

**No. 56**  
**STATE OF MICHIGAN**  
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**REGULAR SESSION OF 2013**

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Senate Chamber, Lansing, Wednesday, June 12, 2013.

10:00 a.m.

The Senate was called to order by the President, Lieutenant Governor Brian N. Calley.

The roll was called by the Secretary of the Senate, who announced that a quorum was present.

Ananich—present  
Anderson—present  
Bieda—present  
Booher—present  
Brandenburg—present  
Casperson—present  
Caswell—present  
Colbeck—present  
Emmons—present  
Green—present  
Gregory—present  
Hansen—present  
Hildenbrand—present

Hood—present  
Hopgood—present  
Hune—present  
Hunter—excused  
Jansen—present  
Johnson—present  
Jones—present  
Kahn—present  
Kowall—present  
Marleau—present  
Meekhof—present  
Moolenaar—present  
Nofs—present

Pappageorge—present  
Pavlov—present  
Proos—present  
Richardville—present  
Robertson—present  
Rocca—present  
Schuitmaker—present  
Smith—present  
Walker—present  
Warren—present  
Whitmer—present  
Young—present

Senator Michael L. Nofs of the 19th District offered the following invocation:

Dear Heavenly Father, we humbly come before You today and thank You for all that You have given us. We truly are blessed. Thank You for giving us the opportunity to serve our fellow citizens. Grant us wisdom as we make important decisions. Give us compassion as we meet with those less fortunate than us. Guide us as we work to make our state a better place to live, work, and play. Especially, Lord, we ask You today to please protect those who are protecting us, either at home or abroad, who serve us in the military and our first responders in our communities.

We ask these things in Your name and in Jesus' name. Amen.

The President, Lieutenant Governor Calley, led the members of the Senate in recital of the *Pledge of Allegiance*.

### Motions and Communications

Senators Caswell, Green, Richardville, Schuitmaker, Kahn, Brandenburg and Jones entered the Senate Chamber.

Senator Hoppood moved that Senator Hunter be excused from today's session.  
The motion prevailed.

Senator Meekhof moved that rule 3.902 be suspended to allow the guests of Senators Colbeck and Booher admittance to the Senate floor, including the center aisle.

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

Senator Meekhof moved that rule 3.901 be suspended to allow photographs to be taken from the Senate floor, including the center aisle and Gallery.

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

The Secretary announced that the following House bill was received in the Senate and filed on Tuesday, June 11:

**House Bill No. 4768**

The Secretary announced that the following bill was printed and filed on Tuesday, June 11, and is available at the Michigan Legislature website:

**Senate Bill No. 418**

### Recess

Senator Meekhof moved that the Senate recess subject to the call of the Chair.  
The motion prevailed, the time being 10:05 a.m.

10:18 a.m.

The Senate was called to order by the President, Lieutenant Governor Calley.

During the recess, Senator Booher introduced the Ewart High School Boys Track Team, MITCA Division 4 State Champions, and Coach Dennis Peacock; and presented them with a Special Tribute.

Coach Peacock responded briefly.

During the recess, Senators Young and Smith entered the Senate Chamber.

### Messages from the Governor

The following messages from the Governor were received:

Date: June 11, 2013

Time: 9:38 a.m.

To the President of the Senate:

Sir—I have this day approved and signed

**Enrolled Senate Bill No. 335 (Public Act No. 58), being**

An act to amend 2011 PA 142, entitled “An act to impose an assessment on certain health care claims; to impose certain duties and obligations on certain insurance or health coverage providers; to impose certain duties on certain state departments, agencies, and officials; to create certain funds; to authorize certain expenditures; to impose certain remedies and penalties; to provide for an appropriation; and to repeal acts and parts of acts,” (MCL 550.1731 to 550.1741) by amending enacting section 2.

(Filed with the Secretary of State on June 11, 2013, at 4:00 p.m.)

Date: June 11, 2013

Time: 3:18 p.m.

To the President of the Senate:

Sir—I have this day approved and signed

**Enrolled Senate Bill No. 165 (Public Act No. 57), being**

An act to amend 1978 PA 368, entitled “An act to protect and promote the public health; to codify, revise, consolidate, classify, and add to the laws relating to public health; to provide for the prevention and control of diseases and disabilities; to provide for the classification, administration, regulation, financing, and maintenance of personal, environmental, and other health services and activities; to create or continue, and prescribe the powers and duties of, departments, boards, commissions, councils, committees, task forces, and other agencies; to prescribe the powers and duties of governmental entities and officials; to regulate occupations, facilities, and agencies affecting the public health; to regulate health maintenance organizations and certain third party administrators and insurers; to provide for the imposition of a regulatory fee; to provide for the levy of taxes against certain health facilities or agencies; to promote the efficient and economical delivery of health care services, to provide for the appropriate utilization of health care facilities and services, and to provide for the closure of hospitals or consolidation of hospitals or services; to provide for the collection and use of data and information; to provide for the transfer of property; to provide certain immunity from liability; to regulate and prohibit the sale and offering for sale of drug paraphernalia under certain circumstances; to provide for the implementation of federal law; to provide for penalties and remedies; to provide for sanctions for violations of this act and local ordinances; to provide for an appropriation and supplements; to repeal certain acts and parts of acts; to repeal certain parts of this act; and to repeal certain parts of this act on specific dates,” (MCL 333.1101 to 333.25211) by adding part 204.

(Filed with the Secretary of State on June 11, 2013, at 3:58 p.m.)

Respectfully,

Rick Snyder

Governor

By unanimous consent the Senate returned to the order of

### Motions and Communications

Senator Meekhof moved that the rules be suspended and that the following bill, now on Committee Reports, be placed on the General Orders calendar for consideration today:

**Senate Bill No. 50**

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

### Messages from the House

**Senate Bill No. 27, entitled**

A bill to amend 1998 PA 58, entitled “Michigan liquor control code of 1998,” by amending section 537 (MCL 436.1537), as amended by 2011 PA 298.

The House of Representatives has substituted (H-1) the bill.

The House of Representatives has passed the bill as substituted (H-1), ordered that it be given immediate effect and pursuant to Joint Rule 20, inserted the full title.

Pending the order that, under rule 3.202, the bill be laid over one day,  
 Senator Meekhof moved that the rule be suspended.  
 The motion prevailed, a majority of the members serving voting therefor.  
 The question being on concurring in the substitute made to the bill by the House,  
 The substitute was concurred in, a majority of the members serving voting therefor, as follows:

**Roll Call No. 247**

**Yeas—37**

Ananich	Gregory	Kahn	Richardville
Anderson	Hansen	Kowall	Robertson
Bieda	Hildenbrand	Marleau	Rocca
Booher	Hood	Meekhof	Schuitmaker
Brandenburg	Hopgood	Moolenaar	Smith
Casperson	Hune	Nofs	Walker
Caswell	Jansen	Pappageorge	Warren
Colbeck	Johnson	Pavlov	Whitmer
Emmons	Jones	Proos	Young
Green			

**Nays—0**

**Excused—1**

Hunter

**Not Voting—0**

In The Chair: President

The question being on concurring in the committee recommendation to give the bill immediate effect,  
 The recommendation was concurred in, 2/3 of the members serving voting therefor.  
 The Senate agreed to the full title.  
 The bill was referred to the Secretary for enrollment printing and presentation to the Governor.

**Senate Bill No. 79, entitled**

A bill to amend 1998 PA 58, entitled "Michigan liquor control code of 1998," (MCL 436.1101 to 436.2303) by adding section 415.

The House of Representatives has amended the bill as follows:

1. Amend page 1, line 3, after "**MAKER.**" by striking out the balance of the line through "**COUNTY**" on line 6 and inserting "**REGARDLESS OF THE LOCATION OF THE QUALIFIED SMALL WINE MAKER, THE COMMISSION SHALL ONLY ISSUE 1 FARMER'S MARKET PERMIT IN A COUNTY WHERE THE FARMER'S MARKET IS LOCATED FOR EACH 1,500 OF POPULATION OR FRACTION OF 1,500 IN THAT COUNTY**".

2. Amend page 2, line 25, after "**AREA**" by inserting "**THAT IS WELL DEFINED AND CLEARLY MARKED**".  
 The House of Representatives has passed the bill as amended, ordered that it be given immediate effect and pursuant to Joint Rule 20, inserted the full title.

Pending the order that, under rule 3.202, the bill be laid over one day,  
 Senator Meekhof moved that the rule be suspended.  
 The motion prevailed, a majority of the members serving voting therefor.  
 The question being on concurring in the amendments made to the bill by the House,  
 The amendments were concurred in, a majority of the members serving voting therefor, as follows:

**Roll Call No. 248****Yeas—37**

Ananich	Gregory	Kahn	Richardville
Anderson	Hansen	Kowall	Robertson
Bieda	Hildenbrand	Marleau	Rocca
Booher	Hood	Meekhof	Schuitmaker
Brandenburg	Hopgood	Moolenaar	Smith
Casperson	Hune	Nofs	Walker
Caswell	Jansen	Pappageorge	Warren
Colbeck	Johnson	Pavlov	Whitmer
Emmons	Jones	Proos	Young
Green			

**Nays—0****Excused—1**

Hunter

**Not Voting—0**

In The Chair: President

The question being on concurring in the committee recommendation to give the bill immediate effect,  
 The recommendation was concurred in, 2/3 of the members serving voting therefor.  
 The Senate agreed to the full title.  
 The bill was referred to the Secretary for enrollment printing and presentation to the Governor.

Senator Hansen asked and was granted unanimous consent to make a statement and moved that the statement be printed in the Journal.

Senator Hansen's statement is as follows:

As you remember, Senate Bill No. 79 creates a process for those qualified small winemakers in Michigan, who produce not more than 5,000 gallons of wine per year, to purchase a new farmer's market permit. This legislation seeks to give greater market access to aspiring entrepreneurs by allowing them to conduct wine tastings and sell their products at many of our farmer's markets throughout our great state.

As the bill has come back from the House, there were two changes made. First, language was clarified to allow the Liquor Control Commission to issue a farmer's market permit in a county where a farmer's market is located; thereby not restricting somebody from only being able to sell their product in a county in which their winery is located. Second, language was added to further detail the exclusive area where tastings and sales would be allowed.

Again, Senate Bill No. 79 is another tool to help Michigan's small businesses promote their products, and help them build a foundation for a long-term, profitable wine industry.

**Senate Bill No. 150, entitled**

A bill to amend 1967 PA 281, entitled "Income tax act of 1967," by amending section 435 (MCL 206.435), as amended by 2012 PA 154.

The House of Representatives has substituted (H-1) the bill.

The House of Representatives has passed the bill as substituted (H-1), ordered that it be given immediate effect and pursuant to Joint Rule 20, inserted the full title.

Pursuant to rule 3.202, the bill was laid over one day.

**Senate Bill No. 256, entitled**

A bill to amend 2008 PA 398, entitled "Michigan supply chain management development commission act," by amending the title and sections 1, 2, 3, and 4 (MCL 125.1891, 125.1892, 125.1893, and 125.1894).

The House of Representatives has substituted (H-2) the bill.

The House of Representatives has passed the bill as substituted (H-2), ordered that it be given immediate effect and pursuant to Joint Rule 20, inserted the full title.

Pending the order that, under rule 3.202, the bill be laid over one day,

Senator Meekhof moved that the rule be suspended.

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

The question being on concurring in the substitute made to the bill by the House,

The substitute was concurred in, a majority of the members serving voting therefor, as follows:

**Roll Call No. 249****Yeas—36**

Ananich	Gregory	Kahn	Richardville
Anderson	Hansen	Kowall	Robertson
Bieda	Hildenbrand	Marleau	Rocca
Booher	Hood	Meekhof	Schuitmaker
Brandenburg	Hopgood	Moolenaar	Smith
Casperson	Hune	Nofs	Walker
Colbeck	Jansen	Pappageorge	Warren
Emmons	Johnson	Pavlov	Whitmer
Green	Jones	Pros	Young

**Nays—1**

Caswell

**Excused—1**

Hunter

**Not Voting—0**

In The Chair: President

The question being on concurring in the committee recommendation to give the bill immediate effect,

The recommendation was concurred in, 2/3 of the members serving voting therefor.

The Senate agreed to the full title.

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

**Senate Bill No. 341, entitled**

A bill to amend 2002 PA 712, entitled "Michigan Amber alert act," (MCL 28.751 to 28.754) by amending the title, as amended by 2005 PA 205, and by adding section 5.

The House of Representatives has passed the bill, ordered that it be given immediate effect and pursuant to Joint Rule 20, inserted the full title.

Senator Meekhof moved that the bill be given immediate effect.

The question being on the motion to give the bill immediate effect,

Senator Meekhof moved that further consideration of the bill be postponed for today.

The motion prevailed.

**Senate Bill No. 342, entitled**

A bill to amend 1967 PA 281, entitled "Income tax act of 1967," by amending section 435 (MCL 206.435), as amended by 2012 PA 154.

The House of Representatives has substituted (H-2) the bill.

The House of Representatives has passed the bill as substituted (H-2), ordered that it be given immediate effect and pursuant to Joint Rule 20, inserted the full title.

Pursuant to rule 3.202, the bill was laid over one day.

**Third Reading of Bills**

The following bill was read a third time:

**House Bill No. 4084, entitled**

A bill to establish the ALS of Michigan ("Lou Gehrig's disease") fund in the department of treasury; to provide for the distribution of the money from the funds; to prescribe the powers and duties of certain agencies and officials; and to provide for appropriations.

The question being on the passage of the bill,

The bill was passed, a majority of the members serving voting therefor, as follows:

**Roll Call No. 250****Yeas—37**

Ananich	Gregory	Kahn	Richardville
Anderson	Hansen	Kowall	Robertson
Bieda	Hildenbrand	Marleau	Rocca
Booher	Hood	Meekhof	Schuitmaker
Brandenburg	Hopgood	Moolenaar	Smith
Casperson	Hune	Nofs	Walker
Caswell	Jansen	Pappageorge	Warren
Colbeck	Johnson	Pavlov	Whitmer
Emmons	Jones	Proos	Young
Green			

**Nays—0****Excused—1**

Hunter

**Not Voting—0**

In The Chair: President

Senator Meekhof moved that the bill be given immediate effect.

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

The Senate agreed to the title of the bill.

The following bill was read a third time:

**House Bill No. 4085, entitled**

A bill to amend 1967 PA 281, entitled "Income tax act of 1967," by amending section 435 (MCL 206.435), as amended by 2012 PA 154.

The question being on the passage of the bill,  
 Senator Hildenbrand offered the following substitute:  
 Substitute (S-2).

The substitute was adopted, a majority of the members serving voting therefor.

The question being on the passage of the bill,

The bill was passed, a majority of the members serving voting therefor, as follows:

**Roll Call No. 251****Yeas—37**

Ananich	Gregory	Kahn	Richardville
Anderson	Hansen	Kowall	Robertson
Bieda	Hildenbrand	Marleau	Rocca
Booher	Hood	Meekhof	Schuitmaker
Brandenburg	Hopgood	Moolenaar	Smith
Casperson	Hune	Nofs	Walker
Caswell	Jansen	Pappageorge	Warren
Colbeck	Johnson	Pavlov	Whitmer
Emmons	Jones	Proos	Young
Green			

**Nays—0****Excused—1**

Hunter

**Not Voting—0**

In The Chair: President

Senator Meekhof moved that the bill be given immediate effect.

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

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

“An act to meet deficiencies in state funds by providing for the imposition, levy, computation, collection, assessment, reporting, payment, and enforcement by lien and otherwise of taxes on or measured by net income and on certain commercial, business, and financial activities; to prescribe the manner and time of making reports and paying the taxes, and the functions of public officers and others as to the taxes; to permit the inspection of the records of taxpayers; to provide for interest and penalties on unpaid taxes; to provide exemptions, credits and refunds of the taxes; to prescribe penalties for the violation of this act; to provide an appropriation; and to repeal acts and parts of acts.”

The Senate agreed to the full title.

Senator Meekhof moved that the following bills be placed at the head of the Third Reading of Bills calendar:

**House Bill No. 4591**

**House Bill No. 4592**

**House Bill No. 4737**

**House Bill No. 4082**

**Senate Bill No. 250**

**Senate Bill No. 360**

The motion prevailed.



The following bill was read a third time:

**House Bill No. 4591, entitled**

A bill to amend 1956 PA 217, entitled "Electrical administrative act," by amending sections 6 and 7 (MCL 338.886 and 338.887), section 6 as amended by 1992 PA 130 and section 7 as amended by 2002 PA 205.

The question being on the passage of the bill,

The bill was passed, a majority of the members serving voting therefor, as follows:

**Roll Call No. 252**

**Yeas—37**

Ananich	Gregory	Kahn	Richardville
Anderson	Hansen	Kowall	Robertson
Bieda	Hildenbrand	Marleau	Rocca
Booher	Hood	Meekhof	Schuitmaker
Brandenburg	Hopgood	Moolenaar	Smith
Casperson	Hune	Nofs	Walker
Caswell	Jansen	Pappageorge	Warren
Colbeck	Johnson	Pavlov	Whitmer
Emmons	Jones	Proos	Young
Green			

**Nays—0**

**Excused—1**

Hunter

**Not Voting—0**

In The Chair: President

The question being on concurring in the committee recommendation to give the bill immediate effect,

The recommendation was concurred in, 2/3 of the members serving voting therefor.

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

"An act to safeguard persons and property; to provide for licensing and regulation of electricians and electrical contractors concerning the construction, alteration, installation of electrical wiring and equipment and for the inspection of electrical wiring; to create an electrical administrative board; to create certain committees for certain purposes; to provide certain powers and duties for certain departments; to provide for the assessment of certain fees and for the promulgation of rules; and to prescribe penalties for violations of this act,".

The Senate agreed to the full title.

The following bill was read a third time:

**House Bill No. 4592, entitled**

A bill to amend 1984 PA 192, entitled "Forbes mechanical contractors act," by amending sections 7 and 9 (MCL 338.977 and 338.979), section 7 as amended by 1998 PA 300.

The question being on the passage of the bill,

The bill was passed, a majority of the members serving voting therefor, as follows:

**Roll Call No. 253**

**Yeas—37**

Ananich	Gregory	Kahn	Richardville
Anderson	Hansen	Kowall	Robertson

Bieda	Hildenbrand	Marleau	Rocca
Booher	Hood	Meekhof	Schuitmaker
Brandenburg	Hopgood	Moolenaar	Smith
Casperson	Hune	Nofs	Walker
Caswell	Jansen	Pappageorge	Warren
Colbeck	Johnson	Pavlov	Whitmer
Emmons	Jones	Proos	Young
Green			

**Nays—0**

**Excused—1**

Hunter

**Not Voting—0**

In The Chair: President

The question being on concurring in the committee recommendation to give the bill immediate effect,

The recommendation was concurred in, 2/3 of the members serving voting therefor.

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

“An act to regulate the use, installation, alteration, and servicing of specified heating, cooling, ventilating, and refrigerating equipment and systems; to create a board of mechanical rules; to provide for the licensing of installing contractors and of servicing contractors of heating, cooling, ventilating, and refrigerating equipment and systems; to prescribe fees; and to provide for the promulgation of rules; and to prescribe penalties.”.

The Senate agreed to the full title.

The following bill was read a third time:

**House Bill No. 4737, entitled**

A bill to amend 1972 PA 230, entitled “Stille-DeRossett-Hale single state construction code act,” (MCL 125.1501 to 125.1531) by adding section 28a.

The question being on the passage of the bill,

The bill was passed, a majority of the members serving voting therefor, as follows:

**Roll Call No. 254**

**Yeas—37**

Ananich	Gregory	Kahn	Richardville
Anderson	Hansen	Kowall	Robertson
Bieda	Hildenbrand	Marleau	Rocca
Booher	Hood	Meekhof	Schuitmaker
Brandenburg	Hopgood	Moolenaar	Smith
Casperson	Hune	Nofs	Walker
Caswell	Jansen	Pappageorge	Warren
Colbeck	Johnson	Pavlov	Whitmer
Emmons	Jones	Proos	Young
Green			

**Nays—0**

**Excused—1**

Hunter

**Not Voting—0**

In The Chair: President

The question being on concurring in the committee recommendation to give the bill immediate effect,

The recommendation was concurred in, 2/3 of the members serving voting therefor.

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

“An act to create a construction code commission and prescribe its functions; to authorize the director to promulgate rules with recommendations from each affected board relating to the construction, alteration, demolition, occupancy, and use of buildings and structures; to prescribe energy conservation standards for the construction of certain buildings; to provide for statewide approval of premanufactured units; to provide for the testing of new devices, materials, and techniques for the construction of buildings and structures; to define the classes of buildings and structures affected by the act; to provide for administration and enforcement of the act; to create a state construction code fund; to prohibit certain conduct; to establish penalties, remedies, and sanctions for violations of the act; to repeal acts and parts of acts; and to provide an appropriation.”.

The Senate agreed to the full title.

The following bill was read a third time:

**House Bill No. 4082, entitled**

A bill to establish the Michigan Alzheimer’s association fund in the department of treasury; to provide for the distribution of the money from the fund; to prescribe the powers and duties of certain agencies and officials; and to provide for appropriations.

The question being on the passage of the bill,

Senator Hildenbrand offered the following substitute:

Substitute (S-1).

The substitute was adopted, a majority of the members serving voting therefor.

The question being on the passage of the bill,

The bill was passed, a majority of the members serving voting therefor, as follows:

**Roll Call No. 255****Yeas—37**

Ananich	Gregory	Kahn	Richardville
Anderson	Hansen	Kowall	Robertson
Bieda	Hildenbrand	Marleau	Rocca
Booher	Hood	Meekhof	Schuitmaker
Brandenburg	Hopgood	Moolenaar	Smith
Casperson	Hune	Nofs	Walker
Caswell	Jansen	Pappageorge	Warren
Colbeck	Johnson	Pavlov	Whitmer
Emmons	Jones	Proos	Young
Green			

**Nays—0****Excused—1**

Hunter

**Not Voting—0**

In The Chair: President

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

The following bill was read a third time:

**Senate Bill No. 250, entitled**

A bill to amend 1931 PA 328, entitled “The Michigan penal code,” by amending section 81d (MCL 750.81d), as amended by 2006 PA 517.

The question being on the passage of the bill,

The bill was passed, a majority of the members serving voting therefor, as follows:

**Roll Call No. 256****Yeas—36**

Ananich	Gregory	Kahn	Richardville
Anderson	Hansen	Kowall	Robertson
Bieda	Hildenbrand	Marleau	Rocca
Booher	Hood	Meekhof	Schuitmaker
Brandenburg	Hopgood	Moolenaar	Smith
Casperson	Hune	Nofs	Walker
Caswell	Jansen	Pappageorge	Warren
Emmons	Johnson	Pavlov	Whitmer
Green	Jones	Proos	Young

**Nays—1**

Colbeck

**Excused—1**

Hunter

**Not Voting—0**

In The Chair: President

The Senate agreed to the title of the bill.

The following bill was read a third time:

**Senate Bill No. 360, entitled**

A bill to amend 1927 PA 175, entitled “The code of criminal procedure,” by amending section 16d of chapter XVII (MCL 777.16d), as amended by 2012 PA 365.

The question being on the passage of the bill,

The bill was passed, a majority of the members serving voting therefor, as follows:

**Roll Call No. 257****Yeas—36**

Ananich	Gregory	Kahn	Richardville
Anderson	Hansen	Kowall	Robertson
Bieda	Hildenbrand	Marleau	Rocca
Booher	Hood	Meekhof	Schuitmaker
Brandenburg	Hopgood	Moolenaar	Smith
Casperson	Hune	Nofs	Walker
Caswell	Jansen	Pappageorge	Warren
Emmons	Johnson	Pavlov	Whitmer
Green	Jones	Proos	Young

**Nays—1**

Colbeck

**Excused—1**

Hunter

**Not Voting—0**

In The Chair: President

The Senate agreed to the title of the bill.

By unanimous consent the Senate proceeded to the order of  
**Resolutions**

Senator Meekhof moved that consideration of the following resolution be postponed for today:

**Senate Resolution No. 34**

The motion prevailed.

The question was placed on the adoption of the following resolution consent calendar:

**Senate Resolution No. 71**

The resolution consent calendar was adopted.

Senators Walker, Hansen, Casperson, Brandenburg, Green, Meekhof, Schuitmaker, Hildenbrand, Moolenaar, Pavlov, Proos, Booher, Ananich, Warren, Bieda, Kowall and Jansen offered the following resolution:

**Senate Resolution No. 71.**

A resolution commemorating June 8-16, 2013, as Aquatic Invasive Species Awareness Week in the state of Michigan.

Whereas, Michigan and its economy are defined by the Great Lakes and depend on its great abundance of fresh water for manufacturing, tourism, fishing, public water supplies, agriculture, and numerous other uses; and

Whereas, Preventing the introduction of aquatic invasive species ultimately benefits the state of Michigan, and stopping the introduction of these species would eliminate the need of the state business, industry, and citizens from employing costly methods to control and manage them; and

Whereas, Michigan has taken the lead in protecting the Great Lakes from aquatic invasive species from a number of pathways, including ballast water, canals and waterways, organisms in trade, and recreational activities; and

Whereas, Over 180 nonindigenous aquatic invasive species have been introduced to the Great Lakes, many of which are displacing native species, disrupting habitats, and degrading natural, managed, and agricultural landscapes, resulting in millions of dollars for control efforts each year; and

Whereas, Michigan has over 1 million registered boaters and many other recreational, commercial, and industrial users of over 11,000 lakes and ponds and over 36,000 miles of streams, many of which are impacted by aquatic invasive species; and

Whereas, Aquatic invasive species awareness is an important first step toward behavior change, which prevents the introduction and spread of aquatic invasive species; and

Whereas, Spring marks the beginning of water-related recreational activities in Michigan; and

Whereas, Aquatic Invasive Species Awareness Week is an opportunity for government to join forces with business, industry, environmental groups, community organizations, and citizens to take action against the introduction and spread of aquatic invasive species; and now, therefore, be it

Resolved by the Senate, That we hereby commemorate June 8-16, 2013, as Aquatic Invasive Species Awareness Week in the state of Michigan; and be it further

Resolved, That all citizens are encouraged to increase their understanding and awareness of aquatic invasive species and their ecological and economic impacts, and take preventative measures to stop the spread and introduction of aquatic invasive species; and be it further

Resolved, That a copy of this resolution be transmitted to the Michigan Department of Environmental Quality, Michigan Department of Agriculture and Rural Development, Michigan Department of Natural Resources, Michigan Department of Transportation, Great Lakes Fishery Commission, Council of Great Lakes Governors, Michigan congressional delegation, and Great Lakes Commission.

Senators Anderson, Jones, Kahn, Marleau and Pappageorge were named co-sponsors of the resolution.

Senators Jones, Colbeck, Booher, Rocca, Schuitmaker, Proos, Hansen, Bieda, Anderson and Emmons offered the following resolution:

**Senate Resolution No. 72.**

A resolution to memorialize the United States Congress to investigate issues regarding the high price of gasoline nationally and in Michigan and to identify long-term solutions to sustain lower gasoline prices.

Whereas, For the past several years, major oil companies have been racking up record-breaking profits while this nation's motoring public have been paying painfully at the pump. The tremendous profits were widely expected by drivers who have seen the price of gasoline soar in recent months. If gasoline prices continue to rise, then the household budgets of Americans across the nation will be seriously impacted; and

Whereas, The ongoing reports of highly volatile gasoline prices make it difficult for Michigan families to live within a budget. Recently, Michigan had the dubious distinction of having the highest gasoline prices in the continental United States. These gasoline prices make it even harder for Michigan's citizens, already hit by a deteriorating economy, to budget commuting expenses for getting to work or school, or to plan a summer vacation or weekend trip. Tourism is an essential component to Michigan's economy and the price of gasoline directly affects our state's tourism industry. Identifying the reasons that gasoline prices rise so quickly and fall much more slowly is critical to assisting citizens in meeting their energy needs; and

Whereas, Oil industry experts point to a number of factors that cause gasoline prices to rise: increased global demand and lower supplies, refineries having to manufacture more bouquet fuels, and insufficient refinery capacity. Nonetheless, many citizens question the extent of the price increases and suggest the possibility that oil companies are engaging in price fixing or profiteering activities. Citizens are demanding an investigation of the reasons for these extreme prices while asserting that long-term solutions must be found to prevent future recurrences of these price spikes; now, therefore, be it

Resolved by the Senate, That we memorialize the United States Congress to investigate issues regarding the high price of gasoline nationally and in Michigan and to identify long-term solutions to sustain lower gasoline prices; 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.

Pending the order that, under rule 3.204, the resolution be referred to the Committee on Government Operations, Senator Meekhof moved that the rule be suspended.

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

The question being on the adoption of the resolution,

Senator Meekhof moved that the resolution be referred to the Committee on Transportation.

The motion prevailed.

Senators Hood, Hune, Jansen, Kahn, Kowall, Marleau and Pappageorge were named co-sponsors of the concurrent resolution.

**Introduction and Referral of Bills**

Senator Smith introduced

**Senate Bill No. 424, entitled**

A bill to amend 1909 PA 279, entitled "The home rule city act," by amending sections 5 and 35a (MCL 117.5 and 117.35a), section 5 as amended by 2011 PA 133 and section 35a as amended by 2001 PA 173.

The bill was read a first and second time by title and referred to the Committee on Local Government and Elections.

Senators Brandenburg, Robertson, Jones, Casperson, Hansen, Walker, Green, Jansen, Colbeck, Proos, Pappageorge and Marleau introduced

**Senate Bill No. 425, entitled**

A bill to amend 1893 PA 206, entitled "The general property tax act," by amending section 7dd (MCL 211.7dd), as amended by 2012 PA 324.

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

Senators Hildenbrand and Bieda introduced

**Senate Bill No. 426, entitled**

A bill to amend 1998 PA 58, entitled "Michigan liquor control code of 1998," by amending section 603 (MCL 436.1603), as amended by 2011 PA 298.

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

Senators Walker, Casperson, Booher, Moolenaar, Emmons, Jansen, Proos, Meekhof, Jones and Robertson introduced

**Senate Bill No. 427, entitled**

A bill to amend 1936 (Ex Sess) PA 1, entitled "Michigan employment security act," by amending section 43 (MCL 421.43), as amended by 2004 PA 243.

The bill was read a first and second time by title and referred to the Committee on Reforms, Restructuring and Reinventing.

Senators Kahn, Green, Marleau, Proos and Nofs introduced

**Senate Bill No. 428, entitled**

A bill to amend 1915 PA 63, entitled "An act to provide for the furnishing of suitable flag holders and United States flags for the graves of veterans who served in the armed forces of the United States for the marking and designation of the graves for memorial purposes; and to provide a penalty for the removal or destruction of the flag holders and United States flags when placed," by amending sections 1 and 1a (MCL 35.831 and 35.831a), as amended by 2006 PA 627.

The bill was read a first and second time by title and referred to the Committee on Veterans, Military Affairs and Homeland Security.

**House Bill No. 4768, entitled**

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," (MCL 324.101 to 324.90106) by adding section 3109e.

The House of Representatives has passed the bill and ordered that it be given immediate effect.

The bill was read a first and second time by title and referred to the Committee on Natural Resources, Environment and Great Lakes.

By unanimous consent the Senate returned to the order of

**General Orders**

Senator Meekhof moved that the Senate resolve itself into the Committee of the Whole for consideration of the General Orders calendar.

The motion prevailed, and the President, Lieutenant Governor Calley, designated Senator Colbeck as Chairperson.

After some time spent therein, the Committee arose; and the Assistant President pro tempore, Senator Hansen, having assumed the Chair, the Committee reported back to the Senate, favorably and without amendment, the following bills:

**Senate Bill No. 270, entitled**

A bill to amend 1984 PA 270, entitled "Michigan strategic fund act," by amending sections 88a, 88b, and 89c (MCL 125.2088a, 125.2088b, and 125.2089c), section 88a as amended by 2011 PA 22, section 88b as amended by 2012 PA 145, and section 89c as added by 2008 PA 98.

**Senate Bill No. 114, entitled**

A bill to amend 1893 PA 206, entitled "The general property tax act," by amending section 34d (MCL 211.34d), as amended by 2012 PA 185.

The bills were placed on the order of Third Reading of Bills.

The Committee of the Whole reported back to the Senate, favorably and with a substitute therefor, the following bill:

**Senate Bill No. 271, entitled**

A bill to amend 1984 PA 270, entitled "Michigan strategic fund act," by amending sections 88r, 90a, 90b, 90c, and 90d (MCL 125.2088r, 125.2090a, 125.2090b, 125.2090c, and 125.2090d), section 88r as added by 2011 PA 250 and sections 90a, 90b, 90c, and 90d as amended by 2012 PA 395.

Substitute (S-3).

The Senate agreed to the substitute recommended by the Committee of the Whole, and the bill as substituted was placed on the order of Third Reading of Bills.

The Committee of the Whole reported back to the Senate, favorably and with a substitute therefor, the following bill:

**Senate Bill No. 272, entitled**

A bill to amend 1984 PA 270, entitled "Michigan strategic fund act," by amending sections 4 and 23 (MCL 125.2004 and 125.2023), section 4 as amended by 2012 PA 145 and section 23 as amended by 2009 PA 85, and by adding section 7b.

Substitute (S-1).

The Senate agreed to the substitute recommended by the Committee of the Whole, and the bill as substituted was placed on the order of Third Reading of Bills.

The Committee of the Whole reported back to the Senate, favorably and with a substitute therefor, the following bill:

**Senate Bill No. 330, entitled**

A bill to amend 1976 PA 390, entitled "Emergency management act," by amending sections 18 and 19 (MCL 30.418 and 30.419), as amended by 1990 PA 50.

Substitute (S-3).

The Senate agreed to the substitute recommended by the Committee of the Whole, and the bill as substituted was placed on the order of Third Reading of Bills.

The Committee of the Whole reported back to the Senate, favorably and with a substitute therefor, the following bill:

**Senate Bill No. 50, entitled**

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending sections 81101, 81115, 81122, 81129, 81131, and 81133 (MCL 324.81101, 324.81115, 324.81122, 324.81129, 324.81131, and 324.81133), section 81101 as amended by 2012 PA 246, sections 81115 and 81129 as amended by 2008 PA 240, section 81122 as added by 1995 PA 58, section 81131 as amended by 2011 PA 107, and section 81133 as amended by 2012 PA 340; and to repeal acts and parts of acts.

Substitute (S-2).

The Senate agreed to the substitute recommended by the Committee of the Whole, and the bill as substituted was placed on the order of Third Reading of Bills.

**Recess**

Senator Meekhof moved that the Senate recess subject to the call of the Chair.

The motion prevailed, the time being 11:19 a.m.

11:28 a.m.

The Senate was called to order by Assistant President pro tempore, Senator Hansen.



By unanimous consent the Senate returned to the order of  
**General Orders**

Senator Meekhof moved that the Senate resolve itself into the Committee of the Whole for consideration of the General Orders calendar.

The motion prevailed, and the Assistant President pro tempore, Senator Hansen, designated Senator Colbeck as Chairperson.

After some time spent therein, the Committee arose; and the Assistant President pro tempore, Senator Hansen, having resumed the Chair, the Committee reported back to the Senate, favorably and with a substitute therefor, the following bill:

**House Bill No. 4743, entitled**

A bill to amend 2011 PA 256, entitled “Michigan fireworks safety act,” by amending sections 4, 5, 7, 10, 11, 12, and 18a (MCL 28.454, 28.455, 28.457, 28.460, 28.461, 28.462, and 28.468a), sections 4 and 12 as amended and section 18a as added by 2012 PA 257.

Substitute (S-5).

The Senate agreed to the substitute recommended by the Committee of the Whole, and the bill as substituted was placed on the order of Third Reading of Bills.

By unanimous consent the Senate returned to the order of  
**Third Reading of Bills**

Senator Meekhof moved that the rules be suspended and that the following bill, now on the order of Third Reading of Bills, be placed on its immediate passage at the head of the Third Reading of Bills calendar:

**House Bill No. 4743**

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

The following bill was read a third time:

**House Bill No. 4743, entitled**

A bill to amend 2011 PA 256, entitled “Michigan fireworks safety act,” by amending sections 4, 5, 7, 10, 11, 12, and 18a (MCL 28.454, 28.455, 28.457, 28.460, 28.461, 28.462, and 28.468a), sections 4 and 12 as amended and section 18a as added by 2012 PA 257.

The question being on the passage of the bill,

Senator Walker offered the following amendment:

1. Amend page 6, line 16, after “**FIREWORKS.**” by inserting “However, **EXCEPT FOR A SPECIAL CHARTER CITY,**”.

The question being on the adoption of the amendment,

Senator Walker requested the yeas and nays.

The yeas and nays were ordered, 1/5 of the members present voting therefor.

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

**Roll Call No. 258**

**Yeas—16**

Anderson	Emmons	Kahn	Pappageorge
Booher	Green	Kowall	Smith
Brandenburg	Hansen	Moolenaar	Walker
Casperson	Hopgood	Nofs	Young

**Nays—20**

Ananich	Hood	Marleau	Robertson
Bieda	Hune	Meekhof	Rocca
Caswell	Jansen	Pavlov	Schuitmaker
Colbeck	Johnson	Proos	Warren
Hildenbrand	Jones	Richardville	Whitmer

**Excused—1**

Hunter

**Not Voting—1**

Gregory

In The Chair: Hansen

Senator Hood offered the following amendment:

1. Amend page 6, line 16, after "**FIREWORKS.**" by striking out the balance of the subsection.

The amendment was not adopted, a majority of the members serving not voting therefor.

Senator Hopgood requested the yeas and nays.

The yeas and nays were ordered, 1/5 of the members present voting therefor.

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

**Roll Call No. 259****Yeas—17**

Anderson	Emmons	Johnson	Walker
Bieda	Gregory	Kahn	Warren
Brandenburg	Hood	Moolenaar	Whitmer
Casperson	Hopgood	Smith	Young
Colbeck			

**Nays—20**

Ananich	Hildenbrand	Marleau	Proos
Booher	Hune	Meekhof	Richardville
Caswell	Jansen	Nofs	Robertson
Green	Jones	Pappageorge	Rocca
Hansen	Kowall	Pavlov	Schuitmaker

**Excused—1**

Hunter

**Not Voting—0**

In The Chair: Hansen

The question being on the passage of the bill,

The bill was passed, a majority of the members serving voting therefor, as follows:

**Roll Call No. 260****Yeas—37**

Ananich	Gregory	Kahn	Richardville
Anderson	Hansen	Kowall	Robertson
Bieda	Hildenbrand	Marleau	Rocca
Booher	Hood	Meekhof	Schuitmaker
Brandenburg	Hopgood	Moolenaar	Smith
Casperson	Hune	Nofs	Walker
Caswell	Jansen	Pappageorge	Warren
Colbeck	Johnson	Pavlov	Whitmer
Emmons	Jones	Proos	Young
Green			

**Nays—0****Excused—1**

Hunter

**Not Voting—0**

In The Chair: Hansen

The question being on concurring in the committee recommendation to give the bill immediate effect,

The recommendation was concurred in, 2/3 of the members serving voting therefor.

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

“An act to revise, consolidate, and codify the laws relating to certain fireworks; to regulate the purchase, possession, sale, and use of certain fireworks; to establish a fireworks safety fund; to establish a fireworks safety fee; to provide for the transfer and expenditure of funds; to prescribe the powers and duties of certain state agencies; to provide for penalties and remedies; and to repeal acts and parts of acts.”.

The Senate agreed to the full title.

Senator Hood asked and was granted unanimous consent to make a statement and moved that the statement be printed in the Journal.

The motion prevailed.

Senator Hood’s statement is as follows:

I rise today to call attention to my colleagues and hope that they support this amendment that is before us that would give local governments the power to regulate the use of fireworks any time, every day of the year. While we recently expanded the sale and use of certain high-powered fireworks in the state, there have been, certainly, some unintended consequences in doing so—primarily endangering and disturbing our neighbors. This legislation before us would give local governments the power to regulate the use of consumer fireworks only between midnight and 8:00 a.m. on the day before, day of, and the day after a national holiday.

My amendment would eliminate this loophole and give local municipalities the power to regulate the use of these fireworks any time on those days, enabling them to oversee the use of fireworks year-round and, in particular, during the holiday times when their use is most frequent.

Right now, during these holiday periods, residents are powerless to prevent the use—and many times abuse—of fireworks in their neighborhoods, often late into the night and early morning. Let me start by adding that I believe in celebrating national holidays and making sure that we recognize them, but nobody’s celebration should be at the detriment of others’ enjoyment. This amendment would allow local governments to work with all interested parties to properly regulate the use of fireworks and addresses the concerns of everyone involved. I ask for your support for this amendment.

By unanimous consent the Senate proceeded to the order of  
**Statements**

Senators Whitmer, Proos and Bieda asked and were granted unanimous consent to make statements and moved that the statements be printed in the Journal.

The motion prevailed.

Senator Whitmer's statement is as follows:

Like many people across Michigan, I've been shocked to learn the lengths Governor Snyder has gone to run his administration in a cloud of secrecy. Whether it was skunk works, his appointment of Detroit's emergency manager, or a host of other decisions, we have only learned the true extent of it thanks to the excellent journalism of Chad Livengood and other reporters here at the Capitol. The Governor's actions have been a far cry from the open and transparent Governor he promised the people of Michigan that he would be.

Perhaps more alarming than the acts of secrecy themselves has been his response since news of these secret efforts have become public. Rather than vowing to put his cards down on the table for all to see, he's doubled down on his efforts to not only maintain the shroud of secrecy, but even legitimize it. This is no more obvious than with his so-called transition manager, Rich Baird. Mr. Baird, who is not employed by the Governor's office but is instead paid by a group of unknown outside interests, has unheard-of influence in the Governor's administration for someone beholden to a person or persons the people of Michigan aren't even allowed to know about.

Yet, despite being paid for by these outside interests and not being on state payroll, Mr. Baird had the audacity to claim executive privilege and refuse to turn over documents in a lawsuit brought against the Snyder Administration by citizens concerned over the handling of hiring an emergency manager in the city of Detroit. In short, Mr. Baird was thumbing his nose at the people of Michigan and attempting to proclaim that his secret role within the Governor's office was not only legitimate, but warranted.

As reported by Mr. Livengood in the *Detroit News* today, thankfully an Ingham County judge, Judge William Collette, would not buy that ridiculous argument coming out of the Snyder Administration. I quote: "Ingham County Circuit Judge William Collette on Wednesday rejected a claim of executive privilege and ordered Gov. Rick Snyder's aide, Rich Baird, to produce email correspondence with the 20 candidates for Detroit's emergency manager.

Baird claimed he didn't have to produce the internal documents under executive privilege, but he is not a state employee, and he is paid \$100,000 from the NERD fund.

Records released last week in a lawsuit of Kevyn Orr's appointment indicate Snyder offered the Washington, D.C., bankruptcy attorney the job as early as Feb. 11—more than a week before the Governor's review team declared Detroit in a financial emergency and a month before Orr was hired, March 14 by a state board controlled by the Governor.

Collette has expressed frustration with the slow pace of the lawsuit's discovery process and has ordered State Treasurer Andy Dillon and other top state officials to sign sworn affidavits that they've actually turned over all the documents related to Orr's appointment."

Thankfully, Judge Collette can compel the Snyder Administration to play by the same rules we're supposed to. Sadly, that's what it takes. It makes me seriously question what's worse, the Governor's attempt to create such significant policy decisions behind closed doors or his continued insistence that it's actually ethical.

It's time for Governor Snyder to come clean not only about these decisions and ideas being generated out of public view, but exactly who Mr. Baird is paid by. The people of Michigan deserve to know whose dollars are paying for his office inside the Governor's office and whose interests he's truly representing while there.

Until he comes clean with this information, the Governor is going to continue to have a serious problem claiming he's representing the people of Michigan and he's doing it aboveboard.

Senator Proos' statement is as follows:

I rise today during statements for the following, I think, fairly important discussion; in fact, very important discussion. First, I would like to commend the school personnel of Dowagiac Union Schools as well as law enforcement officials in southwest Michigan, particularly in the Dowagiac and Cass County sheriffs' departments, for their handling of recent events at the Dowagiac Middle School. Due to the school's planning and repeated practice of safety drills, officials and administrators were able to respond quickly and effectively, while maintaining control over a very dangerous situation.

On Monday, June 3, just over a week ago, an attentive school staff member spotted a young man carrying a handgun outside of the school and notified school officials and the school principal. The principal bravely attempted to speak with that particular young man, who then fled into the woods.

School buses filled with pupils were on their way to school that day. Folks were walking to school on any normal Monday before the start of summer break. School officials immediately worked with law enforcement to divert students away from the school building itself, and the walking students were diverted away, as were all of the school buses filled with students coming to the schools in Dowagiac. Superintendent Mark Daniel and the staff members worked quickly with law enforcement chief of police Tom Atkinson in Dowagiac to ensure that a perimeter was established around the buildings themselves, to ensure safety and security of all of the students. After all, nobody knew what to expect from this student who was walking with a loaded handgun.

Sadly, in the end, that 13-year-old former student shot himself in an adjacent wooded area and later succumbed to his injuries in a local hospital.

Throughout the years, colleagues, Michigan has taken steps to protect students and staff in our schools. State legislation passed in 2006 requires that a minimum of two lockdown drills be conducted in Michigan schools each year for all K-12 students. However, not all schools are putting the emphasis on this very important safety feature that Dowagiac Union Schools has. A recent *MLive* study examined 54 Michigan school buildings and found that nine of those schools failed to properly go through their drills and report it properly with the Department of Education. Those two mandatory lockdown drills are the same drills that Dowagiac did to make a difference.

For these reasons, I am introducing, Mr. President, a resolution to encourage our K-12 schools to, in fact, follow the fire prevention codes, do the necessary two lockdown drills, and report it appropriately. The resolution also recommends that school boards themselves and administrators continuously review the lockdown, and review the safety and technology in order to provide the very best safety to our students, our kids whom we entrust to our school buildings during the school year.

The bill itself that I am introducing, as well as the resolution, will look to create a penalty for school districts that, in fact, do not provide that level of safety and security that is so necessary for our students. If they do not comply in the emergency drills, those two lockdown drills, then we would withhold 5 percent of their state aid payment in escrow until they, in fact, manage their affairs and keep our kids safe. This money in escrow will force them to comply with the requirements that this Legislature has established.

Finally, it worked in Dowagiac. Thank goodness that it worked in Dowagiac, that those drills allowed for students to be safe; for parents to be alerted; for school buses filled with kids to be diverted to a safe location until the threat had subsided. Sadly, that threat ended in the loss of the life of the young man in Dowagiac.

I welcome your co-sponsorship, my colleagues, on both this resolution as well as this bill.

Senator Bieda's statement is as follows:

Today, I rise to honor and acknowledge the life of Roy Gillette, Sr., whose sudden passing on Tuesday, May 21, at the age of 72 has saddened the entire community.

Roy was born on March 31, 1941, in Detroit. His family moved to Center Line in 1950, and he attended St. Clemente High School. Roy married the love of his life Dottie, and over the years of marriage, they raised four children, Sheryl, Theresa, Roy, Jr., and John. Roy is also survived by 16 grandchildren, 2 brothers, and 1 sister.

Roy Gillette was a prominent local figure in Center Line for four decades. He started his own heating and cooling business, which was very successful because of Roy's commitment to the community he was raised in. Roy worked tirelessly for the people of Center Line. He was always a positive can-do type of person. He was always the first to volunteer for community projects, and if a neighbor needed a helping hand—and all of Center Line was his neighbor—Roy never turned them down. He had a heart of gold when it came to the people of Center Line.

Being a successful business owner was not Roy's only involvement in the Center Line community. For more than 30 years, he served in Center Line's police reserves, starting out as one of the original reserve members and rising to the rank of commander. Roy Gillette was elected to the Center Line City Council in 1999, re-elected in 2003, 2007, and 2011. Police and fire personnel and operations remained his top priorities from his council post.

Those who knew Roy were quick to remember his dedication to his city, to his family business, and to the family values he held close. Roy Gillette, Sr., was a community leader who will be long remembered. May his family know our respect for all that he accomplished.

A moment of silence was observed in memory of Center Line community leader Roy Gillette, Sr.

### Committee Reports

The Committee on Natural Resources, Environment and Great Lakes reported

#### **Senate Bill No. 50, entitled**

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending sections 81101, 81115, 81122, 81129, 81131, and 81133 (MCL 324.81101, 324.81115, 324.81122, 324.81129, 324.81131, and 324.81133), section 81101 as amended by 2012 PA 246, sections 81115 and 81129 as amended by 2008 PA 240, section 81122 as added by 1995 PA 58, section 81131 as amended by 2011 PA 107, and section 81133 as amended by 2012 PA 340; and to repeal acts and parts of acts.

With the recommendation that the substitute (S-1) be adopted and that the bill then pass.

The committee further recommends that the bill be given immediate effect.

Thomas A. Casperson  
Chairperson

**To Report Out:**

Yeas: Senators Casperson, Pavlov, Green, Kowall and Meekhof

Nays: Senators Warren and Hood

The bill and the substitute recommended by the committee were referred to the Committee of the Whole.

The Committee on Natural Resources, Environment and Great Lakes reported

**House Bill No. 4132, entitled**

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending section 9307 (MCL 324.9307), as amended by 2004 PA 439.

With the recommendation that the substitute (S-1) be adopted and that the bill then pass.

The committee further recommends that the bill be given immediate effect.

Thomas A. Casperson  
Chairperson

**To Report Out:**

Yeas: Senators Casperson, Pavlov, Green, Kowall, Meekhof, Warren and Hood

Nays: None

The bill and the substitute recommended by the committee were referred to the Committee of the Whole.

The Committee on Natural Resources, Environment and Great Lakes reported

**House Bill No. 4284, entitled**

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending sections 81131 and 81133 (MCL 324.81131 and 324.81133), section 81131 as amended by 2011 PA 107 and section 81133 as amended by 2012 PA 340.

With the recommendation that the substitute (S-1) be adopted and that the bill then pass.

The committee further recommends that the bill be given immediate effect.

Thomas A. Casperson  
Chairperson

**To Report Out:**

Yeas: Senators Casperson, Pavlov, Green, Kowall and Meekhof

Nays: Senators Warren and Hood

The bill and the substitute recommended by the committee were referred to the Committee of the Whole.

The Committee on Natural Resources, Environment and Great Lakes reported

**House Bill No. 4299, entitled**

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending section 81131 (MCL 324.81131), as amended by 2011 PA 107.

With the recommendation that the substitute (S-1) be adopted and that the bill then pass.

The committee further recommends that the bill be given immediate effect.

Thomas A. Casperson  
Chairperson

**To Report Out:**

Yeas: Senators Casperson, Pavlov, Green, Kowall and Meekhof

Nays: Senators Warren and Hood

The bill and the substitute recommended by the committee were referred to the Committee of the Whole.

**COMMITTEE ATTENDANCE REPORT**

The Committee on Natural Resources, Environment and Great Lakes submitted the following:

Meeting held on Tuesday, June 11, 2013, at 8:30 a.m., Room 210, Farnum Building

Present: Senators Casperson (C), Pavlov, Green, Kowall, Meekhof, Warren and Hood

The Committee on Insurance reported

**Senate Resolution No. 37.**

A resolution to urge the Internal Revenue Service to adopt a formula for determining full-time employment that assumes that adjunct faculty work one hour outside the classroom for each hour that they teach for the purposes of the Patient Protection and Affordable Care Act.

(For text of resolution, see Senate Journal No. 34, p. 430.)  
With the recommendation that the resolution be adopted.

Joe Hune  
Chairperson

To Report Out:

Yeas: Senators Hune, Marleau, Brandenburg, Hansen, Robertson, Smith and Bieda  
Nays: None  
The resolution was placed on the order of Resolutions.

The Committee on Insurance reported

**Senate Bill No. 418, entitled**

A bill to amend 1956 PA 218, entitled "The insurance code of 1956," by amending section 1202 (MCL 500.1202), as amended by 2012 PA 552.

With the recommendation that the bill pass.

The committee further recommends that the bill be given immediate effect.

Joe Hune  
Chairperson

To Report Out:

Yeas: Senators Hune, Marleau, Brandenburg, Hansen, Robertson, Smith and Bieda  
Nays: None  
The bill was referred to the Committee of the Whole.

#### COMMITTEE ATTENDANCE REPORT

The Committee on Insurance submitted the following:

Meeting held on Tuesday, June 11, 2013, at 2:30 p.m., Room 100, Farnum Building

Present: Senators Hune (C), Marleau, Brandenburg, Hansen, Robertson, Smith and Bieda

The Committee on Judiciary reported

**Senate Bill No. 105, entitled**

A bill to amend 1990 PA 250, entitled "DNA identification profiling system act," by amending the title and sections 2, 3, 3a, and 6 (MCL 28.172, 28.173, 28.173a, and 28.176), the title and section 3 as amended by 1998 PA 522, sections 2 and 6 as amended by 2008 PA 535, and section 3a as amended by 2008 PA 533.

With the recommendation that the substitute (S-1) be adopted and that the bill then pass.

The committee further recommends that the bill be given immediate effect.

Rick Jones  
Chairperson

To Report Out:

Yeas: Senators Jones, Schuitmaker, Rocca and Bieda  
Nays: None

The bill and the substitute recommended by the committee were referred to the Committee of the Whole.

The Committee on Judiciary reported

**Senate Bill No. 106, entitled**

A bill to amend 1939 PA 288, entitled "Probate code of 1939," by amending section 18k of chapter XIII (MCL 712A.18k), as amended by 2003 PA 77.

With the recommendation that the bill pass.

The committee further recommends that the bill be given immediate effect.

Rick Jones  
Chairperson

To Report Out:

Yeas: Senators Jones, Schuitmaker, Rocca and Bieda  
Nays: None

The bill was referred to the Committee of the Whole.

The Committee on Judiciary reported

**Senate Bill No. 107, entitled**

A bill to amend 1931 PA 328, entitled "The Michigan penal code," by amending section 520m (MCL 750.520m), as amended by 2008 PA 380.

With the recommendation that the bill pass.

The committee further recommends that the bill be given immediate effect.

Rick Jones  
Chairperson

To Report Out:

Yeas: Senators Jones, Schuitmaker, Rocca and Bieda

Nays: None

The bill was referred to the Committee of the Whole.

The Committee on Judiciary reported

**Senate Bill No. 325, entitled**

A bill to adopt the uniform child abduction prevention act; to allow courts in this state to impose measures to prevent the abduction of children; to establish standards for determining whether a child is subject to a significant risk of abduction; and to provide remedies.

With the recommendation that the bill pass.

The committee further recommends that the bill be given immediate effect.

Rick Jones  
Chairperson

To Report Out:

Yeas: Senators Jones, Schuitmaker, Rocca and Bieda

Nays: None

The bill was referred to the Committee of the Whole.

The Committee on Judiciary reported

**House Bill No. 4262, entitled**

A bill to amend 1931 PA 328, entitled "The Michigan penal code," by amending sections 226, 227, and 231 (MCL 750.226, 750.227, and 750.231), section 227 as amended by 1986 PA 8 and section 231 as amended by 2006 PA 401.

With the recommendation that the bill pass.

The committee further recommends that the bill be given immediate effect.

Rick Jones  
Chairperson

To Report Out:

Yeas: Senators Jones, Schuitmaker, Rocca and Bieda

Nays: None

The bill was referred to the Committee of the Whole.

The Committee on Judiciary reported

**House Bill No. 4613, entitled**

A bill to amend 1961 PA 236, entitled "Revised judicature act of 1961," by amending section 2918 (MCL 600.2918).

With the recommendation that the bill pass.

The committee further recommends that the bill be given immediate effect.

Rick Jones  
Chairperson

To Report Out:

Yeas: Senators Jones, Schuitmaker, Rocca and Bieda

Nays: None

The bill was referred to the Committee of the Whole.

#### COMMITTEE ATTENDANCE REPORT

The Committee on Judiciary submitted the following:

Meeting held on Tuesday, June 11, 2013, at 2:30 p.m., Room 210, Farnum Building

Present: Senators Jones (C), Schuitmaker, Rocca and Bieda



## COMMITTEE ATTENDANCE REPORT

The Committee on Education submitted the following:

Joint meeting held on Tuesday, June 11, 2013, at 3:00 p.m., House Appropriations Room, 3rd Floor, Capitol Building

Present: Senators Pavlov (C), Emmons, Colbeck, Hopgood and Young

**Scheduled Meetings**

**Agriculture** - Thursday, June 13, 8:30 a.m., Room 110, Farnum Building (373-5312)

**Health Policy** - Thursday, June 13, 2:30 p.m., Senate Hearing Room, Ground Floor, Boji Tower (373-5314)

**Michigan Law Revision Commission** - Thursday, June 20, 11:30 a.m., Room 810, Farnum Building (373-0212)

Senator Meekhof moved that the Senate adjourn.

The motion prevailed, the time being 12:03 p.m.

The Assistant President pro tempore, Senator Hansen, declared the Senate adjourned until Thursday, June 13, 2013, at 10:00 a.m.

CAROL MOREY VIVENTI  
Secretary of the Senate

