHOOL DISTRICT ACCOUNTABILITY BOARD CREATED IN SECTION 374 ALONG WITH RECOMMENDATIONS ON EXISTING RESOURCES THAT COULD BE USED AND ADDITIONAL RESOURCES NEEDED FOR CONSTRUCTION OF THE NEW SCHOOL BUILDINGS.”.

2. Amend page 7, following line 25, by inserting:

“(D) NOT LATER THAN 6 MONTHS AFTER RECEIVING THE PROPOSED PLANS UNDER SECTION 373A, THE SCHOOL DISTRICT ACCOUNTABILITY BOARD SHALL MAKE RECOMMENDATIONS TO THE GOVERNOR FOR ADDITIONAL RESOURCES NEEDED FOR THE CONSTRUCTION OF THE PROPOSED NEW SCHOOL BUILDINGS.”.

The question being on the adoption of the amendments offered by Rep. Hale,

Rep. Hale demanded the yeas and nays.

The demand was supported.

The question being on the adoption of the amendments offered by Rep. Hale,

The amendments were not adopted, a majority of the members serving not voting therefor, by yeas and nays, as follows:

Roll Call No. 132

Yeas—38

Baird
Basham

Garza
Gielegghem

Lemmons
Lockwood

Schauer
Schermesser

Bogardus	Hale	Minore	Scott
Brater	Hanley	O'Neil	Stallworth
Brewer	Hansen	Price	Switalski
Cherry	Hardman	Prusi	Tesanovich
Clark	Jacobs	Quarles	Thomas
Clarke	Jamnack	Reeves	Vaughn
Daniels	Kelly	Rison	Woodward
Dennis	Kilpatrick		

Nays—66

Allen	Frank	Kowall	Rocca
Birkholz	Garcia	Kuipers	Sanborn
Bisbee	Geiger	Kukuk	Scranton
Bishop	Gilbert	LaSata	Shackleton
Bovin	Godchaux	Mead	Sheltrown
Bradstreet	Gosselin	Middaugh	Shulman
Brown, B.	Green	Mortimer	Spade
Brown, C.	Hager	Neumann	Stamas
Byl	Hart	Pappageorge	Tabor
Callahan	Howell	Patterson	Toy
Cassis	Jansen	Perricone	Van Woerkom
Caul	Jelinek	Pestka	Vander Roest
DeRossett	Jellema	Pumford	Vear
DeVuyst	Johnson, Rick	Rackowski	Voorhees
DeWeese	Johnson, Ruth	Richardville	Wojno
Ehardt	Julian	Richner	Woronchak
Faunce	Koetje		

In The Chair: Perricone

Rep. Hale moved to amend the bill as follows:

1. Amend page 7, following line 2, by inserting:

“SEC. 373A. A STATE MONITOR APPOINTED UNDER THIS PART SHALL WORK WITH THE APPROPRIATE CITY OFFICIALS OF THE CITY IN WHICH THE QUALIFYING SCHOOL DISTRICT IS LOCATED TO IDENTIFY DANGEROUS OR ABANDONED BUILDINGS LOCATED WITHIN 1,000 FEET OF THE GROUNDS OF A SCHOOL BUILDING WITHIN THE SCHOOL DISTRICT. THE STATE MONITOR SHALL TAKE ALL MEASURES WITHIN ITS POWER TO ARRANGE FOR THE DEMOLITION OF THOSE DANGEROUS OR ABANDONED BUILDINGS AND SHALL WORK WITH LOCAL LAW ENFORCEMENT OFFICIALS TO ESTABLISH SAFETY ROUTES FOR PUPILS TO AND FROM SCHOOL.”.

The question being on the adoption of the amendment offered by Rep. Hale,

Rep. Hale demanded the yeas and nays.

The demand was supported.

The question being on the adoption of the amendment offered by Rep. Hale,

The amendment was not adopted, a majority of the members serving not voting therefor, by yeas and nays, as follows:

Roll Call No. 133**Yeas—51**

Baird	Frank	Lockwood	Schauer
Basham	Garza	Martinez	Schermesser
Bogardus	Gielegheem	Minore	Scott

Bovin	Hale	Neumann	Sheltrown
Brater	Hanley	O'Neil	Spade
Brown, B.	Hansen	Pestka	Stallworth
Callahan	Hardman	Price	Switalski
Cherry	Jacobs	Prusi	Tesanovich
Clark	Jamnick	Quarles	Thomas
Clarke	Kelly	Reeves	Vaughn
Daniels	Kilpatrick	Richardville	Wojno
Dennis	Kowall	Rison	Woodward
DeWeese	Lemmons	Rocca	

Nays—52

Allen	Geiger	Julian	Richner
Birkholz	Gilbert	Koetje	Sanborn
Bisbee	Godchaux	Kuipers	Scranton
Bishop	Gosselin	Kukuk	Shackleton
Bradstreet	Green	LaSata	Shulman
Brown, C.	Hager	Mead	Stamas
Byl	Hart	Middaugh	Tabor
Cassis	Howell	Mortimer	Toy
Caul	Jansen	Pappageorge	Van Woerkom
DeRossett	Jelinek	Patterson	Vander Roest
DeVuyst	Jellema	Perricone	Vear
Faunce	Johnson, Rick	Pumford	Voorhees
Garcia	Johnson, Ruth	Rackowski	Woronchak

In The Chair: Perricone

Rep. Hale moved to amend the bill as follows:

1. Amend page 7, following line 2, by inserting:

“SEC. 373A. A STATE MONITOR APPOINTED UNDER THIS PART SHALL ESTABLISH SOCIAL WORKER TEAMS THROUGHOUT THE QUALIFYING SCHOOL DISTRICT. THESE SOCIAL WORKER TEAMS SHALL ASSESS THE FAMILY AND SOCIAL NEEDS OF PUPILS AND SHALL PROVIDE SUPPORT SERVICES TO PUPILS AND THEIR FAMILIES.”.

The question being on the adoption of the amendment offered by Rep. Hale,

Rep. Hale demanded the yeas and nays.

The demand was supported.

The question being on the adoption of the amendment offered by Rep. Hale,

The amendment was not adopted, a majority of the members serving not voting therefor, by yeas and nays, as follows:

Roll Call No. 134**Yeas—29**

Baird	Garza	Kilpatrick	Rison
Bogardus	Hale	Martinez	Schauer
Bovin	Hanley	Minore	Scott
Brater	Hansen	Price	Stallworth
Brewer	Hardman	Prusi	Tesanovich
Clark	Jacobs	Quarles	Thomas
Clarke	Jamnick	Reeves	Vaughn
Dennis			

Nays—67

Allen	Frank	Kowall	Schermesser
Basham	Garcia	Kuipers	Scranton
Birkholz	Gielegghem	Kukuk	Shackleton
Bisbee	Gilbert	LaSata	Sheltrown
Bishop	Godchaux	Lockwood	Shulman
Bradstreet	Gosselin	Mead	Spade
Brown, B.	Green	Middaugh	Stamas
Brown, C.	Hager	Mortimer	Switalski
Byl	Hart	Pappageorge	Tabor
Callahan	Howell	Patterson	Toy
Cassis	Jansen	Perricone	Van Woerkom
Caul	Jelinek	Pumford	Vander Roest
DeRossett	Jellema	Rackowski	Vear
DeVuyst	Johnson, Rick	Richardville	Voorhees
DeWeese	Johnson, Ruth	Richner	Wojno
Ehardt	Julian	Rocca	Woronchak
Faunce	Koetje	Sanborn	

In The Chair: Perricone

Rep. Hale moved to amend the bill as follows:

1. Amend page 7, following line 2, by inserting:

“SEC. 373A. A STATE MONITOR APPOINTED UNDER THIS PART SHALL ESTABLISH PARENT/TEACHER ADVOCATES WITHIN EACH VOTING DISTRICT OF THE QUALIFYING SCHOOL DISTRICT. A PARENT/TEACHER ADVOCATE SHALL WORK WITH PARENTS TO HELP BUILD CONSTRUCTIVE RELATIONSHIPS BETWEEN PARENTS AND TEACHERS AND TO FACILITATE GREATER PARENT INVOLVEMENT IN THE SCHOOLS GENERALLY.”.

The question being on the adoption of the amendment offered by Rep. Hale,

Rep. Hale demanded the yeas and nays.

The demand was supported.

The question being on the adoption of the amendment offered by Rep. Hale,

The amendment was not adopted, a majority of the members serving not voting therefor, by yeas and nays, as follows:

Roll Call No. 135**Yeas—46**

Baird	DeWeese	Martinez	Schermesser
Basham	Garza	Minore	Scott
Bogardus	Gielegghem	Neumann	Sheltrown
Bovin	Hale	O'Neil	Spade
Brater	Hanley	Pestka	Stallworth
Brewer	Hansen	Price	Switalski
Brown, B.	Hardman	Prusi	Tesanovich
Callahan	Jacobs	Quarles	Thomas
Cherry	Jamnack	Reeves	Vaughn
Clark	Kilpatrick	Rison	Wojno
Clarke	Lemmons	Schauer	Woodward
Dennis	Lockwood		

Nays—56

Allen	Geiger	Koetje	Richner
Birkholz	Gilbert	Kowall	Rocca

Bisbee	Godchaux	Kuipers	Sanborn
Bishop	Gosselin	Kukuk	Scranton
Bradstreet	Green	LaSata	Shackleton
Brown, C.	Hager	Mead	Shulman
Byl	Hart	Middaugh	Stamas
Cassis	Howell	Mortimer	Tabor
Caul	Jansen	Pappageorge	Toy
DeRossett	Jelinek	Patterson	Van Woerkom
DeVuyst	Jellema	Perricone	Vander Roest
Ehardt	Johnson, Rick	Pumford	Vear
Faunce	Johnson, Ruth	Rackowski	Voorhees
Garcia	Julian	Richardville	Woronchak

In The Chair: Perricone

Rep. Hale moved to amend the bill as follows:

1. Amend page 8, following line 11, by inserting:

“SEC. 375. THE LEGISLATURE SHALL APPROPRIATE TO A QUALIFYING SCHOOL DISTRICT SUFFICIENT FUNDS TO ALLOW THE QUALIFYING SCHOOL DISTRICT TO HIRE 1,000 NEW TEACHERS FOR THE 1999-2000 SCHOOL YEAR AND TO RETAIN THESE TEACHERS THEREAFTER. A REFORM SCHOOL BOARD SHALL USE THESE FUNDS TO HIRE 1,000 NEW TEACHERS FOR THE 1999-2000 SCHOOL YEAR AND TO RETAIN THOSE TEACHERS, AND SHALL ALLOCATE THESE NEW TEACHERS TO THE SCHOOLS THAT MOST NEED ADDITIONAL TEACHERS.”.

The question being on the adoption of the amendment offered by Rep. Hale,

Rep. Hale demanded the yeas and nays.

The demand was supported.

The question being on the adoption of the amendment offered by Rep. Hale,

The amendment was not adopted, a majority of the members serving not voting therefor, by yeas and nays, as follows:

Roll Call No. 136

Yeas—31

Baird	Daniels	Kelly	Rison
Bogardus	Dennis	Kilpatrick	Schauer
Brater	Garza	Lemmons	Scott
Brewer	Hale	Martinez	Stallworth
Callahan	Hansen	Minore	Thomas
Cherry	Hardman	Prusi	Vaughn
Clark	Jacobs	Quarles	Woodward
Clarke	Jamnick	Reeves	

Nays—73

Allen	Geiger	Kukuk	Sanborn
Basham	Gielegthem	LaSata	Schermesser
Birkholz	Gilbert	Lockwood	Scranton
Bisbee	Godchaux	Mead	Shackleton
Bishop	Gosselin	Middaugh	Sheltrown
Bovin	Green	Mortimer	Shulman
Bradstreet	Hager	Neumann	Spade
Brown, B.	Hart	O'Neil	Stamas
Brown, C.	Howell	Pappageorge	Switalski
Byl	Jansen	Patterson	Tabor

Cassis	Jelinek	Perricone	Tesanovich
Caul	Jellema	Pestka	Toy
DeRossett	Johnson, Rick	Price	Van Woerkom
DeVuyst	Johnson, Ruth	Pumford	Vander Roest
DeWeese	Julian	Raczkowski	Vear
Ehardt	Koetje	Richardville	Voorhees
Faunce	Kowall	Richner	Wojno
Frank	Kuipers	Rocca	Woronchak
Garcia			

In The Chair: Perricone

Rep. Brewer moved to amend the bill as follows:

1. Amend page 6, following line 19, by inserting:

“(12) A STATE MONITOR APPOINTED UNDER THIS PART SHALL ENSURE THAT THE PUPIL TO TEACHER RATIO IN GRADES K TO 3 IN THE QUALIFYING SCHOOL DISTRICT IS NOT MORE THAN 17 TO 1. THE LEGISLATURE SHALL APPROPRIATE THE FUNDS NECESSARY TO ACHIEVE THIS RATIO.” and renumbering the remaining subsections.

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

Rep. Prusi moved that Rep. Schermesser be excused temporarily from today's session.
The motion prevailed.

Rep. Callahan moved to amend the bill as follows:

1. Amend page 10, following line 13, by inserting:

“Sec. 1278. (1) In addition to the requirements for accreditation under section 1280 specified in that section, if the board of a school district wants all of the schools of the school district to be accredited under section 1280, the board shall provide to all pupils attending public school in the district a core academic curriculum in compliance with subsection (3) in each of the curricular areas specified in the state board ~~recommended model~~ core academic curriculum content standards developed under subsection (2). The state board ~~model~~ core academic curriculum content standards shall encompass academic and cognitive instruction only. For purposes of this section, the state board ~~model~~ core academic curriculum content standards shall not include attitudes, beliefs, or value systems that are not essential in the legal, economic, and social structure of our society and to the personal and social responsibility of citizens of our society.

(2) ~~Recommended model core~~ CORE academic curriculum content standards shall be developed and periodically updated by the state board, shall be in the form of knowledge and skill content standards that are ~~recommended as~~ state standards for adoption by public schools in local curriculum formulation and adoption, and shall be distributed to each school district in the state. The ~~recommended model~~ core academic curriculum content standards shall set forth desired learning objectives in math, science, reading, history, geography, economics, American government, and writing for all children at each stage of schooling and be based upon the “Michigan K-12 program standards of quality” to ensure that high academic standards, academic skills, and academic subject matters are built into the instructional goals of all school districts for all children. The state board also shall ensure that the Michigan educational assessment program and the high school proficiency exam are based on the ~~state recommended model~~ core ACADEMIC curriculum content standards, are testing only for proficiency in basic academic skills and academic subject matter, and are not used to measure pupils' values or attitudes.

(3) The board of each school district, considering academic curricular objectives ~~defined and recommended pursuant to~~ ESTABLISHED UNDER subsection (2), shall do both of the following:

(a) Establish a core academic curriculum for its pupils at the elementary, middle, and secondary school levels. The core academic curriculum shall AT LEAST MEET THE STATE BOARD CORE CURRICULUM CONTENT STANDARDS DEVELOPED UNDER SUBSECTION (2), SHALL define academic objectives to be achieved by all pupils, and shall be based upon the school district's educational mission, long-range pupil goals, and pupil performance objectives. ~~The core academic curriculum may vary from the model core academic curriculum content standards recommended by the state board pursuant to subsection (2).~~

(b) After consulting with teachers and school building administrators, determine the aligned instructional program for delivering the core academic curriculum and identify the courses and programs in which the core academic curriculum will be taught.

(4) The board may supplement the core academic curriculum by providing instruction through additional classes and programs.

(5) For all pupils, the subjects or courses, and the delivery of those including special assistance, that constitute the curriculum the pupils engage in shall assure the pupils have a realistic opportunity to learn all subjects and courses required by the district's core academic curriculum in order to give all pupils a reasonable opportunity to attain a state-endorsed diploma. A subject or course required by the core academic curriculum pursuant to subsection (3) shall be provided to all pupils in the school district by a school district, a consortium of school districts, or a consortium of 1 or more school districts and 1 or more intermediate school districts.

(6) To the extent practicable, the state board may adopt or develop academic objective-oriented high standards for knowledge and life skills, and a recommended core academic curriculum, for special education pupils for whom it may not be realistic or desirable to expect achievement of novice level or initial mastery of the state board ~~recommended model~~ core academic content standards objectives or of a high school diploma.

(7) The state board shall make available to all nonpublic schools in this state, as a resource for their consideration, the ~~model~~ core academic curriculum content standards developed for public schools pursuant to subsection (2) for the purpose of assisting the governing body of a nonpublic school in developing its core academic curriculum.

(8) Excluding special education pupils, pupils having a learning disability, and pupils with extenuating circumstances as determined by school officials, a pupil who does not score satisfactorily on the 4th or 7th grade Michigan educational assessment program reading test shall be provided special assistance reasonably expected to enable the pupil to bring his or her reading skills to grade level within 12 months.

(9) Any course that would have been considered a nonessential elective course under Snyder v Charlotte School Dist, 421 Mich 517 (1984), on April 13, 1990 shall continue to be offered to resident pupils of nonpublic schools on a shared time basis.”.

The question being on the adoption of the amendment offered by Rep. Callahan,

Rep. Callahan demanded the yeas and nays.

The demand was supported.

The question being on the adoption of the amendment offered by Rep. Callahan,

The amendment was not adopted, a majority of the members serving not voting therefor, by yeas and nays, as follows:

Roll Call No. 137

Yeas—47

Baird	Dennis	Lockwood	Schauer
Basham	Frank	Mans	Scott
Bogardus	Garza	Martinez	Sheltrown
Bovin	Gielegthem	Minore	Spade
Brater	Hale	Neumann	Stallworth
Brewer	Hanley	O'Neil	Switalski
Brown, B.	Hansen	Pestka	Tesanovich
Callahan	Hardman	Price	Thomas
Cherry	Jacobs	Prusi	Vaughn
Clark	Jamnick	Quarles	Wojno
Clarke	Kilpatrick	Rison	Woodward
Daniels	Lemmons	Rocca	

Nays—55

Allen	Garcia	Koetje	Richner
Birkholz	Geiger	Kowall	Sanborn
Bisbee	Gilbert	Kuipers	Scranton
Bishop	Godchaux	Kukuk	Shackleton
Bradstreet	Gosselin	LaSata	Shulman

Brown, C.	Hager	Mead	Stamas
Byl	Hart	Middaugh	Tabor
Cassis	Howell	Mortimer	Toy
Caul	Jansen	Pappageorge	Van Woerkom
DeRossett	Jelinek	Patterson	Vander Roest
DeVuyst	Jellema	Perricone	Vear
DeWeese	Johnson, Rick	Pumford	Voorhees
Ehardt	Johnson, Ruth	Rackowski	Woronchak
Faunce	Julian	Richardville	

In The Chair: Perricone

Rep. Allen moved to amend the bill as follows:

1. Amend page 2, line 27, after "ELECTIONS" by striking out "AND" and inserting a comma and "AND HAS".
The motion prevailed and the amendment was adopted, a majority of the members serving voting therefor.

Rep. Frank moved to amend the bill as follows:

1. Amend page 8, following line 11, by inserting:

"SEC. 375. IN ORDER TO REDUCE CLASS SIZE IN GRADES K TO 3 STATEWIDE TO A RATIO OF NOT MORE THAN 17 PUPILS FOR EACH TEACHER, THE LEGISLATURE SHALL APPROPRIATE TO THE SCHOOL DISTRICTS OF THIS STATE AN AMOUNT SUFFICIENT TO HIRE 5,000 NEW TEACHERS STATEWIDE FOR THE 1999-2000 SCHOOL YEAR AND TO RETAIN THOSE TEACHERS THEREAFTER.".

The question being on the adoption of the amendment offered by Rep. Frank,

Rep. Frank demanded the yeas and nays.

The demand was supported.

The question being on the adoption of the amendment offered by Rep. Frank,

The amendment was not adopted, a majority of the members serving not voting therefor, by yeas and nays, as follows:

Roll Call No. 138

Yeas—45

Baird	Dennis	Lemmons	Schauer
Basham	Frank	Lockwood	Scott
Bogardus	Garza	Mans	Sheltrown
Bovin	Gielegthem	Martinez	Spade
Brater	Hale	Minore	Stallworth
Brewer	Hanley	Neumann	Switalski
Brown, B.	Hansen	Pestka	Tesanovich
Callahan	Hardman	Price	Thomas
Cherry	Jacobs	Prusi	Vaughn
Clark	Jamnick	Quarles	Wojno
Clarke	Kilpatrick	Reeves	Woodward
Daniels			

Nays—57

Allen	Geiger	Koetje	Richner
Birkholz	Gilbert	Kowall	Rocca
Bisbee	Godchaux	Kuipers	Sanborn
Bishop	Gosselin	Kukuk	Scranton
Bradstreet	Green	LaSata	Shackleton
Brown, C.	Hager	Mead	Shulman
Byl	Hart	Middaugh	Stamas

Cassis	Howell	Mortimer	Tabor
Caul	Jansen	Pappageorge	Toy
DeRossett	Jelinek	Patterson	Van Woerkom
DeVuyst	Jellema	Perricone	Vander Roest
DeWeese	Johnson, Rick	Pumford	Vear
Ehardt	Johnson, Ruth	Rackowski	Voorhees
Faunce	Julian	Richardville	Woronchak
Garcia			

In The Chair: Perricone

Rep. Lemmons moved to amend the bill as follows:

1. Amend page 1, line 7, after "THE" by striking out "GOVERNOR" and inserting "STATE BOARD".
2. Amend page 2, line 1, after the first "THE" by striking out "GOVERNOR" and inserting "STATE BOARD".
3. Amend page 2, line 11, after the second "THE" by striking out "GOVERNOR" and inserting "STATE BOARD".
4. Amend page 2, line 12, after the first "THE" by striking out "GOVERNOR" and inserting "STATE BOARD".
5. Amend page 2, line 12, after the second "THE" by striking out "GOVERNOR" and inserting "STATE BOARD".
6. Amend page 5, line 22, after the first "THE" by striking out "GOVERNOR" and inserting "STATE BOARD".
7. Amend page 6, line 25, after the first "THE" by striking out "GOVERNOR" and inserting "STATE BOARD".

The question being on the adoption of the amendments offered by Rep. Lemmons,

Rep. Lemmons demanded the yeas and nays.

The demand was supported.

The question being on the adoption of the amendments offered by Rep. Lemmons,

The amendments were not adopted, a majority of the members serving not voting therefor, by yeas and nays, as follows:

Roll Call No. 139

Yeas—43

Baird	Frank	Lockwood	Scott
Basham	Garza	Mans	Sheltrown
Bogardus	Gielegghem	Martinez	Spade
Brater	Hale	Minore	Stallworth
Brown, B.	Hanley	Neumann	Switalski
Callahan	Hansen	Pestka	Tesanovich
Cherry	Hardman	Price	Thomas
Clark	Jacobs	Prusi	Vaughn
Clarke	Jamnick	Quarles	Wojno
Daniels	Kilpatrick	Reeves	Woodward
Dennis	Lemmons	Schauer	

Nays—57

Allen	Geiger	Koetje	Richner
Birkholz	Gilbert	Kowall	Rocca
Bisbee	Godchaux	Kuipers	Sanborn
Bishop	Gosselin	Kukuk	Scranton
Bovin	Green	LaSata	Shackleton
Bradstreet	Hager	Mead	Shulman
Brown, C.	Hart	Middaugh	Stamas
Byl	Howell	Mortimer	Tabor
Cassis	Jansen	Pappageorge	Toy
Caul	Jelinek	Patterson	Van Woerkom
DeVuyst	Jellema	Perricone	Vander Roest

DeWeese
Ehardt
Faunce
Garcia

Johnson, Rick
Johnson, Ruth
Julian

Pumford
Raczkowski
Richardville

Vear
Voorhees
Woronchak

In The Chair: Perricone

Rep. Lemmons moved to amend the bill as follows:

1. Amend page 1, line 3, by striking out all of section 371 and inserting:

“SEC. 371. AS USED IN THIS PART:

(A) “CHIEF LOCAL ELECTED OFFICIAL OF A QUALIFYING SCHOOL DISTRICT” MEANS THE CHIEF ELECTED OFFICIAL OF THE CITY, TOWNSHIP, OR VILLAGE IN WHICH A MAJORITY OF THE PUPILS OF A QUALIFYING SCHOOL DISTRICT RESIDE.

(B) “QUALIFYING SCHOOL DISTRICT” MEANS A SCHOOL DISTRICT LOCATED IN THIS STATE.”

2. Amend page 1, line 7, after “THE” by striking out “GOVERNOR” and inserting “CHIEF LOCAL ELECTED OFFICIAL OF A QUALIFYING SCHOOL DISTRICT”.

3. Amend page 2, line 1, after the first “THE” by striking out “GOVERNOR” and inserting “CHIEF LOCAL ELECTED OFFICIAL OF A QUALIFYING SCHOOL DISTRICT”.

4. Amend page 2, line 11, after the second “THE” by striking out “GOVERNOR” and inserting “CHIEF LOCAL ELECTED OFFICIAL OF THE QUALIFYING SCHOOL DISTRICT”.

5. Amend page 2, line 12, after the first “THE” by striking out “GOVERNOR” and inserting “CHIEF LOCAL ELECTED OFFICIAL OF A QUALIFYING SCHOOL DISTRICT”.

6. Amend page 2, line 12, after the second “THE” by striking out “GOVERNOR” and inserting “CHIEF LOCAL ELECTED OFFICIAL OF THE QUALIFYING SCHOOL DISTRICT”.

7. Amend page 5, line 22, after the first “THE” by striking out “GOVERNOR” and inserting “CHIEF LOCAL ELECTED OFFICIAL OF A QUALIFYING SCHOOL DISTRICT”.

8. Amend page 6, line 25, after the first “THE” by striking out “GOVERNOR” and inserting “CHIEF LOCAL ELECTED OFFICIAL OF A QUALIFYING SCHOOL DISTRICT”.

9. Amend page 10, following line 13, by inserting:

“SEC. 1209. ALL POWERS AND DUTIES OF A SCHOOL BOARD AND OF ITS OFFICERS ARE SUBJECT TO PART 5A.

Sec. 1229. (1) The board of a school district, other than a school district that was organized as a primary school district during the 1995-1996 school year, or intermediate school district shall employ a superintendent of schools, who shall meet the requirements of section 1246. The superintendent shall not be a member of the board. Employment of a superintendent shall be by written contract. The term of the superintendent’s contract shall be fixed by the board, not to exceed 5 years. If written notice of nonrenewal of the contract of a superintendent is not given at least 90 days before the termination of the contract, the contract is renewed for an additional 1-year period.

(2) The board of a school district or intermediate school district may employ assistant superintendents, principals, assistant principals, guidance directors, and other administrators who do not assume tenure in that position under ~~Act No. 4 of the Public Acts of the Extra Session of 1937, being sections 38.71 to 38.191 of the Michigan Compiled Laws 1937 (EX SESS) PA 4, MCL 38.71 TO 38.191.~~ The employment shall be by written contract. The term of the employment contract shall be fixed by the board, not to exceed 3 years. The board shall prescribe the duties of a person described in this subsection. If written notice of nonrenewal of the contract of a person described in this subsection is not given at least 60 days before the termination date of the contract, the contract is renewed for an additional 1-year period.

(3) A notification of nonrenewal of contract of a person described in subsection (2) may be given only for a reason that is not arbitrary or capricious. The board shall not issue a notice of nonrenewal under this section unless the affected person has been provided with not less than 30 days’ advance notice that the board is considering the nonrenewal together with a written statement of the reasons the board is considering the nonrenewal. After the issuance of the written statement, but before the nonrenewal statement is issued, the affected person shall be given the opportunity to meet with not less than a majority of the board to discuss the reasons stated in the written statement. The meeting shall be open to the public or a closed session, as the affected person elects under section 8 of the open meetings act, ~~Act No. 267 of the Public Acts of 1976, being section 15.268 of the Michigan Compiled Laws 1976 PA 267, MCL 15.268.~~ If the board fails to provide for a meeting with the board, or if a court finds that the reason for nonrenewal is arbitrary or capricious, the affected person’s contract is renewed for an additional 1-year period. This subsection does not apply to the nonrenewal of the contract of a superintendent of schools described in subsection (1).

(4) THE EMPLOYMENT AND THE EMPLOYMENT CONTRACTS OF ALL SCHOOL DISTRICT ADMINISTRATORS ARE SUBJECT TO PART 5A.”.

The question being on the adoption of the amendments offered by Rep. Lemmons,
Rep. Lemmons demanded the yeas and nays.

The demand was supported.

The question being on the adoption of the amendments offered by Rep. Lemmons,

The amendments were not adopted, a majority of the members serving not voting therefor, by yeas and nays, as follows:

Roll Call No. 140**Yeas—8**

Clark
Garza

Hardman
Kilpatrick

Lemmons
Stallworth

Thomas
Vaughn

Nays—85

Allen
Basham
Birkholz
Bisbee
Bishop
Bogardus
Bovin
Bradstreet
Brown, B.
Brown, C.
Byl
Callahan
Cassis
Caul
Cherry
Clarke
Dennis
DeRossett
DeVuyst
DeWeese
Ehardt
Faunce

Frank
Garcia
Geiger
Gieleghem
Gilbert
Godchaux
Gosselin
Green
Hager
Hale
Hanley
Hansen
Hart
Howell
Jacobs
Jamnick
Jansen
Jelinek
Jellema
Johnson, Rick
Johnson, Ruth

Julian
Koetje
Kowall
Kuipers
Kukuk
LaSata
Lockwood
Mead
Middaugh
Mortimer
Neumann
O'Neil
Pappageorge
Patterson
Perricone
Pestka
Price
Prusi
Pumford
Rackowski
Reeves

Richardville
Richner
Rocca
Sanborn
Schauer
Scranton
Shackleton
Sheltrown
Shulman
Spade
Stamas
Switalski
Tabor
Toy
Van Woerkom
Vander Roest
Vear
Voorhees
Wojno
Woodward
Woronchak

In The Chair: Perricone

Rep. Kelly moved to amend the bill as follows:

1. Amend page 8, following line 11, by inserting:

“SEC. 377. BEGINNING WITH THE 1998-99 STATE FISCAL YEAR, THE LEGISLATURE SHALL APPROPRIATE ADDITIONAL FUNDS FOR EACH SCHOOL DISTRICT IN WHICH THE NUMBER OF MILLS LEVIED FOR SCHOOL OPERATING PURPOSES IN 1993 WAS AT LEAST 9 MILLS LESS THAN THE NUMBER OF MILLS LEVIED FOR SCHOOL OPERATING PURPOSES IN 1992. IT IS THE INTENT OF THE LEGISLATURE THAT THE AMOUNT OF THE APPROPRIATION FOR THIS PURPOSE SHALL BE AT LEAST \$4,000,000.00 FOR 1998-99, \$3,600,000.00 FOR 1999-2000, \$3,200,000.00 FOR 2000-2001, \$2,800,000.00 FOR 2001-2002, \$2,400,000.00 FOR 2002-2003, \$2,000,000.00 FOR 2003-2004, \$1,600,000.00 FOR 2004-2005, AND \$1,200,000.00 FOR 2005-2006 AND EACH SUCCEEDING STATE FISCAL YEAR.”.

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

Rep. Bogardus moved to amend the bill as follows:

1. Amend page 1, line 7, after “THE” by striking out “GOVERNOR” and inserting “MAYOR OF THE CITY IN WHICH THE QUALIFYING SCHOOL DISTRICT IS LOCATED”.

2. Amend page 2, line 1, after the first “THE” by striking out “GOVERNOR” and inserting “MAYOR”.

3. Amend page 2, line 11, after the second “THE” by striking out “GOVERNOR” and inserting “MAYOR”.

4. Amend page 2, line 12, after the first “THE” by striking out “GOVERNOR, THE GOVERNOR” and inserting “MAYOR, THE MAYOR”.

5. Amend page 5, line 22, after “GOVERNOR,” by inserting “THE MAYOR,”.

6. Amend page 6, line 13, after “GOVERNOR,” by inserting “THE MAYOR,”.

7. Amend page 7, line 22, after “THE” by striking out “GOVERNOR” and inserting “MAYOR”.

The question being on the adoption of the amendments offered by Rep. Bogardus,

Rep. Bogardus demanded the yeas and nays.

The demand was supported.

The question being on the adoption of the amendments offered by Rep. Bogardus,

The amendments were not adopted, a majority of the members serving not voting therefor, by yeas and nays, as follows:

Roll Call No. 141

Yeas—44

Baird	Dennis	Lockwood	Rison
Basham	Frank	Mans	Schauer
Bogardus	Garza	Martinez	Scott
Bovin	Gielegthem	Minore	Sheltrown
Brater	Hale	Neumann	Spade
Brown, B.	Hanley	O’Neil	Stallworth
Callahan	Hansen	Pestka	Switalski
Cherry	Hardman	Price	Thomas
Clark	Jacobs	Prusi	Vaughn
Clarke	Jamnick	Quarles	Wojno
Daniels	Kilpatrick	Reeves	Woodward

Nays—56

Allen	Garcia	Julian	Richardville
Birkholz	Geiger	Koetje	Rocca
Bisbee	Gilbert	Kowall	Sanborn
Bishop	Godchaux	Kuipers	Scranton
Bradstreet	Gosselin	Kukuk	Shackleton
Brown, C.	Green	LaSata	Shulman
Byl	Hager	Lemmons	Stamas
Cassis	Hart	Mead	Tabor
Caul	Howell	Middaugh	Toy
DeRossett	Jansen	Mortimer	Van Woerkom
DeVuyst	Jelinek	Pappageorge	Vander Roest
DeWeese	Jellema	Patterson	Vear
Ehardt	Johnson, Rick	Perricone	Voorhees
Faunce	Johnson, Ruth	Rackowski	Woronchak

In The Chair: Perricone

Rep. Reeves moved to amend the bill as follows:

1. Amend page 4, line 8, after “1999.” by striking out the balance of the line through “OFFICER.” on line 10 and inserting “1 OF THE NOMINEES WILL BE THE GENERAL SUPERINTENDENT OF PUBLIC INSTRUCTION FROM THE QUALIFYING DISTRICT.”.

The question being on the adoption of the amendment offered by Rep. Reeves,
Rep. Reeves demanded the yeas and nays.

The demand was supported.

The question being on the adoption of the amendment offered by Rep. Reeves,

The amendment was not adopted, a majority of the members serving not voting therefor, by yeas and nays, as follows:

Roll Call No. 142**Yeas—39**

Basham	Garza	Lockwood	Scott
Bogardus	Gielegthem	Martinez	Sheltrown
Bovin	Hale	Minore	Spade
Brater	Hanley	Neumann	Stallworth
Brown, B.	Hansen	Price	Switalski
Cherry	Hardman	Prusi	Tesanovich
Clark	Jacobs	Quarles	Thomas
Clarke	Jamnick	Reeves	Vaughn
Daniels	Kilpatrick	Rison	Woodward
Dennis	Lemmons	Schauer	

Nays—59

Allen	Garcia	Koetje	Richner
Birkholz	Geiger	Kowall	Rocca
Bisbee	Gilbert	Kuipers	Sanborn
Bishop	Godchaux	Kukuk	Scranton
Bradstreet	Gosselin	LaSata	Shackleton
Brown, C.	Green	Mead	Shulman
Byl	Hager	Middaugh	Stamas
Callahan	Hart	Mortimer	Tabor
Cassis	Howell	Pappageorge	Toy
Caul	Jansen	Patterson	Van Woerkom
DeRossett	Jelinek	Perricone	Vander Roest
DeVuyst	Jellema	Pestka	Voorhees
DeWeese	Johnson, Rick	Pumford	Wojno
Ehardt	Johnson, Ruth	Rackowski	Woronchak
Faunce	Julian	Richardville	

In The Chair: Perricone

Rep. Reeves moved to amend the bill as follows:

1. Amend page 3, line 8, after “SHALL” by striking out “NOTIFY AND CONSULT WITH” and inserting “GAIN THE APPROVAL OF”.

The question being on the adoption of the amendment offered by Rep. Reeves,

Rep. Reeves demanded the yeas and nays.

The demand was supported.

The question being on the adoption of the amendment offered by Rep. Reeves,

The amendment was not adopted, a majority of the members serving not voting therefor, by yeas and nays, as follows:

Roll Call No. 143**Yeas—41**

Basham	Frank	Lemmons	Schauer
Bogardus	Garza	Lockwood	Scott

Bovin	Gielegthem	Minore	Sheltrown
Brown, B.	Hale	Neumann	Spade
Callahan	Hanley	Pestka	Switalski
Cherry	Hansen	Price	Tesanovich
Clark	Hardman	Prusi	Thomas
Clarke	Jacobs	Quarles	Vaughn
Daniels	Jamnick	Reeves	Wojno
Dennis	Kilpatrick	Rison	Woodward
DeWeese			

Nays—57

Allen	Gilbert	Kowall	Rocca
Birkholz	Godchaux	Kuipers	Sanborn
Bisbee	Gosselin	Kukuk	Scranton
Bishop	Green	LaSata	Shackleton
Bradstreet	Hager	Mead	Shulman
Brown, C.	Hart	Middaugh	Stallworth
Byl	Howell	Mortimer	Stamas
Cassis	Jansen	Pappageorge	Tabor
Caul	Jelinek	Patterson	Toy
DeRossett	Jellema	Perricone	Van Woerkom
DeVuyst	Johnson, Rick	Pumford	Vander Roest
Ehardt	Johnson, Ruth	Rackowski	Vear
Faunce	Julian	Richardville	Voorhees
Garcia	Koetje	Richner	Woronchak
Geiger			

In The Chair: Perricone

Rep. Daniels moved to amend the bill as follows:

1. Amend page 3, line 8, after “SHALL” by striking out the balance of the subdivision and inserting “SUBMIT THE CONTRACT TO THE SCHOOL BOARD OF THE QUALIFYING SCHOOL DISTRICT FOR ITS APPROVAL. IF THE SCHOOL BOARD DOES NOT APPROVE THE CONTRACT WITHIN 14 DAYS AFTER SUBMISSION, THE STATE MONITOR MAY ENTER INTO THE CONTRACT WITHOUT THE APPROVAL OF THE SCHOOL BOARD.”.

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

Rep. Lemmons moved to amend the bill as follows:

1. Amend page 1, line 6, after “DISTRICT” by inserting “AND THAT HAS ELECTED TO BECOME A QUALIFYING SCHOOL DISTRICT PURSUANT TO SECTION 377”.

2. Amend page 1, line 7, after “THAN” by striking out “APRIL 19, 1999” and inserting “10 DAYS AFTER THE QUESTION SUBMITTED UNDER SECTION 377 IS APPROVED BY THE SCHOOL ELECTORS AND THOSE ELECTION RESULTS ARE CERTIFIED”.

3. Amend page 2, line 16, after “BEGINNING” by striking out the balance of the line through “PART” on line 17 and inserting “10 DAYS AFTER THE QUESTION SUBMITTED UNDER SECTION 377 IS APPROVED BY THE SCHOOL ELECTORS AND THOSE ELECTION RESULTS ARE CERTIFIED”.

4. Amend page 2, line 22, after “(2)” by striking out the balance of the line through “PART” on line 23 and inserting “BEGINNING 10 DAYS AFTER THE QUESTION SUBMITTED UNDER SECTION 377 IS APPROVED BY THE SCHOOL ELECTORS AND THOSE ELECTION RESULTS ARE CERTIFIED”.

5. Amend page 10, following line 13, by inserting:

“SEC. 377. (1) A FIRST CLASS SCHOOL DISTRICT IS NOT A QUALIFYING SCHOOL DISTRICT UNDER THIS PART, AND THIS PART DOES NOT APPLY TO THE FIRST CLASS SCHOOL DISTRICT, UNLESS THE QUESTION OF BECOMING A QUALIFYING SCHOOL DISTRICT IS APPROVED BY A MAJORITY OF THE SCHOOL ELECTORS OF THAT FIRST CLASS SCHOOL DISTRICT VOTING ON THE QUESTION. THE

SCHOOL BOARD OF A FIRST CLASS SCHOOL DISTRICT SHALL SUBMIT THE QUESTION OF BECOMING A QUALIFYING SCHOOL DISTRICT TO THE SCHOOL ELECTORS OF THE FIRST CLASS SCHOOL DISTRICT AT A SPECIAL ELECTION TO BE HELD NOT LESS THAN 60 AND NOT MORE THAN 90 DAYS AFTER THE EFFECTIVE DATE OF THIS PART. THE QUESTION SHALL BE SUBMITTED IN SUBSTANTIALLY THE FOLLOWING FORM:

“SHALL _____ (INSERT NAME OF FIRST CLASS SCHOOL DISTRICT) BECOME A QUALIFYING SCHOOL DISTRICT UNDER PART 5A OF THE REVISED SCHOOL CODE, WHICH WOULD PROVIDE FOR A STATE MONITOR IN PLACE OF THE ELECTED SCHOOL BOARD?

YES ()

NO ()”.

(2) IF A MAJORITY OF THE SCHOOL ELECTORS OF A FIRST CLASS SCHOOL DISTRICT VOTING ON THE QUESTION UNDER SUBSECTION (1) VOTE IN FAVOR OF THE QUESTION, THE FIRST CLASS SCHOOL DISTRICT IS A QUALIFYING SCHOOL DISTRICT, AND THIS PART IS APPLICABLE TO THE FIRST CLASS SCHOOL DISTRICT, UPON CERTIFICATION OF THE ELECTION RESULTS.

(3) THIS STATE SHALL REIMBURSE A FIRST CLASS SCHOOL DISTRICT FOR THE COSTS OF THE SPECIAL ELECTION REQUIRED UNDER THIS SECTION.”.

The question being on the adoption of the amendments offered by Rep. Lemmons,

Rep. Lemmons demanded the yeas and nays.

The demand was supported.

The question being on the adoption of the amendments offered by Rep. Lemmons,

The amendments were not adopted, a majority of the members serving not voting therefor, by yeas and nays, as follows:

Roll Call No. 144

Yeas—45

Baird	Dennis	Lockwood	Rison
Basham	Frank	Mans	Schauer
Bogardus	Garza	Martinez	Scott
Bovin	Gielegghem	Minore	Sheltrown
Brater	Hale	Neumann	Spade
Brewer	Hanley	O’Neil	Stallworth
Brown, B.	Hansen	Pestka	Switalski
Callahan	Hardman	Price	Tesanovich
Cherry	Jacobs	Prusi	Vaughn
Clark	Kilpatrick	Quarles	Wojno
Clarke	Lemmons	Reeves	Woodward
Daniels			

Nays—57

Allen	Geiger	Koetje	Richner
Birkholz	Gilbert	Kowall	Rocca
Bisbee	Godchaux	Kuipers	Sanborn
Bishop	Gosselin	Kukuk	Scranton
Bradstreet	Green	LaSata	Shackleton
Brown, C.	Hager	Mead	Shulman
Byl	Hart	Middaugh	Stamas
Cassis	Howell	Mortimer	Tabor
Caul	Jansen	Pappageorge	Toy
DeRossett	Jelinek	Patterson	Van Woerkom
DeVuyst	Jellema	Perricone	Vander Roest
DeWeese	Johnson, Rick	Pumford	Vear
Ehardt	Johnson, Ruth	Rackowski	Voorhees
Faunce	Julian	Richardville	Woronchak
Garcia			

Rep. Raczkowski moved that the bill be placed on the order of Third Reading of Bills.
 The motion prevailed, a majority of the members voting therefor.
 Rep. Raczkowski 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. 297, entitled

A bill to amend 1976 PA 451, entitled “The revised school code,” by amending sections 402 and 471a (MCL 380.402 and 380.471a), section 471a as amended by 1982 PA 71, and by adding part 5A and section 449.

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

Roll Call No. 145

Yeas—64

Allen	Geiger	Koetje	Rocca
Birkholz	Gilbert	Kowall	Sanborn
Bisbee	Godchaux	Kuipers	Scranton
Bishop	Gosselin	Kukuk	Shackleton
Bradstreet	Green	LaSata	Sheltrown
Brown, C.	Hager	Mead	Shulman
Byl	Hardman	Middaugh	Stallworth
Cassis	Hart	Mortimer	Stamas
Caul	Howell	Pappageorge	Tabor
Daniels	Jansen	Patterson	Toy
DeRossett	Jelinek	Perricone	Van Woerkom
DeVuyst	Jellema	Pumford	Vander Roest
DeWeese	Johnson, Rick	Raczkowski	Vaughn
Ehardt	Johnson, Ruth	Reeves	Vear
Faunce	Julian	Richardville	Voorhees
Garcia	Kilpatrick	Richner	Woronchak

Nays—40

Baird	Clarke	Lemmons	Quarles
Basham	Dennis	Lockwood	Rison
Bogardus	Frank	Mans	Schauer
Bovin	Garza	Martinez	Scott
Brater	Gielegghem	Minore	Spade
Brewer	Hale	Neumann	Switalski
Brown, B.	Hanley	O’Neil	Tesanovich
Callahan	Hansen	Pestka	Thomas
Cherry	Jacobs	Price	Wojno
Clark	Jamnick	Prusi	Woodward

In The Chair: Perricone

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

“An act to provide a system of public instruction and elementary and secondary schools; to revise, consolidate, and clarify the laws relating to elementary and secondary education; to provide for the organization, regulation, and maintenance of schools, school districts, public school academies, and intermediate school districts; to prescribe rights, powers, duties, and privileges of schools, school districts, public school academies, and intermediate school districts;

to provide for the regulation of school teachers and certain other school employees; to provide for school elections and to prescribe powers and duties with respect thereto; to provide for the levy and collection of taxes; to provide for the borrowing of money and issuance of bonds and other evidences of indebtedness; to establish a fund and provide for expenditures from that fund; to provide for and prescribe the powers and duties of certain state departments, the state board of education, and certain other boards and officials; to provide for licensure of boarding schools; to prescribe penalties; and to repeal acts and parts of acts.”.

The House agreed to the full title.

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

“Mr. Speaker and members of the House:

My vote against this bill is not an acknowledgement that all is well with the Detroit school district. I firmly believe there are and have heard not one person say otherwise.

This bill is not school reform, but one that extremely limits an elected body, replacing it with the Governor who is given a free hand—there is no plan. There is no criteria. There is no liability for any person who will be associated with implementation of this bill.

Underachieving students are not limited to this district. I have heard from presidents of Michigan colleges and universities, as well as a prominent businessman on staff with one of England’s prestigious universities who all spoke to concerns about needs for incoming freshmen for remedial math and English classes. Lesser achieving students is not just a Detroit school district problem—it is more widespread.

Statements were made in the media and at committee meetings about businesses inability to find adequately educated employees in Detroit—I have heard those same comments by businesses in my county.

Democratic amendments tonight spoke to criteria, family involvement and some innovative ways to make a difference for Detroit’s students which for the most part have been rejected by the majority.

For the last 2 1/2 months I have continued to hear the words ‘local control’ and ‘protecting children’ while ‘strengthening families’. Were those made for all except Detroit?

Change is needed, there is absolutely no question. I simply don’t feel this bill will meet the needs of the children and their families in Detroit.”

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

“Mr. Speaker and members of the House:

Senate Bill 297 does the wrong thing for the right reason. The ongoing problems with K-12 education in Michigan are of great concern to all members of the Legislature. Unfortunately this bill attempts to fix the problems in the Detroit School District by stripping away the power of a duly-elected government body and invalidating the vote of the people; removes accountability by putting an administrative appointee in charge of the school district; does not include any true education reforms; and gives the Governor’s appointee the power to spend without oversight. This bill is opposed by the Michigan Association of School Boards, the Macomb County School Boards Association, the Detroit Parent-Teacher Association, the School Equity Caucus, Black Parents for Quality Education and Citizens for a Better Lansing. I join these well-respected groups and many of my colleagues in voting no on this bill which threatens the democratic caucus everywhere in Michigan.”

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

“Mr. Speaker and members of the House:

I voted against this bill because it strips a duly elected school board of all of its power and replaces that board with an appointee of the governor.

This appointee will have total control with no checks and balances. The people of Detroit will have no voice in the governing of their schools.

This legislation succeeds only in creating the purest form of political monster: an officeholder who’s only function is to run for election.”

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

“Mr. Speaker and members of the House:

Senate Bill 297 does the wrong thing for the right reason. The ongoing problems with K-12 education in Michigan are of great concern to all members of the Legislature. Unfortunately this bill attempts to fix the problems in the

Detroit School District by stripping away the power of a duly-elected government body and invalidating the vote of the people; removes accountability by putting an administrative appointee in charge of the school district; does not include any true education reforms; and gives the Governor's appointee the power to spend without oversight. This bill is opposed by the Michigan Association of School Boards, the Macomb County School Boards Association, the Detroit Parent-Teacher Association, the School Equity Caucus, Black Parents for Quality Education and Citizens for a Better Lansing. I join these well-respected groups and many of my colleagues in voting no on this bill which threatens the democratic caucus everywhere in Michigan."

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

"Mr. Speaker and members of the House:

While the sponsor of this bill may have very noble ideas of how to provide a better education for the children of Michigan—beginning with Detroit—I believe this is too complex an issue to be addressed by such a simple yet questionable measure.

First, I object to the state assuming the right to remove duly elected officials from office. The residents of Detroit made a choice about who they wanted to oversee their schools. It is rather arrogant for the state to tell them that their decision was wrong. If the voters feel the individuals they elected are failing in their responsibilities then there is a mechanism in place to allow them to be removed from office: either through a recall effort or the regular election process. I am further concerned such a proposal would set a terrible precedent that may potentially affect all elected officials.

Second, with all due respect to Mayor Archer, I must question what credentials he has that allow him to run the schools better than the current board. As the Mayor of Detroit since 1993, he is responsible for providing adequate public services in the city. Interestingly, after six years in office we continue to hear complaints that streets are not being plowed, city employees are failing to patch the roads, ordinances are not being enforced, etc. The list goes on and on. If the Mayor continues to be challenged by the very basic operations of the city, what basis is there to believe he can better run the schools?

Third, there are a number of school districts that fare worse than the Detroit schools. I question how we deal with those schools and why we have singled out Detroit. The school board has established a financial surplus in the district. In addition, the newly elected school board has recently proposed significant changes that aim to improve the quality of education that its students receive. While the pressure from the proposed school takeover may have been part of the impetus for such actions, the board should have the opportunity to implement these changes.

Fourth, I do not believe true improvements with the students' educational experience will occur until both their learning and living environments are improved. There are children that live in decrepit neighborhoods with drug dealers as neighbors and bars on their doors and windows. They are poorly nourished and lack proper guidance and supervision. So long as they live in such a negative environment, regardless of who may be running the schools, their ability to learn will always be hindered.

Lastly, I strongly disagree with the manner in which this measure has been moved through the legislative process. There have been much less significant issues deliberated by the legislature that were allowed statewide public hearings. This legislation, which has very broad and precedent setting implications for every school district in Michigan and perhaps every elected official, has been railroaded through with little, if any, opportunity for discussion or debate."

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

"Mr. Speaker and members of the House:

I believe that this bill unfairly puts the members of the Detroit Board of Education in a subordinate position. Further, it strips them of their duly elected powers and puts them in a defacto-receivership. I am opposed to any legislation that reduces the powers of an elected board without any rationale or reason."

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

"Mr. Speaker and members of the House:

Senate Bill 297 does the wrong thing for the right reason. The ongoing problems with K-12 education in Michigan are of great concern to all members of the Legislature. Unfortunately this bill attempts to fix the problems in the Detroit School District by stripping away the power of a duly-elected government body and invalidating the vote of the people; removes accountability by putting a group of political appointee in charge of the school district; does not include any true education reforms; and gives the Governor's appointee the power to spend without oversight. This bill is opposed by the Michigan Association of School Boards, the Macomb County School Boards Association, the Detroit Parent-Teacher Association, the School Equity Caucus, and Citizens for a Better Lansing. I join these well-respected groups and many of my colleagues in voting no on this bill which threatens the democratic caucus everywhere in Michigan."

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

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

Rep. Kilpatrick demanded the yeas and nays.

The demand was supported.

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

The motion did not prevail, 2/3 of the members serving not voting therefor, by yeas and nays, as follows:

Roll Call No. 146

Yeas—58

Allen	Geiger	Kowall	Rocca
Birkholz	Gilbert	Kuipers	Sanborn
Bisbee	Godchaux	Kukuk	Scranton
Bishop	Gosselin	LaSata	Shackleton
Bradstreet	Green	Mead	Shulman
Brown, C.	Hager	Middaugh	Spade
Byl	Hart	Mortimer	Stamas
Cassis	Howell	Pappageorge	Tabor
Caul	Jansen	Patterson	Toy
DeRossett	Jelinek	Perricone	Van Woerkom
DeVuyst	Jellema	Pumford	Vander Roest
DeWeese	Johnson, Rick	Raczkowski	Vear
Ehardt	Johnson, Ruth	Richardville	Voorhees
Faunce	Julian	Richner	Woronchak
Garcia	Koetje		

Nays—42

Baird	Dennis	Lockwood	Rison
Basham	Frank	Martinez	Schauer
Bogardus	Garza	Minore	Scott
Bovin	Hale	Neumann	Sheltrown
Brater	Hanley	O'Neil	Stallworth
Brewer	Hansen	Pestka	Switalski
Brown, B.	Hardman	Price	Tesanovich
Cherry	Jacobs	Prusi	Thomas
Clark	Jamnick	Quarles	Vaughn
Clarke	Kilpatrick	Reeves	Woodward
Daniels	Lemmons		

In The Chair: Perricone

Notices

I hereby give notice that on the next legislative session day I will move to reconsider the vote by which the House passed **Senate Bill No. 297**.

Rep. Frank

Rep. Raczkowski moved that the House adjourn.

The motion prevailed, the time being 4:35 a.m.

The Speaker declared the House adjourned until Thursday, March 18, at 12:00 Noon.

GARY L. RANDALL
Clerk of the House of Representatives.